

Lower Neuse Basin Association®/Neuse River Compliance Association®
February 3, 2022 Meeting Minutes
Webinar Meeting (Virtual due to Covid-19)

Attending:

Barry Parks (Chair)	City of Wilson	John Kiviniemi (V-Chair)	Raleigh Water
Donald Smith (Treas)	Town of Cary	Chuck Smithwick (Sec)	Contentnea MSD
Dan McLawhorn	McLawhorn Law	David Hardin	Town of Apex
Robert Kruger	Aqua, N. C.	Reginald Hicks	City of Durham
Jimmy Pridgen	City of Wilson	Bert Sherman	City of Goldsboro
Kenny Stevens	City of Kinston	Kathy Cooper	City of Raleigh
Mike Wagner	Town of Fuquay-Varina	Jarrod Buchanan	Town of Cary
Amir Adaryani	NC DWR	Doug Dowden	NC DWR
Katie Dickens	Aqua, N. C.	Tony Hawkins	City of New Bern
Nora Deamer	NC DWR	Mike McAllister	Town of Kenly
Mark Vander Borgh	DWR Ecosystem	Trish D'Arconte	DWR Planning
Laura Pruitt	City of Wilson	Larry Durgin	Town of Apex
Dana Hill	Utilities, Inc.	Barrett Jenkins	Restoration Systems
Jeff White	Dupont	Dan Wall	Johnston County
Bill Simpson	Town of Clayton	Drake Robart	Town of Snow Hill
John Huisman	DWR Planning	Erica Baily	City of Raleigh
Adam Stephenson	Town of Fuquay-Varina	Steve Tedder	Tedder Farm Consulting
Barrett Jenkins	Restoration Systems	Jonathon Bulla	Town of Cary
David Huffman	NC DWR	Elliot Thomas	Craven County
T. J. Lynch	Hazen & Sawyer	Mike Templeton	NC DWR
Jay Sauber	Sauber Water Quality	Mike Montebello	NC DWR
Martin Lebo	WSP	Haywood Phthisic	LNBA/NRCA

The Chair, Barry Parks, called the meeting to order and welcomed everyone. The roll was called and there were 13 of 19 members present representing the LNBA and 16 of 25 members present representing the NRCA. There was a quorum present for both associations. Guests were introduced and recognized.

Board Minutes – The Board Minutes from the November 3, 2022 meeting were presented. Being no revisions, the minutes were approved as submitted.

Financials – *Treasurer's Report* – Donald Smith presented the Treasurer's Reports, November, December, 2021, and January, 2022 were presented to the Board. As of January 31st, the LNBA account balance was \$253,559.72 and NRCA account balance was \$312,723.79. Dan Wall made the motion to approve the reports as presented, seconded by Kenny Stevens, and approved by the Boards, respectively.

FY 2021-22 Year to Date Expenditures – Donald presented the current year to date expenditures for the Boards' review. The LNBA is currently expended 42% of the approved budget and the NRCA has currently expended 42% of its approved budget.

FY 2022-23 Budgets and Membership Fees – Haywood presented the recommended budget and membership fees for the LNBA and NRCA. The budget and membership fees were reviewed by the Finance Committee (Donald Smith, John Kiviniemi, Chuck Smithwick, and Haywood Phthisic) and the committee recommends approval. LNBA – The Town of Snow Hill joined the association so there will be a minor shift in the annual dues. Also, the contract with Environment I will end December 31st so the budget has been adjusted for an anticipated increase. NRCA – no increased is proposed in the budget and Modmon funding is not proposed for FY 2022-23. Following discussion, the Chair accepted the Finance Committee's recommendation as the motion, seconded by David Hardin, and approved by the Boards.

Legal Consultation Agreement for the Boards' Consideration – Haywood presented an agreement from Daniel F. McLawhorn Law Firm for the Boards' consideration. Dan recently retired from the City of Raleigh and offered his services to the associations. The proposal will begin the current fiscal year with \$6,500 budget (currently budgeted) and a budget of \$13,000 for FY 2022-23. Following discussion, Mike McAllister made the motion to approve the agreement, seconded by Mike Wagner, and approved by the Board.

NRCA Updates –

Executive Committee Meeting with DWR in November – Haywood reported the Executive Committee met with members of DWR to discuss the proposed RFP for a watershed model. It was noted in the RFP that information concerning adjustments to the transport factor were illustrated (circa 2003) that were never implemented. John Kiviniemi noted information was emailed to the executive committee that illustrated the end of pipe allocations would be adjusted in the event of transport factor revisions (confirmed by Mike Templeton) as not to reduce any nitrogen allocations in such adjustment/action.

DWR Watershed RFP Update – Haywood updated the Boards that there were 3 proposals received for the watershed RFP (Mike Templeton was able to confirm this information). The next step would be for the Dept. of Administration to approve (possibly in a month).

LNBA Updates –

LNBA Sampling Report - Work continues on the Lower Neuse River Monitoring Service Contract No. 5 with Environment I. All sampling was completed by Environment 1 in November, December and January, 2022. Data sets have been received through November, 2021. December sampling results are in data review. All invoices through December, 2021 have been processed and paid.

All samples were collected and analyzed per the Memorandum of Agreement (MOA) requirements in January 2022. Laboratory analysis is on this data is ongoing at this time

Environment I Agreement – Haywood noted the LNBA is entering into the 5th year of the agreement with Environment I and requested Board authorization to into negotiations with Environment I. The goal is to present a proposal for the Board's consideration at the May meeting. Following discussion, Tony Hawkins made the motion to approve negotiating with Environment I, seconded by Dan Wall, and approved by the Board.

Draft 303(d) Listing and Integrated Report – Jay Sauber reviewed the draft 2022 303(d) list and integrated report comments (he generated) for the Boards' consideration. This year marks the 50th anniversary of the national Clean Water Act. Following the presentation and discussion, David Hardin made the motion to approve submitting the comments as presented, seconded by Mike McAllister, and approved by the Board.

LNBA/NRCA Operator Training Program – Haywood reported that the training committee will be preparing the program for the 2022 Operator Training Workshop. Haywood noted it has not been determined if this will be face to face or a virtual workshop at this time.

Member Reports – Haywood reported a WEF program has been initiated called [Nutrient Smart Recognition Program](#) and recommended the members review and consider participation. Bill Simpson with the Town of Clayton reported a ground breaking ceremony for their new facility will be April 8th at 10:00 a.m.

The next meeting is scheduled for May 5, 2022 at 10:00. With no further business, the meeting was adjourned.

Approved