

A BUDGET WORK SESSION OF THE BOARD OF SUPERVISORS WAS HELD ON THE 12<sup>th</sup> DAY OF MARCH IN THE YEAR TWO THOUSAND FOUR OF OUR LORD IN THE COURTROOM IN THE BOARD ROOM THE OLD COURTHOUSE AT 8:10 A.M.

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IN RE: ROLL CALL

Mark E. Hill	Present
D. M. "Marty" Sparks	Present (arrived at 8:15 a.m.)
Stran L Trout	Present
W. R. "Ray" Davis, Jr.	Present
James H. Burrell	Present

Chairman Burrell called the meeting to order.

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IN RE: WASTEWATER TREATMENT PLANTS

Bill Leary, Interim Public Works Director, briefed the Board regarding the proposed response to the notice of violation received from DEQ for high phosphorus readings and one high total solids reading. It is his understanding that DEQ is considering the imposition of fines. He believes that the probability of fines is 50/50 but he is uncertain as to the amount of any fine. It is his feeling that they are trying to come up with a reason why not to fine New Kent. Normally DEQ employees will make recommendations to the Water Quality Control Board who makes the decision, but New Kent should hear before anything is final. He would not suggest any kind of pro-active steps as it may aggravate the situation.

Mr. Leary is confident that the readings are not the results of any illegal dumping nor does he believe that it is coming from surface water (fertilizer). The only major change is the rest areas. The manufacturers of the cleaning solutions used at the rest areas insist that there is no phosphorous in their products but Mr. Leary feels that their products could be interfering with the testing. He stated that test samples can be taken at the pump station from the rest areas, and that proving interference may mitigate New Kent's case but will not make it go away.

His proposed response to DEQ would be to:

1. Test and determine if possible interferences with phosphorus testing (this could be from cleaning chemicals at the rest areas and should not cost a lot)
  2. Evaluate present permit limits and influent strength for ability of present plan process to meet limits (consider an outside design review, and he is unsure what that would cost)
  3. Relocate the plant drain pump station discharge to prevent interference with process operations (could possibly be a design flaw)
  4. Test for proper application points and concentration of chemicals to remove phosphorus to meet limit
  5. Accomplish all of the above by October 30, 2004
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If any other structural modifications are required at the plant, the process of designing, obtaining regulatory approvals, bidding and construction will lengthen the schedule. The time schedule will be developed when this information is determined, to which DEQ is in agreement.

He has sent the plans and DMRs to a firm in North Carolina that specializes in wastewater treatment plants. He has confidence in their opinion and they may not charge him for a review. They would not want to get involved if this might lead to litigation.

Both plants are approaching the time when new permits will need to be applied for, at a cost of \$7,000 per plant. Mr. Davis inquired if this would be a good time to increase the permit size for the Parham Landing plant. Both Mr. Leary and Mr. Christie stated that this was not the right time, and that increased capacity is not needed in this cycle.

Any consent agreement with DEQ would have to be signed by the County Attorney and would provide for fines. If the conditions are not corrected, then the plant could be shut down.

Mr. Leary was asked his opinion regarding proceeding now with aerial mapping of entire I-64 corridor. He advised that the County should hold off for now, as nothing will happen before fall, when leaves will again be off the trees. Currently the Chickahominy plant is discharging to the lagoons.

Mr. Leary's advice to the Board was to get out of the Chickahominy plant and do not expand it. New Kent should stay out of the Newport News watershed.

On another subject, Mr. Leary advised that Board that DEQ will be holding public hearings on the Pamunkey River and setting TMDLs and allocating to plants. They will probably begin to set nitrogen limits on all plants that discharge into the Chesapeake Bay, as a result of efforts by both EPA and Chesapeake Bay folks. The first hearing will probably be informational only and he will call his contact to see what information he can obtain.

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RE: SEWER LINE

Mr. Christie urged the Board to start negotiations on a contract price for engineering work to run sewer down I-64 in order to be ready to move forward on March 22. There was discussion about whether the engineering design should be done for the line from Bottoms Bridge all the way to Parham Landing, or just to the Chickahominy plant. It was the consensus of the Board to proceed with negotiations with R. Stuart Royer for Phase I only, and Mr. Davis agreed to work with Mr. Christie and Mr. Hart on this.

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RE: BUDGET REVENUES & EXPENDITURES

The Board members discussed projected revenues and proposed expenditures.

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IN RE: ADJOURNMENT

Mr. Davis moved that the meeting be adjourned. The members were polled:

Mark E. Hill	Aye
D. M. "Marty" Sparks	Aye
Stran L Trout	Aye
W. R. "Ray" Davis, Jr.	Aye
James H. Burrell	Aye

The motion carried. The meeting was adjourned at 12:20 p.m.