

FAIRFAX WATER
Minutes of Board Meeting
March 16, 2023

At 6:46 p.m. on Thursday, March 16, 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, Rubin, Roberson (absent)

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

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

Counsel: John McGranahan, Hunton Andrews Kurth LLP, L. Preston Bryant, McGuireWoods Consulting LLC

Others: none

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

Chairman Allin noted that Mr. Roberson was not present for this meeting.

Approval of Minutes

The Members discussed whether the draft minutes for the March 2 meeting accurately reflected Mr. Cammarata's intent with his motion to have Fairfax Water Board Members attend meetings when members of the Board of Supervisors attend. Counsel suggested the motion be clarified for the record.

Clarification of Mr. Cammarata's 3/2/2023 Motion Regarding Participation in Meetings with the Board of Supervisors

Mr. Cammarata moved that anytime Fairfax Water staff are invited to a meeting at which a Fairfax County Board of Supervisors member will be attending, that a Member of the Fairfax Water Board should attend too.

Mr. Rubin seconded the clarified motion.

The Board then approved the clarified motion and the Minutes of the March 2, 2023, Meeting.

Government Relations Committee Meeting

Mr. Rubin reported that L. Preston Bryant of McGuire Woods Consulting gave a final presentation on the 2023 General Assembly, noting a successful legislative year. The Committee discussed sending letters of appreciation to key primary sponsors for the House and the Senate legislation. Mr. Rubin made a motion seconded by Mr. Griffin that the Board develop and send letters of appreciation to Delegate Bulova and Senator Marsden for sponsoring Fairfax Water's Bills. This motion was approved unanimously by the Board.

Matters by Members

The Board wished Mr. Griffin a Happy Birthday.

Matters by Staff

Ms. Hedges addressed the following:

- Expressed staff's condolences for the recent passing of Security Officer, Greg Brewer. Mr. Brewer was with Fairfax Water for 17 years.
- EPA has released its proposed PFAS regulations. Staff gave a brief presentation that summarized the proposed regulation, Fairfax Water's monitoring results, impacts of the proposed rule on Fairfax Water, treatment technologies and potential costs for capital improvements if the draft rule is finalized. Members discussed potential next steps. Staff plans to bring a draft of Fairfax Water's comment letter on the proposed PFAS drinking water regulation to the Board Meeting on April 20.
- Staff provided Members with handouts from the Association of Metropolitan Water Agencies (AMWA) water policy conference attended the previous week.
- Staff will host the Occoquan Watershed Modeling Stakeholder Workshop on April 11 from 9 am to 3 pm at the Griffith Water Treatment Plant. Staff provided Members with the flyer and requested that Members let staff know if they plan to attend.
- Staff provided members with an updated copy of the Revenues, System Delivery, and Customer Payments through February and reported that arrearage data has returned to normal following the COVID pandemic.
- Staff will present at the Northern Virginia Regional Commission (NVRC) Board Meeting next Thursday March 23. Members received a sodium and chloride graph handout of research findings from a Virginia Tech graduate student on sodium concentrations in drinking water across the Commonwealth.
- Staff was invited to participate in a panel discussion on the quality and quantity of water resources at a meeting of the Prince William Committee of 100 on March 28.
- Staff received an invitation to the Metropolitan Washington Council of Governments (MWCOG) PFAS Summit next Wednesday, March 22 to be held at DC Water.
- Virginia Health Catalyst Group is becoming more active in legislative issues related to water equality and affordability. Staff provided a copy of their February 2023 H₂Outlook: Virginia report.
- The 2023 George Mason University Civil Engineers Institute Annual Meeting and Engineering Excellence & Leadership Award Presentation will be held at GMU on Tuesday, March 21. Members were asked to let staff know if they would like to attend.
- AMWA has drafted legislation to provide protections to water utilities who properly dispose of PFAS contaminated media as a result of EPA's proposed designation of PFOA and PFOS as hazardous materials under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), and will keep the Board informed on this legislative initiative.

Chairman Allin asked about the status of the potassium permanganate supply following the plant fire. Mr. Grimes reported on a recent meeting with the supplier, Carus. Carus plans to reopen in May and will receive a shipment from overseas suppliers to provide to their customers in the interim. Staff currently anticipate no issues with potassium permanganate supplies at either plant.

Appropriations

The Board approved an increase in appropriations for five projects totaling \$344,000. A detailed description for each project appropriation is included in the papers of this meeting.

Closed Session

Mr. Begovich moved, with a second by Mr. Rubin, that the Board go into closed session pursuant to 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 Fairfax Water's Cross-Connection Control Program.

Upon conclusion of the closed session, the open session resumed, whereby Mr. Begovich made a motion, seconded by Mr. Rubin, 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. Rubin, Mr. Griffin, and Ms. Colleton.

Adjournment

There being no further business, the Meeting was adjourned at 9:11 p.m.



Richard Dotson, Secretary