

MOTION:

**May 10, 2022
Regular Meeting
Res. No. 22-**

SECOND:

RE: APPROVE – MINUTES – APRIL 5, 2022

ACTION:

WHEREAS, on April 5, 2022, 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 5, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the minutes of April 5, 2022.

Votes:

Ayes:

Nays:

Absent from Vote:

Absent from Meeting:

ATTEST: _____
Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-154**

SECOND: VEGA

**RE: APPROVE REQUEST TO PARTICIPATE REMOTELY THROUGH ELECTRONIC
COMMUNICATION MEANS**

ACTION: APPROVED

WHEREAS, the Prince William Board of County Supervisors (Board) adopted a policy in its Rules of Procedure pursuant to Section 2.2-3708.2, VA Code Ann., to allow for remote participation by Members of the Board; and

WHEREAS, in accordance with the Board's policy, Supervisor Angry and Supervisor Boddye notified the Chair that the Members are requesting permission from the Board to electronically participate at the Board's April 5, 2022, meeting; and

WHEREAS, Supervisor Angry certified that:

A. ____ the Member is unable to attend the meeting due to (i) a temporary or permanent disability or other medical condition that prevents the Member's physical attendance or (ii) a family member's medical condition that requires the member to provide care for such family member, thereby preventing the member's physical attendance; OR

B. X the Member is unable to attend the meeting due to the following specifically identified personal matter: unforeseen delay in travel.

AND the Member has not already participated electronically due to a personal reason in excess of two meetings this calendar year, or 25 percent of meetings held per calendar year rounded up to the next whole number, whichever is great; and

WHEREAS, Supervisor Boddye certified that:

A. X the Member is unable to attend the meeting due to (i) a temporary or permanent disability or other medical condition that prevents the Member's physical attendance or (ii) a family member's medical condition that requires the member to provide care for such family member, thereby preventing the member's physical attendance; OR

B. ____ the Member is unable to attend the meeting due to the following specifically identified personal matter: unforeseen delay in travel.

AND the Member has not already participated electronically due to a personal reason in excess of two meetings this calendar year, or 25 percent of meetings held per calendar year rounded up to the next whole number, whichever is great; and

April 5, 2022
Regular Meeting
Res. No. 22-154
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WHEREAS, the remote location from which Supervisor Angry plans to electronically participate is a private family residence in Altamonte Springs, Florida; and this remote location will not be open to the public; and

WHEREAS, the remote location from which Supervisor Boddye plans to electronically participate is his personal residence; and this remote location will not be open to the public; and

WHEREAS, Supervisor Angry and Supervisor Boddye have verified that their participation in any closed session of the meeting shall remain confidential and not be disclosed to any unauthorized persons or entities; and

WHEREAS, pursuant to the Board's policy, a request for electronic participation from a remote location shall be approved unless participation violates the Board's policy or any provisions of the Virginia Freedom of Information Act;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the requests to participate in the meeting through electronic communication means in accordance with the Board's policy; a quorum of the Board was physically assembled at one primary or central meeting location; and arrangements were made for the voice of the Members to be heard by all persons at the primary or central meeting location.

Votes:

Ayes: Bailey, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: Angry, Boddye

Absent from Meeting: Candland

For Information:

County Attorney

ATTEST:



Clerk to the Board

MOTION: BAILEY

SECOND: LAWSON

RE: APPROVE – MINUTES – MARCH 1, 2022

ACTION: APPROVED

**April 5, 2022
Regular Meeting
Res. No. 22-155**

WHEREAS, on March 1, 2022, 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 1, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the minutes of March 1, 2022.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

ATTEST:



Clerk to the Board

MOTION: BAILEY

SECOND: LAWSON

RE: APPROVE – MINUTES – MARCH 8, 2022

ACTION: APPROVED

**April 5, 2022
Regular Meeting
Res. No. 22-156**

WHEREAS, on March 8, 2022, 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 8, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the minutes of March 8, 2022.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

ATTEST: _____



Clerk to the Board

MOTION: BAILEY

SECOND: LAWSON

RE: APPROVE – MINUTES – MARCH 15, 2022

ACTION: APPROVED

**April 5, 2022
Regular Meeting
Res. No. 22-157**

WHEREAS, on March 15, 2022, 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 15, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves the minutes of March 15, 2022.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

ATTEST: _____



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-158**

SECOND: FRANKLIN

RE: REQUEST THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ACCEPT THE HANSON LANE CUL-DE-SAC IN THE NEWPORT SECTION 5D SUBDIVISION INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS - WOODBRIDGE MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the street described on the attachment, 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, Hanson Lane was constructed by developers in compliance with Prince William County's Comprehensive Inspections Program, which eliminates the requirement of a warranty bond; and

WHEREAS, the road was to be extended for future residential development, and a temporary cul-de-sac was constructed for that purpose in September 1989; and

WHEREAS, the cul-de-sac included a temporary turn-around easement that was granted to the County for maintenance responsibility; and

WHEREAS, in December 2007, Neabsco, LLC (formerly Newport), conveyed 33 acres that included the aforementioned temporary cul-de-sac to the State Department of Conservation and Recreation per Instrument #200801160005234; and

WHEREAS, in December 2021, due to ownership and maintenance responsibilities of the cul-de-sac, the State Department of Conservation and Recreation dedicated the cul-de-sac to the Prince William Board of County Supervisors (Board) for public street purposes per Instrument #202201200005810; and

WHEREAS, Hanson Lane cul-de-sac is an existing County-owned, dedicated public street that is categorized as an "orphaned road"; and

WHEREAS, the Board appropriated funds in July 2021 for County-owned orphaned roads to be processed into the Secondary System of State Highways for road maintenance purposes; and

WHEREAS, given that the cul-de-sac is on County-owned right-of-way, the County may now request the Virginia Department of Transportation (VDOT) to accept the cul-de-sac into the Secondary System of State Highways for road maintenance purposes; and

**April 5, 2022
Regular Meeting
Res. No. 22-158
Page Two**

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

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

WHEREAS, Prince William County and VDOT 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 on the attachment and as depicted on the attached sketch, which are incorporated by 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, which were dedicated as part of Instrument #'s: 202201200005810 and 200801160005235; and Deed Book 1827, Page 121;

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 if conditions warrant a change to an attachment;

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

ATTACHMENTS: Hanson Lane Cul-De-Sac Street Data
Hanson Lane Cul-De-Sac Sketch

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Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Director of Transportation

Assistant Director of Transportation, Planning and Programing

Transportation Inspections Manager

Virginia Department of Transportation, Manassas Residency Office

ATTEST:



Clerk to the Board

Subdivision Name: Newport Section 5D

Property Owner: Prince William Board of County Supervisors

Magisterial District: Woodbridge

Instrument #'s: 202201200005810 and 200801160005235

Deed Book: 1827 **Page Number:** 121

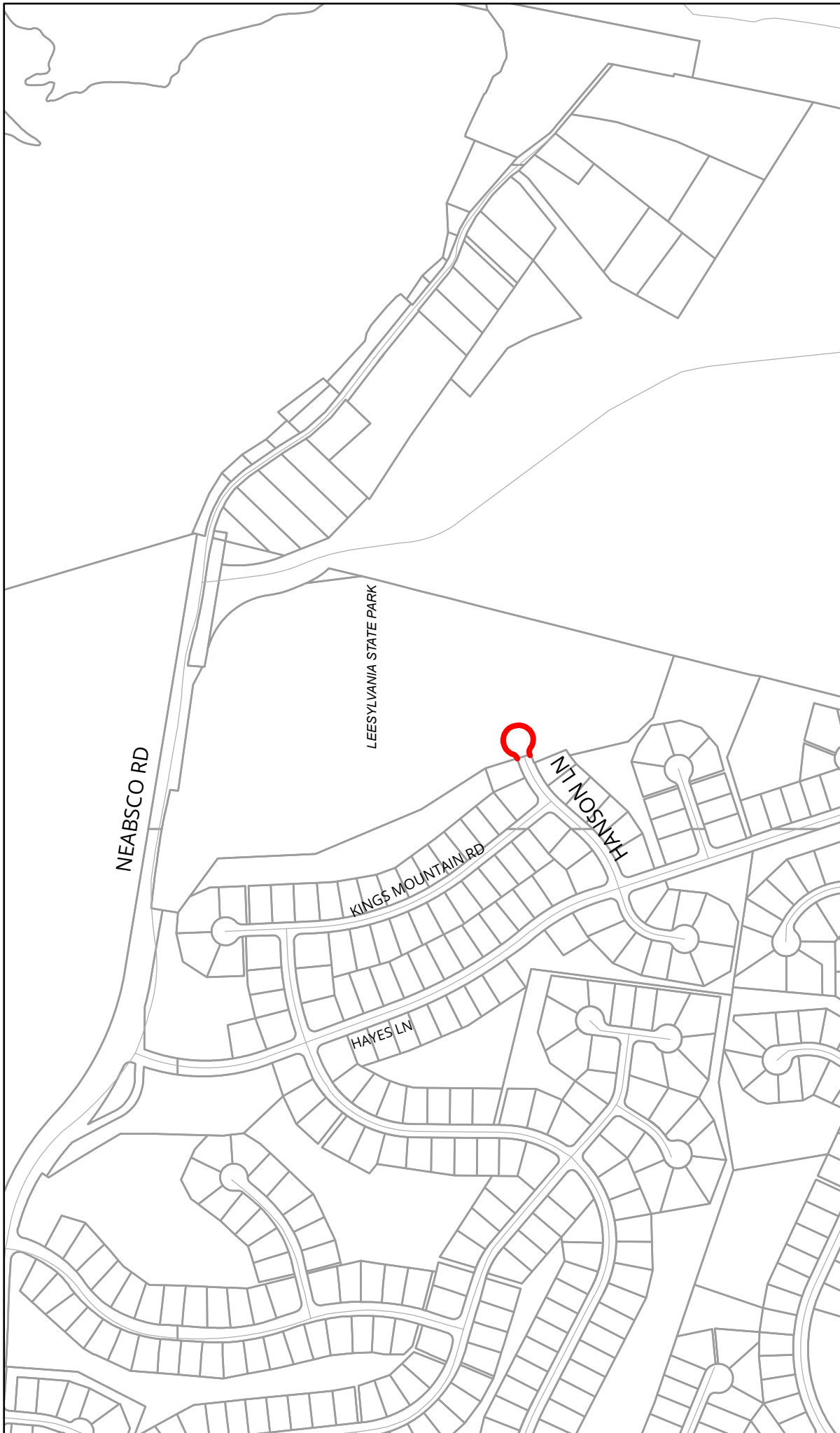
| Street Name | Street Termini | Right-of-Way Width (ft) | Centerline Length (Miles) |
|-------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------|-------------------------|---------------------------|
| Hanson Lane Cul-De-Sac (Route 2762) | From: 0.04 Miles East of Route 2763 Kings Mountain Road To: 0.06 Miles East of Route 2763 Kings Mountain Road | 115' | 0.02 |
| TOTAL MILEAGE = 0.02 Miles Cul-De-Sac | | | |



**STREET ACCEPTANCE
HANSON LANE
APRIL 5, 2022**



DEPARTMENT OF TRANSPORTATION



MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-159**

SECOND: FRANKLIN

RE: REQUEST THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ACCEPT RICHMOND STATION DRIVE IN THE RICHMOND STATION PI PHASE 1 LANDBAY A AND LANDBAY B SECTION 1 SUBDIVISIONS INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS – COLES MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the street 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, this 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 (VDOT) staff has advised that the street meets the requirements established by the Subdivision Street Requirements of VDOT; and

WHEREAS, Prince William County and VDOT 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 this street, described on 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. It is recorded as Instrument #'s: PI Phase 1 LB A: 20187170052191 and LB B Section 1: 20181128004650;

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 if conditions warrant a change to an attachment;

April 5, 2022
Regular Meeting
Res. No. 22-159
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BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby requests a certified copy of this resolution be forwarded to the Manassas Residency Office of the Virginia Department of Transportation.

ATTACHMENTS: Richmond Avenue Street Data
Richmond Avenue Sketch

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Director of Transportation

Assistant Director of Transportation, Planning and Programing

Transportation Inspections Supervisor

Virginia Department of Transportation, Manassas Residency Office

ATTEST: _____



Clerk to the Board

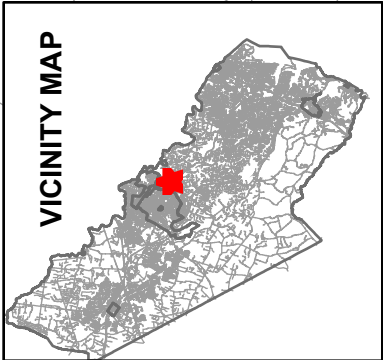
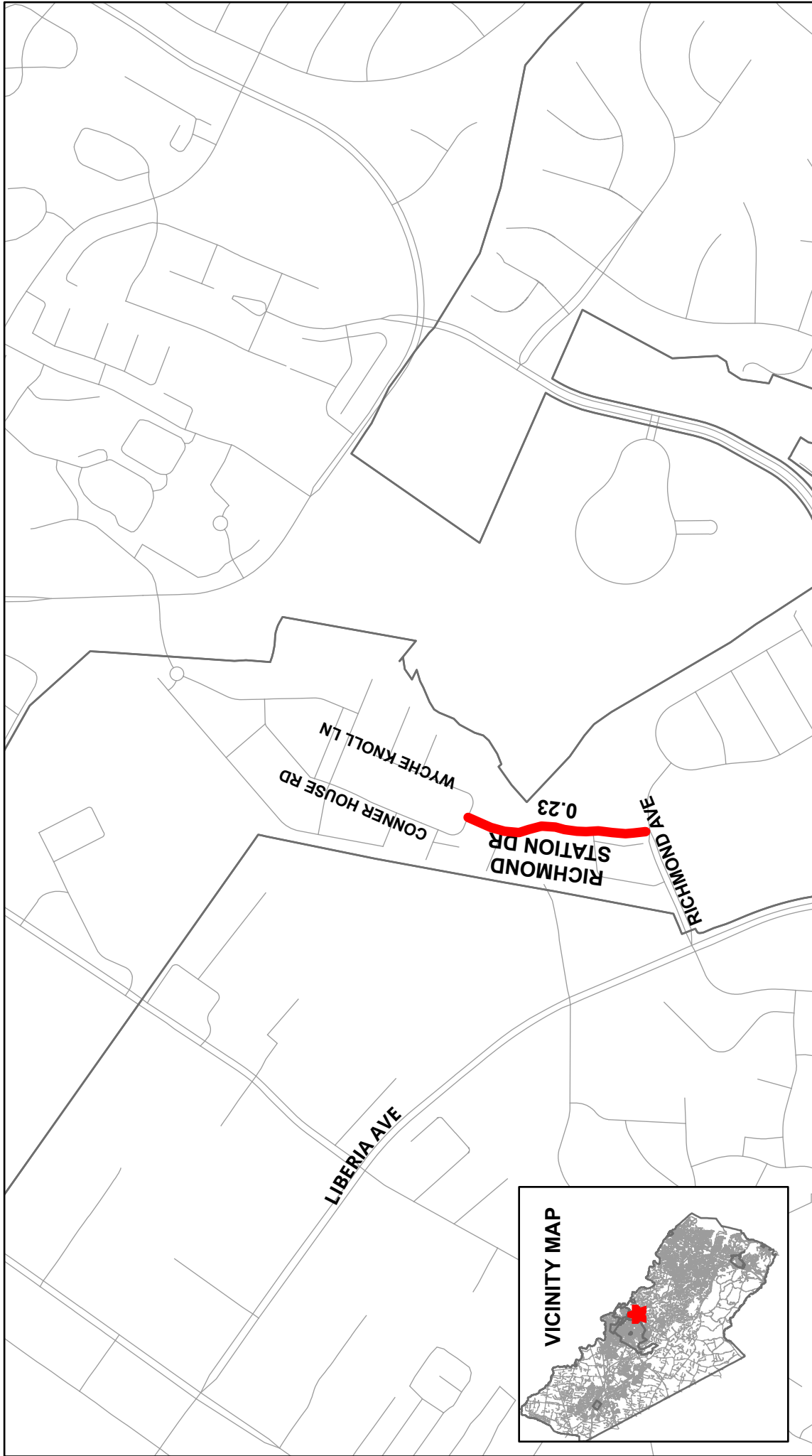
Subdivision Name: Richmond Station PI Phase 1 Landbay A & Landbay B Section 1

Property Owner: Richmond Station Ventures, LLC

Magisterial District: Coles

Instrument #'s: PI Ph 1 LB A: 20187170052191 & LB B Section 1: 20181128004650

| Street Name | Street Termini | Right-of-Way Width (ft) | Centerline Length (Miles) |
|----------------------------------------------------|----------------------------------------------------------------------|-------------------------------|---------------------------------|
| Richmond Station Drive | From: Richmond Avenue, Route 3310 To: Roundabout | 56' | 0.23 |
| TOTAL MILEAGE = 0.23 Miles Two Lane Road | | | |



DEPARTMENT OF TRANSPORTATION

STREET ACCEPTANCE IN MILES
RICHMOND STATION DR
APRIL 5, 2022



MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-160**

SECOND: FRANKLIN

**RE: AUTHORIZE THE FIRST LEASE AMENDMENT AND EXTENSION OF LEASE WITH
TACKETT'S MILL CENTER, LLC FOR 2239 OLD BRIDGE ROAD, LAKE RIDGE,
VIRGINIA, 22192 – OCCOQUAN MAGISTERIAL DISTRICT**

ACTION: APPROVED

WHEREAS, Prince William County has leased 3,330 square feet of retail space at 2239 Old Bridge Road in Lake Ridge, Virginia, since November 2011; and

WHEREAS, the leased space is currently occupied by the Lake Ridge Library; and

WHEREAS, the County has been leasing the space on a month-to-month basis since the original lease expired on November 30, 2021; and

WHEREAS, the current base rent is \$14.35 per square foot, or \$47,785 per year; and

WHEREAS, the County currently pays an additional \$16,620 per year for common area maintenance, real estate taxes, and insurance expenses; and

WHEREAS, the total rent for the existing lease is \$64,405 per year; and

WHEREAS, staff has negotiated a First Lease Amendment and Extension of Lease with the Landlord, which extends the term by an additional five (5) years and expires on November 30, 2026; and

WHEREAS, the First Amendment maintains the existing base rental rate of \$14.35 per square foot and includes a three percent (3%) base rent escalation annually after the second year of the First Amendment; County staff has determined that this rate is reasonable for the leased space; and

WHEREAS, the First Amendment includes a tenant allowance of \$16,650 paid by the Landlord, which will be used to replace flooring and to paint the interior of the premises, with work performed by Landlord contractors; and

WHEREAS, the funding needed for the First Lease Amendment and Extension of Lease is included in the County's Fiscal Year 2022 Budget in the Department of Facilities and Fleet Management (FFM), Property Management Division's Real Estate Activity Budget; and

WHEREAS, the ongoing cost of this lease was factored into the proposed Fiscal Year 2023 budget;

April 5, 2022
Regular Meeting
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NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the First Lease Amendment and Extension of Lease with Tackett's Mill Center, LLC for 2239 Old Bridge Road, Lake Ridge, Virginia, 22192;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Facilities and Fleet Management, or his designee, to execute the First Lease Amendment and Extension of Lease and sign such documents approved by the County Attorney's Office.

ATTACHMENT: First Lease Amendment and Extension of Lease

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Director of Facilities and Fleet Management
County Attorney

ATTEST: _____



Clerk to the Board

FIRST LEASE AMENDMENT AND EXTENSION OF LEASE

THIS FIRST LEASE AMENDMENT AND EXTENSION OF LEASE ("Amendment") is entered as of the ____ day of _____, 20____, by and between TACKETT'S MILL CENTER LLC, a Virginia limited liability company, hereinafter referred to as "Landlord", and BOARD OF COUNTY SUPERVISORS OF PRINCE WILLIAM COUNTY, VIRGINIA, d/b/a Lake Ridge Library hereinafter referred to as "Tenant".

RECITALS:

A. Landlord and Tenant entered into a Shopping Center Lease dated November 28, 2011 (the "Lease"), whereby said Tenant let those certain premises, deemed to contain three thousand three hundred thirty (3,330) square feet ("Premises"), known in Landlord's internal records as space 9, located in the Tackett's Mill Center, Lake Ridge, Virginia ("Shopping Center"), for a period expiring on November 30, 2021. As used in this Amendment, the term "Lease" shall mean the "Lease, as amended hereby," unless its context expressly requires it to mean the original Lease; and

B. Landlord and Tenant desire to extend the Term and amend said Lease in certain respects as hereinafter provided.

NOW, THEREFORE, in consideration of the mutual covenants herein contained and other good and valuable consideration, the receipt and sufficiency of which are hereby reciprocally acknowledged, Landlord and Tenant agree as set forth below.

1. Recitals. The foregoing recitals and representations form a material part of this Amendment and are incorporated herein by this reference.

2. Term. The Term of the Lease is hereby extended and revised so that the Expiration Date shall be November 30, 2026 instead of November 30, 2021. The period from December 1, 2021 through November 30, 2026 is hereafter referred to as the "Second Extended Term". Any provision in the Lease, whether express or implied, which could be construed as providing Tenant a further right to extend the Term past the Expiration Date of the Second Extended Term set forth in the preceding sentence, including but not limited to Section 1 of Exhibit G to the original Lease, shall no longer be applicable.

3. Minimum Rent. During the Second Extended Term, Minimum Rent shall be as follows:

| <u>Period</u> | <u>Annually</u> | <u>Monthly</u> | <u>Per Square Foot</u> |
|------------------------|-----------------|----------------|------------------------|
| 12/1/2021 – 11/30/2022 | \$47,785.56 | \$3,982.13 | \$14.35 |
| 12/1/2022 – 11/30/2023 | \$47,785.56 | \$3,982.13 | \$14.35 |
| 12/1/2023 – 11/30/2024 | \$49,217.40 | \$4,101.45 | \$14.78 |
| 12/1/2024 – 11/30/2025 | \$50,682.60 | \$4,223.55 | \$15.22 |
| 12/1/2025 – 11/30/2026 | \$52,214.40 | \$4,351.20 | \$15.68 |

4. Tenant's Extended Term Improvements and Allowance. Tenant shall refurbish the Premises to update the interior portion of the Premises to the extent necessary to maintain a fresh appearance, which shall include work with respect to the following items: wall covering, floor covering, ceiling, and surfaces visible to customers (such work hereinafter referred to as the "Extended Term Improvements"). Within sixty (60) days after the date of this Amendment, Tenant shall submit drawings and specifications showing the work to be performed by Tenant. Tenant will cause the Extended Term Improvements to be performed not later than ninety (90) days following the date of Landlord's approval of the drawings and specifications specifying the work to be done by Tenant. Tenant shall use only contractors approved by Landlord and shall perform the Extended Term Improvements in accordance with all provisions of the Lease, and in compliance with all federal, state and local governmental laws, ordinances, rules and regulations, and under plans and specifications approved in advance by Landlord. Tenant shall perform or cause to be performed, the Extended Term Improvements without causing any unreasonable interference with the activities and business of adjoining tenants and the use of the Common Areas by tenants and their customers, agents, invitees and licensees and Tenant shall use all reasonable efforts to prevent undue noise, odors and debris from being emitted from the Premises. Tenant shall not be excused from the observance or performance of any of the terms and provisions of the Lease during the completion of the Extended Term Improvements and Tenant shall continue to remain open for business during such period and shall utilize as much space as possible for its business. Landlord, as Landlord's entire contribution toward the Extended Term Improvements, agrees to pay the Allowance (as defined in Exhibit A) according to the terms and conditions described in Exhibit A to this Amendment.

5. Non-Appropriation. Paragraph 2 of Exhibit G to the original Lease is hereby deleted in its entirety and is of no further force or effect. The continuation of the Lease after the first twelve (12) months of the Second Extended Term is conditioned upon the Board of County Supervisors of Prince William County (the "Board") appropriating sufficient funds for the purpose of making Rent payments as herein provided. In the event of the Board's failure to make such appropriation, the Lease shall terminate on the date that is the later of (i) sixty (60) days after Landlord's receipt of written notice of termination from Tenant or (ii) the last day of the fiscal year immediately preceding the fiscal year as to which the non-appropriation is effective ("Cancellation Date"). Notwithstanding the foregoing, Tenant's right to terminate as provided herein shall be subject to the following conditions precedent: (i) Tenant shall not be in default of any term and provision of this Lease; and (ii) Tenant shall furnish to Landlord, at the time Tenant provides its termination notice, reasonable evidence of such non-appropriation, and (iii) Tenant shall pay to Landlord, at the time of Tenant's termination notice, the unamortized amount of the Allowance and broker fees incurred by Landlord in connection with this Amendment. Notwithstanding anything to the contrary contained herein, Tenant shall be liable for all Minimum Rent and other charges due through the Cancellation Date. For example only, if Landlord receives such notice from Tenant on March 1, 2024 and Tenant's new fiscal year begins on July 1, then the Cancellation Date would be June 30, 2024.

6. Indemnification. Notwithstanding any other provision of this Amendment, Tenant shall indemnify Landlord to the extent permitted by Laws.

7. Broker. Each of the parties hereto represents and warrants that, other than the brokerage commission payable by

Landlord to Rappaport Management Company pursuant to a separate agreement, there are no other brokerage commissions or finders' fees of any kind due in connection with this Amendment.

8. Notices and Rent Payments. The Lease is hereby modified to provide that notices and payments of Rent to Landlord shall be sent to the respective addresses set forth below:

Notices: Tackett's Mill Center LLC
c/o Rappaport Management Company
8405 Greensboro Drive, 8th Floor
McLean, Virginia 22102-5121

With a copy to: Well Stone Corporation
2228 Tackett's Mill Drive
Lake Ridge, Virginia 22192

Rent Payments: Tackett's Mill Center LLC
P.O. Box 41632
Baltimore, MD 21203

9. Removal of Section 903. As of the date of this Amendment, Paragraph 903 of the Original Lease titled "Sole Risk of Tenant" is hereby deleted.

10. Removal of Labor Relations Paragraph. As of the date of this Amendment, Paragraph 1406 of the Original Lease titled "Labor Relations" is hereby deleted.

11. Defined Terms. Terms that are defined in the Lease shall have the same meanings when such terms are used in this Amendment.

12. Confirmation of Terms. All of the terms, covenants and conditions of the Lease, except as are herein specifically modified and amended, shall remain in full force and effect and are hereby adopted and reaffirmed by the parties hereto.

13. Counterparts: Electronic Signatures. This Amendment and any future agreement in connection with the Lease may be executed in counterparts, including both counterparts that are executed on paper and counterparts that are in the form of electronic records and are executed electronically. An electronic signature means any electronic sound, symbol or process attached to or logically associated with a record and executed and adopted by a party with the intent to sign such record, including facsimile or e-mail electronic signatures. All executed counterparts shall constitute one agreement, and each counterpart shall be deemed an original. The parties hereby acknowledge and agree that electronic records and electronic signatures, as well as facsimile signatures, may be used in connection with the execution of this Amendment and any future agreement in connection with the Lease and electronic signatures, facsimile signatures or signatures transmitted by electronic mail in so-called pdf format shall be legal and binding and shall have the same full force and effect as if a paper original of this Amendment or any future agreement in connection with the Lease had been delivered and had been signed using a handwritten signature. Landlord and Tenant (i) agree that an electronic signature, whether digital or encrypted, of a party to this Amendment or to any future agreements in connection with the Lease is intended to authenticate this writing and to have the same force and effect as a manual signature, (ii) intend to be bound by the signatures (whether original, faxed or electronic) on any document sent or delivered by facsimile or, electronic mail, or other electronic means, (iii) are aware that the other party will rely on such signatures, and (iv) hereby waive any defenses to the enforcement of the terms of this Amendment and any future agreement in connection with the Lease based on the foregoing forms of signature. If this Amendment or any future agreement in connection with the Lease have been executed by electronic signature, all parties executing this Amendment are expressly consenting under the Electronic Signatures in Global and National Commerce Act ("E-SIGN"), and Uniform Electronic Transactions Act ("UETA"), that a signature by fax, email or other electronic means shall constitute an Electronic Signature to an Electronic Record under both E-SIGN and UETA with respect to this specific transaction.

Tenant Initials _____

(SIGNATURE PAGE TO FOLLOW)

IN WITNESS WHEREOF, the parties hereto, intending to be legally bound, have executed this Amendment under their respective seals on the day and year first above written.

WITNESS:

LANDLORD:

TACKETT'S MILL CENTER LLC, a Virginia limited liability company

By: _____ (SEAL)
Nancy S. Kyme, Vice President

WITNESS:

TENANT:

BOARD OF COUNTY SUPERVISORS OF PRINCE
WILLIAM COUNTY, VIRGINIA, d/b/a Lake Ridge Library

By: _____
Typed Name: _____
Title: _____

By: _____ (SEAL)
Name: _____
Title: _____
Federal Tax ID #: _____

EXHIBIT A

Allowance

Provided there is no Event of Default under the Lease, Landlord and Tenant hereby agree that Landlord shall pay to Tenant an amount not to exceed Sixteen Thousand Six Hundred Fifty Dollars (\$16,650.00) (hereinafter "Allowance"). Notwithstanding anything contained herein, the amount of Landlord's contribution shall not exceed the documented costs of the Extended Term Improvements. Tenant shall only use the Allowance proceeds for the construction and installation of leasehold improvements in and to the Premises. In no event shall the Allowance be used for the purchase and/or installation of Tenant's Personal Property.

The Allowance will be paid by Landlord to Tenant within thirty (30) days after the last of the following occurs:

- (i) Tenant or its general contractor certifies in writing to Landlord, and Landlord approves such certification, that one hundred percent (100%) of the Extended Term Improvements, as described in this Amendment, is completed, and 100% of such Extended Term Improvements are actually completed;
- (ii) Tenant submits to Landlord copies of all paid invoices evidencing Tenant's actual construction costs pertaining to such work;
- (iii) Tenant provides Landlord with appropriate releases of liens (in the form attached hereto as Schedule I) executed by all applicable suppliers, materialmen, contractors and subcontractors;
- (iv) Tenant, or its general contractor, provides Landlord with an affidavit (in the form attached hereto as Schedule II) specifying (a) the names of all contractors, subcontractors, suppliers and materialmen who provided or supplied, labor, services, goods and materials to the Premises, and (b) that all listed contractors, subcontractors, suppliers and materialmen have been paid in full for the labor, services, goods and materials provided or supplied to the Premises as of the date of the affidavit; and
- (v) Tenant has paid the first month's installment(s) of Rent and is current on all of its Lease obligations.

Landlord at its sole option hereby retains the right to either (a) withhold from the Allowance an amount equal to the total monies due to any contractor, subcontractor, supplier or materialman who provided or supplied labor, services, goods or materials to the Premises, or (b) issue two-party checks to Tenant and the contractors, subcontractors, suppliers or materialmen to whom Tenant owes funds.

Under no circumstances shall this Lease be construed to confer upon any third person or entity any right or cause of action against the Landlord or Tenant, including, but not limited to, all contractors, subcontractors, suppliers, laborers or materialmen.

If Tenant has not submitted the items required above within two hundred seventy (270) days after the date of this Amendment, then the Allowance will no longer be due or payable.

SCHEDULE I

FINAL RELEASE AND WAIVER OF LIENS

We, the undersigned, are general contractor or subcontractors, materialmen, or other persons furnishing services or labor or materials, as indicated under our respective signatures below, in the construction or repair of improvements upon real estate owned by Landlord and described as follows:

In exchange for payment in the amount of _____, the sufficiency of which is hereby acknowledged, we do hereby, for ourselves, our employees, our subcontractors and materialmen, and all other persons acting for, through or under us, waive, relinquish and release, all right to file or to have filed or to maintain any mechanics' lien or liens or claims against the said building or buildings and appurtenant facilities and structures and real property appurtenant thereto. This Release and Waiver is executed and given in favor of and for the benefit of each and every party legally or equitably, now or hereafter, owning an interest in the subject property and to any party who has made or who in the future makes a loan on said real property and improvements and his, hers, its or their successors and assigns (collectively, the "Owner") and we do further warrant that we have the full right to execute this Release and Waiver and to bind the parties on whose behalf we have affixed our signatures below. This Release and Waiver of Liens shall be an independent covenant and shall operate and be effective as well with respect to work and labor done and materials furnished under any supplemental contract or contracts, whether oral or written, for extra or additional work, and for any other and further work done or materials furnished at any time with respect to the subject property subsequent to the execution of this Release and Waiver.

All of the undersigned respectively warrant that all subcontractors and laborers employed by them upon the aforesaid premises have been fully paid and that none of such subcontractors or laborers has any claim, demand, or lien against said premises; and further, that no chattel mortgage, conditional bill of sale or retention of title agreement has been given or executed by any contractor or other party or any of us, for or in connection with any material, appliances, machinery, fixtures, or furnishings placed upon or installed in the aforesaid premises by any of us, other than:

It is understood and agreed that any and all signatures below are for all services rendered, work done and material furnished previously and in the future by the undersigned in any and all capacities, and are not understood to be only for the particular item against which the signature is affixed. This waiver and release is specifically made for the benefit of the Landlord, and may be relied upon unconditionally by the Landlord.

PAGE TWO OF SCHEDULE I - FINAL WAIVER OF LIENS

Witness the following signatures and seals this ____ day of _____, 20__.

(TYPE OF SERVICES, LABOR OR
MATERIAL FURNISHED)

"Firm"

By: _____

Name: _____

Title: _____

STATE OF _____)

) ss:

COUNTY OF _____)

I, _____, a Notary Public for said County and State, do hereby certify that _____ personally appeared before me this day and acknowledged that due execution of the foregoing instrument.

Witness my hand and notarial seal this ____ day of _____, 20__.

Notary Public

[Notarial Seal]

My Commission Expires: _____

My Commission Expires: _____

Schedule A to Schedule II

Schedule B to Schedule II

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-161**

SECOND: FRANKLIN

**RE: RATIFY THE VIRGINIA TOURISM CORPORATION RECOVERY MARKETING
LEVERAGE PROGRAM GRANT SUBMISSION BY THE DEPARTMENT OF PARKS,
RECREATION, AND TOURISM AND ACCEPT, BUDGET, AND APPROPRIATE
\$10,000 CONTINGENT UPON AWARD**

ACTION: APPROVED

WHEREAS, in response to the Coronavirus pandemic, the Virginia Tourism Corporation (VTC) is offering grant funds to assist Destination Marketing Organizations in promoting visitation and spurring economic activity for local businesses; and

WHEREAS, on March 2, 2022, the Office of Tourism applied for a \$10,000 grant from the VTC Recovery Marketing Leverage Program in order to initiate the "Find Your Path in Prince William" campaign, which will promote visitation to Prince William County's attractions as well as develop new outdoor-focused content that ties in with VTC's "WanderLOVE" campaign; and

WHEREAS, the "Find Your Path in Prince William" campaign will directly support County restaurants, retail, lodging, and service businesses that employ thousands of residents and generate vital tax revenue; and

WHEREAS, if awarded the grant, the Office of Tourism will partner with local towns as well as private industry in Prince William County to assist in achieving a successful deployment of the campaign; and

WHEREAS, the grant aligns with Objective 3B of the Resilient Economy Goal in the 2021-24 Strategic Plan: *Invest in economic development, parks, recreation and tourism programs, projects and infrastructure that drive business and creates a sought-after quality of life attractive to residents, visitors, and business investors*; and

WHEREAS, VTC will notify grant awardees on or about April 15, 2022, if they are selected to receive grant funds; and

WHEREAS, the Prince William Board of County Supervisors (Board) must ratify the grant application in accordance with the County's grant policy as well as accept, budget, and appropriate the funds should the grant be awarded;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby ratifies the Virginia Tourism Corporation Recovery Marketing Program Grant submission by the Department of Parks, Recreation, and Tourism and accepts, budgets, and appropriates \$10,000 in grant revenue contingent upon award;

April 5, 2022
Regular Meeting
Res. No. 22-161
Page Two

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

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes all unexpended balances for this grant to be carried forward year to year.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-162**

SECOND: FRANKLIN

RE: RATIFY THE VIRGINIA TOURISM CORPORATION SPECIAL EVENTS AND FESTIVAL PROGRAM GRANT SUBMISSION BY THE DEPARTMENT OF PARKS, RECREATION, AND TOURISM AND ACCEPT, BUDGET, AND APPROPRIATE \$10,000 CONTINGENT UPON AWARD

ACTION: APPROVED

WHEREAS, in response to the Coronavirus pandemic, the Virginia Tourism Corporation (VTC) is offering grant funds to assist Destination Marketing Organizations in promoting visitation and spurring economic activity for local businesses; and

WHEREAS, on March 7, 2022, the Office of Tourism (OT) applied for a \$10,000 reimbursement grant from the VTC Special Events and Festival Program for marketing and production costs associated with hosting the 2023 USA BMX East Coast Nationals for a third time, which OT will bid on later this Fiscal Year (FY); and

WHEREAS, the grant will enable the County to grow the event, which will directly support County lodging, retail, and restaurant businesses that employ thousands of residents and generate vital tax revenue; and

WHEREAS, VTC will notify grant awardees on or about April 15, 2022, if they are selected to receive grant funds; and

WHEREAS, the grant aligns with Objective 3B of the Resilient Economy Goal in the 2021-24 Strategic Plan: *Invest in economic development, parks, recreation and tourism programs, projects and infrastructure that drive business and creates a sought-after quality of life attractive to residents, visitors, and business investors*; and

WHEREAS, the Prince William Board of County Supervisors (Board) must ratify the grant application in accordance with the County's grant policy as well as accept, budget, and appropriate the funds should the grant be awarded;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby ratifies the Virginia Tourism Corporation Special Events and Festivals Program Grant submission by the Department of Parks, Recreation, and Tourism and accepts, budgets, and appropriates \$10,000 in grant revenue contingent upon award;

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

April 5, 2022
Regular Meeting
Res. No. 22-162
Page Two

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes all unexpended balances for this grant to be carried forward year to year.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

ATTEST: _____

A handwritten signature in cursive script, reading "Andrea P. Madden", is written over a horizontal line.

Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-163**

SECOND: FRANKLIN

**RE: ACCEPT, BUDGET, AND APPROPRIATE \$29,786 IN FEDERAL GRANTS TO
SUPPORT DATA COLLECTION AND PROGRAM REPORTING REQUIREMENTS IN
THE DEPARTMENT OF SOCIAL SERVICES' HOMELESS SERVICES DIVISION**

ACTION: APPROVED

WHEREAS, to assist Virginia localities with their COVID-19 response, the Virginia Department of Housing and Community Development (VDHCD) established the COVID Homelessness Emergency Response Program (CHERP) grant. CHERP funds should be used to ensure all individuals and households experiencing homelessness have access to safe, 24-7 emergency shelter during the public health emergency, and to assist households with maintaining or obtaining housing-focused supportive services necessary to retain permanent housing; and

WHEREAS, on September 8, 2020, via Resolution Number (Res. No.) 20-616, the Prince William Board of County Supervisors (Board) budgeted and appropriated \$1,283,118 of CHERP grant funds in the Department of Social Services (DSS) budget. A portion of these funds were distributed to two (2) organizations for Rapid Re-housing (RRH) services, Northern Virginia Family Services (NVFS) and Action in the Community Through Services (ACTS). Remaining funds are being used by DSS to fund two (2) time-limited positions to assist with grant administration and housing development coordination for RRH services in the Prince William Area; and

WHEREAS, a second round of CHERP funding in the amount of \$1,342,826 was budgeted and appropriated by the Board on December 15, 2020, via Res. No. 20-843, for emergency shelter operations and RRH services;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby accepts, budgets, and appropriates \$29,786 in federal grants to support data collection and program reporting requirements in the Department of Social Services' Homeless Services Division.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Social Services Director

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-164**

SECOND: FRANKLIN

RE: RATIFY THE AGREEMENT BETWEEN PRINCE WILLIAM PUBLIC LIBRARIES AND THE LIBRARY OF VIRGINIA AND ACCEPT, BUDGET, AND APPROPRIATE \$33,542, TO BE AWARDED FROM THE LIBRARY OF VIRGINIA AND THE AMERICAN RESCUE PLAN ACT OF 2021, TO THE PRINCE WILLIAM PUBLIC LIBRARIES

ACTION: APPROVED

WHEREAS, the Library of Virginia (LVA) received funding from the American Rescue Plan Act (ARPA) and the Institute of Museum and Library Services (IMLS) to administer in accordance with the existing Library Services and Technology Act (LSTA) program; and

WHEREAS, the Prince William Public Libraries entered into a Memorandum of Agreement with the Library of Virginia concerning the administration of the grant; and

WHEREAS, Prince William Public Libraries was awarded \$33,542 of these funds that will be used to support the increased use of digital resources during the COVID-19 pandemic; and

WHEREAS, the Finance Department has verified the award of said funds and the need described herein to budget and appropriate funding;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby ratifies the Agreement between Prince William Public Libraries and the Library of Virginia, and authorizes the Library Director, and / or the County Executive, to execute all documents necessary to the grant approved as to form by the County Attorney's Office, and accepts, budgets, and appropriates \$33,542, to be awarded from the Library of Virginia and the American Rescue Plan Act of 2021, to the Prince William Public Libraries and that any outstanding grant funds be carried over year to year.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Library Director

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-165**

SECOND: FRANKLIN

**RE: ACCEPT, BUDGET, AND APPROPRIATE \$72,146 IN ONE-TIME STATE REVENUES
TO THE CLERK OF THE CIRCUIT COURT BUDGET**

ACTION: APPROVED

WHEREAS, the Clerk of the Circuit Court has requested reimbursement from the Commonwealth of Virginia Compensation Board in the amount of \$72,146 for expenses associated with the Circuit Court Evidence Project, Advanced Kiosk Systems for General District Court including annual Maintenance, Circuit Court computer accessories and USB switches, Prince William County Department of Information Technology Seat Management / Technology refreshes / updates, and printer upgrades; and

WHEREAS, the reimbursement funds were requested from the Commonwealth of Virginia to the Prince William County Government Director of Finance;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby accepts, budgets, and appropriates \$72,146 in one-time State Revenues to the Clerk of the Circuit Court budget contingent upon receipt of funds for reimbursement expenses associated with the Circuit Court Evidence Project, Advanced Kiosk Systems for General District Court including annual Maintenance, Circuit Court computer accessories and USB switches, Prince William County Department of Information Technology Seat Management / Technology refreshes / updates, and printer upgrades.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information

Clerk of the Circuit Court

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-166**

SECOND: FRANKLIN

RE: ACCEPT, BUDGET, AND APPROPRIATE \$95,883.20, TO BE AWARDED FROM THE EMERGENCY CONNECTIVITY FUND, TO THE PRINCE WILLIAM PUBLIC LIBRARIES TO PROVIDE WI-FI HOTSPOTS TO ENABLE REMOTE LEARNING DURING THE COVID-19 EMERGENCY PERIOD

ACTION: APPROVED

WHEREAS, The Federal Communications Commission's Emergency Connectivity Fund (ECF) helps schools and libraries provide the tools and services their communities need for remote learning during the COVID-19 emergency period; and

WHEREAS, the Prince William Public Libraries (PWPL) have sought funding assistance through the ECF program to provide internet access; and

WHEREAS, ECF has provided a funding commitment of \$95,883.20 in funding for the mobile hotspot lending program to PWPL patrons; and

WHEREAS, the Finance Department has verified the award of said funds and the need described herein to budget and appropriate funding;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby accepts, budgets, and appropriates \$95,883.20, to be awarded from the Emergency Connectivity Fund, to the Prince William Public Libraries to provide Wi-Fi Hotspots to enable remote learning during the COVID-19 emergency period;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes all unexpended balances specific to this award to carry over from year to year.

Votes:

Ayes: Angry, Bailey, Boddie, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Library Director

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-167**

SECOND: FRANKLIN

RE: AUTHORIZE THE EXECUTION OF AN AGREEMENT BETWEEN PRINCE WILLIAM COUNTY AND THE PRINCE WILLIAM COUNTY SERVICE AUTHORITY FOR BETTERMENT OF WATER FACILITIES IN CONNECTION WITH THE SUMMIT SCHOOL ROAD EXTENSION AND TELEGRAPH ROAD WIDENING PROJECT; AND BUDGET AND APPROPRIATE \$195,871.62 TO THE SUMMIT SCHOOL ROAD EXTENSION AND TELEGRAPH ROAD WIDENING PROJECT – OCCOQUAN 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 for the Summit School Road Extension and Telegraph Road Widening Project (Project), and budgeted and appropriated \$11,000,000; and

WHEREAS, the Project consists of extending Summit School Road from where it currently dead-ends to connect with Telegraph Road as a four (4) lane divided roadway. Telegraph Road will also be widened from two (2) lanes to four (4) lanes between the new Summit School Road connection and the Horner Road Commuter Lot, and from Caton Hill Road to Prince William Parkway; and

WHEREAS, the Prince William County Service Authority (PWCSA) and the County agree that it would be beneficial and efficient to include water facilities betterment (Betterments) to the Project; and

WHEREAS, the County and PWCSA desire to enter into an agreement for the design and construction of the Betterments as part of the Project. PWCSA will reimburse the County the estimated amount of \$195,871.62 for the cost of these Betterments as described in the attached agreement; and

WHEREAS, County staff recommends approval of this resolution;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the execution of an agreement between Prince William County and the Prince William County Service Authority for betterment of water facilities in connection with the Summit School Road and Telegraph Road Widening Project in the Occoquan Magisterial District;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Transportation, or his designee, to execute the Agreement in connection with the Summit School Road and Telegraph Road Widening Project;

April 5, 2022
Regular Meeting
Res. No. 22-167
Page Two

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby budgets and appropriates \$195,871.62 in reimbursable Prince William County Service Authority funding to the Summit School Road and Telegraph Road Widening Project.

ATTACHMENT: Agreement – Summit School Road and Telegraph Road Widening Project

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

County Attorney

Director of Transportation

Director of Finance

Director of Budget

ATTEST: _____



Clerk to the Board

AGREEMENT

Between

PRINCE WILLIAM BOARD OF COUNTY SUPERVISORS

And

PRINCE WILLIAM COUNTY SERVICE AUTHORITY

For

**BETTERMENT OF WATER FACILITIES ON THE SUMMIT SCHOOL ROAD
EXTENSION AND TELEGRAPH ROAD IMPROVEMENT PROJECT**

THIS AGREEMENT, made and entered into as of the _____ day of _____, 2022, by and between the BOARD OF COUNTY SUPERVISORS OF PRINCE WILLIAM COUNTY, VIRGINIA ("COUNTY"), and the PRINCE WILLIAM COUNTY SERVICE AUTHORITY ("AUTHORITY").

WITNESSETH

WHEREAS, through County Project Number 19C17007, the COUNTY is extending and improving Summit School Road and Telegraph Road (the "Extension and Improvement Project") along which route is an existing and proposed waterline facility (the "Facility"); and

WHEREAS, the County, as part of the Extension and Improvement Project is responsible for the cost of relocating in-kind those facilities impacted by roadway construction; and

WHEREAS, the AUTHORITY has requested and committed to pay for the cost of certain improvements or upgrades, including installing 14" Butterfly on existing line, replace Bonnet Bolts on existing 12", 8", and 6" Gate Valve and appurtenances (the "Betterments") to the Facility; and

WHEREAS, the COUNTY and the AUTHORITY have agreed upon the design and construction of the Betterments by the COUNTY as part of the Extension and Improvement Project and the reimbursement for the same by the AUTHORITY;

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

- (A) The COUNTY's estimated cost for design and construction of the Betterments as part of the Extension and Improvement Project is \$160,550.51 (the "Estimated Cost").
- (B) In addition, the COUNTY shall bill a construction engineering and inspection services fee of 7% (the "CEI Fee") to the AUTHORITY for the management of the Betterments' design and construction, which amount is currently estimated to be \$11,238.54.

- (C) An additional contingency estimate is being added to the Estimated Cost, to cover overruns, additional permits, or multiple-mobilization, and for work stoppage due to unforeseen circumstance (the "Contingency Estimate"). The Contingency Estimate is 15% of the Estimated Cost, which is calculated to be \$24,082.58.
- (D) The total cost of the Betterments, including the Estimated Cost, the CEI Fee, and the Contingency Estimate is estimated to be \$195,871.62 (the "Estimated Total Cost").
- (E) The AUTHORITY shall reimburse the COUNTY the actual total cost of the Betterments including the 7% CEI Fee of the actual Betterments cost ("Total Cost").
- (F) The COUNTY shall invoice the AUTHORITY monthly for the cost of the Betterments work completed during that month, up to 95% of the Estimated Total Cost. The COUNTY shall invoice the remaining Total Cost promptly upon the AUTHORITY's acceptance of the Betterments work. The AUTHORITY shall reimburse the COUNTY for the remaining Total Cost within 30 calendar days of receipt of an invoice from the COUNTY. Upon request, the COUNTY shall make available to the AUTHORITY, or its authorized representative, any records related to the construction or installation of the Betterments or related to the Betterments accounting.
- (G) The AUTHORITY, at its own cost and using its own personnel, shall perform certain incidental work in conjunction with the construction of the Betterments, such as operating all valves and conducting inspections. The AUTHORITY shall complete this work at no cost to the COUNTY.
- (H) The COUNTY's Project Manager, in coordination with the COUNTY'S field representatives, shall coordinate all clarification and/or direction to the COUNTY's contractor, excluding normal, day-to-day inspection activities conducted by the AUTHORITY.
- (I) It is the AUTHORITY's responsibility to approve all field adjustments to the Facility, including Betterments, during construction of the Extension and Improvement Project. The AUTHORITY shall grant any and all approvals in a timely manner in order to avoid any delay to the Extension and Improvement Project. Any changes to the COUNTY's contract or change orders affecting the AUTHORITY's Total Cost must be in writing and subject to the advance review and approval for entitlement and value by the AUTHORITY's Engineering and Planning Division, or its designee, prior to execution, in order to maintain the Extension and Improvement Project's schedule.

- (J) If the bid amount for the Betterments exceeds the Estimated Total Cost as estimated in this agreement at the time of COUNTY's bid opening of the Extension and Improvement Project, renegotiations of the Estimated Total Cost may be necessary, or the Betterments may be reconfigured or eliminated from the Extension and Improvement Project. For that reason, the betterments will be included in the project bid documents as an Add Alternate work.

IN WITNESS WHEREOF, each party has caused this Agreement to be executed in duplicate in its name and on its behalf by its duly authorized officer as of the day and year first written.

**PRINCE WILLIAM COUNTY SERVICE
AUTHORITY**

BY: 
Calvin Farr, Jr.
General Manager

**PRINCE WILLIAM BOARD OF COUNTY
SUPERVISORS**

BY: _____
Ricardo Canizales
Director of Transportation
Authorized by Resolution

Approved as to form:

BY: _____
Nathan C. Welch
Assistant County Attorney
Date:

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-168**

SECOND: FRANKLIN

RE: APPROVE PURCHASE AGREEMENTS FOR 12254 AND 12320 BRISTOW ROAD AND 12504 IZAAK WALTON DRIVE IN BRISTOW, VIRGINIA, IDENTIFIED AS GPIN 7693-85-4141, 7693-84-3190, AND 7693-85-5009 RESPECTIVELY, AND TRANSFER, BUDGET, AND APPROPRIATE \$350,000 FROM THE CAPITAL RESERVE FOR STABILIZATION REPAIRS AND RESTORATION DESIGN FOR THE HISTORIC WILLIAMS-DAWES HOUSE – BRENTSVILLE MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, 12254 and 12320 Bristow Road properties in Bristow, Virginia, across from street from the Brentsville Courthouse Historic Centre, are listed for sale and both parcels total 5.61 acres; and

WHEREAS, the 12320 Bristow Road parcel (7693-84-3190) contains the Williams-Dawes House (the House), which was built in 1822 and stands as the oldest structure in Brentsville, in addition to being listed on the National Register of Historic Places, the Virginia Landmarks Register, and the County Register of Historic Sites; and

WHEREAS, this parcel is bifurcated by another parcel; and

WHEREAS, on December 1, 2021, the seller signed a Letter of Intent to sell 12254 and 12320 Bristow Road together for \$355,000; and

WHEREAS, the seller later agreed to subdivide and sell approximately 0.184 additional acres from 12504 Izaak Walton Drive (7693-85-5009) for \$10,000 to make the 12320 Bristow Road parcel contiguous; and

WHEREAS, the property owner and staff negotiated an agreement to acquire all three (3) properties for \$365,000 and staff estimate closing costs to cost \$15,000; and

WHEREAS, on November 5, 2019, voters approved a ballot question, authorized via Resolution Number (Res. No.) 19-348, to sell \$20,000,000 in General Obligation bonds for "*Countywide Trails, Open Space, and Accessibility Projects*," which will fund the purchase; and

WHEREAS, there is \$1,000,000 budgeted and appropriated in Fiscal Year (FY) 2022 for Trails, Open Space, and Accessibility projects in account #22C13001; and

WHEREAS, the acquisitions will expand the County's open space inventory, preserve another portion of the former Town of Brentsville, the fourth seat of Prince William County, and expand the Courthouse Historic Centre, a county-owned tourism site with 40,000 visitors per year; and

April 5, 2022
Regular Meeting
Res. No. 22-168
Page Two

WHEREAS, the acquisitions will align with Objective RE-3C of the Resilient Economy Goal in the 2021-24 Strategic Plan: *Create and invest in diverse, equitable and inclusive cultural, arts, and historic preservation initiatives that preserve and enrich the culture/history/heritage of Prince William County*, Objective SG-4C of the Sustainable Growth Goal in the 2021-24 Strategic Plan: *Prioritize the continued preservation of historic buildings, cemeteries, communities, and districts to preserve the cultural history of the county*, NCR 1.10 of the Parks, Recreation, and Tourism Chapter of the Comprehensive Plan: *Continue to acquire, restore, and maintain historic and pre-historic sites, structures, and land*, PK 1.1 of the Parks, Recreation, and Tourism Chapter of the Comprehensive Plan: *Actively seek to acquire fee simple interest in property or easements – through land dedication, purchases, grants, and donations – that is suitable for creating new parks or expanding the boundaries of existing parks; and*

WHEREAS, upon completion of the property acquisitions, staff will stabilize the House, which will entail chimney repair, roof repair, mold remediation, tree removal, and other required interventions, for \$100,000; and

WHEREAS, next, staff will hire a design firm to develop a restoration plan for the House to preserve its historic integrity at a cost of \$250,000; and

WHEREAS, the Prince William Board of County Supervisors (Board) desires to use funds from the Capital Reserve to allow for the stabilization and restoration of the House; and

WHEREAS, once the design is complete, staff will seek additional funding through the Capital Improvement Program (CIP) for the restoration work itself, the amount of which will be based on a professional cost estimate; and

WHEREAS, if CIP funds are not available for the restoration, staff may conduct additional stabilization work, as necessary, utilizing Building and Facility Program or Capital Maintenance funds until other resources are secured; and

WHEREAS, upon completion of the restoration of the House, staff intends to offer programming at the site for historic preservation and special event purposes as part of the larger Brentsville Courthouse Historic Centre, which will require additional operating funds; and

WHEREAS, the Capital Reserve balance as of June 30, 2021, is approximately \$61,700,000; and

WHEREAS, the annual cost of property maintenance will be \$50,000 and will be proposed for addition to the FY 2023 Operating Budget at Budget Recap on April 12, 2022;

April 5, 2022
Regular Meeting
Res. No. 22-168
Page Three

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby approves staff to execute purchase agreements for 12254 and 12320 Bristow Road and 12504 Izaak Walton Drive in Bristow, Virginia, identified as GPIN 7693-85-4141, 7693-84-3190, and 7693-85-5009 respectively, and transfer, budget, and appropriate \$350,000 from the Capital Reserve for stabilization repairs and restoration design for the historic Williams-Dawes House;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes the Director of Parks, Recreation, and Tourism to execute the attached purchase agreements, and such other documents as are necessary to affect the intent of this resolution and approved as to form by the County Attorney's Office, including plats and deeds of conveyance, consolidation, boundary adjustment, or subdivision, and disclosures such as the Residential Property Disclosure and Disclosure of Lead Based Paint.

ATTACHMENT: Purchase Agreements

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

ATTEST: _____



Clerk to the Board

AGREEMENT

THIS AGREEMENT, made this ____ day of _____, 2022, by and between the **BOARD OF COUNTY SUPERVISORS OF PRINCE WILLIAM COUNTY** (hereinafter referred to as “County” or “Grantee”) and **MERLE SHELTON MACHEN AND GILL GILL KEITH MACHEN** (hereinafter referred to as “Grantor”).

WITNESSETH

WHEREAS, the Board of County Supervisors has determined that the former Town of Bristow, the fourth county seat of Prince William County, has significant historical value for Prince William County and desires to preserve such history in perpetuity; and

WHEREAS, the properties located at 12254 and 12320 Bristow Road, Bristow, Virginia, identified as GPIN 7693-85-4141 and 7693-84-3190, respectively, in the Brentsville Magisterial District, (collectively the “William Dawes Property”), fall within the boundaries of the former Town of Bristow; and

NOW, THEREFORE, in consideration of the mutual covenants and undertakings expressed here, Grantor agrees to convey and the County agrees to acquire certain hereinafter described property, all in accordance with the terms and conditions set forth herein.

1. **PROPERTY:** The William Dawes Property, which is the subject of this Agreement, consists of approximately 5.61 acres acquired by the Grantor pursuant to the Last Will and Testament of Betty Anne Machen recorded as Instrument No. 201501120002384 among the land records of Prince William County, and is located in the Brentsville Magisterial District of Prince William County.

2. **COMPENSATION:** The compensation for the William Dawes Property shall be Three Hundred and Fifty-Five Thousand Dollars (\$355,000.00) to be paid in cash or equivalent, upon final settlement and recordation of the deed.

3. **OTHER CONDITIONS OF PURCHASE:**

a. Upon execution of this Agreement by both parties, Grantor hereby agrees that the County, its agents and employees may enter the William Dawes Property to conduct tests, surveys and any other operations deemed necessary by the County.

b. The Grantor shall supply to the County within five (5) days of execution of this Agreement results of structural tests, architectural drawings, engineering tests, soil borings, and other documents in their possession or under their control related to the engineering, soil, water, and topographic conditions of the William Dawes Property.

c. The Grantor covenants to the best of their knowledge or belief that no toxic or hazardous waste or materials or substances are located or have been deposited on the William Dawes Property. In the event that it is determined that such conditions exist, the County may terminate or rescind this Agreement without further obligation. Upon execution of this Agreement by both parties, the County or its agents shall have the right to enter the property to conduct such environmental site evaluations or other studies as the County deems appropriate.

4. **DEED:** Grantor shall convey the William Dawes Property by Special Warranty deed. Title to the subject property shall be good and marketable, free and clear of liens, claims, encumbrances, easements, covenants and leases of any kind. Marketability of title is defined as good of record and fact, insurable subject only to standard exceptions of title by a title insurance company authorized to transact business in the Commonwealth of Virginia. If title is not as aforesaid, the County may, but is not obligated to, take the property subject to the defect or Grantor shall have a reasonable period of time in which Grantor shall be obligated to clear such defect, at Grantor's cost, such time not to exceed six (6) weeks, unless agreed upon in writing by the parties, and in such event the settlement date shall be continued until the defect is cleared or six (6) weeks have elapsed, whichever occurs first. Grantor specifically authorizes the settlement attorney to discharge any valid monetary liens against the property from the proceeds due to the Grantor.

5. **GRANTOR'S SETTLEMENT CHARGES:** Seller shall pay for the following items at the time of settlement: (a) All transfer taxes, recordation fees, and clerk's fee for recording the deed; (b) Cost of preparation of the deed; (c) Grantor's attorney's fees; and (d) One half (50%) of a reasonable settlement fee charged by the settlement agent.

6. **COUNTY'S SETTLEMENT CHARGES:** County shall pay for the following items at the time of settlement: (a) Examination of title, if applicable; (b) Title commitment fee and title insurance premium, if applicable; (c) Grantee's attorney's fees; and (d) One half (50%) of a reasonable settlement fee charged by the settlement agent.

7. **ADJUSTMENTS AND POSSESSION:** All taxes are to be adjusted as of the date of settlement. Possession shall be given to the County at settlement.

8. **SETTLEMENT:** Settlement shall be made at the office of William E. Evans, the County's settlement agent, at 10575 Crestwood Drive, Manassas, Virginia by ~~March 31, 2022~~ April 8, 2022. *W.E.E.*

9. **ENTIRE AGREEMENT:** This Agreement, when executed by the parties, contains the final and entire agreement between them. No parties shall be bound by any terms, conditions, statements or representations, oral or written, not herein contained. *SMV*

WITNESS the following signatures and seals:




MERLE SHELTON MACHEN



GILL KEITH MACHEN

COMMONWEALTH OF VIRGINIA;
County of Prince William, to-wit:

I, the undersigned Notary Public, hereby certify that MERLE SHELTON MACHEN
AND GILL KEITH MACHEN whose names are signed to the foregoing Agreement, appeared
and acknowledged the same before me this 27 day of January, 2022.



NOTARY PUBLIC

My Commission expires: Feb 28, 2025

Notary Registration No.: _____

LUCIA V. PASCHALIDES
NOTARY PUBLIC
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES FEB. 28, 2025
COMMISSION # 7238354

BOARD OF COUNTY SUPERVISORS OF
PRINCE WILLIAM COUNTY, VIRGINIA

BY: _____
SETH HENDLER-VOSS
Department of Parks, Recreation, and Tourism
Director, its authorized agent
pursuant to Board of County Supervisors
Resolution No. _____

COMMONWEALTH OF VIRGINIA;
County of Prince William, to-wit:

I, the undersigned Notary Public, hereby certify that SETH HENDLER-VOSS,
Department of Parks, Recreation, and Tourism Director and authorized agent of the Board of
County Supervisors of Prince William County, Virginia, whose name is signed to the foregoing
Agreement, appeared and acknowledged the same before me this ____ day of
_____, 2022.

NOTARY PUBLIC

My Commission expires: _____

Notary Registration No.: _____

APPROVED AS TO FORM
COUNTY ATTORNEY

(Assistant) County Attorney

Date

AGREEMENT

THIS AGREEMENT, made this 27 day of JANUARY, 2022, by and between the **BOARD OF COUNTY SUPERVISORS OF PRINCE WILLIAM COUNTY** (hereinafter referred to as "County" or "Grantee") and **MERLE SHELTON MACHEN AND GILL KEITH MACHEN** hereinafter referred to as "Grantor").

WITNESSETH

WHEREAS, the Board of County Supervisors has determined that the former Town of Bristow, the fourth county seat of Prince William County, has significant historical value for Prince William County and desires to preserve such history in perpetuity; and

WHEREAS, the property located at 12504 Izaak Walton Drive, Bristow, Virginia, identified as GPIN 7693-85-5009 in the Brentsville Magisterial District, falls within the boundaries of the former Town of Bristow; and

NOW, THEREFORE, in consideration of the mutual covenants and undertakings expressed here, Grantor agrees to convey and the County agrees to acquire certain hereinafter described property, all in accordance with the terms and conditions set forth herein.

1. **PROPERTY:** The Property, which is the subject of this Agreement, consists of approximately 0.184 acres, which is a portion of that 23.32 acres of land with an address of 12504 Izaak Walton Drive, which was acquired by the Grantor pursuant to the Last Will and Testament of Betty Anne Machen recorded as Instrument No. 201501120002384 among the land records of Prince William County, and is located in the Brentsville Magisterial District of Prince William County. The Property is located between properties located at 12254 and 12320 Bristow Road and is more particularly described in the attached Exhibit A as the rectangular area enclosed by a yellow line and labeled as "Approx limits of subdivision: 0.184+/- acres".

2. **COMPENSATION:** The compensation for the Property shall be Ten Thousand Dollars (\$10,000.00) to be paid in cash or equivalent, upon final settlement and recordation of the deed.

3. **OTHER CONDITIONS OF PURCHASE:**

a. Upon execution of this Agreement by both parties, Grantor hereby agrees that the County, its agents and employees may enter the Property to conduct tests, surveys and any other operations deemed necessary by the County.

b. The Grantor shall supply to the County within five (5) days of execution of this Agreement results of structural tests, architectural drawings, engineering tests, soil borings, and other documents in their possession or under their control related to the engineering, soil, water, and topographic conditions of the Property.

c. The Grantor covenants to the best of their knowledge or belief that no toxic or hazardous waste or materials or substances are located or have been deposited on the Property. In the event that it is determined that such conditions exist, the County may terminate or rescind this Agreement without further obligation. Upon execution of this Agreement by both parties, the County or its agents shall have the right to enter the property to conduct such environmental site evaluations or other studies as the County deems appropriate.

4. **SUBDIVISION AND DEED:** Upon execution of this Agreement, the County shall, at its expense, prepare and file a subdivision plat, boundary adjustment plat, or lot consolidation plat for the Property on behalf of the Grantor within sixty (60) days. The purpose of such plat will be to show the specific metes and bounds of the Property so that the Property can be conveyed to the County and, at the County's option, consolidated with other property being conveyed by the Grantor to the County. Upon approval of the plat, the Grantor shall convey the Property to the County by Special Warranty deed. Title to the Property shall be good and marketable, free and clear of liens, claims, encumbrances, easements, covenants and leases of any kind. Marketability of title is defined as good of record and fact, insurable subject only to standard exceptions of title by a title insurance company authorized to transact business in the Commonwealth of Virginia. If title is not as aforesaid, the County may, but is not obligated to, take the property subject to the defect or Grantor shall have a reasonable period of time in which Grantor shall be obligated to clear such defect, at Grantor's cost, such time not to exceed six (6)

weeks, unless agreed upon in writing by the parties, and in such event the settlement date shall be continued until the defect is cleared or six (6) weeks have elapsed, whichever occurs first. Grantor specifically authorizes the settlement attorney to discharge any valid monetary liens against the Property from the proceeds due to the Grantor.

5. **GRANTOR'S SETTLEMENT CHARGES:** Seller shall pay for the following items at the time of settlement: (a) All transfer taxes, recordation fees, and clerk's fee for recording the deed; (b) Cost of preparation of the deed; (c) Grantor's attorney's fees; and (d) One half (50%) of a reasonable settlement fee charged by the settlement agent.

6. **COUNTY'S SETTLEMENT CHARGES:** County shall pay for the following items at the time of settlement: (a) Examination of title, if applicable; (b) Title commitment fee and title insurance premium, if applicable; (c) Grantee's attorney's fees; and (d) One half (50%) of a reasonable settlement fee charged by the settlement agent.

7. **ADJUSTMENTS AND POSSESSION:** All taxes are to be adjusted as of the date of settlement. Possession shall be given to the County at settlement.

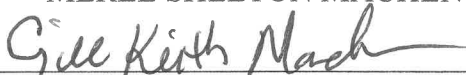
8. **SETTLEMENT:** Settlement shall be made at the office of William E. Evans, the County's settlement agent, at 10575 Crestwood Drive, Manassas, Virginia by May 31, 2022.

9. **ENTIRE AGREEMENT:** This Agreement, when executed by the parties, contains the final and entire agreement between them. No parties shall be bound by any terms, conditions, statements or representations, oral or written, not herein contained.

WITNESS the following signatures and seals:



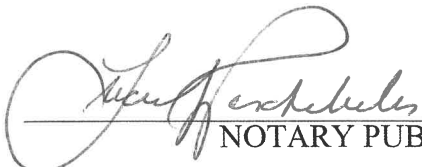
MERLE SHELTON MACHEN



GILL KEITH MACHEN

COMMONWEALTH OF VIRGINIA;
County of Prince William, to-wit:

I, the undersigned Notary Public, hereby certify that MERLE SHELTON MACHEN
AND GILL KEITH MACHEN whose names are signed to the foregoing Agreement, appeared
and acknowledged the same before me this 21 day of January, 2022.



NOTARY PUBLIC

My Commission expires:

Feb. 28, 2025

Notary Registration No.:

LUCIA V. PASCHALIDES
NOTARY PUBLIC
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES FEB. 28, 2025
COMMISSION # 7238354

BOARD OF COUNTY SUPERVISORS OF
PRINCE WILLIAM COUNTY, VIRGINIA

BY: _____
SETH HENDLER-VOSS
Department of Parks, Recreation, and Tourism
Director, its authorized agent
pursuant to Board of County Supervisors
Resolution No. _____

COMMONWEALTH OF VIRGINIA;
County of Prince William, to-wit:

I, the undersigned Notary Public, hereby certify that SETH HENDLER-VOSS,
Department of Parks, Recreation, and Tourism Director and authorized agent of the Board of
County Supervisors of Prince William County, Virginia, whose name is signed to the foregoing
Agreement, appeared and acknowledged the same before me this ____ day of
_____, 2022.

NOTARY PUBLIC

My Commission expires: _____

Notary Registration No.: _____

APPROVED AS TO FORM
COUNTY ATTORNEY

(Assistant) County Attorney

Date

Exhibit A



MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-169**

SECOND: FRANKLIN

RE: AUTHORIZE A GRANT APPLICATION TO THE 2022 VIRGINIA COMMUNITY FLOOD PREPAREDNESS FUND GRANT FOR THE DEVELOPMENT OF A PRINCE WILLIAM COUNTY FLOOD RESILIENCE MASTER PLAN AND CONTINGENT UPON GRANT AWARD, ACCEPT, BUDGET, AND APPROPRIATE UP TO \$1,360,000 IN ANTICIPATED GRANT REVENUES

ACTION: APPROVED

WHEREAS, one of the highest natural risks to affect Prince William County (PWC) according to the 2018 Northern Virginia Hazard Mitigation Plan is flooding and flash flooding; and

WHEREAS, The PWC Office of Emergency Management (PWC EM) coordinates the PWC Hazard Mitigation Workgroup which focuses on building capacity and resilience to threats and hazards that have the potential to impact the PWC community through coordination and implementation of whole community, cross-sector projects, and planning efforts to increase community resilience; and

WHEREAS, The Virginia Department of Conservation and Recreation (DCR) manages the Virginia Community Flood Preparedness Fund (CFPF) to provide support for regions and localities across Virginia to reduce the impacts of flooding through empowering communities to complete vulnerability assessments and develop and implement action-oriented approaches to bolster flood preparedness and resilience; and

WHEREAS, DCR has solicited applications for competitive awards through three (3) eligible categories: planning and capacity building, flood prevention and protection studies, and projects. The fund prioritizes the availability of funding for localities to develop and implement a comprehensive, whole community approach to flood preparedness and resilience to ensure coordinated mitigation efforts are maintained and enhanced by all stakeholders; and

WHEREAS, PWC's Hazard Mitigation Workgroup has recommended that this funding be used to retain a consultant that will develop a Flood Resilience Master Plan that integrates historical data, stakeholder projects, and mitigation concepts to enhance our community's resilience to floods. To support implementation of the master plan, increase long-term planning capacity, and enhance coordination among stakeholders, the grant will also include funding for three (3) full-time date-certain salary and benefit employees, a Hazard Mitigation Program Coordinator, and Hazard Mitigation Program Administrative Specialist in the Office of Emergency Management, and a Flood Resilience Coordinator in the Department of Public Works. Finally, enhance coverage of rainfall, flood stage, discharge, and water quality sensors will help validate planning assumptions and fill data gaps to justify future projects and grant applications; and

April 5, 2022
Regular Meeting
Res. No. 22-169
Page Two

WHEREAS, the PWC EM was notified in January 2022 that DCR will be accepting applications for the CFPF grant, with a competitive application including a signed Prince William Board of County Supervisors (Board) resolution approving the application be submitted to DCR no later than April 8, 2022; and

WHEREAS, if awarded, the grant period of performance will be three (3) years after date of award; and

WHEREAS, the grant budget will be established on a reimbursement basis; and

WHEREAS, the CFPF grant requires a 25% funding match for all planning and capacity-building projects, totaling \$339,661 for this application. Two (2) stream restoration projects funded by the PWC Stormwater Management Fund, managed by the Department of Public Works, will be utilized as the local match for this grant. These project activities funded by the PWC Stormwater Management Fund are eligible mitigation activities under the CFPF and complement the anticipated projects and strategies that will be developed in the Master Plan; and

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

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the grant application for the 2022 Virginia Community Flood Preparedness Fund for the development of a Prince William County Flood Resilience Master Plan and contingent upon grant award, accepts, budgets, and appropriates up to \$1,360,000 in anticipated grant revenue;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes that the Acting County Executive, or designee, will serve as the signatory on all necessary documents to carry out the requirements of the grant as approved to form by the County Attorney's Office upon notification of award.

April 5, 2022
Regular Meeting
Res. No. 22-169
Page Three

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Fire and Rescue System Chief

ATTEST: _____



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-170**

SECOND: FRANKLIN

RE: ACCEPT, BUDGET, AND APPROPRIATE \$59,488.41 AWARDED BY THE VIRGINIA DEPARTMENT OF EDUCATION AND INCREASE THE FISCAL YEAR 2022 SCHOOL BOARD OPERATING FUND BY \$59,488.41

ACTION: APPROVED

WHEREAS, on January 28, 2022, Virginia Department of Education (VDOE) announced in Superintendent's Memorandum Number 022-22 that Prince William County Public Schools (PWCS) was awarded \$59,488.41 from the Governor's Emergency Education Relief Fund (CRRSA Act GEER II) and Elementary and Secondary School Emergency Relief Fund (CRRSA Act ESSER II) for a school bus driver recruitment and retention incentive grant program; and

WHEREAS, this incentive grant award is for use in state fiscal years 2022 and 2023 and award amounts are based on various criteria such as the severity of school bus driver shortages; and

WHEREAS, this increase requires the Board of County Supervisors' approval and appropriation;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby accepts, budgets, and appropriates \$59,488.41 awarded by the Virginia Department of Education and increases the Fiscal Year 2022 School Board Operating Fund by \$59,488.41.

ATTACHMENT: School Board Resolution of March 2, 2022 (Ref. No. 2022-06)

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland


For Information:

Superintendent of Schools, LaTanya D. McDade, Ed.D.

PWCS Chief Financial Officer, John Wallingford

PWCS Schools Director of Finance, Vivian McGettigan

ATTEST:



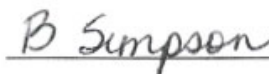
Clerk to the Board

**RESOLUTION REQUESTING THE PRINCE WILLIAM BOARD OF
COUNTY SUPERVISORS TO ACCEPT, BUDGET AND APPROPRIATE
\$59,488.41 AWARDED BY THE VIRGINIA DEPARTMENT OF
EDUCATION AND INCREASE THE FY 2022 SCHOOL BOARD
OPERATING FUND BY \$59,488.41**

BE IT RESOLVED:

1. That the Prince William County School Board approve a request to the Prince William Board of County Supervisors to accept, budget, and appropriate \$59,488.41 awarded by the Virginia Department of Education. The award from GEER II and ESSER II funds is for the school bus driver recruitment and retention incentive grant program. And further, direct staff to prepare the appropriate documents to forward to the Board of County Supervisors (BOCS) to accept, budget, and appropriate in the amount of \$59,488.41 to the FY 2022 School Board Operating Fund.
2. This resolution shall take effect immediately.

Adopted by the Prince William County School Board on March 2, 2022.



Clerk, Prince William County School Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-171**

SECOND: FRANKLIN

RE: ACCEPT, BUDGET, AND APPROPRIATE \$378,181.11 AWARDED BY THE VIRGINIA DEPARTMENT OF EDUCATION AND INCREASE THE FISCAL YEAR 2022 SCHOOL BOARD OPERATING FUND BY \$378,181.11

ACTION: APPROVED

WHEREAS, on January 10, 2022, the Virginia Department of Education (VDOE) notified Prince William County Schools (PWCS) of an award in the amount of \$100,000 from the McKinney-Vento American Rescue Plan Elementary and Secondary Schools Emergency Relief (ESSER) Fund for Homeless Children and Youth (ARP-HCY) ARP Homeless I subgrant; and

WHEREAS, on February 11, 2022, PWCS received notification from VDOE of an additional grant award in the amount of \$278,181.11 from the ARP-HCY Homeless II funds; and

WHEREAS, these funds are specifically targeted to meet the needs of students experiencing homelessness and allowable uses for the funds include all activities allowable for Local Education Agency McKinney-Vento subgrants with additional allowable activities specific to the pandemic; and

WHEREAS, this increase requires the Board of County Supervisors' approval and appropriation;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby accepts, budgets, and appropriates \$378,181.11 awarded by the Virginia Department of Education and increases the Fiscal Year 2022 School Operating Board Fund by \$378,181.11.

ATTACHMENT: School Board Resolution of March 2, 2022 (Ref. No. 2022-07)

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Superintendent of Schools, LaTanya D. McDade, Ed.D.

PWCS Chief Financial Officer, John Wallingford

PWCS Schools Director of Finance, Vivian McGettigan

ATTEST:



Clerk to the Board

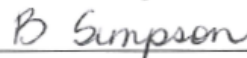
Ref. No. 2022-07

**RESOLUTION REQUESTING THE PRINCE WILLIAM BOARD OF
COUNTY SUPERVISORS TO ACCEPT, BUDGET AND APPROPRIATE
\$378,181.11 AWARDED BY THE VIRGINIA DEPARTMENT OF
EDUCATION AND INCREASE THE FY 2022 SCHOOL BOARD
OPERATING FUND BY \$378,181.11**

BE IT RESOLVED:

1. That the Prince William County School Board approve a request to the Prince William Board of County Supervisors to accept, budget, and appropriate \$100,000.00 and an additional \$278,181.11 awarded by the Virginia Department of Education. The funding is from the American Rescue Plan Act Elementary and Secondary Schools Emergency Relief Fund for Homeless Children and Youth grant. And further, direct staff to prepare the appropriate documents to forward to the Board of County Supervisors (BOCS) to accept, budget, and appropriate in the amount of \$378,181.11 to the FY 2022 School Board Operating Fund.
2. This resolution shall take effect immediately.

Adopted by the Prince William County School Board on March 2, 2022.



Clerk, Prince William County School Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-172**

SECOND: FRANKLIN

RE: ACCEPT, BUDGET, AND APPROPRIATE \$13,076,330.20 AWARDED BY THE VIRGINIA DEPARTMENT OF EDUCATION AND INCREASE THE FISCAL YEAR 2022 SCHOOL BOARD OPERATING FUND BY \$13,076,330.20

ACTION: APPROVED

WHEREAS, on January 28, 2022, Virginia Department of Education (VDOE) announced in Superintendent's Memorandum Number 022-22 that Prince William County Public Schools (PWCS) was awarded \$13,076,330.20 from the American Rescue Plan Act (ARPA) Elementary and Secondary School Emergency Relief (ESSER) III School Division Awards for addressing unfinished learning, before and after school programs, and summer programs; and

WHEREAS, the allocations for this funding are Addressing Unfinished Learning \$6,795,827.25, Before and After School Programs \$2,398,445.83, and Summer Programs \$3,882,057.12; and

WHEREAS, this increase requires the Board of County Supervisors' approval and appropriation;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby accepts, budgets, and appropriates \$13,076,330.20 awarded by the Virginia Department of Education and increases the Fiscal Year 2022 School Board Operating Fund by \$13,076,330.20.

ATTACHMENT: School Board Resolution of March 2, 2022 (Ref. No. 2022-08)

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Superintendent of Schools, LaTanya D. McDade, Ed.D.

PWCS Chief Financial Officer, John Wallingford

PWCS Schools Director of Finance, Vivian McGettigan

ATTEST:



Clerk to the Board

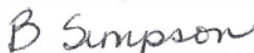
Ref. No. 2022-08

**RESOLUTION REQUESTING THE PRINCE WILLIAM BOARD OF
COUNTY SUPERVISORS TO ACCEPT, BUDGET, AND APPROPRIATE
\$13,076,330.20 AWARDED BY THE VIRGINIA DEPARTMENT OF
EDUCATION AND INCREASE THE FY 2022 SCHOOL BOARD
OPERATING FUND BY \$13,076,330.20**

BE IT RESOLVED:

1. That the Prince William County School Board approve a request to the Prince William Board of County Supervisors to accept, budget, and appropriate \$13,076,330.20 awarded by the Virginia Department of Education. The funding from the American Rescue Plan Act Elementary and Secondary School Emergency Relief state set-aside funds will support addressing unfinished learning, before and after school programs, and summer programs. And further, direct staff to prepare the appropriate documents to forward to the Board of County Supervisors to accept, budget, and appropriate in the amount of \$13,076,330.20 to the FY 2022 School Board Operating Fund.
2. This resolution shall take effect immediately.

Adopted by the Prince William County School Board on March 2, 2022.



Clerk, Prince William County School Board

MOTION: FRANKLIN

**April 5, 2022
Regular Meeting
Res. No. 22-173**

SECOND: BAILEY

RE: AUTHORIZE GRANT APPLICATIONS TO THE FISCAL YEAR 2022 REBUILDING AMERICAN INFRASTRUCTURE WITH SUSTAINABILITY AND EQUITY PROGRAM FOR FEDERAL GRANT FUNDING FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION — VARIOUS MAGISTERIAL DISTRICTS

ACTION: APPROVED

WHEREAS, the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) program, administered by the United States Department of Transportation (USDOT), provides federal funding for national transportation infrastructure; and

WHEREAS, the Fiscal Year (FY) 2022 RAISE program will award up to \$1,500,000,000 in discretionary grant funds through a competitive process; and

WHEREAS, the RAISE 2022 Notice of Funding Opportunity was released in February 2022 to solicit applications and established prioritization for transportation infrastructure projects of significant local or regional importance that improve public safety, foster economic growth, reduce impacts of climate change, and improve racial equity; and

WHEREAS, Prince William County is an eligible applicant and desires to pursue all available funding sources to enhance the transportation network of the County; and

WHEREAS, projects identified by the Prince William Board of County Supervisors (Board) as priorities for funding have been evaluated by County staff in terms of the program eligibility requirements and selection criteria of the RAISE program and project funding needs and schedule to determine the most competitive projects for this grant opportunity. As a result of this evaluation, County staff have recommended the Route 123 Corridor Improvements and Prince William Parkway / Minnieville Road Interchange projects for application to the RAISE program; and

WHEREAS, the Route 123 Corridor Improvements project consists of innovative improvements at the intersection of Route 123 with Old Bridge Road, I-95 and Route 1 identified through a Strategically Affordable Roadway Solutions study. The Old Bridge / Route 123 Improvements Project is a 2019 Mobility Bond Referendum project and in the adopted FY 2022 Capital Improvement Program (CIP), and the Route 1 / 123 improvement project is an adopted Comprehensive Plan project. Both projects are designated Board priority projects and have been previously authorized for application for federal grant funding; and

April 5, 2022
Regular Meeting
Res. No. 22-173
Page Two

WHEREAS, the Prince William Parkway / Minnieville Road Interchange Project constructs a grade-separated interchange to relieve congestion, improve safety, and improve access to major destinations. The project is a 2019 Mobility Bond referendum project, in the adopted FY 2022 CIP and Comprehensive Plan and in the adopted Dale City Small Area Plan. The interchange is a designated Board priority project and has been previously authorized for application for federal grant funding;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes the County Executive, or his designee, to submit the application and to execute all other documents necessary to secure funding through the Rebuilding American Infrastructure with Sustainability and Equity Program, administered by the United States Department of Transportation for the projects identified herein by the Department of Transportation staff.

Votes:

Ayes: Angry, Bailey, Boddye, Franklin, Wheeler

Nays: Lawson, Vega

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Director of Transportation

ATTEST: _____



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-174**

SECOND: FRANKLIN

RE: TRANSFER, BUDGET, AND APPROPRIATE \$30,000 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS TO CONDUCT FAIR HOUSING TESTING IN PRINCE WILLIAM COUNTY AND ACCEPT, BUDGET, AND APPROPRIATE \$9,500 IN FEDERAL FUNDING FROM THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION FOR EMPLOYMENT OUTREACH AND EDUCATION

ACTION: APPROVED

WHEREAS, the Prince William County Human Rights Commission was awarded \$30,000 in Community Development Block Grant funding; and

WHEREAS, \$30,000 is available to conduct Fair Housing testing in Prince William County; and

WHEREAS, fair housing testing identifies unlawful housing discrimination based on race, national origin, disability, or familial status in violation of the Fair Housing Act; and

WHEREAS, the Prince William County Human Rights Commission has a work-sharing agreement with the Equal Employment Opportunity Commission; and

WHEREAS, the Prince William County Human Rights Commission was awarded and has available \$9,500 in federal funds from the Equal Employment Opportunity Commission, which will be used for outreach and education, including hiring two (2) college interns; and

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby transfers, budgets, and appropriates \$30,000 in Community Development Block Grant funding to conduct Fair Housing testing;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby accepts, budgets, and appropriates \$9,500 in federal funds from the Equal Employment Opportunity Commission to conduct employment outreach and education;

BE IT FURTHER RESOLVED that the Prince William Board of County Supervisors hereby authorizes any unused portion of the \$9,500 to be carried over to the Fiscal Year 2023 budget.

Votes:

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

Nays: Vega

Absent from Vote: None

Absent from Meeting: Candland

April 5, 2022
Regular Meeting
Res. No. 22-174
Page Two

For Information:

Human Rights Commission Executive Director

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-175**

SECOND: LAWSON

RE: PROCLAIM – MARCH 29, 2022 – NATIONAL VIETNAM WAR VETERANS DAY

ACTION: APPROVED

WHEREAS, the Prince William Board of County Supervisors (Board) commemorates those who fought in the Vietnam War on National Vietnam War Veterans Day, March 29, 2022. National Vietnam War Veterans Day was created to honor all the men and women who fought during its time; and

WHEREAS, the Vietnam War was one of the longest wars involving America. Starting in 1955, the war went on until 1975, making it the second longest war; and

WHEREAS, we pay tribute to the more than 3,000,000 servicemen and women who left their families to serve bravely, a world away from everything they knew and everyone they loved. From Ia Drang to Khe Sanh, from Hue to Saigon and countless villages in between, they pushed through jungles and rice paddies, heat, and monsoons, fighting heroically to protect the ideals we hold dear as Americans. Through more than a decade of combat, over air, land, and sea these proud Americans upheld the highest traditions of our Armed Forces; and

WHEREAS, a grateful Nation, we honor more than 58,000 patriots, their names etched in black granite, who sacrificed all they had and all they would ever know. We draw inspiration from the heroes who suffered unspeakably as prisoners of war, yet who returned home with their heads held high. We pledge to keep faith with those who were wounded and still carry the scars of war, seen and unseen. With more than 1,600 of our service members still among the missing, we pledge as a Nation to do everything in our power to bring these patriot's home. In the reflection of The Wall, we see the military family members and veterans who carry a pain that may never fade. May they find peace in knowing their loved ones endure, not only in medal and memories, but in the hearts of all Americans, who are forever grateful for their service, valor, and sacrifice; and

WHEREAS, throughout this Commemoration, let us strive to live up to their example by showing our Vietnam veterans, their families, and all who have served the fullest respect and support of a grateful Nation;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby honors our Vietnam veterans, our fallen, our wounded, those unaccounted for, our former prisoners of war, and their families.

April 5, 2022
Regular Meeting
Res. No. 22-175
Page Two

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

Abstain from Vote: Vega

ATTEST: _____

Andrea P. Madden

Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-176**

SECOND: LAWSON

RE: PROCLAIM – APRIL 10 – 16, 2022 – PUBLIC SAFETY TELECOMMUNICATIONS 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, this year marks the 54th anniversary of 9-1-1 service in the United States and in the same year, Prince William County, became the first community to offer 9-1-1 service on the East Coast; and

WHEREAS, since 1991, Congress has proclaimed that the second full week of April be set aside as National Public Safety Telecommunications 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 10-16, 2022, as “Public Safety Telecommunications Week” and join in honoring the women and men whose diligence and professionalism keep our county and citizens safe.

April 5, 2022
Regular Meeting
Res. No. 22-176
Page Two

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

Abstain from Vote: Vega

For Information:

Director, Public Safety Communications

ATTEST:

A handwritten signature in black ink, reading "Andrea P. Madden", is written over a horizontal line.

Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-177**

SECOND: LAWSON

**RE: PROCLAIM – APRIL 2022 – CHILD ABUSE PREVENTION MONTH IN PRINCE
WILLIAM COUNTY**

ACTION: APPROVED

WHEREAS, in Fiscal Year 2021, 3,842 cases of suspected child abuse and neglect were reported in Prince William County; and

WHEREAS, child abuse is considered to be one of our nation's most serious public health problems, with scientific studies documenting the link between the abuse and neglect of children and a wide range of medical, emotional, psychological, and behavioral disorders; and

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

WHEREAS, Prince William County is committed to supporting families through programs that will prevent child abuse and neglect; and

WHEREAS, effective child abuse prevention activities succeed because of the partnerships created between child welfare professionals, education, health, community and faith-based organizations, businesses, law enforcement agencies, and families; 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 April 2022 as Child Abuse Prevention Month in Prince William County.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

Abstain from Vote: Vega

For Information:

Social Services Director

ATTEST:



Clerk to the Board

MOTION: VEGA

**April 5, 2022
Regular Meeting
Res. No. 22-178**

SECOND: BODDYE

RE: REQUEST THE VIRGINIA DEPARTMENT OF TRANSPORTATION AND THE COMMONWEALTH TRANSPORTATION BOARD CONSIDER RESTRICTING THROUGH TRUCK TRAFFIC ON KEYSER ROAD (STATE ROUTE 648) AND ORLANDO ROAD (STATE ROUTE 608) CONTINUOUSLY AS ONE RESTRICTION BETWEEN THE INTERSECTIONS OF ADEN ROAD (STATE ROUTE 646) AT ORLANDO ROAD (STATE ROUTE 608) AND BRISTOW ROAD (STATE ROUTE 619) AT KEYSER ROAD (STATE ROUTE 648) – COLES MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, Keyser Road (State Route 648) and Orlando Road (State Route 608) are not designed or intended to serve heavy-truck traffic; and

WHEREAS, heavy-truck traffic causes safety problems on Keyser Road (State Route 648) and Orlando Road (State Route 608); and

WHEREAS, the restriction of through truck traffic on Keyser Road (State Route 648) and Orlando Road (State Route 608) is necessary to promote the health, safety, and welfare of the residents; and

WHEREAS, the proposed alternative route is via Aden Road (State Route 646), Joplin Road (State Route 619), and Bristow Road (State Route 619) between the intersections of Aden Road (State Route 646) at Orlando Road (State Route 608) and Bristow Road (State Route 619) at Keyser Road (State Route 648); and

WHEREAS, Section 46.2-809 of the Code of Virginia mandates that a public hearing must be held by the local governing body to receive public comments on restricting through truck traffic on any part of a secondary highway; and

WHEREAS, a public hearing was authorized by the Prince William Board of County Supervisors (Board) on March 15, 2022, via Resolution Number (Res. No.) 22-129; and

WHEREAS, the authorized public hearing was advertised and held on April 5, 2022, in accordance with Section 46.2-809 of the Code of Virginia; and

WHEREAS, the Virginia Department of Transportation will install the signs and the Prince William County Police Department will be responsible for enforcing the restriction;

April 5, 2022
Regular Meeting
Res. No. 22-178
Page Two

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby requests the Virginia Department of Transportation and the Commonwealth Transportation Board consider restricting through truck traffic on Keyser Road (State Route 648) and Orlando Road (State Route 608) continuously as one restriction between the intersections of Aden Road (State Route 646) at Orlando Road (State Route 608) and Bristow Road (State Route 619) at Keyser Road (State Route 648);

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 Virginia Department of Transportation District Engineer.

ATTACHMENT: Vicinity Map - Proposed Through Truck Restriction Orlando Road and Keyser Road

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

County Attorney

Director of Transportation

Virginia Department of Transportation – District Traffic Engineer

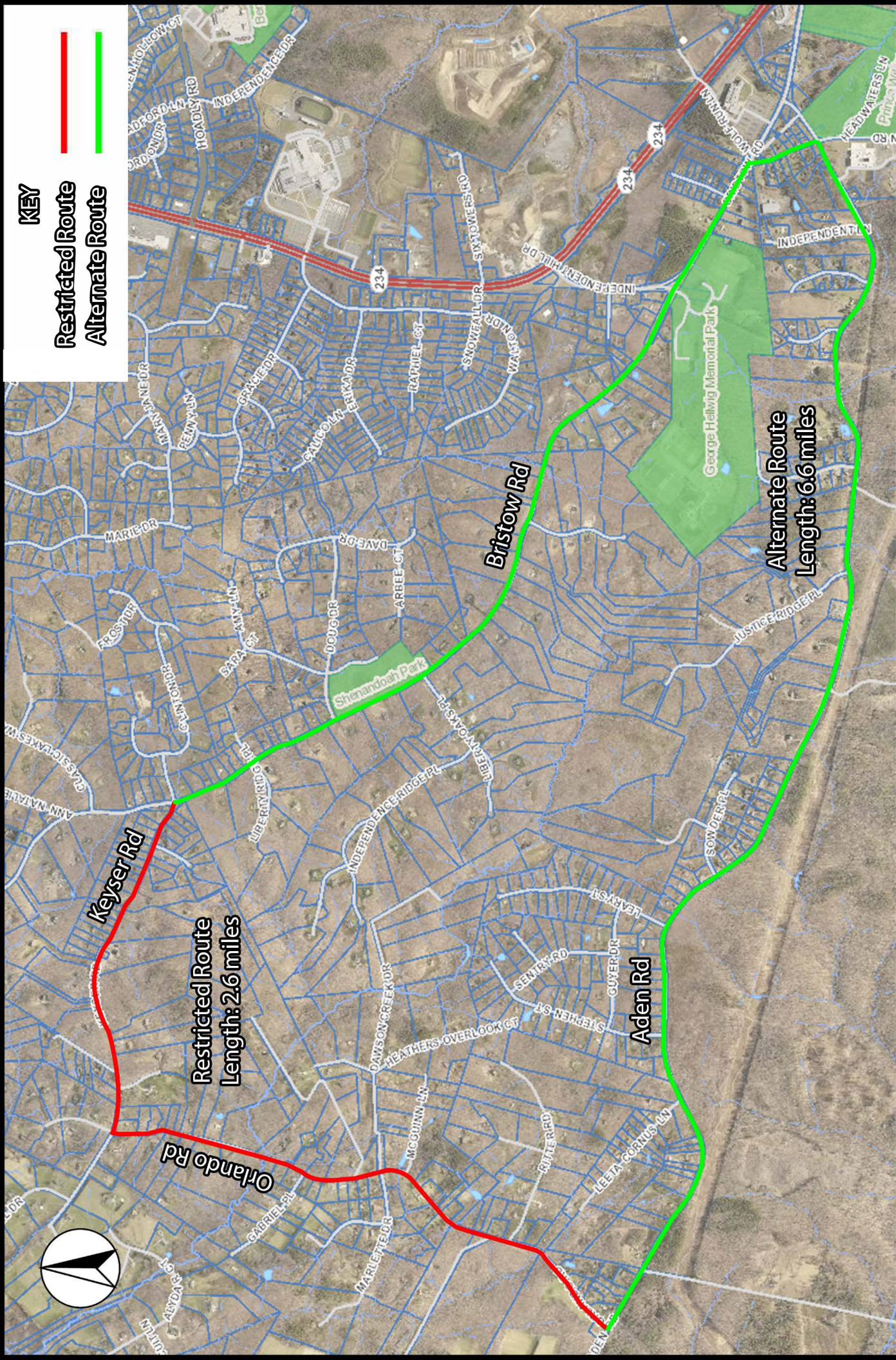
Virginia Department of Transportation – Manassas Residency Office

ATTEST: _____



Clerk to the Board

KEY
Restricted Route
Alternate Route



Proposed Through Truck Restriction

Orland Road and Keyser Road
Coles Magisterial District

PRINCE WILLIAM COUNTY
DEPARTMENT OF TRANSPORTATION



MOTION: LAWSON

**April 5, 2022
Regular Meeting
Res. No. 22-179**

SECOND: BAILEY

RE: AUTHORIZE CONVEYANCE OF A 15-FOOT-WIDE EASEMENT AND RIGHT OF WAY AGREEMENT TO THE NORTHERN VIRGINIA ELECTRIC COOPERATIVE ACROSS COUNTY-OWNED PROPERTY TO ESTABLISH ELECTRICAL SERVICE TO ROSEMOUNT LEWIS ELEMENTARY SCHOOL – BRENTSVILLE MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the Prince William Board of County Supervisors (Board) owns the parcel of land located at 11000 Crestwood Drive Manassas, Virginia, 20109, known as Rosemount Lewis Park; and

WHEREAS, In June 2020, via Resolution Number (Res. No.) 20-493, the Board approved the conveyance of 18.03 acres of County-owned land to Prince William County Schools to be used as an elementary school site adjacent to Rosemount Lewis Park; and

WHEREAS, the Northern Virginia Electric Cooperative (NOVEC) requires a dedicated easement and right of way agreement over the Rosemount Lewis Park parcel to establish and maintain electrical service to the school site; and

WHEREAS, the attached deed and plat, dated October 1, 2021, were prepared by NOVEC and the plat depicts the location of the proposed easement; and

WHEREAS, the Board authorized a public hearing on this matter at its meeting on March 15, 2022; and

WHEREAS, a public hearing has been duly advertised for this purpose and was conducted on April 5, 2022, and all interested citizens were heard;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes conveyance of a 15-foot-wide easement and right of way agreement to the Northern Virginia Electric Cooperative across County-owned property to establish electrical service to Rosemount Lewis Elementary School;

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

ATTACHMENTS: Northern Virginia Electric Cooperative Easement and Right of Way Agreement
Plat Dated October 1, 2021

April 5, 2022
Regular Meeting
Res. No. 22-179
Page Two

Votes:

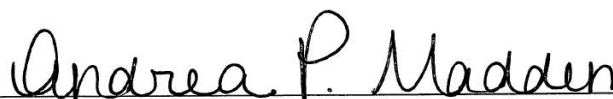
Ayes: Angry, Bailey, Boddye, Franklin, Lawson, Vega, Wheeler

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

ATTEST:

A handwritten signature in cursive script that reads "Andrea P. Madden". The signature is written in dark ink and is positioned above a horizontal line.

Clerk to the Board

WO # 165215

NORTHERN VIRGINIA ELECTRIC COOPERATIVE
EASEMENT AND RIGHT-OF-WAY AGREEMENT

THIS EASEMENT AND RIGHT-OF-WAY AGREEMENT is made
October 1, 2021 between **PWC BOARD OF COUNTY SUPERVISORS**, hereinafter
called "Owner" and **NORTHERN VIRGINIA ELECTRIC COOPERATIVE**, a
Virginia corporation, hereinafter called "Cooperative."

WITNESSETH:

That for the sum of One Dollar (\$1.00), and other valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, Owner grants unto Cooperative, its successors and assigns, a perpetual easement and right of way to install, lay, construct, operate, repair, alter and maintain underground conduit and cable lines for transmitting and distributing electric power, and for telephone, television and other communication purposes, including all cables, switchgear, transformer enclosures, meters, ground connections and supports and poles for lights and streetlights, and accessory equipment desirable in connection therewith ("Facilities"), under and/or upon and across the lands of Owner situated in **Prince William** County, Virginia, (the "Property") as shown on Plat Number **2021-0491**, dated **10/1/2021**, being attached hereto and hereinafter known as the "Easement." The location and width of the Easement shall be as shown on said plat.

Prepared by and Return to:
Northern Virginia Electric Cooperative
5399 Wellington Branch Drive
Gainesville, Virginia 20155-1616
Attn: Right of Way Department
703-754-6700

Property of PWC Board of County Supervisors

TAX MAP# / GPIN# 7696-17-8657

ESMT - UG - NO SVC LANG - COMPANY 02/07

Page 1 of ____

The Facilities erected hereunder shall remain the property of Cooperative. Cooperative shall have the right to inspect, rebuild, remove, repair, improve and relocate within the Easement, and to make such changes, alterations, substitutions, additions in and to or extensions of its Facilities as Cooperative may from time to time in its sole discretion deem advisable, including but not limited to the right to increase or decrease the number of cables, switchgear, transformer enclosures and accessory equipment, and to increase or decrease the size of the cables and voltage carried by said cables.

Cooperative shall at all times have the right to keep the Easement clear of all trees, limbs, shrubbery and undergrowth, and to keep the Easement clear of all buildings and structures, except fences. Cooperative shall have the right to cut all trees and limbs outside of the Easement that may, in falling, endanger the safe, proper and efficient operation of Cooperative's Facilities. All trees and limbs cut and/or chipped by the Cooperative at any time, shall remain the property of Owner. Trees shall be cut into lengths of not less than four feet and shall be placed in piles along said Easement.

Owner, his successors and assigns, may use the land within the Easement for any purpose not inconsistent with the rights hereby granted and provided such use does not interfere with, or endanger the construction, operation, or maintenance of Cooperative's Facilities. Sidewalks, driveways, private streets and parking lots may be constructed on the underground Easement if Cooperative's Facilities are installed in conduit, or if not installed in conduit, may cross the underground Easement at an angle of no less than forty-five degrees and in a manner that does not interfere with the exercise of the rights granted to Cooperative and provided no excavations shall exceed six (6) inches, no fills shall exceed six (6) inches and no storage of water may be made thereon.

Cooperative shall have the right of ingress to and egress from the Easement over the lands of Owner adjacent to the Easement, such right to be exercised in such manner as shall occasion the least practicable damage or inconvenience to Owner.

Cooperative shall repair damage to roads, fences, and other such improvements which are not inconsistent with the rights granted hereto. Cooperative shall repair or shall pay Owner, at Cooperative's discretion, for other physical damage done in the process of the construction, inspection, or maintenance of Cooperative's Facilities, or in the exercise of its right of ingress or egress provided Owner gives written notice thereof to Cooperative within thirty days after such damage occurs.

Notice to Landowner: You are conveying rights to a public service corporation. A public service corporation may have the right to obtain some or all of these rights through exercise of eminent domain. To the extent that any of the rights being conveyed are not subject to eminent domain, you have the right to choose not to convey those rights and you could not be compelled to do so. You have the right to negotiate compensation for any rights that you are voluntarily conveying.

Owner covenants that it is seized of and has the right to convey said Easement. Cooperative shall have quiet and peaceable possession, use and enjoyment of the Easement, rights and privileges hereby granted.

IN WITNESS WHEREOF, the following signature(s) and seal(s).

PWC Board of County Supervisors

Signature: _____

Print name: _____

Print title: _____

STATE OF _____

COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ day of _____, 2021, by _____ as
(Name)
_____, for PWC Board of County Supervisors.
(Title)

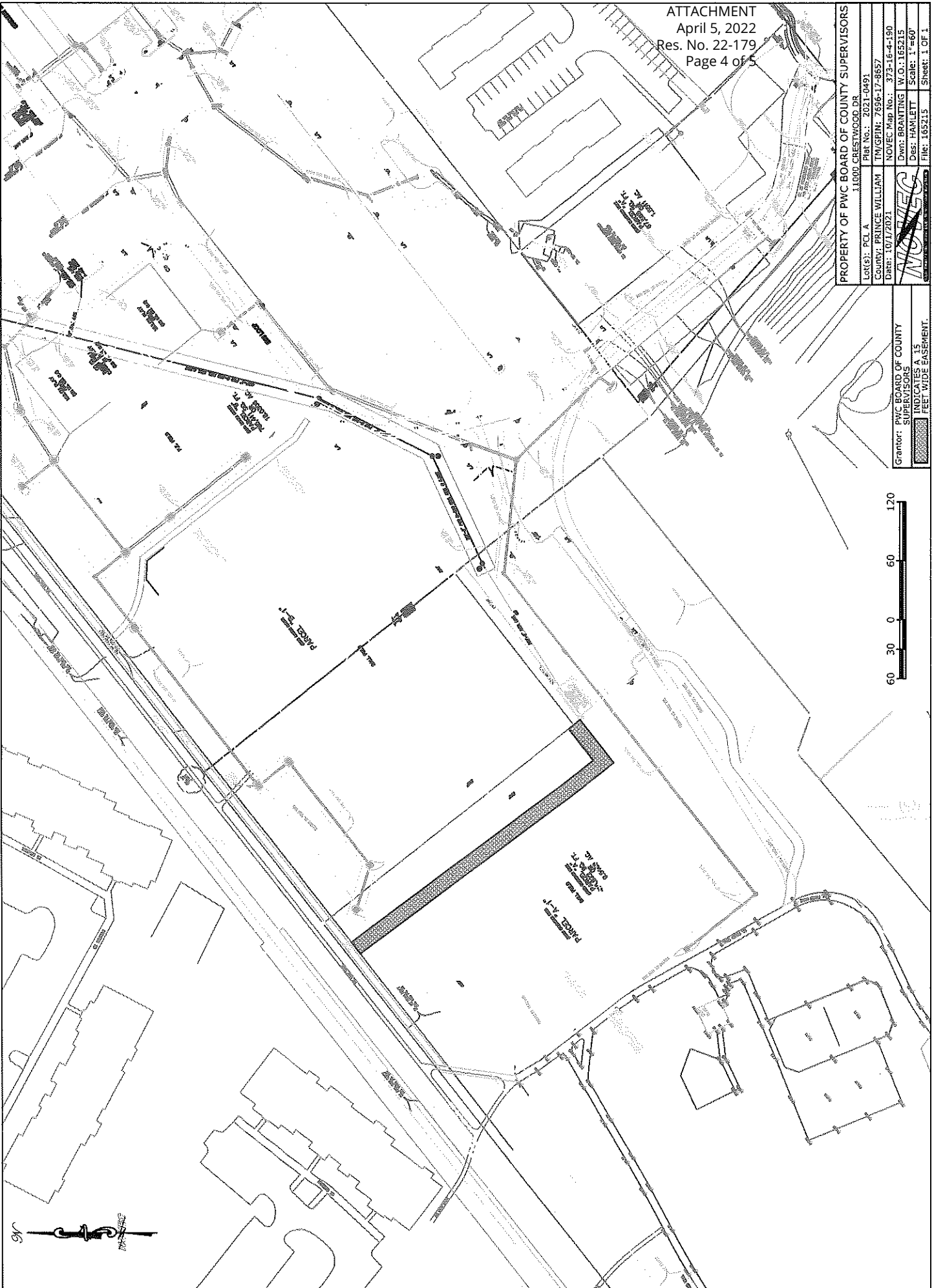
Notary Public (Signature and Seal)

My Commission expires _____

Notary Public (Printed Name)

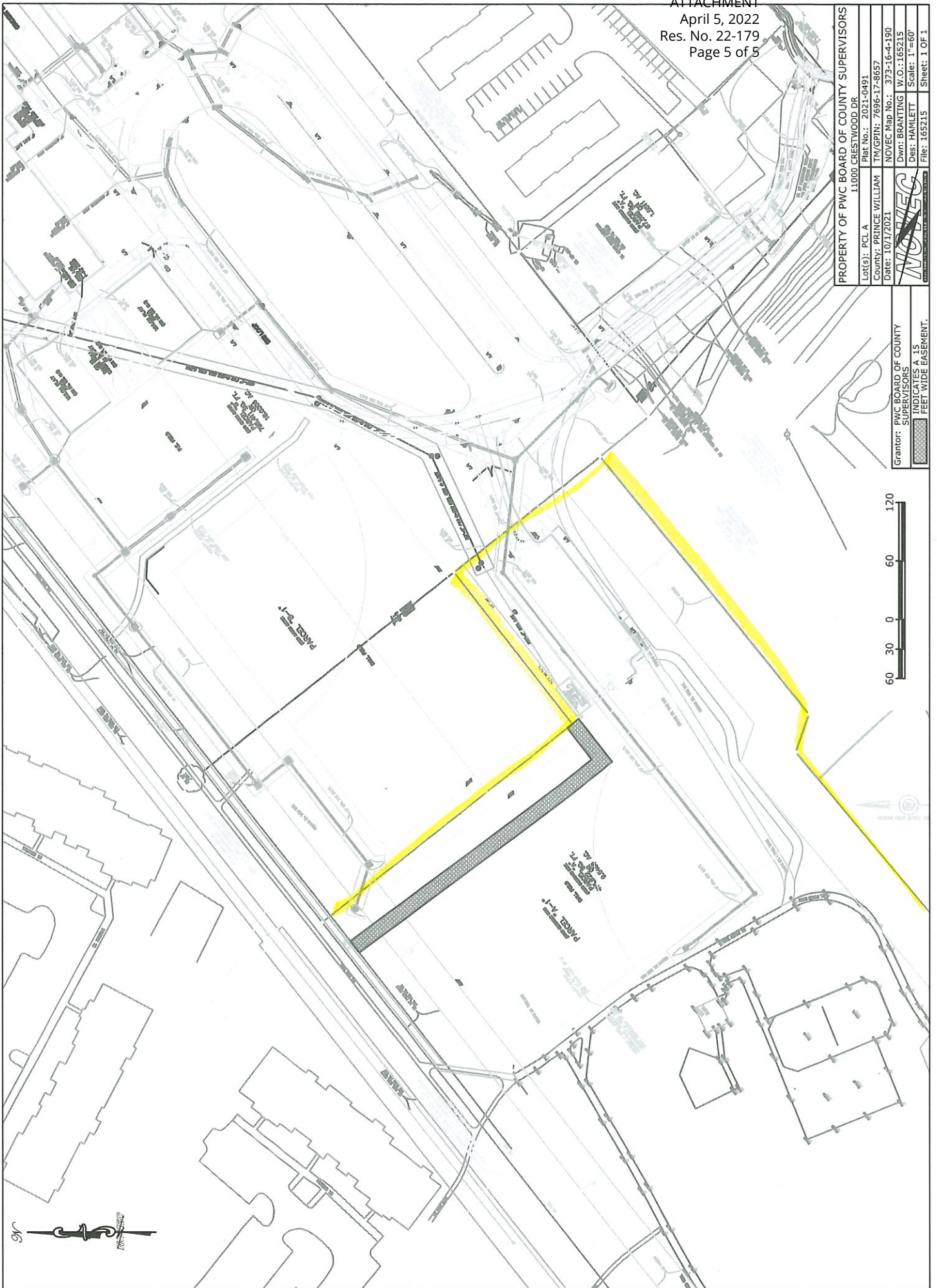
| | |
|---------------------------------------------|-----------------------------|
| PROPERTY OF PVC BOARD OF COUNTY SUPERVISORS | |
| 11,000 CRESTWOOD DR | |
| Lot(s): PCL A | Plat No.: 2021-049 |
| COUNTY: PRINCE WILLIAM | TM/GPIN: 2596-12-8657 |
| DATE: 10/17/2021 | NOVEC Map No.: 373-16-4-190 |
| Dwn: BRANTLEY | W.O.: 165215 |
| Des: HAMLETT | Scale: 1"=60' |
| File: 165215 | Sheet: 1 OF 1 |

Grantor: PVC BOARD OF COUNTY SUPERVISORS
 INDICATES A 15 FEET WIDE EASEMENT.



| | |
|-------------------------------------------------------------------|-----------------------------|
| PROPERTY OF PWC BOARD OF COUNTY SUPERVISORS 11000 CRESTWOOD DR | |
| Lot(s): PCL A | Plat No.: 2021-0491 |
| County: PRINCE WILLIAM | TM/GPN: 7696-17-8657 |
| Date: 10/1/2021 | NOVEC Map No.: 373-16-4-190 |
| | Dwn: BRANTING W.O.: 165215 |
| | Dwn: HAWLETT Scale: 1"=60' |
| | File: 165215 Sheet: 1 OF 1 |

Grantor: PWC BOARD OF COUNTY
SUPERVISORS
INDICATES A 15
FEET WIDE EASEMENT.



MOTION: BAILEY

SECOND: VEGA

RE: AUTHORIZE CLOSED MEETING

ACTION: APPROVED

**April 5, 2022
Regular Meeting
Res. No. 22-180**

WHEREAS, the Prince William 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 economic development items regarding expansion of existing businesses or industries where no previous announcement has been made of the businesses' or industries' 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)); and

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 aforestated matters in Closed Meeting.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

County Attorney

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-181**

SECOND: FRANKLIN

RE: AUTHORIZE A PUBLIC HEARING TO CONSIDER ADOPTION OF AN ORDINANCE TO REQUIRE THE PAYMENT OF PREVAILING WAGES FOR WORK PERFORMED ON PUBLIC WORKS CONTRACTS OF \$250,000 OR GREATER, AS AUTHORIZED BY SECTION 2.2-4321.3(C) OF THE CODE OF VIRGINIA

ACTION: APPROVED

WHEREAS, In 2020, the Virginia General Assembly amended Code of Virginia § 2.2-4321.3 to authorize localities to adopt an ordinance requiring that, when letting contracts for public works paid in whole or in part by funds of the locality, or when overseeing or administering a public contract, its bid specification, project agreements, or other public contracts applicable to the public works shall require bidders, offerors, contractors, and subcontractors to pay wages, salaries, benefits, and other remuneration to any mechanic, laborer, or worker employed, retained, or otherwise hired to perform services in connection with the public contract at the prevailing wage rate; and

WHEREAS, on July 16, 2021, the Prince William Board of County Supervisors (Board) issued Directive No. 21-43 that directed the County staff to prepare a prevailing wage ordinance that would apply to public works projects for the County. The Director of Finance responded to Directive No. 21-43 on November 18, 2021, and the directive was closed on the same day. On January 11, 2022, the Board issued Directive No. 22-01 directing County staff to develop a draft prevailing wage ordinance that would apply to public works contracts of \$250,000 or greater for review and consideration; and

WHEREAS, County staff has drafted a proposed ordinance requiring the payment of prevailing wages for work performed on public works contracts of \$250,000 or greater; and staff will bring forth amendments to the Prince William County Procurements Regulations implementing those requirements; and

WHEREAS, the Board has the authority to authorize a public hearing to consider the adoption of an ordinance to require the payment of prevailing wage for work performed on public works contracts of \$250,000 or greater;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorize a public hearing to be scheduled on May 10, 2022, to consider adoption of an ordinance to require the payment of prevailing wages for work performed on public works contracts of \$250,000 or greater, as authorized by § 2.2-4321.3(C) of the Code of Virginia; and directs staff to bring forth amendments to the Prince William County Procurements Regulations implementing those requirements;

April 5, 2022
Regular Meeting
Res. No. 22-181
Page Two

BE IT FURTHER RESOLVED that the Clerk to the Board of County Supervisors properly advertise notice of the public hearing for the stated purpose in a newspaper of general circulation in Prince William County.

ATTACHMENT: Proposed Ordinance – Prevailing Wage

Votes:

Ayes: Angry, Bailey, Boddye, Franklin, Wheeler

Nays: Lawson, Vega

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Director of Finance

County Attorney

ATTEST: _____



Clerk to the Board

MOTION:

**May 10, 2022
Regular Meeting
Ord. No. 22-**

SECOND:

**RE: ORDINANCE TO REQUIRE THE PAYMENT OF PREVAILING WAGES FOR WORK
PERFORMED ON PUBLIC WORKS CONTRACTS OF \$250,000 OR GREATER, AS
AUTHORIZED BY § 2.2-4321.3(C) OF THE CODE OF VIRGINIA**

ACTION:

WHEREAS, In 2020, the Virginia General Assembly amended Code of Virginia § 2.2-4321.3 to authorize localities to adopt an ordinance requiring that, when letting contracts for public works paid in whole or in part by funds of the locality, or when overseeing or administering a public contract, its bid specification, project agreements, or other public contracts applicable to the public works shall require bidders, offerors, contractors, and subcontractors to pay wages, salaries, benefits, and other remuneration to any mechanic, laborer, or worker employed, retained, or otherwise hired to perform services in connection with the public contract at the prevailing wage rate; and

WHEREAS, notice of a public hearing on this proposed ordinance was advertised in newspapers of general circulation in the County and a public hearing was held by the Board on May 10, 2022;

NOW, THEREFORE, BE IT ORDAINED that the Prince William Board of County Supervisors hereby requires the payment of prevailing wages for work performed on public works contracts of \$250,000 or greater, as authorized by § 2.2-4321.3(C) of the Code of Virginia, and further directs the Department of Finance to bring forth amendments to the Prince William County Procurements Regulations implementing those requirements.

Votes:

Ayes:

Nays:

Absent from Vote:

Absent from Meeting:

For Information:

Director of Finance
County Attorney

ATTEST: _____
Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-182**

SECOND: LAWSON

RE: APPOINT – ELIZABETH H. WARD – PRINCE WILLIAM COUNTY SUSTAINABILITY COMMISSION

ACTION: APPROVED

WHEREAS, on December 7, 2021, via Resolution Number 21-663, the Prince William Board of County Supervisors (Board) created the Prince William County Sustainability Commission; and

WHEREAS, the membership of the Prince William County Sustainability Commission includes representation from each magisterial district and one at-large appointment; and

WHEREAS, Supervisor Candland desires to appoint Elizabeth H. Ward as the Gainesville Magisterial District Representative to the Prince William County Sustainability Commission; and

WHEREAS, a Notice of Intent to Appoint Elizabeth H. Ward as the Gainesville Magisterial District Representative to the Prince William County Sustainability Commission was offered at the meeting of the Board on March 15, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby appoints Elizabeth H. Ward as the Gainesville Magisterial District Representative to the Prince William County Sustainability 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> |
|-------------------|-------------|------------|-------------|
| Elizabeth H. Ward | REG | GA | 12/31/2023 |

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Appointee

Liaison, Sustainability Commission

BCC Manual

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-183**

SECOND: LAWSON

RE: APPOINT – CHINAKA A. BARBOUR – PRINCE WILLIAM COUNTY SUSTAINABILITY COMMISSION

ACTION: APPROVED

WHEREAS, on December 7, 2021, via Resolution Number 21-663, the Prince William Board of County Supervisors (Board) created the Prince William County Sustainability Commission; and

WHEREAS, the membership of the Prince William County Sustainability Commission includes representation from each magisterial district and one at-large appointment; and

WHEREAS, Supervisor Franklin desires to appoint Chinaka A. Barbour as the Woodbridge Magisterial District Representative to the Prince William County Sustainability Commission; and

WHEREAS, a Notice of Intent to Appoint Chinaka A. Barbour as the Woodbridge Magisterial District Representative to the Prince William County Sustainability Commission was offered at the meeting of the Board on March 15, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby appoints Chinaka A. Barbour as the Woodbridge Magisterial District Representative to the Prince William County Sustainability 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> |
|--------------------|--------------------|-------------------|--------------------|
| Chinaka A. Barbour | REG | WO | 12/31/2023 |

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Appointee

Liaison, Sustainability Commission

BCC Manual

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-184**

SECOND: LAWSON

RE: APPOINT – J. MICHAEL SAWYERS – BUILDING CODE APPEALS BOARD

ACTION: APPROVED

WHEREAS, due to expired terms, vacancies exist for Regular At-Large Representatives to the Building Code Appeals Board; and

WHEREAS, Chair Wheeler desires to appoint J. Michael Sawyers as a Regular At-Large Representative to the Building Code Appeals Board; and

WHEREAS, a Notice of Intent to Appoint J. Michael Sawyers as a Regular At-Large Representative to the Building Code Appeals Board was offered at the meeting of the Prince William Board of County Supervisors on March 15, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby appoints J. Michael Sawyers as a Regular At-Large Representative to the Building Code Appeals Board;

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> |
|--------------------|--------------------|-------------------|--------------------|
| J. Michael Sawyers | REG | ATL | 12/31/2023 |

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Appointee

Building Code Appeals Board Liaison

BCC Manual

ATTEST:



Clerk to the Board

MOTION: BAILEY

**April 5, 2022
Regular Meeting
Res. No. 22-185**

SECOND: LAWSON

RE: APPOINT – ROY PAVONE– BUILDING CODE APPEALS BOARD

ACTION: APPROVED

WHEREAS, due to expired terms, vacancies exist for Regular At-Large Representatives to the Building Code Appeals Board; and

WHEREAS, Chair Wheeler desires to appoint Roy Pavone as a Regular At-Large Representative to the Building Code Appeals Board; and

WHEREAS, a Notice of Intent to Appoint Roy Pavone as a Regular At-Large Representative to the Building Code Appeals Board was offered at the meeting of the Prince William Board of County Supervisors on March 15, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby appoints Roy Pavone as a Regular At-Large Representative to the Building Code Appeals Board;

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> |
|--------------------|--------------------|-------------------|--------------------|
| Roy Pavone | REG | ATL | 12/31/2023 |

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Appointee

Building Code Appeals Board Liaison

BCC Manual

ATTEST:



Clerk to the Board

MOTION: BAILEY

SECOND: LAWSON

RE: CERTIFY CLOSED MEETING

ACTION: APPROVED

**April 5, 2022
Regular Meeting
Res. No. 22-186**

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
- Reported out from Closed Meeting at

5:58 P.M.
6:21 P.M.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

ATTEST:



Clerk to the Board

MOTION: LAWSON

**April 5, 2022
Regular Meeting
Res. No. 22-187**

SECOND: BAILEY

RE: AUTHORIZE A PUBLIC HEARING TO CONSIDER THE EXECUTION OF AN AGREEMENT OF SALE TO THE PATRIOT PROPERTY GROUP, LLC, FOR THE SALE OF APPROXIMATELY 5.65 ACRES OF COUNTY-OWNED PROPERTY AT 9349 HORNBAKER ROAD, MANASSAS, VIRGINIA, 20109, FOR AN ESTIMATED PRICE OF \$1,464,922 FOR THE PURPOSE OF DEVELOPING A 21,000 SQUARE FOOT CANNING AND DISTILLING FACILITY AND A 60-ROOM BOUTIQUE HOTEL THAT WILL BE INTEGRATED INTO THE FARM BREW LIVE DEVELOPMENT AT INNOVATION PARK – BRENTSVILLE MAGISTERIAL DISTRICT

ACTION: APPROVED

WHEREAS, the County is the owner of land known as INNOVATION @ Prince William, which the County has acquired for economic development purposes (Property); and

WHEREAS, the Seller and Purchaser entered and settled a previous Sale Agreement for 3.5 acres of County-owned land on February 6, 2018 (GPIN 7695-15-6625) and that Sale Agreement included an option to purchase an additional 2.96 acres adjacent to the 3.5 acres; and

WHEREAS, the Purchaser wishes to exercise that option for the purpose of developing a 21,000 square foot canning and distilling facility and a 60-room boutique hotel that will be integrated into the Farm Brew Live development at Innovation Park; and

WHEREAS, to develop these facilities Purchaser needs to purchase an additional 2.69 acres immediately adjacent to the 2.96 acres optioned by the Purchaser in February 2018; and

WHEREAS, Purchaser is a wholly-owned entity of Silva Holdings, LLC, which owns and operates Farm Brew Live; and

WHEREAS, the County is willing to sell a portion of its property to Patriot Property Group, to permit the development of the canning and distilling facility and boutique hotel, in furtherance of the County's Strategic Plan goals for economic development, and in support of the Innovation Park Small Area Plan, which encourages the development of a mixture of uses such as Farm Brew Live; and

WHEREAS, under Virginia Code Section 15.2-1800(B), in general, the Prince William Board of County Supervisors (Board) is required to hold a Public Hearing prior to the sale or disposition of County-owned property; and

April 5, 2022
Regular Meeting
Res. No. 22-187
Page Two

WHEREAS, the advertising for the public hearing will be made on April 11, 2022;
and

WHEREAS, County staff recommends approval of this resolution;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby authorizes a public hearing to consider the execution of an Agreement of Sale to the Patriot Property Group, LLC, for the sale of approximately 5.65 acres of County-owned property at 9349 Hornbaker Road, Manassas, Virginia, 20109, for an estimated price of \$1,464,922 for the purpose of developing a 21,000 square foot canning and distilling facility and a 60-room boutique hotel that will be integrated into the Farm Brew Live development at Innovation Park.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

For Information:

Department of Economic Development

ATTEST:



Clerk to the Board

MOTION: VEGA

SECOND: BAILEY

RE: ADJOURN MEETING

ACTION: APPROVED

**April 5, 2022
Regular Meeting
Res. No. 22-188**

WHEREAS, the Prince William Board of County Supervisors has completed all items on the agenda for April 5, 2022;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors hereby adjourns the meeting of April 5, 2022 at 9:41 P.M.

Votes:

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

Nays: None

Absent from Vote: None

Absent from Meeting: Candland

ATTEST:



Clerk to the Board