

AT A WORK SESSION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 26TH DAY OF NOVEMBER, 2002, AT 4:06 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

James G. Kennedy, Chairman, Stonehouse District
Jay T. Harrison, Sr., Vice Chairman, Berkeley District, arrived at 4:10 p.m.
John J. McGlennon, Jamestown District
Michael J. Brown, Powhatan District
Bruce C. Goodson, Roberts District, arrived at 4:10 p.m.

William C. Porter, Jr., Assistant County Administrator
Frank M. Morton, III, County Attorney

B. BOARD CONSIDERATION

1. James City County Stormwater Fundina and Operating Program – Phase II Action Plan Report

Mr. John T. P. Home, Manager of Development Management, introduced Elizabeth Treadway and Diana St. John, Project Manager, from AMEC Earth and Environmental, Inc., as well as members of the Stormwater Management Committee in attendance.

Mr. Home provided an overview of the County's Stormwater Funding and Operating Program phases, status of stormwater structures in the County, the impacts of the stormwater structures on the environment, and requested guidance from the Board on the next steps related to financing for stormwater costs.

Mr. Goodson inquired if there were County Regulations and Ordinances to mitigate the stormwater structures at the project level.

Mr. Goodson inquired about the amount of Federal regulations in stormwater management,

Mr. Home stated that of all the regulations involved in the project only 25 percent is mandated by the National Pollutant Discharge Elimination System (NPDES).

Ms. Treadway provided the Board with an overview of the funding mechanism available for the Stormwater Utility User Fees, the Stormwater Program's objectives, and made a recommendation on funding through blended revenues primarily generated through stormwater user fees.

Mr. Brown inquired if other localities have tiered systems for stormwater user fees

Ms. Treadway stated that stormwater user fees have flexibility in its assessment.

Mr. Goodson inquired if the focus on the stormwater user fees could be on commercial developments that have a lot of impervious cover and if a regional BMP would allow specific regions or groups to be billed accordingly.

Ms. **Treadway** stated that **depending upon** how **segmented the** proposed billing would be assessed there may be complications associated with the proposal.

The Board, staff, and Ms. **Treadway** discussed methods to assess stormwater user fees, what stormwater programs are viewed as **for the** general good vs. individual utility; funding through the general fund vs. through utility fees, flexibility to accept multiple sources of revenue, and the impacts of commercial impervious cover **as** well as individual dwelling unit impervious cover **as** a neighborhood on watersheds and **stormwater** structures.

The Board requested that a public comment period be held on the proposed stormwater utility prior to the Board authorizing the development of a recommended stormwater utility program.

The Board also requested an estimate on the rates that could be assessed to various sized commercial businesses and residential units.

The Board and staff discussed the **timeline for the staff in working** on this project within the constraints of the **FY04** budget and that the Board should take this project into account when looking at the budget.

2. 2003 Legislative Program

Mr. Morton introduced the proposed 2003 Legislative Program and provided an overview of each of the items to be introduced as legislation on behalf of the County as well as those items supported by the County.

The Board requested language to be included in Item 2-2, Land Use Issues, to state opposition to the Executive Branch also usurping the local government control in the area of land use.

Mr. **Goodson** made a motion to adopt the resolution regarding the 2003 Legislative Program,

On a roll call vote, the vote was: AYE: **McGlennon**, Brown, **Goodson**, **Harrison**, Kennedy (5) NAY: (0).

R E S O L U T I O N

2003 LEGISLATIVE PROGRAM

WHEREAS, it is appropriate for the Board of Supervisors to consider a legislative program to present to the 2003 session of the General Assembly.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby endorse the attached 2003 Legislative Program and urges its consideration and passage **as** appropriate.

C. ADJOURNMENT

At 5:50 p.m. the Board took a dinner break until 7 p.m.



William C. Porter, Jr.
Deputy Clerk to the Board