

A G E N D A

JAMES CITY SERVICE AUTHORITY

County Government Center Board Room

April 27, 2004

7:00 P.M.

—

A. ROLL CALL

B. CONSENT CALENDAR

1. Minutes – April 13, 2004, Regular Meeting

C. PUBLIC HEARING

1. Amendment to the Regulations Governing Utility Service – Establishment of Rate Equalization Fund (Continued from April 13, 2004)

D. BOARD REQUESTS AND DIRECTIVES

E. ADJOURNMENT

AT A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE JAMES CITY SERVICE AUTHORITY, JAMES CITY COUNTY, VIRGINIA, HELD ON THE 13TH DAY OF APRIL 2004, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Jay T. Harrison, Sr., Chairman
John J. McGlennon, Vice Chairman
M. Anderson Bradshaw
Bruce C. Goodson
Michael J. Brown

Sanford B. Wanner, Secretary
Leo P. Rogers, Deputy County Attorney
Larry M. Foster, General Manager

B. CONSENT CALENDAR

Mr. McGlennon made a motion to adopt the item on the Consent Calendar.

The motion passed by a unanimous voice vote.

1. Minutes - March 23, 2004, Regular Meeting

C. PUBLIC HEARING

1. Amendment to the Regulations Governing Utility Service - Establishment of Rate Equalization Fund

Mr. Larry M. Foster, General Manager of the James City Service Authority, stated that at its meeting on January 27, 2004, the Board directed staff to set a Public Hearing for the establishment of a Rate Equalization Fund for development of independent water systems constructed after the date of approval of the amendment to the Regulations Governing Utility Service establishing the provisions for the fund.

The Board and staff discussed continuing the Public Hearing until the next meeting to permit the Peninsula Home Builders Association the opportunity to voice their opinion on this item and to permit staff time to review the language of the proposed amendment to ensure the Board has latitude to use the earnings and principal in the Trust, and methods of returning monies in the Trust should development be connected to the County's central water system.

Mr. Morton stated that staff will review the recommendations and the proposed amendment, and commented on the burden to staff of tracking down individuals years later to repay individual property owners for the contribution made to the proposed Trust for their property.

Mr. Goodson made a motion to defer the item to April 27, 2004. Mr. Bradshaw requested the motion be amended to continue the Public Hearing to April 27, 2004.

Mr. Harrison opened the Public Hearing

1. Mr. Robert Duckett, Director of Public Affairs with the Peninsula Housing and Builders Association, requested continuance of the Public Hearing and thanked Mr. Foster for his professionalism in keeping the community informed about matters such as this that comes before the Board.

As no one else wished to speak to this matter at this time, and without objection from the Board, Mr. Harrison continued the Public Hearing to April 27, 2004.

The Board and staff briefly discussed the unlikely possibility of affordable housing on three-acre lots.

The Board and staff discussed the possibility that this amendment could be implemented inside the Primary Service Area and agreed to include in the amendment language to define the Rate Equalization Fund for developments outside the Primary Service Area (PSA) if the Regulations don't already exclude such activity within the PSA.

D. BOARD REQUESTS AND DIRECTIVES - None

E. ADJOURNMENT

Mr. Brown made a motion to adjourn.

The motion passed by a unanimous voice vote.

Mr. Harrison adjourned the Board at 8:45 p.m. until 7 p.m. on April 27, 2004.

Sanford B. Wanner
Secretary to the Board

MEMORANDUM

DATE: April 27, 2004

TO: The Board of Directors

FROM: Larry M. Foster, General Manager, James City Service Authority
Frank M. Morton, III, County Attorney

SUBJECT: Amendment to the Regulations Governing Utility Service - Establishment of Rate Equalization Fund

Staff requests that this item be withdrawn. We will bring it back in the very near future with changes that might be called minor, but, in staff's opinion, will greatly strengthen the proposal. The changes will relate to the name of the fee, the timing of the collection, and how it will be enforced.

Larry M. Foster

Frank M. Morton, III

LMF/FMM/gb
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