

## **Minutes of the Fairfax County Consumer Protection Commission**

January 19, 2010

7:30PM Conference Room 10  
Government Center  
12000 Government Center Pkwy.  
Fairfax, Virginia 22035  
Chairman Fee, presiding

Attendance:

Commissioners: Belkowitz, Bounacos,  
Boyd, Hargraves, Fee, Hine, Mrowka,  
Nguyen, Roark, Rosier

Absent:

Commissioners: Bahhur, Douskalis,  
Kirk

Staff:

Michael S. Liberman, Director  
Cable Communication and Consumer  
Protection  
Ellen Posner, Assistant County Attorney  
Susan C. Jones, Branch Chief,  
Consumer Affairs  
Scotty Scott, Communications Analyst  
Communications, Policy and  
Regulation

The meeting was called to order at 7:35PM by Chairman Fee.

### **Minutes**

The minutes of the December 15, 2009, meeting were approved.

### **Report of the Chairman**

Chairman Fee had no matters to bring before the commission.

### **Report of the Director**

Director Liberman had no matters to bring before the commission.

### **Commission Matters**

Commissioner Hine had no matters to bring before the commission.

Commissioner Nguyen mentioned that Comcast, in certain areas serving Fairfax County residents, was arbitrarily disconnecting VPNs (Virtual Private Networks) and wanted the CPC to keep an eye on the issue. Commissioner Nguyen inquired whether CA had seen an increase in complaints on shipping delays from FedEx or UPS during the holiday season. Staff responded no complaint increase on this issue.

Commissioner Roark had no matters to bring before the commission.

Commissioner Bounacos had no matters to bring before the commission.

Commissioner Rosier had no matters to bring before the commission.

Commissioner Belkowitz requested that the cable companies be placed on the agenda to speak at a future meeting.

Commissioner Boyd had no matters to bring before the commission.

Commissioner Hargraves had no matters to bring before the commission.

Commissioner Mrowka had no matters to bring before the commission.

### **Old Business**

There was no old business.

### **New Business**

#### **1. Nominations**

Nominating Committee Members- Commissioner Hargraves (Chairman), Commissioner Douskalis, and Commissioner Bahhur

Nominations: Chairman- John Fee  
Vice Chairman - Bill Douskalis  
Secretary - Dirck Hargraves

Commissioner Hine made the motion to approve the slate of nominations. Commissioner Mrowka seconded the motion. The motion passed unanimously.

A discussion ensued on the practices of other BAC elections, review of CPC by-laws, and Robert's Rules of Order.

2. Overview of the City of Falls Church

Scotty Scott, Communications Analyst, Communications, Policy and Regulation presented background information on the City of Falls Church Water System, which included the 30-year agreement (1959-1989), city's public utilities division, age of the system and replacement, enterprise fund, return on equity transfers, types of transfers made, and estimated tax rate impact for city residents.

Commissioner Belkowitz made the motion to move into closed session, in accordance with Va Code §2.2-3711 (A)(7), for consultation by legal counsel regarding the lawsuit between Fairfax Water Authority versus City of Falls Church Water, CACL-2008-0016114. Commissioner Nguyen seconded the motion. The motion passed unanimously.

Chairman Fee moved to say that no matter was discussed in the closed session other than which is permitted by Va Code §2.2-3711 (A)(7) as is related to the case.

Chairman Fee made the motion to end the closed session. Commissioner Hargraves seconded the motion. The motion passed unanimously.

The meeting adjourned at 9:18PM.