A REGULARLY SCHEDULED MEETING OF THE BOARD OF DIRECTORS OF THE UPPER OCCOQUAN SERVICE AUTHORITY WAS HELD MARCH 20, 2025 IN THE CHARLES P. BOEPPLE BUILDING LOCATED AT 14631 COMPTON ROAD, CENTREVILLE, VIRGINIA 20121.

### A. Calling of the Meeting to Order

1. The Board of Directors of the Upper Occoquan Service Authority convened its Regularly Scheduled Meeting at 4:00 P.M.

#### **Directors Present:**

Calvin D. Farr, Jr.

Ellie Codding

Michael McGrath

Allan Rowley

Joshua McNeal

Patrick Small

Richard Meyer

Nancy Vehrs

#### **Directors Absent:**

Shahram Mohsenin

#### **Others Present:**

**UOSA Staff:** 

Brian L. Owsenek

Kevin D. Wolfe Doug Hague June Mahoney

Legal Counsel:

Sally Ann Hostetler, Odin, Feldman, & Pittleman, P.C.

Engineer:

Don Forgacs, Jacobs

### B. Special Announcement

- 1. Vice-Chair Vehrs advised that Chairman Mohsenin was on vacation and that she would be chairing today's meeting in his absence. She welcomed Director Codding to the meeting and thanked her for attending on behalf of Chairman Mohsenin.
- 2. Vice-Chair Vehrs introduced Mr. Joshua McNeal, IV, to the UOSA Board. Director McNeal is the newly appointed regular board member serving on behalf of the City of Manassas Park. He is the City of Manassas Park's Finance Director and Chief Financial Officer where he oversees financial operations, accounting, and strategic fiscal planning.
- 3. Mr. Owsenek announced to the Board and all of those attending that this would be his last UOSA Board meeting before he retires on April 2, 2025. He advised that he would be filling in for Mr. Steglitz as he was away at the WateReuse conference held in Tampa, Florida. Mr. Steglitz was attending the conference and receiving an award on behalf of UOSA.

# C. <u>Approval of Minutes</u>

1. Vice-Chair Vehrs referenced the Board Minutes dated February 20, 2025, and asked the Board for their approval.

MOTION: Director Small moved to approve the minutes of the February 20, 2025

Board meeting.

SECOND: Director McGrath

VOTE: Unanimous

### D. Public Comment Time

1. Vice-Chair Vehrs asked if there was any known interest or request received by the Public to speak at the meeting.

2. Ms. Mahoney stated that none were received ahead of the meeting. None were brought forward during the meeting.

## E. <u>Administrative Reports</u>

1. Vice-Chair Vehrs referenced staff memorandum, February 2025 Financial Summary (filed as Exhibit A).

a. Mr. Wolfe reported that the February Financial Summary dashboard shows the total year-to-date O&M actuals and budgets remain in line with each other at 64 and 67 percent complete, respectively. Overall, year-to-date FY-25 expenses are \$1 million or 4 percent under budget. He noted that Process Chemicals were over budget due to a timing issue with the bulk activated carbon purchase, and higher requirements for conventional treatment polymer and cerium chloride. Facilities operations were over budget due to a natural gas fee incurred. Miscellaneous expenses were over budget, primarily due to off-site lab-related expenses and lower septage receiving facilities income than projected. Reserve Maintenance expenses continued running ahead of budgets due to an expense hit in January for a submersible pump replacement at Flat Branch Pump Station. Flows were slightly over budget in February but continue to run under budget by over ten percent FY-25 year-to-date.

MOTION: Director Small moved to receive and file the February 2025 Financial

Summary.

SECOND: Director Meyer VOTE: Unanimous

2. Vice-Chair Vehrs referenced staff memorandum, *February 2025 Project Summary* (filed as Exhibit B).

a. Mr. Owsenek said staff would answer any questions or address any concerns of the Board. He acknowledged the UOSA Engineering Team for their hard work developing the latest dashboards to be responsive to the Board's desire to have better transparency on the status of the various projects. He said the new dashboards are internally helpful to staff as well.

MOTION: Director Farr moved to receive and file the report.

SECOND: Director McGrath

VOTE: Unanimous

3. Vice-Chair Vehrs referenced staff memorandum, February 2025 Safety Report (filed as Exhibit C).

a. Mr. Owsenek shared that no injuries were reported in the past month.

MOTION: Director Rowley moved to receive and file the report.

SECOND: Director Farr VOTE: Unanimous

4. Vice-Chair Vehrs referenced staff memorandum, *UOSA Capital Improvements Program (CIP)* (filed as Exhibit D).

- a. Mr. Owsenek said the information was provided as a response to a request from Director Farr at the previous Board meeting, primarily focused on the question of when a jurisdiction should acquire the additional capacity, either through rerating or through construction. Staff expressed the opinion that hydraulically, the plant does not require capacity today. It will require additional capacity to address the increased nutrient loads that are being realized, and there are several projects on the drawing board for that. He said both of those projects would best be pursued after or in concert with a new look at the best funding formula to ensure that the individual jurisdictions are assessed fairly for the capacity that they need. He advised the responses that staff have given to each of these questions were intended to explain that general strategy.
- b. Director Farr and Director Rowley thanked staff for the table that was included in the memo. In response to Director Rowley, Mr. Owsenek stated that some projects may be identified as rehabilitation projects but could contain elements that are necessary for plant expansion. He gave the Emergency Retention Pond (ERP) Rehabilitation Project as an example where equalization will be important for UOSA moving forward. There are elements of that project which are rehabilitation and elements that are provide additional nutrient capacity. Therefore, there will be a need to delineate which elements are rehabilitation and which elements are essentially expansion. Mr. Owsenek said that staff does not have all the answers right now, but have a process that will get us there. He stated that this process has the potential to yield substantial saving for all jurisdictions.
- c. In response to Director Farr and Director Small, Mr. Owsenek confirmed that the Project referred to as the Plant Expansion to 60 mgd (on page 8 of the Financial Summary) also known as Project 60 or P60 (in the table) applies to an additional plant expansion of 6 mgd (i.e. 3 mgd for Prince William and 3 mgd for the City of Manassas) per resolution. He advised the Board that the current cost allocation study being performed by Raftelis has the potential to realign the funding requirements.
- d. Director Small asked about the second expansion project that was 50/50 between Prince William and the City of Manassas. He thought he saw the details in the online packet but could not locate it during the meeting. Mr. Owsenek said that he would look into this further and provide a follow-up to the Board via email.

MOTION: Director Rowley moved to receive and file the report.

SECOND: Director Meyer VOTE: Unanimous

#### F. Action Items

- 1. Vice-Chair Vehrs referenced staff memorandum, FY-26 & FY-27 Debt Service Budgets (filed as Exhibit E).
  - a. Mr. Wolfe announced that the organization is transitioning into two-year budget cycles with Debt Service being the first two-year budget to be

presented to the Board. He said last month the Board approved the Plan of Finance for planning purposes and to use in completing the Debt Service Budget. The FY-26 and FY-27 Debt Service Budgets are consistent with the plan of finance approved at the February board meeting. These budgets represent the estimated expenses on UOSA's existing debt, which remains firm unless additional capital commitments are made or additional refinancing opportunities arise.

MOTION: Director McGrath moved to approve the FY-26 & FY-27 Debt

Service Budgets in the amount of \$41,886,555 and \$41,703,877,

respectively.

SECOND: Director Farr VOTE: Unanimous

- 2. Vice-Chair Vehrs referenced staff memorandum, UOSA Pond Study (filed as Exhibit F).
  - a. Mr. Doug Hague, UOSA's Chief Operating Officer (COO), briefed the Board on the PFAS Pond Study efforts that are detailed in the memo. This study is designed to predict UOSA effluent PFAS levels once a pretreatment system is installed at the semiconductor facility.
  - b. Mr. Owsenek advised that since there is a possibility of capacity exceedances caused by the City of Manassas' participation in the study when they drain the stored water from the pond, staff is requesting that the Board hold the City of Manassas harmless for any exceedances that arise as result of that drain down period. Staff define that drain down period as being 60 days, with the understanding if wet weather were to occur, it could go beyond the 60 days. He said it is appropriate to hold the City of Manassas harmless for any exceedances that arise as result of their participation in the study.
  - c. Director Rowley voiced his support for the Pond Study as long as UOSA does not violate its permit in the process. Mr. Owsenek said that staff have high confidence that this study will not cause permit violations for UOSA as a whole.
  - d. In response to Director Vehrs, it was confirmed that UOSA provided Fairfax Water with advance notice of the proposed UOSA Pond Study. Mr. Owsenek reported that DEQ had also been notified.

MOTION: Director Rowley moved to proactively authorize these potential

exceedances for a period of up to 60 days following the Pond Study to allow the City of Manassas to empty the pond and resume their

normal operations.

SECOND: Director McGrath

VOTE: Unanimous

### G. Staff Reports

- 1. Deputy Executive Director's Report
  - a. Mr. Owsenek provided a status update on the various Federal and State level actions that were currently in the legislative arena:

- i. Bills being pursued:
  - Virginia House Bill No. 2050, regarding the Occoquan Reservoir PFAS Reduction Program, was passed with strong Bipartisan support. If signed by the Governor, this would require PFAS pretreatment requirements for industrial flows to UOSA, essentially at drinking water levels, by July 2027 with complete compliance by July 2029.
  - Virginia *Senate Bill 1319* has to do with self-reporting PFAS manufacture and use for any industry. This bill is administrative in nature. It received bipartisan support and is anticipated to be signed by the Governor.
  - Virginia *House Bill 2482* requires mandatory apprentice labor hours for capital projects. If passed and signed by the Governor, it would be effective July 1, 2026. A consortium of the major water and wastewater entities, of which UOSA is a member, is urging the Governor to do take one of four actions: 1) a veto 2) provide an exclusion for water and wastewater projects 3) refer the question to the public body procurement work group for improvements, or 4) add a reenactment clause that would require it to be reenacted in the next General Assembly session. Mr. Owsenek advised that a veto was the least preferred option as it would likely result in the bill returning next session.
- ii. PFAS in Biosolids several states have passed biosolid regulations with regards to PFAS and land application. This session there are no PFAS biosolids bills of concern in Virginia, but there is relevant activity in Maryland. As introduced, Maryland's *House Bill 909* would be a de facto ban on land application of biosolids within Maryland. If passed as a de facto ban, wastewater entities would essentially have three choices: 1) landfill 2) incinerate 3) ship out of state. The first two options are impractical, so this could have a domino effect on Virginia should the Maryland bill be passed. Staff are following this closely.
- b. Mr. Owsenek asked for the Board's indulgence as he gave a brief statement on his own retirement at his last Board meeting. Mr. Owsenek said, "I thank each of you for your support over the years. Time has come for me to move on, and I have made personal plans that are exciting to me. But I have to admit this is a bittersweet moment. I have worked the majority of my career here at UOSA and I am intensely proud of the ways in which this organization has sought to serve both the rate payers and the water supply and of my own contributions along the way. I would like the Board and UOSA staff to know that I came here back in 1998 because I wanted a career where I thought I would be able to make a difference. For me, that meant doing the right things for the community financially as well as technically. That is what brought me here. What made me stay for 27 years was the strong sense of community and commitment to mission. UOSA truly has the best and most committed staff in the industry. I mean that sincerely, and it has been an honor to serve with them. I have no doubt the UOSA will build upon its reputation as an internationally recognized leader for the way in which it protects the Occoquan. I am retiring knowing that UOSA is in good hands and that the future is bright for UOSA, the people we serve, the Occoquan, and for the incredibly talented, hard-working and committed employees. So, I will offer only one bit of advice to the Board: Do not let them get away. Thank you once again. It has been an honor to serve you. I look forward to watching UOSA continue its mission in the same passion and excellence that I found when I came here almost three decades ago."

c. Vice-Chair Vehrs said the Board would like to recognize Mr. Owsenek with a formal Resolution (filed as Exhibit G).

MOTION: Director Codding moved to adopt the Resolution recognizing

Mr. Owsenek for his time and his service to UOSA and the

environmental community.

SECOND:

Director McGrath

VOTE:

Unanimous

## 2. Legal Counsel's Report

a. Ms. Hostetler mentioned the recent City of San Francisco v. EPA Supreme Court case and advised that she did not believe there would be any impact on how UOSA operates its pretreatment program and how UOSA issues its permits to industrial users.

Vice-Chair Vehrs took this opportunity to announce the dates for the Bluebell Festival; the Prince William Soil and Water Conservation meeting called Potomac Watershed Roundtable.

## G. Adjournment

MOTION: Director Meyer moved to adjourn at 4:38 P.M.

SECOND: Director Farr VOTE: Unanimous

Richard Meyer/Secretary UOSA Board of Directors

Date: April 17, 2025

These minutes are unofficial until signed.