

Lower Neuse Basin Association®/Neuse River Compliance Association®
November 2, 2023 Meeting Minutes
City of Kinston, Kinston, N. C.

Attending:

John Kiviniemi (Chair)	Raleigh Water	Donald Smith (Treas)	Town of Cary
Kenny Stevens (Sec)	City of Kinston (virtual)	Chuck Smithwick (V-Chair)	Contentnea MSD
Dan McLawhorn (v)	McLawhorn Legal	Ed Buchan	City of Raleigh
Lori Avent (v)	Town of Apex	Laura Pruitt	City of Wilson
Reggie Hicks	City of Durham	Joshua Baird	Town of Clayton
James Blalock	Town of Clayton	Adam Stephenson	Town of Fuquay-Varina
Lisa Joseph	Raleigh Water	Anthony Futrell	Carolina Water Service
Tony Konsul	Carolina Water Service	Jeff Mahagan	Town of Hillsborough
Jimmy Pridgen	City of Wilson	Robert Sherman	City of Goldsboro
Scott Smart	City of Durham	T. J. Lynch	Hazen & Sawyer
Drake Robart	Town of Snow Hill	Tony Hawkins	City of New Bern
David Suggs	CovationBio	Dan Wall	Johnston County
Joe Pearce (v)	Aqua, N.C.	Mark Vander Borgh	NC DWR
Steve Tedder	Black & Vetch	Ron Boquist	Waypoint Anal.
Haywood Phthisic	LNBA/NRCA		

The Chair, John Kiviniemi, called the meeting to order and welcomed everyone. The roll was called and there were 12 of 19 members present representing the LNBA and 16 of 24 members present representing the NRCA. There was a quorum present for both associations and guests were introduced and recognized.

Board Minutes – The Board Minutes for the September 7, 2023 meeting were presented. Being no revisions, Dan Wall made the motion to approve, seconded by Bert Sherman, and approved by the Boards.

2024 Meeting Dates – The proposed meeting dates for 2024 are: February 1st, May 2nd, September 5th, and November 7th. Jimmy Pridgen made the motion to approve the meeting dates as presented, seconded by Dan Wall, and approved by the Boards, respectively.

Financials – Treasurer's Report – Donald Smith presented the Treasurer's Report for the period of September, and October, 2023 to the Board. As of October 31st, the LNBA account balance is \$327,613.82 and NRCA account balance is \$400,033.41. Kenny Stevens made the motion to approve the report as presented, seconded by Jimmy Pridgen, and approved by the Boards, respectively.

Website Rebuild Update – Haywood noted the beta website is operational and available for viewing. Please take a few moments to review the beta website and provide comments. The draft site will be circulated to a select members for comments before the end of the year.

FY 2024-25 Budget Prep – Haywood reported the proposed budget for the next fiscal year will be presented at the February 1st Board meeting.

Neuse Watershed Modeling Update – John reported WSP, Inc. (Dr. Marty Lebo and his team) are engaged in the modeling work. Dr. Lebo's report is noted in the agenda package. The next update is December 5th and the link for that meeting will be sent to the membership. John noted that HB 600 did

not pass in the form it was intended (i.e. removing the “15,000 customer exemption”) from the original legislation.

LNBA Updates –

Work continues on the Lower Neuse River Monitoring Service Contract No. 6 with Waypoint Analytical. All sampling was completed in September and October with the exceptions listed below:

September 2023

9/1/23 - J4690000 (Middle Creek, Sunset Lake near Holly Springs (SR-1152) - Unable to collect due to bridge construction.

9/1/23 - J12 qualifier for Dissolved Oxygen - End of day calibration verification check standard failed low (potential low data bias).

9/5/23 - J12 qualifier - Daily Calibration Log Sheet unaccounted for. Could not perform secondary review of calibration data.

9/11/23 - J4690000 (Middle Creek, Sunset Lake near Holly Springs (SR-1152) - Unable to collect due to bridge construction.

9/21/23 - J4080000 (Poplar Creek at SR-2049 near Knightdale) - Flow too low to collect sample. Field parameters only.

9/22/23 - J4115000 (Marks Creek at Neuse River Trail near Archer Lodge) - Flow too low to collect sample. Field parameters only.

October 2023

10/23/23 - J4690000 (Middle Creek, Sunset Lake near Holly Springs (SR-1152) - Unable to collect due to bridge construction.

All invoices have been processed and paid through September, 2023.

Renewal of the Memorandum of Agreement with DWR – Haywood noted the LNBA agreement with DWR will expire July 31st so the process to renew the agreement will be underway in the spring. The LNBA should receive a draft agreement early in the year and will need to approve by the May 2nd Board meeting.

NRCA Updates –

Nitrogen Lease Reminder for 2023 – Haywood reminder the membership to review their nitrogen discharges for 2023 and, if necessary, execute a nitrogen lease before December 31, 2023.

LNBA and NRCA Delegates – Haywood provide the Board with a list of delegates and asked for all members to review and update their delegates. Haywood noted he would send an email to confirm the member delegates in the near future.

Discussion on Nitrogen Allocation Compliance Bylaw – John continued the conversation regarding compliance with the individual nitrogen allocations and leasing of nitrogen. A 2018 graph indicating the point at which the NRCA will reach 100% of its nitrogen allocation. A history of the NRCA bylaws and revisions made were presented to show how the NRCA matured over time. It was noted that EPA had concerns over the “bubble permit” concept that violations would continue to occur before the NRCA received its NPDES permit. It was suggested that the Executive Committee or subcommittee draft suggested revisions to the bylaws and bring back to the Board for further review/discussion.

In member updates the Chair, John Kiviniemi, noted he would be retiring effective December 1st. The next meeting is scheduled for February 1, 2024 at 10:00 (host will be determined). With no further business, the meeting was adjourned.

Approved