

**MOTION: BODDYE**

**February 15, 2022**

**SECOND: BAILEY**

**Regular Meeting**

**Res. No. 22-086**

**RE: AUTHORIZE THE EXECUTION OF A PERFORMANCE AGREEMENT WITH CAERUS DISCOVERY LLC, PRINCE WILLIAM COUNTY, AND THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE COUNTY OF PRINCE WILLIAM FOR THE DEVELOPMENT AND OPERATION OF A LIFE SCIENCE COMMUNITY ACCESSIBLE VIVARIUM; AND AUTHORIZE THE TRANSFER OF UP TO \$100,000 FROM THE PREVIOUSLY COMMITTED COVID-19 RESPONSE SPECIAL REVENUE FUND TO THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE COUNTY OF PRINCE WILLIAM AS A GRANT TO CAERUS DISCOVERY, LLC TO HELP FUND THE BUILDING OF A COMMUNITY ACCESSIBLE VIVARIUM; AND AUTHORIZE THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY DOCUMENTS, AS APPROVED BY THE COUNTY ATTORNEY – BRENTSVILLE MAGISTERIAL DISTRICT**

**ACTION: APPROVED**

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

**WHEREAS**, the IDA has the authority to make grants of money or property for economic development pursuant to Section 15.2-4905(13), VA Code Ann.; and

**WHEREAS**, the COVID-19 recession forced many businesses to innovate and develop new products to meet changing demands and become more entrepreneurial; and

**WHEREAS**, on May 19, 2021, the County received its first allocation of \$45,678,530 in Coronavirus State and Local Fiscal Recovery Funds (CSLFRF) under the American Rescue Plan Act (ARPA); and

**WHEREAS**, on June 15, 2021, the Prince William Board of County Supervisors (Board), via Resolution Number (Res. No) 21-352, accepted, budgeted, and appropriated the first allocation of \$45,678,530 in the COVID-19 Response Special Revenue Fund; and

**WHEREAS**, on September 14, 2021, through Directive Number (Directive No.) 21-52, the Board directed the County Executive to allocate \$16,000,000 of the COVID-19 Response Special Revenue Fund to proposed economic recovery programs that included infrastructure grants to the life science industry; and

**WHEREAS**, the US Department of Treasury guidelines allows the CSLFRF funds to be used to address the negative economic impacts of COVID-19, including grants to startups and entrepreneurial ventures; and

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**WHEREAS**, it is necessary to assist life science companies with the expensive infrastructure uniquely needed for their business model; and

**WHEREAS**, startups and life science entrepreneurial businesses start new businesses with scalable business plans to create new investment and jobs in Prince William County; and

**WHEREAS**, the Board desires to support the establishment of a community accessible vivarium facility implemented by the IDA that will assist Prince William County life science businesses in the County by providing a needed asset to researchers and entrepreneurial businesses; and

**WHEREAS**, Caerus Discovery, LLC has requested \$100,000 from the County to fund the development of a vivarium at their facility in Innovation Park that was delayed due to COVID-19; and

**WHEREAS**, these funds will be used for the building of a vivarium facility that is an infrastructure asset needed for the County's life science community; and

**WHEREAS**, this new facility will be 70% available to contract to external life science companies; it will create jobs, develop, and help commercialize the new biological product and nurture startup businesses; and

**WHEREAS**, the Vivarium Grant meets the County's 2021-2024 Strategic Plan goal of a Resilient Economy by creating jobs in a Targeted Sector industry; and

**WHEREAS**, the Board and the Industrial Development Authority of the County of Prince William will enter into an agreement, substantially consistent with the attached agreement, in which the Industrial Development Authority will implement the described financial assistance;

**NOW, THEREFORE, BE IT RESOLVED** that the Prince William Board of County Supervisors hereby authorizes execution of a Performance Agreement with Caerus Discovery LLC, Prince William County, and the Industrial Development Authority of the County of Prince William for the development and operation of a Life Science community accessible Vivarium; and authorize the transfer of up to \$100,000 from the previously committed COVID-19 Response Special Revenue Fund to the Industrial Development Authority of the County of Prince William as a grant to Caerus Discovery, LLC to help fund the building of a community accessible Vivarium; and authorize the County Executive to execute all necessary documents, as approved by the County Attorney.

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ATTACHMENT: Vivarium Agreement with Industrial Development Authority of the County of Prince William

**Votes:**

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

**Nays:** None

**Absent from Vote:** None

**Absent from Meeting:** None

**For Information:**

Department of Economic Development

ATTEST: \_\_\_\_\_

*Andrea P. Madden*

Clerk to the Board

## PERFORMANCE AGREEMENT

**THIS PRINCE WILLIAM COUNTY ECONOMIC DEVELOPMENT INCENTIVE GRANT AGREEMENT** (herein referred to as "Agreement"), made this\_\_ day of \_\_\_, 2022 by and among the **PRINCE WILLIAM BOARD OF COUNTY SUPERVISORS**, a body corporate and politic (the "Board of County Supervisors"), the **INDUSTRIAL DEVELOPMENT AUTHORITY OF THE COUNTY OF PRINCE WILLIAM**, (hereinafter referred to as "IDA"), a political subdivision of the Commonwealth of Virginia, and **CAERUS DISCOVERY LLC**. ("Caerus Discovery"), a Virginia company registered to do business in the Commonwealth of Virginia, individually a "Party" and collectively the "Parties."

### WITNESSETH:

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

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

**WHEREAS**, on May 19, 2021, the County received its first Coronavirus State and Local Fiscal Recovery Fund (CSLFRF) allocation of \$45,678,530 in relief funds under the American Rescue Plan Act (ARPA), and

**WHEREAS**, on June 15, 2021, the Prince William Board of County Supervisors, by its Resolution No. 21-352, accepted, budgeted, and appropriated the first CSLFRF allocation under ARPA of the \$45,678,530; and

**WHEREAS**, on September 14, 2021, through directive 21-52, the Board of County Supervisors directed the County Executive to allocate \$16,000,000 of the COVID-19 Response Special Revenue Fund to proposed economic recovery programs that included infrastructure grants to the life science industry; and

**WHEREAS**, the US Department of Treasury guidelines allows the CSLFRF funds to be used to address the negative economic impacts of COVID-19, including grants to start-ups and entrepreneurial ventures; and

**WHEREAS**, it is necessary to assist life science companies with the unique and expensive infrastructure needed for their business model; and

**WHEREAS**, life science companies create new investment and high paying jobs in Prince William County; and

**WHEREAS**, the Prince William Board of County Supervisors desires to support the establishment of a vivarium facility developed and operated by Caerus Discovery that will assist Prince William County businesses and attract life science businesses to Prince William County by providing a needed asset to researchers and entrepreneurial businesses; and

**WHEREAS**, these funds shall be used for the building of a life science asset, a vivarium facility; and

**WHEREAS**, on February XX, 2022, by Res. No. 22-xxx the Board of County Supervisors authorized the use of \$100,000 of CSLFRF funds under ARPA to the IDA for distribution pursuant to the Vivarium Grant and authorized the County Executive to execute the necessary documents to implement the program; and

**WHEREAS**, upon execution of this Agreement, the County shall transfer to the IDA One Hundred Thousand and 00/100 Dollars (\$100,000.00), to be distributed pursuant to the Vivarium Grant, in accordance with this Agreement in two tranches; and

**WHEREAS**, the Board, Caerus Discovery, and the IDA desire to enter into this Agreement to memorialize the understandings and conditions under which the Vivarium Grant will operate and to set forth the obligations and responsibilities of the parties in connection therewith; and

**NOW, THEREFORE**, in consideration of the mutual promises of the parties and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby state and agree as follows:

- 1) **Incorporation of Recitals** – The preceding recitals are an integral part of the Agreement and set forth the intentions of the Parties and the premises on which the Parties have entered into this Agreement. Accordingly, the recitals are fully incorporated into this Agreement by this reference as if fully set forth herein.
- 2) **Definitions** – In addition to any other capitalized term for which meaning is expressly defined in this Agreement, the following terms shall be defined as follows:
  - a) “Effective Date” means February x, 2022.
  - b) “County Executive” means the County Executive of Prince William County or designee.
- 3) **IDA Covenants and Obligations**
  - a) The IDA agrees to use the CSLFRF funds for the purpose of providing a grant to Caerus Discovery LLC to build a vivarium with 70% capacity for community use.
  - b) The IDA acknowledges and agrees that the CSLFRF funds are County funds for which the IDA is serving as a conduit and that the IDA’s obligation to disburse Vivarium Grant to the business is wholly contingent upon the IDA’s receipt of the CSLFRF funds from the County in the first instance.

- c) The IDA acknowledges and agrees that the IDA has designated the County Executive to administer the Vivarium Grant for the IDA in all respects. Upon receipt of the requisite monies from the County to fund the Vivarium Grant, the IDA shall, subject to the Disbursement Prerequisites in Section 5, disburse the Vivarium Grant payment pursuant to Section 6. The IDA will return any unutilized CSLFRF monies to the County within 30 days of September 30, 2024.
  - d) The IDA agrees to and will execute the Certification for Receipt of Coronavirus State and Local Fiscal Recovery Funds from Prince William County (attached as **Exhibit B**) prior to receiving funds from the County.
- 4) **Caerus Discovery Covenants and Obligations**
- a) Caerus Discovery agrees to use the CSLFRF Grant funds for the completion of a community accessible vivarium, located at 9501 Discovery Boulevard, Suite 120, Manassas, VA 20110.
  - b) Caerus Discovery agrees that the equipping and improvements of the facility will entail a capital expenditure of approximately Three Hundred and Twenty Thousand Dollars (\$320,000).
  - c) Caerus Discovery agrees to employ a minimum of two people whose principal place of work is the vivarium.
  - d) Caerus Discovery agrees to comply in full of the Animal Welfare Act (AWA), including the establishment of an Institutional Animal Care and Use Committee (IACUC). The IACUC is responsible for the oversight of animal care and safety and must inspect the facility every six months to comply.
  - e) Caerus Discovery agrees that the vivarium will only house mice and rats. Caerus Discovery shall request the County's permission for the use of the vivarium for other animals, and the County will have 30 days to reply to this request.
  - f) Caerus Discovery covenants and agrees to timely completion of all required tax forms and remain current on all applicable property, business, professional, and occupational license taxes assessed to Caerus Discovery by Prince William County.
  - g) Caerus Discovery acknowledges and agrees that the Vivarium Grant are County funds for which the IDA is serving as a conduit and that the IDA's obligation to disperse the Grant and Credits to Caerus Discovery is wholly contingent upon the IDA's receipt of the CSLFRF funds from the County in the first instance.
  - h) Caerus Discovery shall provide a yearly written report beginning on June 30, 2022, through June 30, 2026, detailing employment, investment, and usage, including usage by companies other than Caerus Discovery.

- i) Caerus Discovery represents that it is a Virginia LLC. It is authorized to conduct business in Virginia, that its Board has approved the transaction contemplated by this Agreement under its corporate policies and procedures through formal resolution, that the undersigned is authorized to sign this Agreement on behalf of Caerus Discovery and that this Agreement will be binding on Caerus Discovery and its successors and assigns. Caerus Discovery agrees to provide proper documentation of the preceding to the County Board and the IDA before the disbursement of the Vivarium Grant funds to Caerus Discovery.
  - j) Caerus Discovery acknowledges and agrees that the IDA has designated the County Executive to administer the Agreement for the IDA in all respects, including, but not limited to, making determinations as to Caerus Discovery compliance with the Disbursement Prerequisites in Section 5 and enforcing the IDA's repayment rights in Section 7.
- 5) **Disbursement Prerequisites** – The IDA's obligation to disburse CSLFRF funds to Caerus Discovery on the applicable date in the Grant Distribution Schedule in Section 6 is conditioned upon Caerus Discovery's fulfillment of the following pre-conditions ("Disbursement Prerequisites"):
- a) **Receipt of Notarized Affidavit** - Caerus Discovery must have provided the County Executive or designee with a notarized affidavit on company letterhead by June 30, 2022, a sample of which is attached as **Exhibit A**, declaring, among other things:
    - i) Proof Caerus Discovery has completed the building of a BSL-2 Vivarium facility at 9501 Discovery Blvd, Suite 120, Manassas, VA 2010.
    - ii) Employ a minimum of 2 people whose principal place of work is the vivarium at 9501 Discovery Blvd, Suite 120, Manassas, VA 20110.
    - iii) The cumulative amount of capital investment made by Caerus Discovery for the vivarium, inclusive of receipts, as of the corresponding CSLFRF grant confirmation deadline.
    - iv) Evidence of, and a list of members of the IACUC committee.
  - b) **Business License** – Caerus Discovery must provide to the County Executive or designee a copy of Caerus Discovery's Prince William County Business License.

- c) **Release of Tax Information** – Prior to the disbursement of any CSLFRF funds or credits, Caerus Discovery must sign the Authorization to Release Confidential Tax Information (attached as Exhibit B) to authorize the Prince William County, VA Finance Department to release Caerus Discovery's business license tax (BPOL) and business tangible personal property tax information to Prince William County Department of Economic Development beginning with tax year 2022 and continuing for five years. The County will treat the tax information as confidential and will not release it to the public, except as required by applicable law, or as part of composite real estate and employee-related revenue data in accordance with Section 8i.
- d) **Payment of Taxes** – Prior to any disbursement according to the schedule, Caerus Discovery must be current on all applicable property, business, professional, and occupational license taxes assessed to Caerus Discovery by Prince William County.
- e) **County Executive's Verification** – Before the IDA disburses any CSLFRF funds or transfers any credits, the County Executive or designee will
  - i) Confirm and verify all the information in the Subsection a) and/or b) with Notarized Affidavits, and
  - ii) Confirm and verify, where applicable, that Caerus Discovery has complied with the Subsections c) through e) pre-conditions, and
  - iii) Send a written notice, specifying that the Subsections a) through e) information, where applicable, has been confirmed and verified, and directing the IDA to disburse the applicable funds to Caerus Discovery.
- 6) **Disbursement of CSLFRF funds** –
  - a) Upon Caerus Discovery's satisfaction of the Disbursement Prerequisites in Section 5, on or before June 30, 2022, and June 20, 2023 (each a "CSLFRF Grant Distribution Date"), the IDA shall disburse to Caerus Discovery a \$100,000 grant in accordance with the following Grant Distribution Schedule and subject to the Grant Distribution Conditions set forth in Section 6(b):



Grant Distribution Schedule

	Capital Investment Target	New Jobs Target	CSLFRF Grant Disbursement Amount	CSLFRF Confirmation Date
Tranche 1	\$140,000 <ul style="list-style-type: none"> <li>• One IVC animal rack holding up to 192 cages</li> <li>• 70% available for community use</li> </ul>	2	\$70,000	6/30/2022
Tranche 2	\$60,000 <ul style="list-style-type: none"> <li>• Second IVC animal rack and additional imaging equipment</li> <li>• 70% available for community use</li> </ul>		\$30,000	6/30/2023

- b) **Grant Distribution Conditions:** IDA shall disburse the applicable CSLFRF funds to Caerus Discovery upon completion or receipt of the following in accordance with the Grant Distribution Schedule:
- i) Caerus Discovery satisfaction of Section 5) Disbursement Prerequisites
  - ii) The Board of County Supervisor’s transmission of the applicable funds
  - iii) The County Executive’s Section 5) Subsection e) iii) notice, including written CSLFRF funds disbursement instructions
  - iv) Caerus Discovery’s written request, containing any necessary bank wiring instructions (attached as Exhibit C)
  - v) If Caerus Discovery is delayed in the performance of its obligations hereunder as defined under Disbursement Prerequisites, and the County deems that good faith and reasonable efforts have been made and are being made by Caerus Discovery to achieve its obligations on or before the Performance Date, then Caerus Discovery may request an extension of the Performance Date from the County by up to 12 months.

7) **Repayment of CSLFRF Funds and Credits**

- a) If Caerus Discovery meets the requirements contained in this Agreement and receives payment of the CSLFRF funds but Caerus Discovery fails to maintain its vivarium as a Bio-Safety Lab (BSL) Level 2 facility at 9501 Discovery Blvd, Suite 120, Manassas, VA 2010 and maintain at least 70 percent of it open to the public, within the next five (5) years, of receiving the CSLFRF funds, then Caerus Discovery shall reimburse the IDA 100% of any grant funds received from the IDA. Any refund paid by Caerus Discovery to the IDA under this provision shall be repaid to the County Board within sixty (60) days of receipt of the funds from Caerus Discovery.

8) **Miscellaneous Provisions**

- a) **Notices** – Demands and Communications between the Parties. Formal notices, demands, and communications between the Parties shall be given by (i) personal service; (ii) reputable document delivery service, such as Federal Express, with a receipt showing date and time of delivery; or (iii) certified or first-class United States mail, postage prepaid, with a receipt showing date and time of delivery:

To the County: Prince William County  
Office of the County Executive  
Attn: Elijah Johnson, Acting County Executive  
Fax: (703) 792-4225  
Email: [ejohnson@pwcgov.org](mailto:ejohnson@pwcgov.org)

With Copies to: Prince William County  
Office of the County Attorney  
Attn: Rob Skoff, Assistant County Attorney  
Email: [rskoff@pwcgov.org](mailto:rskoff@pwcgov.org)

Prince William Department of Economic Development  
Attn: Christina Winn, Executive Director  
13575 Heathcote Blvd, Ste 240  
Gainesville, VA 20155  
Fax (703) 792-5502  
Email: [cmwinn@pwcgov.org](mailto:cmwinn@pwcgov.org)

To Caerus Discovery, LLC:

Caerus Discovery LLC  
Attn: Cohava Gelber  
9501 Discovery Boulevard  
Suite 120  
Manassas, VA 2010  
Email: [cohava@caerusdiscovery.com](mailto:cohava@caerusdiscovery.com)

To the IDA: Industrial Development Authority of the County  
Of Prince WilliamPO  
Box 2636  
Manassas, VA 20108  
Email: [idaofpwc@pwcida.org](mailto:idaofpwc@pwcida.org)

- b) **Entire Agreement Amendments** – This Agreement constitutes the full agreement between the parties, and neither Party shall be bound by any terms, conditions, or representations not contained herein. This Agreement may be modified only by written agreement signed by both parties hereto with the same formality and with the consent of the County.
- c) **Assignment** – This Agreement shall be binding upon and inure to the benefit of the Parties and their respective successors and assigns. The County must approve in writing the assignment of this Agreement to any entity which does not own or control Caerus Discovery or is not owned or controlled by Caerus Discovery. Such County approval shall not be unreasonably withheld for an assignment that does not deviate from the maintenance of Caerus Discovery’s vivarium in Prince William County.
- d) **Governing Law; Venue** – This Agreement is made and is intended to be performed in Prince William County, Virginia, and shall be construed and enforced in accordance with the laws of the Commonwealth of Virginia.
- e) **Determination; Disbursements**
- i) Any determination by the County Executive of fulfillment or non-fulfillment of the terms of this Agreement by Caerus Discovery shall be binding on the IDA. The IDA may request such determinations by the County Executive, as necessary.
  - ii) The IDA shall have no responsibility to disburse any funds to Caerus Discovery beyond the amount that the IDA has received from or on behalf of the County Board for the purpose.
- f) **Non-Liability of Officials. Employees and Agents** – No member, official, employee, or agent of the County Board or the IDA shall be personally liable to Caerus Discovery in the event of any default or breach by the County Board or by the IDA or for any amount that may become due to Caerus Discovery or its successors or assigns under the terms of this Agreement.
- g) **Business Day Convention** – If the date of any required action falls upon a weekend day or a holiday or other day when the Prince William County, VA government is not open for business, the required action may be deferred to the next business day.
- h) **Force Majeure** – If any Party is delayed in the performance of its obligations hereunder, and such delay is due to Force Majeure, defined as acts of nature, fire, catastrophic weather, explosion, riot, war or labor strike, or any other cause

beyond the Party's control and this (these) event(s) impact the ability of the Party to complete its performance obligations under this Agreement and only if the Party gives prompt notice of such Force Majeure event(s) and has made reasonable efforts to mitigate the impact of such event(s), then the Party may in writing request an extension of the performance commitments from the Parties. Such extension shall not exceed six (6) months, and such extension shall not be unreasonably withheld.

- i) **Confidentiality** - Unless otherwise required by applicable law or regulation, the County Board and the IDA will use reasonable efforts to keep all proprietary reports and other information submitted by Caerus Discovery confidential and will not make such reports available publicly, except that the County may include in periodic reporting to the County Board Caerus Discovery's reported information concerning jobs added, incentives that the County has paid to Caerus Discovery and composite tax and revenue data. If Caerus Discovery's confidential reports and information are otherwise required to be made public or disclosed, the County Board or the IDA will notify Caerus Discovery and will cooperate with Caerus Discovery to redact any information that is legally permitted to be redacted.
- j) **Counterparts** - This Agreement may be signed in duplicate, and each of said duplicates shall constitute an original.

**IN WITNESS WHEREOF**, the parties hereto have hereafter set their signatures and seals by their respective duly authorized representatives.

Approved as to form:

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

\_\_\_\_\_  
Rob Skoff  
Senior Assistant County Attorney

\_\_\_\_\_  
Ann Wheeler, Chair  
Prince William County Board of Supervisors  
pursuant to Resolution # 22-

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**ATTEST:**

**INDUSTRIAL DEVELOPMENT AUTHORITY OF  
THE COUNTY OF PRINCE WILLIAM**

\_\_\_\_\_  
Dexter Montgomery  
Secretary/Treasurer

BY: \_\_\_\_\_  
Pat O'Leary  
Chairman

DATE: \_\_\_\_\_

Date: \_\_\_\_\_

**Caerus Discovery, LLC**

BY: \_\_\_\_\_  
Cohava Gelber Ph.D., CEO, Caerus Discovery, LLC

DATE: 12/29/2021 \_\_\_\_\_

**EXHIBIT A**  
SAMPLE OF THE REQUIRED NOTARIZED AFFIDAVIT  
AFFIDAVIT OF CAERUS DISCOVERY, LLC.  
COMMONWEALTH OF VIRGINIA, PRINCE WILLIAM COUNTY

Subscribed and sworn before me this \_\_\_ day of \_\_\_, 20##. **Caerus Discovery, LLC**, a Virginia Limited Liability company authorized to transact business in the Commonwealth of Virginia, after first being duly sworn, appeared before the undersigned authority and affirmed the following facts under oath:

Dr. Cohava Gelber as Chief Executive Officer of Caerus Discovery LLC. (Caerus Discovery) has been duly authorized to execute and deliver this Affidavit for and on behalf of Caerus Discovery. The Affidavit is a requirement of the Prince William Economic Development Opportunity Fund Grant dated, \_\_\_\_, 2021, by and among the County Board of Prince William County, Virginia, the Industrial Development Authority of Prince William County, and Caerus Discovery LLC ("**Agreement**"). All actions required under Caerus Discovery organizational documents and applicable governing law for the authorization, execution, and delivery of this Affidavit have been duly taken (to the extent required) as of the date of execution, and delivery of this Affidavit. All terms in this Affidavit are defined as in the Grant Agreement.

2) As of June 30, 2022:

- i) Proof Caerus Discovery has completed the building of a BSL-2 Vivarium facility at 9501 Discovery Blvd, Suite 120, Manassas, VA 2010.
- ii) The business must have provided the County Executive or designee with receipts showing the work completed on the vivarium equal to at least \$140,000.
- iii) Employed a minimum of 2 people whose principal place of work is the vivarium at 9501 Discovery Blvd, Suite 120, Manassas, VA 2010.
- iv) Have established one IVC animal racks, each holding up to 192 cages available for the use of mice and rats, 70% percent of which is available for external companies.
- v) Evidence of, and a list of members, the IACUC committee.

3) As of June 30, 2023:

- i) The business must have provided the County Executive or designee with receipts showing the work completed on the vivarium equal to at least \$60,000.
- ii) Caerus Discovery has added a second rack of cages and additional equipment, such as an imaging system, and 70% percent of the cages are available for external companies.
- iii) Caerus Discovery maintains and passes the IACUC's semi-annual reviews.

I, \_\_\_\_\_, a notary public, do hereby certify that \_\_\_\_\_ the affiant whose name is subscribed to the foregoing affidavit duly swore and made oath that the facts contained therein are true and correct to the best of his/her information, knowledge, and belief before me in the said Prince William County, Commonwealth of Virginia, this \_\_\_ day of \_\_\_, 20\_\_.

My Commission expires:

Notary Public \_\_\_\_\_

Notary Registration No. \_\_\_\_\_

*[Reproducible Notarial Seal]*

**EXHIBIT B**  
**AUTHORIZATION TO RELEASE CONFIDENTIAL TAX INFORMATION**

Name of taxpayer end (please give the corporate or personal name which is used for the tax accounts): \_\_\_\_\_ Trade name \_\_\_\_\_

Last of taxpayer number CTTN, EIN, or SS to help locate the records: \_\_\_\_\_

The above-named taxpayer gives the Prince William County Finance Department permission to share the following confidential tax information with:

(Enter the names of persons or entities allowed to receive the information)

This permission is effective for the following types of taxes:

- All information about taxes assessed by Prince William County OR
- Only the following specific tax information (initial each that apply);
- BPOL Tax information, including gross receipts and BPOL taxes assessed
- Meals Taxes collected and remitted
- Transient Occupancy Taxes collected and remitted
- Information about personal property taxes assessed. (Note, the tax amount of personal property tax assessed to any taxpayer *is* already public information.)

This permission is for tax years.

- All tax years OR
- The following specific tax years: \_\_\_\_\_

This permission:

- Includes future tax years until revoked, or
- Does not include future tax years

Read before \_\_\_\_\_. The person signing this form affirms that she/he is authorized to waive tax confidentiality for the named taxpayer and is acting with the explicit authorization of the taxpayer. Fraudulent use of this form could subject the signer to civil and criminal liability.

\_\_\_\_\_  
Signature of authorized representative

\_\_\_\_\_  
Print Name of authorized representative

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

Telephone: \_\_\_\_\_

Email: \_\_\_\_\_

**EXHIBIT C**  
**(COMPANY LETTERHEAD)**

**DATE**

Christina Winn Executive  
Director  
Department of Economic Development  
13575 Heathcote Boulevard, Suite 240  
Prince William County, VA 20155

Dear Ms. Winn,

**COMPANY** is pleased to inform you that we have completed our (**project summary**) per the terms of our performance agreement for CSLFRF fund disbursement. Specifically, **COMPANY** has:

1. List specific requirements from PA
- 2.
- 3.

\*A notarized affidavit is attached attesting that the above requirements have been completed.

This letter is our formal request for payment of **AMOUNT** based on the parameters set for in the Agreement.

The necessary ACH instructions for payment of the funds are as follows:

1. The dollar amount of the Incentive to be paid:
2. Full name and address Beneficiary Receiver: (*confirm bank's listing of company name*)
3. Full name and address of Receiver Bank:
4. Beneficiary Receiver Routing number:
5. Beneficiary Receiver Account number:

We appreciate the Department's support of our project and look forward to many years of growth and success in Prince William County.

Sincerely,