

**Washington County Service Authority Board of Commissioners
September 16, 2019 Special Called Meeting Minutes**

**1. Call the Meeting to Order -
Chairman**

The Washington County Service Authority Board of Commissioners held a Special Called Meeting on September 16, 2019 at 25122 Regal Drive, Abingdon, Virginia in the Jack S. Cole Conference Room. The Chairman called the meeting order at 4:30 pm.

2. Roll Call - Chairman

Commissioners Present:

Mr. Dwain Miller, Chairman
Mr. Wayne Campbell, Vice Chairman
Mr. Jim McCall
Mr. Tim Orfield
Mr. Vernon Smith
Mr. Ken Taylor
Mr. Kevin Thayer

WCSA Officers Present:

Robbie Cornett; Secretary, General Manager
Carol Ann Shaffer: Assistant Secretary, Administrative Assistant

General Counsel Present:

Thomas Dene, Esq.; Dene & Dene, P.C.

3. Approval of the Agenda – Chairman

Mr. Campbell motioned to approve the Agenda as presented. Mr. Thayer seconded and the Board approved with a 7-0 vote.

4. Closed Meeting – 4:31 pm.

Mr. Campbell moved that Board of Commissioners of the WCSA adjourn to Closed Meeting in accordance with the Virginia Freedom of Information Act,

- 1. Code of Virginia Section 2.2-3711 Paragraph (A) (7): Probable Litigation:** Consultation with legal counsel pertaining to probable litigation that has been specifically threatened or on which the Board or

its legal counsel has a reasonable basis to believe will be commenced by or against a known party, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the Board.

- 2. Code of Virginia Section 2.2-3711 Paragraph (A) (7): Actual Litigation:** Consultation with legal counsel and briefings by staff members pertaining to actual litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the Board, specifically involving the case of Washington County Service Authority v. Bundy, currently pending in the Circuit Court of Washington County, Virginia.

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

Mr. McCall seconded and the motion carried with a unanimous Board vote.

5. Return to Public Meeting – 6:37 am - Chairman

Mr. Campbell moved that the Board return to Open Session. Mr. Taylor seconded and the Board approved voting 6-0-0-1.

Mr. Campbell read the following Certification of Closed Meeting:

Whereas, 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

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September 16, 2019 Special Called Meeting Minutes

that such Closed Meeting was conducted in conformity with Virginia law;

And Now, therefore, be it resolved that 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 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.

Aye by Mr. Orfield, Mr. Thayer, Mr. Campbell, Mr. Miller, Mr. Taylor, Mr. McCall and Mr. Smith confirming no outside discussion took place other than Closed Meeting topics.

6. Late Items

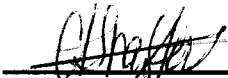
There were no late items discussed.

7. Adjourn – 6:39 am - *Chairman*

Mr. Taylor made a motion to adjourn, Mr. Campbell seconded and the motion carried with a unanimous vote.



Mr. Dwain Miller, Chairman



Carol Ann Shaffer, Assistant Secretary