

VIRGINIA:

At a regular meeting of the King George County Service Authority Board of Directors, held on Tuesday, the 2nd day of February, 2021 at 5:30 p.m. in the Revercomb Building Board Room at 10459 Courthouse Drive, King George, Virginia:

PRESENT: Annie Cupka, Chairman
James Morris, Vice-Chairman
Cathy Binder, Member
Carrie Cleveland, Member
Jonathon Weakley, General Manager
Neiman C. Young, County Administrator
Matt Britton, County Attorney

REMOTE: Allen R. Parker, Jr., Member

0:00:02.2 Madam Chair: I hereby call to order this meeting of the King George County Service Authority Board of Directors to order. I hereby invoke the rules and procedures previously adopted by the Board of Supervisors and the Service Authority Board of Directors allowing for electronic participation by some members with a quorum physically present. This action is taken as a result of the COVID-19 pandemic and the governor's orders regarding limiting of gatherings and staying in place during a disaster. Electronic participation is encouraged and pursuant to the governor's emergency orders, social distancing shall be maintained for all physically present. If you choose to be physically present, you will be screened by authorized staff for signs and symptoms of illness based on the results of that screening, certain physical attendees may be denied entry. The following members are physically present.

0:00:58.1 James Morris: James Morris.

0:01:00.3 Cathy Binder: Cathy Binder.

0:01:01.6 Carrie Cleveland: Carrie Cleveland.

0:01:03.7 Madam Chair: Ann Cupka. The following members are participating through electronic and remote means after notifying the chair that temporary disabilities and/or other medical conditions exist that prevent the member's physical attendance. Thank you, Mr. Parker, I direct the clerk to include this statement and any statement of remotely participating board members to be

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memorialized in the minutes. And we'll now have the invocation by Mr. Morris, followed by the Pledge of Allegiance by Mr. Weakley.

0:01:44.1 J. Morris: Let us pray. Lord, we ask for your guidance this evening as we discuss the business of the Service Authority, help us to make decisions that benefit our fellow man and our environment. In your name, we pray, Amen.

0:02:00.0 Jonathon Weakley: I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible with liberty and justice for all.

0:02:21.6 Madam Chair: And Mr. Weakley, do we have any amendments to the agenda?

0:02:24.8 J. Weakley: Yes, Madam Chair. Under action items, if you'll please add appointment of secretary and clerk for the Service Authority Board of Directors.

0:02:38.7 Madam Chair: Can I... Does someone wanna move to add that or I can just go ahead?

0:02:42.6 C. Binder: I was just... Couldn't get the mic to turn on I will make a motion to add, as Mr. Weakley stated, those items to the agenda.

0:02:49.3 J. Morris: I think it's treasury secretary.

0:02:52.8 Madam Chair: Oh, sorry.

0:02:54.3 J. Weakley: My apologies. Thank you, sir.

0:02:56.4 C. Binder: Mr. Weakley...

0:02:57.2 Madam Chair: Treasury secretary.

0:03:04.2 J. Morris: Oh, [chuckle] okay.

0:03:06.1 Madam Chair: Yep.

0:03:07.6 C. Binder: So I made a motion.

0:03:07.9 Madam Chair: And we have a motion. Do we have a second?

0:03:10.3 J. Morris: I second.

0:03:11.8 Madam Chair: Any further discussion? All those in favor? Say aye.

0:03:15.4 J. Morris: Aye.

0:03:15.7 C. Binder: Aye.

0:03:16.0 Madam Chair: Chair votes aye, motion carries.

0:03:19.8 Allen Parker: Aye.

0:03:20.3 Madam Chair: Thank you, Mr. Parker. Sorry, there was a little bit of a delay. Alright, public comment. Comments will be limited to three minutes per person in order to afford everyone an opportunity to speak. If comments relate to a specific public hearing item, we ask that you offer those comments at the time of the public hearing. I do not see anyone here physically present to provide public comment. Mr. Dines, do we have anyone online?

0:03:48.6 Chris Dines: No, Madam Chair.

0:03:48.6 Madam Chair: Alright, that being said, I will close public comment. Reports of members of the board. Mr. Morris, go right ahead.

0:03:57.7 J. Morris: Yes, ma'am. No report, but I would like to take a moment and thank Dr. Young for his service to the country and to the county, and I wish him and his family well in their future endeavors.

0:04:13.2 Madam Chair: Thank you, Mr. Morris. Miss Binder.

0:04:15.8 C. Binder: I have no report at this time, and I'll talk about Dr. Young in my county report. Thank you.

0:04:23.4 Madam Chair: Thank you. Ms. Cleveland.

0:04:25.1 C. Cleveland: I have no report at this time.

0:04:28.2 Madam Chair: Mr. Parker.

0:04:31.4 A. Parker: I have nothing now, Madam Chair.

[pause]

0:04:46.6 Madam Chair: Thank you, Mr. Morris..I'm Sorry. Mr. Parker. Um, I do have one item. I wanna thank Mr. Weakley for meeting with some citizens over in Potomac landing this past week to address their concerns regarding property on which King George Service Authority has assets. I received compliments from two of the citizens and appreciate Mr. Weakley's work to coordinate with Mr. Mike Muncie, the Director of General Properties to resolve the concerns of our citizens, and I will wait until the Board of Supervisors as I too would pass my compliments on to Dr. Young. Alright, we will close reports from members of the board and move on to the consent agenda, Mr. Weakley.

0:05:30.5 J. Weakley: Thank you, Madam Chair, and I apologize to the board. There's an error, you always have a cover page before your warrant. We have caught that. I know it's after the fact, but moving forward, that would be correct. So please note for the record when you go to approve the warrant tonight, a correction, Mr. Bennett needed to be removed, Miss Cleveland needs to be in place. So again, your warrant page, which is the second in your board package, it lists out the membership, so we will have that corrected moving forward but for tonight, for the record, it is important that that correction be recognized.

0:06:10.3 Madam Chair: Thank you, Mr. Weakley. Yes.

0:06:11.6 Matt Britton: Madam Chair, I think you need to move... Because it's a warrant, so I think you need to move to amend that.

0:06:18.7 Madam Chair: So, can I get a motion to amend...

0:06:22.8 C. Binder: Can we... I will make a motion to amend the... It's the second...

0:06:25.6 Madam Chair: Page two.

0:06:27.3 C. Binder: Page two to remove Mr. Michael Bennett and add Miss Carrie Cleveland.

0:06:34.6 J. Morris: I second it.

0:06:37.3 Madam Chair: Any further discussion? All those in favor, say aye.

0:06:42.4 C. Binder: Aye.

0:06:42.8 J. Morris: Aye.

0:06:43.2 Madam Chair: Any opposed? Chair votes aye, motion carries. Thank you. And now we need to adopt the consent agenda, correct, because we had to move first to amend it. Alright, so do I have a motion to accept the consent agenda?

0:07:01.5 C. Binder: I'll make a motion to accept the consent agenda.

0:07:06.8 J. Morris: I second.

0:07:10.3 Madam Chair: Thank you. Any further discussion? All those in favor, say aye.

0:07:14.2 C. Cleveland: Aye.

0:07:15.6 J. Morris: Aye.

0:07:16.2 A. Parker: Aye.

0:07:18.8 C. Cleveland: Aye.

0:07:21.7 Madam Chair: Any opposed? Chair votes aye, motion carries. Alright, Report of the County Attorney, Mr. Britton.

0:07:30.0 M. Britton: Just one thing, Madam Chair. You have the Fairview Beach Stabilization Project, which is federally funded, as I understand it, and in order to do that, you need three things, which is a storm drainage easement, a construction and access easement, and then a right of entry agreement so that the Service Authority and the county can go on there from time to time and make inspections. With respect to the Service Authority, there is Service Authority property lines and

what have you on there, and so they need to consent to these easements. One is the construction easement and access easement, which also I just incorporated the ongoing access and inspection agreement. There's also a maintenance agreement, which makes clear that neither the Service Authority nor the county is responsible for any costs ongoing or otherwise, unless there's damage to its own property. We would need a motion tonight to authorize Mr. Weakley to execute the storm drainage easement and the construction access easements for the Fairview Beach Stabilization Project on a forum acceptable to the county attorney.

0:09:00.5 Madam Chair: So before we do that real quick, let me just poll... Do we have any questions for Mr. Britton from members of the board? Go ahead, Mr. Parker.

0:09:02 A. Parker: (Inaudible)

0:09:26.6 Madam Chair: I'm sorry, Mr. Parker, can you state your question again, we're having some difficulties in the boardroom.

0:09:27 A. Parker: (Inaudible)

0:09:44.6 M. Britton: Yes. Apologies, I didn't know that the digital versions did not get sent. Yes, there are exhibits. I have worked with Mr. Bennett, who we know is no longer on the board, but he... And as well as Mr. Hudson. There's a number of players as well as Mr. Quesenberry, and we have all made edits and reviewed those, and Mr. Quesenberry in particular, as county engineer, has reviewed those and ensured me that the exhibits are adequately and accurately referenced in the documents themselves and those exhibits will be made a part of the original easements that I have in front of me. I didn't realize they weren't in the digital format. Sorry about that.

0:10:30 A. Parker: (Inaudible)

0:10:36 M. Britton: They are correct, and Mr. Quesenberry made sure, as well as Mr. Weakley and Mr. Bennett.

0:10:44.7 Madam Chair: Good question. Thank you, Mr. Parker, very much. No other questions, so I'll entertain a motion.

0:10:52.4 C. Binder: Mr. Britton, I just wanna make sure I make the right motion. It's for the deeds for... Is it what is in our packet? Or is it... You have a construction of... And utility storm drainage and access. Wait a minute, I got it. Okay.

0:11:05.7 M. Britton: There is a deed of easement, storm drainage and access.

0:11:10.0 C. Binder: Alright, I just wanted to make sure that... Because you had said something different, but I will make a motion for... To allow Mr. Weakley to finalize the deeds of construction and utility storm drainage and access easements for the Fairview Beach Stabilization Project.

0:11:31.4 J. Morris: I second.

0:11:33.4 Madam Chair: Any further discussion? All those in favor, say aye.

0:11:40.0 C. Cleveland: Aye.

0:11:40.0 J. Morris: Aye.

0:11:41.5 Madam Chair: Any opposed? Chair votes aye, motion carries. Thank you, Mr. Britton.

0:11:46.5 M. Britton: Will we also bring that up, Madam Chair, to the board? It requires a kind of administrator's signature, so I understand that there's a notary in the house tonight, so if the board passes it then Neiman can sign those tonight.

0:12:00.0 Madam Chair: Very good, thank you. Alright, Mr. Weakley, we're gonna move all the way down to action items. We have that one action item that we added.

0:12:18.5 J. Weakley: Yes, yes ma'am, Madam Chair. I believe there's a motion that the vice chair has for the appointment of treasury secretary with Service Authority Board of Directors, so now would be the appropriate time if you wish to entertain a motion. We know Dr. Young did fulfill that role. This is an appointment that needs to be done.

0:12:43.0 M. Britton: Madam Chair, under the by-laws, it's treasury and secretary. So there's officers, and those officers need not be members. One of the officer positions is combined under your 1992 by-laws, that is the treasury secretary. By the by-laws, also the treasury secretary shall serve as a clerk, so it's treasury secretary and clerk. I believe that you have the correct motion in front of you. Also, under law, the current person who's county administrator currently, that needs to be rescinded. You can't have two people at the same time under the by-laws.

0:13:23.9 Madam Chair: Very good. Thank you for the clarification, Mr. Britton. Mr. Morris, do you have a motion ready?

0:13:29.1 C. Binder: Yes, ma'am.

0:13:29.7 Madam Chair: Thank you.

0:13:30.9 C. Binder: I move to rescind the appointment of Neiman Young from the position of treasury secretary and clerk of the board, and to appoint, in his place, Cathy Binder as treasury secretary and clerk of the board, to serve until the next organizational meeting of the board or until otherwise replaced, in order to carry out the duties of these offices pursuant to board by-laws, Section 3, Subsection 4, and otherwise under law or at the direction of the board.

0:14:08.7 C. Cleveland: Second.

0:14:11.1 Madam Chair: Any further discussion? All those in favor, say aye.

0:14:16.5 C. Binder: Aye.

0:14:16.7 J. Morris: Aye.

0:14:17.1 C. Cleveland: Aye.

0:14:18.9 Madam Chair: Any opposed? Chair votes aye, motion carries. And whenever you're ready, Mr. Weakley, with your General Manager's Report.

0:14:34.7 J. Weakley: Okay, it's very brief. Mr. Dines, if you would go up the second slide. Just like to mention that per the board's direction from the last meeting, I did send the letter, which was a recommendation from this board to the Board of Supervisors recommending approval of the letter of support for the Caroline County Project, which was their joint permit application. And it's my understanding the Board of Supervisors voted to support that. So this was just an informational item, a follow-up. Thank you, Ms. Cupka. We will schedule that brush clearing with the Potomac Landing resident. They identified the area, so no big problem there, it's just a scheduling. Staff is currently working on preparing a draft budget. I did make a notation here: At the next meeting, in my discussions with the chair, I will be bringing a draft budget schedule, and that will be forecasting budget meeting in March. So I encourage members to bring their calendars so we can iron that out. But I will be bringing that up at the next meeting and then just ongoing matters, we're filling vacancies within the agency. So that's all I have to report tonight. If there's any questions from the board, I'd be happy to entertain those.

0:15:54.2 Madam Chair: Thank you, Mr. Weakley. Any questions from members?

0:16:01.2 J. Morris: No, ma'am.

0:16:01.5 Madam Chair: Ms. Binder? No. Ms. Cleveland?

0:16:01.9 C. Cleveland: No.

0:16:02.0 Madam Chair: Alright, Mr. Parker, do you have any questions for Mr. Weakley with regard to his General Manager's Report? Very good then. And just double-checking, we don't have any information items, anything last minute?

0:16:19.7 J. Weakley: No, Madam Chair.

0:16:21.3 J. Morris: Alrighty, then. We'll take a motion to adjourn.

0:16:25.4 C. Binder: I will make a motion to adjourn to February 16th, 2021 at 5:30 PM in the board room.

0:16:30.7 J. Morris: I'd second the motion.

0:16:35.3 Madam Chair: Any further discussion? All those in favor, say aye.

0:16:38.8 C. Binder: Aye.

0:16:39.0 J. Morris: Aye.

0:16:40.2 C. Cleveland: Aye.

0:16:40.3 Madam Chair: Any opposed? Chair votes aye, motion carries. This meeting is hereby adjourned to the next regularly scheduled meeting on February 16th, 2021 at 5:30 PM. That

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meeting may be held by electronic means and/or remote participation only, and may be closed to the public being physically present. All citizens are encouraged to participate in advance or during the meeting by electronic means, as provided by the county.

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