



**Date of Council Meeting: January 28, 2014**

**TOWN OF LEESBURG  
TOWN COUNCIL MEETING**

**Subject:** A resolution to authorize the Town Manager to enter into an Agreement with the Loudoun County Sanitation Authority (“Loudoun Water”) that will provide that the Town of Leesburg (“Town”) will supply non-potable reclaimed/reused effluent water (“reclaimed water”) to the Green Energy Power Plant.

**Staff Contact:** Jeanette Irby, Town Attorney  
Amy Wyks, Director of Utilities

**Recommendation:** The Town Council should pass a resolution authorizing the Town Manager to enter into an Agreement with Loudoun Water regarding the provision of reclaimed water by the Town to the Green Energy Power Plant.

**Issue:** Should the Town Council pass a resolution authorizing the Town Manager to enter into an Agreement with Loudoun Water to allow the Town to provide reclaimed water to the Green Energy Power Plant?

**Fiscal Impact:** The fiscal impact of this Agreement is outlined in a separate Agreement between the Town and Green Energy Partners.

**Background:** Green Energy Partners/Stonewall LLC and Stonewall Creek, LLC (“Green Energy Partners”), the developers of the natural gas-fired hybrid energy electrical power generation facility (the “Green Energy Plant”) to be located outside the Town limits are in need of reclaimed water to create steam to drive turbines used for electrical power generation. Green Energy Partners has contacted and negotiated with the Town for the provision of this reclaimed water for its plant. Loudoun Water also provides reclaimed water to customers. The Town and Loudoun Water have agreed that the Town will be provider of reclaimed water to the Green Energy Plant. An agreement is needed between the Town and Loudoun Water which sets forth the parameters and conditions of this agreement. The Town Manager should have the authority to enter into this agreement on behalf of the Town. The Town Attorney will review and approve this agreement prior to the Town Manager’s execution.

Respectfully submitted,

Jeanette Irby, Town Attorney

Attachment: 1.) Proposed Resolution

PRESENTED January 28, 2014

RESOLUTION NO. \_\_\_\_\_

ADOPTED \_\_\_\_\_

A RESOLUTION:     AUTHORIZING THE TOWN MANAGER TO ENTER INTO AN AGREEMENT WITH LOUDOUN WATER REGARDING THE PROVISION OF RECLAIMED/REUSED/EFFLUENT WATER TO THE GREEN ENERGY POWER PLANT

WHEREAS, as part of the construction of the natural gas-fired hybrid energy electrical power generation facility (“Green Energy Power Plant”) by Green Energy Partners/Stonewall LLC and Stonewall Creek, LLC, non-potable reclaimed/reused effluent water will be needed by the Green Energy Power Plant for the creation of steam to drive turbines used for electrical power generation; and

WHEREAS, Loudoun County Sanitation Authority (“Loudoun Water”) currently provides reclaimed/reused effluent water to customers and the Town will have the capability to do so in the near future; and

WHEREAS, the Town and Loudoun Water have agreed that the Town will provide reclaimed/reused effluent water to the Green Energy Plant; and

WHEREAS, an agreement is needed between Loudoun Water and the Town which sets forth the conditions and details of the Town’s provision of reclaimed/reused effluent water to the Green Energy Plant.

THEREFORE, RESOLVED, by the Council of the Town of Leesburg in Virginia that the Town Council authorizes the Town Manager to enter into an Agreement with Loudoun Water, in a form approved by the Town Attorney, which provides for the supply of reclaimed water to properties outside the Town’s water and sewer service area.

A RESOLUTION: AUTHORIZING THE TOWN MANAGER TO ENTER INTO AN AGREEMENT WITH LOUDOUN WATER REGARDING THE PROVISION OF RECLAIMED/REUSED EFFLUENT WATER TO GREEN ENERGY POWER PLANT

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Kristen C. Umstattd, Mayor  
Town of Leesburg

ATTEST:

\_\_\_\_\_  
Clerk of Council