

Waterworks Advisory Committee Meeting

May 16, 2012
DEQ Piedmont Regional Office, Innsbrook

Chair: Steve Pellei
 Secretary: Mark C. Anderson
 Timekeeper: Steve Pellei
 Members Present: Greg Boardman
 Roger Cronin
 John Danielson
 Doug Ellis
 Elmer Handy
 Grier Mills
 David Raines
 Jesse L. Royall, Jr.
 Eric Lassalle

Guests in Attendance:

Mary Ann Massie alternate for Ms. Melanie D. Davenport (DEQ)
 Larry Wallace on behalf of Hope Cupit (SE-RCAP)

Minutes

Agenda Item: Call to order

Discussion: Mr. Pellei convened the meeting at 10:03 a.m.
Conclusions: Move to next Agenda Item
Action items: None

Agenda Item: Introductions

Discussion: Mr. Pellei asked attendees to introduce themselves and their organizations.
Conclusions: Move to next agenda item
Action items: None

Agenda Item: Adoption of November 2011 Meeting Minutes

Discussion: Mr. Royall motioned to approve the draft minutes as corrected. Ms. Massie seconded. There was no additional discussion. Minutes were adopted unanimously.
Conclusion: Move to next item
Action items: Mr. Anderson to distribute minutes as approved.

Agenda Item: Adoption of Agenda

Discussion: Agenda was adopted unanimously without revision.
Conclusion: Move to next item
Action items: None

Agenda Item: Public Comment

Discussion: There was no member of the public in attendance.
Conclusion: Move to next item
Action items: None

Agenda Item: Chair Report *Discussion:* Mr. Pellei discussed that Dr. Kleene accepted another position within VDH and that Dr. Dempsey had appointed Mr. Pellei as Acting Director. A permanent Director should be assigned within three to four months. Mr. Pellei wished Dr. Kleene well in his new position. Mr. Pellei also thanked the members of the WAC for their service to VDH

over the years. Mr. Pellei briefly discussed the recognition ceremony for long-serving member Mr. Jackson and passed around two photographs from the ceremony. One captured Dr. Kleene reading the WAC's resolution to Mr. Jackson and the other of Mr. Jackson receiving an engraved plaque from Dr. Remley.

Conclusion: None

Action items: None

Agenda Item: Water Policy

Discussion: Steve Pellei updated the members on ARRA and DWSRF program status.

- ARRA Status update. The final ARRA disbursement was made in April 2012 with almost all of \$20.7 million spent on construction activities. Of that amount \$20.3 million went to "shovel ready projects."
- DWSRF 2012. Mr. Pellei stated that the 2012 application to EPA is being finalized. Congress liked several of the ARRA requirements, specifically the "buy American," Davis Bacon prevailing minimum wage, and "green project reserve" appear to be goals. One change for 2012 is that the cap on how much can be awarded as grants can not be less than 20% or exceed 30% of the capitalization grant.
- New rules. VDH was awarded primacy for Long Term 2/Enhanced Surface Water Treatment Rule and the Ground Water Rule.

Conclusion: Move to next item

Action items: None

Agenda Item: Legislative Update

Discussion:

- Mr. Pellei reported that state agencies are awaiting the Governor's approval of the budget bill. If signed as presented to the Governor, ODW will lose \$841,163 of general funds to its budget. The Appropriations Act allows VDH to increase the per-connection technical assistance fee to \$3.00 per connection. Mr. Royall asked what percentage of the general funds is \$841,163. Pellei did not know, but indicated that he would get the members that number. {Ed: approximately 42%} In addressing member questions, Mr. Pellei indicated that to offset the loss of the general funds, the per connection fee charge would be near the \$3.00 limit, that the maximum fee of \$160,000 per utility was not increased, and, if signed, would be effective in the July 1, 2012 Technical Assistance billing. Member input recommended that, if the fee is to be raised, ODW staff should inform the waterworks owners of the increased fees to allow owners time to adjust their FY 2012 budgets and that the bills (sent in July) invoice the full amount of the increase. Mr. Pellei stated that \$717 thousand was also removed from the Water Supply Assistance Grant. Mr. Mills asked if that loss affected the required match for the DWSRF award. Mr. Pellei responded that it did not.
- Senate Joint Resolution 335. Per Senate Joint Resolution 335, JLARC is currently studying potential dedicated funding sources for land conservation. Mr. Pellei reported that select ODW staff met with JLARC members on May 9, 2012, to answer a few questions. JLARC members stated that they were exploring possible funding streams. According to their preliminary research, one potential source of dedicated funding for land conservation is a state water utility surcharge. The JLARC report is to be presented to the JLARC Committee towards the end of 2012.

Conclusion: Move to next item

Action items: None

Agenda Item: ODW Overview and Updates

Discussion: Mr. Pellei reported that the VHHA and its vendor had confirmed that auxiliary water supplies for hospitals would be limited to 96-hours of nonpotable use only. As such, the auxiliary supplies do not fall under the *Waterworks Regulations*, but the *2009 Virginia Plumbing Code*. Mr. Pellei informed members that ODW staff will provide technical assistance to building code officials and waterworks owners when requested.

Conclusion: Move to next item
Action items: None

Agenda Item: SCC Update:

Discussion: No SCC representative attending.
Conclusion: Move to next item
Action items: None

Agenda Item: DEQ Update

Discussion: Ms. Massie provided the following DEQ update. DEQ Water Supply Planning and VDH ODW worked cooperatively to issue a Request for Proposals for implementation of local wellhead protection projects. Five awards were made totaling \$115,390. Funds are provided from VDH via the SDWA set aside and the projects are managed by DEQ. For additional information on wellhead protection and previous awards made under this joint effort, visit <http://www.deq.virginia.gov/Programs/Water/WaterSupplyWaterQuantity/GroundwaterProtectionSteeringCommittee/WellheadProtection.aspx>
Conclusion: Move to next item
Action items: None

Agenda Item: DCLS Update

Discussion: Mr. Mills provided the following update. DCLS Update: Dr. Tom York was appointed as the DCLS Director, April 25, 2012. (The previous Director retired.) In March, 2012, DCLS IT updated the electronic data report to the Office of Drinking Water to comply with their updated SDWIS reporting requirements. An Informational Notice was published concerning Drinking Water Certification and 1 VAC 30-46: A commercial environmental laboratory performing testing on non-potable and drinking water may apply for accreditation under 1 VAC 30-46 and may drop certification under 1 VAC 30-40 if the laboratory does not want to maintain two certifications.
Conclusion: Move to next item
Action items: None

Agenda Item: SE-RCAP Update

Discussion: Larry Wallace reported that SE-RCAP hosted the Water is Life luncheon in Roanoke at which Mr. Pellei presented waterworks recognition certificates for excellence in filtration to staff in attendance from waterworks receiving the recognition. SE-RCAP is in the process of offering energy audits to utilities that also addresses energy conservation on operational practices using national benchmarks. A practice audit was completed at Low Moor and went very well. SE-RCAP is also doing outreach to attract veterans to the water industry.
Conclusion: Move to next item
Action items: Mr. Anderson to send Mr. Wallace the contact information for the EPA official working with the Veterans Administration.

Agenda Item: VRWA Update

Discussion: Elmer Handy reported that with the loss of federal funding, fee-based training may have to be added to offerings.
Conclusion: Move to next item
Action items: None

Agenda Item: New Business

Discussion:

- Vice Chair nominations. Mr. Handy volunteered to serve as Vice Chair. Mr. Lasalle nominated Mr. Handy to serve as Vice Chair and it was seconded by Mr. Royall. There being no other nominations, nominations were closed. Members voted unanimously for Mr. Handy to be Vice Chair for the next term.

- Next meeting will be September 20, 2012. Location to be determined by next Chair.
- Mr. Lasalle discussed the Global Water Tool. The Global Water Tool starts at the “big picture” and drills down to the Local Water Tool. Mr. Lasalle may be asked to make a short presentation at a future meeting.
- Mr. Mills reported EPA finalized the new Unregulated Contaminant Monitoring Rule 3 and asked whether ODW would share with the WAC implementation plans. Mr. Pellei stated that this is an EPA implemented rule to help EPA identify candidate contaminants that may require future regulation. ODW’s implementation has been limited to providing EPA with updated contact and service information. EPA will pay for the analysis of all samples from systems serving 10,000 or fewer people and will arrange for the collection of samples from the systems that participate in the Pre-Screen Testing. This will be an agenda item for a future meeting.

Conclusion: Move to next item

Action Item: Mr. Anderson to reserve a room when location is determined.

Agenda item: Adjournment

Discussion: Meeting Adjourned at 12:23 p.m.

Conclusions: None

Action items: None

Mark C. Anderson, Secretary

Steve Pellei, Acting Chair