

RSWA BOARD OF DIRECTORS
Minutes of Regular Meeting
January 24, 2005

A regular meeting of the Rivanna Solid Waste Authority (RSWA) Board of Directors was held on Monday, January 24, 2005 at 2:30 p.m. in the Conference Room, Administration Building, 695 Moores Creek Lane, Charlottesville, Virginia.

Board Members Present: Mr. Michael Gaffney – Presiding, Mr. Mark Graham, Mrs. Judith Mueller, Mr. Gary O’Connell, and Mr. Robert Tucker.

Authority Staff Present: Ms. Anne Bedarf, Mr. Bruce Edmonds, Mr. Tom Frederick, Ms. Mary Knowles, Ms. Kathy Ware, Ms. Jennifer Whitaker, Dr. Robert Wichser, and Mr. Lonnie Wood.

Also Present: Mr. Kurt Krueger - RSWA Attorney, members of the public, and media representatives.

1.0 Call to Order

The regular meeting of the RSWA Board of Directors was called to order by Mr. Michael Gaffney on Monday, January 24, 2005 at 2:35 p.m., and he noted that a quorum was present.

Mr. Gaffney welcomed his fellow Board members, RSWA staff, and members of the public in attendance at today’s meeting.

2.0 Minutes of the Previous Meeting

Upon a motion by Mrs. Mueller, and seconded by Mr. Tucker, the Board of Directors by a 3 - 0 vote approved the minutes of the regular Board meeting held on Monday, December 20, 2004. Mr. Mark Graham and Mr. Gary O’Connell abstained from the vote due to their absence from that meeting.

3.0 Executive Director’s Report

There was no Executive Director’s Report this month.

4.0 Items From The Public

There were no items from the public.

5.0 Consent Agenda

Mr. Gaffney asked if there were any items that the Board members would like to pull for discussion from the Consent Agenda.

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5.0 Consent Agenda Cont.
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- 5a) Staff Report on Finance
- 5b) Staff Report on Ivy Landfill/Transfer Station
- 5c) Staff Report on McIntire Road Recycling Center/ Paper/Paper Sort Recycling Operations
- 5d) Staff Report on Environmental Status

As there were no further questions or discussion, Mr. Tucker moved, which was seconded by Mr. O'Connell, that the Board of Directors vote to approve Items 5a), b), c), and d) of the Consent Agenda. The motion was approved by a 5 – 0 vote.

6.0 Other Business

There were no Other Business items to discuss.

7.0 Other Items From Board/Staff Not On Agenda

There were no other items from the Board or staff not on the Agenda.

8.0 Closed Meeting

Upon a motion by Mr. Tucker, and seconded by Mr. O'Connell, the Rivanna Solid Waste Authority Board of Directors voted to enter into a closed meeting for consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by counsel with respect to the financial assurance requirements of the Department of Environmental Quality as permitted by Section 2.2-3711.A.7 of the Code of Virginia. The motion was approved by a 5 – 0 vote, and the Board went into a closed session at 2:37 p.m.

ATTENDEES: Mr. Gaffney, Mr. Graham, Mrs. Mueller, Mr. O'Connell, Mr. Tucker, Mr. Krueger, Mr. Frederick, and Mr. Wood.

9.0 Resumption of Open Meeting

The Rivanna Solid Waste Authority Board of Directors meeting reconvened at 3:00 p.m.

Mr. Tucker made the following motion, which was seconded by Mr. O'Connell:

“**WHEREAS**, the Rivanna Solid Waste Authority Board of Directors 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,

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**9.0 Resumption of Open Meeting Cont.
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WHEREAS, Section 2.2-3711.D of the Code of Virginia requires a certification by the Rivanna Solid Waste Authority Board of Directors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Rivanna Solid Waste Authority Board of Directors certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which the certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Rivanna Solid Waste Authority Board of Directors."

There being no further discussion, Mr. Gaffney called for a roll call vote: Mr. Graham – Aye, Mrs. Mueller – Aye, Mr. O'Connell, Mr. Tucker – Aye, and Mr. Gaffney – Aye.

10.0 Adjournment

There being no further business, Mrs. Mueller moved the meeting be adjourned, seconded by Mr. O'Connell. All members voted aye, and the meeting was adjourned at 3:02 p.m.

Respectfully submitted,

Mr. Gary O'Connell
Secretary - Treasurer