

Presented and Adopted: March 6, 2008
SUBJECT: Approval of Supplemental Agreement No. 3 of
Contract No. DCFA #381-WSA, Greeley and Hansen LLC

#08-30
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 March 6, 2008 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) opposed, to approve Supplemental Agreement No. 3 of Contract No. DCFA #381-WSA, Greeley and Hansen LLC.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Supplemental Agreement No. 3 of Contract No. DCFA #381-WSA, Greeley and Hansen LLC. The purpose of the agreement is to continue the current scope of services until a new contract is executed. The agreement amount is \$2,700,000.

This resolution is effective immediately.


Secretary to the Board of Directors

Presented and Adopted: March 6, 2008
SUBJECT: Approval of Contract No. WAS-08-024-AA-JC
Salomon Smith Barney (CITI)
Bear Stearns & Co.

#08-31
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 March 6, 2008 upon consideration of a joint use matter decided by a vote of eleven (11) in favor and none (0) opposed, to approve Contract No. WAS-08-024-AA-JC, Salomon Smith Barney (CITI) and Bear Stearns & Co.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Contract No. WAS-08-024-AA-JC, Salomon Smith Barney (CITI) and Bear Stearns & Co. The purpose of the contract is to provide underwriting services to the Authority to remarket the 2004 and 2007B bonds. The contract amount is \$1,750,000.

This resolution is effective immediately.


Secretary to the Board of Directors

Presented and Adopted March 6, 2008
SUBJECT: Approval for Waiver of Penalties and Interest for
Property Located at 1811- 1815 D Street, NE, - Homes for Hope,
Inc.

#08-32
RESOLUTION
OF THE
BOARD OF DIRECTORS
OF THE
D.C.WATER AND SEWER AUTHORITY

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("Authority"), at its meeting on March 6, 2008, upon consideration of a non-joint use matter, decided by a vote of six (6) in favor and none (0) opposed, to take the following action with respect to waiver of late fees.

WHEREAS, the Authority has provided water and sewer services to property located at 1811-1815 D St. NE, Washington, DC; and

WHEREAS, Dr. Veronica Jenkins, the Executive Director of Homes for Hope, Inc., was the successful bidder in a tax lien sale for the property located at 1811-1815 D Street, NE; and

WHEREAS, Homes for Hope is a non-profit organization; and

WHEREAS, the property was purchased to develop into housing complexes which will include a mini-medical office and a skills-building coordinator that will provide support and assistance to people living with HIV/AIDS; and

WHEREAS, there is no current water service and the property has been vacant for over 15 years; and

WHEREAS, the charges are the result of an old delinquent balance that was sold to Breen Capital Investment Group and returned uncollectable to the Authority in 2003; and

WHEREAS, the principle amount owed is \$24,779.86 and the interest owed is \$50,620.85; and

WHEREAS, Homes for Hope, Inc. will pay Twenty-Four Thousand, Seven Hundred Seventy-nine Dollars and Eighty-six Cents (\$24,779.86) of the outstanding balance of Seventy Five Thousand, Four Hundred Dollars, and

Seventy-One Cent (\$75,400.71) in exchange for the Authority waving late fees equaling Fifty Thousand, Six-Hundred Twenty Dollars and Eighty-Five Cents (\$50,620.85); and

WHEREAS, liens filed on March 13, 1984 and September 30, 2003 on the above referenced property will not be released until all charges are paid in full; and

NOW THEREFORE BE IT RESOLVED:

In consideration of the above factors, the General Manager is authorized to waive the outstanding late fees in the amount of Fifty Thousand, Six Hundred Twenty Dollars, and Eighty-Five cents (\$50,620.85) for the above referenced property upon the payment in full of the outstanding water charge of Twenty-Four Thousand, Seven Hundred Seventy-nine Dollars and Eighty-six Cents (\$24,779.86).

This resolution is effective immediately,


Secretary to the Board of Directors

Presented and Adopted: March 6, 2008
Subject: Policy # 2 on Impervious Surface Area Charge

#08-33
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 March 6, 2008, upon consideration of a non-joint use matter decided by a vote of six (6) in favor and none (0) opposed to take the following action with respect to adoption of Policy #2 on the Definition of Impervious Surface, the use of the Equivalent Residential Unit (ERU) methodology for the impervious surface area charge, and the application of this methodology on residential and non-residential property.

WHEREAS, the Board on November 1, 2007 adopted Resolution #07-86 Policy # 1 covering the Impervious Surface Area Charge; and

WHEREAS, both Policy #1 adopted November 1, 2007 and Policy # 2, the subject matter of this resolution, are parts of a series of policies pertaining to the impervious surface area charge, such policies to constitute the Board's guide for the implementation of the Impervious Surface Area Charge ; and

Whereas, each policy will be interpreted in a manner consistent with all other policies pertaining to the impervious surface area charge; and

Whereas, it is the intention of the Board that the development of the policies for the impervious surface area charge be a continuous effort; and

WHEREAS, the Retail Rates Committee at its meetings of February 27, 2008 and March 3, 2008 developed and discussed, consistent with the previously adopted Board Policy # 1, the impervious surface definition, the use of the ERU methodology, and the application of this methodology on residential and non-residential property; and

NOW THEREFORE BE IT RESOLVED THAT:

The Board adopts the attached Policy No. 2 covering the definition of Impervious Surface, the use of the ERU methodology for the impervious surface area charge, the application of this methodology on residential and non-residential property, and authorizes the General Manager to take all actions necessary to implement the Policy #2.

NOW THEREFORE BE IT FURTHER RESOLVED THAT:

1. The General Manager shall ensure that the impervious surface definition, the use of the ERU methodology, and the application of this methodology on residential and non-residential property shall be developed in a manner consistent with all the adopted policies pertaining to the impervious surface area charge.
2. The General Manager shall, within 30 days, formally advise the Council of the District of Columbia, the Mayor, and the Director of the District of Columbia Department of the Environment, that the Authority has defined impervious surface and approved the use and application of the ERU methodology as a mechanism to bill WASA customers an impervious surface area charge on both residential and non- residential property.

This resolution is effective immediately.


Secretary to the Board

**DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY
BOARD OF DIRECTORS
IMPERVIOUS SURFACE AREA CHARGE POLICY#2**

Policy Statement

The District of Columbia Water and Sewer Authority (Authority) Board of Directors has determined that the costs for the Long Term Control Plan (LTCP) shall be allocated through an impervious surface area charge which is a more equitable basis to recover these costs than the volumetric charge.

Policy Criteria

Impervious Surface is defined as – an area that impedes the percolation of water into the subsoil and impedes plant growth. Impervious surfaces include but are not limited to the following: roofprints, footprints of patios, driveways, private streets, other paved areas, tennis courts, and swimming pools, and any path or walkway that is covered by impervious material.

All surfaces shall be classified as either pervious or impervious.

The Authority shall use information contained in the District of Columbia's GIS planimetric database, which includes tax and property records, to determine impervious surface areas.

The Impervious Surface Area Charge shall be based upon the Equivalent Residential Unit (ERU). An ERU is defined as the amount of impervious surface area measured in square feet based on a statistical median for a single family residential property.

Initially, all residential customers shall be assessed one (1) ERU. All non –residential customers shall be assessed ERU's based upon the total amount of impervious surface on each lot. This total amount of impervious surface will be converted into ERU(s).

Presented and Adopted: March 6, 2008
Subject: Policy # 3 on Impervious Surface Area Charge

08-34
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 March 6, 2008 upon consideration of a non-joint use matter decided by a vote of six (6) in favor and none (0) opposed to take the following action with respect to adoption of Policy # 3 covering the Board's commitment to, after a reasonable period of time, to categorize and bill all properties based on the total amount of impervious surface on each lot, to examine and assemble the data to determine the modifications that should be made to the methodology for applying the charge, to consider gradations or variations of imperviousness, to consider increasing the classification of residential customers to multiple tiers, to require staff to present a detailed report on efforts to implement the multiple tier system at the January '09 Retail Rates Committee Meeting in anticipation of a final decision being made in April '09 and implementation occurring in October '09, to consider whether a credit and incentives policy should be implemented and to continue to identify and consider other criteria.

WHEREAS, the Board on November 1, 2007 adopted Resolution #07-86 Policy # 1 covering the Impervious Surface Area Charge; and

WHEREAS, both Policy # 1 adopted November 1, 2007, Policy # 2, previously adopted at this Board meeting of March 6, 2008, and Policy # 3 the subject matter of this resolution, are parts of a series of policies pertaining to the impervious surface area charge, such policies to constitute the Board's guide for the implementation of the Impervious Surface Area Charge; and

WHEREAS, each policy will be interpreted in a manner consistent with all other policies pertaining to the impervious surface area charge; and

WHEREAS, it is the intention of the Board that the development of policies for the impervious surface area charge be a continuous effort; and

WHEREAS, the Retail Rates Committee at its meeting of February 27, 2008 and March 3, 2008 developed and discussed, consistent with the previously adopted Board Policy # 1, the need to consider gradations or variations of imperviousness, the need to consider multiple tiers within the residential classification, the need to implement a credit and incentives policy, and to continue to identify and consider other criteria, and

NOW THEREFORE BE IT RESOLVED THAT:

The Board adopts the attached Policy No. 3 covering the Board's commitment to, after a reasonable period of time, categorize and bill all properties based on the total amount of impervious surface on each lot, , to examine and assemble the data to determine the modifications that should be made to the methodology for applying the charge, to consider gradations or variations of imperviousness, to consider increasing the classification of residential customers to multiple tiers, to require staff to present a detailed report on efforts to implement the multiple tier system at the January '09 Retail Rates Committee Meeting in anticipation of a final decision being made in April '09 and implementation occurring in October '09 , the need to implement a credit and incentives policy, to continue to identify and consider other criteria, and authorizes the General Manager to take all actions necessary to implement the Policy #3.

NOW THEREFORE BE IT FURTHER RESOLVED THAT:

The General Manager shall ensure that the categorization and billing, after a reasonable Period of time, of all properties based on the total amount of impervious surface on each lot, the examination and assembly of data to determine the modifications that should be made to the methodology for applying the charge, the consideration of gradations or variations of imperviousness, the consideration of multiple tiers for the residential classification, the presentation by staff on efforts to implement the multiple tier system at the January 2009 Retail Rates Committee meeting in anticipation of a final decision in April 2009 and implementation in October 2009, the consideration of implementing a credit and incentives policy, and the continue identification and consideration of other criteria shall be developed in a manner consistent with all the adopted policies pertaining to the impervious area charge.

This resolution is effective immediately.


Secretary to the Board

**DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY
BOARD OF DIRECTORS
FUTURE ENHANCEMENTS POLICY TO THE
IMPERVIOUS SURFACE AREA CHARGE POLICY #3**

Policy Statement

The District of Columbia Water and Sewer Authority (Authority) shall, after a reasonable period of time, categorize and bill all properties based on the total amount of impervious surface on each lot. .

Policy Criteria

The Authority, after the implementation of the impervious surface area charge shall rigorously examine and assemble data to determine the modifications that should be made to the methodology for applying the charge.

The Authority shall consider whether there should be gradations or variations of imperviousness.

The Authority shall consider whether the classification of residential customers for this charge should be increased from one tier to multiple tiers. Staff shall present a detailed status report on efforts to implement a multiple tier system at the January '09 Retail Rates Committee Meeting in anticipation of a final decision being made in April '09 and implementation occurring in October '09.

The Authority shall consider whether a credit and incentives policy should be implemented.

The Authority shall continue to identify and consider other criteria.

Presented and Adopted: March 6, 2008

Subject: Resolution Authorizing the General Manager to Petition the Mayor to Acquire Property through Eminent Domain

**#08-35
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 March 6, 2008, decided by a vote of eleven (11) in favor and none (0) opposed to take the following action with respect to the Grant of Authority to the General Manager to Petition the Mayor to Acquire Property through Eminent Domain.

WHEREAS, the Government of the District of Columbia (the "District") owns a parcel of real property located in the southeast quadrant of the District and bounded by First Street, S.E., the Anacostia River, N Place S.E. and Southeast Canal Street (the "O Street" Property); and

WHEREAS, pursuant to the Authority's enabling legislation codified as Section 34-2201.01 et seq. of the District of Columbia Code (the "Code") the District, while retaining title, transferred possession of the O Street Property, along with other assets, to the Authority for its use and control; and

WHEREAS, the District has determined that it is in the District's best interest for the District to regain the use and control of a portion of the O Street Property; and

WHEREAS, the District has requested the Authority to transfer its use and control (possessory rights) to a portion of the O Street Property to the District; and

WHEREAS, the Authority and the District have entered into negotiations regarding this transfer; and

WHEREAS, both the Authority and the District agree that the Authority requires a permanent relocation site that would meet the Authority's needs to carry out its operations currently being undertaken at the O Street Property; and

WHEREAS, in order to acquire a suitable site through eminent domain, the Authority must, pursuant to Section 34-2202.03 (24) of the Code, petition the Mayor of the District.

NOW THEREFORE BE IT RESOLVED THAT:

The Board hereby authorizes the General Manager to petition the Mayor of the District to acquire, through eminent domain, a suitable relocation site.

This resolution is effective immediately.


Secretary to the Board