

AT A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE JAMES CITY SERVICE AUTHORITY, JAMES CITY COUNTY, VIRGINIA, HELD ON THE 22ND DAY OF FEBRUARY, 2005, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

John J. McGlennon, Chairman
Bruce C. Goodson, Vice Chairman
M. Anderson Bradshaw
Michael J. Brown
Jay T. Harrison, Sr.

Sanford B. Wanner, Secretary
Michael H. Drewry, Assistant County Attorney
Larry M. Foster, General Manager

B. CONSENT CALENDAR

Mr. Foster requested Item Nos. 2 and 3 be removed from the Consent Calendar.

Mr. Brown made a motion to adopt the remaining item on the Consent Calendar.

The motion passed by a unanimous voice vote.

1. Minutes - January 25, 2005, Regular Meeting
2. Amendments to the Regulations Governing Utility Service - Use of Public Fire Hydrants

Mr. Foster stated that the James City Service Authority (JCSA) allows private contractors to use fire hydrants to obtain water provided they meter the water through an approved device and submit the water meter information monthly for appropriate billing. Mr. Foster presented a resolution amending the Regulations Governing Utility Service to strengthen procedures for withdrawing water from public fire hydrants for development purposes in an effort to prevent contamination of the water supply through improper use or intentional abuse.

Mr. Brown made a motion to adopt the resolution for the amended regulations of Section 21 including the correction of a misspelled word in the section.

The motion passed by a unanimous voice vote.

RESOLUTION

AMENDMENT TO THE REGULATIONS GOVERNING UTILITY SERVICE -

USE OF PUBLIC FIRE HYDRANTS

WHEREAS, the James City Service Authority (JCSA) proposes to amend the Regulations Governing Utility Service in order to strengthen procedures for withdrawing water from public fire hydrants for development purposes.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the James City Service Authority, James City County, Virginia, hereby adopts changes to Section 21, Regulations Governing Utility Service, which are summarized below to become effective October 26, 2004:

Self-Supplied Metering Device

- Hydrant meters must have approved backflow devices that are tested annually.
- Hydrant meters are permitted for a six-month term for a specific job site.
- Hydrant meter device must display a JCSA placard to identify the device has been approved.

JCSA Furnished Hydrant Device

- Permittee is to pay a deposit prior to receiving hydrant meter.
- Hydrant meters are issued for 30-day terms with three renewals.
- Hydrant meter must display a JCSA placard indicating the meter is approved at all times.
- Meters that are retained past due date will be assessed \$20 per day.

Water Withdrawal Locations

- Establishes four locations in the County to withdraw from hydrants:
 - 1) JCSA Operations Center - Tewning Road
 - 2) Toano Fire Station
 - 3) Law Enforcement Center
 - 4) Entrance to Stonehouse Development
- Allows for special exemptions on a case-by-case basis.

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

3. **Amendments to the Regulations Governing Utility Service - Grinder Pump Maintenance and Associated Fees**

Mr. Foster introduced Ms. Megan Brady, a third-year law student at the College of William & Mary.

Ms. Brady presented a request for a Public Hearing on May 24, 2005, on a proposed addition to Section 32.B.3 of the JCSA Regulations Governing Utility Service to allow JCSA to charge future owners of property an annual grinder pump maintenance fee if they elect to contract with the JCSA for such service.

Mr. Brown inquired what the wording of the original contracts with homeowners is and what JCSA's legal position is.

Mr. Foster stated that no written contract exists with the original homeowners for the grinder pump maintenance and that there is no continuing obligation with new homeowners.

Mr. Brown inquired how the proposed amendment would work.

Mr. Foster stated that a public hearing would be advertised in the paper to let citizens know they have an opportunity to speak to the matter, stated that the amendment would take effect when property turns over in ownership, and current homeowners would not be impacted.

Mr. Harrison made a motion to adopt the resolution.

Mr. Drewry stated that there is a correction to the advertising dates of the public hearing ad to conform to legal requirements; the ad will run twice prior to March 24.

The motion passed by a unanimous voice vote.

RESOLUTION

AMENDMENT TO THE REGULATIONS GOVERNING UTILITY SERVICE -

GRINDER PUMP MAINTENANCE AND ASSOCIATED FEES

WHEREAS, the Board of Directors of the James City Service Authority (JCSA) desires to set a Public Hearing to discuss a proposed amendment to the Regulations Governing Utility Service to add a provision to allow the JCSA to charge future owners of property an annual grinder pump maintenance fee.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the James City Service Authority, James City County, Virginia, hereby adopts the proposed amendment to Section 32, Clause B, of the Regulations Governing Utility Service by adding a provision to charge future owners of property an annual grinder pump maintenance fee.

BE IT FURTHER RESOLVED, that the complete proposed amendment be made a part of this resolution.

C. BOARD REQUESTS AND DIRECTIVES - None

D. ADJOURNMENT

Mr. Harrison made a motion to adjourn.

The motion passed by a unanimous voice vote.

At 8:29 p.m., Mr. McGlennon adjourned the Board.

Sanford B. Wanner
Secretary to the Board