

**Washington County Service Authority Board of Commissioners
September 6, 2018 Special Called Meeting Minutes**

1. Call the Meeting to Order

The Special Called Meeting of the Washington County Service Authority Board of Commissioners, held in the E. W. Potts, Jr. Board Room located at 25122 Regal Drive, Abingdon, Virginia, was called to order by the Chairman at 7:01 am.

2. Roll Call

Commissioners Present:

Mr. Dwain Miller, Chairman
Mr. Kenneth Taylor, Vice Chairman
Mr. Jim McCall
Mr. Mike White
Mr. Mr. Wayne Campbell
Mr. Tim Orfield

Commissioners Absent:

Mr. Vernon Smith

WCSA Officers Present:

Robbie Cornett; Secretary, General Manager

WCSA Staff Present:

Dave Cheek, Operations Manager

3. Approval of the Agenda

Mr. Campbell motioned to approve the Agenda. Mr. McCall seconded and the Board approved voting 5-0-0-2 (Mr. White arrived after the vote).

4. Closed Meeting – 7:05 am

Mr. Campbell moved that the Board of Commissioners of the WCSA adjourn to Closed Meeting in accordance with the Virginia Freedom of Information Act, Code of Virginia Section 2.2-3711 Paragraph (A) (7); Probable Litigation

1. Consultation with legal counsel and briefings by staff members pertaining to probable litigation which WCSA or its legal counsel has a reasonable basis to believe will be

commenced against a known party, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of WCSA, specifically involving the enforcement of the WCSA's rights under a deed of record in the Clerk's Office of the Circuit Court of Washington County, Virginia as Instrument No. 090001966.

In addition to the Board, the presence of Thomas Dene, WCSA General Counsel and Robbie Cornett, WCSA General Manager were requested.

Mr. Smith seconded the Motion of Closed Meeting and the Board approved with a 5-0-2-0 vote.

6. Return to Public Session – 9:30 am

Mr. Campbell moved that the Board return to Open Session.

Mr. Campbell then read the following Certification of Closed Meeting;

Whereas, a Committee of the Board of Commissioners of the Washington County Service Authority 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 2.2-3712 Paragraph D of the Code of Virginia requires a certification by this Authority that such Closed Meeting was conducted in conformity with Virginia law; And

Now, therefore, be it resolved that the Committee of the Board of Commissioners of the Washington County Service Authority hereby certifies that to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the Closed Meeting to which this certification

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resolution applies, and (2) only such public business matters as were identified in the motion convening the Closed Meeting were heard, discussed or considered by the Board.

Mr. Miller seconded Mr. Campbell's motion and the Board approved voting 5-0-2-0.

With an Aye by Mr. Miller, Mr. Campbell, Mr. White, Mr. Orfield and Mr. Smith the Board confirmed no outside discussion took place other than Closed Meeting topics.

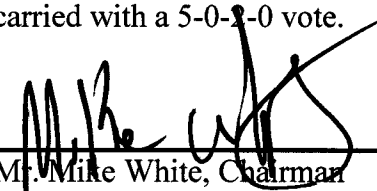
7. Late Items

"Mr. Chairman, I move that the general counsel be authorized and directed to institute legal proceedings in the Circuit Court of Washington County, Virginia to compel James C. Bundy and Olivia C. Bundy to perform their driveway paving obligations as required and specified by their deed to the Washington County Service authority dated March 30, 2009", stated Mr. Campbell.


Mr. Smith seconded and the Board approved with a 5-0-2-0 vote.

8. Adjourn – 9:33 am

Mr. Campbell made a motion to adjourn, Mr. Miller seconded and the motion carried with a 5-0-2-0 vote.



Mr. Mike White, Chairman



Carol Ann Shaffer, Assistant Secretary