



Region 2000 Services Authority

Location
Electronic Meeting - GoToMeeting

Date | Time
May 27, 2020
2:00 p.m.

Minutes

Board Members Present

Susan Adams..... Appomattox County
Steve Carter Nelson County
Frank Rogers..... Campbell County
Bonnie Svrcek..... City of Lynchburg

1. Welcome

Bonnie Svrcek, Chair, welcomed everyone and opened the meeting via GoToMeeting at 2:00 p.m.

2. Resolution to Authorize Electronic Meetings

A motion was made by Susan Adams, seconded by Frank Rogers, to authorize electronic meetings for the Region 2000 Services Authority. The motion was unanimously approved.

3. Public Comment

Mr. Jon Hardie commented:

- Mr. Hardie thanked the Authority for allowing public comment during the electronic meeting
- Although the board had a split vote regarding the excess revenue, during these unprecedented times, it is important for the Authority to designate the excess revenue per the original agreement
- Encouraged the Authority to come to a resolution together so that the citizens of Campbell County and City of Lynchburg are able to receive the excess revenue payments

Mr. Chris Amos commented:

- Mr. Amos commended Clarke Gibson and the landfill staff for their work during the last Household Hazardous Waste collection day
- Mr. Amos asked the following questions, which the Authority acknowledged would be answered later during the meeting:
 - Who is covering the construction cost for the facilities?

- Where on the property will the facilities in question be located?
- RNGC Project: How will the waste water that is needed for this project be taken care of/where will it come from?
- LFG Proposal: Could you provide more insight into how the engines will operate/will there be additional noise for those machines when in operation?
- Mr. Amos encouraged the Authority to vote ‘no’ on any budget that does not include excess revenue payments

4. Approval of January 22, 2020 Meeting Minutes

Frank Rogers made a motion, seconded by Steve Carter, to approve the minutes from the January 22 meeting. The vote was:

Susan Adams – Aye
 Steve Carter – Aye
 Frank Rogers – Aye
 Bonnie Svrcek - Abstain

The motion was approved.

5. Financial Update

a) Year to date financial update: Rosalie Majerus reported that revenue generated is now slightly less than projected, however, operating costs have also gone down during this time which helps to equal out budget concerns. The budget is still in good standing and there were no other major issues reported.

b) Approval of 2020-2021 Budget: Clarke Gibson reviewed the proposed budget as discussed during the January meeting. Tonnage rates will remain the same in addition to revenue, with total expenses remaining the same. The budget includes a proposed 3% salary increase for employees to help maintain employee retention rates and acknowledge excellent service provided by staff.

Susan Adams noted that she would not be in support of a salary increase for staff as salary increases for locality staff have been removed for the FY21 due to the financial impact in the region. This concern was also repeated by the other members of the Authority.

Susan Adams made a motion to defer approval of the budget until an in-person meeting can be scheduled for June. The motion was seconded by Steve Carter and was unanimously approved.

c) Waiving finance charges and other late fees for March/April Invoices: Clarke Gibson reported that there were a few large customers whose invoices were not received properly due to address and delivery issues that appear to be no fault of the customers. Additionally, two other customers have service fees that have not been collected in several years due to business closures. It was recommended to waive all the service charges for March & April.

A motion was made by Susan Adams, seconded by Bonnie Svrcek to waive the late fees and service charges for March and April and was unanimously approved.

d) Review of projected revenue/expenditures through 2031: Clarke Gibson explained that cost of service for tipping fees will increase slightly over the next ten years. The projected revenues/expenditures do include fully funding the closure/post closure reserve for the Livestock Road landfill. Additionally, all capital equipment funding and debt service reserve is accounted for.

6. Consideration of a Renegotiated Rate for Balance of 2011 Bond

Ted Cole of Davenport LLC reviewed the conditions of the 2011 bond and options for prepayment. After negotiating with BB&T about the conditions of repayment, BB&T proposed the following as of May 1, 2020:

- Willingness to waive the requirement of prepayment only on a payment date
- Reduction of the prepayment penalty from 1% to 0.5%
- A new interest rate of 2.44% effective on the closing date (assumed closing per Davenport: June 5)

Mr. Cole explained that the renegotiated rate proposed would save the Authority approximately \$80,000.

Bonnie Svrcek made a motion, seconded by Frank Rogers, to approve the resolution regarding the bond refinancing as stated.

Susan Adams made a substitute motion, seconded by Steve Carter, to defer this item until an in-person meeting in June. The motion was unanimously.

7. Installation of Phase IV Landfill Gas Collection System Project at the Livestock Road Landfill using 2015 Bond Funds

Mr. Gibson reported that in the coming months, the next phase of the Landfill Gas Collection system will be ready to move forward. It was proposed that the balance total of \$125,392 of remaining 2015 bond funds to move forward with this project, in addition to funds available in several line items that currently have a surplus. Approval from the Authority is requested so that planning can begin for this project.

Frank Rogers made a motion, seconded by Bonnie Svrcek, to authorize staff to move forward on the next phase for the Landfill Gas Collection System Project, which was unanimously approved.

8. Review of Proposals for Sale/Use of Livestock Road Landfill Gas

Mr. Gibson provided answers to the questions raised during the public comment period and by members of the Authority. The project will be funded by the developer fully, and the facility will be located between the flare station and shop building on Authority property. The equipment used are tractor trailer diesel engines that have been converted, which will generate power to create electricity and will be housed inside of a soundproof metal building.

Mr. Gibson explained that after speaking with Ingenco, whose proposal has been recommended by staff for this project, that this item be tabled and reassessed at a later date due to current concerns with COVID-19.

By consensus, the Authority was in agreement to table this item until a later date.

9. Consideration of Five Year Update/Minor Amendment to Solid Waste Management Plan

Every five years the DEQ requires regions and localities to update their Solid Waste Management Plan, which serves to explain the way solid waste is managed in the region. Lynn Klappich reviewed the history of the plan that began in 2010, and the minor amendment relates to the county waste transfer station in Appomattox County.

A motion was made by Steve Carter, seconded by Susan Adams to approve the minor amendment. The motion was unanimously approved.

10. Director's Report

a) Odor Update: Mr. Gibson reported that odor complaints have been reduced by 94% during this year compared to before the implementation of odor eliminating systems began being implemented.

b) Tonnage Chart: Tonnage is down slightly from last year; however it is not impacting cost of service.

c) Hazardous Household Waste Collection Schedule: The next scheduled event will take place on August 8.

11. Other Business from Staff or Authority Members

There was none.

12. Election of Offices for 2020-2021

Traditionally Lynchburg and Campbell have rotated the chair, and Nelson and Appomattox have rotated the treasurer's position. The following is recommended:

Chair: Frank Rogers

Vice Chair: Lynchburg City Representative

Treasurer: Susan Adams

A motion was made by Frank Rogers, seconded by Bonnie Svreck to approve the slate of offices as presented.

Susan Adams acknowledged Steve Carter's work as treasurer and recommended that he remain in the position for another term.

An amendment was made to elect Steve Carter as the Treasurer for an additional term.

The motion was unanimously approved.

- 13. Adjourn** – There being no further business, the meeting adjourned at 3:52 p.m.

The next meeting will be on June 10, 2020 in the Campbell County Board of Supervisors meeting space of the Haberer Building in Rustburg at 2:00 p.m.

Approved

Date

RESOLUTION OF REGION 2000 SERVICES AUTHORITY

AUTHORIZING THE USE OF ELECTRONIC MEETINGS TO DISCUSS TIME SENSITIVE AND CRITICAL BUSINESS RELATED TO THE COVID-19 PANDEMIC DISASTER

WHEREAS, on March 12, 2020, Governor Ralph S. Northam issued Executive Order Fifty-One declaring a state of emergency for the Commonwealth of Virginia arising from the novel Coronavirus (COVID-19) pandemic; and

WHEREAS, Executive Order Fifty-One acknowledged the existence of a public health emergency which constitutes a disaster as defined by Virginia Code § 44-146.16 arising from the public health threat presented by a communicable disease anticipated to spread; and

WHEREAS, Executive Order Fifty-One ordered implementation of the Commonwealth of Virginia Emergency Operations Plan, activation of the Virginia Emergency Operations Center to provide assistance to local governments, and authorization for executive branch agencies to waive “any state requirement or regulation” as appropriate; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency, beginning March 1, 2020, in response to the spread of COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a pandemic; and

WHEREAS, the governing bodies of the members of the Region 2000 Services Authority, being the City of Lynchburg and the Counties of Appomattox, Campbell, and Nelson have made individual declarations of a local emergency, specifically finding that the COVID-19 Pandemic constitutes a “disaster” as defined in Virginia Code § 44-146.16, being a “communicable disease of public health threat”; and

WHEREAS, through their Emergency Ordinances, the member jurisdictions specifically found that COVID-19 constitutes a real and substantial threat to public health and safety and constitutes a “disaster” as defined by Virginia Code § 44-146.16 being a “communicable disease of public health threat” and

WHEREAS, through their Emergency Ordinances, the member jurisdictions further found that the COVID-19 pandemic makes it unsafe to assemble in one location a quorum for public bodies including the School Board, the Planning Commission and all local and regional boards, commissions, committees and authorities created by the member jurisdictions or to which the member jurisdictions appoint all or a portion of its members (collectively “Public Entities” and individually “Public Entity”), or for such Public Entities to conduct meetings in accordance with normal practices and procedures; and

WHEREAS, failure of the Region 2000 Services Authority to act in a timely manner would lead to significant harm to individuals and businesses who use our services and to the region’s response to the COVID-19 crisis, and

WHEREAS, in addition to the above actions, the Virginia General Assembly on April 22, 2020, on the Governor’s recommendation, adopted budget language stating that notwithstanding any other provision of law, any public body, including any state, local, regional or regulatory body may meet by electronic communication means without a quorum present or any member physically assembled when the Governor has declared a state of emergency, provided that the nature of the emergency makes it impracticable or unsafe for the governing body to assemble in a single location, the purpose of the meeting is to discuss or transact the business statutorily required or necessary to continue the operations of the public body, the

public body shall make available a recording or transcript of the meeting on its website (the “Budget Amendment).

NOW, THEREFORE, BE IT RESOLVED that the Region 2000 Services Authority hereby will conduct electronic meetings giving proper notice through e-mail, websites and other means practical.

BE IT FURTHER RESOLVED that the Region 2000 Services Authority hereby authorizes and directs its officers and staff to take all steps reasonably necessary or appropriate to develop any specific procedures as applicable and appropriate for the Region 2000 Services Authority, provided that such specific procedures are consistent with the terms and conditions of the Emergency Ordinances and Budget Amendment; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon adoption and shall remain in effect during the pendency of the Emergency Ordinances including for any applicable period upon the re-adoption of the Emergency Ordinances by the members, or when the state of emergency has ended, whichever is later.

ADOPTED by the _____.

APPROVED

ATTEST:
