

AT A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE JAMES CITY SERVICE AUTHORITY, JAMES CITY COUNTY, VIRGINIA, HELD ON THE 16TH DAY OF MAY, NINETEEN HUNDRED NINETY-FOUR, AT 9:02 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

David L. Sisk, Chairman
Robert A. Magoon, Jr., Vice Chairman
Perry M. DePue
Jack D. Edwards
Stewart U. Taylor

Sanford B. Wanner, Deputy Secretary
John E. McDonald, Treasurer
Leo P. Rogers, Assistant County Attorney
Larry M. Foster, General Manager

B. MINUTES - April 18, 1994 - Regular Meeting
May 2, 1994 - Special Meeting

Mr. Sisk asked if there were corrections or additions to the minutes.

Mr. Sisk made a motion to approve the two sets of minutes.

The motion passed by unanimous voice vote.

C. PUBLIC HEARING

1. Summer Conservation Surcharge. Rate Charges

Mr. Larry M. Foster, General Manager, James City Service Authority, stated that the proposed summer conservation surcharge would increase to \$0.50 per thousand gallons from \$0.25 per thousand gallons in order to place greater emphasis on conservation efforts by discouraging nonessential use of water during the summer months.

Staff recommended approval.

Mr. Sisk opened the public hearing, and as no one wished to speak, he closed the public hearing.

The Board discussed the impact of the increase on an average bill and how calculation was determined.

Mr. Edwards made a motion to approve the resolution.

By voice, the vote was: AYE: Magoon, Edwards, Sisk (3). NAY: Taylor, DePue (2).

RESOLUTION

UTILITY POLICY CHANGES

WHEREAS, the Board of Directors of the James City Service Authority have held a public hearing on certain proposed changes to the Regulations Governing Utility Service.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the James City Service Authority, James City County, Virginia, hereby adopts the attached change summarized below to be effective May 1, 1995.

Summer Conservation Surcharge: Change current charge of \$0.25 per 1,000 gallons to a charge of \$0.50 per 1,000 gallons (\$0.375 per 100 cubic feet).

BE IT FURTHER RESOLVED, that the complete amendments be made part of this resolution.

D. BOARD CONSIDERATIONS

1. Rebate Agreement - Greensprings Waterline

Mr. Foster stated that the rebate agreement provided terms associated with the waterline extension for the Greensprings development as discussed at the Board of Directors' March 21, 1994, meeting.

Staff recommended approval of the resolution.

Mr. DePue made a motion to approve the resolution.

The motion passed by unanimous voice vote.

RESOLUTION

GREENSPRINGS PLANTATION, INC., REBATE AGREEMENT

WHEREAS, Greensprings Plantation Inc., has received all approvals to develop a residential project along Route 5 at its intersection with Centerville Road; and

WHEREAS, the project requires the extension of a waterline along Centerville Road from Ford's Colony to Route 5 and along Route 5 to the Greensprings Church; and

WHEREAS, the waterline is a system facility and eligible for rebates in accordance with Section 29A1(b) of the James City Service Authority Regulations Governing Utility Service.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the James City Service Authority, James City County, Virginia, hereby authorize the Chairman to sign the attached Agreement providing the terms for the rebate of system connection fees to Greensprings Plantation, Inc.

2. Regulations Governing Utility Services

Mr. Robert H. Smith, Assistant Manager, James City Service Authority, requested that a public hearing be set for June 20, 1994, on proposed changes in the Regulations Governing Utility Services.

Mr. DePue made a motion to approve setting the public hearing.

The motion passed by unanimous voice vote.

3. Newport News Water Extension Agreement - Kingsmill, Browning's Grant, Section I

Mr. Foster stated that Busch Properties, Inc., had requested permission to connect 3,170 linear feet of waterline to serve Browning's Grant, Section I, Kingsmill subdivision, to the Newport News Waterworks.

Staff recommended approval of the resolution.

Mr. DePue made a motion to approve the resolution.

The motion passed by unanimous voice vote.

RESOLUTION

WATERLINE EXTENSION - NEWPORT NEWS WATERWORKS

BROWNING'S GRANT - SECTION I

WHEREAS, Busch Properties, Inc., desires to connect new waterlines installed to serve Browning's Grant - Section I, to the Newport News Waterworks (NNWW) water system; and

WHEREAS, the James City Service Authority is required to make application to NNWW for the connection; and

WHEREAS, Busch Properties, Inc., developers of Browning's Grant, will pay all fees associated with the waterline connection.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of James City Service Authority, James City County, Virginia, authorizes the Chairman to sign the agreement with Newport News Waterworks providing the terms for the waterline connection.

4. Fiscal Year 95 Budget Appropriation

Mr. Foster briefly explained the budget appropriations for operations and activities.

Board discussion followed regarding proposed FY 96 budget estimates and water and sewer rate increases would be brought back next year; disinfection program completed in FY 95; conservation surcharge was not included as a revenue generating item and would be in effect until changed; and, the efforts to consolidate billing procedures by Hampton Roads Sanitation District, Newport News Waterworks, and Service Authority.

Mr. Magoon requested an accounting of revenue received from the FY 95 summer conservation surcharge be kept for FY 96 review.

Mr. Edwards made a motion to approve the appropriation resolution.

The motion passed by unanimous voice vote.

RESOLUTION

RESOLUTION OF APPROPRIATION

JAMES CITY SERVICE AUTHORITY

WHEREAS, the Secretary has prepared a proposed budget for the fiscal year beginning July 1, 1994, and ending June 30, 1995; and

WHEREAS, the Board of Directors has considered said budget and does now propose to adopt the budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the James City Service Authority, James City County, Virginia, that the following amounts are hereby adopted and appropriated for operations and activities in the amounts as shown below:

- 1. The following amounts are hereby appropriated in the Water Fund:

Water Fund - Revenues:

Service Charges \$2,344,911

Water Fund - Expenditures:

Administration Fund Allocation \$ 977,529
Operations and Maintenance 887,690
Capital Projects 471,532
Interest Expense 8,160

\$2,344,911

- 2. The following amounts are hereby appropriated in the Sewer Fund:

Sewer Fund - Revenues:

Service Charges \$2,634,510

Sewer Fund - Expenditures:

Administration Fund Allocation \$1,349,922
Operations and Maintenance 913,552
Interest Expense 40,000
To Capital Projects 331,036

\$2,634,510

- 3. That the following amounts are hereby appropriated for the funds as indicated below:

ADMINISTRATIVE FUNDRevenues:

Allocated to Water and Sewer Funds	\$2,327,451
Capital Improvement Projects	<u>50,000</u>
	<u>\$2,377,451</u>

Expenditures:

Personnel Expenses	\$1,619,837
Operating Expenses	687,114
Capital Outlay	<u>70,500</u>
	<u>\$2,377,451</u>

CAPITAL IMPROVEMENTS PROGRAMRevenues:

Water Fund	\$ 471,532
Sewer Fund	331,036
Facility Charges	<u>1,838,720</u>
	<u>\$2,641,288</u>

Expenditures:

Water Supply Escrow	\$ 914,288
Water Disinfection	615,000
Well Facility Upgrades	180,000
Water Distribution Replacements	200,000
Water Storage	15,000
Small System Acquisition	50,000
Sewer Facility Upgrades	240,000
Sewer System Replacements	80,000
Operational Facility Improvements	232,000
Heavy Equipment	65,000
Capital Contingency	<u>50,000</u>
	<u>\$2,641,288</u>

E.

BOARD REQUESTS AND DIRECTIVES - None

Mr. Taylor made a motion to adjourn.

The motion passed by unanimous voice vote.

The Board adjourned at 9:35 p.m.

Sanford B. Wanner
Sanford B. Wanner
Deputy to the Board

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GREENSPRINGS PLANTATION WATERLINE

AGREEMENT

This AGREEMENT is made this ____ day of March, 1994 between GREENSPRINGS PLANTATION, INC., a Virginia corporation ("Greensprings") and the JAMES CITY SERVICE AUTHORITY, a body politic and corporate formed under the Virginia Water and Sewer Authorities Act ("JCSA").

RECITALS

A. Greensprings is the owner and developer of the Greensprings Plantation planned community located along Route 5 and Route 614 in James City County, Virginia (the "Project") which is zoned R-4, Residential Planned Community District, subject to Amended and Restated Proffers dated April 30, 1992 and recorded in Deed Book 562, page 794 (the "Proffers").

B. Pursuant to Condition 9 of the Proffers, Greensprings is obligated to complete the JCSA water line system loop from the Ford's Colony area to Route 5, connecting to the existing JCSA water line adjacent to St. George Hundred.

C. The approved Master Plan for the Project calls for a 12 inch water transmission main to be located in the right of way of relocated Route 614 as shown on the Master Plan from Route 5 to the northern boundary of the Project and from St. George's Hundred west along Route 5 to an existing 12-inch waterline. Greensprings has obtained a special use permit (SUP-24-93) from James City County allowing the construction of a 12 inch water transmission main from the northern boundary of the Project north

along Route 614 to Manchester Avenue in the Ford's Colony development.

D. The water transmission main and related facilities are hereinafter called the "Water Main".

E. The parties have agreed that Greensprings is eligible for reimbursement of eligible costs subject to the terms hereof pursuant to Section 29A 1(b) of the JCSA Regulations Governing Utility Service (amended July 1, 1992) (the "Regulations"). The parties desire to enter into this contract pursuant to the Regulations.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the parties agree as follows:

1. Greensprings, at its expense, shall construct and install the Water Main and shall have responsibility for the acquisition, at its expense, of all required permits from regulatory agencies and easements necessary for the Water Main.

2. The Water Main project and the parties hereto shall be subject to and shall abide by the terms and conditions of Section 29E of the Regulations. The service area of the Water Main project is delineated on Exhibit A attached hereto.

Greenspring shall be entitled to rebates of eligible costs up to the lesser of \$400,000 or the total eligible costs of the Water Main project and as otherwise as provided in Section 29E and 29A of the Regulations. Of each system facilities fee received by JCSA for a connection to the Water Main from within the Service Area, two-thirds of such fee shall be paid to Greensprings as rebates pursuant hereto and one-third of such fee shall be

retained by JCSA. JCSA agrees to make rebate payments in accordance with this Agreement and Sections 29E and 29A of the Regulations. Payments shall be sent to Greensprings at 4029 Ironbound Road, Williamsburg, Virginia, 23185, Attention: Marc B. Sharp or at such other address as Greensprings may specify to JCSA in writing.

WITNESS the following signatures:

GREENSPRING PLANTATION, INC.

By: Marc B. Sharp
Title: President

JAMES CITY SERVICE AUTHORITY

By: David J. Sisk
Chairman

Witness:

Samuel H. Foster
General Manager

Aug
8/5/94