

AT A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE JAMES CITY SERVICE AUTHORITY, JAMES CITY COUNTY, VIRGINIA, HELD ON THE 30TH DAY OF SEPTEMBER NINETEEN HUNDRED EIGHTY-FIVE AT 5:41 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

**A. ROLL CALL**

William F. Brown, Chairman  
 Perry M. DePue, Vice-Chairman  
 Thomas D. Mahone  
 Jack D. Edwards  
 Stewart U. Taylor

James B. Oliver, Jr., Secretary  
 John E. McDonald, Treasurer  
 Frank M. Morton, III, County Attorney  
 Wayland N. Bass, Consulting Engineer

**B. MINUTES - September 9, 1985**

Mr. Brown made a motion to approve the minutes as presented.

The motion passed by a unanimous voice vote.

**C. BOARD CONSIDERATIONS**

**1. Transfer of Property from Sanitary District No. 1 to the JCSEA**

Mr. Brown made a motion to approve the resolutions.

The motion passed by a unanimous voice vote.

**R E S O L U T I O N**

**Transfer of Assets of Sanitary District Number 1**

WHEREAS, it is the desire of the Board of Directors of the James City Service Authority to accept the transfer of all assets and liabilities of the James City County Sanitary District Number 1.

NOW, THEREFORE, BE IT RESOLVED that it is determined to be in the best interests of the Authority to acquire all the assets of the James City County Service District Number 1.

BE IT FURTHER RESOLVED that the officers of the Authority are hereby authorized and directed to execute and have recorded a Deed and

Agreement from the District conveying all the real estate owned by the District to the Authority and to accept a Bill of Sale from the District conveying all personal property now owned by the District to the Authority.

BE IT FURTHER RESOLVED, that this resolution shall be effective on and after September 15, 1985.

2. Annual Report to the Farmers Home Administration

Mr. John McDonald stated this matter was a requirement of the Farmers Home Administration. He further stated that audit reports would be presented to the Board at their next afternoon meeting.

Mr. Brown made a motion to approve the report and the resolution.

The motion passed by a unanimous voice vote.

R E S O L U T I O N

Adoption of JCSA Statement of Budget, Income and Equity Report

WHEREAS, the Board of Directors of the James City Service Authority authorized and issued Revenue Bonds to the United States of America acting through the Farmers Home Administration; and

WHEREAS, the Farmers Home Administration requires yearly submittals of Statements of Budget, Income and Equity for bonds issued through them.


NOW, THEREFORE, BE IT RESOLVED that the Board of Directors does hereby adopt the Statement of Budget, Income, and Equity for the year ended June 30, 1985.

D. **BOARD REQUESTS AND DIRECTIVES - None**

Mr. Taylor made a motion to adjourn.

The motion passed by a unanimous voice vote.

The Service Authority adjourned at 5:45 p.m.

  
James B. Oliver, Jr.  
Secretary to the Board

A

THIS DEED AND AGREEMENT made this 30<sup>th</sup> day of September, 1985, by and between JAMES CITY COUNTY SANITARY DISTRICT NO. 1, Grantor, hereinafter called "District," party of the first party and the JAMES CITY SERVICE AUTHORITY, Grantee, hereinafter called "Authority," party of the second part.

WHEREAS, the District was duly created pursuant to Section 21-112.22 et seq. of the Code of Virginia, 1950, as amended, and pursuant to its lawful and designated purpose has financed, constructed and made operative and/or acquired certain water and sewer systems in that area of the County designated as Sanitary District No. 1; and,

WHEREAS, the parties hereto deem it in the best interests of the District and the Authority that all assets of the District be transferred to the Authority:

W I T N E S S E T H :

That for and in consideration of the mutual covenants and agreements set forth herein the parties agree to the following:

1. That for and in consideration of the sum of ten dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, James City County Sanitary District No. 1, Grantor, hereby grants and conveys with GENERAL WARRANTY unto the James City Service Authority, Grantee, the following described property situated in James City County, to wit:

All the real estate and interests in real estate owned by the James City County Sanitary District No. 1 located in James City County and/or York County, Virginia, including, but not limited to, real estate which is used for the collection, storage, processing, pumping and distribution of water and real estate which is used for the purpose of collecting and treating and disposing sewage, including all water and sewer mains, interceptor sewers, lateral sewer mains, open and close storage facilities, filter plants and appurtenances thereto, together with all rights of access, easements, mains, pipes, valves, meters, and fittings.

2. It is understood and agreed that the Authority shall assume any and all debts and/or liabilities of the District.

3. Effective with the transfer of assets as set forth herein, all contractual liabilities of the District shall be assumed by the Authority.

COMES NOW, the JAMES CITY COUNTY SANITARY DISTRICT NO. 1 (District) and for and in consideration of ten dollars (\$10.00) and other good and valuable consideration paid by the JAMES CITY SERVICE AUTHORITY (Authority) to the said District, the receipt whereof is hereby acknowledged, the District does hereby grant, sell, transfer and deliver unto the said Authority the following goods and chattels, to wit:

All personal property, tangible or intangible, owned by the District in James City County, Virginia, and all personal property, tangible or intangible, in which the District has an equity interest in York County, Virginia, which is used by the District for the collection, storage, processing, pumping and distribution of water and for the collecting, treatment and disposal of sewage, including, but not limited to, pipes, valves, meters fittings, backhoes, tractors, compressors, vehicles, tapping machines, pipe jacks, testing equipment, laboratory equipment, hand and power tools and all implements, tools and miscellaneous supplies used in constructing, maintaining, operating and supplying water and sewer service to the citizens and customers of the District.

To have and to hold all and singular the said goods and chattels to the said Authority.

And the James City County Sanitary District No. 1 hereby covenants with the Authority that it is the lawful owner of such goods and chattels; that it has the right to sell same as aforesaid; that they are free from all encumbrances; and that the District will warrant and defend the same against all lawful claims and demands existing at the time of this sale.