

FAIRFAX WATER
Minutes of Board Meeting
March 21, 2024

At 6:35 p.m. on Thursday, March 21, 2024, a Meeting of the Fairfax Water Board was held in the Bill G. Evans Boardroom at 8570 Executive Park Avenue, Fairfax, Virginia, with the following in attendance:

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

Wholesale Customer Representatives: Danziger

Staff: Cotten, Dooley, Goldberg, Grimes, Hedges, Kingsbury, Love, S. Miller, B. Nguyen, Oates, Sinopole

Counsel: John McGranahan, Hunton Andrews Kurth LLP, Kyle McGee, Grant & Eisenhofer P.A. (attended Closed Session only)

Others: Sarah Frey, PFM Financial Advisors LLC

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

Approval of Minutes

The Board unanimously approved the minutes of the March 7, 2024, 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)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 7405 Tower Street, Falls Church, Virginia Code Section 2.2-3711(A)7 for consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body specifically relating to PFAS related litigation, including the pending multi-district federal litigation, 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 potential recovery of PFAS-related costs.

Upon conclusion of the closed session, the open session resumed, whereby Mr. Begovich moved, 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: Mr. Day, Mr. Dotson, Mr. Begovich, Chairman Allin, Mr. Roberson, Mr. Rubin, Mr. Griffin, and Ms. Colleton. Ms. Ginyard-Jones and Mr. Cammarata were absent, and therefore, did not attend the Closed Session or vote on this matter.

Report of the Finance and Audit Committee Meeting

Mr. Griffin reported to the Board on the Finance and Audit Committee Meeting held earlier in the evening. Sarah Frey of PFM Financial Advisors presented to the Committee on a potential sale of water revenue bonds – series 2024, later this year. The Committee also heard a presentation from General Manager Jamie Hedges regarding General Manager contract authorization limits. Mr. Griffin noted that the General Manager would bring forward an item for consideration by the Board on General Manager authorization limits in the near future.

Matters by Members

- Mr. Begovich requested an update on the progress of the Willard Road Maintenance Facility construction project. He also inquired whether the current timeline provided enough time to prepare signage for opening the facility. Ms. Hedges noted the project will not be completed until later this year and there is sufficient time for ordering signage.
- Mr. Roberson noted that December 2024 will mark the 50th anniversary of the Safe Drinking Water Act and informed the Board that his current employer has created a series of videos marking the event. Mr. Roberson confirmed that he would send Ms. Hedges a link to the videos to share with Board Members and staff.
- Mr. Roberson also referenced a letter from the White House to Governors and the Environmental Health and Homeland Security Secretaries of State. A copy of the letter was provided to each Member at their seat. Mr. Roberson informed the Board that he would be participating on the task force referenced within the letter and stated that he would provide updates on their progress.
- Mr. Griffin informed the Board that the National Academy of Public Administration (NAPA) is highlighting Water Quality as its focus issue this month. Mr. Griffin noted that he would share any new information received from NAPA on the topic with Members.

Matters by Staff

Ms. Hedges addressed the following:

- Informed the Board that staff participated in a meeting on grandfathering with the Virginia Department of Environmental Quality (DEQ) Director, Mike Rolband, and Scott Morris, Water Division Head. During the meeting, DEQ shared that they plan to convene a stakeholder group in the spring or early summer to discuss the matter.
- Noted for the Board that the Upper Occoquan Service Authority (UOSA) has appointed Brian Steglitz as its new Executive Director. Members were provided with a copy of UOSA's press release announcing the appointment at their seats.
- Called upon Mr. Kingsbury to provide a report to the Board on the large-scale emergency exercise that several Fairfax Water employees participated in earlier that day in Washington, DC.
- Highlighted an article from the WTOP about the forthcoming Potomac Supplemental Supply study to be conducted by the U.S. Army Corp. of Engineers.
- Highlighted the updated 2024 Drinking Water Summit RSVP listing, which was provided to each Member at their seat.

Appropriations

The Board approved an increase in appropriations for three projects totaling \$1,186,161. A detailed description for each project appropriation is included with the Board packet for this Meeting.

Project 631A, Division 36 Declared Emergency – Lyndhurst Tank Repairs

The Board appropriated funds in the amount of \$165,000 to Project 631A, Division 36, and approved an emergency procurement contract award to Nostos SS Contractors, LLC in the estimated amount of \$75,400 to perform emergency repairs of the Lyndhurst Tank.

Water Revenue Bonds – Series 2024

The Board authorized staff to proceed with the issuance of bonds and appropriated funds in the amount of \$425,000 to cover the costs of the financing effort and amended the contract with PFM Financial Advisors LLC for financial advisory services in the amount of \$110,000, making the new contract total \$130,000.

Plate Settler and Chemical Injection Pump Replacement

The Board awarded a sole source contract for Flygt submersible pumps to Xylem Water Solutions USA, Inc. in the amount of \$200,000 and appropriated an additional \$200,000 to Project P0579, Division 480 to cover the contract and installation costs. In addition, the Board authorized staff to renew the contract annually for four additional years, so long as prices remain fair and reasonable. Chairman Allin abstained from voting on this item, citing a conflict of interest.

Printing Services

The Board amended the current contract with C2 Imaging, LLC, dba Vomela, utilizing Fairfax County Contract 4400011993, in the annual estimated amount of \$250,000, for printing and related services through March 31, 2025. Expenditures may be more or less, subject to actual requirements. The Board also authorized staff to renew this contract for two additional one-year periods so long as the Fairfax County Contract 4400011993 remains valid, and prices remain fair, reasonable, and consistent with contractual terms and conditions.

Adjournment

There being no further business, the Meeting was adjourned at 8:07 p.m.



Richard Dotson, Secretary