



# Service Authority

Paul E. Ruecker, Chairman  
Eric A. Young, Vice Chairman  
Janice R. Carr, Secretary-Treasurer  
Joyce P. Eagles, Member  
Ernie Gonzales, Member  
Dr. K. Jack Kooyoomjian, Member  
David A. Rutherford, Member  
L. Ben Thompson, Member

Dean E. Dickey, General Manager  
Leslie A. Griffith, Deputy General Manager/CFO

## MINUTES OF BOARD OF DIRECTORS MEETING OF SEPTEMBER 12, 2013

Board Members Present: Janice R. Carr, Joyce P. Eagles, Ernie Gonzales, K. Jack Kooyoomjian, Ph.D., Paul E. Ruecker, David A. Rutherford, L. Ben Thompson, and Eric A. Young

Staff : Dean E. Dickey, Leslie A. Griffith, Lyle Beefelt, Astrid Nelson, Theresa O'Quinn, Samer Beidas, Don Pannell, James Pflugshaupt, Evelyn Mahieu, Ph.D., Steve Bennett, and Cheryl Leiby

Legal Counsel : Mark Viani

Guests : Robert Litzinger

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### 1. GENERAL MATTERS

Vice Chairman Ruecker called the meeting to order at 7:30 p.m.

a) Consideration of Approval of Minutes of July 11, 2013

Vice Chairman Ruecker called for approval of the Minutes of the July 11, 2013 Board meeting.

Motion: Dr. Kooyoomjian moved to approve the Minutes of the July 11, 2013 Board meeting.  
Second: Mr. Young  
Ayes : Kooyoomjian, Young, Carr, Eagles, Ruecker, Rutherford, Thompson  
Abstention: Mr. Gonzales

b) Consideration of Approval of Minutes of Special Meeting of August 8, 2013

Vice Chairman Ruecker called for approval of the Minutes of the Special Meeting of August 8, 2013.

Motion: Dr. Kooyoomjian moved to approve the Minutes of the Special Meeting of August 8, 2013.  
Second: Mr. Young  
Ayes : Kooyoomjian, Young, Carr, Eagles, Ruecker, Rutherford, Thompson  
Abstention: Mr. Gonzales

c) Consideration of Announcements by Staff

Mr. Dickey welcomed Mr. Gonzales to the Board of Directors.

Ms. Griffith advised the Board Members of a pen and ink change on page 3 of the memo concerning the H. L. Mooney Laboratory, Administration and Public Education Facility. The dollar amount should be \$11,584,650.

Mr. Dickey advised that there were numerous items at the Board Members' places: the Capital Improvements Program (CIP) Report, and two revised resolutions (Award of Contract for Construction Completion of the H. L. Mooney Laboratory, Administration and Public Education Facility and Approval of Variations of the Service Authority Logo). In the first WHEREAS, line 3 of the resolution for the Award of Contract for Construction Completion of the H. L. Mooney Laboratory, Administration and Public Education Facility there is a typographical error, "Milestone Construction Services, Inc." should be followed by "(MCSI)", not (MSCI).

Mr. Dickey advised the Board Members of a Service Authority sponsored Health Screening on Thursday, September 26, 2013 from 7 a.m. to 2 p.m. in the Spittle Lunchroom. Mrs. O'Quinn advised that cholesterol levels, body mass index, glucose levels and blood pressure will be checked.

Mr. Dickey further advised that it will be necessary to convene a closed meeting and upon conclusion of the closed meeting, the Board of Directors will convene an open meeting to take action. Mr. Dickey also advised that Elections will be held at the end of the meeting.

d) Citizens' Time

No citizens were in attendance who wished to speak.

2. COMMENDATION

a) Robert Litzinger

Mr. Dickey called Mr. Litzinger forward and then read the resolution commending him on his retirement after forty-one years and one month as a Service Authority employee.

Motion: Mr. Rutherford moved that the Prince William County Service Authority Board of Directors does hereby commend Mr. Robert Litzinger for his dedicated service to the customers of the Prince William County Service Authority and the citizens of Prince William County, and expresses best wishes for happiness in his retirement.

Second: Mrs. Eagles

Ayes : Rutherford, Eagles, Carr, Gonzales, Kooyoomjian, Ruecker, Thompson, Young

3. ACTION MATTERS

a) Award of Contract for Construction Completion of the H. L. Mooney Laboratory, Administration and Public Education Facility

Mr. Dickey requested the Board of Directors approve the contract with Keller Brothers, Inc. to complete the construction of the H. L. Mooney Laboratory, Administration and Public Education Facility.

Motion: Mrs. Eagles moved that the Prince William County Service Authority Board of Directors hereby approves the Tender Agreement and Owner Contractor Agreement and authorizes the General Manager to award a contract to Keller Brothers, Inc. to complete the construction of the new H. L.

Mooney Laboratory, Administration and Public Education Facility in the amount of \$11,033,000, plus a 5 percent contingency of \$551,650, for a total authorization not to exceed \$11,584,650.

Second: Mrs. Carr

A discussion was held about the difference between the cost to complete the project and the payments that have already been made and time delays. Mr. Young complimented Mr. Viani and Service Authority staff for their efforts in arriving at this outcome. Mr. Viani thanked his colleagues and Service Authority staff for handling this matter so effectively.

Ayes : Eagles, Carr, Gonzales, Kooyoomjian, Ruecker, Rutherford, Thompson, Young

- b) Issuance of a Task Order to CDM Smith for Design of the Air Pollution Control Upgrade to the Fluidized Bed Incinerator (FBI) at the H. L. Mooney Advanced Water Reclamation Facility

Mr. Dickey advised that new emissions regulations require upgrades to the H. L. Mooney FBI. Mr. Dickey asked the Board of Directors to approve the Task Order to begin the design work for the air pollution control upgrades to the fluidized bed incinerator.

Motion: Mrs. Eagles moved that the Prince William County Service Authority Board of Directors does hereby authorize the General Manager to issue a Task Order to CDM Smith for Design of the Air Pollution Control (APC) Upgrade to the Fluidized Bed Incinerator at the H. L. Mooney Advanced Water Reclamation Facility in the amount of \$714,285, plus a five percent contingency, for a total authorization not to exceed \$750,000.

Second: Dr. Kooyoomjian

Ayes : Eagles, Kooyoomjian, Carr, Gonzales, Ruecker, Rutherford, Thompson, Young

- c) Approval of Deed Restriction to Establish Permanent Preservation Restriction at Service Authority Property Located at 1851 Rippon Boulevard, H. L. Mooney Advanced Water Reclamation Facility

Mr. Dickey asked that this matter be discussed in a closed meeting.

- d) Authorize Use of Additional Service Authority Logos

Mr. Dickey requested that logo variations be allowed so staff can use renderings which may be different from the official logo.

Motion: Dr. Kooyoomjian moved that the Prince William County Service Authority Board of Directors does hereby authorize the appropriate use of different characterizations and modifications of the Service Authority logo at the General Manager's discretion for the promotion of the Service Authority brand with the understanding that the substitute logos will not serve as a replacement for the official Service Authority logo.

Second: Mr. Young

Dr. Kooyoomjian asked how the logo is protected and if there is a copyright. Mr. Dickey advised that staff would look into the matter.

Ayes : Kooyoomjian, Young, Carr, Eagles, Gonzales, Ruecker, Rutherford, Thompson

- e) Approve Supplemental Resolution and Revised Amendment, and Authorize Execution of the Amendment to the VRA Financing Agreement

Mr. Dickey advised that the Board of Directors previously approved this amendment in July. The

Virginia Resources Authority (VRA) came back and stated they made an error and requested that the Service Authority approve a supplemental resolution and execute a revised amendment to the financing agreement. Mr. Dickey recommended approval of this supplemental resolution and execution of the revised amendment.

Motion: Mrs. Eagles moved that the Prince William County Service Authority Board of Directors does hereby approve the Supplemental Resolution Authorizing the Execution of an Amendment to Financing Agreement between the Prince William County Service Authority and the Virginia Resources Authority, as Administrator of the Virginia Water Facilities Revolving Fund, and an Amendment to the Water and Sewer Revenue Bond Series 2007 (Parity Indebtedness) to Decrease the Interest Rate Thereon, and authorizes the Chairman to execute the Amendment to the Financing Agreement.

Second: Mrs. Carr

Ayes : Eagles, Carr, Gonzales, Kooyoomjian, Ruecker, Rutherford, Thompson, Young

#### 4. GENERAL MANAGER'S REPORT

a) Fairfax Water Griffith Water Treatment Plant Shut Down—Mr. Dickey provided an update on this matter.

b) Virginia Local Disability Program (VLDP)—Mr. Dickey briefed the Board of Directors on the proposed VLDP that will be effective January 1, 2014 for new employees and the choice the Service Authority Board of Directors must make to opt in or opt out of the VRS VLDP program. Mr. Dickey advised that staff would provide a recommendation to the Board of Directors at the October Board meeting; a response is due to VRS by November 1, 2013.

A discussion was held concerning impact on the employees, how the employees will be notified of the change, what other entities are planning, and the effective date of the Virginia Local Disability Program.

Mr. Ruecker asked that the information be provided in the next Board package so the Board Members have ample time to review it. Mr. Dickey advised that a Special Meeting could be called should the Board Members wish to study the matter further.

c) Average Service Authority Bill—Mr. Dickey advised that consumption is going down. The average residential bill is \$65.49 and the median residential bill is \$58.15.

d) Joint Meeting with Prince William County Planning Commission—Mr. Dickey advised that he received a request to hold a joint meeting with the Planning Commission. Mr. Vanegas contacted Mr. Dickey and advised that Chairman Bryant of the Planning Commission requested a joint meeting be arranged with the Service Authority Board of Directors and the Planning Commission to discuss the utility component of the comprehensive plan, failing wells and septic systems and how the County deals with them. The Board of Directors agreed to hold a joint meeting with the Planning Commission. Mr. Dickey stated he would contact Mr. Vanegas so that a joint meeting could be arranged.

e) FY 2014 Business Goals—Mr. Dickey advised the Board Members that should they have any comments or questions concerning the FY 2014 Business Goals, to please convey those to him after the Board meeting, or call him directly. He advised that staff is proceeding with the FY 2014 Business Goals.

f) Closed Meeting—Mr. Dickey advised it is necessary to hold a closed meeting to discuss real property acquisition or disposition, potential litigation, economic development and personnel.

5. ATTORNEY'S TIME

Mr. Viani complimented Messrs. Beefelt and Beidas on their efforts to resolve the Milestone matter.

6. CONSIDERATION OF MATTERS PRESENTED BY MEMBERS

Mrs. Eagles asked if a flyer for a 4-H fundraiser to sell Christmas wreaths could be posted at the Service Authority. The fundraiser helps to provide Christmas wreaths for the graves at Quantico National Cemetery. No objections were voiced about advertising this fundraiser.

Mrs. Eagles advised Supervisor Principi's Aide mentioned the new George Mason facility that is being built in the Belmont area and she asked if the Service Authority would collaborate and share programming information about the Service Authority's new education facility with representatives of the new George Mason facility. There is a trail that goes by the two facilities and it was thought that people who visit one facility may wish to visit the other.

Dr. Kooyoomjian welcomed Mr. Gonzales to the Board of Directors. Dr. Kooyoomjian conveyed his appreciation for the dinner that was held for Mr. Vanegas. Dr. Kooyoomjian stated he would be interested in knowing about the Corbalis option relative to the Fairfax Water Griffith Water Treatment Plant shutdown and in coordination with Fairfax Water what lessons were learned through this event.

Dr. Kooyoomjian advised everyone about the old fashioned baseball game that is being held on Sunday, September 15, 2013 at Pfitzner Stadium; ticket proceeds go to the Woodbridge, Occoquan and Neabsco Districts Optimist Club.

Mr. Gonzales asked about sending an update to the Board Members concerning the Fairfax Water Griffith Water Treatment Plant shutdown. He asked if the information would also be forwarded to the Board of County Supervisors. Mr. Dickey responded the Service Authority will send an update to the Board of Directors tomorrow; we will send the update directly to the Board of County Supervisors, also.

Mr. Ruecker asked about the status of the design of the education facility. Ms. Griffith advised that she has contacted the designer, but has not received a status as yet.

Mr. Rutherford raised the matter of promoting the use of public water rather than bottled water. Mr. Dickey advised that the Service Authority promotes public drinking water on its website and added staff has handed out Service Authority water bottles in conjunction with events in the past; we will continue to promote the use of public water rather than bottled water.

7. ADMINISTRATIVE REPORTS

Vice Chairman Ruecker asked the Board Members to please provide any questions they may have on the Administrative Reports to Mr. Dickey for dissemination to the appropriate staff member.

8. CLOSED MEETING

Vice Chairman Ruecker announced a closed meeting at 8:32 p.m. for the purpose of discussing personnel matters, real property acquisition or disposition, potential litigation, and economic development according to Code of Virginia Sections 2.2-3711A1, 2.2-3711A3, 2.2-3711A7, and 2.2-3711A5, respectively.

Motion: Mr. Thompson  
Second: Mrs. Eagles  
Ayes : Thompson, Eagles, Carr, Gonzales, Kooyoomjian, Ruecker, Rutherford, Young

Upon conclusion of the closed meeting at 9:35 p.m. and in compliance with the Freedom of Information Act, a motion was made by Mrs. Eagles and seconded by Mrs. Carr to return to an open meeting certifying that to the best of the members' knowledge, the only matters considered were those that were appropriate to be discussed under Code of Virginia Sections 2.2-3711A1, 2.2-3711A3, 2.2-3711A7, and 2.2-3711A5 to discuss personnel, real property acquisition or disposition, potential litigation and economic development.

CERTIFICATION FOR CLOSED MEETING

**WHEREAS**, the Prince William County Service Authority Board of Directors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and,

**WHEREAS**, §2.2-3712 of the Code of Virginia requires a certification by the Prince William County Service Authority Board of Directors that such closed meeting was conducted in conformity with Virginia law;

**NOW, THEREFORE, BE IT RESOLVED** that the Prince William County Service Authority Board of Directors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered in the closed meeting.

Motion: Mrs. Eagles  
Second: Mrs. Carr  
Ayes : Eagles, Carr, Gonzales, Kooyoomjian, Ruecker, Rutherford, Thompson, Young

Upon reconvening an open meeting, Vice Chairman Ruecker called for a motion to declare the Service Authority Board of Directors' intent to advertise and hold a Public Hearing to consider exercising its right of Eminent Domain for the condemnation of property located at 14711 and 14713 Industry Court, Woodbridge, Virginia owned by JD HWY, LLC required to secure easement rights in conjunction with the Colchester Interceptor Sewer and Force Main project.

Motion: Mr. Rutherford moved that the Prince William County Service Authority Board of Directors does hereby declare its intent to advertise and hold a Public Hearing to consider exercising its right of Eminent Domain for the condemnation of property located at 14711 and 14713 Industry Court, Woodbridge, Virginia owned by JD HWY, LLC required to secure easement rights in conjunction with the Colchester Interceptor Sewer and Force Main project.  
Second: Mr. Young  
Ayes : Rutherford, Young, Carr, Eagles, Gonzales, Ruecker, Rutherford, Thompson

Vice Chairman Ruecker called for a motion to authorize the General Manager to execute the Deed of Restriction to Establish a Permanent Preservation Restriction at the H. L. Mooney Advanced Water Reclamation (AWRF) Property located at 1851 Rippon Boulevard, Woodbridge, Virginia.

Motion: Dr. Kooyoomjian moved that the Prince William County Service Authority Board of Directors does hereby authorize the General Manager to execute the Deed of Restriction to Establish Permanent Preservation Restriction at the Service Authority's H. L. Mooney AWRF located at 1851 Rippon Boulevard.  
Second: Mr. Rutherford

Dr. Kooyoomjian noted there are some typographical errors in the agreement. Mr. Dickey advised staff will convey that information to the County. (The corrections were made prior to the General Manager executing the agreement.)

Ayes : Kooyoomjian, Rutherford, Carr, Eagles, Gonzales, Ruecker, Thompson, Young

Vice Chairman Ruecker called for a motion to approve the expiration of the Gainesville-Wellington and Haymarket Service Levels Regional Facility Charge of \$1,000 per Equivalent Dwelling Unit effective October 1, 2013 as effected by Resolution 11-04-14.

Motion: Mr. Young moved that the Prince William County Service Authority Board of Directors does hereby approve the expiration of the Gainesville-Wellington and Haymarket Service Levels Regional Facility Charge of \$1,000 per Equivalent Dwelling Unit effective October 1, 2013 as effected by Resolution 11-04-14.

Second: Dr. Kooyoomjian

Ayes : Young, Kooyoomjian, Carr, Eagles, Gonzales, Ruecker, Rutherford, Thompson

## 9. ELECTIONS

Mr. Viani advised that the current officers' terms have expired and explained the process by which the elections would be held. Mr. Viani then asked for a motion to open the nominations for the Office of Chairman.

Motion: Mr. Young moved to open the nominations for the Office of Chairman.

Second: Dr. Kooyoomjian

Vote : By Acclamation

Dr. Kooyoomjian nominated Mr. Ruecker for the Office of Chairman.  
Mr. Rutherford seconded the nomination.

Motion: Mrs. Eagles moved that the nominations for Chairman be closed.

Second: Dr. Kooyoomjian

Vote : By Acclamation

Mr. Viani called for a vote for the Office of Chairman.

Vote : By Acclamation

Mr. Viani announced that by a vote of Acclamation, Mr. Ruecker is now Chairman.

Motion: Mr. Ruecker moved to open the nominations for the Office of Vice Chairman.

Second: Mrs. Carr

Vote : By Acclamation

Dr. Kooyoomjian nominated Mr. Young for the Office of Vice Chairman.  
Mr. Ruecker seconded the nomination.

Motion: Mr. Ruecker moved to close the nominations for the Office of Vice Chairman.

Second: Dr. Kooyoomjian

Vote : By Acclamation

Mr. Viani called for a vote for the Office of Vice Chairman.

Vote : By Acclamation

Mr. Viani announced that by a vote of Acclamation, Mr. Young is Vice Chairman.

Motion: Mr. Ruecker moved to open the nominations for the Office of Secretary-Treasurer.

Second: Mr. Gonzales  
Vote : By Acclamation

Mr. Ruecker nominated Mrs. Carr for the Office of Secretary-Treasurer.  
Dr. Kooyoomjian seconded the nomination.

Motion: Mr. Ruecker moved to close the nominations for the Office of Secretary-Treasurer.  
Second: Mr. Gonzales  
Vote : By Acclamation

Mr. Viani called for a vote for the Office of Secretary-Treasurer.  
Vote : By Acclamation  
Mr. Viani announced that by a vote of Acclamation, Mrs. Carr is Secretary-Treasurer.

10. ADJOURNMENT

Motion: Mrs. Carr  
Second: Mr. Young

The meeting adjourned at 9:40 p.m.

  
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Janice R. Carr  
Secretary-Treasurer