

**Presented and Adopted: May 3, 2012**  
**SUBJECT: Approval to Execute Contract No. DCFA #446, Parsons Professional Corporation**

**#12-49**  
**RESOLUTION**  
**OF THE**  
**BOARD OF DIRECTORS**  
**OF THE**  
**DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("the Authority"), at the Board meeting held on May 3, 2012 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to execute Contract No. DCFA #446, Parsons Professional Corporation.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Contract No. DCFA #446, Parsons Professional Corporation. The purpose of the contract is to provide engineering design and related services for three new division chambers on existing combined sewers to divert Combined Sewer Overflows to the Blue Plains Tunnel for conveyance to the Blue Plains AWWTP. The contract amount is \$4,128,100.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: May 3, 2012**

**SUBJECT: Approval to Execute Change Order No. 03 of Contract No. 100250, Ulliman Schutte Construction, LLC**

**#12-50  
RESOLUTION  
OF THE  
BOARD OF DIRECTORS  
OF THE  
DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("the Authority"), at the Board meeting held on May 3, 2012 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to execute Change Order No. 03 of Contract No. 100250, Ulliman Schutte Construction, LLC.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Change Order No. 03 of Contract No. 100250, Ulliman Schutte Construction, LLC. The purpose of the change order is to replace filter influent pump flap gates, and existing 60-inch butterfly valves with 36-inch butterfly valves. The change order amount is \$254,940.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: May 3, 2012**

**SUBJECT: Approval to Execute Option Year Two of Contract No.  
WAS-10-008-AA-JB, Colonial Chemical Solutions, Inc.**

**#12-51  
RESOLUTION  
OF THE  
BOARD OF DIRECTORS  
OF THE  
DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("the Authority"), at the Board meeting held on May 3, 2012 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to execute Option Year Two of Contract No. WAS-10-008-AA-JB, Colonial Chemical Solutions, Inc.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Option Year Two of Contract No. WAS-10-008-AA-JB, Colonial Chemical Solutions Inc. The purpose of the option is to provide methanol to the Blue Plains Advanced Wastewater Treatment Plant. The option amount is \$7,475,866.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: May 3, 2012**

**SUBJECT: Approval to Execute a Contract Extension of Contract No.  
WAS-09-009-AB-SM, Polydyne, Inc.**

**#12-52  
RESOLUTION  
OF THE  
BOARD OF DIRECTORS  
OF THE  
DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("the Authority"), at the Board meeting held on May 3, 2012 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to execute a contract extension for Contract No. WAS-09-009-AB-SM, Polydyne, Inc.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute a seven month contract extension for Contract No. WAS-09-009-AB-SM, Polydyne, Inc. The purpose of the contract extension is to provide polymer to the Blue Plains Wastewater Treatment Plant used for solids dewatering. The contract extension amount is \$2,308,500.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: May 3, 2012**

**SUBJECT: Approval to Execute Change Order No. 04 of Contract No. 100050, Biscayne Contractors, Inc.**

**#12-53  
RESOLUTION  
OF THE  
BOARD OF DIRECTORS  
OF THE  
DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("the Authority"), at the Board meeting held on May 3, 2012 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to execute Change Order No. 04 of Contract No. 100050, Biscayne Contractors, Inc.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Change Order No. 04 of Contract No. 100050, Biscayne Contractors, Inc. The purpose of the change order is to install new electrical feeders from the existing Multi-Service Unit Substation to the Laboratory Building due to failure of the existing cables. The change order amount is \$769,208.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: May 3, 2012**  
**SUBJECT: Approval to Execute Contract No. 110020, PC**  
**Construction Company**

**#12-54**  
**RESOLUTION**  
**OF THE**  
**BOARD OF DIRECTORS**  
**OF THE**  
**DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("the Authority"), at the Board meeting held on May 3, 2012 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to execute Contract No. 110020, PC Construction Company.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Contract No. 110020, PC Construction Company. The purpose of the contract is to construct a final Dewatering Facilities Building. The contract amount is \$78,081,000.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: May 3, 2012**  
**Subject: Approval of 2012 Intermunicipal Agreement**

**#12-55**  
**RESOLUTION**  
**OF THE**  
**BOARD OF DIRECTORS**  
**OF THE**  
**DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The Board of Directors (the "Board") of the District of Columbia Water and Sewer Authority, (the "Authority") at its meeting on May 3, 2012, upon consideration of a joint-use matter, decided by a vote of eleven (11) in favor and none (0) opposed, to take the following action with respect to the 2012 Intermunicipal Agreement.

**WHEREAS**, the Blue Plains Advanced Wastewater Treatment Plant (BPAWTP) is designed to provide wastewater service to the District of Columbia and parts of the surrounding communities in Prince George's and Montgomery Counties in Maryland and Fairfax, Arlington and Loudoun Counties in Virginia.

**WHEREAS**, the Blue Plains Intermunicipal Agreement of 1985 (1985 IMA) was negotiated to allocate both treatment capacity to these jurisdictions and the costs associated with both capital improvements and the operation of the BPAWTP, as well as other joint responsibilities pertaining to wastewater treatment .

**WHEREAS**, the District of Columbia Water and Sewer Authority (DC Water) was established by legislation in 1996, long after the execution of the 1985 IMA.

**WHEREAS**, the jurisdictions served by the BPAWTP recognized the need to update the 1985 IMA to account for legal, regulatory, operational and organizational changes since 1985, and after years of collaborative negotiation, completed the development of an updated agreement called the Blue Plains Intermunicipal Agreement of 2012 (2012 IMA).

**WHEREAS**, the 2012 IMA provides for the existence of DC Water in the following ways:

- The Chair of the Board of DC Water is a signatory to the 2012 IMA, which means the Board through the Chair must authorize the contract and approve any changes to the 2012 IMA, which requires unanimous consent of all signatories to change the 2012 IMA, which includes allocation of treatment capacity between the jurisdictions;
- The General Manager of DC Water is a member of the 2012 IMA Leadership Committee (IMA-LC), which is empowered to make changes to the Derivative Agreements by unanimous consent of the members of the IMA- LC. The consent of the General Manager, under the Direction of the Board, therefore is required for any proposed change to the Derivative Agreements.
- DC Water may appoint two members to the 2012 IMA Regional Committee (IMA - RC), which is the staff level committee that is responsible for the regular review and update of

the technical aspects of the agreement, which will be the responsibility of the Chief Engineer and Assistant General Manager for Blue Plains;

**WHEREAS**, the 2012 IMA further provides the following in Section 2.B.2 concerning distribution of information and notice and attendance at meetings of the IMA - LC or IMA - RC:

1. General Party Responsibilities
  - a. Unless otherwise stated herein, each Party shall determine which of its officials or staff will act on its behalf.
  - b. Unless otherwise stated herein, each Party shall be responsible for any notice to its officials, staff or constituents, pursuant to applicable legislation, charter provisions, or formal or informal policies of the Party.
  - c. Consistent with the respective bylaws of the IMA - LC and the IMA - RC, those Committees may allow observers invited by members of those Committees to attend their meetings.

**NOW THEREFORE BE IT RESOLVED THAT:**

The Board of Directors of DC Water hereby approves the 2012 IMA, contingent upon its approval and subsequent execution by all of the assigned signatory parties to said agreement.

Furthermore, DC Water hereby resolves that the following process shall be followed to manage the regular briefing and review with the Board of information concerning the 2012 IMA and the notice and attendance of Board members at relevant meetings concerning the 2012 IMA:

1. The agenda and other materials distributed for the IMA - LC and IMA - RC meetings shall be distributed to the Board upon receipt by staff of final materials for the meetings, including the agenda, time and location of all meetings;
2. The Board recognizes that some materials may be of a confidential and deliberative nature and may not be released to the public – and any documents in this category will be clearly marked;
3. An item or information pending before the IMA - LC or IMA -RC that falls within the jurisdiction of a DC Water Board Committee may, at the discretion of the Board Committee Chair, be placed on the agenda of the Board Committee for a briefing and discussion, which may, if appropriate, be undertaken in Executive Session;
4. A Board member who wishes to attend a meeting of the IMA - LC as an observer should provide written notice to the Board Chair, who will forward such a request to the General Manager and Chair of the IMA - LC. The Board Chair may decide to select a member or members of the Board to attend any IMA - LC meeting as an observer at his or her discretion, and the General Manager shall invite such member or members of the Board to attend such meeting, provided that in the event more than one Board member requests an invitation and at least one such member is a DC Board member, no less than one invited Board member shall be a DC Board member.
5. Any Board member may request an invitation to attend a meeting of the IMA - RC as an observer, orally or in writing. Such request shall be provided to the General Manager, who shall forward such request to the Chief Engineer and Assistant General Manager (or, in the alternative, such other staff members as the General Manager may designate to serve on the IMA - RC). The General Manager shall require one of those staff members to issue an invitation to the requesting Board member.



6. If an invitation is not forthcoming as provided in paragraphs 4 and 5 above, the Board will be informed and shall take appropriate action at the next meeting of the DC Water Board.
7. The General Manager in the case of the IMA - LC, and the Chief Engineer and Assistant General Manager in the case of the IMA - RC (or, in the alternative, such other staff members as the General Manager may designate to serve on the IMA - RC), are hereby instructed to object to any set of bylaws proposed for those respective committees under Section 2.B.2.c of the 2012 IMA that would erect, or have the effect of erecting, any additional procedural barriers to the participation of Board members as observers at IMA- LC or IMA - RC meetings beyond those set forth in this Resolution.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: May 3, 2012**

**SUBJECT: Approval to Execute Change Order No. 04 of Contract No. 100160, Fort Myer Construction Corporation**

**#12-56  
RESOLUTION  
OF THE  
BOARD OF DIRECTORS  
OF THE  
DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("the Authority"), at the Board meeting held on May 3, 2012 upon consideration of a non-joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to execute Change Order No. 04 of Contract No. 100160, Fort Myer Construction Corporation.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Change Order No. 04 of Contract No. 100160, Fort Myer Construction Corporation. The purpose of the change order is to provide additional quantities of sanitary laterals required to be replaced as part of the sewer separation program. The change order amount is \$4,304.75.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: May 3, 2012**  
**SUBJECT: Approval to Execute Contract No. WAS-12-042-AA-RA,**  
**Wells Real Estate Investment Trust II**

**#12-57**  
**RESOLUTION**  
**OF THE**  
**BOARD OF DIRECTORS**  
**OF THE**  
**DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("the Authority"), at the Board meeting held on May 3, 2012 upon consideration of a non-joint use matter decided by a vote of six in favor and none (0) oppose to execute Contract No. WAS-12-042-AA-RA, Wells Real Estate Investment Trust II.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Contract No. WAS-12-042-AA-RA, Wells Real Estate Investment Trust II. The purpose of the contract is to provide approximate 15,883 square feet of rentable space for use by the Customer Services Department. The contract amount is \$5,600,000.

This resolution is effective immediately.

  
Secretary to the Board of Directors