

Presented and Adopted: April 6, 2006

SUBJECT: Approval of Change Order No. 38

Contract No. 010050, Whiting-Turner Contracting Co.

#06-36
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 April 6, 2006, upon consideration of a non-joint-use matter decided by a vote of six (6) in favor and none (0) opposed, to approve Change Order No. 38 of Contract No. 010050, Whiting-Turner Contracting Co.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Change Order No. 38 of Contract No. 010050, Whiting-Turner Contracting Co. The purpose of this change order is to replace outdated and worn equipment, and to improve station performance. The change order amount is \$10,049.00.

This resolution is effective immediately.


Secretary to the Board of Directors

Presented and Adopted: April 6, 2006
SUBJECT: Approval of Contract No. WAS-06-014-AA-VW
Wachs Utility Services

#06-37
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 April 6, 2006, upon consideration of a non-joint-use matter decided by a vote of six (6) in favor and none (0) opposed, to approve Contract No. WAS-06-014-AA-VW, Wachs Utility Services.

Be it resolved that:

The Board of Directors hereby authorizes the General Manager to execute Contract No. WAS-06-014-AA-VW, Wachs Utility Services. The purpose of this contract is to identify and operate valves in support of construction activities on water mains. The contract amount is not-to-exceed \$1,536,275.00

This resolution is effective immediately.


Secretary to the Board of Directors

Presented and Adopted: April 6, 2006

**SUBJECT: Approval of Settlement Agreement with the
Washington Suburban Sanitary Commission**

**#06-38
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, "the Authority," at its meeting on April 6, 2006, upon consideration of a joint-use matter, decided by a vote of nine (9) in favor and two (2) opposed, to take the following action with respect to authorizing the settlement of claims with the Washington Suburban Sanitary Commission.

WHEREAS, the District of Columbia Water and Sewer Authority, (WASA) provides sewer services for the Washington Suburban Sanitary Commission (WSSC); and

WHEREAS, WSSC has a dispute with WASA regarding various payments for outstanding bills owed to WASA; and

WHEREAS, WASA and WSSC desire to resolve all outstanding claims pertaining to the outstanding bills; and

WHEREAS, WASA and WSSC staff have agreed to settle outstanding claims and issues related to the 1998 AS McLaughan settlement and Site 2 cost allocation issues in an amount not less than \$18,500,000 and

WHEREAS, WASA and WSSC staff have also agreed to settle claims and issues related to other outstanding fines, penalties, accounting methods, cost allocations and calculations, in an amount not less than \$ 3,907,778 plus accrued interest until paid; and

WHEREAS, settlement and payment of all claims must be concluded by June 1, 2006; and

WHEREAS, the General Manager has recommended that the Board approve the settlement agreement with WSSC; and

WHEREAS, the Board has determined that it is in the best interest of the Authority to approve the settlement agreement to conclude this matter.

NOW THEREFORE BE IT RESOLVED:

1. The Board authorizes the General Manager to enter into a settlement agreement with WSSC, for an amount not less than \$22,406,778, plus accrued interest, where applicable, and to execute the settlement agreement and any other related documents and to take any other action, which he, in his discretion, deems appropriate to further the intentions expressed in this Resolution.

This Resolution is effective immediately.


Secretary to the Board of Directors

Presented and Adopted: April 6, 2006
**SUBJECT: Approval for Publication of Proposed Amendments to
the Personnel Regulations**

#06-39
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, "the Authority," at its meeting on April 6, 2006, upon consideration of a joint-use matter, decided by a vote of ten (10) in favor and one (1) abstained, to take the following action with respect to approval for publication of proposed amendments to the Authority's Personnel regulations.

WHEREAS, on or about November 6, 1997 the Board adopted personnel regulations (Resolution 97-110); and

WHEREAS, amendments to the personnel regulations were adopted by the Board on January 10, 2002 (resolution 02-11) and December 5, 2002 (resolution 02-105); and

WHEREAS, there is a need to revise the existing personnel regulations; and

WHEREAS, the Human Resources and Labor Relations Committee met on March 28, 2006 and has recommended changes to the Personnel regulations regarding Discipline, Appeals, and Conflicts of Interest essentially in the form as in the attachment to this resolution; and

WHEREAS, the Human Resources and Labor Relations Committee has recommended that the Board authorize publication of a proposed rulemaking to accomplish these changes.

NOW THEREFORE BE IT RESOLVED THAT:

1. The General Manager shall publish a Notice of Proposed Rulemaking in the District of Columbia Register for proposed changes to the Personnel regulations regarding Discipline, Appeals, and Conflicts of Interest essentially in the form as in the attachment to this resolution. The General Manager may make such changes to the Notice as may be needed to insure that the proposed regulations further the intentions expressed in this resolution and otherwise conform to the publication requirements of the Office of Documents.

This resolution is effective immediately.


Secretary to the Board of Directors