

**Presented and Adopted: December 2, 2010**  
**SUBJECT: Approval to Execute Option Year Four of**  
**Contract No. WAS-06-021-AA-MB, CIGNA HealthCare**

**#10-112**  
**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 December 2, 2010 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to approve Option Year Four of Contract No. WAS-06-021-AA-MB, CIGNA HealthCare.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Option Year Four of Contract No. WAS-06-021-AA-MB, CIGNA HealthCare. The purpose of the option is to continue providing DC Water employees two (2) medical plans: Health Maintenance Organization (HMO) as well as Preferred Provider Organization (PPO). The option amount is \$6,735,339.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: December 2, 2010**

**SUBJECT: Approval to Execute Option Year One of  
Contract No. WAS-09-071-AA-MB, Kaiser Foundation  
Health Plan of the Mid-Atlantic States, Inc.**

**#10-113  
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 December 2, 2010 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to approve Option Year One of Contract No. WAS-09-071-AA-MB, Kaiser Foundation Health Plan of the Mid-Atlantic States, Inc.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Option Year One of Contract No. WAS-09-071-AA-MB, Kaiser Foundation Health Plan of the Mid-Atlantic States, Inc. The purpose of the option is to continue providing employees hired on/or after October 1, 1987 a Health Maintenance Organization (HMO) Medical Plan. The option amount is \$2,497,884.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: December 2, 2010**  
**SUBJECT: Approval to Execute Option Year Three of Contract No.**  
**WAS-06-021-AA-MB, Delta Dental**

**#10-114**  
**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 December 2, 2010 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to approve Option Year Three of Contract No. WAS-06-021-AA-MB, Delta Dental.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Option Year Three of Contract No. WAS-06-021-AA-MB, Delta Dental. The purpose of the option is to continue providing to employees hired on or after October 1, 1987 a dental plan for Preferred Provider Organization (PPO). The option amount is \$306,500.40.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: December 2, 2010**  
**Subject: Amendment to the By- Laws of the District of  
Columbia Water and Sewer Authority**

**#10-115**  
**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 December 2, 2010, 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 amending the By-laws of the Authority's Board of Directors.

**WHEREAS**, various Board members have discussed the need for establishing, at the first of the year, a meeting schedule for standing committees of the Board in order to facilitate committee meeting attendance by all appropriate participants; and

**WHEREAS**, it was determined that procedures should be developed to address any requested changes to an established standing committee schedule; and

**WHEREAS**, the establishment of such a schedule for the Board's standing committees along with procedures addressing any change to the schedule would require an Amendment to the By-laws; and

**WHEREAS**, the Governance Committee was requested to address this proposed Amendment to the By-laws; and

**WHEREAS**, the Governance Committee, during its November 17, 2010 meeting, considered the proposed Amendment; and

**WHEREAS**, the Governance Committee concluded that this change would facilitate committee meeting attendance by all appropriate participants; and

**WHEREAS**, the Governance Committee recommends adoption of the proposed Amendment to the By-laws set out in Attachment 1 to this Resolution;

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Board hereby approves the Amendment to the By-laws set out in Attachment 1 to this Resolution.
2. The Board authorizes the General Manager to take all steps necessary to effectuate the Amendment.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**BY-LAWS  
DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

**Adopted - October 17, 1996; Resolution 96-11  
Amended - February 4, 1999; Resolution 99- 10  
Amended - February 1, 2001; Resolution 01-16  
Amended – September 12, 2002; Resolution 02-75  
Amended – December 4, 2003; Resolution 03-86  
Amended-July 5, 2007; Resolution 07-64  
Amended – October 2, 2008: Resolution 08-07  
Amended – April 1, 2010: Resolution 10-42  
Amended – October 7, 2010; Resolution 10-100  
Amended – December 2, 2010; Resolution10-115**

**ARTICLE I  
General**

These By-Laws and the Water and Sewer Authority Establishment and Department of Public Works Reorganization Act of 1996 (the “Act”), as the Act shall be amended from time to time, govern the function and operation of the District of Columbia Water and Sewer Authority (the “Authority”) and in the event of any conflict between these By-Laws and the Act, the Act shall control to the extent of the conflict. Terms defined in the Act shall have the same meaning when used in these By-Laws. References in these By-Laws to the Act, or any provision thereof, shall include a reference to any amendment to the Act which takes effect after the adoption of these By-Laws.

**ARTICLE II  
Board of Directors**

**§ 2.01 Composition**

(a) The Board of Directors of the Authority (the “Board”) shall consist of 11 principal Board members (“principal members”) and 11 alternate Board members (“alternate members”).

(b) Alternate members may participate in discussion at Board meetings, at the Chairperson’s discretion, but may vote at Board meetings only when their corresponding principal Board member is absent. An alternate member permitted by this subsection to vote at a meeting shall do so as a representative of their corresponding principal member except that if the principal’s position is vacant the alternate shall vote in her or his own right.

(c) Principal members shall attend all Board meetings and meetings of those committees upon which they serve.

(d) Alternate members shall attend any meeting which their corresponding principal is required to, but cannot attend. Alternates shall either attend all other meetings or familiarize themselves with the discussions and determination made at such meetings.

(e) Alternate members may be appointed by the Chairperson to committees established by the Board and may fully participate in committee functions.

## **§ 2.02 Duties**

The Board shall develop policies for the management, maintenance, and operation of water distribution and sewage collection and treatment, disposal systems and other devices and facilities under the control of the Authority, and shall perform such other duties as are specified in or otherwise required by the Act and these By-Laws.

## **§ 2.03 Removal, Suspension, and Termination**

(a) The Board may recommend that the Mayor remove, suspend, or terminate a principal or alternate member for misconduct or neglect of duty. The Mayor may remove a principal or alternate pursuant to section 204(g) of the Act (D.C. Code § 34-2202.04(a)(4)(g)).

(b) The Board may recommend that the Mayor remove, suspend, or terminate a principal or alternate member for misconduct if the Board finds that the member or alternate committed any act involving moral turpitude. The Mayor may remove a principal or alternate pursuant to section 204(g) of the Act (D.C. Code § 34-2202.04(a)(4)(g)).

(c) The Board may recommend that the Mayor remove, suspend, or terminate a principal or alternate member for neglect of duty if the Board finds that:

- (i) The principal or alternate member committed any act or omission which constitutes a breach of the Board member's or alternate's fiduciary duty to the Board or the Authority;
- (ii) A principal member failed to attend two or more Board meetings, or three or more meetings of a committee to which such member is appointed, within a twelve-month period, without providing a business or personal reason which the Board determines is legitimate; or

- (iii) An alternate member, having received notice from his or her corresponding principal member of that member's inability to attend a meeting (as required by § 3.04 (c)), failed to attend two or more such Board meetings, or three or more committee meetings, within a twelve-month period, without providing a business or personal reason which the Board determines is legitimate.

(d) A principal or alternate member who is indicted for the commission of a felony shall be automatically suspended from serving on the Board. Upon a final determination of guilt, the term of the principal or alternate member shall be automatically terminated. Upon a final determination of innocence, the Mayor may reinstate the Board member.

### **§ 2.04 Resignation**

Any principal or alternate member may resign by giving notice of resignation to the Mayor and a copy of the notice to the Secretary to the Board. A non-District member shall also notify the official authorized to recommend a successor. The member's resignation shall take effect on the date specified in the notice.

### **§ 2.05 Compensation**

Principal and alternate members of the Board of Directors shall be compensated and reimbursed for expenses as provided in the Act and in accordance with the Authority's reimbursement procedures for executive officers.

## **ARTICLE III Meetings**

### **§ 3.01 Meetings to be Open to Public; Availability of Transcripts**

All meetings (including hearings) at which any official action is taken shall be open to the public, and a written transcript or transcription, including (at a reasonable cost) copies thereof, shall be made available to the public upon request in accordance with section 742 of the Self-Government and Governmental Reorganization Act (D.C. Code §1-207.42).

### **§ 3.02 Regular Meetings**

Regular meetings of the Board shall be held on the first Thursday of each month, or if such day is a legal holiday in the District of Columbia, then on the next weekday following such day unless an alternate date is determined to be appropriate by the Chairperson. All meetings shall be held at the Blue Plains

Wastewater Treatment Plant, 5000 Overlook Avenue, S.W., Washington, D.C., or as otherwise specified in the notice of such meeting.

### **§ 3.03 Special Meetings**

Special meetings of the Board may be called by the Chairperson on his or her own initiative, or upon the written request of not less than three members of the Board entitled to vote on the matter or matters to be considered at the special meeting (which request shall specify such proposed matter or matters and shall be delivered to the Chairperson and the Secretary to the Board).

### **§ 3.04 Notice to the Board of Meetings**

(a) Before any meeting of the Board, the Secretary to the Board shall notify principal and alternate members of the meeting by:

- (i) Mailing a notice by first class mail, postage prepaid at least five days (Saturdays, Sundays and legal holidays excluded) before the date of such meeting to the principal and alternate members' addresses appearing on the Authority's records; or
- (ii) Delivering a notice by hand facsimile or e-mail transmission at least one day (Saturdays, Sundays and legal holidays excluded) before the date of such meeting to the principal and alternate members' respective addresses, facsimile numbers or e-mail addresses appearing on the record.

(b) The notice shall state the date, time, and place of the meeting and shall be accompanied by a proposed agenda, prepared in accordance with § 3.06(a), except that where a special meeting is called, and time does not allow for the preparation of an agenda prior to the issuance of notice, the notice shall include a brief description of the matters to be considered.

(c) A member who is unable to attend a meeting due to legitimate personal or business reasons shall notify the designated alternate and the Secretary to the Board.

If the member's corresponding alternate is also unable to attend, the alternate shall notify the Secretary to the Board of these circumstances and the reason for his or her absence.

(d) Satisfaction of the notice requirements of this Section may be waived by a majority of the members of the Board at a meeting at which a quorum is

present, provided that the Secretary to the Board shall have made reasonable efforts to comply with such requirements. The attendance of a principal or alternate member at a Board meeting shall constitute such a waiver unless specific objection is made before the presence of a quorum is determined.

### **§ 3.05 Notice of Meetings to the Public**

The Secretary to the Board shall inform the public of any Board meeting, regular and special, at which official action is to be taken, by posting notice of the meeting on the Authority's website and in a public area at the Blue Plains Wastewater Treatment Plant at the same time as notice of the meeting is issued to Board members, except that notice of a hearing to consider the establishment or adjustment of retail water and sewer rates, or of a Board meeting to establish or adjust such rates, shall also be published in a newspaper of general circulation at least ten days prior to the date of the hearing or meeting.

### **§ 3.06 Agenda**

(a) The Secretary to the Board shall prepare a proposed agenda under the Chairperson's direction, including a consent agenda, for each regularly scheduled meeting of the Board and, where time permits, for any special meeting of the Board. The agenda shall be attached to the notices provided for in §§ 3.04 and 3.05, and shall designate, by an asterisk or other mark, those items which do not involve "joint-use sewerage facilities" within the meaning of Section 201(4) of the Act (a "non joint-use" matter).

(b) A motion to change the designation or non-designation of an agenda item as non joint-use must be made and acted on prior to discussion of the item. In the event that the Board is to consider a matter not listed on the proposed agenda or matters at a special meeting for which no agenda was prepared, such matters are presumed to be joint use items unless a motion to redesignate the item is made and acted on prior to discussion of the item.

### **§ 3.07 Quorum**

Six (6) principal members shall constitute a quorum for the transaction of Board business, except that an alternate member may be counted towards a quorum in the absence of their corresponding principal member.

### **§ 3.08 Conduct of Business**

(a) The Chairperson shall preside over Board meetings.

(b) Board actions shall be presented for a vote in the form of a resolution.

(c) The Board may postpone consideration of an agenda item by a majority vote of those members authorized to participate in the decision.

(d) Physical attendance at Board meetings is the preferred method of participation. However, Board members may participate telephonically and via videoconferencing in both Board and Committee meetings. Members participating in Board meetings telephonically or via videoconferencing may both be considered for purposes of determination of a quorum and vote. Members participating in committee meetings telephonically or via videoconferencing may voice their recommendations to the Board. However, such telephonic and videoconferencing participation is to occur only when the following conditions are met: (i) neither the principal nor the principal's alternate can attend the meeting in person; and (ii) the Chairman determines that the telephonic and/or videoconferencing communication is in the best interest of the Authority. In order for the Chairman to make this determination, the Board member wishing to participate telephonically or via videoconferencing must notify the Chairman as soon as he/she is aware of the need to participate in this manner or the day before the meeting, whichever occurrence is earlier in time.. .

(e) The Board may establish rules governing the conduct and procedure of Board and committee meetings. Questions of procedure for meetings of the Board or committee meetings that are not determined by these By-Laws or any rules adopted by the Board shall be governed by Robert's Rules of Order as interpreted by the Chairperson.

## **ARTICLE IV Officers of the Board**

### **§ 4.01 Appointment**

(a) The officers of the Board shall consist of the Chairperson, who shall be selected as provided for in the Act and a Vice-Chairperson. The Vice-Chairperson and all other Board officers established by these By-Laws, shall be selected by the Board from among persons nominated by the Nominating Committee.

(b) The Board may, by resolution, create or abolish any officer position (other than the Chairperson).

(c) The Board may, by resolution, delegate the duties of the officer position (other than the Chairperson) to any alternate member.

#### **§ 4.02 Duties**

(a) The Chairperson's duties shall include but are not limited to calling special meetings of the Board in accordance with § 3.03, determining the agenda of a meeting for purposes of § 3.06, presiding over Board meetings in accordance with § 3.08, establishing ad-hoc committees of the Board, appointing members and chairpersons of the standing and ad-hoc committees of the Board and carrying out such other duties as are specified in these By-Laws or delegated to the Chairperson by resolutions of the Board that are in accordance with the Act and these By-Laws.

(b) The Vice-Chairperson shall fulfill the duties of the Chairperson if the Chairperson is absent or otherwise unavailable to do so.

#### **§ 4.03 Term of Office**

An officer of the Board shall serve a one-year term or until a successor assumes office, unless the officer resigns or is removed.

#### **§ 4.04 Resignation and Removal of Officers**

(a) Officers of the Board shall serve the full term provided in these By-Laws unless such term is terminated earlier by resolution of the Board for cause.

(b) An officer may resign by written notice to the Chairperson and the Secretary to the Board. The resignation shall take effect on the date the notice is received, unless the notice specifies a later effective date, which is acceptable to the Chairperson.

(c) The Board may appoint a successor to fill the unexpired term of a resigned or removed officer (other than the Chairperson), or for a new term, as the Board considers appropriate.

### **ARTICLE V Committees**

#### **§ 5.01 Establishment**

(a) The following shall be standing committees of the Board, with such other responsibilities as are specified by the Chairperson or appropriate resolution of the Board, including but not limited to the review of contracts that are material to the committee's assigned duties. The Board may create additional standing committees as it deems necessary. The committees shall receive detailed information in their areas of responsibility and make

recommendations to the Board. Only formal actions of the Board through resolution can bind the Authority. The chairperson of a standing or ad-hoc committee, with the concurrence of the Chairperson of the Board, may designate an acting chairperson for the purposes of chairing a particular standing or ad-hoc committee meeting.

- (i) Finance and Budget Committee: Shall make recommendations to the Board regarding actions required of or desired by the Board of Directors which have a significant and material fiscal effect as a result of operations, including by way of example and not limitation, adoption of the budget, borrowings, investments, grants, acquisitions, accounting, sales, insurance, adjustments to charges due for services or commodities furnished by the Authority, appropriations and the settlement of claims.
- (ii) District of Columbia Retail Water and Sewer Rates Committee: Shall be composed of the six members of the Board representing the District and shall make recommendations to the Board regarding actions required of or desired by the Board of Directors with respect to the establishment of rates and fees for services or commodities furnished by the Authority.
- (iii) Environmental Quality and Sewerage Services Committee: Shall make recommendations to the Board regarding actions required of or desired by the Board of Directors with respect to the safety of operations, emergency planning and the operation, repair, replacement, rehabilitation, modernization and extension of the sewage disposal and its treatment, transmission, pumping and storage systems, groundwater and stormwater collection systems and other assets and property available to the Authority's use.
- (iv) Human Resources and Labor Relations Committee: Shall make recommendations to the Board regarding actions required of or desired by the Board of Directors with respect to the terms, requirements and conditions of employment for all employees including the General Manager, to include, by way of example and not limitation, matters involving compensation, pension and other benefits, awards and collective bargaining agreements.
- (v) Audit Committee: Shall make recommendations to the Board regarding actions required of or desired by the Board of Directors with respect to the independent appraisal of

internal controls, operations and procedures utilized by the Authority in its financial and other operations, shall make recommendations to the Board regarding the selection of the Authority's independent outside auditors, and shall meet as appropriate with such auditors with or without the presence of the Authority's management.

- (vi) Governance Committee: Shall make recommendations to the Board regarding the policies and procedures to be followed by the Board, matters of internal governance of the Board, resolution of ethical questions, the discharge of the Board's duties, including any modifications of these By-Laws, and policy level oversight of the Authority's legislative and governmental relations activities. The Committee may also consider other matters involving the conduct of members, which may be referred by the Chairperson.
- (vii) Water Quality and Water Services Committee: Shall be composed of Board members representing the District and shall make recommendations to the Board regarding actions required of or desired by the Board of Directors with respect to drinking water quality, the safety of operations, emergency planning and the operation, repair, replacement, rehabilitation, modernization and extension of the water distribution, pumping and storage systems, and regarding communications with ratepayers and customers without regard to the medium employed, including by way of example and not limitation, responses to customer inquiries, customer education initiatives and customer assistance programs.
- (viii) Strategic Planning Committee: Shall make recommendations to the Board regarding both long and short term strategic planning.

## **§ 5.02 Appointment**

Members of the Board's standing committees and ad-hoc committees, and the chairpersons of these committees, shall be selected by the Chairperson of the Board. Only District Board members may serve on committees or subcommittees with jurisdiction over non joint-use matters or the rates charged to District retail water and sewer customers.

### **§ 5.03 Duties**

The principal duty of any committee shall be to recommend proposed action to the Board of Directors. No committee or individual member shall have the power to bind the Board or the Authority to any matter or obligation or to authorize any act by the Authority.

### **§ 5.04 Standing Committee Meetings**

(a) At the first meeting each year of a standing committee, the chairperson of such committee (or the acting chairperson designated pursuant to § 5.01(a)), in consultation with the other members of the committee, the Chairperson of the Board, and the General Manager, shall establish a meeting schedule for the remainder of the year and for the first meeting in the ensuing year. Such schedule shall specify the date, time, and location at which each committee meeting shall be held. In consulting with the other members of the committee, the Chairperson of the Board, and the General Manager, the chairperson of the committee shall endeavor to the greatest possible extent to avoid conflicts with the meeting schedules of other committees and to minimize inconvenience to Board Members and Alternates serving on multiple committees, and to the General Manager and relevant staff, so as to facilitate committee meeting attendance by all appropriate participants.

(b) Following the establishment of a committee meeting schedule as provided in subsection (a), should the chairperson of a committee be unable to attend a scheduled meeting, such committee chairperson shall request the vice-chairperson of the committee (if a vice-chairperson has been designated) to serve as acting chairperson for the purpose of conducting the meeting at the previously scheduled date, time, and location. If the vice-chairperson is unable to attend, the committee chairperson shall request another member of the committee to serve as acting chairperson for such meeting. In the event that neither the vice-chairperson nor another committee member is available to serve as acting chairperson for a previously scheduled meeting, or if it appears that a significant number of committee members will be unable to attend at the scheduled date, time, or location, or at the request of the General Manager, the committee chairperson may request that the Chairperson of the Board waive the requirements of this subsection for good cause shown and permit such meeting to be held on a different date, or at a different time or location. Should the Chairperson not grant such a waiver, the meeting shall be cancelled.

## **ARTICLE VI Administration**

### **§ 6.01 General Manager**

The Board shall hire a General Manager upon the affirmative vote of eight voting members. The General Manager shall be the chief administrative officer of the Authority and, subject to the direction and supervision of the Board, shall have such supervisory and management responsibilities concerning the Authority's business, affairs, property, agents, and employees as the Board expressly determines by resolution. The General Manager may only be terminated upon an affirmative vote of eight voting members.

### **§ 6.02 Delegation**

The Board may by resolution delegate to the General Manager any of its authority to the extent permitted by the Act, including, but not limited to procurement authority in such amounts as are specified by the Board.

### **§ 6.03 Secretary to the Board**

(a) There is hereby established the Office of Secretary to the Board. The Secretary to the Board shall not be an officer of the Board and may not vote, but may be an employee of the Authority.

(b) The Secretary shall:

- (i) In addition to the responsibility established in section 3.06, coordinate under the direction of the General Manager, all Board meetings and other business activities of the Board
- (ii) Prepare meeting minutes from Board meetings and other business activities when appropriate and prepare agendas in accordance with § 3.06.
- (iii) Keep a written transcript or transcription of the proceedings of the Board and any hearings in one or more books kept for that purpose. The Secretary shall have custody of all books, records and papers of the Board;;
- (iv) Make available to the public any transcripts or transcription prepared pursuant to § 3.01 of these By-Laws and furnish copies to the public in accordance with that section;

- (v) Maintain the annual reports required by law and approved by the Board. The Secretary shall transmit copies of the approved report to the Mayor and the Council, and shall make the report available to the public;
- (vi) Have custody of the seal of the Authority and shall have authority to affix, impress or reproduce such seal on copies of resolutions and other official actions of the Authority and on all documents, the execution and delivery of which has been duly authorized by the Board; and
- (vii) Perform all duties and have all powers incident to the Office of the Secretary and shall perform such other duties and have such other powers as may be assigned by these By-Laws, the Board, its Chairperson, or the General Manager.

## **ARTICLE VII Amendment**

These By-Laws may be amended by a majority vote of the Board at a meeting which is open to the public in accordance with section 742 of the District of Columbia Self-Government and Governmental Reorganization Act (D.C. Code § 1-207.43 ).

## **ARTICLE VIII Miscellany**

### **§ 8.01 Offices**

- (a) The principal office of the Authority and of the Board shall be located at the Blue Plains Wastewater Treatment Plant, 5000 Overlook Avenue, S.W., Washington, D.C.
- (b) The Board may maintain other offices at such other places in the District as the Board may establish from time to time.

### **§ 8.02 Seal**

The seal of the Authority shall be in the form of a circle and shall bear the name of the Authority and its year of establishment.

### **§ 8.03 Fiscal Year**

The Fiscal Year of the Authority shall end on the last day of September of each year.

### **§ 8.04 Sureties and Bonds**

The Board may require any officer, employee, or agent of the Authority to execute, as a condition of employment or continued employment, a bond in such sum, with such surety or sureties as the Board may direct, conditioned upon the faithful performance of such person's duties to the Authority, including responsibility for negligence and of the accounting of all property, funds, or securities of the Authority as may come into such person's control.

### **§8.05 Joint Use Sewerage Facilities**

Section 34-2202.01(4) of the DC Official Code, designates the following facilities as joint use:

Little Falls Trunk Sewer; Upper Potomac Interceptor Sewer; Upper Potomac Interceptor Relief Sewer; Rock Creek Main Interceptor Sewer; Rock Creek Main Interceptor Relief Sewer;(duplicate deleted) Potomac River Sewage Pumping Station; Potomac River Force Mains; Watts Branch Trunk Sewer; Anacostia Force Main (Project 89 Sewer); Anacostia Force Main & Gravity Sewer; Outfall Sewers (Renamed Potomac River Trunk Sewers); Outfall Relief Sewers (Renamed Potomac River Trunk Relief Sewers); Upper Oxon Run Trunk Sewer; Upper Oxon Run Trunk Relief Sewer; Lower Oxon Run Trunk Sewer; Lower Oxon Run Trunk Relief Sewer; Blue Plains Wastewater Treatment Plant (Blue Plains); and Potomac Interceptor Sewer.

### **§ 8.06 Captions**

The captions of the articles and sections of these By-Laws are provided solely for convenience of reference and shall not affect the meaning thereof.

  
Secretary, Board of Directors

**Presented and Adopted: December 2, 2010**  
**SUBJECT: Approval to Execute Change Order No. 15 of Contract No. 060090, Ulliman Schutte Construction, LLC**

**#10-116  
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 December 2, 2010 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to approve Change Order No. 15 of Contract No. 060090, Ulliman Schutte Construction, LLC.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Change Order No. 15 of Contract No. 060090, Ulliman Schutte Construction, LLC. The purpose of the change order is to provide additional wire and terminations for monitoring two sump pumps and existing DAF compressors at EL. 5 through Process Control System. The change order amount is \$87,150.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: December 2, 2010**  
**SUBJECT: Approval to Execute Contract No. 100190**  
**Goel Services, Inc.**

**#10-117**  
**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 December 2, 2010 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to approve Contract No. 100190, Goel Services, Inc.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Contract No. 100190, Goel Services, Inc. The purpose of the contract is to provide cleaning and CCTV, combined CCTV/Sonar, and Sonar inspection of Sanitary, Storm, and Combined sewers. The contract amount is \$1,639,430.75.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: December 2, 2010**  
**SUBJECT: Approval to Execute Supplemental Agreement No. 1 of**  
**Contract No. 404-WSA, Black & Veatch Corporation**

**#10-118**  
**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 December 2, 2010 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to approve Supplemental Agreement No. 1 of Contract No. 404-WSA, Black & Veatch Corporation.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Supplemental Agreement No. 1 of Contract No. 404-WSA, Black & Veatch Corporation. The purpose of the agreement is to provide engineering design services for the water distribution, wastewater collection, transmission and storm water drainage systems. The supplemental agreement amount is \$550,000.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: December 2, 2010**  
**SUBJECT: Approval to Execute Supplemental Agreement No. 1 of**  
**Contract No. DCFA #416, Rummel, Klepper & Kahl, LLC**

**#10-119**  
**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 December 2, 2010 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to approve Supplemental Agreement No. 1 of Contract No. DCFA #416, Rummel, Klepper & Kahl, LLC.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Supplemental Agreement No. 1 of Contract No. DCFA #415, Rummel, Klepper & Kahl, LLC. The purpose of the supplemental agreement is to provide professional engineering services for design and construction contract preparation for the Potomac Pumping Station Rehabilitation Phase III improvements, to include replacement of sluice gates and replacement of medium voltage switchgear, as recommended in the Concept Finalization Report. The supplemental agreement amount is \$1,349,438.

This resolution is effective immediately.

  
Secretary to the Board of Directors

**Presented and Adopted: December 2, 2010**  
**SUBJECT: Approval to Execute Contract No. DCFA #428-WSA**  
**AECOM**

**#10-120**  
**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 December 2, 2010 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) oppose to approve Contract No. DCFA #428-WSA, AECOM.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Contract No. DCFA #428-WSA, AECOM. The purpose of the contract is to provide construction management and related engineering services for the management of multiple major construction contracts at the Blue Plains Wastewater Treatment Plant. The contract amount is \$40,197,144.

This resolution is effective immediately.

  
Secretary to the Board of Directors