

## UNRBA Board of Directors: September 20, 2017 Board Minutes

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The Board of Directors of the Upper Neuse River Basin Association (UNRBA) met at 9:30 A.M. on Wednesday, September 20, 2017 at the Town of Butner's Town Hall. Meeting attendees are listed below.

Name	Affiliation
Sig Hutchinson (Chair)	Wake County
Lindsay Mize (Vice Chair)	South Granville Water and Sewer Authority
Jimmy Clayton (Treasurer)	Person County
Jillian Johnson	City of Durham
Barry Baker	Granville County
Tom Davis	Orange County
Michelle Woolfolk	City of Durham
James Bryan	Orange County
Ellen Reckhow	Durham County
Don O'Toole	City of Durham
Terry Hackett	Town of Hillsborough
Kenny Waldroup	City of Raleigh
Jessica Galdwin	Town of Butner
Bob Hornick	Town of Butner
Melissa Hodges	Town of Butner
Sybil Tate	Person County
Ryan Eaves	Durham County
Reggie Hicks	City of Durham
David Harris	Durham Soil & Water Conservation
Randy Cahoon-Tingle	City of Creedmoor
Owen Roberts	Granville County
John Huisman	NCDEQ DWR
McKenzie Gentry	Durham County
George Matthis	River Guardian Foundation
Jay Sauber	Water Quality Consultant
Doug Durbin	Brown & Caldwell
Peter Raabe	American Rivers
Sarah Collins	NCLoM
Jennifer Fitts	Representing Granville Co., Person Co., Stem, Butner, & Creedmoor
Katie Cromwell	Representing Granville Co., Person Co., Stem, Butner, & Creedmoor
Alix Matos	Brown & Caldwell
Jim Hawks	NCDEQ – DWR
Forrest Westall	UNRBA
Haywood Phthisic	UNRBA

### Welcome and Recognition -

The Chair, Sig Hutchinson, called the meeting of the UNRBA to order, welcomed all attendees, and asked each attendee to introduce themselves. He asked if any of the Board Directors had any conflict of interest issues with any agenda items and no conflicts were identified. The Chair called the roll and 8 of 14 members were present for a quorum.

### Action Items -

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*Approval of Minutes from June 21, 2017 Board Meeting* - The Chair asked the Board if there were any edits or corrections to the minutes. Being none, Ellen Reckhow made a motion to approve the minutes as presented, seconded by Randy Cahoon - Tingle, and approved by the Board.

*Approval of Minutes of Special Conference Call Board Meeting, August 15, 2017* – The Chair asked the Board if there were any revisions or corrections to the minutes. Being none, Ellen Reckhow made a motion to approve the minutes as presented, seconded by Kenny Waldroup, and approved by the Board.

*Treasurer's Report* – Jimmy Clayton presented the Treasurer's Report for the period ending August 23, 2017. The checking account balance less invoices in process is \$843,9630.51 and the savings account balance is \$504,556.10. Following discussion Lindsay Mize made a motion to accept the Treasurer's Report as presented, seconded by Kenny Waldroup, and approved by the Board.

*Contract and Scope of Work or the UNRBA Modeling & Regulatory Support (MRS) Program* – Forrest reviewed the Request for Qualifications process that resulted in the selection of Brown and Caldwell as the Service Provider for the UNRBA's MRS effort. At the special phone conference call meeting of the Board on August 15, 2017, the Board made this selection based on recommendations from the Modeling and Regulatory Support Workgroup (MRSW) and the Path Forward Committee (PFC). The proposed contract for FY 2017-2018 for the MRS effort was reviewed and it was recommended by the Executive Director, MRSW, and the PFC that this contract be approved. Kenney Waldroup made a motion to accept the recommendation and authorize the Chair to sign the contract on behalf of the UNRBA, seconded by Randy Cahoon - Tingle, and approved by the Board. Ellen Reckhow abstained from voting on this item. To review the provisions of the contract, scope of work and budget, please click on this link: [MRS Contract and Scope of Work](#).

*Contract with Dispute Settlement Center* – Forrest noted that the Year 2 Stakeholder meeting for the Modeling & Regulatory Support effort will be in October and requested Board's approval of contracting with Dispute Settlement Center for facilitation services to be provide Andy Sachs of the Center. The agreement for these services was reviewed by Forrest and noted that the contract amount will be for a "not to exceed" level of \$2,000 (funds from operating reserve fund). Following discussion, Ellen Reckhow made a motion to approve the agreement and authorize the Chair to sign on behalf of the UNRBA, seconded by Michelle Woolfolk, and approved by the Board.

*Authorization to Issue Legal Support Request for Qualifications (RFQ)* – Forrest updated the Board on the status of the Legal Support RFQ and asked the Board for authorization to issue the RFQ at an appropriate time in the future. Forrest stated that the schedule and the timeframe for this issuance would be coordinated with the legal group. Kenny Waldroup made a motion to authorization to allow the Executive Director to proceed to notice of the RFQ, seconded by Ellen Reckhow, and approved by the Board.

### **Status Updates -**

*Update on DWR Activities related to UNRBA* – John Huisman with NCDEQ – DWR gave an update on activities of DWR. John noted he had met with a few UNRBA members to discuss existing nutrient load estimates relative to the process of determining jurisdictional loads under the Existing Development, Stage I Rule. He also discussed other DWR/UNRBA activities, including work on approval of two outstanding credit practices, Land Conservation and Buffer Improvement in Developed areas, submitted for approval by the UNRBA, and noted that the UNRBA's concerns about use support segmentation of Falls Lake is still under consideration. He stated that DWR is working on the Model Program for Falls Lake (currently projected to go to the May, 2018 Environmental Management Commission meeting). John noted that the Rules Review process for Section 02B will go out for an additional stakeholder review, and that DWR is working on a nutrient trading framework.

*Update on UNRBA Comments on 02B Rules Readoption Process* – Forrest noted that not much time exists to comment on the 02B rules. Forrest requested the Board authorize him to submit comments in consultation with the 02B Workgroup, and consent was given.

*Requested Revisions to Session Law 2016-94* – Forrest updated the Board on the proposed revisions to Session Law 2016-94. He noted that the UNRBA's requested revisions were not approved in the last legislative session and would likely be put forward again at the next session.

*Modeling & Regulatory Support Update (FY 2016-2017 Contract)*– Alix Matos with Brown & Caldwell updated the Board on the work completed during the current contract and the remaining tasks to be completed by September 30, 2017. She noted modeling packages for the lake and watershed have been selected, a description of how the multiple models would be used together (general modeling plan), a stakeholder meeting was held at the WRII annual conference, a modeling work plan timeline was developed, and the Modeling Quality Assurance Project Plan was in final stages of development.

*Monitoring Program Update* – Doug Durbin with Brown & Caldwell gave the Board an update on the Monitoring Program. Monthly sampling is on schedule and the routine monitoring data has been migrated to the UNRBA website and is accessible from there. High flow samples have not been collected due to the dry period we are currently experiencing. Forrest acknowledged the work of our Web Support contractor, Mike Gering, in securing the database on the UNRBA website.

*Regulatory/Legislative Update* – Sarah Collins with the N.C. League of Municipalities gave the Board a brief update on legislative actions.

*Executive Director Report* – Forrest noted that members with stormwater permits have revised some of the language in the permit renewals and those who have NPDES Stormwater permits should take note. Forrest indicated that comments would likely be appropriate given the Falls Lake Rules. Following discussion, Kenny Waldroup made a motion to authorize the Executive Director to submit comments, seconded by Randy Cahoon – Tingle, and approved by the Board.

Forrest discussed with the Board the possibility of entering into a Memorandum of Agreement (MOA) with DEQ that would be aimed at producing a cooperative/collaborative process for decision making on the Reexamination and hopefully secure support from the agency moving on into the future. Following discussion Kenny Waldroup made a motion to authorize the Executive Director to engage DWR to enter into a MOA, seconded by Randy Cahoon – Tingle, and approved by the Board.

The audit contractor, Winston, Williams, Creech, Evans, & Company of Oxford, N.C, is working on the audit. It is anticipated the audit will be available for the November Board meeting.

The next scheduled Board meeting is November 15, 2017, 9:00 to 11:30 a.m. at Butner Town Hall (the meeting is being held 30 minutes early due to conflict with another meeting Board members are involved). With no other business, the meeting was then adjourned.