

AT A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE JAMES CITY SERVICE AUTHORITY, JAMES CITY COUNTY, VIRGINIA, HELD ON THE FOURTEENTH DAY OF MARCH, NINETEEN HUNDRED EIGHTY-THREE AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Stewart U. Taylor, Chairman
 Thomas D. Mahone, Vice-Chairman
 Perry M. DePue
 Jack D. Edwards
 Abram Frink, Jr.

James B. Oliver, Jr., Secretary
 John E. McDonald, Treasurer
 Frank M. Morton, III, County Attorney

B MINUTES - February 14, 1983

Mr. Mahone requests that on page 6 that the words on Marclay Road be changed to below Marclay Road. He then made a motion to approve the Minutes as amended. The motion passed by unanimous voice vote.

C. BOARD CONSIDERATIONS

2. Airport Road Water Main

Mr. Bass presented this matter to the Board recommending adoption of the Resolutions appropriating a total of \$20,000 and the execution of the Agreement.

Mr. Frink made the motion to approve the Resolutions and Agreement. The motion passed by unanimous voice vote.

RESOLUTION

AIRPORT ROAD WATER AND SEWER EXTENSION AGREEMENT

WHEREAS, Family Inns of America proposes to develop a motel on Airport Road east of the railroad; and

WHEREAS, the developer and the Authority have agreed to share the cost of extending water and sewer mains to the motel site, and

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the James City Service Authority hereby authorizes and directs the Chairman and Secretary to execute the attached agreement.

R E S O L U T I O N

A I R P O R T R O A D W A T E R M A I N

WHEREAS, Family Inns of America proposes to develop a motel on Airport Road east of the railroad; and

WHEREAS, the County Water Plan recommends a water main on Airport Road, and

WHEREAS, the developer has agreed to pay for the construction of a sewer main crossing Route 60 and the railroad,

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby appropriates \$15,000 from the Longhill Route 60 West Water Improvement Fund to help pay for a water main crossing Route 60 and the railroad at Airport Road,

BE IT FURTHER RESOLVED that the Board of Directors hereby appropriates \$5,000 from the Longhill Road Route 60 West Construction Fund to help pay for a water main crossing Route 60 and the railroad at Airport Road.

A G R E E M E N T

This Agreement, made this 14th day of March, 1983 by and between the James City Service Authority, an Authority incorporated and existing under the laws of the Commonwealth of Virginia, herein referred to as AUTHORITY and Family Inns of America, herein referred to as DEVELOPERS.

WITNESSETH:

WHEREAS, the AUTHORITY has been duly authorized and empowered to operate and maintain the Longhill Road Route 60 West Water System in James City County, Virginia, and

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WHEREAS, the DEVELOPERS desire to construct a motel on property near the intersection of U.S. Route 60 and State Route 645; and

WHEREAS, this property is zoned for this type of development and;

WHEREAS, the DEVELOPERS and AUTHORITY have reached certain understandings and agreements regarding the financing, construction, ownership, operation, and maintenance of a sanitary sewer extension and public water extension which they desire to more fully set forth herein;

NOW, THEREFORE, for and in consideration of the sums to be paid herein and the mutual covenants and agreements herein contained. The parties hereto agree as follows:

The DEVELOPERS covenant that they will construct a sanitary sewer extension crossing Route 60 West and the Railroad and that construction will be in accordance with plans and specifications prepared by the DEVELOPER and approved by the AUTHORITY. Copies of which shall be in the possession of both the AUTHORITY and the DEVELOPERS.

The DEVELOPERS further covenant that they will dedicate said sewer improvements and all easements required by the AUTHORITY for current and future sewer construction at no cost to the AUTHORITY. All cost for construction of said sewer extension to reach DEVELOPERS property shall be borne by the DEVELOPERS. Said sewer and easements are shown on the attached sketch, which is a part of the Agreement.

The AUTHORITY covenants that they will construct a water main crossing Route 60 and the Railroad to serve DEVELOPERS property. All cost of said water main construction shall be borne by the AUTHORITY.

During construction of said water and sewer extensions, Public Works personnel shall perform all inspections and approve all progress payments before payment by DEVELOPERS.

Before construction can begin the DEVELOPERS will present a recorded copy of the plat transferring to the AUTHORITY all rights, title, and interest to all required easements and said sewer facilities.

DEVELOPERS agree to pay all water and sewer availability charges and quarterly charges as required by AUTHORITY policy.

The AUTHORITY may extend or permit extension of the sewer facilities constructed under this contract, no rebate will be due the DEVELOPERS of availability fees resulting from such extension.

Witness the following signatures and seals on the day, month and year first above mentioned.

3. St. George's Hundred Water Main Extension

Mr. Bass presented this matter to the Board recommending adoption of the Resolution authorizing the execution of the amended Agreement and the appropriation of \$109,000.

Mr. Taylor made the motion to approve the Resolution and Agreement. The motion passed by unanimous voice vote.

R E S O L U T I O N

ST. GEORGE'S HUNDRED WATER MAIN EXTENSION

WHEREAS, in 1982, the developer of St. George's Hundred Subdivision agreed to contribute \$50,000.00 (Fifty Thousand Dollars) toward the extension of a County water main to serve the subdivision; and

WHEREAS, in 1983, the developer agreed to contribute an additional \$7,500.00 (Seven Thousand and Five Hundred Dollars) to accelerate water main construction; and

WHEREAS, a water main on Route 5 is recommended in the County Water Plan; and

WHEREAS, the existing water supply for St. George's Hundred does not meet State Health Department requirements for fluoride;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the James City Service Authority hereby authorizes and directs its Secretary to execute the attached amendment to the 1982 Agreement, and

BE IT FURTHER RESOLVED, by the Board of Directors of the James City Service Authority that the following sums be appropriated to construct the St. George's Hundred Water Main Extension:

From Developer	\$ 57,500
From County	<u>51,500</u>
	<u>\$109,000</u>

4. VMRC Stream Crossing Permit

Mr. Bass presented this matter to the Board recommending adoption of the Statement of Authorization Resolution.

Mr. Edwards made the motion to approve the Resolution. The motion passed by unanimous voice vote.

R E S O L U T I O N

STATEMENT OF AUTHORIZATION

WHEREAS, James City County and the James City Service Authority desire to construct a water transmission main along Rt. 5 from Five Forks to St. George's Hundred Subdivision; and

WHEREAS, the Virginia Marine Resources Commission and the Corps of Engineers require a joint permit application be filled out and submitted for the portion of the project crossing Powhatan Creek; and

WHEREAS, the portion of the application entitled "Statement of Authorization" shall be signed by the applicant authorizing an agent to act on the behalf of the applicant;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the James City Service Authority that the Chairman of the Board be authorized to sign the application on behalf of the James City Service Authority and that the Director of Public Works, be authorized to act as the agent on behalf of the James City Service Authority.

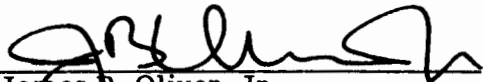
D. BOARD REQUEST AND DIRECTIVES

Mr. Mahone requested the status on the water line extension from Ironbound Road to Rt. 5.

Mr. Bass replied that the project would be finished this month.

Mr. DePue made the motion to adjourn. The motion passed by unanimous voice vote.

The Board of Directors meeting **ADJOURNED** at 7:20 p.m.


James B. Oliver, Jr.
Secretary

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