

FAIRFAX WATER
Minutes of Board Meeting
March 2, 2023

At 6:53 p.m. on Thursday, March 2, 2023, a Meeting of the Fairfax Water Board was held at the Bill G. Evans Boardroom at 8570 Executive Park Avenue, Fairfax, with the following in attendance:

Members: Allin, Begovich, Cammarata, Colleton, Day, Dotson, Ginyard-Jones, Griffin, Roberson (remote), Rubin

Wholesale Customer Representatives: Danziger (absent), Jaatinen (absent)

Staff: Atapoor, Dooley, Goldberg, Grimes, Hack, Hedges, Kingsbury, S. Miller, Nguyen, Oates, Prelewicz, Robey

Counsel: John McGranahan, Hunton Andrews Kurth LLP

Others: none

Upon separate motions duly made, seconded, and unanimously carried, unless otherwise noted, the following actions were taken:

Approval of Participation by Electronic Communication

Upon Motion by Mr. Dotson, seconded by Mr. Rubin, the Board approved Mr. Roberson's request to participate in the Board Meeting of March 2, 2023, by means of electronic communication finding it was consistent with the Board's policy pursuant to Virginia Code section 2.2-3708.3(B)(4). Mr. Roberson participated by means of electronic communications from Jupiter, Florida while on a family trip.

Approval of Minutes

The Board approved the Minutes of the February 2, 2023, Meeting.

Infrastructure Committee Meeting

Mr. Begovich reported that Greg Prelewicz gave presentations on staff's discussions with Loudoun Water about emergency use of water at Innovation Station and with Prince William County Service Authority (PWCSA) about an evaluation of additional capacity purchase in the system.

Matters by Members

The Board reviewed a letter from Mr. McAdam, a resident of Popular Heights, regarding the sale of his property and the Poplar Heights Tank Project. The Board reviewed a draft response presented by the General Manager. The letter will be sent with suggested edits.

Mr. Roberson advised there will be an EPA memorandum on cybersecurity released on March 3 but there will not be an announcement regarding PFAS regulations on March 3.

Matters by Staff

Ms. Hedges addressed the following:

- The Fairfax Water sponsored Bills have completely passed both the House and the Senate in the Virginia General Assembly. The legislative information system indicates they were sent to the Governor's office for review. At its last meeting, the Government Relations Committee discussed sending a letter from Fairfax Water requesting the Governor sign the Bill(s). Staff provided the Board with a draft letter. The Government Relations Committee will meet on March 16 and Preston Bryant will give an update on the General Assembly session.
- Staff recently learned that Scott Kudlas will be retiring in June from the Department of Environmental Quality (DEQ). Scott Morris, the new director of the DEQ's water division has been appointed as Mr. Kudlas' replacement on the ICPRB Commission.
- Staff provided members with handouts related to upcoming outreach activities. Susie Miller will be presenting a virtual program entitled Watershed Academy through the Fairfax County Public Library in the coming weeks. Fairfax Water will participate in Fairfax County's Earth Day celebration at the Sully Historic site on April 22, 2023. This will be the first time the water bar will be used since the pandemic.
- Earlier today Mr. Day and Staff met with Supervisor Gross to discuss conceptual plans for the Willston Tank. Supervisor Gross was very supportive and suggested some opportunities for Fairfax Water to work with the community.
- EPA has still not released its proposed PFAS rule. Staff provided members with the latest AP article on the topic. EPA has been hosting a series of webinars for the public on their PFAS roadmap.
- Staff continues to work with regional partners to identify funding for the Potomac Supplemental supply study authorized under WRDA 2022 with the goal of securing 100 percent federal funding for the effort. COG is currently leading the effort to get appropriations through the President's budget or through an earmark. The Corps of Engineers is also evaluating potential funding for the study in its fiscal year 2025 work plan.
- Staff provided Members with a copy of the spring quarter customer newsletter and the most recent employee newsletter. Ms. Hedges noted the number of new employees listed in the employee newsletter.
- Traci Goldberg presented updates regarding the Cross Connection Control Program (CCCP) and implications of losing Fairfax County program administration support. The Board discussed the matter and requested a presentation from counsel on the subject at a future meeting.
- Doug Grimes provided an update on the status of recovery of the potassium permanganate supplier following their plant fire, and remaining storage of the chemical at the treatment plants.

Motion Regarding Meetings with Board of Supervisors Members Regarding the Cross Connection Control Program

Mr. Cammarata made a motion, seconded by Mr. Rubin, that if Staff meets with a Member of the Board of Supervisors regarding the Cross Connection Control Program, one or two Members of the Fairfax Water Board will be in attendance. The motion was approved.

Appropriations

The Board approved an increase in appropriations for four projects totaling \$686,185. A detailed description for each project appropriation is included in the papers of this meeting.

Project 2608-Division 2 – Central Maintenance Facility

The Board appropriated \$207,000 to Project 2608, Division 02 – Central Maintenance Facility, and awarded a contract to PriceModern in the amount of \$179,388 to furnish and install furniture and related items.

Chairman Allin abstained from any discussion and the vote on this item because the company he works for submitted a proposal. He also advised the Board that neither he nor his wife, who also is an employee of the company, participated in the proposal submitted by the company.

Bill Printing Services

The Board awarded a pro-rated 10-month contract to Datamatx, Inc. for bill print and mailing services estimated at \$651,112, with actual expenditures being more or less, subject to actual requirements. The Board further authorized staff to renew the contract for two additional one-year periods in the estimated amount of \$782,000 per year so long as prices remain fair and reasonable and consistent with contractual terms and conditions.

Ronald Street Lease Extension

The Board authorized the General Manager to execute an amendment to the lease agreement with Jennifer Elliott for the property at 7328 Ronald Street to extend the lease period to August 31, 2023.

Enterprise Application Managed Hosting Services

The Board awarded a five-year contract to Syntax Systems USA, LP for Enterprise Application Managed Hosting Services for the period from July 1, 2023, through June 30, 2028, in the amount of \$399,902 for the first year and an estimated annual amount thereafter of \$374,976. Annual expenditures may be more or less depending on Fairfax Water's storage capacity requirements.

Source Water Quality Monitoring Equipment

The Board awarded a one-year sole source contract to YSI, Inc., in the amount of \$125,375 for annual maintenance, repairs, replacement and support services for source water quality monitoring equipment and related supplies as needed; expenditures may be more or less, subject to actual requirements. The Board further authorized the General Manager to renew the contract annually for four additional one-year periods through March 2, 2028, so long as prices remain fair and reasonable.

Closed Session

Mr. Begovich moved, with a second by Mr. Dotson, that the Board go into closed session pursuant to Virginia Code Section 2.2-3711(A)3 for discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body specifically relating to real property interests required for the replacement of the Seven Corners and Willston storage tanks; and Virginia Code Section 2.2-3711(A)8 for consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal

advice by such counsel, specifically relating to real property interests required for the replacement of the Seven Corners and Willston storage tanks.

Upon conclusion of the closed session, the open session resumed, whereby Mr. Begovich made a motion, seconded by Mr. Day, certifying, in accordance with Section 2.2-3712 of the Virginia Freedom of Information Act that, to the best of each Member's knowledge, (i) only public business matters lawfully exempted from open Meeting requirements under Chapter 37 of Title 2.2 of the Virginia Code, and (ii) only such public business matters as were publicly identified in the motion by which the just concluded closed Meeting was convened were heard, discussed, or considered by Fairfax Water in closed session. This motion was approved, with the following Members voting in the affirmative by roll-call vote: Ms. Ginyard-Jones, Mr. Cammarata, Mr. Day, Mr. Dotson, Mr. Begovich, Chairman Allin, Mr. Roberson, Mr. Rubin, Mr. Griffin, and Ms. Colleton.

Adjournment

There being no further business, the Meeting was adjourned at 8:32 p.m.



Richard Dotson, Secretary