

Informational Agenda for the next meeting of BVU Authority Board

The meeting will start at 12:00 p.m. on July 21, 2017 at the following location:

BVU Administrative Building
Designated Conference Room
15022 Lee Highway
Bristol, Virginia 24202

The BVU Authority Board of Directors will hold a meeting at the above time and place to consider the proposed matters listed below and any other matter added. A meal will be provided to official attendees. The public is invited to attend.

1. The Chair will call the meeting to order and determine a quorum is present.
2. The Chair will lead the meeting in opening ceremonies.
 - a. Moment of Reflection.
 - b. Pledge of Allegiance to the United States of America.
- *3. The Chair will request a motion to adopt a meeting agenda:
 - a. The Chair will ask members and/or CEO if they have any motions to add, delete, or revise items on the informational agenda.
 - *b. The Chair will conduct a separate roll call vote to formally adopt or reject each motion.
 - *c. The Chair will conduct a roll call vote to formally adopt the proposed agenda to include any approved motions to add, delete, or revise.

REORGANIZATION MEETING

- *4. The existing Chair will request nominations for a board Chair for FY2018. After all nominations are finalized, the Chair will request a vote from board members for each nominee.
- *5. The Chair will request nominations for a board Vice Chair for FY2018. After all nominations are finalized, the Chair will request a vote from board members for each nominee.
- *6. The Chair will request nominations for a board Secretary for FY2018. After all nominations are finalized, the Chair will request a vote from board members for each nominee.
- *7. The Chair will request nominations for a board Assistant Secretary for FY2018. After all nominations are finalized, the Chair will request a vote from board members for each nominee.
- *8. The Chair will request a motion and vote to appoint Penn Stuart as outside legal counsel for FY2018 (See VA Code 15.2-7206.C).

“C. The Board shall vote annually to retain outside legal counsel to advise the Authority on legal matters. The legal counsel shall be licensed to practice law in the Commonwealth, shall not be an employee of the Authority, and shall be separate from and independent of any legal counsel for the City of Bristol, Virginia, or Washington County.”

9. The Chair will request nominations and a motion to vote for the following committees:

*a. The Joint Sewer Committee. BVU can appoint two (2) board members to serve on the joint sewer committee. Meetings are held four times a year at the joint wastewater plant in Bluff City, TN.

(Eligible members include Gary Bagnall, Danny Griffin, Kevin Mumpower, and Saul Hernandez).

*b. Legal Affairs Committee. The recommendation is for two (2) board members to serve on a legal affairs committee. The committee will provide additional board oversight on pending or threatened litigation, negotiations with CPC, VCC, EDA, and VTC, and participate in reviewing options with legal counsel and making strategic recommendations to the full board.

(All board members are eligible to serve).

*10. The Chair will request a motion and vote to adopt a regular meeting schedule for FY2018.

REGULAR MEETING

11. The Chair will recognize members of the public that wish to address the board. There is a three minute time limit that may be extended with consent of the Chair.

12. The CEO will review upcoming events/calendar.

*13. The Chair will ask for a motion to approve the following minutes:

*a. June 23, 2017 regular board meeting.

14. The CEO and Finance Director will present financial reports for May 31, 2017.

15. The CEO and Key Accounts, Rates & Contract Manager will discuss the following topics:

- a. Update on TVA reintegration fee payment.
- b. Electric rate cut approval status.
- c. Universal Fibers TVA incentive.

*16. Gary Bagnall and the CEO will provide an update on the Joint Sewer Committee Meeting held on June 27, 2017.

- a. General Report on recent committee meeting.
- *b. The Chair will ask for a motion and vote to approve Severn Trent operations contract.
- *c. The Chair will ask for a motion and vote to approve aeration basin construction contract.

(Note: Only eligible voting members are Saul Hernandez, Kevin Mumpower, Gary Bagnall, and Danny Griffin).

*17. The CEO will provide an update on the following wastewater matters:

- a. The CEO and Water and Wastewater Manager will review the Virginia DEQ Warning Letter.
- *b. The CEO and Water and Wastewater Manager will review the Lane Group Design Contract – Beaver Creek Interceptor Study. The Chair will ask for a motion to approve the proposed contract.
- *c. The CEO and Water and Wastewater Manager will present a proposed policy to the board on water leaks and sewer credit adjustments. The Chair will ask for a motion to approve or amend the proposed policy.
- *d. The CEO and Water and Wastewater Manager will review Universal Fibers unpaid sewer invoices. The Chair will request a vote to authorize the CEO to retain legal counsel to advise BVU on its legal options to include litigation.

(Note: Only eligible voting members are Saul Hernandez, Kevin Mumpower, Gary Bagnall, and Danny Griffin).

*18. The CEO will present two policy proposals regarding employee participation in BVU surplus property auctions. The Chair will ask for a motion to approve one of the two policies.

*19. The CEO will present a proposed pay increase to the board on all employees, including the CEO. The Chair will ask for a motion to approve the proposed pay increase.

*20. The CEO will review APA findings related to various payments made by BVU to the City of Bristol under the transition agreement (APA findings 5 and 6). The Chair will ask for a motion to approve a resolution requesting local state legislators obtain an attorney general opinion on the payments.

21. The CEO and General Counsel will provide an update on the Sunset Transaction.

- a. The status of Virginia Coalfield Coalition (VCC) approval.
- b. The status of other consents and approvals.
- c. Update on employment issues.
- d. Discussion of potential board action to complete transaction.

22. Several OptiNet employees will make a presentation regarding sick leave and tuition reimbursement as they relate to the proposed Sunset Transaction.

- a. Education Assistance Program.
- b. Sick Leave.

*23. Adjournment.

*Board Vote Required

The next board meeting will be at 12:00 p.m. in August ____, 2017. For more information, please contact Donna Biggs, BVU Board's secretary, at (276) 669-4112. Please note that BVU attempts to either record or videotape all open sessions of BVU board meetings. The videotapes are uploaded to www.youtube.com and are available for members of the public to view.