



THE UNITED STATES VIRGIN ISLANDS

OFFICE OF THE GOVERNOR
GOVERNMENT HOUSE

Charlotte Amalie, V.I. 00802
340-774-0001

January 27, 2014

VIA HAND DELIVERY

Honorable Shawn-Michael Malone
President
Thirtieth Legislature of the Virgin Islands
Capitol Building
St. Thomas, V.I. 00802

RE: Proposed Legislation to Further Economic Growth and Development

Dear Senator Malone:

In accordance with Section 11 of the Revised Organic Act of the Virgin Islands of 1954, as amended, I submit to the Thirtieth Legislature proposed measures intended to invigorate and support the efforts of my Administration to further economic growth. If enacted, the measures described below will support critical infrastructure and budgetary needs, aid in advancing key opportunities to expand our tourism product, and provide a long-term funding mechanism for healthcare costs and early childhood education initiatives.

Supplemental Fiscal Year 2014 Budget Measures

This proposed supplemental budget measure amends the Fiscal Year 2014 budget appropriations contained in Act No. 7535 to realign appropriations and correct project codes contained, provides an accurate description of the scope of work and activities funded from the Tourism Advertising Revolving Fund, broaden the compliance toolbox of the Bureau of Internal Revenue in its efforts to collect from delinquent taxpayers, deletes the submission requirement of a biennial month budget, and impart the Department of Public Works with the ability to direct funds and resources towards urgently needed road paving and repairs from funds received through the rental vehicle surcharge.

Lonesome Dove Litigation

Transmitted herewith is a bill to authorize the establishment of a public corporation to receive and manage the assets of a Texas corporation awarded to the Government as settlement of a tax dispute. After being held in Federal receivership for over twenty-one years, the court process which resulted in the Government acquiring undisputed ownership of these assets is now

ripe for conclusion. The public corporation this bill authorizes will be a wholly-owned subsidiary of the Virgin Islands Public Finance Authority, whose board will see to its efficient operation and the proper application of the revenue stream as determined by the Legislature.

Transmitted herewith is a bill to authorize the establishment of a public corporation to receive and manage the assets of a Texas corporation awarded to the Government as settlement of a tax dispute. After being held in Federal receivership for over twenty-one years, the court process which resulted in the Government acquiring undisputed ownership of these assets is now ripe for conclusion. The public corporation this bill authorizes will be a wholly-owned subsidiary of the Virgin Islands Public Finance Authority, whose board will see to its efficient operation and the proper application of the revenue stream as determined by the Legislature.

Approval of this measure will solidify the Territory's commitment towards high quality early childhood education which is critically important because many of our children are entering kindergarten without the skills necessary for success. Testing done in 2012 showed that 53% of Virgin Islands children entering kindergarten were behind in language skills and 34% were behind in cognitive skills. Research tells us that most children who start behind do not catch up. Based on recent research in the fields of neuroscience, education, health, psychology, and economics, it is now recognized that the years from birth to age five are the most critically important for human development and are predictive of long term outcomes – academically, economically, socially and for long-term health. If we get early childhood right, we get the future right.

This measure will also provide much-needed financial assistance to the Territory's hospitals and healthcare system during a time of ever-increasing healthcare needs and costs. I urge its prompt passage, without delay, so that the Government can assume management and control of these substantial assets.

Approval of funding from the Community Facilities Trust Fund

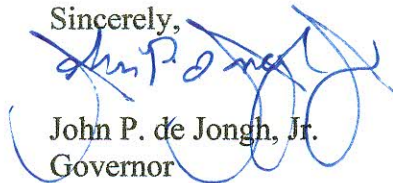
On June 17, 2008, I entered into an agreement with DIAGEO USVI, Inc. approved by the Legislature to further our efforts to grow the rum industry in the Territory. As part of that agreement, 3% of the Annual Gross Cover Receipts are to be deposited into a Communities Facilities Trust account created and administered by the Virgin Islands Public Finance Authority. These funds are to go to support community and/or sports facilities as well as urban development, as recommended by the Governor and as approved by the Legislature. Accordingly, I submit for the 30th Legislature's consideration several projects for funding which will support critical infrastructure needs including, the broadening of our current 9-1-1 emergency response system to eliminate "dead zones", expanded Territorial-wide camera installation to enable enhanced surveillance by the Virgin Islands Police Department, and projects to boost opportunities for urban development and tourism in the town of Christiansted, including dredging in the Schooner Bay Channel and demolition of the former Ralph de Chabert Housing Community.

Hotel Development Act Amendments

The Hotel Development Act of 2011 (Act No. 7301) limited its applicability to only the islands of St. Croix, St. Thomas and St. John. This eliminated developers from taking advantage of this incentive for Territorial economic growth on the minor islands of the Territory such as Water Island, Hans Lollick, Great St. James, Little St. James, Lovango Cay, and other sites. The original act called for a sunset of 2014. We are now seeing interest in the program and potential developers are requesting a longer time period in which to apply due to the extensive documentation required. Another area which has delayed utilization of the program has been the onerous \$500,000.00 annual contribution required of developers regardless of the size and scope of the development. These amendments will clear the obstacles to the utilization of this program.

As always, I look forward to working with you and other members of the Thirtieth Legislature in the prompt consideration and approval of these proposals which will better position the Territory to move ahead as we work to solve our financial troubles and on the overall economic recovery.

Sincerely,

A handwritten signature in blue ink, appearing to read "John P. de Jongh, Jr.", is written over the typed name and title. The signature is stylized and somewhat illegible.

John P. de Jongh, Jr.
Governor

BILL NO. 30-_____

THIRTIETH LEGISLATURE OF THE UNITED STATES VIRGIN ISLANDS

REGULAR SESSION

2014

An Act to provide technical amendments that imparts an accurate description of the scope of work and activities, funded from the Tourism Advertising Revolving Fund, which is administered by the Department of Tourism, and conducted by the Office of the Governor/Bureau of Economic Research; increase the funding from the Health Revolving Fund to the Department of Health; provide for the publication of delinquent taxpayers, reprogram funds in Act(s) 7453 and 7535, amend organization and project codes in Act No. 7535; provide for the general repair of roads from the motor vehicle rental surcharge and delete the requirement of a 24 month budget.

PROPOSED BY: GOVERNOR

Be It Enacted By The Legislature Of The Virgin Islands:

SECTION 1. ACT NO. 7220 is amended at Section 1 by adding the phrase “and other related tourism and economic studies and activities” after the word “surveys”.

SECTION 2. ACT NO. 7296, is amended at Section 1 by adding the phrase “and other related tourism and economic studies and activities” after the word “surveys”.

SECTION 3. ACT NO. 7432, is amended at Section 1(a) by adding the phrase “and other related tourism and economic studies and activities” after the word “surveys”.

SECTION 4. ACT NO. 7550, is amended at Section 1(a)(1) by:

- (a) Striking “Economic Development Authority” and inserting “Office of the Governor through the Bureau of Economic Research”, and
- (b) Adding the phrase “and other related tourism and economic studies and activities” after the word “surveys”.

SECTION 5. Title 33, Virgin Islands Code, Chapter 111, Section 3072 (c) is amended as follows:

- a. By deleting the word “exclusively”;
- b. By inserting the phrase “and to the Bureau of Economic Research within the Office of the Governor, upon appropriation from the Legislature of the Virgin Islands, to conduct traveler exit surveys and other related tourism and economic studies and activities” after the word “promotion”; and
- c. By deleting the phrase “Economic Development and Agriculture”, wherever it appears, and inserting the phrase “Tourism”.

SECTION 6. Act No. 7261, Section 8 is amended by deleting the phrase “over six (6) months as of the date of this enactment of this bill. The Director of Internal Revenue shall develop rules and regulations to implement this provision.” and inserting thereafter “three (3) months after the taxes were to be paid. The Director of Internal Revenue shall publish this list twice a year and shall develop rules and regulations to implement this provision.” Beginning in Fiscal Year 2015, there should be a general fund appropriation of \$20,000 for publication costs.

SECTION 7. Act No. 7542 is amended by deleting the sum of “\$2,452,832” and inserting the sum of “\$2,554,707” wherever it appears.

SECTION 8. Act No. 7535 is amended in the following instances:

(a): Section 1, Line Item “AD” is amended by striking the organization code “810” and inserting the new organization code “840”;

(b): Section 2, Line Item “NEW OMB - Restoration of 8% Reduction of Salaries” is amended by striking the amount “\$29,500,000” and inserting the amount of “\$24,968,830”;

(c): Section 2, Line Item “M3103 BIT-License Fees GWAN” is amended by striking the amount “\$990,000” and inserting in lieu thereof the amount of “\$1,100,000”;

(d): Section 2, Line Item “M1002 DOF- ERP System Software” is amended by striking the amount “\$700,000” inserting in lieu thereof the amount of “\$1,300,000”;

(e): Section 2, Line Item “NEW DOF- Telecheck Loss Prevention Fees” is amended by striking the amount “\$180,000” inserting in lieu thereof the amount of “\$234,633”;

(f): Section 2, Line Item “M1116 DOP- Buck Consultants” is amended by striking the amount “\$288,000” inserting in lieu thereof the amount “\$320,000”;

(g): Section 2, Line Item “NEW DPNR- Tutu Well Litigation Site” is amended by striking the amount “\$405,000” inserting in lieu thereof the amount of “\$450,000”;

(h): Section 2, Line Item “M6153 OMB- Third Party Fiduciary” is amended by striking the amount “\$3,000,000” inserting in lieu thereof the amount of “\$3,200,000”;

(i): Section 2, Line Item “NEW OMB- Funding for Additional Critical Vacancies” is amended by striking the amount “\$5,000,000” inserting in lieu thereof the amount of “\$7,000,000”;

(j): Section 2, Line Item “M9148 WMA- Supplemental Environmental Project” is amended by striking the amount “\$360,000” inserting in lieu thereof the amount of “\$400,000”;

(k): Section 2, Line Item “NEW DOE- Maintenance of School Tracks and Fields” is amended by striking the amount “\$51,000” inserting in lieu thereof the amount of “\$255,537”;

(l): Section 2, Line Item “NEW GERS- Outstanding Contribution to Government Employees who retired after December 31, 2012” is amended by striking the amount “\$1,000,000” inserting in lieu thereof the amount of “\$1,500,000”;

(m): Section 2, Subsection AG is amended by adding the following new Line Item “NEW OOG-Anti Gun Violence Program” in the amount of “\$250,000”;

(n): Section 2, Line Item “DOP – Certified Public Manager Program” is amended by striking the amount “\$20,000” inserting in lieu thereof the amount of “\$150,000”;

(o): Section 2, is amended by adding the following new Line Item “NEW DOP – Promotional Testing” in the amount of “\$20,000”;

(p): Section 2, Subsection AG is amended by adding the following new Line Item “NEW P&P – ERP Vendor Self-Service Module Acquisition and Implementation Costs” in the amount of “\$65,000”;

(q): Section 2, Line Item “M6021 DPW – Abandoned Vehicles STT/STJ” is amended by striking the amount “\$25,000” inserting in lieu thereof the amount “\$90,000”;

(r) Section 2, Line Item “M6022 DPW – Abandoned Vehicles STX” is amended by striking the amount “\$25,000” inserting in lieu thereof the amount “\$90,000”;

(s): Section 2, Line Item “New DPW – Road Repairs and Stripping Road” is amended by striking the amount “\$1,350,000” inserting in lieu thereof the amount “\$1,500,000”;

(t): Section 2, Line Item “NEW OOG- Expenses Related to On-Going Closure of Hovenssa” is amended by striking the amount “\$6,000,000” inserting in lieu thereof the amount of “\$4,852,128”;

(u): Section 2, Subsection AG is amended by adding the following new Line Item “NEW OMB – LESU New Pay Plan (Schedule A)” in the amount of \$902,872”;

(v): Section 2, Subsection AG is amended by adding the following new Line Item “NEW VITEMA – Hazard Mitigation Plan Update” in the amount of \$200,000”;

(w) Section 2, Subsection AG is amended by adding the following new Line Item “NEW SPR - St. Thomas Baseball Explorer in the amount of \$25,000”;

(x): Section 2, Subsection AG is amended by adding the following new Line Item “NEW IRB – Publication of Delinquent Taxpayers in the amount of \$20,000”;

(y): Section 2, Line Item “M005L DHS – Men’s Coalition Counseling – Catholic Services”, is amended by changing the project code from “M005L” to “M1208”;

(z): Section 2, Line Item “M1030 DHS – My Brother’s Workshop”, is amended by changing the project code from “M1030” to “M1204”;

(aa): Section 2, Line Item “M1031 DHS – My Brother’s Table”, is amended by changing the project code from “M1031” to “M1030DHS”;

(ab): Section 2, Line Item “M8067 HPR – STT Carnival Horse Race Purses”, is amended by changing the project code from “M8067” to “M8168”;

(ac): Section 2, Line Item “M8074 VIPD – Bovoni Weed and Seed Program, is amended by changing the project code from “M8074” to “M1151”;

(ad): Section 2, Line Item “M1286 VITEMA – Consultant Services related to 911 system”, is amended by changing the project code from “M1286” to “New”;

(ae): Section 2, Line Item “M9148 WMA – Supplemental Environmental Project”, is amended by changing the project code from “M9148” to “M1034” and

(af) Section 2, Line Item “New VIFS – Maintenance Contract for Ambulance Boat” is amended by changing the project and agency code from “New VIFS” to “M1202 DOH”.

SECTION 9. Title 20 Virgin Islands Code Part II Chapter 28, Section 425, Subsection (e) is amended by adding the following sentence: “In the interim of the commencement of the capital projects listed herein, the Department of Public Works may use the funds for general road repairs within all districts.”

SECTION 10. ACT NO. 7453, is amended at Section 2(A) is amended in the following instances:

- (a) Capital Project “St. Croix Educational Complex Track” is amended by deleting the amount “2,200,000” and inserting in lieu thereof the amount of “1,800,000”;
- (b) Capital Project “Central High School Track 1” is amended by deleting the amount “1,800,000” and inserting in lieu thereof the amount of “2,200,000”;
- (c) Capital Project “St. Croix Boardwalk Enhancements (Christiansted)” is deleted and replaced with “Road Repairs in Downtown Christiansted to include, but not limited to, Company Street in Christiansted, St. Croix”

SECTION 11. Act No. 7342 (6) is deleted in its entirety.

BILL SUMMARY

The purpose of this Act is to provide an accurate description of the scope of work and activities funded from the Tourism Advertising Revolving Fund, which is administered by the Department of Tourism, and conducted by the Office of the Governor/Bureau of Economic Research; increase the funding from the Health Revolving Fund to the Department of Health; provide for the publication of delinquent taxpayers, reprogram funds in Act(s) 7453 and 7535, amend organization and project codes in Act No. 7535; provide for the general repair of roads from the motor vehicle rental surcharge and delete the requirement of a 24 month budget.

BILL NO. 30-____

THIRTIETH LEGISLATURE OF THE VIRGIN ISLANDS

REGULAR SESSION

2014

To authorize the establishment of a public corporation to receive and hold the assets of Lonesome Dove Petroleum Company, Inc., as a subsidiary of the Virgin Islands Public Finance Authority, to provide for any income from the corporation, and for other purposes.

PROPOSED BY: GOVERNOR

Whereas, California residents William and Marianthi Lansdale located a portion of their business to the Virgin Islands in the 1980s in order to attempt to avoid paying taxes on the income therefrom.

Whereas, the U.S. Court of Appeals for the Third Circuit determined in 1987 that the Lansdale's efforts to avoid taxes were invalid. Following this, the couple were assessed over \$21,000,000 in unpaid taxes by the Virgin Islands Bureau of Internal Revenue in 1988. Despite this ruling, the Lansdales continued a vigorous legal contest of their tax obligations. Nevertheless, in *Edward E. Thomas v. Lonesome Dove Petroleum Co., et al., DCVI 1992-0079*, their corporation was ordered by the District Court of the Virgin Islands into federal Receivership for the benefit of the Government of the Virgin Islands in satisfaction of the tax obligation owed;

Whereas, in the ensuing years a succession of Receivers appointed by the court marshaled and managed the assets of the corporation. The purpose of the Receivership is now nearing completion. As part of the process of concluding the Receivership, it is necessary for the Government to prepare to receive those assets and to provide for the distribution of income therefrom;

Whereas, the Government and the Third Successor Receiver are preparing to file a joint motion to the court seeking the termination of the Receivership and transfer of the assets held therein to the Government of the Virgin Islands for the benefit of the People of the Virgin Islands;

Whereas, the Virgin Islands Public Finance Authority has the authority and ability to acquire real or personal property by grant, gift, purchase devise or bequest, and to hold, lease, mortgage and otherwise exercise the rights of ownership of such property;

Whereas, a public corporation established for the purpose of receiving and managing the assets of a federal receivership is a suitable vehicle for accomplishing this transfer.

Now, Therefore, Be It Enacted By The Legislature Of The Virgin Islands:

SECTION 1. Authorization to establish a public corporation

The Governor is authorized to establish by duly registered Articles of Incorporation, a public corporation to act as a wholly-owned subsidiary of the Virgin Islands Public Finance Authority, an autonomous instrumentality of the Government of the Virgin Islands. The name of the corporation shall be Lonesome Dove Petroleum Company of the Virgin Islands, Inc. The purpose of the public corporation shall be to own, operate and manage all of the oil, gas and mineral interests of Lonesome Dove Petroleum Co., (A Texas Corporation), to receive same from the Federal Receivership as part of *Edward E. Thomas v. Lonesome Dove Petroleum Co., et al., DCVI 1992-0079*, and to distribute the income from the corporation according to law.

SECTION 2. Board of Directors

(a) The corporation shall be administered by a Board of Directors consisting of seven (7) members. Five (5) members shall be appointed by the Governor, with the advice and consent of the Legislature.

- (b) The Executive Director of the Virgin Islands Public Finance Authority shall serve as the Chairman of a Board of Directors of the corporation, and shall call all meetings of the Board. The Director of the Office of Management and Budget shall serve as the Vice Chair of the Board of Directors.
- (c) All members of the Board shall have education, experience or expertise in one or more of the following areas: finance; economics; accounting; medicine; allied health; law; or, business.

SECTION 3. Income.

Notwithstanding any law to the contrary, of the annual revenues received as income from the public corporation established herein, the Board of Directors shall expend Fifty Percent (50%) to fund government initiatives in the area of early-childhood education and (in consultation with the Commissioner of Health and the Government Hospital and Health Facilities Corporation) Fifty Percent (50%) upon healthcare initiatives as the Governor deems necessary and as approved by the Legislature. Should any annual income amount to in excess of One Million Dollars (\$1,000,000), such additional monies shall be deposited in the General Fund.

SECTION 4. Report to the Legislature

Upon the establishment of the public corporation authorized hereunder, the Virgin Islands Public Finance Authority shall, by September 1st of each year, submit an annual report to the Legislature detailing program outlay and income.

SECTION 6. Board of Directors.

(a) Subject to subsection (b), the Virgin Islands Public Finance Authority may not approve fees paid to any member of the board of directors of Lonesome Dove Petroleum Company

of the Virgin Islands, Inc., in excess of \$1,000 as compensation for attendance at board meetings for discharging other official duties as a member of the board.

(b) A Government officer or employee serving on the board of directors of Lonesome Dove Petroleum Co. of the Virgin Islands, Inc., serves without compensation, but is entitled to reimbursement for the reasonable costs of necessary travel, subsistence and other expenses actually incurred in attending board meetings or in the discharge of other official duties as a board member.

BILL SUMMARY

This bill authorizes the Governor to establish a public corporation for the purpose of receiving the assets of a company being held in Federal Receivership for the benefit of the Government of the Virgin Islands. The public corporation will own and operate the assets of the Receivership and will deliver any and all proceeds of the corporation to the Government for the exclusive use for programs regarding early childhood education and healthcare in the U.S. Virgin Islands, with any amount in excess of \$1,000,000 to be deposited in the General Fund. The Virgin Islands Public Finance Authority is required to annually report to the Legislature on the income and expenses of the corporation.

BILL NO. 30-_____

THIRTIETH LEGISLATURE OF THE UNITED STATES VIRGIN ISLANDS

REGULAR SESSION

2014

An Act approving the use of funds from the Community Facilities Trust Fund for various community facilities and urban development projects throughout the Territory.

PROPOSED BY: GOVERNOR

WHEREAS, the United States Virgin Islands, through Governor John P. de Jongh, Jr. entered into and executed “Agreement between DIAGEO USVI, Inc. and The Government of the United States Virgin Islands” (“Agreement”) on June 17, 2008;

WHEREAS, the Agreement was ratified and approved by the Twenty-Seventh Legislature on July 11, 2008 through Act No. 7012, which was approved by the Governor on July 24, 2008;

WHEREAS, pursuant to Section 6.1.6(b)(iii) and Section 7.1 of the Agreement, three percent (3%) of the Annual Gross Cover Over Receipts shall be deposited in a Communities Facilities Trust account (also referred to as “Community Facilities Trust Account”) to be established and administered by the Virgin Islands Public Finance Authority;

WHEREAS, Section 7.1 of the Agreement further established an Advisory Board for Community Service Facilities and Urban Redevelopment Projects for the development, operations and maintenance of community and/or sports facilities or urban redevelopment projects on St. Croix and similar facilities an projects on St. Thomas or St. John which projects shall be recommended by the Governor and subject to approval by the Legislature to be funded by the Communities Facilities Trust account;

WHEREAS, the Community Facilities Trust Account, as of December 31, 2013, held a balance of approximately \$5.2 million for certain projects in furtherance of Section 7.1 of the Agreement; and

WHEREAS, the Governor herein recommends funding for several projects, as further set forth below, in accordance with Section 7.1 of the Agreement for which Legislative approval is required.

Now, Therefore, Be It Enacted By The Legislature Of The Virgin Islands:

SECTION 1. The Legislature hereby approves certain projects and the corresponding sums from the Community Facilities Trust Account heretofore established and administered by the Virgin Islands Public Finance for the purposes expressly provided below:

- (a) To the Bureau of Information Technology within the Office of the Governor an amount of \$1,000,000 for the 911 Radio Tower Site Enhancement Project;
- (b) To the Virgin Islands Police Department, an amount of \$1,000,000 for Territorial-wide camera installation;
- (c) To the Department of Public Works in a total amount of \$2,000,000 (\$1,000,000 each for the District of St. Thomas & St. John and the District of St. Croix) for road paving;
- (d) To the Virgin Islands Port Authority in the amount of \$500,000 for the Schooner Bay Channel dredging project in Christiansted on the island of St. Croix;
- (e) To the Department of Public Works, an amount of \$350,000 for maintenance of public cemeteries on the island of St. Thomas for Western Cemetery and on the island of St. Croix to include Christiansted, Frederiksted and Kingshill;
- (f) To the Public Finance Authority an amount of \$150,000 to conduct a due diligence feasibility study to assess the need and readiness of the community to construct a multipurpose sports complex on the island of St. Thomas; and
- (g) To the Virgin Islands Housing Authority an amount of \$100,000 to further the demolition and disposition of the site of the former Ralph de Chabert Housing Community on the island of St. Croix.

SECTION 2. The funds appropriated for the purposes identified in Section 1 shall remain available until expended.

BILL SUMMARY

The purposes of this measure is to provide funding from the Communities Facilities Trust Account for certain projects Territorial-wide to further projects for urban development and maintenance of community facilities.

BILL NO. 30-_____

THIRTIETH LEGISLATURE OF THE UNITED STATES VIRGIN ISLANDS

REGULAR SESSION

2014

An Act amending the Hotel Development Act of 2011.

PROPOSED BY: GOVERNOR

Be It Enacted by the Legislature of the Virgin Islands,

SECTION 1. Title 29, Virgin Islands Code, Section 1306 is amended in the following instances:

- i. Subsection (c) is deleted in its entirety
- ii. Subsection “(d)” is re-lettered as subsection “(c)”.

SECTION 2. Act No. 7301 is amended in the following instances:

- i. SECTION 2 is deleted in its entirety and replaced with the following:
“The provisions of this Act expire December 31, 2020; with a two year extension if substantial permitting by an applicant is in process at the end of 2020.”;
- ii. SECTION 3, subsection (a) is deleted in its entirety and replaced with the following:

“ (a) Any hotel project that is a beneficiary of the Hotel Development Program shall pay an annual sum to the Government of the Virgin Islands, to be deposited into the Tourism Revolving Fund to be used exclusively by the Department of Tourism for marketing as follows:

- 1) A project with annual gross revenues of less than one Million Dollars - \$50,000.00;
- 2) A project with annual gross revenues more than One Million Dollars but less than Five Million Dollars - \$200,000.00; and
- 3) A project with annual gross revenues more than Five Million Dollars - \$500,000.00.”.

BILL SUMMARY

The Hotel Development Act of 2011 limited its applicability to only the islands of St. Croix, St. Thomas and St. John. This eliminated developers from taking advantage of this incentive for Territorial economic growth on the minor islands of the Territory such as Water Island, Hans Lollick, Great St. James, Little St. James, Lovango Cay, etc.

The original act called for a sunset of 2014. We are now seeing interest in the program and potential developers are requesting a longer time period in which to apply due to the extensive documentation required.

Another area which has delayed utilization of the program has been the onerous \$500,000.00 annual contribution required of developers regardless of the size and scope of the development.