

AG E N D A
JAMES CITY COUNTY BOARD OF DIRECTORS
REGULAR MEETING
County Government Center Board Room
101 Mounts Bay Road, Williamsburg, VA 23185
December 8, 2015
6:30 PM

A. CALL TO ORDER

B. ROLL CALL

C. CONSENT CALENDAR

1. Minutes Adoption - November 24, 2015 Regular Meeting
2. Authorization to Grant Easement to Virginia Electric and Power Company - 115 Ferncliff Drive

D. PUBLIC HEARING(S)

E. BOARD CONSIDERATION(S)

F. BOARD REQUESTS AND DIRECTIVES

G. ADJOURNMENT

1. Adjourn until 6:30 pm on January 26, 2015 for the Organizational Meeting

ITEM SUMMARY

DATE: 12/8/2015
TO: The Board of Directors
FROM: Teresa J. Fellows, Administrative Coordinator
SUBJECT: Minutes Adoption - November 24, 2015 Regular Meeting

ATTACHMENTS:

	Description	Type
□	112415 BOD Minutes	Minutes

REVIEWERS:

Department	Reviewer	Action	Date
Board Secretary	Fellows, Teresa	Approved	11/25/2015 - 8:15 AM

MINUTES
JAMES CITY SERVICE AUTHORITY BOARD OF DIRECTORS
REGULAR MEETING
County Government Center Board Room
101 Mounts Bay Road, Williamsburg, VA 23185
November 24, 2015
6:30 PM

A. CALL TO ORDER

B. ROLL CALL

Mary K. Jones, Berkeley District
John J. McGlennon, Roberts District
Kevin D. Onizuk, Vice-Chairman, Jamestown District
Michael J. Hipple, Powhatan District
James G. Kennedy, Chairman, Stonehouse District

M. Douglas Powell, General Manager
Bryan J. Hill, Secretary to the Board
Michelle M. Gowdy, County Attorney

C. CONSENT CALENDAR

A motion to Approve was made by Mr. Hipple and the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0
Ayes: Jones, McGlennon, Onizuk, Hipple, Kennedy

1. Minutes Adoption - October 27, 2015 Regular Meeting

D. PUBLIC HEARING(S)

E. BOARD CONSIDERATION(S)

F. BOARD REQUESTS AND DIRECTIVES

G. ADJOURNMENT

1. Adjourn until 6:30 p.m. on December 8, 2015

A motion to Adjourn was made by Mr. Hipple and the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0
Ayes: Jones, McGlennon, Onizuk, Hipple, Kennedy

At 7:06 p.m., Mr. Kennedy adjourned the Board.

Bryan J. Hill
Secretary to the Board

ITEM SUMMARY

DATE: 12/8/2015

TO: The Board of Directors

FROM: M. Douglas Powell, General Manager

SUBJECT: Authorization to Grant Easement to Virginia Electric and Power Company - 115 Ferncliff Drive

ATTACHMENTS:

	Description	Type
▣	Memo	Cover Memo
▣	Resolution	Resolution
▣	Easement	Backup Material
▣	Plat	Backup Material

REVIEWERS:

Department	Reviewer	Action	Date
James City Service Authority	Powell, Doug	Approved	11/18/2015 - 3:39 PM
Publication Management	Burcham, Nan	Approved	11/18/2015 - 4:31 PM
Legal Review	Gowdy, Michelle	Approved	11/18/2015 - 4:56 PM
Board Secretary	Fellows, Teresa	Approved	11/20/2015 - 3:31 PM
Board Secretary	Kinsman, Adam	Approved	11/23/2015 - 8:36 AM
Board Secretary	Fellows, Teresa	Approved	11/23/2015 - 10:42 AM

MEMORANDUM

DATE: December 8, 2015

TO: The Board of Directors

FROM: M. Douglas Powell, General Manager, James City Service Authority

SUBJECT: Authorization to Grant Easement to Virginia Electric and Power Company – 115 Ferncliff Drive

The Virginia Power and Electric Company requests an easement from the James City Service Authority (JCSA) at 115 Ferncliff Drive for the purpose of installing underground facilities and the removal of overhead electric lines. The easement will be 15-feet-wide along the front of the property adjacent to the right-of-way, as shown on the attached plat.

JCSA has a well on the parcel. The easement will have no impact on JCSA operations and the JCSA facility should benefit from being served by underground electrical lines.

Staff recommends that the Board authorize the general manager to execute the attached easement.

MDP/ab
DVPEsmt-Ferncliff-mem

Attachment

RESOLUTION

AUTHORIZATION TO GRANT EASEMENT TO VIRGINIA ELECTRIC AND

POWER COMPANY – 115 FERNCLIFF DRIVE

WHEREAS, the James City Service Authority owns property located at 115 Ferncliff Drive, Williamsburg, VA 23188, further identified as James City County Tax Map No. 3840600040 (the “Property”); and

WHEREAS, the Virginia Electric and Power Company has requested a 15-foot easement along the portion of the Property adjacent to the right-of-way in order to place its power lines underground; and

WHEREAS, the Board of Directors of the James City Service Authority finds that underground placement of the power lines will benefit the Property and the general health, safety and welfare of the citizens of James City County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the James City Service Authority, James City County, Virginia, hereby authorizes the general manager of the James City Service Authority to execute all documents necessary to convey an easement to the Virginia Electric and Power Company for the underground placement of electric utility lines across, under, and through the Property as shown on the plat entitled “Plat to Accompany Right-of-Way Agreement,” dated November 4, 2015, prepared by E. Wiggins for Virginia Electric and Power Company, doing business as Dominion Virginia Power UG.

James G. Kennedy
Chairman, Board of Directors

ATTEST:

Bryan J. Hill
Secretary to the Board

	VOTES		
	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
JONES	_____	_____	_____
MCGLENNON	_____	_____	_____
ONIZUK	_____	_____	_____
HIPPLE	_____	_____	_____
KENNEDY	_____	_____	_____

Adopted by the Board of Directors of the James City Service Authority, James City County, Virginia, this 8th day of December, 2015.

DVPEsmt-Ferncliff-res



Underground Distribution Easement Agreement

This Underground Distribution Easement Agreement (this "Agreement") is made and entered into as of _____, 2015 by and between JAMES CITY SERVICE AUTHORITY, a Virginia Corporation ("GRANTOR") and VIRGINIA ELECTRIC AND POWER COMPANY, a Virginia public service corporation, doing business as Dominion Virginia Power, with its principal office in Richmond, Virginia ("GRANTEE").

WITNESSETH:

1. That for and in consideration of the mutual covenants and agreements herein contained and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, GRANTOR grants and conveys unto GRANTEE the perpetual right, privilege and non-exclusive easement on the property described herein, for the distribution and transmission of electricity and internal communications related thereto (the "Easement") which shall include the right to lay, construct, operate and maintain one or more lines of underground conduits and cables and the right to install, operate and maintain certain aboveground facilities associated with the underground electric distribution system.
2. The portion of the GRANTOR's property encumbered by the Easement shall be referred to herein as the "Right-of-Way." The Right-of-Way shall extend across the lands of the GRANTOR situated in James City County, Virginia, as more fully described on Plat Number 17-15-4851 (the "Plat"), attached to and made a part of this Agreement. The location and width of the boundaries of the Right-of-Way is shown in broken lines on the Plat, the width of the Right-of-Way shall be fifteen (15) feet.
3. All facilities constructed hereunder shall remain the property of GRANTEE. GRANTEE shall have the right to inspect, reconstruct, remove, repair, improve, relocate (within the boundaries of the Right-of-Way), and make such changes, alterations, substitutions, additions to or extensions of the GRANTEE's facilities as GRANTEE may from time to time deem advisable.
4. GRANTEE shall have the right to keep the Right-of-Way clear of all obstructions which would interfere with its exercise of the rights granted hereunder and/or endanger the safe and proper operation of GRANTEE's facilities. Subject to the foregoing, GRANTEE shall repair damage caused by GRANTEE to roads, fences or other improvements on GRANTOR's property provided, however, GRANTOR gives written notice thereof to GRANTEE within sixty (60) days after such damage occurs.
5. GRANTOR may use the Right-of-Way for any reasonable purpose not inconsistent with the rights hereby granted, provided such use does not interfere with GRANTEE's exercise of any of its rights hereunder and/or endanger the safe and proper operation of GRANTEE's facilities.
6. GRANTEE shall have the right of ingress to and egress from the Right-of-Way over such private roads and/or lands of Grantor as may now or hereafter exist within the property boundaries of GRANTOR.
7. GRANTOR represents that it has the right to convey the rights and privileges granted hereunder; that GRANTEE shall have quiet and peaceable possession, use and enjoyment of the easement granted hereunder; and that GRANTOR shall execute such further assurances thereof as may be reasonably required.



8. This Right of Way Agreement is binding upon the successors and assigns of the parties hereto.

NOTICE TO LANDOWNER: You are conveying rights to a public service corporation. A public service corporation may have the right to obtain some or all of these rights through exercise of eminent domain. To the extent that any of the rights being conveyed are not subject to eminent domain, you have the right to choose not to convey those rights and you could not be compelled to do so. You have the right to negotiate compensation for any rights that you are voluntarily conveying.

WITNESS the following signatures and seals:

Corporate Name: James City Service Authority, a Virginia Corporation

By (Signature): _____

Name: _____

Its: _____

State of _____

City/County of _____

The foregoing instrument was acknowledged before me this ____ day of _____, _____,

by, _____, _____
(Name of officer or agent) (Title of officer or agent)

of James City Service Authority, an Virginia
(Name of corporation) (State of incorporation)

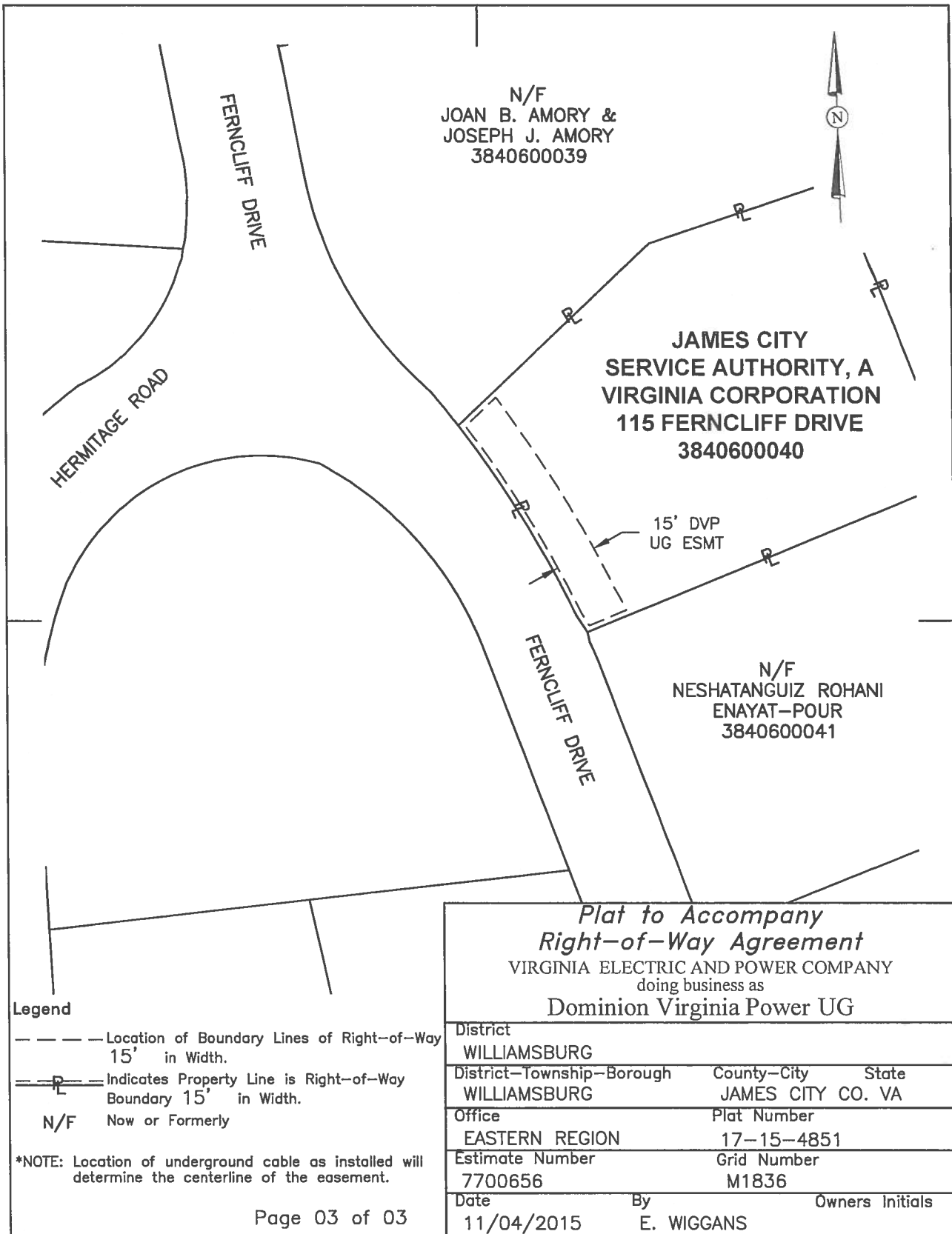
corporation, on behalf of the corporation.

Notary Public (Print Name)

Notary Public (Signature)

Virginia Notary Reg. No. _____

My Commission Expires _____



N/F
 JOAN B. AMORY &
 JOSEPH J. AMORY
 3840600039

JAMES CITY
 SERVICE AUTHORITY, A
 VIRGINIA CORPORATION
 115 FERNCLIFF DRIVE
 3840600040

15' DVP
 UG ESMT

N/F
 NESHATANGUIZ ROHANI
 ENAYAT-POUR
 3840600041

Legend

- Location of Boundary Lines of Right-of-Way
 15' in Width.
- ==P== Indicates Property Line is Right-of-Way
 Boundary 15' in Width.
- N/F Now or Formerly

*NOTE: Location of underground cable as installed will
 determine the centerline of the easement.

<i>Plat to Accompany Right-of-Way Agreement</i>			
VIRGINIA ELECTRIC AND POWER COMPANY doing business as Dominion Virginia Power UG			
District WILLIAMSBURG			
District-Township-Borough WILLIAMSBURG	County-City JAMES CITY CO. VA	State	
Office EASTERN REGION	Plat Number 17-15-4851		
Estimate Number 7700656	Grid Number M1836		
Date 11/04/2015	By E. WIGGANS	Owners Initials	

ITEM SUMMARY

DATE: 12/8/2015
TO: The Board of Directors
FROM: Teresa J. Fellows, Administrative Coordinator
SUBJECT: Adjourn until 6:30 pm on January 26, 2015 for the Organizational Meeting

REVIEWERS:

Department	Reviewer	Action	Date
Board Secretary	Fellows, Teresa	Approved	11/25/2015 - 8:17 AM