

MOTION:

**May 4, 2021
Regular Meeting
Res. No. 21-**

SECOND:

RE: APPROVE – MINUTES – APRIL 6, 2021

ACTION:

WHEREAS, on April 6, 2021, at 2:00 p.m., the Prince William Board of County Supervisors convened its regular meeting in the Board’s chamber, located in the James J. McCoart Administration Building, One County Complex Court, Prince William, Virginia; and

WHEREAS, the Prince William Board of County Supervisors conducted business in accordance with a published agenda dated April 6, 2021;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the minutes of April 6, 2021.

Votes:

Ayes:

Nays:

Absent from Vote:

Absent from Meeting:

ATTEST: _____

Clerk to the Board

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-185**

SECOND: BODDYE

RE: APPROVE AND FIND FOR THE APRIL 6, 2021 BOARD MEETING THAT DUE TO THE PUBLIC HEALTH THREAT AND THE NEED FOR PREVENTION AND CONTROL OF THE SPREAD OF COVID-19, INCLUDING THE NEED FOR MEASURES SUCH AS SOCIAL DISTANCING WHICH MAY LIMIT THE NUMBER OF INDIVIDUALS PERMITTED IN SPACES WHERE FUTURE BOARD MEETINGS MAY BE HELD, THE USUAL BOARD MEETING PROCEDURES CANNOT BE IMPLEMENTED SAFELY OR PRACTICALLY; AND (A) ALL AGENDA ITEMS ARE NECESSARY AND ESSENTIAL TO ASSURE THE CONTINUITY OF COUNTY GOVERNMENT; AND/OR (B) THE NATURE OF THE DECLARED EMERGENCY MAKES IT IMPRACTICABLE OR UNSAFE FOR THE BOARD TO ASSEMBLE IN A SINGLE LOCATION, AND THE PURPOSE OF THE MEETING IS TO DISCUSS OR TRANSACT THE BUSINESS STATUTORILY REQUIRED OR NECESSARY TO CONTINUE OPERATIONS OF THE BOARD AND THE DISCHARGE OF ITS LAWFUL PURPOSES, DUTIES, AND RESPONSIBILITIES

ACTION: APPROVED

WHEREAS, Novel Coronavirus disease 2019 (COVID-19) is a serious public health threat, for which there is currently no proven vaccination, that is believed to be mainly spread by person to person contact; and

WHEREAS, on January 31, 2020, the United States Health and Human Services Secretary declared a public health emergency for the entire United States to aid the healthcare community in responding to COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization characterized COVID-19 as a pandemic; and

WHEREAS, in response to COVID-19, the President has declared a National Emergency, the Governor has declared a State Emergency, and the County Executive has declared a Local Emergency, which was subsequently confirmed and amended by the Board to find the effects of COVID-19 constitute a disaster by Resolution Number (Res. No.) 20-307; and

WHEREAS, the Center for Disease Control (CDC), the Virginia Department of Health, the Governor of Virginia, and other federal and State authorities have provided guidelines for the prevention and control of the spread of COVID-19, and have advised that to prevent and slow the spread of COVID-19 people should avoid large gatherings, should practice social distancing and implement other health and safety measures to include, but not limited to: avoiding non-essential public and private gatherings and spaces when possible; avoiding close contact with those who are sick; staying home if the person is sick or believes they are sick unless they are seeking medical treatment; avoiding frequently touched public surfaces; practicing good personal and household hygiene; and complying with the Governor's Executive Orders; wash hands frequently; wear face coverings; and

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Regular Meeting
Res. No. 21-185
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WHEREAS, the Board's priority is protecting the health, safety, and general welfare of the public; and

WHEREAS, to address the health threat posed by COVID-19 the Board intends to continue to follow appropriate health guidance, which may continue to require social distancing and may limit the number of individuals permitted in spaces where future Board meetings may be held; and

WHEREAS, on March 31, 2020, in response to the COVID-19 emergency/disaster, the Board adopted and invoked the provisions of the Continuity of Government Ordinance, (Ord. No.) 20-10, providing for the continuity of County government, including, but not limited to, establishing public safety measure and alternative Board meeting procedures; and

WHEREAS, on or about April 10, 2020, the Governor proposed Amendment 28 to HB29/2018-2020 Biennium Budget Bill and Amendment 137 to HB 30/2020-2022 Biennium Budget Bill, which were adopted by the General Assembly during the 2020 Reconvened Session and subsequently approved and signed by the Governor; and

WHEREAS, the initial invocation of the Continuity of Government Ordinance expires on September 30, 2020; because the public health threat of COVID-19 still exists, the Board re-invoked the Continuity of Government Ordinance on September 22, 2020; and

WHEREAS, the recording of the meeting shall be made available on the County website in accordance with the timeframes established in Virginia Code Sections 2.2-3707 and 2.2-3707.1; and

WHEREAS, notice of the meeting was provided to the public using the best available method given the nature of the COVID-19 emergency, which notice was given contemporaneously with the notice provided to the Board members; and

WHEREAS, arrangements were made for public access to, and public comment during, the meeting through electronic means, including to the extent practicable, videoconferencing; and

WHEREAS, the Board has otherwise complied with Virginia Code Section 2.2-3708.2;

April 6, 2021
Regular Meeting
Res. No. 21-185
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NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves and finds for the April 6, 2021 Board meeting that due to the public health threat and the need for prevention and control of the spread of COVID-19, including the need for measures such as social distancing which may limit the number of individuals permitted in spaces where future Board meetings may be held, the usual Board meeting procedures cannot be implemented safely or practically; and (a) all agenda items are necessary and essential to assure the continuity of County government; and/or (b) the nature of the declared emergency makes it impracticable or unsafe for the Board to assemble in a single location, and the purpose of the meeting is to discuss or transact the business statutorily required or necessary to continue operations of the Board and the discharge of its lawful purposes, duties, and responsibilities;

BE IT FURTHER RESOLVED that the Board Clerk shall note in the meeting minutes that the meeting was held by electronic communication means and the type of electronic communications means by which the meeting was held, including for each Board member, as applicable.

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Wheeler

Nays: Vega

Absent from Vote: None

Absent from Meeting: None

For Information:

County Attorney

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-186**

SECOND: BODDYE

RE: APPROVE - MINUTES - MARCH 9, 2021

ACTION: APPROVED

WHEREAS, on March 9, 2021, at 2:00 p.m., the Prince William Board of County Supervisors convened its regular meeting in the Board's chamber, located in the James J. McCoart Administration Building, One County Complex Court, Prince William, Virginia; and

WHEREAS, the Prince William Board of County Supervisors conducted business in accordance with a published agenda dated March 9, 2021;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the minutes of March 9, 2021.

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-187**

SECOND: CANDLAND

RE: REQUEST THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ACCEPT THE STREETS IN THE MALLARDS OVERLOOK SOUTH SUBDIVISION INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS – POTOMAC MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the streets described on the attachments, fully incorporated herein by reference, are shown on a plat recorded in the Clerk's Office of the Circuit Court of Prince William County; and

WHEREAS, these streets have been constructed in compliance with Prince William County's Comprehensive Inspections Program, which eliminates the requirement of a warranty bond; and

WHEREAS, the drainage design has been checked and approved by Prince William County Department of Public Works and the street and drainage facilities have been constructed in accordance with approved plans; and

WHEREAS, Virginia Department of Transportation staff has advised that the streets meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation; and

WHEREAS, Prince William County and the Virginia Department of Transportation have entered into a Comprehensive Stormwater Detention Agreement, dated January 26, 1993, concerning a stormwater detention facility that may receive runoff from these streets;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby requests the Virginia Department of Transportation to add the streets, described in the attachment and as depicted on the sketch, and are incorporated by the reference herein, into the Secondary System of State Highways, pursuant to Virginia Code Section 33.2-705, and the Subdivision Street Requirements of the Virginia Department of Transportation;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby guarantees the Commonwealth of Virginia an unrestricted right-of-way as shown on the attachment with the necessary easements for cuts, fills, and drainage recorded as Instrument #: 201802060008392;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Transportation, or his designee, to make any required change(s) administratively to affect the intent of this resolution if conditions warrant a change to an attachment;

April 6, 2021
Regular Meeting
Res. No. 21-187
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BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby requests that a certified copy of this resolution be forwarded to the Manassas Residency office of the Virginia Department of Transportation.

ATTACHMENTS: Mallards Overlook South Street Data
 Mallards Overlook South Sketch

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Director of Transportation

Assistant Director for Transportation Planning and Programming

Transportation Inspections Supervisor

Virginia Department of Transportation, Manassas Residency Office

ATTEST: _____

Andrea P. Madden

Clerk to the Board

Subdivision Name: Mallards Overlook South

Property Owner: Neighborhoods V, LLC

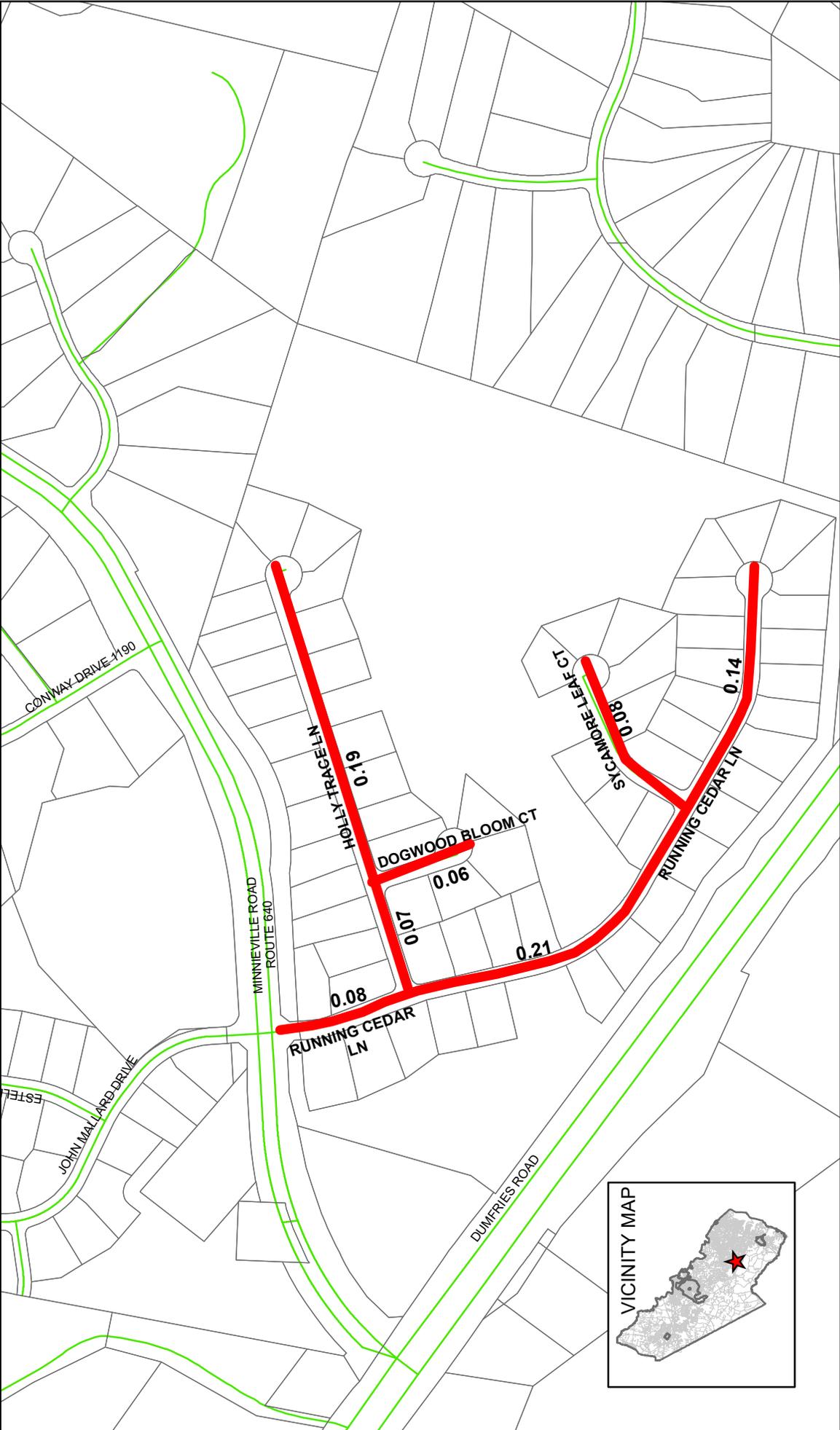
Magisterial District: Potomac

Instrument #: 201802060008392

Street Name	Street Termini	Right-of-Way Width (ft)	Centerline Length (Miles)
Running Cedar Lane	From: Minnieville Rd, Route 640 To: Holly Trace Lane	57'	0.08
Running Cedar Lane	From: Holly Trace Lane To: Sycamore Leaf Court	50'	0.21
Running Cedar Lane	From: Sycamore Leaf Court To: Cul-De-Sac	50'	0.14
Holly Trace Lane	From: Running Cedar Lane To: Dogwood Bloom Court	50'	0.07
Holly Trace Lane	From: Dogwood Bloom Court To: Cul-De-Sac	50'	0.19
Dogwood Bloom Court	From: Holly Trace Lane To: Cul-De-Sac	50'	0.06
Sycamore Leaf Court	From: Running Cedar Lane To: Cul-De-Sac	50'	0.08
TOTAL MILEAGE = 0.83 Miles			
Two Lane Road			



MALLARDS OVERLOOK SOUTH
STREET ACCEPTANCE IN MILES
APRIL 6, 2021



MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-188**

SECOND: CANDLAND

RE: REQUEST THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ACCEPT THE STREETS IN THE WELLINGTON GLEN LAND BAY C INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS – BRENTSVILLE MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the streets described on the attachments, fully incorporated herein by reference, are shown on a plat recorded in the Clerk's Office of the Circuit Court of Prince William County; and

WHEREAS, the streets have been constructed in compliance with Prince William County's Comprehensive Inspections Program, which eliminates the requirement of a warranty bond; and

WHEREAS, the drainage design has been checked and approved by Prince William County Department of Public Works and the street and drainage facilities have been constructed in accordance with approved plans; and

WHEREAS, Virginia Department of Transportation staff has advised that the streets meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation; and

WHEREAS, Prince William County and the Virginia Department of Transportation have entered into a Comprehensive Stormwater Detention Agreement, dated January 26, 1993, concerning a stormwater detention facility that may receive runoff from this street;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby requests the Virginia Department of Transportation to add the streets, described on the Street Data attachment and as depicted on the Sketch, and are incorporated by the reference herein, into the Secondary System of State Highways, pursuant to Virginia Code Section 33.2-705, and the Subdivision Street Requirements of the Virginia Department of Transportation;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby guarantees the Commonwealth of Virginia an unrestricted right-of-way as shown on the Street Data attachment with the necessary easements for cuts, fills and drainage recorded as part of Instrument #'s: 201303290032632, 201608030060668, and 201708010058277;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Transportation, or his designee, to make any required change(s) administratively to affect the intent of this resolution if conditions warrant a change to an attachment;

April 6, 2021
Regular Meeting
Res. No. 21-188
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BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby requests that a certified copy of this resolution be forwarded to the Manassas Residency office of the Virginia Department of Transportation.

ATTACHMENTS: Wellington Glen Land Bay C Street Data
Wellington Glen Land Bay C Sketch

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Director of Transportation

Assistant Director of Transportation for Planning and Programming

Transportation Inspections Supervisor

Virginia Department of Transportation, Manassas Residency Office

ATTEST: _____

Andrea P. Madden

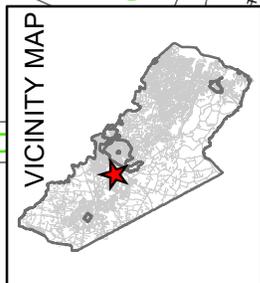
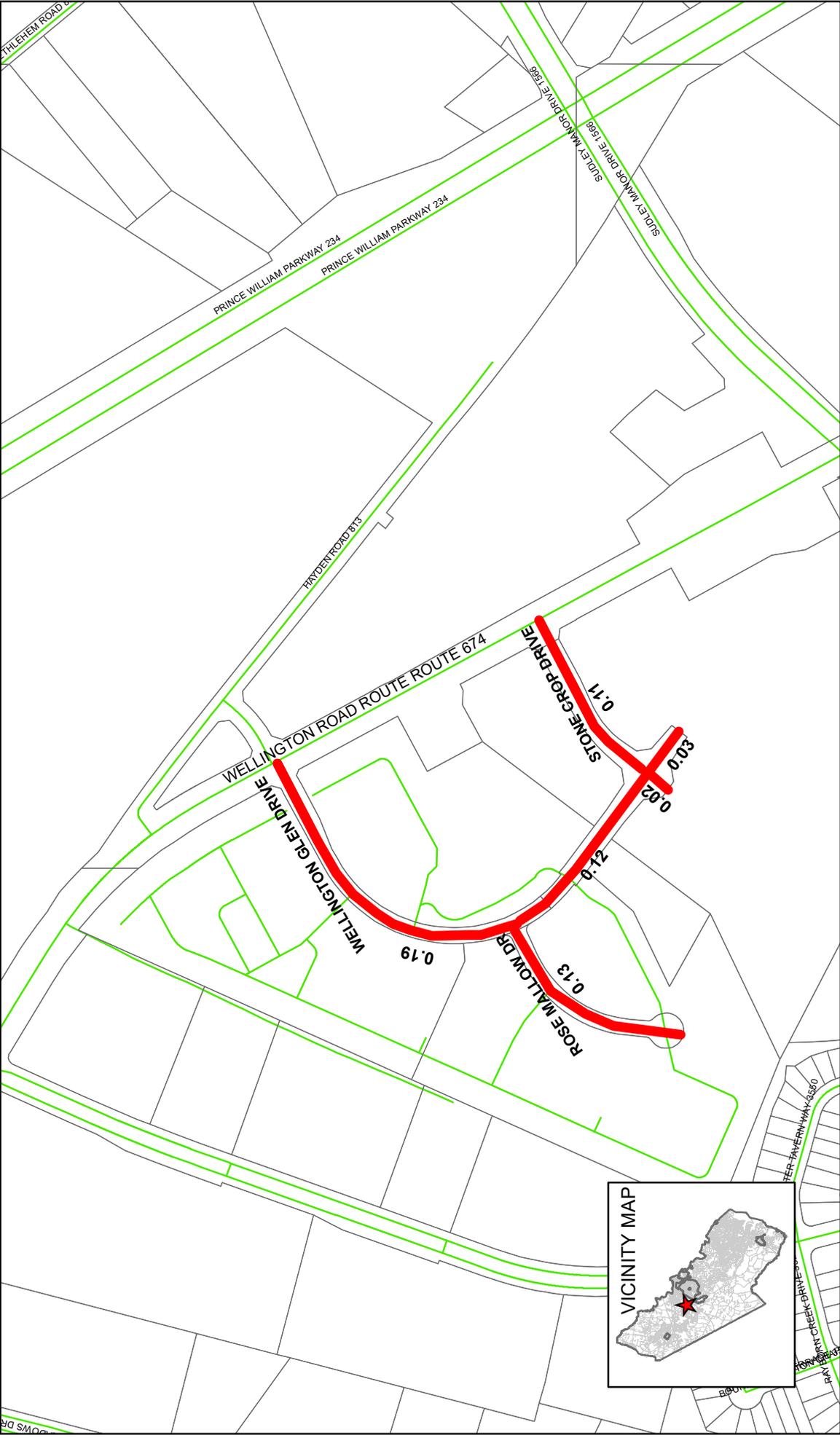
Clerk to the Board

Subdivision Name: Wellington Glen Land Bay C
Property Owner: Wellington Glen Apartments LLC
Magisterial District: Brentsville
Instrument #: 201303290032632; 201608030060668; 201708010058277

Street Name	Street Termini	Right-of-Way Width (ft)	Centerline Length (Miles)
Wellington Glen Drive	From: Wellington Road, Route 674 To: Rose Mallow Drive	62' & Variable	0.19
Wellington Glen Drive	From: Rose Mallow Drive To: Stone Crop Drive	78.64' & Variable	0.12
Wellington Glen Drive	From: Stone Crop Drive To: Section Line	72.67' & Variable	0.03
Rose Mallow Drive	From: Wellington Glen Drive To: Cul-De-Sac	55' & Variable	0.13
Stone Crop Drive	From: Wellington Glen Drive To: South to Section Line	72.67' & Variable	0.02
Stone Crop Drive	From: Wellington Glen Drive To: Wellington Road, Route 674	72' & Variable	0.11
TOTAL MILEAGE = 0.60 Miles Two Lane Roads			



WELLINGTON GLEN LAND BAY C
STREET ACCEPTANCE IN MILES
APRIL 6, 2021



MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-189**

SECOND: CANDLAND

**RE: REQUEST THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ACCEPT
HIDDEN CREEK ROAD INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS –
COLES MAGISTERIAL DISTRICT**

ACTION: APPROVED

WHEREAS, the street described on the attachments, fully incorporated herein by reference, is shown on a plat recorded in the Clerk's Office of the Circuit Court of Prince William County; and

WHEREAS, the street has been constructed in compliance with Prince William County's Comprehensive Inspections Program, which eliminates the requirement of a warranty bond; and

WHEREAS, the drainage design has been checked and approved by Prince William County Department of Public Works and the street and drainage facilities have been constructed in accordance with approved plans; and

WHEREAS, Virginia Department of Transportation staff has advised that the street meets the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation; and

WHEREAS, Prince William County and the Virginia Department of Transportation have entered into a Comprehensive Stormwater Detention Agreement, dated January 26, 1993, concerning a stormwater detention facility that may receive runoff from this street;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby requests the Virginia Department of Transportation to add the street, described in the attachment and as depicted on the sketch, and are incorporated by the reference herein, into the Secondary System of State Highways, pursuant to Virginia Code Section 33.2-705, and the Subdivision Street Requirements of the Virginia Department of Transportation;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby guarantees the Commonwealth of Virginia an unrestricted right-of-way as shown on the attachment with the necessary easements for cuts, fills, and drainage recorded as Instrument #: 200801080002515;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Transportation, or his designee, to make any required change(s) administratively to affect the intent of this resolution if conditions warrant a change to an attachment;

April 6, 2021
Regular Meeting
Res. No. 21-189
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BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby requests that a certified copy of this resolution be forwarded to the Manassas Residency office of the Virginia Department of Transportation.

ATTACHMENTS: Hidden Creek Road Street Data
Hidden Creek Road Sketch

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Director of Transportation

Assistant Director of Transportation for Planning and Programming

Transportation Inspections Supervisor

Virginia Department of Transportation, Manassas Residency Office

ATTEST: _____

Andrea P. Madden

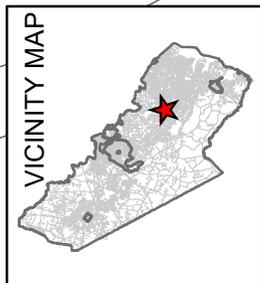
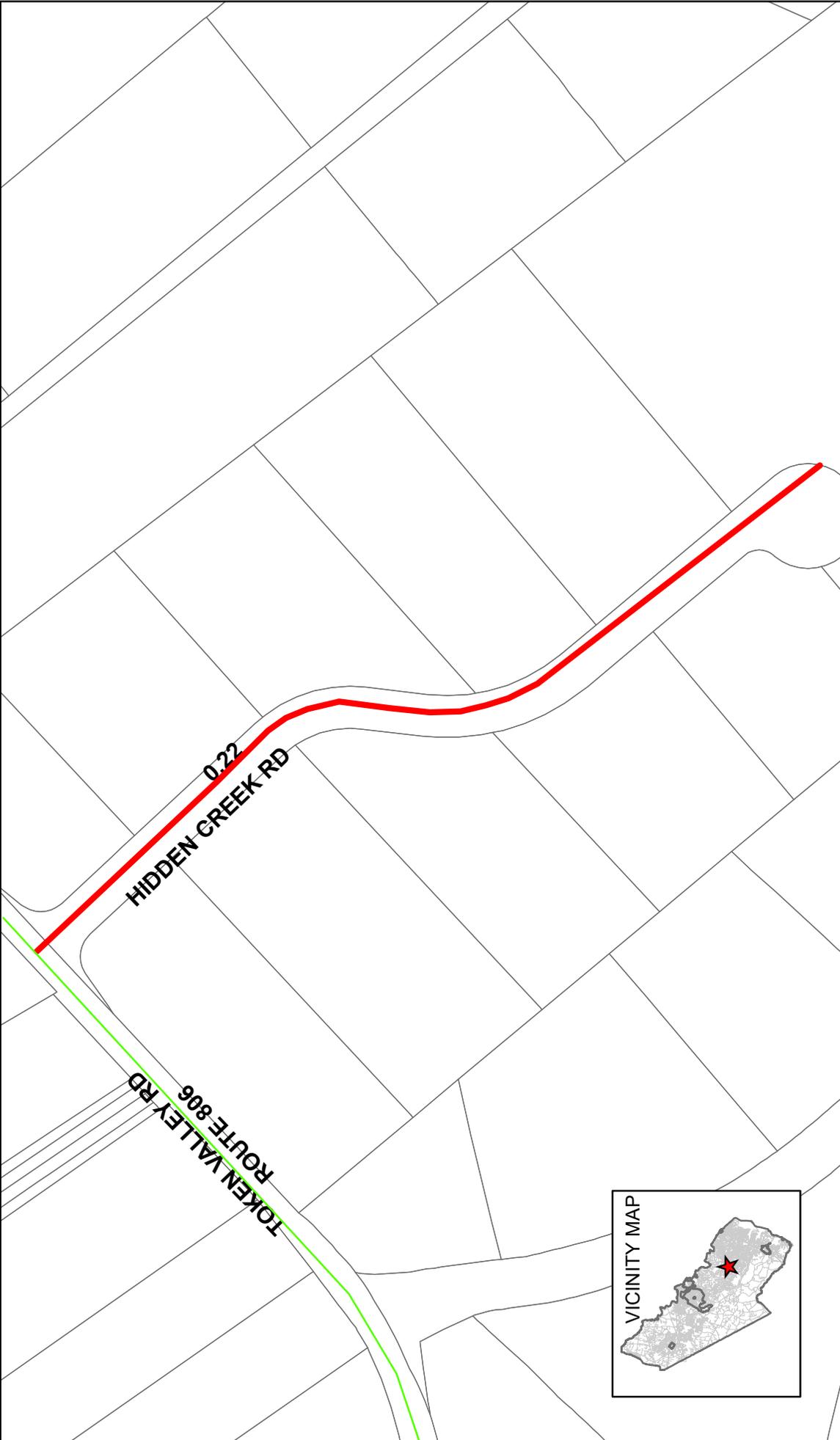
Clerk to the Board

Subdivision Name: Hidden Creek
Property Owner: Sorensen Construction
Magisterial District: Coles
Instrument #: 200801080002515

Street Name	Street Termini	Right-of-Way Width (ft)	Centerline Length (Miles)
Hidden Creek Road	From: Token Valley Road To: Cul-De-Sac	48'	0.22
TOTAL MILEAGE = 0.22 Miles Two Lane Road			



HIDDEN CREEK
STREET ACCEPTANCE IN MILES
APRIL 6, 2021



MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-190**

SECOND: CANDLAND

**RE: REQUEST THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INSTALL
"ADDITIONAL \$200 FINE FOR SPEEDING" SIGNS ON COTTON MILL DRIVE (STATE
ROUTE 2191) - OCCOQUAN MAGISTERIAL DISTRICT**

ACTION: APPROVED

WHEREAS, Cotton Mill Drive meets the Virginia Department of Transportation's (VDOT) criteria of being a local residential street and has a posted speed limit of 25 miles per hour; and

WHEREAS, based on numerous requests for enforcement and a speed study conducted by the Prince William County Department of Transportation (PWC DOT), Cotton Mill Drive has a documented speeding problem; and

WHEREAS, on November 24, 2020, the PWC DOT received a petition with 53% of the residents on Cotton Mill Drive supporting the increased fines for speeding; and

WHEREAS, notice signs soliciting public comments were posted on Cotton Mill Drive, from January 15, 2021, to February 12, 2021; and

WHEREAS, nine (9) residents called the PWC DOT office to comment, six (6) were in support, three (3) were opposed;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors, in accordance with Virginia Code Section 46.2-878.2, hereby requests that the Virginia Department of Transportation install signs reflecting increased fines for speeding on Cotton Mill Drive in the Occoquan Magisterial District.

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Police Chief

Director of Transportation

Dic Burke, Virginia Department of Transportation

VDOT District Traffic Engineer, VDOT NOVA District Office

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-191**

SECOND: CANDLAND

RE: AUTHORIZE THE EXECUTION OF A PROJECT ADMINISTRATION AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION FOR OVERSIGHT OF THE VAN BUREN ROAD ENVIRONMENTAL STUDY PROJECT - POTOMAC MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, on April 28, 2020, via Resolution Number (Res. No.) 20-333, the Prince William Board of County Supervisors, through the Capital Improvement Program, budgeted and appropriated \$2,000,000 in Northern Virginia Transportation Authority 30% funding to the Van Buren Road Environmental Study Project (Project); and

WHEREAS, the Project consists of completing the National Environmental Policy Act (NEPA) study for the four-lane extension of Van Buren Road between Route 234 and Cardinal Drive. The completion of the NEPA study will include determining the specific project alignment, design criteria, and an assessment of the social, economic, and environmental impacts of the ultimate extension of Van Buren Road. The completion of the NEPA study includes public involvement and community outreach; and

WHEREAS, the Project, although locally funded, is considered by the Virginia Department of Transportation (VDOT) as an extraordinary project for its size and complexity and impact on the transportation network, thus, requiring the review and oversight of VDOT subject matter experts for its approval. Authorizing the project administration agreement with VDOT will allow VDOT subject matter experts to perform technical reviews of the environmental document and the project preliminary plans necessary for the preparation of the document; and

WHEREAS, the agreement provides a maximum reimbursement amount of \$100,969 from the County to VDOT for expenses related to oversight and technical review of the Project. VDOT will request reimbursement of these expenses quarterly, or as needed; and

WHEREAS, for VDOT to provide oversight of the Project, the agreement must be executed for VDOT to begin billing the County according to the attached Appendix A billing schedule; and

WHEREAS, County staff determined that this agreement is reasonable and the available project funds are adequate to cover the agreement amount, thus recommends approval;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the execution of a project administration agreement with the Virginia Department of Transportation for oversight of the Van Buren Road Environmental Study Project in the Potomac Magisterial District;

April 6, 2021
Regular Meeting
Res. No. 21-191
Page Two

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Transportation Director, or his designee, to execute such documents necessary to affect the intent to this resolution, as are approved as to form by the County Attorney's Office, and the Project Administration Agreement with the Virginia Department of Transportation on behalf of the Prince William Board of County Supervisors.

ATTACHMENT: UPC 118643 VDOT Administered Locally Funded Project Administration Agreement

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Director of Transportation

ATTEST: _____

Andrea P. Madden

Clerk to the Board

**VDOT ADMINISTERED – LOCALLY FUNDED
PROJECT ADMINISTRATION AGREEMENT**

Project Number	UPC	Local Government
0627-076-321	118643	PRINCE WILLIAM COUNTY

THIS AGREEMENT, is hereby made and executed the date of the last signature set forth below, by and between the COUNTY OF PRINCE WILLIAM, VIRGINIA, hereinafter referred to as the LOCALITY and the Commonwealth of Virginia, Department of Transportation, hereinafter referred to as the DEPARTMENT. The DEPARTMENT and the LOCALITY are collectively referred to as the “Parties”.

WITNESSETH

WHEREAS, the LOCALITY has expressed its desire to have the DEPARTMENT administer the work as described in Appendix B, and such work for each improvement shown is hereinafter referred to as the Project; and

WHEREAS, the funds as shown in Appendix A have all been allocated by the LOCALITY to finance the Project; and

WHEREAS, the LOCALITY has requested that the DEPARTMENT design and construct this project in accordance with the scope of work described in Appendix B, and the DEPARTMENT has agreed to perform such work; and

WHEREAS, both parties have concurred in the DEPARTMENT's administration of the project identified in this Agreement and its associated Appendices A and B in accordance with applicable federal, state, and local law and regulations; and

WHEREAS, the LOCALITY's governing body has, by resolution, which is attached hereto, authorized its designee to execute this Agreement; and

WHEREAS, Section 33.2-338 of the Code of Virginia authorizes both the DEPARTMENT and the LOCALITY to enter into this Agreement;

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

- A. The DEPARTMENT shall:
 - 1. Complete said work as identified in Appendix B, advancing such diligently, and all work shall be completed in accordance with the schedule established by both parties.
 - 2. Perform or have performed, and remit all payments for, all preliminary engineering, right-of-way acquisition, construction, contract administration, and inspection services activities for the project(s) as required.

3. Provide a summary of project expenditures to the LOCALITY for charges of actual DEPARTMENT cost.
 4. Notify the LOCALITY of additional project expenses resulting from unanticipated circumstances and provide detailed estimates of additional costs associated with those circumstances. The DEPARTMENT will make all efforts to contact the LOCALITY prior to performing those activities.
 5. Return any unexpended funds to the LOCALITY no later than 90 days after the project(s) have been completed and final expenses have been paid in full.
- B. The LOCALITY shall:
1. Provide funds to the DEPARTMENT for Preliminary Engineering (PE), Right of Way (ROW) and/or Construction (CN) in accordance with the payment schedule outlined in Appendix A.
 2. Accept responsibility for any additional project costs resulting from unforeseeable circumstances, but only after concurrence of the LOCALITY and modification of this Agreement.
- C. Funding by the LOCALITY shall be subject to annual appropriation or other lawful appropriation by the Board of Supervisors.
- D. The Parties mutually agree and acknowledge, in entering this Agreement, that the individuals acting on behalf of the Parties are acting within the scope of their official authority and the Parties agree that neither Party will bring a suit or assert a claim against any official, officer, or employee of either party, in their individual or personal capacity for a breach or violation of the terms of this Agreement or to otherwise enforce the terms and conditions of this Agreement. The foregoing notwithstanding, nothing in this subparagraph shall prevent the enforcement of the terms and conditions of this Agreement by or against either Party in a competent court of law.
- E. The Parties mutually agree that no provision of this Agreement shall create in the public, or in any person or entity other than the Parties, rights as a third party beneficiary hereunder, or authorize any person or entity, not a party hereto, to maintain any action for, without limitation, personal injury, property damage, breach of contract, or return of money, or property, deposit(s), cancellation or forfeiture of bonds, financial instruments, pursuant to the terms of this Agreement or otherwise. Notwithstanding any other provision of this Agreement to the contrary, unless otherwise provided, the Parties agree that the LOCALITY or the DEPARTMENT shall not be bound by any agreements between either party and other persons or entities concerning any matter which is the subject of this Agreement, unless and until the LOCALITY or the DEPARTMENT has, in writing, received a true copy of

such agreement(s) and has affirmatively agreed, in writing, to be bound by such Agreement.

- F. Nothing in this Agreement shall be construed as a waiver of the LOCALITY's or the Commonwealth of Virginia's sovereign immunity.
- G. Should funding be insufficient and LOCALITY funds be unavailable, both parties will review all available options for moving the project forward, including but not limited to, halting work until additional funds are allocated, revising the project scope to conform to available funds, or cancelling the project.
- H. Should the project be cancelled as a result of the lack of funding by the LOCALITY, the LOCALITY shall be responsible for any costs, claims and liabilities associated with the early termination of any construction contract(s) issued pursuant to this agreement.
- I. This Agreement may be terminated by either party upon 60 days advance written notice. Eligible expenses incurred through the date of termination shall be reimbursed to the DEPARTMENT subject to the limitations established in this Agreement.

THE LOCALITY and DEPARTMENT acknowledge and agree that this Agreement has been prepared jointly by the parties and shall be construed simply and in accordance with its fair meaning and not strictly for or against any party.

THIS AGREEMENT, when properly executed, shall be binding upon both parties, their successors and assigns.

THIS AGREEMENT may be modified in writing upon mutual agreement of both parties.

IN WITNESS WHEREOF, each party hereto has caused this Agreement to be executed by their duly authorized signatures below, acknowledging and agreeing that any digital signature affixed hereto shall be considered as an original signature for all purposes and shall have the same force and effect as an original signature.

COUNTY OF PRINCE WILLIAM, VIRGINIA:

Digital Signature

NOTE: The official signing for the LOCALITY must attach a certified copy of his or her authority to execute this Agreement.

COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION:

Chief of Policy
Commonwealth of Virginia
Department of Transportation

Digital Signature

Attachments:

Appendix A (UPC 118643)

Appendix B (UPC 118643)

VDOT Administered, Locally Funded Appendix A

Date: 3/12/2021

Project Number: 0627-076-321 UPC: 118643 CFDA# N/A Locality: Prince William County

Project Location ZIP+4: 22025-2005	Locality DUNS # 3096740	Locality Address (incl ZIP+4): 5 County Complex Court, Suite 290 Prince William, VA 22192-9201
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Project Narrative

Work Description: VDOT Oversight and Technical Support - Van Buren NEPA Study - VDOT agrees to perform general oversight and technical reviews of locally funded & locally administered design plans and/or construction oversight and support services for projects requiring the issuance of a Land Use Permit.

From: Rte 234 (Dumfries Road)

To: Cardinal Drive

Locality Project Manager Contact info: Shohreh Djouharian, Email: sdjouharian@pwcgov.org, Tel: 703-792-6822

Department Project Manager Contact Info: Robert Losco, Email: Robert.losco@vdot.virginia.gov, Tel: 703-259-2764

Project Estimates

Phase	Estimated Project Costs
Preliminary Engineering	\$100,969
Right of Way & Utilities	\$0
Construction	\$0
Total Estimated Cost	\$100,969

Project Cost

Phase	Project Allocations	Funds type (Choose from drop down box)	Local % Participation for Funds Type	Local Share Amount
Preliminary Engineering	\$100,969	Local Funds	100%	\$100,969
				\$0
Total PE	\$100,969			\$100,969
Right of Way & Utilities				
Total RW				
Construction				
Total CN				
Total Estimated Cost	\$100,969			\$100,969

Total Maximum Reimbursement / Payment by Locality to VDOT

\$100,969

Project Financing

Local Funds	Aggregate Allocations
\$100,969	\$100,969

Payment Schedule

FY 2021	FY 2022	FY 2023	FY 2024
\$100,969	\$0	\$0	\$0

Program and Project Specific Funding Requirements

- This is a limited funds project. The locality shall be responsible for any additional funding in excess of \$100,969.
- All local funds included on this appendix have been formally committed by the local government's board or council resolution subject to appropriation.
- VDOT has billed the LOCALITY \$0 for this project as of 3/12/2021.
- VDOT has received \$0 from the LOCALITY for this project as of 3/12/2021.
- **The LOCALITY will be billed periodically (every 3 months or as needed) for VDOT oversight cost. The billing will be based on actual expenditures related to VDOT staff charges (and VDOT consultants if applicable) and or related expenses.**

This attachment is certified and made an official attachment to this document by the parties to this agreement

Authorized Locality Official and Date

Authorized VDOT Official and Date

Typed or printed name of person signing

Typed or printed name of person signing

Appendix B

Project Number: 0627-076-321 (UPC 118643) Locality: Prince William County

Project Scope	
Work Description:	VDOT Oversight and Technical Support – Van Buren Road NEPA Study - VDOT agrees to perform general oversight and technical reviews of locally funded & locally administered design plans and/or construction oversight and support services for projects requiring the issuance of a Land Use Permit.
From:	Dumfries Road (Rte 234)
To:	Cardinal Drive
Locality Project Manager Contact Info: Shohreh Djouharian, Email: sdjouharian@pwcgov.org , Tel: 703-792-6822 Department Project Coordinator Contact Info: Robert Iosco, Email: Robert.Iosco@vdot.virginia.gov , Tel: 703-259-2764	

Detailed Scope of Services
<p>VDOT agrees to perform general oversight and technical reviews to support the locality in their effort to complete the National Environmental Policy Act (NEPA) Environmental Document.</p> <p>VDOT Project Coordinator will serve as the point-of-contact (POC) between Prince William County staff and Department staff. The Department (VDOT) will oversee the environmental document process, conduct technical reviews of deliverables by the locality’s consultant, coordinate submittals to the Federal Highway Administration (FHWA), and related communication with the locality. VDOT participation will include technical reviews, meeting attendance by POC and staff from technical disciplines as needed, coordination among VDOT and County staff in support of the locality’s public involvement and stakeholder outreach. Administrative tasks include preparation of financial/accounting documentation and processing.</p>

This attachment is certified and made an official attachment to this document by the parties of this agreement

 Authorized Locality Official and date

 Residency Administrator/PE Manager/District Construction Engineer
 Recommendation and date

 Typed or printed name of person signing

 Typed or printed name of person signing

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-192**

SECOND: CANDLAND

RE: DESIGNATE THE POTOMAC/NEABSCO MILLS COMMUTER GARAGE PROJECT, UPC 111485, AS A REVENUE SHARING PROJECT; AND BUDGET AND APPROPRIATE \$9,549,210 IN FEDERAL FUNDING, \$3,000,000 IN STATE REVENUE SHARING FUNDING; AND TRANSFER, BUDGET, AND APPROPRIATE \$3,000,000 IN NORTHERN VIRGINIA TRANSPORTATION AUTHORITY 30% FUNDING TO THE POTOMAC/NEABSCO MILLS COMMUTER GARAGE PROJECT – NEABSCO AND WOODBRIDGE MAGISTERIAL DISTRICTS

ACTION: APPROVED

WHEREAS, the Potomac/Neabsco Mills Commuter Garage Project (Project) includes the construction of a 1,400-space garage in the vicinity of the Neabsco Mills Road Widening Project. This Project was previously submitted to the Virginia Department of Transportation (VDOT) under the name Potomac Town Center Garage Project. The construction of the garage will serve as a park and ride facility for commuters, relieving capacity at the Route 1/ Route 234 and Prince William Parkway/Horner Road park and ride lots; and

WHEREAS, on November 21, 2017, via Resolution Number (Res. No.) 17-548, the Prince William Board of County Supervisors (Board) authorized the agreement that provided \$37,284,640 in reimbursable federal and state funding for the design and construction of the Project; and

WHEREAS, via Res. No 19-204, the Board authorized execution of an agreement for land acquisition which increased the total project cost to \$37,670,000 and authorized a new agreement to include funding for the design, right-of-way, and construction phases for the Project, of which, \$37,175,000 is reimbursable to the County. The reduction was due to an increase in VDOT's project expenditures; and

WHEREAS, the current engineering estimate for the Project is \$53,328,850, which includes VDOT expenses, and is more than the previous estimate of \$37,670,000; and

WHEREAS, the \$15,658,850 deficit can be eliminated with the addition of additional federal funds and state Revenue Sharing funds by designating the Project as a Revenue Sharing Project; and

WHEREAS, the Board supports this Project as a priority and desires to designate the Project as a Revenue Sharing Project and request that Revenue Sharing funding in the total amount of \$6,000,000 (including state and local match) be transferred from UPC 103484, Minnieville Road (Spriggs to Route 234) Improvement Project, to the Potomac/Neabsco Mills Commuter Garage Project, UPC 111485; and

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Regular Meeting
Res. No. 21-192
Page Two

WHEREAS, the County's \$3,000,000 local match will be comprised of funding from completed or substantially complete projects with remaining NVTA 30% Funding. These projects are the Minnieville Road (Spriggs to Route 234), Route 1 (Neabsco to Featherstone), Prince William Parkway (Old Bridge to Minnieville), and Dumfries Road Path – North;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby designates the Potomac/Neabsco Mills Commuter Garage Project, UPC 111485, as a Revenue Sharing Project;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby budgets and appropriates \$9,549,210 in federal funding, \$3,000,000 in state revenue sharing;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby transfers, budgets, and appropriates \$3,000,000 in local Northern Virginia Transportation Authority 30% funding from the identified completed or substantially completed projects;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby commits to fund its local share of the Project costs (as applicable) of all project(s) under the agreement with the Virginia Department of Transportation in accordance with the Project's financial documents;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Transportation, or his designee, to execute any document(s) that is necessary to affect the intent of this resolution and are approved as to form by the County Attorney's Office.

ATTACHMENT: Draft Appendix A Revision 1 - UPC 111485

Votes:

Ayes: Angry, Bailey, Boddy, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Director of Transportation

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-193**

SECOND: CANDLAND

RE: ACCEPT, BUDGET, AND APPROPRIATE AN ADDITIONAL \$134,500 FOR THE FEDERAL FISCAL YEAR 2019 DEPARTMENT OF HOMELAND SECURITY URBAN AREAS SECURITY INITIATIVE GRANT PROGRAM FOR VOLUNTEER AND DONATIONS MANAGEMENT TO SUPPORT AND ENHANCE EMERGENCY MANAGEMENT AND DOMESTIC PREPAREDNESS CAPABILITIES

ACTION: APPROVED

WHEREAS, Prince William County (PWC) continues to face dangers from all types of disasters, both natural and man-made; and

WHEREAS, Department of Homeland Security Urban Areas Security Initiative Program Grants are available from the District of Columbia Office of Homeland Security and Emergency Management Agency to provide funding for the direct management of all volunteer and donations management activities through the Department of Fire and Rescue (DFR) Office of Emergency Management; and

WHEREAS, \$163,300 was awarded to PWC through the Federal Fiscal Year 2019 Urban Area Security Initiative (UASI) grants; and

WHEREAS, the Prince William Board of County Supervisors (Board) accepted, budgeted, and appropriate this funding in Resolution Number (Res. No.) 19-560 with a grant period ending May 31, 2021, for the support and enhancement of volunteer and donations management functions for use in response to local, regional, state, and federal incidents involving terrorism and catastrophic events; and

WHEREAS, Volunteer Prince William has served a vital role in coordinating PWC's Volunteer management and community engagement program and provided volunteer coordination during the COVID-19 response operations. Volunteer Prince William's contract is still in place, however the current grant funding ends on May 31, 2021. PWC was awarded additional funding in the amount of \$134,500 to maintain Volunteer Prince William's current level of service through October 31, 2021; and

WHEREAS, the funding will be added to the existing grant Chart of Account (COA) and will continue to be established on a reimbursement basis; and

WHEREAS, Katie Kitzmiller, Emergency Services Manager, will be the grant project coordinator; and Susan Sablinski, Fire and Rescue Administrative Services Division Chief, will be the grant fiscal agent; and

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Regular Meeting
Res. No. 21-193
Page Two

WHEREAS, the Finance Department substantiated the need for the budget increase by reviewing a copy of the award letter to verify the funding amount being provided to the DFR;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby accepts, budgets, and appropriates an additional \$134,500 for the Federal Fiscal Year 2019 Department of Homeland Security Urban Areas Security Initiative Grant Program for Volunteer and Donations Management to support and enhance emergency management and domestic preparedness capabilities;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the County Executive to sign on all necessary documents to carry out the requirements of the grant as approved by the County Attorney's Office;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes that if grant activity is not completed by the end of the fiscal year, any unexpended grant funds will be carried over to Fiscal Year 2022 through the County's grant carryover process.

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Fire and Rescue System Chief

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-194**

SECOND: CANDLAND

RE: AUTHORIZE REALLOCATION OF UP TO \$750,000 OF EXISTING CORONAVIRUS AID, RECOVERY, AND ECONOMIC SECURITY ACT CORONAVIRUS RELIEF FUNDS TO FUND THE CHILDCARE SCHOLARSHIP GRANT THROUGH JUNE 11, 2021

ACTION: APPROVED

WHEREAS, on March 12, 2020, Governor Ralph S. Northam declared a state of emergency in the Commonwealth of Virginia due to Novel Coronavirus (COVID-19), a communicable disease of public health threat and on March 15, 2020, Governor Ralph S. Northam announced a temporary statewide ban on all public events of more than 100 people; and

WHEREAS, the threat to the public health and safety of the residents of Prince William County from exposure to the Novel Coronavirus (COVID-19) constitutes an emergency, crisis and disaster of such sufficient severity and magnitude to warrant a coordinated response by various County departments, agencies and volunteer organizations; and

WHEREAS, on March 31, 2020, the Prince William Board of County Supervisors ratified and confirmed the actions taken by the County Executive, acting in his capacity as Director of Emergency Management, to declare a local emergency for Prince William County, to perform all of those acts set forth in Section 44-146.21(C) VA Code Ann.; and

WHEREAS, on March 27, 2020, Congress passed, and the President signed the Coronavirus Aid, Relief and Economic Security (CARES) Act, which provides funding for several different programs to address the COVID-19 pandemic, including assistance to state and local governments; and allocations were sent to states based on population; and

WHEREAS, Virginia allocated \$41,034,915 in Coronavirus Relief Funds (CRF) to Prince William County and the Towns of Dumfries, Haymarket, Occoquan, and Quantico, which was accepted by the Prince William Board of County Supervisors on May 19, 2020; and

WHEREAS, on July 28, 2020, the County was notified by the Commonwealth of Virginia that the second allocation of CRF Funds were allocated to Virginia municipalities and the County's share, including the Towns of Dumfries, Haymarket, Occoquan, and Quantico another \$41,034,915; and

WHEREAS, the CARES Act provides funding to local governments to reimburse for COVID-19 related expenses including medical expenses, public health expenses, payroll expenses, provision of economic support, and other COVID-19-related expenses reasonably necessary to the function of government or facilitate or enable compliance with COVID-19-related public health measures; and

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Regular Meeting
Res. No. 21-194
Page Two

WHEREAS, the COVID-19 shutdown has severely impacted many families in Prince William County through loss of job, reduction in hours worked, new childcare expenses due to remote learning, and teleworking from home without access to childcare for school age children; and

WHEREAS, it is necessary to continue to assist these families by increasing the supply of childcare; and

WHEREAS, on September 22, 2020, the Prince William Board of County Supervisors, by Resolution Number (Res. No.) 20-671, authorized \$2,000,000 in Coronavirus Relief Funds in the CARES Act Special Revenue Fund for the Childcare Support Grant and authorized the County Executive to execute the necessary documents; and

WHEREAS, the Industrial Development Authority (IDA) has been created to promote the economic development of Prince William County, Virginia (the County) pursuant to enabling legislation under Section 15.2-4900 et seq., VA Code Ann.; and

WHEREAS, additional funding is needed to fund the childcare scholarship grant through the end of the school year; and

WHEREAS, the IDA has the authority to make grants of money or property for economic development pursuant to Section 15.2-4905, VA Code Ann., and services; and

WHEREAS, the IDA is administering the current childcare scholarship program;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the reallocation of up to an additional \$750,000 in existing Coronavirus Relief Funds in the CARES Act Special Revenue Fund to sustain the Childcare Support Grant through June 11, 2020, and authorizes the County Executive to execute the necessary documents, approved as to form, by the County Attorney's Office;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Finance and Chief Financial Officer to sign all necessary certifications and to make any administrative adjustment of the adopted budgets to conform to defined program and internal service fund structures.

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Regular Meeting
Res. No. 21-194
Page Three

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

ATTEST: Andrea P. Madden
Clerk to the Board

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-195**

SECOND: CANDLAND

RE: TRANSFER, BUDGET, AND APPROPRIATE \$2,456,608 TO THE PRINCE WILLIAM COUNTY SCHOOLS REPRESENTING THEIR SHARE OF FISCAL YEAR 2020 SURPLUS GENERAL REVENUES, CABLE FRANCHISE FEES SHORTFALL, AND PRIOR YEAR ADJUSTMENT RELATED TO FISCAL YEAR 2019 BUILD AMERICA BONDS SUBSIDY

ACTION: APPROVED

WHEREAS, the Prince William County Board of County Supervisors is committed to support quality education and workforce development in the County; and

WHEREAS, Prince William County is committed to maintaining the General Fund unassigned fund balance at or above 7.50% of general fund revenues, consistent with the County's adopted Principles of Sound Financial Management; and

WHEREAS, the Prince William Board of County Supervisors remains committed to sharing surplus general revenues with the Prince William County Schools (Schools) at 57.23% and the County at 42.77% in accordance with the County-School Revenue Sharing Agreement; and

WHEREAS, \$8,821,215 of Fiscal Year (FY) 2020 surplus general revenues available to split with the Schools before the required contribution to the unassigned fund balance in accordance with the County-Schools Revenue Sharing Agreement; and

WHEREAS, the required contribution to the unassigned fund balance of \$4,070,000 is to maintain the unassigned general fund balance at 7.50% of general fund revenues in FY 2020 in compliance with the Principles of Sound Financial Management and is so reflected in the County's audited FY 2020 Comprehensive Annual Financial Report; and

WHEREAS, the Prince William County Schools' remaining share of surplus general revenues is \$2,719,120; and

WHEREAS, in FY 2020, the Schools remaining share of surplus general revenues is reduced by Schools' portion of the cable franchise fees shortfall of \$98,480; and

WHEREAS, in FY 2020 the Schools remaining share of the general revenue surplus is further reduced by a prior year adjustment of \$164,032 related to federal subsidies for Build America Bonds issued on behalf of the Schools and the County in FY 2019; and

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby transfers, budgets, and appropriates \$2,456,608 to the Prince William County Schools representing their share of Fiscal Year 2020 surplus general revenues, cable franchise fees shortfall, and prior year adjustment for Prince William County Schools share of Build America Bonds subsidies.

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Regular Meeting
Res. No. 21-195
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Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

County Attorney

Budget Director

Superintendent of Schools

Associate Superintendent of Schools for Finance and Risk Support Services

Schools Supervisor of Budget and Acting Director of Financial Services

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: VEGA

**April 6, 2021
Regular Meeting
Res. No. 21-196**

SECOND: BAILEY

RE: REQUEST THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ACCEPT GRANT AVENUE INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS AS SHOWN ON THE GRANT AVENUE IMPROVEMENT AND STORMWATER MANAGEMENT PLAN – COLES MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the street described on the attachments, fully incorporated herein by reference, is shown on a plat recorded in the Clerk's Office of the Circuit Court of Prince William County; and

WHEREAS, the street has been constructed in compliance with Prince William County's Comprehensive Inspections Program, which eliminates the requirement of a warranty bond; and

WHEREAS, the drainage design has been checked and approved by Prince William County Department of Public Works and the street and drainage facilities have been constructed in accordance with approved plans; and

WHEREAS, Virginia Department of Transportation staff has advised that the street meets the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation; and

WHEREAS, Prince William County and the Virginia Department of Transportation have entered into a Comprehensive Stormwater Detention Agreement, dated January 26, 1993, concerning a stormwater detention facility that may receive runoff from this street;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby requests the Virginia Department of Transportation to add the street, described in the attachment and as depicted on the sketch, and are incorporated by the reference herein, into the Secondary System of State Highways, pursuant to Virginia Code Section 33.2-705, and the Subdivision Street Requirements of the Virginia Department of Transportation;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby guarantees the Commonwealth of Virginia an unrestricted right-of-way as shown on the attachment with the necessary easements for cuts, fills, and drainage recorded as Instrument #'s: 201712270096265, 201712270096260, DB 167 PG 396;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Transportation, or his designee, to make any required change(s) administratively to affect the intent of this resolution if conditions warrant a change to an attachment;

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Res. No. 21-196
Page Two

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby requests that a certified copy of this resolution be forwarded to the Manassas Residency office of the Virginia Department of Transportation.

ATTACHMENTS: Grant Avenue Improvement and Stormwater Management Plan Street Data
Grant Avenue Vicinity Map

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Director of Transportation

Assistant Director of Transportation for Planning and Programming

Transportation Inspections Supervisor

Virginia Department of Transportation, Manassas Residency Office

ATTEST: _____

Andrea P. Madden

Clerk to the Board

Subdivision Name: Grant Ave Improvement & SWM Plan

Property Owner: Bradley Square Neighborhoods, LLC

Magisterial District: Coles

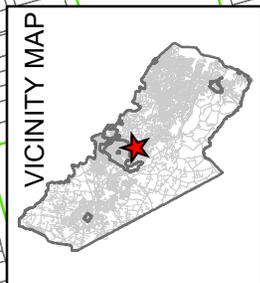
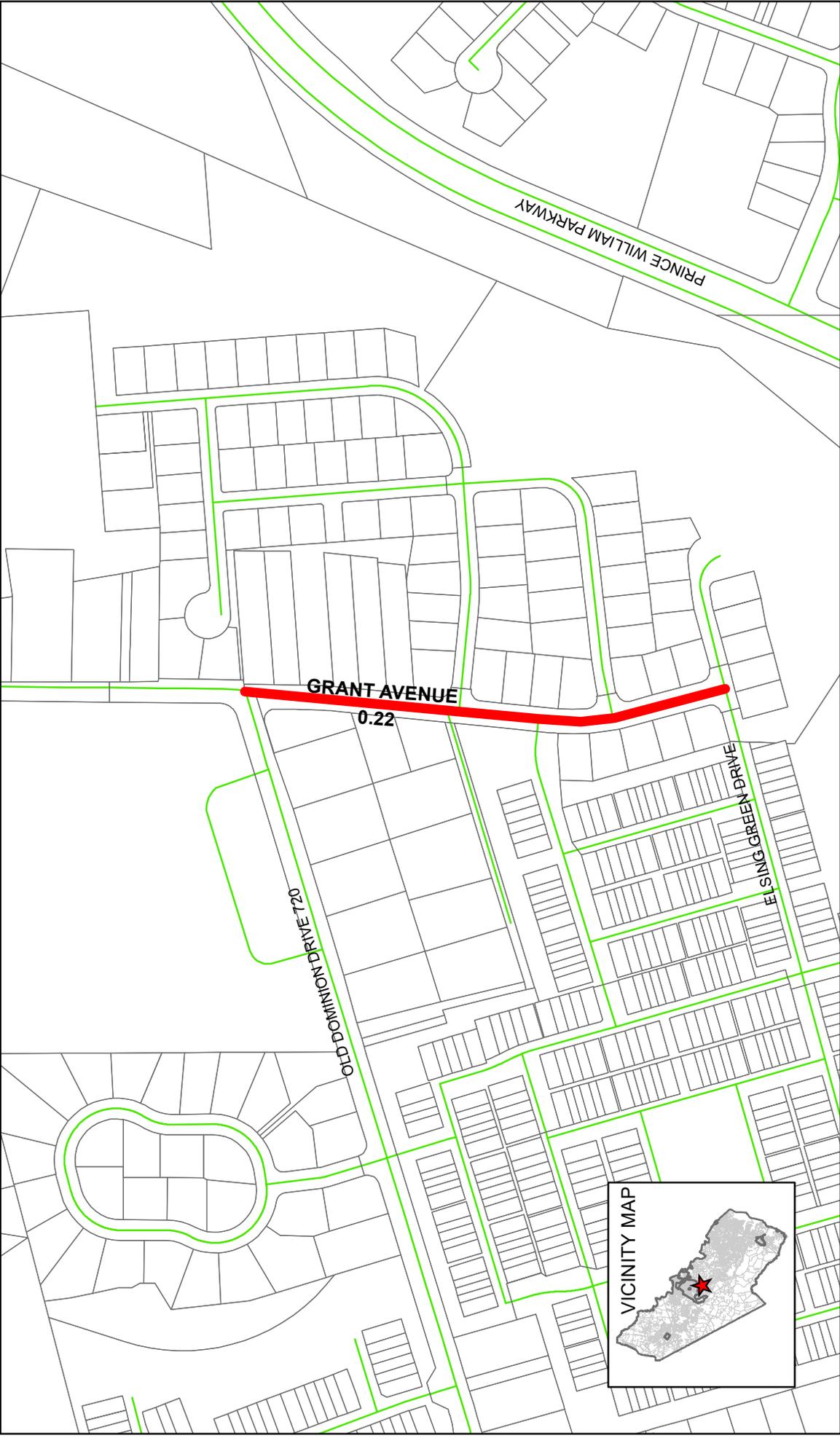
Instrument #: 201712270096265, 201712270096260, DB 167 PG 396

Street Name	Street Termini	Right-of-Way Width (ft)	Centerline Length (Miles)
Grant Avenue	From: Old Dominion Drive, Route 720 To: Elsing Green Drive	57'	0.22
TOTAL MILEAGE = 0.22 Miles Two Lane Road			



GRANT AVENUE IMPROVEMENTS
IN MILES

APRIL 6, 2021



MOTION: VEGA

**April 6, 2021
Regular Meeting
Res. No. 21-197**

SECOND: BAILEY

RE: AUTHORIZE THE EXECUTION OF A PROJECT ADMINISTRATION AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION FOR OVERSIGHT OF THE CONSTRUCT INTERCHANGE AT ROUTE 234 AND BRENTSVILLE ROAD PROJECT - COLES MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, on September 4, 2018, via Resolution Number (Res. No.) 18-480, the Prince William Board of County Supervisors (Board) authorized the execution of a standard project agreement between Prince William County and the Northern Virginia Transportation Authority (NVTA) for the construction of the Construct Interchange at Route 234 and Brentsville Road Project (Project), NVTA project #2018-034-1 and budgeted and appropriated \$54,900,000; and

WHEREAS, the Project consists of constructing a grade separated interchange at the intersection of Route 234 (Prince William Parkway/Dumfries Road) and Brentsville Road. Additionally, the Project realigns a section of Brentsville Road to connect directly with Route 234 Business through a bridge structure over the Prince William Parkway. This will grade separate the existing intersection at Route 234 Business and remove the traffic signal. The new improvements will remove the two (2) existing signals and provide for a more free-flow movements across the Prince William Parkway which will help reduce delays. The design also introduces a continuous Green-T intersection on Prince William Parkway (State Route 294) and Bradley Cemetery Way, that will improve operations at this intersection; and

WHEREAS, the Planning Commission has reviewed this project as part of the Fiscal Year 2020 Capital Improvement Plan adopted by the Board on April 30, 2019, via Res. No. 19-222; and

WHEREAS, on January 12, 2021, via Res. No. 21-019, the Board authorized the award of \$40,954,459 Public-Private Transportation Act Comprehensive Agreement and Contract to Wagman Heavy Civil, Inc., to design and construct the Project; and

WHEREAS, the Project, although locally funded, is considered by the Virginia Department of Transportation (VDOT) as a major improvement to the network for its size and complexity, thus, requiring the review and oversight of VDOT subject matter experts for its approval. Authorizing the project administration agreement with VDOT will allow VDOT subject matter experts to perform a technical review of the project plans during design and construction; and

WHEREAS, the agreement provides a maximum reimbursement of \$556,947 from the County to VDOT for expenses related to oversight and technical review of the Project; and

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WHEREAS, for VDOT to provide the oversight of the Project, the agreement must be executed for VDOT to begin billing the County according to the attached Appendix A billing schedule; and

WHEREAS, County staff determined that this agreement is reasonable and necessary, and recommends its approval;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the execution of a project administration agreement with the Virginia Department of Transportation for oversight of the Construct Interchange at Route 234 and Brentsville Road Project in the Coles Magisterial District;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Transportation Director, or his designee, to execute such documents necessary to affect the intent to this resolution, as approved as to form by the County Attorney's Office, and the Project Administration Agreement with the Virginia Department of Transportation on behalf of the Prince William Board of County Supervisors.

ATTACHMENT: UPC 118626 VDOT Administered Locally Funded Project Administration Agreement

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Director of Transportation

ATTEST: _____

Andrea P. Madden

Clerk to the Board

**VDOT ADMINISTERED – LOCALLY FUNDED
PROJECT ADMINISTRATION AGREEMENT**

Project Number	UPC	Local Government
0234-076-323	118626	PRINCE WILLIAM

THIS AGREEMENT, is hereby made and executed the date of the last signature set forth below, by and between the COUNTY OF PRINCE WILLIAM, VIRGINIA, hereinafter referred to as the COUNTY and the Commonwealth of Virginia, Department of Transportation, hereinafter referred to as the DEPARTMENT. The DEPARTMENT and the COUNTY are collectively referred to as the “Parties”.

WITNESSETH

WHEREAS, the COUNTY has expressed its desire to have the DEPARTMENT administer the work as described in Appendix B, and such work for each improvement shown is hereinafter referred to as the Project; and

WHEREAS, the funds as shown in Appendix A have all been allocated by the COUNTY to finance the Project; and

WHEREAS, the COUNTY has requested that the DEPARTMENT design and construct this project in accordance with the scope of work described in Appendix B, and the DEPARTMENT has agreed to perform such work; and

WHEREAS, both parties have concurred in the DEPARTMENT's administration of the project identified in this Agreement and its associated Appendices A and B in accordance with applicable federal, state, and local law and regulations; and

WHEREAS, the COUNTY's governing body has, by resolution, which is attached hereto, authorized its designee to execute this Agreement; and

WHEREAS, Section 33.2-338 of the Code of Virginia authorizes both the DEPARTMENT and the COUNTY to enter into this Agreement;

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

- A. The DEPARTMENT shall:
 - 1. Complete said work as identified in Appendix B, advancing such diligently, and all work shall be completed in accordance with the schedule established by both parties.
 - 2. Perform or have performed, and remit all payments for, all preliminary engineering, right-of-way acquisition, construction, contract administration, and inspection services activities for the project(s) as required.

3. Provide a summary of project expenditures to the COUNTY for charges of actual DEPARTMENT cost.
 4. Notify the COUNTY of additional project expenses resulting from unanticipated circumstances and provide detailed estimates of additional costs associated with those circumstances. The DEPARTMENT will make all efforts to contact the COUNTY prior to performing those activities.
 5. Return any unexpended funds to the COUNTY no later than 90 days after the project(s) have been completed and final expenses have been paid in full.
- B. The COUNTY shall:
1. Provide funds to the Department for Preliminary Engineering (PE), Right of Way (ROW) and/or Construction (CN) in accordance with the payment schedule outlined in Appendix A.
 2. Accept responsibility for any additional project costs resulting from unforeseeable circumstances, but only after concurrence of the COUNTY and modification of this Agreement.
- C. Funding by the COUNTY shall be subject to annual appropriation or other lawful appropriation by the Board of Supervisors.
- D. The Parties mutually agree and acknowledge, in entering this Agreement, that the individuals acting on behalf of the Parties are acting within the scope of their official authority and the Parties agree that neither Party will bring a suit or assert a claim against any official, officer, or employee of either party, in their individual or personal capacity for a breach or violation of the terms of this Agreement or to otherwise enforce the terms and conditions of this Agreement. The foregoing notwithstanding, nothing in this subparagraph shall prevent the enforcement of the terms and conditions of this Agreement by or against either Party in a competent court of law.
- E. The Parties mutually agree that no provision of this Agreement shall create in the public, or in any person or entity other than the Parties, rights as a third party beneficiary hereunder, or authorize any person or entity, not a party hereto, to maintain any action for, without limitation, personal injury, property damage, breach of contract, or return of money, or property, deposit(s), cancellation or forfeiture of bonds, financial instruments, pursuant to the terms of this Agreement or otherwise. Notwithstanding any other provision of this Agreement to the contrary, unless otherwise provided, the Parties agree that the County or the Department shall not be bound by any agreements between either party and other persons or entities concerning any matter which is the subject of this Agreement, unless and until the

County or the Department has, in writing, received a true copy of such agreement(s) and has affirmatively agreed, in writing, to be bound by such Agreement.

- F. Nothing in this Agreement shall be construed as a waiver of the COUNTY's or the Commonwealth of Virginia's sovereign immunity.
- G. Should funding be insufficient and county funds be unavailable, both parties will review all available options for moving the project forward, including but not limited to, halting work until additional funds are allocated, revising the project scope to conform to available funds, or cancelling the project.
- H. Should the project be cancelled as a result of the lack of funding by the COUNTY, the COUNTY shall be responsible for any costs, claims and liabilities associated with the early termination of any construction contract(s) issued pursuant to this agreement.
- I. This Agreement may be terminated by either party upon 60 days advance written notice. Eligible expenses incurred through the date of termination shall be reimbursed to the DEPARTMENT subject to the limitations established in this Agreement.

THE COUNTY and DEPARTMENT acknowledge and agree that this Agreement has been prepared jointly by the parties and shall be construed simply and in accordance with its fair meaning and not strictly for or against any party.

THIS AGREEMENT, when properly executed, shall be binding upon both parties, their successors and assigns.

THIS AGREEMENT may be modified in writing upon mutual agreement of both parties.

IN WITNESS WHEREOF, each party hereto has caused this Agreement to be executed by their duly authorized signatures below, acknowledging and agreeing that any digital signature affixed hereto shall be considered as an original signature for all purposes and shall have the same force and effect as an original signature.

COUNTY OF PRINCE WILLIAM, VIRGINIA:

Digital Signature

NOTE: The official signing for the LOCALITY must attach a certified copy of his or her authority to execute this Agreement.

COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION:

Chief of Policy
Commonwealth of Virginia
Department of Transportation

Digital Signature

Attachments:

Appendix A (UPC 118626)

Appendix B (UPC 118626)

VDOT Administered, Locally Funded Appendix A

Date: 2/12/2021

Project Number: 0234-076-323 UPC: 118626 CFDA# N/A Locality: Prince William County

Project Location ZIP+4: 20112-5838	Locality DUNS #3096740	Locality Address (incl ZIP+4): 5 County Complex Court, Suite 290 Prince William, VA 22192-9201
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Project Narrative

Work Description: VDOT Oversight and Technical Support - Prince William Parkway at Brentsville Rd Interchange
From: Brentsville Rd
To: Bradley Cemetery Way
Locality Project Manager Contact info: Mary Ankers, Email: mankers@pwcgov.org, Tel: 703-792-4228
Department Project Manager Contact Info: Jeff Daily, Email: Jeff.Daily@vdot.virginia.gov, Tel: 703-259-2993

Project Estimates

Phase	Estimated Project Costs
Preliminary Engineering	\$267,981
Right of Way & Utilities	\$20,653
Construction	\$268,313
Total Estimated Cost	\$556,947

Project Cost

Phase	Project Allocations	Funds type (Choose from drop down box)	Local % Participation for Funds Type	Local Share Amount
Preliminary Engineering	\$267,981	Local Funds	100%	\$267,981
				\$0
Total PE	\$267,981			\$267,981
Right of Way & Utilities	\$20,653	Local Funds	100%	\$20,653
				\$0
Total RW	\$20,653			\$20,653
Construction	\$268,313	Local Funds	100%	\$268,313
				\$0
Total CN	\$268,313			\$268,313
Total Estimated Cost	\$556,947			\$556,947

Total Maximum Reimbursement / Payment by Locality to VDOT	\$556,947
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Project Financing

Local Funds	Aggregate Allocations
\$556,947	\$556,947

Payment Schedule

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Program and Project Specific Funding Requirements

- This is a limited funds project. The locality shall be responsible for all costs and any additional funding in excess of \$556,947.
- All local funds included on this appendix have been formally committed by the local government's board or council resolution subject to appropriation.
- VDOT has billed the LOCALITY \$0 for this project as of 2/12/2021.
- VDOT has received \$0 from the LOCALITY for this project as of 2/12/2021.
- **The LOCALITY will be billed periodically (every 3 months or as needed) for VDOT oversight cost. The billing will be based on actual expenditures related to VDOT staff charges (and VDOT consultants if applicable) and or related expenses.**

This attachment is certified and made an official attachment to this document by the parties to this agreement

 Authorized Locality Official and Date

 Authorized VDOT Official and Date

 Typed or printed name of person signing

 Typed or printed name of person signing

Appendix B

Project Number: 0234-076-323 (UPC 118626) Locality: Prince William County

Project Scope	
Work Description:	VDOT Oversight and Technical Support – Prince William Parkway at Brentsville Rd Interchange
From:	Brentsville Rd
To:	Bradley Cemetery Way
Locality Project Manager Contact Info: Mary Ankers, Email: MAncers@pwcgov.org , Tel: 703-792-4228 Department Project Coordinator Contact Info: Jeff Daily, Email: Jeff.Daily@vdot.virginia.gov , Tel: 703-259-2993	

Detailed Scope of Services
<p>VDOT agrees to perform general oversight and technical reviews of locally administered design plans and/or construction oversight and support services for projects requiring the issuance of a Land Use Permit, in accordance with project development schedule and as reasonably requested by the locality.</p> <p>This agreement covers the VDOT staff time used to support the completion of the Prince William Parkway at Brentsville Rd Interchange project, which is being administered by Prince William County.</p> <p>VDOT staff will oversee the preliminary engineering, right-of-way acquisition, utility relocation, and construction process. The VDOT Project Coordinator will serve as the point-of-contact (POC) between County staff and VDOT staff. Scope of services also include conducting technical reviews of deliverables by the County’s consultant, coordinate submittals to obtain relevant approvals in compliance with VDOT standards and related communication with the locality, meeting attendance by POC and staff from technical disciplines as needed, coordinate among VDOT and County staff in support of the locality’s public involvement and stakeholder outreach, construction procurement, inspection, change order, and final maintenance acceptance coordination. Administrative tasks include preparation of financial/accounting documentation and processing.</p>

This attachment is certified and made an official attachment to this document by the parties of this agreement

 Authorized Locality Official and date

 Residency Administrator/PE Manager/District Construction Engineer
 Recommendation and date

 Typed or printed name of person signing

 Typed or printed name of person signing

MOTION: VEGA

**April 6, 2021
Regular Meeting
Res. No. 21-198**

SECOND: BAILEY

RE: AUTHORIZE THE EXECUTION OF A PROJECT ADMINISTRATION AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION FOR OVERSIGHT OF THE ROUTE 28 BYPASS PROJECT – BRENTSVILLE, COLES, AND GAINESVILLE MAGISTERIAL DISTRICTS

ACTION: APPROVED

WHEREAS, on September 8, 2020, via Resolution Number (Res. No.) 20-603, the Prince William Board of County Supervisors (Board) authorized the execution of a standard project agreement between Prince William County and the Northern Virginia Transportation Authority (NVTA) for the construction of the Route 28 Bypass Project (Project), NVTA project #2018-032-3 and budgeted and appropriated \$89,000,000 in Fiscal Year (FY) 2018-2023 70% NVTA funding; and

WHEREAS, the Board endorsed the Alternative 2B project location which will extend Godwin Drive from its current terminus at Sudley Road in northern direction to connect with Route 28 in Fairfax County. The project typical section includes a four-lane median divided roadway with a shared use path. The bypass will run parallel to Flat Branch and Bull Run streams in its alignment and connect with Route 28 at an intersection north of Bull Run Bridge in Fairfax County; and

WHEREAS, the Planning Commission has reviewed this project as part of the Fiscal Year 2021 Capital Improvement Plan, adopted on April 28, 2020, as part of the Route 28 Feasibility Study Project; and

WHEREAS, the Project, although locally funded, is considered by the Virginia Department of Transportation (VDOT) as an extraordinary project for its size and complexity and impact on the transportation network, thus, requiring the review and oversight of VDOT subject matter experts for its approval. Authorizing the VDOT Administered – Locally Funded Project Administration Agreement (Agreement) with VDOT will allow VDOT subject matter experts to perform technical reviews of the project plans during design and inspect the project during construction; and

WHEREAS, the Agreement provides a maximum reimbursement of \$671,493 from the County to VDOT for expenses related to oversight and technical review of the Project. VDOT will request reimbursement of these expenses quarterly, or as needed; and

WHEREAS, for VDOT to provide oversight of the Project, the agreement must be executed for VDOT to begin billing the County according to the attached Appendix A billing schedule; and

WHEREAS, County staff determined that the Agreement is reasonable and recommends approval;

April 6, 2021
Regular Meeting
Res. No. 21-198
Page Two

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the execution of a project administration agreement with the Virginia Department of Transportation for oversight of the Route 28 Bypass Project in the Brentsville, Coles, and Gainesville Magisterial Districts;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Transportation Director, or his designee, to execute the attached Agreement, including any appendices to the Agreement, and any other document(s) that are necessary or appropriate to affect the intent of this resolution or the Agreement, and which are approved as to form by the County Attorney's Office.

ATTACHMENT: UPC 118645 VDOT Administered Locally Funded Project Administration Agreement

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Director of Transportation

ATTEST: _____

Andrea P. Madden

Clerk to the Board

**VDOT ADMINISTERED – LOCALLY FUNDED
PROJECT ADMINISTRATION AGREEMENT**

Project Number	UPC	Local Government
0028-076-325	118645	PRINCE WILLIAM COUNTY

THIS AGREEMENT, is hereby made and executed the date of the last signature set forth below, by and between the COUNTY OF PRINCE WILLIAM, VIRGINIA, hereinafter referred to as the LOCALITY and the Commonwealth of Virginia, Department of Transportation, hereinafter referred to as the DEPARTMENT. The DEPARTMENT and the LOCALITY are collectively referred to as the “Parties”.

WITNESSETH

WHEREAS, the LOCALITY has expressed its desire to have the DEPARTMENT administer the work as described in Appendix B, and such work for each improvement shown is hereinafter referred to as the Project; and

WHEREAS, the funds as shown in Appendix A have all been allocated by the LOCALITY to finance the Project; and

WHEREAS, the LOCALITY has requested that the DEPARTMENT design and construct this project in accordance with the scope of work described in Appendix B, and the DEPARTMENT has agreed to perform such work; and

WHEREAS, both parties have concurred in the DEPARTMENT's administration of the project identified in this Agreement and its associated Appendices A and B in accordance with applicable federal, state, and local law and regulations; and

WHEREAS, the LOCALITY's governing body has, by resolution, which is attached hereto, authorized its designee to execute this Agreement; and

WHEREAS, Section 33.2-338 of the Code of Virginia authorizes both the DEPARTMENT and the LOCALITY to enter into this Agreement;

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

- A. The DEPARTMENT shall:
 - 1. Complete said work as identified in Appendix B, advancing such diligently, and all work shall be completed in accordance with the schedule established by both parties.
 - 2. Perform or have performed, and remit all payments for, all preliminary engineering, right-of-way acquisition, construction, contract administration, and inspection services activities for the project(s) as required.

3. Provide a summary of project expenditures to the LOCALITY for charges of actual DEPARTMENT cost.
 4. Notify the LOCALITY of additional project expenses resulting from unanticipated circumstances and provide detailed estimates of additional costs associated with those circumstances. The DEPARTMENT will make all efforts to contact the LOCALITY prior to performing those activities.
 5. Return any unexpended funds to the LOCALITY no later than 90 days after the project(s) have been completed and final expenses have been paid in full.
- B. The LOCALITY shall:
1. Provide funds to the DEPARTMENT for Preliminary Engineering (PE), Right of Way (ROW) and/or Construction (CN) in accordance with the payment schedule outlined in Appendix A.
 2. Accept responsibility for any additional project costs resulting from unforeseeable circumstances, but only after concurrence of the LOCALITY and modification of this Agreement.
- C. Funding by the LOCALITY shall be subject to annual appropriation or other lawful appropriation by the Board of Supervisors.
- D. The Parties mutually agree and acknowledge, in entering this Agreement, that the individuals acting on behalf of the Parties are acting within the scope of their official authority and the Parties agree that neither Party will bring a suit or assert a claim against any official, officer, or employee of either party, in their individual or personal capacity for a breach or violation of the terms of this Agreement or to otherwise enforce the terms and conditions of this Agreement. The foregoing notwithstanding, nothing in this subparagraph shall prevent the enforcement of the terms and conditions of this Agreement by or against either Party in a competent court of law.
- E. The Parties mutually agree that no provision of this Agreement shall create in the public, or in any person or entity other than the Parties, rights as a third party beneficiary hereunder, or authorize any person or entity, not a party hereto, to maintain any action for, without limitation, personal injury, property damage, breach of contract, or return of money, or property, deposit(s), cancellation or forfeiture of bonds, financial instruments, pursuant to the terms of this Agreement or otherwise. Notwithstanding any other provision of this Agreement to the contrary, unless otherwise provided, the Parties agree that the LOCALITY or the DEPARTMENT shall not be bound by any agreements between either party and other persons or entities concerning any matter which is the subject of this Agreement, unless and until the LOCALITY or the DEPARTMENT has, in writing, received a true copy of

such agreement(s) and has affirmatively agreed, in writing, to be bound by such Agreement.

- F. Nothing in this Agreement shall be construed as a waiver of the LOCALITY's or the Commonwealth of Virginia's sovereign immunity.
- G. Should funding be insufficient and LOCALITY funds be unavailable, both parties will review all available options for moving the project forward, including but not limited to, halting work until additional funds are allocated, revising the project scope to conform to available funds, or cancelling the project.
- H. Should the project be cancelled as a result of the lack of funding by the LOCALITY, the LOCALITY shall be responsible for any costs, claims and liabilities associated with the early termination of any construction contract(s) issued pursuant to this agreement.
- I. This Agreement may be terminated by either party upon 60 days advance written notice. Eligible expenses incurred through the date of termination shall be reimbursed to the DEPARTMENT subject to the limitations established in this Agreement.

THE LOCALITY and DEPARTMENT acknowledge and agree that this Agreement has been prepared jointly by the parties and shall be construed simply and in accordance with its fair meaning and not strictly for or against any party.

THIS AGREEMENT, when properly executed, shall be binding upon both parties, their successors and assigns.

THIS AGREEMENT may be modified in writing upon mutual agreement of both parties.

IN WITNESS WHEREOF, each party hereto has caused this Agreement to be executed by their duly authorized signatures below, acknowledging and agreeing that any digital signature affixed hereto shall be considered as an original signature for all purposes and shall have the same force and effect as an original signature.

COUNTY OF PRINCE WILLIAM, VIRGINIA:

Digital Signature

NOTE: The official signing for the LOCALITY must attach a certified copy of his or her authority to execute this Agreement.

COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION:

Chief of Policy
Commonwealth of Virginia
Department of Transportation

Digital Signature

Attachments:

Appendix A (UPC 118645)

Appendix B (UPC 118645)

VDOT Administered, Locally Funded Appendix A

Date: 3/12/2021

Project Number: 0028-076-325 UPC: 118645 CFDA# N/A Locality: Prince William County

Project Location ZIP+4: 20111-4123	Locality DUNS #3096740	Locality Address (incl ZIP+4): 5 County Complex Court, Suite 290 Prince William, VA 22192-9201
Project Narrative		
Work Description: VDOT Oversight and Technical Support - Rte 28 Bypass/Godwin Rd Extension - VDOT agrees to perform general oversight and technical reviews of locally funded & locally administered design plans and/or construction oversight and support services for projects requiring the issuance of a Land Use Permit.		
From: Rte 234 BUS (Sudley Rd)		
To: Compton Rd		
Locality Project Manager Contact info:		Khattab Shammout, Email: kshammout@pwcgov.org, Tel: 703-792-6826
Department Project Manager Contact Info:		Jeff Daily, Email: Jeff.Daily@vdot.virginia.gov, Tel: 703-259-2993

Project Estimates	
Phase	Estimated Project Costs
Preliminary Engineering	\$428,240
Right of Way & Utilities	\$27,368
Construction	\$215,885
Total Estimated Cost	\$671,493

Project Cost				
Phase	Project Allocations	Funds type (Choose from drop down box)	Local % Participation for Funds Type	Local Share Amount
Preliminary Engineering	\$428,240	Local Funds	100%	\$428,240
				\$0
Total PE	\$428,240			\$428,240
Right of Way & Utilities	\$27,368	Local Funds	100%	\$27,368
				\$0
Total RW	\$27,368			\$27,368
Construction	\$215,885	Local Funds	100%	\$215,885
				\$0
Total CN	\$215,885			\$215,885
Total Estimated Cost	\$671,493			\$671,493

Total Maximum Reimbursement / Payment by Locality to VDOT	\$671,493
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Project Financing				
Local Funds				Aggregate Allocations
\$671,493				\$671,493

Payment Schedule			
FY 2021	FY 2022	FY 2023	FY 2024
\$428,240	\$27,368	\$215,885	\$0

Program and Project Specific Funding Requirements
<ul style="list-style-type: none"> • This is a limited funds project. The locality shall be responsible for all costs and any additional funding in excess of \$671,493. • All local funds included on this appendix have been formally committed by the local government's board or council resolution subject to appropriation. • VDOT has billed the LOCALITY \$0 for this project as of 03/12/2021. • VDOT has received \$0 from the LOCALITY for this project as of 3/12/2021. • The LOCALITY will be billed periodically (every 3 months or as needed) for VDOT oversight cost. The billing will be based on actual expenditures related to VDOT staff charges (and VDOT consultants if applicable) and or related expenses.

This attachment is certified and made an official attachment to this document by the parties to this agreement

 Authorized Locality Official and Date

 Authorized VDOT Official and Date

 Typed or printed name of person signing

 Typed or printed name of person signing

Appendix B

Project Number: 0028-076-325 (UPC 118645) Locality: Prince William County

Project Scope	
Work Description:	VDOT Oversight and Technical Support – Rte 28 Bypass/Godwin Rd Extension - VDOT agrees to perform general oversight and technical reviews of locally funded & locally administered design plans and/or construction oversight and support services for projects requiring the issuance of a Land Use Permit.
From:	Rte 234 BUS (Sudley Rd)
To:	Compton Rd
Locality Project Manager Contact Info: Khattab Shammout, Email: kshammout@pwcgov.org , Tel: 703-792-6826 Department Project Coordinator Contact Info: Jeff Daily, Email: Jeff.Daily@vdot.virginia.gov , Tel: 703-259-2993	

Detailed Scope of Services
<p>VDOT agrees to perform general oversight and technical reviews of locally administered design plans and/or construction oversight and support services for projects requiring the issuance of a Land Use Permit, in accordance with project development schedule and as reasonably requested by the locality.</p> <p>This agreement covers the VDOT staff time used to support the completion of the Rte 28 Bypass/Godwin Rd Extension from Rte 234 BUS (Sudley Rd) to Compton Rd which is being administered by Prince William County. VDOT staff will oversee the preliminary engineering, right-of-way acquisition, utility relocation, and construction process. The VDOT Project Coordinator will serve as the point-of-contact (POC) between County staff and VDOT staff. Scope of services also include conducting technical reviews of deliverables by the County’s consultant, coordinate submittals to obtain relevant approvals in compliance with VDOT standards and related communication with the locality, meeting attendance by POC and staff from technical disciplines as needed, coordinate among VDOT and County staff in support of the locality’s public involvement and stakeholder outreach, construction procurement, inspection, change order, and final maintenance acceptance coordination. Administrative tasks include preparation of financial/accounting documentation and processing.</p>

This attachment is certified and made an official attachment to this document by the parties of this agreement

 Authorized Locality Official and date

 Residency Administrator/PE Manager/District Construction Engineer
 Recommendation and date

 Typed or printed name of person signing

 Typed or printed name of person signing

MOTION: BAILEY

**April 06, 2021
Regular Meeting
Res. No. 21-199**

SECOND: BODDYE

**RE: PROCLAIM - APRIL 11-17, 2021 - NATIONAL PUBLIC SAFETY
TELECOMMUNICATORS WEEK**

ACTION: APPROVED

WHEREAS, when an emergency occurs the prompt response of police officers, firefighters, and emergency medical services is critical to the protection of life and preservation of property; and

WHEREAS, the "first" first responders are the public safety telecommunicators who are the first and most critical contact our citizens have with emergency services by answering 9-1-1 and being virtually "on the scene," providing emergency medical instructions, other life safety instructions, and moral support to callers in distress while dispatching field responders and equipment to the scene; and

WHEREAS, public safety telecommunicators of the Prince William County Public Safety Communications Center have contributed substantially to the apprehension of criminals, suppression of fires, and treatment of patients; and

WHEREAS, the public safety telecommunicators exhibit compassion, understanding, and professionalism during the performance of their duties; and

WHEREAS, since 1991, Congress has proclaimed that the second full week of April be set aside as National Public Safety Telecommunicators Week to salute them for their dedicated efforts on behalf of the public;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby proclaims the week of April 11-17, 2021, as "National Public Safety Telecommunicators Week" and join in honoring the women and men whose diligence and professionalism keep our county and citizens safe.

Votes:

Ayes: Angry, Bailey, Boddye, Franklin, Lawson, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

Abstain from Vote: Candland, Vega

For Information:

Eddie L. Reyes, Director

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-200**

SECOND: BODDYE

RE: PROCLAIM – APRIL 2021 – SEXUAL ASSAULT SURVIVOR AWARENESS MONTH

ACTION: APPROVED

WHEREAS, Sexual Assault Survivor Awareness Month is intended to draw attention to the fact that sexual assault is a widespread crisis and has both public and personal health implications for every community member of Prince William County, Virginia; and

WHEREAS, rape, sexual assault, sexual abuse, and sexual harassment impact our community as seen by statistics indicating that every 73 seconds an American is sexually assaulted (2018 National Crime Victimization Survey); and

WHEREAS, 1 in 6 women and 1 in 33 men have been a victim of an attempted or completed assault in their lifetime; and 1 in 9 girls and 1 in 53 boys under the age of 18 experience sexual abuse or assault at the hands of an adult (2018 National Crime Victimization Survey); and 47% of transgender people are sexually assaulted at some point in their lifetime (2015 U.S. Transgender Survey); and according to the Centers for Disease Control and Prevention (CDC), members of the LGBTQ+ community experience sexual violence and stalking at similar or higher rates than heterosexuals (National Intimate Partner and Sexual Violence Survey); and 20,500 military service members (13,000 women and 7,500 men) have reported a sexual assault (2018 Annual Report on Sexual Assault in the Military); and

WHEREAS, in accordance with the 2018 National Crime Victimization Survey, approximately 70% of rape or sexual assault victims experience moderate to severe distress, as well as increased problems with bosses, co-workers, family, and friends; and victims of child abuse are four times more likely to develop symptoms of drug abuse and three times more likely to experience a major depressive episode; and 81% of women and 35% of men who have experienced sexual assault will develop Post-Traumatic Stress Disorder (PTSD) symptoms (2010 The Centers for Disease Control and Prevention National Intimate Partner and Sexual Violence Survey); and

WHEREAS, with leadership, dedication, and encouragement, there is compelling evidence that we can be successful in reducing sexual assault in Prince William County, Virginia through prevention education, increased awareness, and holding perpetrators who commit acts of assault responsible for their actions;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby proclaims April 2021 as Sexual Assault Survivor Awareness Month;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors will hereby continue partnerships with local organizations to create a protective and empowered environment for all survivors;

April 6, 2021
Regular Meeting
Res. No. 21-200
Page Two

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby, while recognizing the unique needs of sexual assault reporting within Prince William County, Virginia, encourages law enforcement agencies to create an environment that makes survivors feel both heard and validated through sensitivity, implicit bias training, transparency, and handling reports with the utmost respect;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby strongly supports the efforts of all national, state, and local partners; of every individual to actively engage in public and private efforts; to uplift conversations about what sexual assault is, how to prevent sexual assault, how to support sexual assault survivors with services, and how every segment of Prince William County can work together to better address sexual assault.

Votes:

Ayes: Angry, Bailey, Boddye, Franklin, Lawson, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

Abstain from Vote: Candland, Vega

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY

**April 6, 2021
Regular Meeting
Res. No. 21-201**

SECOND: BODDYE

RE: PROCLAIM – APRIL 2021 – CHILD ABUSE PREVENTION MONTH

ACTION: APPROVED

WHEREAS, in Federal Fiscal Year 2020, **37,266** allegations were made to child protective services in Northern Virginia alone; and

WHEREAS, **5,845** of those allegations were made to child protective services in Prince William County; and

WHEREAS, child abuse and neglect is a serious problem affecting every segment of our community, and finding solutions requires input and action from everyone; and

WHEREAS, our children are our most valuable resources and will shape the future of Prince William County; and

WHEREAS, child abuse can have long-term psychological, emotional, and physical impacts that have lasting consequences for victims of abuse; and

WHEREAS, protective factors are conditions that reduce or eliminate risk and promote the social, emotional, and developmental well-being of children; and

WHEREAS, effective child abuse prevention activities succeed because of the partnerships created between child welfare professionals, education, health, community, and faith-based organization, businesses, law enforcement agencies, government agencies, and families; and

WHEREAS, communities must make every effort to promote programs and activities that create strong and thriving children and families; and

WHEREAS, we acknowledge that we must work together as a community to increase awareness about child abuse and contribute to promote the social and emotional well-being of children and families in a safe, stable, and nurturing environment; and

WHEREAS, prevention remains the best defense for our children and families;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby proclaims the month of April 2021, as Child Abuse Prevention Month in Prince William County and urge all citizens to recognize this month by dedicating themselves to the task of improving the quality of life for all children and families.

April 6, 2021
Regular Meeting
Res. No. 21-201
Page Two

Votes:

Ayes: Angry, Bailey, Boddye, Franklin, Lawson, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

Abstain from Vote: Candland, Vega

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BODDYE

**April 6, 2021
Regular Meeting
Res. No. 21-202**

SECOND: FRANKLIN

RE: AUTHORIZE THE PRINCE WILLIAM COUNTY DEPARTMENT OF TRANSPORTATION TO INSTALL THREE SPEED TABLES NEAR 11969 COTTON MILL DRIVE, 11949 COTTON MILL DRIVE, AND 11912 COTTON MILL DRIVE (STATE ROUTE 2191) - OCCOQUAN MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, on November 24, 2020, the Prince William County Department of Transportation (PWC DOT) received a signed petition from the residents of Cotton Mill Drive. The petition contained the signatures of 57 households out of a possible 65 (87%) in the identified petition area. The petition requests the Prince William Board of County Supervisors (Board) to authorize PWC DOT to install three (3) speed tables near 11969 Cotton Mill Drive, 11949 Cotton Mill Drive, and 11912 Cotton Mill Drive in the Occoquan Magisterial District; and

WHEREAS, from January 15, 2021, through January 29, 2021, PWC DOT installed notice signs at the proposed speed table locations to solicit public comments. Three (3) residents called to comment; two (2) were in support and one (1) was opposed; and

WHEREAS, representatives of the community, the Virginia Department of Transportation (VDOT), Fire and Rescue, Police, and PWC DOT staff make the final recommendation on the type and location of physical traffic calming measures on residential streets in Prince William County; and

WHEREAS, Cotton Mill Drive (State Route 2191) is a secondary road; and

WHEREAS, based on the identified community support, PWC DOT recommends the installation of three (3) speed tables in the Occoquan Magisterial District; and

WHEREAS, the cost of installing the three (3) speed tables is \$30,000. Currently, there is \$21,000 available in the Cotton Mill Drive Speed Table project. The remaining \$9,000 will be provided from the Occoquan District Transportation Roadway Improvement Program fund; and

WHEREAS, the Board voted March 16, 2021, by Resolution Number (Res. No.) 21-160, to authorize a public hearing to request the PWC DOT to install three (3) speed tables near 11969 Cotton Mill Drive, 11949 Cotton Mill Drive, and 11912 Cotton Mill Drive (State Route 2191) in the Occoquan Magisterial District;

April 6, 2021
Regular Meeting
Res. No. 21-202
Page Two

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Prince William County Department of Transportation to install three (3) speed tables near 11969 Cotton Mill Drive, 11949 Cotton Mill Drive, and 11912 Cotton Mill Drive (State Route 2191) in the Occoquan Magisterial District.

ATTACHMENT: Cotton Mill Drive – Speed Table Location Map

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Wheeler

Nays: None

Absent from Vote: Vega

Absent from Meeting: None

For Information:

County Attorney

Director of Transportation

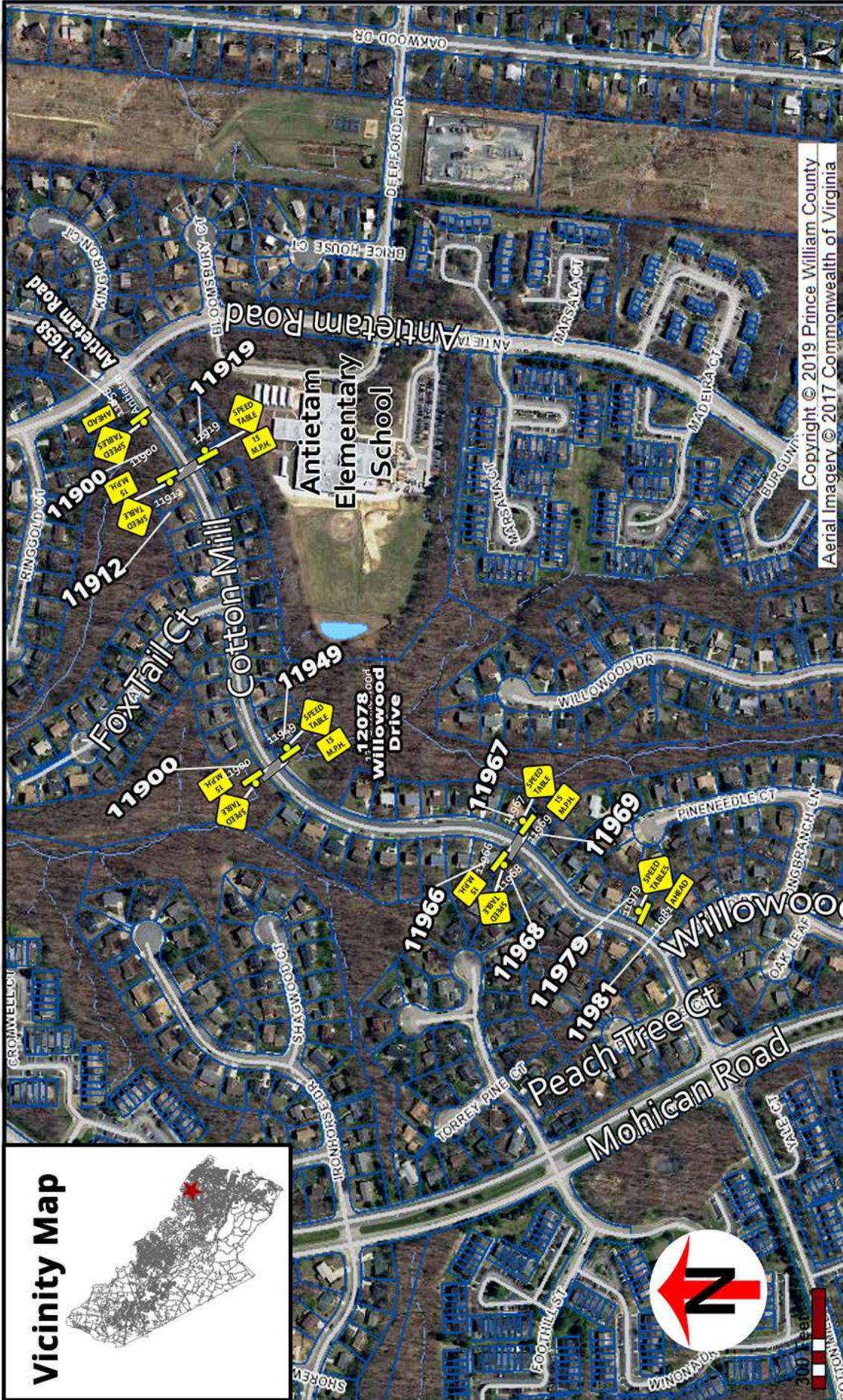
Virginia Department of Transportation, Manassas Residency Office

Virginia Department of Transportation, District Traffic Engineer

ATTEST: _____

Andrea P. Madden

Clerk to the Board



**COTTON MILL DRIVE
SPEED TABLE LOCATION
VICINITY MAP
April 6, 2021**

PRINCE WILLIAM
COUNTY
Department of Transportation



MOTION: BAILEY
SECOND: BODDYE
RE: AUTHORIZE CLOSED MEETING
ACTION: APPROVED

April 6, 2021
Regular Meeting
Res. No. 21-203

WHEREAS, the Board of County Supervisors desires to consult with legal counsel and staff and discuss in Closed Meeting the following matters:

- Discussion of reports or plans related to the security of the McCoart governmental building complex and the safety of persons using such building complex, including briefings by staff members, legal counsel, and law-enforcement or emergency service officials concerning actions taken to respond to related threats to public safety ((Section 2.2-3711(A) (19))

WHEREAS, pursuant to Section 2.2-3711(A) (19), VA Code Ann., such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes discussion of the aforesated matters in Closed Meeting.

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

County Attorney

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: LAWSON

**April 6, 2021
Regular Meeting
Res. No. 21-204**

SECOND: BODDYE

**RE: INITIATE A ZONING TEXT AMENDMENT FOR DATA CENTER OPPORTUNITY ZONE
OVERLAY DISTRICT – HUNTER PROPERTY – BRENTSVILLE MAGISTERIAL DISTRICT**

ACTION: APPROVED

WHEREAS, in accordance with Section 15.2-2285 of the Code of Virginia, Ann., the Prince William Board of County Supervisors (Board) may amend the Zoning Ordinance whenever it determines that public necessity, health, safety, convenience, general welfare, and good zoning practice require such change; and

WHEREAS, on March 2, 2021, the Board directed staff to modify the boundary of the Data Center Opportunity Zone Overlay District (DCOZOD) to generally conform with the proposed land use changes associated with Comprehensive Plan Amendment #CPA2020-00011, Hunter Property via Directive Number (DIR 21-19); and

WHEREAS, currently, the DCOZOD covers the majority of GPIN 7496-25-7319; and

WHEREAS, the proposed modification would align the DCOZOD boundary to include the entirety of GPIN 7496-25-7319 and include GPINs 7496-43-8199 and 7496-17-5917 to align with the Comprehensive Plan Amendment #CPA2020-00011, Hunter Property; and

WHEREAS, Planning Office staff evaluated the area and determined that staff would recommend modifying the DCOZOD concurrent with the proposed Comprehensive Plan Amendment #CPA2020-00011 and Rezoning #REZ2020-00022; and

WHEREAS, the Board determined that amending the Zoning Ordinance for the above-referenced issue is required by public necessity, convenience, general welfare, and good zoning practice, and is consistent with the intent of Section 15.2-2283 of the Code of Virginia, Ann;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby initiates a Zoning Text Amendment to Article V, Part 509, of the Prince William County Zoning Ordinance, to amend the current Data Center Opportunity Zone Overlay District map to conform with Comprehensive Plan Amendment #CPA2020-00011, Hunter Property.

April 6, 2021
Regular Meeting
Res. No. 21-204
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Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Planning Director

County Attorney

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: LAWSON

**April 6, 2021
Regular Meeting
Res. No. 21-205**

SECOND: BAILEY

RE: APPOINT – TOM GORDY- VETERANS COMMISSION

ACTION: APPROVED

WHEREAS, on January 12, 2021, via Resolution Number 21-027, the Prince William Board of County Supervisors created a Veterans Commission; and

WHEREAS, the membership of the Veterans Commission includes representation from each magisterial district and one at-large appointment; and

WHEREAS, Supervisor Lawson desires to appoint Tom Gordy as the Brentsville Magisterial District Representative to the Veterans Commission; and

WHEREAS, a Notice of Intent to Appoint Tom Gordy as the Brentsville Magisterial District Representative to the Veterans Commission was offered at the meeting of the Board on March 16, 2021;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby appoints Tom Gordy as the Brentsville Magisterial District Representative to the Veterans Commission;

BE IT FURTHER RESOLVED that the term of office for this appointment is coterminous with the Board of County Supervisors making the appointment and the appointee shall serve at the pleasure of the Board during that term.

<u>NAME</u>	<u>TYPE</u>	<u>REP</u>	<u>TERM</u>
Tom Gordy	REG	BR	12/31/2023

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Appointee

Veterans Commission Liaison

BCC Manual

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY
SECOND: BODDYE
RE: CERTIFY CLOSED MEETING
ACTION: APPROVED

April 6, 2021
Regular Meeting
Res. No. 21-206

WHEREAS, the Prince William Board of County Supervisors has this day adjourned into Closed Meeting in accordance with a formal vote of the Board, and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Freedom of Information Act requires certification that such Closed Meeting was conducted in conformity with the law;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby certifies that to the best of each member's knowledge, i) only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were discussed in the Closed Meeting to which this certification applies, and ii) only such public business matters as were identified in the Motion by which the said Closed Meeting was convened were heard, discussed or considered by the Board. No member dissents from the aforesaid certification.

- Adjourned into Closed Meeting at 6:22 P.M.
- Reported out from Closed Meeting at 7:37 P.M.

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY
SECOND: BODDYE
RE: ADJOURN MEETING
ACTION: APPROVED

April 6, 2021
Regular Meeting
Res. No. 21-207

WHEREAS, the Prince William Board of County Supervisors has completed all items on the agenda for April 6, 2021;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby adjourns the meeting of April 6, 2021 at 9:20 P.M.

Votes:

Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

ATTEST: _____

Andrea P. Madden

Clerk to the Board