

MOTION:

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

SECOND:

RE: APPROVE – MINUTES – APRIL 13, 2021

ACTION:

WHEREAS, on April 13, 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 13, 2021;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the minutes of April 13, 2021.

Votes:

Ayes:

Nays:

Absent from Vote:

Absent from Meeting:

ATTEST: _____

Clerk to the Board

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-208**

SECOND: BODDYE

RE: APPROVE AND FIND FOR THE APRIL 13, 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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Res. No. 21-208
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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;

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NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves and finds for the April 13, 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

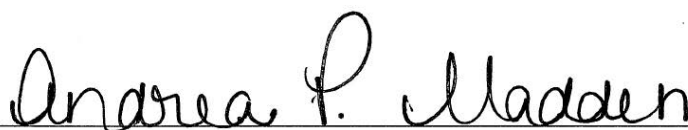
Absent from Vote: None

Absent from Meeting: None

For Information:

County Attorney

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-209**

SECOND: BODDYE

RE: APPROVE - MINUTES - MARCH 16, 2021

ACTION: APPROVED

WHEREAS, on March 16, 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 16, 2021;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the minutes of March 16, 2021.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: None

ATTEST: _____

Anaëra P. Madden

Clerk to the Board

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-210**

SECOND: BODDYE

RE: AUTHORIZE A PUBLIC HEARING TO CONSIDER CONVEYANCE OF AN UNDERGROUND ELECTRIC POWER EASEMENT OVER COUNTY-OWNED PROPERTY LOCATED AT 6320 DAVIS FORD ROAD TO THE VIRGINIA ELECTRIC AND POWER COMPANY, DOING BUSINESS IN VIRGINIA AS DOMINION ENERGY VIRGINIA, FOR THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF A STRATEGIC UNDERGROUND PROGRAM — OCCOQUAN MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the Virginia Electric and Power Company, doing business in Virginia as Dominion Energy Virginia (Dominion Energy) has a Strategic Underground Program that includes a system-wide initiative to shorten power restoration times following major storms. The initiative identifies overhead electric distribution lines and above ground equipment known to be susceptible to damage due to severe weather. Damage to the distribution lines and equipment results in power service outages and service disruptions. The Strategic Underground Program proposes to place the equipment and facilities underground; and

WHEREAS, undergrounding the distribution lines and equipment requires an underground electric power easement to Dominion Energy over County-owned property located 6320 Davis Ford Road; and

WHEREAS, Dominion Energy has requested the easement; and

WHEREAS, a public hearing must be held prior to conveyance of the easement as required by Section 15.2-1800(B), VA Code Ann, as the easement is not related to an approved transportation project in the County Capital Improvement Program; and

WHEREAS, County staff recommends authorizing a public hearing to consider conveyance of an underground electric power easement to Dominion Energy over County-owned property located 6320 Davis Ford Road;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes a public hearing to consider conveyance of an underground electric power easement to Dominion Energy over County-owned property located 6320 Davis Ford Road in the Occoquan Magisterial District Project.

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ATTACHMENT: Plat to Accompany Right-Of-Way Agreement, Virginia Electric and Power Company, doing business in Virginia as Dominion Energy Virginia Magisterial District Prince William County, Virginia, dated March 18, 2021

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

County Attorney

Director of Transportation

ATTEST: _____

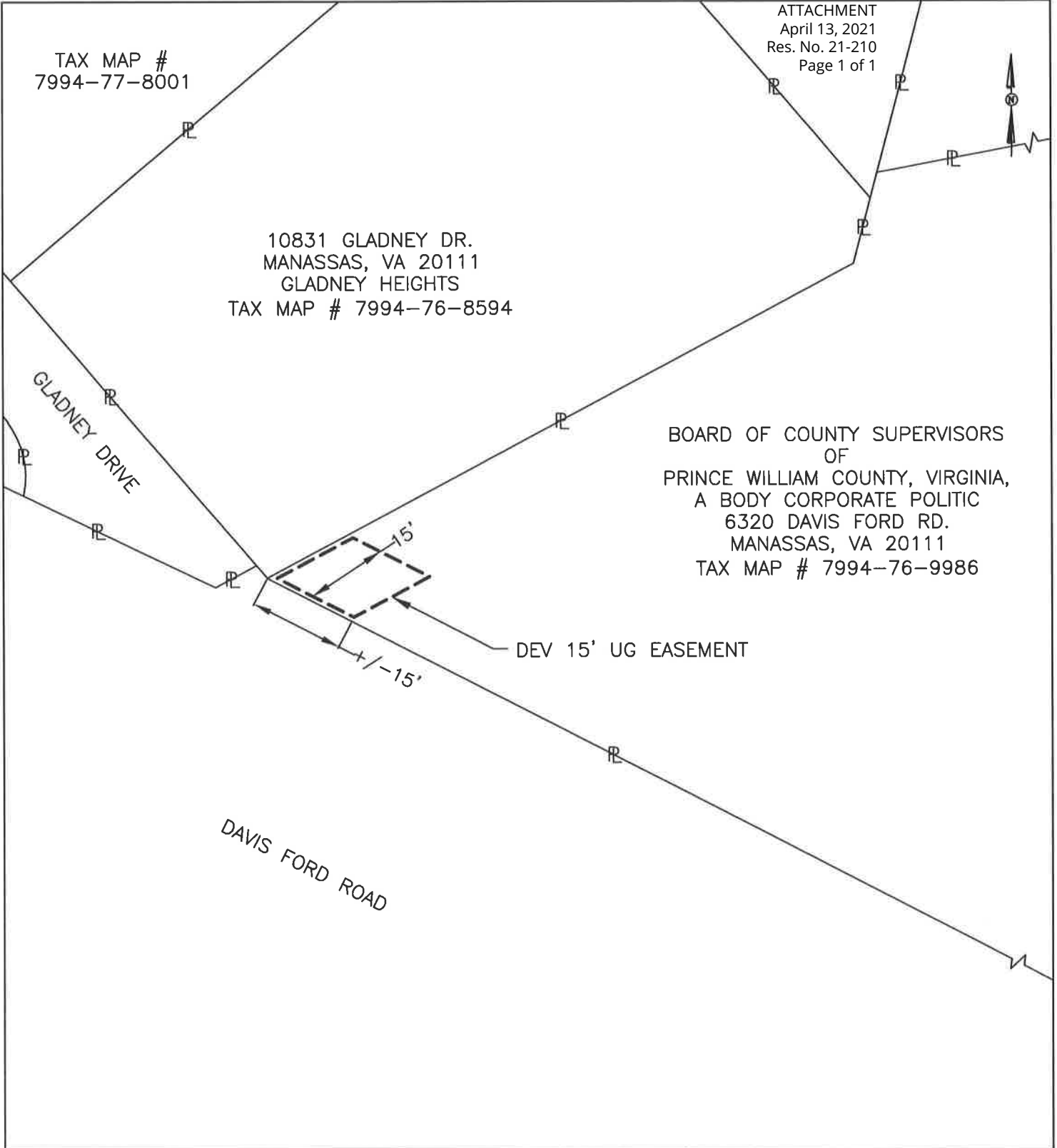
Andrea P. Madden

Clerk to the Board

TAX MAP #
 7994-77-8001

10831 GLADNEY DR.
 MANASSAS, VA 20111
 GLADNEY HEIGHTS
 TAX MAP # 7994-76-8594

BOARD OF COUNTY SUPERVISORS
 OF
 PRINCE WILLIAM COUNTY, VIRGINIA,
 A BODY CORPORATE POLITIC
 6320 DAVIS FORD RD.
 MANASSAS, VA 20111
 TAX MAP # 7994-76-9986



LEGEND — — Location of Boundary Lines of Right-of-Way =RL= Indicates Property Line is Right-of-Way Boundary	District WOODBRIDGE	Scale NTS	PLAT TO ACCOMPANY RIGHT-OF-WAY AGREEMENT VIRGINIA ELECTRIC AND POWER COMPANY doing business as Dominion Energy Virginia Page 05 of 05
	District-Township-Borough County-City State OCCOQUAN PRINCE WILLIAM VA	Plat Number 11-21-0089	
	Office NORTHERN	Grid Number C0210	
	Estimate Number 10371909		
DATE 3/18/2021	BY RF	OWNER INITIALS _____	

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-211**

SECOND: BODDYE

RE: EXECUTE A FLOOD HAZARD AREA DEED OF RESERVATION AT CLOVERDALE PARK FOR THE REHABILITATION OF THE EXISTING PEDESTRAIN BRIDGE - NEABSCO MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the Prince William Board of County Supervisors (Board) owns a parcel of land located at 15150 Cloverdale Road, Virginia, 22193, also known as Cloverdale Park; and

WHEREAS, the abutments and foundation of the existing bridge which connects Cloverdale Park with Sedgewick Heights Sub Division have been damaged due to flooding and require replacement; and

WHEREAS, the project is under design and upon completion of construction, the abutments will remain in the Flood Hazard Area; and

WHEREAS, County Land Development Policy requires all Flood Hazard Areas be placed in Reservation Areas via deed, which are held and monitored by the Environmental Services Division; and

WHEREAS, the purpose of the Deed of Reservation is to ensure that future development does not impinge on the components of the Flood Hazard Area;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Parks, Recreation, and Tourism, or his designee, to execute the attached Deed of Reservation for a flood hazard area at Cloverdale Park;

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

Votes:

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

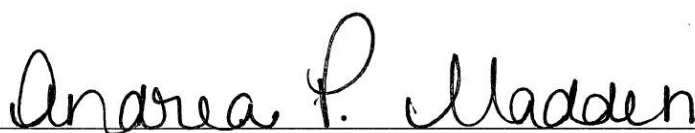
Nays: None

Absent from Vote: None

Absent from Meeting: None

ATTACHMENTS: Dewberry Engineers Inc. Deed of Reservation and Plats, dated 12/17/2019

ATTEST: _____



Clerk to the Board

DEED OF RESERVATION

THIS DEED OF RESERVATION is made and entered into this _____ day of _____, 2021, by the **BOARD OF COUNTY SUPERVISORS OF PRINCE WILLIAM COUNTY, VIRGINIA**, hereinafter “Grantor,” a political subdivision of the Commonwealth of Virginia.

WITNESSETH

WHEREAS, the Grantor is the owner of a certain parcel of land, which parcel is located in the Neabsco Magisterial District of Prince William County, Virginia (the “Property”) identified as GPIN 8291-01-2650, and commonly known as Cloverdale Park, 15150 Cloverdale Road, Dale City, Virginia, as more particularly shown on the attached plat, having acquired the Property by Deeds recorded as Instrument No. 201206210058314, among the land records of Prince William County, Virginia; and

WHEREAS, Grantor desires to reserve a certain area unto itself, as more particularly described and shown on the attached plat entitled “Plat Showing Flood Hazard Area on the Lands of Board of County Supervisors of Prince William County, Virginia” dated December 17, 2019, prepared by Dewberry Engineers Inc., (“Plat”);

NOW THEREFORE, in consideration of the premises and sum of One Dollar (\$1.00), cash in hand paid, the receipt and sufficiency of which are hereby acknowledged, the Grantor reserves unto itself the FLOOD HAZARD AREA, identified as “FLOOD HAZARD AREA” on the Plat. The fee simple owner of the property located within said area shall be responsible for the maintenance of the property located therein. The restrictions set forth herein for said FLOOD HAZARD reservation area shall be a covenant running with the land, binding upon Grantor and its heirs and successors in title and such restrictions may not be removed without the consent of Prince William County.

This Deed of Reservation is made in accordance with the statutes made and provided in such cases; with the approval of the proper authorities of Prince William County, Virginia, as

shown by the signatures affixed to this Deed and the Plat, and is with the free consent and in accordance with the desires of the party of the first part, sole owner of the Property.

WITNESS the following signature and seals:

GRANTOR

BOARD OF COUNTY SUPERVISORS OF
PRINCE WILLIAM COUNTY, VIRGINIA

By: _____

Title: Director of Parks, Recreation and Tourism

Pursuant to Resolution No.: _____,

Resolution Date: _____.

COMMONWEALTH OF VIRGINIA
County of Prince William,

I, the undersigned Notary Public of and for the jurisdiction aforesaid, do hereby certify that Seth Hendler-Voss, whose name, as Parks, Recreation and Tourism Director, is signed on behalf of the Board of County Supervisors of Prince William County, to the foregoing Deed of Reservation dated _____, 2021, has this date appeared before me and acknowledged the same.

Given under my hand and seal this _____ day of _____, 2021.

Notary Public

My Commission Expires: _____

Registration Number: _____

APPROVED AS TO FORM

Date: _____

County Attorney's Office

Printed Name: _____

Title: _____

OWNER'S CONSENT AND DEDICATION

THE PLATING AND DEDICATION OF THE FOLLOWING DESCRIBED LAND TO BE OPENED AND USED AS A FLOOD HAZARD AREA BY THE BOARD OF SUPERVISORS OF PRINCE WILLIAM COUNTY, VIRGINIA, AS SHOWN HEREON, IS WITH THE DESIRE OF THE UNDERSIGNED OWNER, PROPRIETORS AND TRUSTEES.

SIGNATURE: _____ DATE: _____
 PRINT NAME: _____
 TITLE: _____

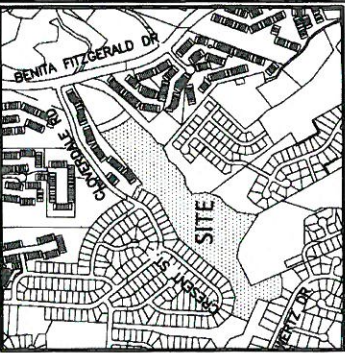
NOTARY'S CERTIFICATE

CITY/COUNTY OF _____
 COMMONWEALTH OF VIRGINIA

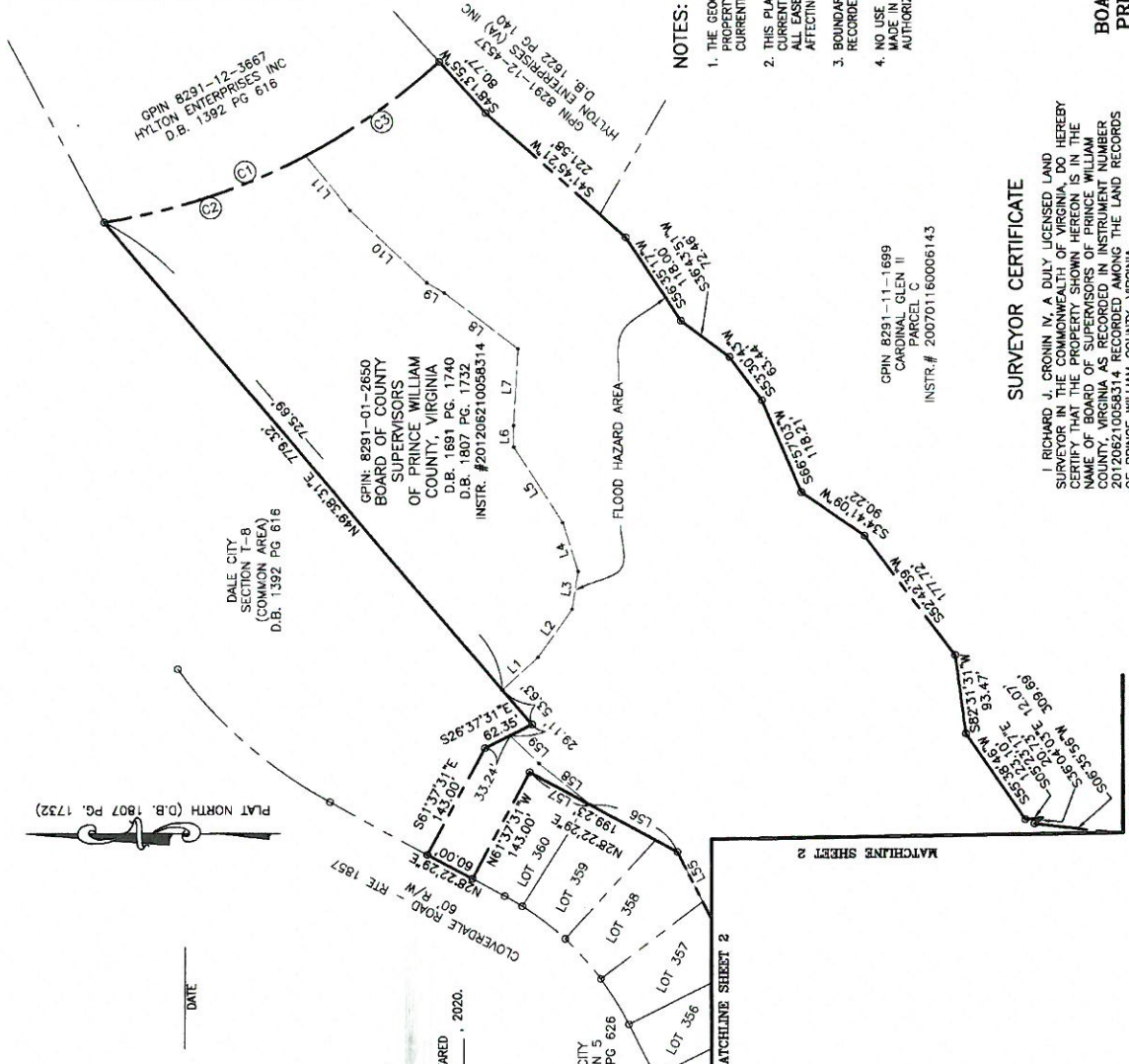
I, THE UNDERSIGNED NOTARY PUBLIC DO HEREBY CERTIFY THAT

WHOSE NAME(S) IS/ARE TO THE FOREGOING OWNER'S CONSENT APPEARED AND ACKNOWLEDGED THE SAME BEFORE ME THIS _____ DAY OF _____, 2020.

MY COMMISSION EXPIRES: _____
 REGISTRATION # _____
 (ADD NOTARY SEAL)



VICINITY MAP
 SCALE: 1" = 500'



NOTES:

1. THE GEOGRAPHICAL PARCEL IDENTIFICATION (G.P.I.N.) FOR THIS PROPERTY DELINEATED ON THIS PLAT IS 8291-01-2650 AND IS CURRENTLY ZONED RFC.
2. THIS PLAT HAS BEEN PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE REPORT AND DOES NOT PURPORT TO REFLECT ALL ENCUMBRANCES OR OTHER CIRCUMSTANCE AFFECTING THE TITLE REPORT TO THE SUBJECT PROPERTY.
3. BOUNDARY INFORMATION SHOWN HEREON IS BASED ON EXISTING RECORDED DOCUMENTS.
4. NO USE SHALL BE MADE OF, NOR SHALL ANY IMPROVEMENTS BE MADE IN THE FLOOD HAZARD AREA, WITHOUT THE SPECIFIC AUTHORIZATION FROM THE DEPARTMENT OF PUBLIC WORKS.

SURVEYOR CERTIFICATE

I, RICHARD J. CRONIN IV, A DULY LICENSED LAND SURVEYOR IN THE COMMONWEALTH OF VIRGINIA, DO HEREBY CERTIFY THAT THE PROPERTY SHOWN HEREON IS IN THE COUNTY OF PRINCE WILLIAM COUNTY, VIRGINIA, AS RECORDED IN INSTRUMENT NUMBER 201206210058314 RECORDED AMONG THE LAND RECORDS OF PRINCE WILLIAM COUNTY, VIRGINIA.

I FURTHER CERTIFY THAT ALL COURSES ARE REFERENCED TO THE VIRGINIA COORDINATE SYSTEM OF 1983 GRID NORTH.

G.P.N. 8291-11-1699
 C.M. GLEN II
 PARCELS
 INSTR. # 200701160006143

PLAT SHOWING
 FLOOD HAZARD AREA
 ON THE LANDS OF
**BOARD OF COUNTY SUPERVISORS OF
 PRINCE WILLIAM COUNTY, VIRGINIA**

INSTRUMENT #201206210058314
 NEARSCO MAGISTERIAL DISTRICT
 PRINCE WILLIAM COUNTY, VIRGINIA

SCALE: 1" = 100' DATE: DECEMBER 17, 2019



CURVE	RADIUS	ARC LENGTH	DELTA ANGLE	TANGENT	CHORD	BEARING	CHORD LENGTH
C1	775.60	1446.79	3300.21	229.79	S 2521.02	E	440.64
C2	775.60	252.09	1837.22	127.17	S 1809.33	E	250.88
C3	775.60	194.70	1422.59	97.86	S 3439.43	E	194.19

LINE	BEARING	DISTANCE	LINE	BEARING	DISTANCE
L1	S 42°20'11" E	57.05	L31	N 61°45'07" E	46.75
L2	S 54°16'49" E	69.77	L32	S 67°20'48" E	13.08
L3	S 80°34'06" E	45.34	L33	N 67°43'20" E	15.27
L4	N 72°08'58" E	60.03	L34	N 81°09'11" E	176.07
L5	N 57°11'25" E	106.40	L35	N 63°58'47" E	51.49
L6	N 89°56'21" E	25.56	L36	N 70°43'04" E	48.07
L7	S 86°34'07" E	90.61	L37	N 76°18'03" E	82.48
L8	N 37°25'57" E	109.49	L38	N 80°13'07" E	18.16
L9	N 30°19'57" E	23.60	L39	N 41°20'54" E	36.39
L10	N 43°22'13" E	124.73	L40	N 88°08'53" E	18.10
L11	N 50°37'05" E	83.89	L41	S 47°18'57" E	28.60
L12	S 72°11'28" W	48.32	L42	N 82°59'31" E	31.73
L13	DELETED		L43	N 43°40'05" E	41.24
L14	S 24°57'23" E	7.56	L44	N 23°06'28" E	126.56
L15	N 66°43'55" W	86.83	L45	N 29°16'32" E	103.15
L16	S 24°38'35" W	5.39	L46	N 13°19'12" E	111.84
L17	S 07°18'51" E	15.57	L47	N 16°03'34" W	34.03
L18	S 40°17'03" W	9.78	L48	N 43°44'58" W	46.41
L19	N 77°34'47" W	28.68	L49	N 76°27'44" W	73.51
L20	N 74°48'21" W	32.38	L50	N 34°09'18" W	36.94
L21	N 63°51'16" W	32.75	L51	N 02°13'18" E	25.17
L22	N 28°50'16" W	35.12	L52	N 40°18'05" E	53.46
L23	N 31°28'07" W	56.73	L53	N 43°56'04" E	189.10
L24	N 45°50'06" W	49.91	L54	N 57°43'39" E	150.96
L25	N 75°50'32" W	17.22	L55	N 63°23'29" E	236.47
L26	N 87°48'46" E	125.46	L56	N 28°22'29" E	116.21
L27	S 74°37'27" E	122.00	L57	N 28°22'29" E	83.02
L28	S 52°21'51" E	18.05	L58	N 38°38'20" E	79.30
L29	S 33°53'40" E	33.41	L59	N 44°17'50" E	47.75
L30	N 87°26'38" E	51.03			

ATTACHMENT
 April 13, 2021
 Res. No. 21-211
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PLAT SHOWING
 FLOOD HAZARD AREA
 ON THE LANDS OF

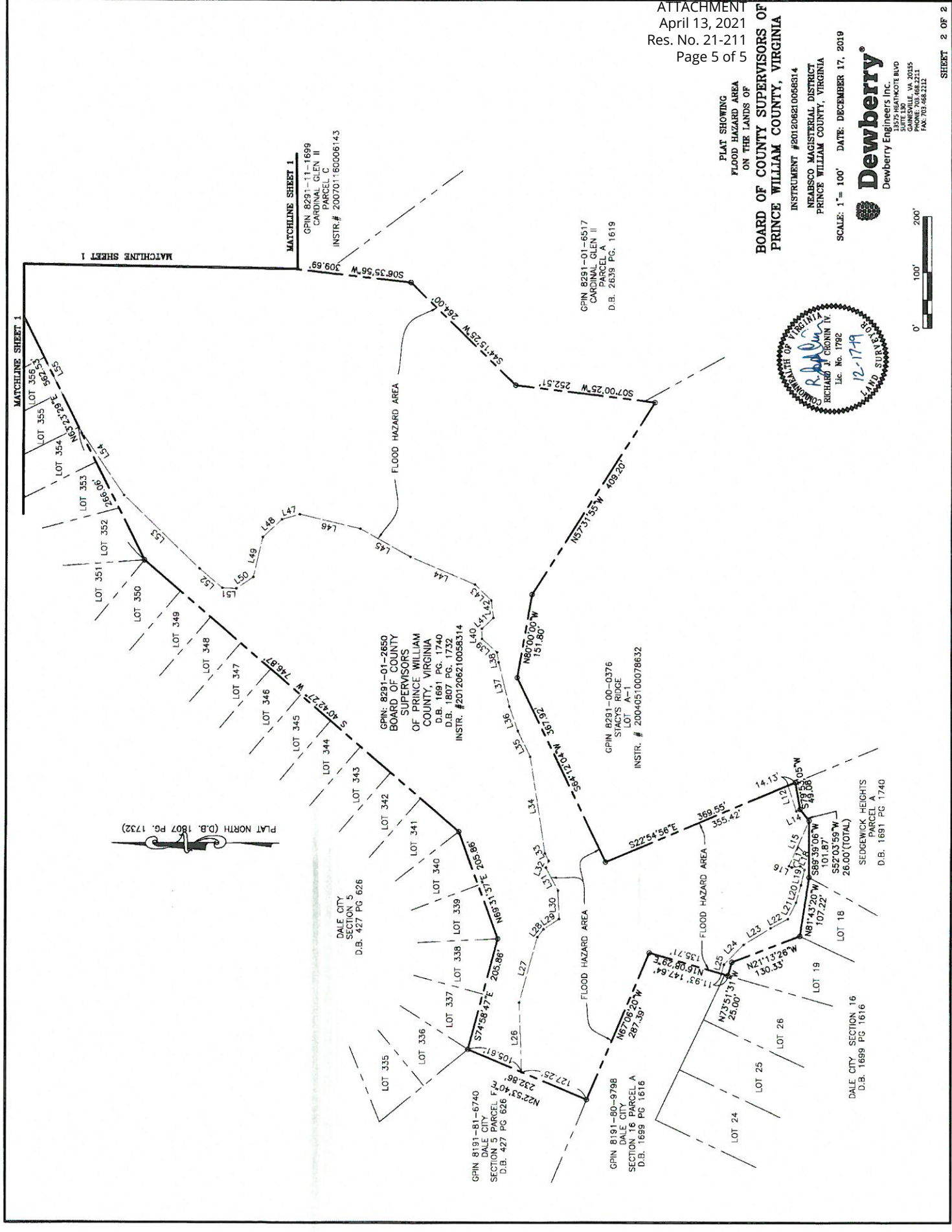
**BOARD OF COUNTY SUPERVISORS OF
 PRINCE WILLIAM COUNTY, VIRGINIA**

INSTRUMENT #201206210056514
 NEABSCO MAGISTERIAL DISTRICT
 PRINCE WILLIAM COUNTY, VIRGINIA

SCALE: 1" = 100' DATE: DECEMBER 17, 2019



Dewberry Engineers Inc.
 SUITE 130
 GAINESVILLE, VA 20135
 PHONE: 703.668.2111
 FAX: 703.668.2112



MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-212**

SECOND: BODDYE

RE: AUTHORIZE THE EXECUTION OF A LICENSING AGREEMENT BETWEEN THE PRINCE WILLIAM BOARD OF COUNTY SUPERVISORS AND DUMFRIES DISTRICT LITTLE LEAGUE FOR USE OF THE AUXILIARY BUILDING AT FULLER HEIGHTS PARK – POTOMAC MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, Prince William County (County) is the owner of real property at 18511 Old Triangle Road, Triangle, Virginia, 22172, also known as Fuller Heights Park in the Potomac Magisterial District; and

WHEREAS, Dumfries District Little League (DDLL) is a non-profit organization that provides annual baseball programming to over 650 eastern Prince William County youth; and

WHEREAS, Fuller Heights Park contains an auxiliary building adjacent to the three (3) little league baseball fields; and

WHEREAS, on January 12, 2016, the Prince William County Department of Parks, Recreation, and Tourism (DPRT) entered into a license agreement with DDLL for the use of the auxiliary building for league operations, storage, and concession sales; and

WHEREAS, DDLL fulfilled all of the maintenance and operation requirements of the 2016 License Agreement; and

WHEREAS, the 2016 License Agreement is expired and DDLL is seeking a new five (5) year license; and

WHEREAS, the agreement is consistent with DPRT's practice of partnering with sports leagues to provide space for league buildings, storage sheds, and concessions; and

WHEREAS, the Prince William Board of County Supervisors recognizes the significant community benefit that the citizens of Prince William County will derive from public-private partnerships; and

WHEREAS, the agreement has been reviewed and approved by the County Attorney's Office and DDLL;

NOW, THEREFORE, BE IT RESOLVED that Prince William Board of County Supervisors hereby authorizes execution of the attached License Agreement between the Prince William Board of County Supervisors and Dumfries District Little League for use of the auxiliary building at Fuller Heights Park;

April 13, 2021
Regular Meeting
Res. No. 21-212
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BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Department Director to execute such documents necessary to affect the intent of this resolution and approved as to form by the County Attorney's Office.

ATTACHMENT: 2021 - 2026 License Agreement

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

**LICENSING AGREEMENT
BETWEEN
PRINCE WILLIAM COUNTY BOARD OF SUPERVISORS
AND
DUMFRIES DISTRICT LITTLE LEAGUE**

I. Purpose

The purpose of this Licensing Agreement between the Prince William County Board of Supervisors (County) and Dumfries District Little League (DDLL) is to provide for the use of the 2,500 square foot block/concrete, two-story structure, with a wood frame roof--located in Fuller Heights Park at the baseball complex, and the land immediately under the building, together with a reasonable right of access over the existing travel ways. This agreement formalizes the local governmental and non-governmental partnership between the County and DDLL and sets forth the general terms and conditions that will guide the parties in sustaining a long-term working relationship. Nothing in this Agreement is to be construed as a leasehold or any interest in real estate to the property.

II. Terms

The parties acknowledge that a long-term sustained relationship is essential to the benefit of youth athletics in the County. In consideration of the effort of all parties, this Agreement shall begin on the date executed by the County and DDLL and shall continue for five years. This Agreement may be terminated at any time by the County. This Agreement may be renewed by DDLL and the County for another five-year term, provided that the County maintains the right to terminate at any time.

III. DDLL Responsibilities

- To only use the premises for storing league equipment, offering a food concession service to league participants and spectators, and conducting meetings of DDLL.
- To comply with County's ordinances, the Department of Parks and Recreation's Community Use Manual, and all laws of Virginia and the United States as they are applicable in DDLL league program operation.
- To keep all necessary permits required for any or all operations and improvements at the facility and to provide copies of the permits to the County.
- To restrict parking to the designated areas.
- To provide the County with an annual report on the use of the premises and improvements planned by the third week of January, yearly.
- May not assign the rights under this Agreement to another party, excluding rental of the facilities for short term public use activities.

- May use the premises for certain limited events open to the public such as clinics, camps, training, etc. with the permission of the County.
- May not make alterations, additions, or improvements to exterior of the facility without the County's permission, which shall become part of the property upon termination of the Agreement.
- To ensure that any improvements must be consistent in the support of League baseball and must be in compliance with the County Code.
- To maintain and keep in good repair and condition the premises and fixtures, including concession equipment.
- To maintain all facility structures and enhancements and day-to-day cleaning services inside facility. Facility structures shall include all mechanical systems required to support the structure and must be maintained in a manner consistent with the County's promulgated standards. All improvements to equipment purchased by DDLL shall be DDLL's property, but the County maintains the option to buy the improvements if this Agreement is terminated.
- Is responsible for repairs, renovations, and replacements to the exterior and interior of the facility. Exterior includes but is not limited to the roof, outside windows, steps, guttering, and siding.
- Replace or repair all plumbing and electrical systems, roof, furnace, broken or damaged glass, screen, locks, drywall, flooring, and wood at DDLL's expense to the County's satisfaction.
- To keep any grass within twenty-five feet of the premises and shrubbery on the premises trimmed and otherwise maintain the grounds in good order.
- To keep any gutters and downspouts cleaned and clear of leaves, needles, and other debris.
- To unstop and keep clean all waste pipes.
- To keep all doors and windows closed during rain and snow.
- To meet with a representative of the County annually to inspect the facility and to determine what appropriate maintenance or preventive maintenance is needed and to be sure the premises is in good working order with reasonable wear and tear expected. A copy of the annual report is to be signed by both parties.
- To provide keys to the facility and any codes necessary to enter to the County and notify County by in writing or email whenever locks or codes change.
- To obtain insurance with the County as the beneficiary in the amount of \$1,000,000 for bodily harm and property damage per occurrence.
- To notify the County if DDLL will be absent from the premises for longer than seven days.

IV. County's Responsibilities

- To maintain grounds beyond the twenty-five foot perimeter maintained by DDLL.

- To provide reasonable notice and arrive at a reasonable time when the County wishes to enter the property to make necessary or agreed upon repairs, decorations, alterations, or improvements.
- To give notice to DDLL within twenty-four hours after the County enters the premises in an emergency.

V. Violations of the Terms of this Agreement

In the event of that the County determines there is any breach of this agreement, the County will send notice to DDLL stating the conditions of the breach and the requirements to correct the breach. DDLL shall have thirty days to correct the breach to the County's satisfaction. If the correction is made to the County's satisfaction, the matter will be considered closed. If the correction is not made to the County's satisfaction, the County may cause work to be done to correct the breach and have DDLL to pay the bill or terminate this Agreement. The County shall have the exclusive right to determine which remedy to choose. Notwithstanding the remedies provided for in this Agreement, the County is entitled for all remedies in law and in equity for breaches of this Agreement, and the County retains the ability to terminate for convenience as provided for in Section VIII of this Agreement.

VI. Liability

The County shall not be liable for any injury or damage to persons or property caused either by or resulting from falling plaster, dampness, overflow or leakage upon or into the property of water, rain, snow, ice, sewage, steam, gas or electricity or by any breakage in or malfunction of pipes, plumbing, fixtures, air conditioners, or appliances, or leakage, breakage, or obstruction of soil pipes, nor for any injury or damage from any other cause, unless any such injury or damage shall be the result of willful misconduct of the County, and DDLL shall give prompt notice to the County of any of the forgoing occurrences, however caused. All personal property of DDLL shall remain on the premises at their sole risk and the County shall not be liable in any way.

VII. Indemnification

DDLL shall indemnify, hold harmless and assume the defense of the County, its agents, employees, and officials, from any and all liability, expenses, or claims which may be recovered from, or sought to be recovered from the County, its employees, officials, and agents by reason of or on account of any property damage, injury or death of any person arising from DDLL usage of the facilities. In discharge of this obligation, DDLL agrees, at its expense, to obtain and keep in full force and effect at all times during the term of this Agreement, comprehensive public liability insurance in at least the amount of \$1,000,000 combined single limited coverage against general public liability for injuries to or death of persons or damage to property and \$300,000 in Fire Legal Liability

insurance. Such insurance policies shall also name the County, its employees, officials and agents as “additional” insured parties. DDLL shall furnish the County’s Risk Management Division with a copy of said insurance policy or certificate showing the insurance coverage to be in full force and effect before occupying any building or beginning any play on fields. Such insurance policy or certificate shall contain provisions providing that the County shall be given 30 days prior written notice of any cancellation or reduction in the required coverage. The insurance required hereunder shall be primary and any insurance or self-insurance maintained by the County shall be in excess of and shall not contribute with the insurance provided by DDLL under this agreement. Any deductibles or self-insurance retentions applicable to the required coverage shall be paid by DDLL and the County shall not be required to participate therewith. All rights of subrogation against the County and DDLL shall be waived. Maintenance of the coverage required hereby shall fully satisfy DDLL obligation to indemnify the County, and its employees, officials and agents and the County expressly agrees that so long as this coverage is kept in force, PWC shall have no obligation to indemnify the County outside the coverage provided by the policy.

VIII. Termination

Both Parties may terminate this Agreement at any time for convenience by providing sixty days’ notice to the other party. This Agreement may also terminate if both parties decide not to renew it at the end of its term.

Upon termination of the Agreement, DDLL will promptly vacate the premises, all items of personal property of DDLL will be removed, and the premises left in good and clean order, reasonable wear and tear expected. If DDLL fails to promptly vacate the property, the County may bring an action for possession and damages against DDLL including reasonable attorney’s fees.

IX. Notice

Notices to DDLL under this agreement shall be sufficient if sent by registered mail, postage prepaid, addressed to its President at PO Box 257, Triangle VA 22172, or to such other person or address as DDLL may designate from time to time.

Notices to the County under this agreement shall be sufficient if sent by registered mail, postage prepaid, addressed to the Department of Parks and Recreation, Prince William County at 14420 Bristow Road, Manassas, VA 20112, or to such other entity as the County may direct from time to time.

X. Miscellaneous

This Agreement is considered the only agreement between the parties with all understandings and arrangements incorporated herein. The laws of Virginia shall govern

the validity, interpretation, performance, and enforcement of this agreement. The parties further agree that any legal action or proceeding arising out of this Agreement shall be commenced and tried in the General District Court or Circuit Court of Prince William County, Virginia to the express exclusion of any other forum.

If any of the provision or covenants of this Agreement is deemed invalid or unenforceable, such invalidity or unenforceability shall not invalidate or render unenforceable the entire Agreement, but rather the entire Agreement shall be construed as if not containing the particular invalid or unenforceable provision or provisions, and the rights and obligations of the County and DDLL shall be construed and enforced accordingly.

This agreement is effective upon the endorsement of both parties.

For Prince William County:

Name	Title	Date
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For Dumfries District Little League:

Name	Title	Date
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MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-213**

SECOND: BODDYE

RE: AUTHORIZE A TWELVE-MONTH EXTENSION TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE PRINCE WILLIAM BOARD OF COUNTY SUPERVISORS AND THE CHARLIE BOONE TRAILS MEMORIAL FOUNDATION FOR DEVELOPMENT OF A PUBLIC PARK ON COUNTY-OWNED LAND - OCCOQUAN MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the Prince William Board of County Supervisors (Board) owns a 5.59 acre parcel of unimproved parkland at 12490 Everest Peak Lane, in the Occoquan Magisterial District; and

WHEREAS, on November 19, 2019, the Board approved a Memorandum of Understanding (MOU) between the Charlie Boone Trails Memorial Foundation (CBTMF) and the Department of Parks, Recreation, and Tourism (DPRT) for development of a public skate park, BMX bike trails, and associated amenities on the Everest Peak Lane property; and

WHEREAS, the 2019 MOU stipulates that CBTMF will have twenty-four (24) months to produce an engineer's cost estimate and all construction and bid documents required for project bidding and if such items were not complete at the end the twenty-four (24) months the MOU would terminate on December 11, 2021; and

WHEREAS, CBTMF has requested a twelve (12) month extension of the MOU due to CBTMF encountering administrative complications with their tax-exempt status, delaying their fundraising efforts;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes a twelve-month extension to the Memorandum of Understanding between the Prince William Board of County Supervisors and the Charlie Boone Trails Memorial Foundation for development of a public park on County-owned land;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Parks, Recreation, and Tourism Director to execute such documents as necessary to affect the intent of this resolution and approved as to form by the County Attorney's Office.

Votes:

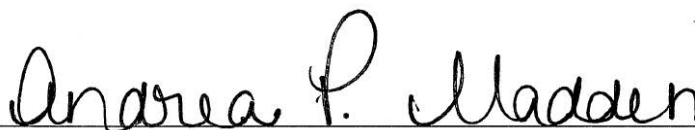
Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-214**

SECOND: BODDYE

RE: AUTHORIZE A MEMORANDUM OF UNDERSTANDING BETWEEN THE PRINCE WILLIAM BOARD OF COUNTY SUPERVISORS AND THE GAINESVILLE HAYMARKET BASEBALL LEAGUE FOR THE PURPOSE OF PARTNERING ON THE CONSTRUCTION OF TWO NEW BULL PENS ON FIELD #5 AT CATHARPIN REGIONAL PARK – GAINESVILLE MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, Prince William County (County) is the owner of approximately 101.7693 acres of land located at 12500 Kyle Wilson Way, Catharpin, Virginia, 20143, also known as Catharpin Regional Park; and

WHEREAS, the Department of Parks, Recreation, and Tourism (DPRT) has a long-standing partnership with the Gainesville Haymarket Baseball League (GHBL) to provide youth baseball programming for Prince William County residents at Catharpin Regional Park; and

WHEREAS, GHBL is a non-profit organization, fully chartered with the Cal Ripkin Division of the Babe Ruth League, to provide baseball in Prince William County and has approximately 1,650 children playing youth baseball each season; and

WHEREAS, GHBL desires to invest in constructing two (2) new bullpens at Field #5 at Catharpin Park to enhance player experience; and

WHEREAS, the Prince William Board of County Supervisors (Board) recognizes the significant community benefit that the citizens of Prince William County derive from public-private partnerships; and

WHEREAS, a Memorandum of Understanding (MOU) between the County and GHBL will establish certain privileges and expectations of GHBL in their use of their investment in the project while ensuring public access; and

WHEREAS, it is in the community's financial interest to leverage public funds for private investment and the County has a successful record of partnering with sports leagues to offset general tax support for park capital projects;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the attached Memorandum of Understanding between the Prince William Board of County Supervisors and the Gainesville Haymarket Baseball League for the purpose of partnering on the construction of two new bull pens on Field #5 at Catharpin Regional Park;

April 13, 2021
Regular Meeting
Res. No. 21-214
Page Two

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Department Director to execute such documents necessary to affect the intent of this resolution as reviewed and approved as to form by the County Attorney's Office.

ATTACHMENT: Memorandum of Understanding between Prince William Board of County Supervisors and the Gainesville Haymarket Baseball League

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

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE PRINCE WILLIAM BOARD OF COUNTY SUPERVISORS AND
THE GAINESVILLE HAYMARKET BASEBALL LEAGUE FOR TWO BULLPENS
AT FIELD #5 AT CATHARPIN REGIONAL PARK**

This **Memorandum of Understanding** ("MOU") is entered into on this _____ day of _____ 2021, by and between the Board of County Supervisors of Prince William County, Virginia (the "Board") and the _____, Gainesville Haymarket Baseball ("GHBL") for the purpose of partnering on the construction of two new bull pens along the first and third base line of Field #5 at Catharpin Regional Park, a County-owned property (the "Project").

RECITALS

WHEREAS, Prince William County(County) is the owner of approximately 101.7693 acres of land located at 12500 Kyle Wilson Way, Catharpin, VA, also known as Catharpin Regional Park and desires to support and accept the Project; and

WHEREAS, the Department of Parks Recreation, and Tourism ("DPRT") has a long-standing partnership with the GHBL to provide youth baseball programming for Prince William County residents at Catharpin Regional Park; and

WHEREAS, GHBL is a non-profit organization, fully chartered with the Cal Ripkin Division of the Babe Ruth League to provide baseball in Prince William County and has approximately 1600 children playing youth baseball each season;

WHEREAS, GHBL desires to invest in constructing two new batting cages at Field #5 at the Subject Property as described in Exhibit 1, which is attached hereto and made part of this Agreement; and

WHEREAS, the Board of County Supervisors recognizes the significant community benefit that the citizens of Prince William County derives from public-private partnerships; and

NOW, THEREFORE, in consideration of mutual covenants herein contained and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree that their respective obligations under this agreement shall be as follows:

1. GHBL, via a General Contractor, will construct two Bullpens along the first and third base line of Field #5 at Catharpin Park. GHBL will be responsible for all permits and inspections necessary to complete the project.

GHBL, via a General Contractor, will provide the Scope of Work (SOW), Aerial Map of location and a Miss Utility Site assessment to DPRT prior to beginning any construction. GHBL shall be responsible for all expenses associated with the project.

3. GHBL agrees to repair/maintain the new bullpens along with all existing amenities located at Catharpin Park constructed by or on behalf of GHBL in accordance with the conditions set forth by DPRT. Failure to maintain amenities may result in removal by DPRT.

4. GHBL and its Contractor agree to maintain general liability insurance in the following amounts until construction is complete and the County accepts possession of the bullpens. . The policy certificates shall be delivered to DPRT prior to start of work.

- a. \$1,000,000 for bodily harm; and property damage per occurrence
- b. \$300,000 in Fire Legal Liability insurance
- c. Comprehensive Automobile Liability Bodily Injury & Property Damage for \$1,000,000
- d. The insurance policy must contain an endorsement naming Prince William County as an additional insured.

5. The bullpens will be the property of Prince William County and made available for community use consistent with permits issued for the athletic field closest to the amenities. Community use will not be authorized at any time that scheduled activities of the GHBL are permitted, including practices, games or any other scheduled GHBL event (opening and closing ceremonies, etc.). All GHBL activities must be scheduled in advance through the DPRT Sports Services Department.

6. There may be instances that the bullpens will be made unavailable due to the need for maintenance or some other unforeseen circumstance. These closures are at the sole discretion of DPRT.

7. GHBL will provide all necessary maintenance on the bullpens, to include mowing, litter and graffiti removal, and repairs to fencing and netting as needed.

8. GHBL will provide keys to the bullpens, and any codes necessary to enter, to the County and notify County in writing or email whenever locks or codes change.

9. This Agreement is considered the only agreement between the parties with all understandings and arrangements incorporated herein. The laws of Virginia shall govern the validity, interpretation, performance, and enforcement of this Agreement. The parties further agree that any legal action or proceeding arising out of this Agreement shall be commenced and tried in either the General District Court or the Circuit Court of Prince William County, Virginia to the express exclusion of any other forum.

Signature Page Follows

Gainesville Haymarket Baseball League
BY:

President

Prince William County Department of Parks, Recreation, and Tourism
BY:

Seth Hendler-Voss
Parks, Recreation, and Tourism Director
14420 Bristow Road
Manassas, VA 20112

**APPROVED AS TO FORM
COUNTY ATTORNEY**

Edwin Ward

Date: 03/23/2021

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-215**

SECOND: BODDYE

RE: APPROVE THE INTERJURISDICTIONAL AND COOPERATIVE AGREEMENT WITH ARLINGTON COUNTY FOR ORGANIC MATERIAL AT THE BALLS FORD COMPOST FACILITY – BRENTSVILLE MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the County has operated a yard waste composting facility on Balls Ford Road since 1994, with the composting portion of the facility financed and operated by a private company under an Agreement with the County; and

WHEREAS, County staff manages the overall facility, which also includes a convenience center for residents to drop off refuse and recyclables; and

WHEREAS, on January 20, 2015, by Resolution Number (Res. No.) 15-53, the Prince William Board of County Supervisors (Board) approved an Agreement and License to Use Real Property with Freestate Farms LLC (Freestate) to construct, operate, and provide Organics Waste Management Facilities and Services (Agreement); and

WHEREAS, this Agreement became effective on February 17, 2015, and Freestate took over the operations of the existing facilities on July 1, 2015; and

WHEREAS, the County's agreement with Freestate allows Freestate to secure additional materials (subject to availability of throughput capacity) as feedstock for their operations at the Balls Ford Road Facility (Compost Facility); and

WHEREAS, Freestate desires to receive and process certain yard waste, food scraps, and soiled paper (Organic Material) from Arlington County, Virginia; and

WHEREAS, pursuant to our agreement with Freestate, the County is seeking the authorization to enter into an agreement with Arlington County; and

WHEREAS, the term of this Agreement shall be five (5) years from the date of execution; and

WHEREAS, upon the expiration of the original term, the Agreement shall automatically renew for succeeding terms of one (1) year each unless either party provides a sixty (60) days' notice of termination to the other Party prior to the renewal date; and

WHEREAS, the County reserves the right to limit, suspend, or terminate this Agreement or acceptance of organic material after sixty (60) days' notice to Arlington County; and

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Res No. 21-215
Page Two

WHEREAS, in the event of unforeseen emergency circumstances at the Compost Facility, the County shall have the right to immediately suspend this Agreement until such time as the emergency circumstances are resolved; and

WHEREAS, in cases of limited processing capacity at the Compost Facility, such capacity will be available first to Organic Material from the County before capacity will be made available for Organic Material from Arlington County; and

WHEREAS, it is the recommendation of staff that the Board approve the Interjurisdictional and Cooperative Agreement with Arlington County for the acceptance of Organic Material at the Balls Ford Road Yard Waste Facility;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the Interjurisdictional and Cooperative Agreement with Arlington County for Organic Material at the Balls Ford Road Yard Waste Facility;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Public Works to sign the Agreement, in a final form to be approved by the County Attorney's Office.

ATTACHMENT: Interjurisdictional and Cooperative Agreement between Prince William County and Arlington County for acceptance of Organic Material

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

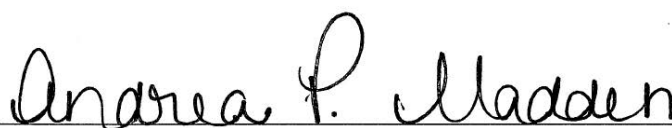
County Attorney

Director of Finance

Director of Public Works

Assistant Director of Public Works for Solid Waste

ATTEST:



Clerk to the Board

INTERJURISDICTIONAL AND COOPERATIVE AGREEMENT

This Interjurisdictional and Cooperative Agreement (“Agreement”) is between Prince William County, acting through the Prince William County Solid Waste Division (“PWC SWD”) and Arlington County, acting through the Arlington County Department of Environmental Services (“ACDES”), collectively (the “Parties”) for the acceptance of yard waste/food scraps/soiled paper (“Organic Material”) at the Prince William County Balls Ford Road Compost Facility, 13000 Balls Ford Road Manassas, VA 20109 (“Compost Facility”).

The Parties agree as follows:

1. Term

The Term shall be five (5) years from the date of execution (“Execution Date”). Upon the expiration of the original term, the Agreement shall automatically renew for succeeding terms of one (1) year each unless either Party provides a sixty (60) days’ notice of termination to the other Party prior to the renewal date. ACDES may terminate this Agreement with sixty (60) days’ notice to PWC SWD. PWC SWD reserves the right to limit, suspend, or terminate this Agreement or acceptance of organic material after sixty (60) days’ notice to ACDES. Notwithstanding the forgoing, in the event of unforeseen emergency circumstances that significantly affect processing at the Compost Facility (such as, but not limited to, a fire at the Compost Facility), PWC SWD shall have the right to immediately suspend this Agreement and/or acceptance of organic material until such time as the emergency circumstances are resolved.

2. Delivery, Payments, and Pricing

All deliveries, billing and payments shall be done in accordance with the latest adopted Regulations for Prince William County Solid Waste Facilities, Rules of Operation for the Compost Facility, and the Yard Waste Fee Schedule, as amended from time to time. Invoicing shall occur on a monthly basis. ACDES is not required to deliver any specified or minimal amount of Organic Material to PWC SWD. In cases of limited processing capacity at the Compost Facility, such capacity will be available first to Organic Material from Prince William County before capacity will be made available for Organic Material from Arlington County.

3. Damages

Both Parties agree that neither Party will be responsible for damages caused by the negligence of the other Party, their employees or contractors.

4. Amendment

This Agreement may only be modified by written amendment, signed by both Parties.

5. Sovereign Immunity

Nothing in this Agreement shall be deemed a waiver of the sovereign immunity of any of the Contributing Member Jurisdictions.

6. Applicable Law; Venue

This Agreement shall be construed, governed and interpreted by and in accordance with the laws of the Commonwealth of Virginia. Any litigation with respect to this Agreement shall be brought before a court of competent jurisdiction in the Commonwealth of Virginia.

7. Effective Date

This Agreement shall be effective upon the execution of the Parties. The date of execution will be the date of the last signature.

8. Authorized Signatory

Each individual signing this Agreement represents that he or she is authorized to bind the Party for whom he or she is signing and so acknowledges by executing below.

PRINCE WILLIAM COUNTY, VIRGINIA

ARLINGTON COUNTY, VIRGINIA

Name and Title Print

Name and Title Print

Signature

Date

Signature

Date

SEEN AND AGREED:

WOF NE FREESTATE PROJECT, LLC

Name and Title Print

Signature

Date

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No.21-216**

SECOND: BODDYE

RE: TRANSFER \$150,000 FROM THE COURTHOUSE SECURITY SYSTEM CAPITAL PROJECT TO THE JUDICIAL CENTER MASTER PLAN UPDATE CAPITAL PROJECT – BRENTSVILLE MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the existing Judicial Center Master Plan (Master Plan) was updated in 2004, and needs to be updated to address expanding and changing space needs; and

WHEREAS, the project budget for the Master Plan Update is \$416,726, which is based upon project completion by the end of Calendar Year 2021, and estimated costs of \$263,970 for architectural / engineering services, a 30% contingency of \$79,191 for contractual modifications, and \$73,565 for estimated in-house cost recovery of administrative and project management costs; and

WHEREAS, there is currently \$266,726 remaining the in the Judicial Center Master Plan Update project (project 18C15004). An additional \$150,000 is needed to fully fund the project; and

WHEREAS, \$150,000 is available in the Courthouse Security System project (project 17C15002); and

WHEREAS, staff recommends that the Prince William Board of County Supervisors (Board) transfer, budget, and appropriate \$150,000 from the Courthouse Security System capital project to the Judicial Center Master Plan Update capital project (Project 18C15004);

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the transfer of \$150,000 from the Courthouse Security System capital project to the Judicial Center Master Plan Update capital project.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Director of Facilities and Fleet Management
County Attorney

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-217**

SECOND: BODDYE

RE: BUDGET AND APPROPRIATE \$68,938 FROM THE LAKE JACKSON SERVICE DISTRICT FUND BALANCE FOR COSTS ASSOCIATED WITH TAR AND CHIP ROAD IMPROVEMENTS – COLES MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the Lake Jackson Sanitary District was created by a May 30, 1991, Order of the Circuit Court pursuant to a petition filed by the citizens of Lake Jackson Hills, for the purpose of maintaining the roads within the Lake Jackson Hills Subdivision as these roads do not meet minimum standards to be taken into the state-maintained road system; and

WHEREAS, on April 7, 1992, pursuant to Prince William Board of County Supervisors (Board) Resolution Number (Res. No.) 92-369, an advisory committee of citizens residing in or owning properties in the Lake Jackson Sanitary District was established to provide advice and recommendations to the Board on the operation of the Sanitary District and on the maintenance of roads in the Lake Jackson Sanitary District; and

WHEREAS, the committee members are appointed by the Board, which is the governing body of the Lake Jackson Sanitary District; and

WHEREAS, on May 5, 1992, in accordance with Board Res. No. 92-484, and pursuant to Section 15.1-18.3 VA Code Ann., the Lake Jackson Service District was created using the same boundaries as those of the Lake Jackson Sanitary District; and

WHEREAS, the Service District has the authority to levy a tax on all property within the Service District for, among others, road maintenance purposes; and

WHEREAS, a special levy was established in 1993, to support the maintenance of non-state-maintained roads within the Lake Jackson Service District; and

WHEREAS, the levy is collected by the County's Finance Department and recorded in a separate special revenue fund that is managed by the Department of Public Works; and

WHEREAS, Service District levy funds are dedicated to road maintenance, improvements, and snow removal; and

WHEREAS, on February 9, 2021, the Board signed the *Lake Jackson Sanitary District/Service District Road Maintenance Agreement*, Res. No. 21-059, which defines the roles and responsibilities of the County, the Advisory Committee, and the Citizen's Association in relation to road maintenance within the District; and

April 13, 2021
Regular Meeting
Res. No. 21-217
Page Two

WHEREAS, the Department of Public Works, upon request from the Lake Jackson Sanitary District Advisory Committee, coordinates road maintenance, improvements, and snow removal services with a County contractor; and

WHEREAS, Public Works is also responsible for the management of levy funds to the Lake Jackson Service District; and

WHEREAS, the Lake Jackson Advisory Committee has identified roads that need tar and chip road improvements within the Service District; and

WHEREAS, the staff of Public Works concurs with their recommendations; and

WHEREAS, \$68,938 is available in the Lake Jackson Service District Fund balance, which can be used for tar and chip road maintenance;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby budgets and appropriates \$68,938 from the Lake Jackson Service District fund balance for costs associated with tar and chip road improvements;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes any remaining funds not encumbered in Fiscal Year 2021 to be reappropriated in Fiscal Year 2022 to complete the work.

Votes:

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

Nays: None

Absent from Vote: None

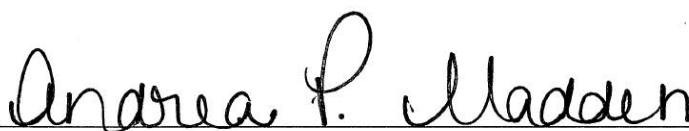
Absent from Meeting: None

For Information:

Director of Public Works

Assistant Director of Public Works for Environmental Services

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-218**

SECOND: BODDYE

RE: TRANSFER, BUDGET, AND APPROPRIATE \$16,500,000 IN GENERAL USE PROFFER FUNDS TO THE SCHOOL BOARD FOR SCHOOL CAPITAL IMPROVEMENTS

ACTION: APPROVED

WHEREAS, the Prince William County School Board (School Board) has identified a need to construct additions to older facilities and build new schools to increase capacity to serve increasing school enrollment in Prince William County (County); and

WHEREAS, the School Board has requested the transfer of \$16,500,000 in proffer funds to be used for land acquisition needs for the construction of the fourteenth high school, an elementary school in the Occoquan and Woodbridge area, and other future schools identified as part of the Capital Improvement Program; and

WHEREAS, the schools proffer account has approximately \$25,100,000 as of March 1, 2021; and

WHEREAS, the Prince William Board of County Supervisors must budget and appropriate the requested funds in order to transfer the funds to the School Board; and

WHEREAS, the developers of various subdivision projects in the County have contributed proffer funds for School capital improvements Countywide; and

WHEREAS, \$16,500,000 is available in the County's school proffer account; and

WHEREAS, staff recommends the transfer and use of the applicable funds for this purpose;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the transfer, budgeting, and appropriation of \$16,500,000 in general use proffer funds to the Schools Board's Construction Fund to be used for land acquisition needs for the construction of the fourteenth high school, an elementary school in the Occoquan and Woodbridge area, and other future schools identified as part of the Capital Improvement Program.

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Res. No. 21-218
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ATTACHMENTS: List of Collected Proffer Contributions
Superintendent Memo to County Executive

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Superintendent of Schools

Director of Planning

Director of Finance

CIP Coordinator

Proffer Administrator

ATTEST: _____

Andrea P. Madden

Clerk to the Board

Schools Available Monetary Proffers (March 2021)

Project Name	Proffer Case	Planning Case	Magisterial District	Amount
Saratoga Hunt	PRO2001-01143	PLN2000-00115	Coles	\$ 28,984.61
Cannon Bluff Estates	PRO2002-01481	PLN2001-00147	Occoquan	\$ 41,411.01
Running Creek	PRO2002-01725	PLN2001-00164	Occoquan	\$ 40,456.05
Eagles Point	PRO2003-01088	PLN2001-00175	Potomac	\$ 855,716.82
Spring Hill Farms	PRO2004-00693	PLN2003-00045	Coles	\$ 52,887.64
Classic Ridge	PRO2004-01127	PLN2003-00424	Coles	\$ 73,074.75
Hope Hill Crossing	PRO2006-00776	PLN2005-00256	Coles	\$ 125,342.65
Hidden Creek	PRO2006-00939	PLN2005-00301	Coles	\$ 84,285.84
Clarke Property	PRO2007-01464	PLN2006-00534	Occoquan	\$ 198,508.36
May's Quarter	PRO2009-00655	PLN2006-00898	Occoquan	\$ 2,004,007.57
Neabsco Common	PRO2009-00230	PLN2009-00554	Neabsco	\$ 2,014,025.24
Hoadly Manor Estates II	PRO2012-01158	PLN2011-00059	Neabsco	\$ 257,915.34
Bradley Square S3-S6	SC2018-00083	PLN2011-00268	Coles	\$ 18,241.03
Wellington Glen	PRO2011-00359	PLN2012-00105	Brentsville	\$ 309,000.24
Lake Manassas, Parcel B-2-B	PRO2013-00323	PLN2012-00120	Brentsville	\$ 490,945.34
Hoadly Manor Estates	PRO2014-00670	PLN2012-00306	Neabsco	\$ 596,080.22
Rivergate	SC2015-20591	PLN2013-00009	Woodbridge	\$ 1,113,142.10
Hickory Falls (Glass Estate)	PRO2014-00147	PLN2013-00011	Occoquan	\$ 304,266.00
Bradley Square S1, S2	PRO2013-01041	PLN2013-00040	Coles	\$ 1,151,113.14
Featherstone Square	PRO2014-00638	PLN2013-00046	Woodbridge	\$ 390,339.38
Woodland Farms	PRO2014-00046	PLN2013-00101	Coles	\$ 43,305.41
Heritage Crossing Sec 3	PRO2015-04210	PLN2014-00020	Coles	\$ 379,306.80
Heritage Crossing Sec 3	SC2018-00138	PLN2014-00020	Coles	\$ 36,071.61
Cayden Ridge	SC2016-00031	PLN2014-00231	Coles	\$ 1,608,825.19
Richmond Station	SC2016-00846	PLN2014-00316	Coles	\$ 73,755.72
Richmond Station	SC2016-00847	PLN2014-00316	Coles	\$ 84,715.52
Mallard's Overlook South	SC2016-00378	PLN2014-00374	Potomac	\$ 946,349.86
Old Dominion Hunt	PRO000836	REZ1987-0042	Brentsville	\$ 35,340.00
Old Dominion Hunt	PRO000837	REZ1987-0042	Brentsville	\$ 27,450.00
Powell's Landing	PRO001469	REZ1988-0023	Woodbridge	\$ 54,121.72
Thomas Mill	PRO001003	REZ1988-0026	Coles	\$ 35,360.00
Bellewood	PRO002898	REZ1990-0041	Potomac	\$ 2,692.40
Immanuel Anglican Church	SC2016-00446	REZ2015-20001	Coles	\$ 20,859.55
Haymarket Crossing	SC2016-00544	REZ2015-20010	Gainesville	\$ 1,953,384.70
Grant Avenue Assemblage Addition	SC2017-00282	REZ2016-00003	Coles	\$ 546,302.03
Apollo Enterprises, LLC	SC2019-00085	REZ2016-00018	Neabsco	\$ 374,894.22
Apollo Enterprises, LLC	SC2019-00086	REZ2016-00018	Neabsco	\$ 45,720.00
Featherstone Square - Addition Proffer Amendment	SC2018-00607	REZ2016-00025	Woodbridge	\$ 81,801.94
			TOTAL	\$ 16,500,000.00



March 26, 2021

Christopher E. Martino
County Executive
1 County Complex Court
Prince William, Virginia 22192

RE: Proffer Funds Transfer

Dear Mr. Martino,

The School Board will consider a resolution requesting the Board of County Supervisors transfer, budget, and appropriate \$16,500,000 in school proffer funds at its April 7, 2021 Regular Session meeting. These funds will be used to support land acquisition needs to include the 14th High School, an elementary school in the Occoquan/Woodbridge area, and other future schools identified in the Capital Improvements Program. A copy of the signed resolution will be forwarded following the April 7, 2021 meeting.

The School Board would appreciate you including this item on the agenda for the Board of County Supervisors' April 13, 2021 meeting to consider this proffer funds transfer and appropriate request so the proffered funds are readily available for the land purchases. The land acquisition needs are based on the School Board FY 2022-31 Capital Improvements Program.

If you or your staff have any questions or need additional information, please do not hesitate to contact me.

Sincerely,


Steven Walts (Mar 26, 2021 17:22 EDT)

Steven L. Walts

c: Parag Agrawal, Planning Director
Lisa Fink-Butler, Proffer Administrator

DR. STEVEN L. WALTS
Superintendent of Schools

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-219**

SECOND: BODDYE

**RE: PROCLAIM – APRIL 18-24, 2021 – CRIME VICTIMS’ RIGHTS WEEK IN PRINCE
WILLIAM COUNTY**

ACTION: APPROVED

WHEREAS, the victims’ rights movement has resulted in the passage of laws at the local, state, and federal levels that established essential rights for victims; and

WHEREAS, crime victims’ rights acts passed in Virginia, and at the federal level, have provided victims with ways to participate meaningfully throughout the criminal justice process; and

WHEREAS, crime can leave a lasting impact on any person, regardless of age, national origin, race, creed, religion, gender, sexual orientation, immigration, or economic status; and

WHEREAS, incorporating communities’ existing experts and trusted sources of support into efforts to fully serve survivors will develop a criminal justice system response that is truly accessible and appropriate for all victims of crime; and

WHEREAS, with the unwavering support of their communities and victim service providers behind them, survivors will be empowered to face their grief, loss, fear, anger, and hope without fear of judgement, and will feel understood, heard, and respected; and

WHEREAS, we are determined to respond to crime and violence by helping victims find not only support, recovery, and justice, but also a sense of hope for their future; and

WHEREAS, the rights of crime victims are best protected when all participants in the criminal justice process – not only victims – are appropriately educated about victims’ rights; and

WHEREAS, National Crime Victims’ Rights Week provides an opportunity to recommit to ensuring that accessible, appropriate, and trauma-informed services are offered to all victims of crime; and

WHEREAS, the Office of the Commonwealth’s Attorney Victim Witness Assistance Program is hereby dedicated to strengthening victims and survivors in the aftermath of crime, building resilience in our communities and our victim service providers, and bringing hope and healing to all victims and survivors;

April 13, 2021
Regular Meeting
Res. No. 21-219
Page Two

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby proclaims the week of April 18-24, 2021 as Crime Victims' Rights Week in Prince William County.

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:

Office of the Commonwealth's Attorney, Victim Witness Assistance Program

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-220**

SECOND: BODDYE

RE: PROCLAIM - APRIL 18-24, 2021 - NATIONAL VOLUNTEER WEEK

ACTION: APPROVED

WHEREAS, National Volunteer Week was established in 1974 to celebrate the impact of volunteers in their respective communities and inspire others to serve; and

WHEREAS, volunteers across Prince William County serve the community with pride and commitment, continuously enhancing the quality of life in Prince William County and supporting the County's strategic vision to be a Community of Choice; and

WHEREAS, as Virginia Cooperative Extension Prince William and numerous other programs and community organizations thrive with volunteer participation, increasing the number of residents who are touched by quality-of-life services and programs; and

WHEREAS, Virginia Cooperative Extension Prince William has a diverse and highly trained group of volunteers who assist staff in providing educational programs on protecting the environment, parenting, nutrition, personal finances, and 4-H youth development; and

WHEREAS, in Fiscal Year 2020, 774 enrolled volunteers gave 30,590 hours in support of VCE programs. The value of their time is the equivalent of 15.6 full time staff and equals \$834,189; those volunteers served over 19,466 citizens in the community through Virginia Cooperative Extension Prince William education and outreach programs; and

WHEREAS, individuals and groups play an important role by building a successful, strong, and vibrant community and playing a critical role in the quality-of-life and well-being of residents;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors, in partnership with Virginia Cooperative Extension Prince William, hereby proclaims April 18-24, 2021 as National Volunteer Week, and recognizes and thanks all of those who lend their time, talent, voice, and support to causes they care about and urge all citizens of Prince William County to consider volunteering.

Votes:

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

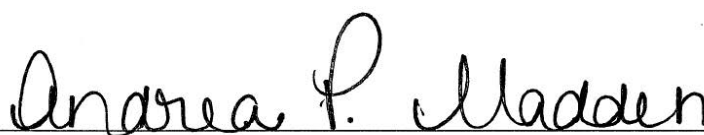
Nays: None

Absent from Vote: None

Absent from Meeting: None

Abstain from Vote: Candland, Vega

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-221**

SECOND: BODDYE

RE: PROCLAIM - APRIL 2021 - FAIR HOUSING MONTH

ACTION: APPROVED

WHEREAS, Title VIII of the Civil Rights Act also known as The Fair Housing Act, was signed into law by President Lyndon B. Johnson on April 11, 1968, with the goal of eliminating racial segregation and ending housing discrimination; and

WHEREAS, the Fair Housing Act prohibits discrimination in housing based on race, color, religion, sex, familial status, national origin, disability, sexual orientation, and gender identity, and further recipients of federal funding to affirmatively further fair housing in their communities; and

WHEREAS, the Virginia Fair Housing Law further prohibits discrimination in housing based on the source of funding and veteran status; and

WHEREAS, Prince William County is committed to the mission and intent of Congress to provide fair and equal housing opportunities for all; and

WHEREAS, our social fabric, the economy, health, and environment are strengthened in diverse, inclusive communities; and

WHEREAS, more than fifty years after the Fair Housing Act was signed into law, discrimination persists; and

WHEREAS, continued acts of housing discrimination and barriers to equal opportunity are illegal and run contrary to common sense, decency, and fairness;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby proclaims the month of April 2021, as Fair Housing Month in Prince William County, an inclusive community committed to fair housing, and to promoting appropriate activities by public and private entities to provide and advocate for equal housing opportunities for all current and prospective residents of the county.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: None

Abstain from Vote: Candland, Vega

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 13, 2021
Regular Meeting
Res. No. 21-222**

SECOND: BODDYE

RE: PROCLAIM – APRIL 18, 2021 – 400TH ANNIVERSARY OF THE BIRTH OF GURU TEG BAHADUR AND HUMAN RIGHTS AND RELIGIOUS FREEDOM DAY

ACTION: APPROVED

WHEREAS, the Prince William Board of County Supervisors salute the members of the Sikh Center of Virginia and all Sikh members of the community residing in Prince William County; and

WHEREAS, on April 18, 2021, the nearly 30 million devotees of the Sikh religion around the globe will commemorate the 400th anniversary of the birth of Guru Teg Bahadur, the ninth Guru of Sikh Religion, and its symbolic Human Rights and Religious Freedom Day; and

WHEREAS, Guru Teg Bahadur, a renowned champion for religious freedom for all, who vocally criticized forced conversions of religious opponents and which led to his untimely death, is fondly remembered as *Dharam Di Chadar* or Shield of the Religious, for his ultimate sacrifice; and

WHEREAS, Prince William County's Sikh community, which trace its origins to the State of Punjab in the Republic of India, first immigrated to the United States of America more than a century ago; and

WHEREAS, the Sikh continue to play a vital role in the growth and vitality of Prince William County, and have enriched their neighborhoods through their commitment to social tolerance; and

WHEREAS, these ideals fulfill the Sikh tradition of seeking a holistic understanding of peace through equality, fraternity, and respect while striving to conquer hatred and division through sacred teachings and the admirable tenets of honest work, clarity, volunteerism, and sharing with those in need;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby proclaims April 18, 2021, the 400th anniversary of the birth of Guru Teg Bahadur and Human Rights and Religious Freedom Day, inviting all residents of Prince William County to participate in its observance.

Votes:

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

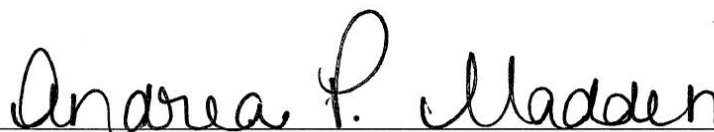
Nays: None

Absent from Vote: None

Absent from Meeting: None

Abstain from Vote: Candland, Vega

ATTEST:



Clerk to the Board

MOTION: LAWSON

**April 13, 2021
Regular Meeting
Res. No. 21-223**

SECOND: ANGRY

RE: AUTHORIZE CLOSED MEETING

ACTION: APPROVED

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

- Consultation with legal counsel and briefings by staff members pertaining to discussions concerning an economic development item regarding expansion of a prospective business or industry where no previous announcement has been made of the business' or industry's interest in expanding their facilities in the County, along with the related discussion or consideration of the investment of public funds for an economic development matter where competition or bargaining is involved, where, if made public initially, the financial interest of the County would be adversely affected, and where discussion in an open meeting would adversely affect the litigating posture, bargaining position, or negotiating strategy of the public body, (Section 2.2-3711(A) (5) and (6)
- Consultation with legal counsel and briefings by staff members pertaining to discussions concerning an economic development item regarding expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in expanding their facilities in the County, along with the related discussion or consideration of the investment of public funds for the economic development matter where competition or bargaining is involved, where, if made public initially, the financial interest of the County would be adversely affected; along with the discussion or consideration of the disposition of publicly held real property, all where discussion in an open meeting would adversely affect the litigating posture, bargaining position, or negotiating strategy of the public body, (Section 2.2-3711(A) (3), (5) and (6)

WHEREAS, pursuant to Section 2.2-3711(A) (3), (5), and (6) 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.

April 13, 2021
Regular Meeting
Res. No. 21-223
Page Two

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: CANDLAND
SECOND: BODDYE
RE: APPOINT – WAYNE MURPHY– VETERANS COMMISSION
ACTION: APPROVED

April 13, 2021
Regular Meeting
Res. No. 21-224

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 Candland desires to appoint Wayne Murphy as the Gainesville Magisterial District Representative to the Veterans Commission; and

WHEREAS, a Notice of Intent to Appoint Wayne Murphy as the Gainesville Magisterial District Representative to the Veterans Commission was offered at the meeting of the Board on April 6, 2021;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby appoints Wayne Murphy as the Gainesville 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>
Wayne Murphy	REG	GA	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: CANDLAND

**April 13, 2021
Regular Meeting
Res. No. 21-225**

SECOND: LAWSON

RE: AMEND – PRINCE WILLIAM BOARD OF COUNTY SUPERVISORS' RULES OF PROCEDURE – SECTION D: VOTING; TIME REQUIREMENT FOR CERTAIN VOTES

ACTION: FAILED

WHEREAS, the Prince William Board of County Supervisors reviews its adopted Rules of Procedure periodically to determine the necessity to make amendments or modifications;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby amends its Rules of Procedures as follows:

SECTION D: VOTING

5. *Time Requirement for Certain Votes* – Votes concerning the adoption of tax rates, the adoption of an annual budget, and land use matters including, but not limited to: Comprehensive Plan amendments, rezonings, special use permits, and proffer amendments, shall be taken between the hours of 7:30pm and 12:00am, unless contrary to any applicable law or regulation, or unless the Rules of Procedure are waived by the Board. Public testimony may not be stopped or cut short to meet the time requirement. Public testimony on any of the aforementioned matters may be heard at any hour, and, if necessary, after any applicable public hearing has been closed, the respective Board vote shall occur at an identified date certain, including adjourning the meeting from day to day and from time to time in accordance with Section 15.2-1416, VA Code Ann., the next available regular meeting or a special meeting during the prescribed hours.

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby instructs the Clerk to the Board to provide public notice of this requirement as appropriate.

Votes:

Ayes: Candland, Lawson, Vega

Nays: Angry, Bailey, Boddye, Franklin, Wheeler

Absent from Vote: None

Absent from Meeting: None

For Information:

County Attorney

ATTEST:



Clerk to the Board

MOTION: BODDYE

**April 13, 2021
Regular Meeting
Res. No. 21-227**

SECOND: LAWSON

RE: AUTHORIZE A PUBLIC HEARING TO CONSIDER THE SALE OF COUNTY-OWNED PROPERTY WITHIN INNOVATION PARK, LOCATED AT 9601 DISCOVERY BOULEVARD, MANASSAS, VIRGINIA, 20109, AND CONSISTING OF APPROXIMATELY 8.415 ACRES – BRENTSVILLE MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the Prince William Board of County Supervisors (Board) purchased approximately 500+/- acres of land in 1997, now known as Innovation Park (Innovation), for economic development purposes; and

WHEREAS, CEN Properties, LLC, (the Purchaser) wishes to acquire an 8.415-acre County-owned parcel (GPIN 7695-06-3466), located at 9601 Discovery Boulevard, Manassas, Virginia, 20109, to develop a 109,000 square foot building to house the headquarters, assembly, and warehousing operations of NCS Technologies, a related company; and

WHEREAS, the Board approved an extension of the Sale Agreement on Oct. 6, 2020, with Resolution Number (Res. No.) 20-687, to extend the Sale Agreement terms by one (1) year and establish a process for appraising the value of the parcel prior to the sale to establish a new price for the parcel; and

WHEREAS, the appraisal process has been completed and established a value of \$7.00 per square foot; and

WHEREAS, CEN Properties, LLC, has accepted this appraisal and agreed to pay \$7.00 per square foot for this 8.415-acre parcel for a sale price of approximately \$2,565,902.00; and

WHEREAS, CEN Properties, LLC, has agreed to sell back to the County a 6.56-acre parcel at 11301 Inspiration Court, Manassas, Virginia, 20109, at a price of \$7.00 per square foot for a total sale price of approximately \$2,006,374.00 and that the settlement of both transactions shall be concurrent with and dependent upon one another; and

WHEREAS, the County has agreed to reimburse CEN Properties, LLC, for site infrastructure improvements necessary for drainage purposes from this site and that the County reimbursements shall not exceed 75% of the costs of these improvements, not to exceed \$636,000; and

WHEREAS, the County has agreed to waive the Innovation Storm Water Management Fee, estimated at \$38,734.00, and provide Water and Sewer Availability Fee Credits estimated at \$126,200.00; and

April 13, 2021
Regular Meeting
Res. No. 21-227
Page Two

WHEREAS, the end-user, NCS Technologies, plans to retain 120 jobs in Prince William County and add between 30 – 60 new jobs and is a computer designer and manufacturer serving federal government agencies; and

WHEREAS, the Board adopted the Targeted Sector Industries in 2019, which include Government Contractors and Information Communication Technology companies; and

WHEREAS, the Board is required to conduct a Public Hearing before agreeing to sell any real estate owned by the County;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes a Public Hearing to consider the sale of County-owned property within Innovation Park, located at 9601 Discovery Boulevard, Manassas, Virginia, 20109, and consisting of approximately 8.415 acres.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: None

For Information:

Department of Economic Development

ATTEST: _____



Clerk to the Board

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

April 13, 2021
Regular Meeting
Res. No. 21-228

WHEREAS, the Prince William Board of County Supervisors has completed all items on the agenda for April 13, 2021;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby adjourns the meeting of April 13, 2021 at 9:45 P.M.

Votes:

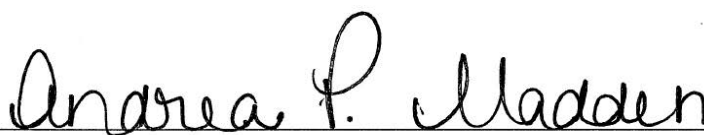
Ayes: Angry, Bailey, Boddye, Candland, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: None

ATTEST:



Clerk to the Board