

4 County Complex Court
P. O. Box 2266
Woodbridge, VA 22195-2266

Phone (703) 335-7900
Fax (703) 335-7905
www.pwcsa.org



Service Authority

Joyce P. Eagles, Chairman
Paul E. Ruecker, Vice Chairman
Janice R. Carr, Secretary-Treasurer
Mark Allen, Member
Ernie Gonzales, Member
Dr. K. Jack Kooyoomjian, Member
David A. Rutherford, Member
Kurt E. Voggenreiter II, Member

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

MINUTES OF SPECIAL BOARD OF DIRECTORS MEETING OF MARCH 23, 2017

Board Members Present : Mark Allen, Joyce P. Eagles, Ernie Gonzales (via telephone), K. Jack Kooyoomjian, Ph.D., Paul E. Ruecker, David Rutherford, and Kurt Voggenreiter II.

Staff : Dean E. Dickey, Samer Beidas and Kim Murray.

Legal Counsel : Mark Viani

Absent : Janice R. Carr

1. GENERAL MATTERS

Chairman Eagles called the meeting to order at 7:00 PM.

a) Consideration of Approval of Amended Agenda

Chairman Eagles called for approval of the Amended Agenda, a copy of which was provided at Board Members' places.

Motion : Mr. Ruecker moved to approve the Amended Agenda as provided.
Second : Mr. Rutherford
Ayes : Ruecker, Rutherford, Allen, Eagles, Kooyoomjian, Voggenreiter
Absent : Carr, Gonzales

Mr. Gonzales called into the meeting via telephone at 7:01 PM (from St. Johns, FL due to a personal matter).

b) Citizens' Time

There were no citizens in attendance who wished to speak.

2. CLOSED MEETING

Chairman Eagles announced a closed meeting at 7:04 PM for the purpose of discussing Real Estate under § 2.2-3711A3 and Litigation under § 2.2-3711A7, and requested a motion for same.

Motion : Mr. Ruecker
Second : Mr. Rutherford
Ayes : Ruecker, Rutherford, Allen, Eagles, Gonzales (via telephone), Kooyoomjian,
Voggenreiter
Absent : Carr

Upon conclusion of the closed meeting at 7:39 PM and in compliance with the Freedom of Information Act, a motion was made by Dr. Kooyoomjian and seconded by Mr. Voggenreiter 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 § 2.2-3711A3, Real Estate, and § 2.2-3711A7, Litigation.

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 : Dr. Kooyoomjian
Second : Mr. Voggenreiter
Ayes : Kooyoomjian, Voggenreiter, Allen, Eagles, Gonzales (via telephone), Ruecker,
Rutherford
Absent : Carr

3. ACTION MATTERS

- a) Resolution Accepting the Conveyance of Real Property Identified as GPIN No. 7597-34-3769 and Sewer Facilities Located Thereon

Chairman Eagles called for a motion for the Resolution.

Motion : Mr. Ruecker moved that the Prince William County Service Authority Board of Directors hereby authorizes the General Manager to accept the conveyance by Merritt-LI, LLC, or its successor in title and interest, of its fee simple title to the Property and of its rights, title, and interest in and to the Pump Station on such terms and conditions as he shall deem to be in the best interest of the Service Authority.

Second : Mr. Rutherford
Ayes : Ruecker, Rutherford, Allen, Eagles, Gonzales (via telephone), Kooyoomjian,
Voggenreiter
Absent : Carr

b) Approval of Settlement Agreement with Albion Investments, LLC Regarding Groveton Road Sewage Pump Station

Chairman Eagles called for a motion for the Resolution.

Motion : Mr. Ruecker moved that the Prince William County Service Authority Board of Directors hereby authorizes the General Manager to complete negotiations and execute a Settlement Agreement on behalf of the Prince William County Service Authority with Albion Investments, LLC resolving all claims arising out of and/or related to Albion Investments, LLC construction of the Groveton Road Pump Station on such terms and conditions as he shall deem to be in the best interest of the Prince William County Service Authority and consistent with the financial terms stated herein.

Second : Kooyoomjian
Ayes : Ruecker, Kooyoomjian, Allen, Eagles, Gonzales (via telephone), Rutherford,
Voggenreiter
Absent : Carr

c) Authorize a Public Hearing to Consider Creating a Groveton Road Sewage Pump Station Local Facilities Charge

Chairman Eagles called for a motion for the Resolution.

Motion : Mr. Rutherford moved that the Prince William County Service Authority Board of Directors hereby authorizes a public hearing to consider creating a Local Facilities Charge at a rate of \$13,574.45 per acre applicable to the properties listed in Exhibit A (attached to the Resolution).

Second : Ruecker
Ayes : Rutherford, Ruecker, Allen, Eagles, Gonzales (via telephone), Kooyoomjian,
Voggenreiter
Absent : Carr

d) Authorization to Initiate the Eminent Domain Process and to Advertise and Hold Public Hearing to Take Possession of the Groveton Road Sewage Pump Station as a Regional Facility, in the Public Interest of Providing Sanitary Sewer Service for Properties Seeking to Connect to the Public Sewer System

Chairman Eagles called for a motion for the Resolution.

Motion : Mr. Ruecker moved that the Prince William County Service Authority Board of Directors authorizes the General Manager to initiate the eminent domain process by providing notice/advertisement and conducting a public hearing to determine that acquisition of the Groveton Road Sewage Pump Station is for a public use, necessary to serve a public need, and directing acquisition of the pump station and appurtenant infrastructure and real property identified as GPIN No. 7597-34-3769 by condemnation, including by “quick take” condemnation pursuant to the Virginia Code.

Second : Kooyoomjian

Ayes : Ruecker, Kooyoomjian, Allen, Eagles, Gonzales (via telephone), Rutherford,
Voggenreiter
Absent : Carr

4. ADJOURNMENT

The meeting adjourned at 7:44 PM.



Janice R. Carr
Secretary-Treasurer