

**AT A REGULAR MEETING OF THE MONTGOMERY COUNTY PUBLIC SERVICE AUTHORITY, HELD ON THE 7<sup>TH</sup> DAY OF JULY 2008, 7:00 P.M., COUNTY ADMINISTRATION CONFERENCE ROOM, MONTGOMERY COUNTY GOVERNMENT CENTER, CHRISTIANSBURG, VIRGINIA:**

<b>PRESENT:</b>	James Politis	-Chair
	Gary Creed	-Vice-Chair
	Mary Biggs	-Secretary-Treasurer
	John Muffo	-Member
	William Brown	-Member
	Doug Marrs	-Member
	Robert C. Fronk	-PSA Director
	Linda Pendleton	-Senior Program Assistant
	Marty McMahan	-County Attorney
	B. Clayton Goodman	-County Administrator
	Malvin Wells	-Planning Commission

<b>ABSENT:</b>	Annette Perkins	-Member
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**CALL TO ORDER**

Chair Politis called the meeting to order and determined that a quorum was present.

**PUBLIC ADDRESS SESSION**

There were no comments from the public.

**CONSENT AGENDA**

On a motion by Gary Creed, seconded by William Brown, and carried; IT WAS RESOLVED, that the Public Service Authority hereby approves the Consent Agenda, dated July 7, 2008.

The vote on the foregoing motion is as follows:

<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>
John Muffo		Annette Perkins
Gary Creed		Mary Biggs
William Brown		
Doug Marrs		
James Politis		

**APPROVAL OF MINUTES  
JUNE 2, 2008 & JUNE 9, 2008**

On a motion by Gary Creed, seconded by William Brown, and carried; IT WAS RESOLVED, that the Public Service Authority hereby approves the minutes dated June 2, 2008 and June 9, 2008.

The vote on the foregoing motion is as follows:

AYE	NAY	ABSENT
John Muffo		Annette Perkins
Gary Creed		Mary Biggs
William Brown		
Doug Marrs		
James Politis		

**REVIEW PROPOSED RATE & FEE CHANGES**

There will be a public hearing on rate and fee changes at the PSA meeting of August 4, 2008. The Director presented a summary of the proposed changes.

**RD LOAN REFINANCING**

After discussion, the Board requested that the PSA Director check to see if the June payment was included in the amount of the loan.

**FINANCIAL REPORT**

The financial report for period ending June 30, 2008 was presented for review and discussion.

**DIRECTOR'S REPORT**

The Director discussed the following items:

1. Monthly Activities Report  
The June 2008 report was presented for review.
2. Sewage Treatment Plant Permit Applications  
All three PSA sewage treatment plant permits expire this year requiring preparation and submission of permit applications. PSA staff has prepared and submitted the applications. The Riner and Elliston permit applications have been accepted by DEQ, and the Shawsville plant permit application is still under review by DEQ. In the past, consultants were hired to prepare and submit these applications. Staff has done a very good job of completing these applications.
3. Warm Hearth Sewer Billing  
Warm Hearth was notified of the PSA decision to initiate sewer based on the sewer meter starting immediately and to not seek reimbursement for past under billing as allowed by PSA Regulation. Warm Hearth will be billed for sewer based upon the sewer meter for the pump station section and flat rate billing for the gravity sewer section (Woods Edge).

4. **Recent Media Stories on Bottled vs. Tap Water**  
USA Today and other media outlets released a story on June 18, 2008 indicating that customers are switching to tap water from bottled water due to cost and environmental concerns associated with the bottles.
5. **Fluoridation Grant Application**  
The PSA was notified of an available Virginia Department of Health fluoridation grant funding and made application for the grant funding on June 18, 2008 to replace the aged fluoridation system equipment at all three Riner Water System wells.
6. **Carilion NRV Water and Wastewater Agreement Expiration**  
Notice that all water and wastewater agreements have expired along with a final reimbursement check for \$1,000 was sent to Carilion's Attorney on June 27, 2008.
7. **PSA Employee Licensing**  
Two PSA employees received operator licenses during June 2008; Randy Fulcher as a Class 3 Wastewater Operator and Michael Davis as a Class 4 Water Operator.
8. **Ironto Water System Extension and Casing Review**  
On June 20, 2008, Henry Brabham telephoned and inquired about extending the water line to the south side of I81 to serve his property there. He indicated that they have received several notices of violations from the Virginia Department of Health due to the well systems that would be eliminated if the property were served by the public water system. He indicated that he would contact his engineer to evaluate. The PSA has scheduled to excavate to the end of the 36-inch utility casing under I81 during the latter half of July after completing the Elliston diffuser work.
9. **Fill Over Sanitary Sewer Easement on National Drive Lot**  
It was determined that a property owner in this area placed fill material in excess of 15 feet over an existing sewer main and easement. The owner was notified by letter from the County Attorney to remove the material and restore the easement to its original condition. The property owner initiated removal of the fill during the third week of June.
10. **Fiscal Year 2008 Cash Balance Graph**  
The Director presented a graph of total water and sewer account cash balances for all workdays from July 1, 2007 to June 30, 2008.
11. **Consumer Confidence Reports**  
As required by the Virginia Department of Health, the 2007 Consumer Confidence Report for each water system was mailed out to the customers within the water system. Each system report contains the specific information for that water system (total of 10 systems). A copy of the report was presented.
12. **Pepper's Ferry Road Petition**  
The Director informed the Board that he sent a letter to Congressman Boucher's office on June 16, 2008 concerning the petition and request for any funding. To date, the PSA has not received a reply.
13. **Elliston Diffuser**  
The Director informed the Board that the crane broke when they started doing the work on July 7, 2008. A new crane was brought in that afternoon. Work on this project has to be completed by the end of the month. Thirty feet of pipe still needs to be installed.

After the Director's Report was presented, Mr. Creed asked that the Director contact Mr. Brabham and his engineer when excavation of the casing was underway so they could see the configuration.

**AUTHORITY MEMBERS' REPORT**

There were no reports from the Board members.

Ms. Biggs arrived after the Closed Meeting started.

**INTO CLOSED MEETING** (In at 7:29 p.m.)

On a motion by William Brown, seconded by Gary Creed, and carried; IT WAS RESOLVED, that the Public Service Authority hereby enters into Closed Meeting for the purpose of discussing the following:

- Section 2.2-3711 (7) Consultation with Legal Counsel and Briefings by Staff Members, Consultants or Attorneys, Pertaining to Actual or Probable Litigation or Other Specific Legal Matters Requiring the Provision of Legal Counsel
  - 1. Duncan Site Sewer
- (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body
  - 1. Personnel

The vote on the foregoing motion is as follows:

AYE	NAY	ABSENT
John Muffo		Annette Perkins
Gary Creed		Mary Biggs
William Brown		
Doug Marrs		
James Politis		

**OUT OF CLOSED MEETING** (Out at 8:22 p.m.)

On a motion by Gary Creed, seconded by John Muffo, and carried; IT WAS RESOLVED, that the Public Service Authority ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion is as follows:

AYE	NAY	ABSENT
John Muffo		Annette Perkins
Gary Creed		
William Brown		
Doug Marris		
Mary Biggs		
James Politis		

**CERTIFICATION OF CLOSED MEETING**

On a motion by Mary Biggs, seconded by William Brown, and carried;

WHEREAS, the Public Service Authority of Montgomery County 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 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE BE IT RESOLVED, that the Public Service Authority does hereby agree, 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 meeting to which this certification resolution applies; and (ii) only public business matters as were identified in the motion conveying the Closed Meeting were heard, discussed or considered by the Authority.

The vote on the foregoing motion is as follows:

AYE	NAY	ABSENT
John Muffo		Annette Perkins
Gary Creed		
William Brown		
Doug Marris		
Mary Biggs		
James Politis		

**ADJOURNMENT**

On a motion by John Muffo, seconded by Gary Creed, and carried; IT WAS RESOLVED, that the Public Service Authority does hereby adjourn to the next meeting scheduled for August 4, 2008.

The vote on the foregoing motion is as follows:

AYE	NAY	ABSENT
John Muffo		Annette Perkins
Gary Creed		
William Brown		
Doug Marris		
Mary Biggs		
James Politis		