

FAIRFAX WATER
Minutes of Board Meeting
March 7, 2024

At 6:00 p.m. on Thursday, March 7, 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, Colleton (absent), Day, Dotson, Ginyard-Jones, Griffin, Roberson (absent), Rubin

Wholesale Customer Representatives: Danziger

Staff: Aranda, Dooley, Goldberg, Grimes, Hedges, Kingsbury, Love, S. Miller, B. Nguyen, Oates, Prelewicz

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

Others: N/A

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 February 22, 2024, Meeting.

Matters by Members

- No matters by Members were presented.

Matters by Staff

Ms. Hedges addressed the following:

- Informed the Board that a Finance and Audit Committee Meeting will be held on March 21, 2024, to discuss the upcoming 2024 bond issuance.
- Highlighted the 2024 Drinking Water Summit RSVP list handout provided to each Member at their seat.
- Referenced an article that recently ran in the Fauquier Times and the Prince William Times on PFAS in the Occoquan, copies of which were placed at Members' seats. Ms. Hedges also noted that Members were provided copies of two additional PFAS-related articles for review.
- Provided an update on the Lyndhurst Tank Emergency Repair Project.
- Provided an update on the Popes Head Electrical Project.
- Provided an update on the Potomac Supplemental Supply Project.

Appropriations

The Board approved an increase in appropriations for six projects totaling \$555,000. A detailed description for each project appropriation is included with the Board packet for this Meeting.

Purchase of Fire Hydrants

The Board awarded a one-year contract to Core & Main LP in the estimated amount of \$238,812 for the purchase of fire hydrants. Annual expenditures may be more or less, subject to actual requirements. The Board also authorized staff to renew the contract annually for up to four additional one-year periods so long as prices remain fair, reasonable, and consistent with contractual terms and conditions.

Sale of Metal for Recycling and Beneficial Use

The Board awarded a five-year contract to Davis Industries, Inc. in the estimated revenue amount of \$250,000 being returned to FW for the sale of various scrap metals. Actual revenues for FW may be more or less, subject to actual requirements. The Board also authorized staff to renew this contract annually for one additional five-year period so long as prices remain fair, reasonable, and consistent with contractual terms and conditions.

Hydrant Painting

The Board awarded a contract to Colossal Contractors, Inc. for the cleaning and painting of fire hydrants in the estimated amount of \$285,000 for the period from April 1, 2024, through March 31, 2025. The Board also authorized staff to renew the contract for up to four additional one-year periods, so long as prices remain fair, reasonable, and consistent with contractual terms and conditions. Additionally, the Board appropriated funds in the amount of \$314,000 to Project 649, Division 5, Major Repairs to Fire Hydrants.

Project 0215A, Division 039 – Griffith Finished Water Pump Station Variable Frequency Drives (VFDs) and Reduced Voltage Soft Starters (RVSSs)

The Board authorized the General Manager to execute a task order amendment with Black and Veatch in the amount of \$203,500 for additional construction phase services. Additionally, the Board appropriated funds in the amount of \$250,000 to Project 0215A, Division 039.

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)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. Cammarata, Mr. Day, Mr. Dotson, Mr. Begovich, Chairman Allin, Mr. Rubin, and Mr. Griffin. Ms. Ginyard-Jones did not participate in the Closed Session.

Motion following Closed Session

Mr. Begovich moved, with a second by Mr. Rubin that the Board direct the Chairman to work with the General Manager and legal counsel to take all steps necessary with respect to the 3M company in the multi-district litigation cases related to PFAS and associated with In Re: Aqueous Film-Forming Foams Products Liability Litigation, consistent with our discussion in closed session. The motion passed unanimously. Ms. Ginyard-Jones did not vote on the motion.

Adjournment

There being no further business, the Meeting was adjourned at 7:15 p.m.



Richard Dotson, Secretary