
**National Roads Authority
Extra-Ordinary Meeting
Minutes of the One-Hundred & Seventy-eighth Meeting
of the Board of Directors
held in
NRA Conference Room,
370 North Sound Road, George Town, Grand Cayman
Tuesday 20th October, 2015 at 10:30 a.m.**

In attendance were:

Donovan Ebanks	Chairman
Gary Clarke	Director
Stanley Panton	Director
David Arch	Director
Dane Walton	Director
Paul Parchment	Managing Director – NRA
Julie Campbell	HR Manager (Acting Executive Sec.) – NRA

Invitees:

Dawn Lewis	Crown Counsel, CIG
Jon Hall	Lands & Survey

Apologies:

Kenross Connolly	Director
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1. Call to Order

The meeting was convened as per the decision of the Board at its meeting on 15 October 2015. The Chairman called the meeting to order at 10:40am.

Director Arch excused himself at this time.

2. Compensation claim – Block 28C S. 23(1)

The Chairman welcomed Crown Counsel Dawn Lewis and Mr. Jon Hall of Lands & Survey. He explained that in order to consider the request which had been conveyed by Ms Lewis on behalf of the Hon Attorney General in her e-mail of 08 October 2015 to Messrs Fawcitt and Hall, the Board had felt it necessary to be refreshed on the matter and to ascertain whether there any indication from the Claimants as to what could bring this matter to a close. He shared the sense that he had been getting that there was growing amazement and dissatisfaction with the level of costs that the legal fraternity had been able to generate so far without the Claimants having received anything. He

first asked Mr Hall to provide the board with background information as well as maps illustrating the parcel in question, how much had been acquired, the access arrangements offered to the remnants and the basis of the initial offer.

Mr. Hall presented two documents:

- S.23(1) Claim, Block 28C S.23(1) - Areas and Initial Offer (copy attached); and
- NRA Approved Access Mgmt Plan i.v.o. Blk 28C Pcl 1 (copy attached).

He explained on the maps what areas were affected and the basis of the offer of \$108K made initially. It was not accepted by the Boddens and in turn the matter went to the Roads Assessment Committee (RAC). The decision of the RAC is stated in the document S.23(1) Claim - Legal Chronology (copy attached) provided by Ms Lewis.

Ms Lewis explained the legal chronology (see document previously mentioned) and resulting costs incurred and potential costs as follows:

S.23(1) – spent and reimbursed - \$275K;
– spent and being pursued - \$175K;
– could be spent for reconsideration
by RAC and in turn reimbursement sought - \$175K.
Total - \$625K
At risk element - \$350K

CIG o.b.o. NRA – spent \$200K;
CIG o.b.o. NRA - could be spent
for reconsideration by RAC and
in turn reimbursement sought - \$175K.
Total \$375K
At risk element - \$175K

In addition, there is the potential RAC award if reconsideration goes ahead.
At risk element - \$325K (\$300-350K)
TOTAL AT RISK ELEMENT - \$850.

With \$475K having been spent and a further \$850K at risk, the Board requested the Crown Counsel approach the Bodden's legal representative to ascertain if there was a figure the [redacted] were considering to bring this matter to a close and report back to the board.

The Acting Executive Secretary was then excused and Director Arch was asked to return.

3. Bonus Payment to MD


The Board considered the letter of 30th June 2015 from the MD to the Chairman seeking consideration of the award of a bonus as provided for in s. 5.2 of the employment agreement of 07 August 2014.


After discussion, the Board decided to award a bonus of 6.0% for the period 07 Aug 2014 – 06 Aug 2015.

Olsen
- pl. deal w/ item 3 above
2
29 Oct '15

The board also directed the MD represent the operational objectives and schedule attached to his letter in a form that provide indicators and measures of the objectives so that the board will be better able to assess his performance at the end of the next year.

The meeting adjourned at 11:55 pm.

Signature 
Chairman of the Board
Confirmation of minutes: 10 Dec. '15
Date:

Signature 
HR Manager (Acting Exec. Secretary)
Seconded: Confirmation of minutes
Date:

