

BOARD OF SUPERVISORS

STAFFORD, VIRGINIA

MINUTES

Regular Meeting

September 15, 2015

Call to Order A regular meeting of the Stafford County Board of Supervisors was called to order by Gary F. Snellings, Chairman, at 3:00 p.m., on Tuesday, September 15, 2015, in the Board Chambers, at the George L. Gordon, Jr., Government Center.

Roll Call The following members were present: Gary F. Snellings, Chairman; Laura A. Sellers, Vice Chairman; Meg Bohmke; Jack R. Cavalier; Paul V. Milde, III; Cord A. Sterling; and Robert “Bob” Thomas, Jr.

Also in attendance were: Anthony J. Romanello, County Administrator; Charles L. Shumate, County Attorney; Marcia C. Hollenberger, Chief Deputy Clerk; Pamela Timmons, Deputy Clerk; associated staff, and other interested parties.

Presentations by the Public The following persons desired to speak:

Dana Brown - Schools, excess funds, culpability

Presentations by Members of the Board Board members spoke on the topics as identified:

Ms. Bohmke - Donna Krauss met with the Rappahannock Agency on Sexual Assault and discussed partner agency agreements; the County picnic was wonderful, kudos to staff; draft resolution with the Board’s 2016 legislative priorities will be on the October 6, 2015 agenda and should be distributed to Board members prior to the meeting; attended Workforce Forum with Dr. Glenn DuBois; update on the Public Safety Committee meeting including the purchase of two fire boats; a public safety radio agreement with the City of Fredericksburg; an agreement with LifeCare for continued assistance with public safety response; and a community meeting to be tentatively scheduled in November to discuss no shooting zones.

Mr. Cavalier - Attended roundtable with the Governor and Brooke Point High School parents on 9/3/15; met with Mosaic, owners of Aquia Towne Center, with Mr. Milde; update on the Finance, Audit, and Budget Committee meeting (will be presented later in the meeting by the Finance and Budget office).

Mr. Milde - Deferred

Ms. Sellers - Attended a presentation by Donna Krauss and Dr. Sue Clark (in Richmond) on the County's day school model, which VACo likes and wants to share state-wide; CSA is moving along.

Mr. Snellings - Along with Mr. Romanello, Mr. Baroody, and Ms. Sellers, met Colonel Joseph Murray, new Commander at Marine Corps Base Quantico; the Colonel is very interested in community involvement and will be at the October 6th Board meeting to address the full Board.

Mr. Sterling - Deferred

Mr. Thomas - Deferred

Report of the County Attorney Mr. Shumate deferred his report.

Report of the County Administrator Mr. Romanello introduced Mr. Chris Rapp, Director of Public Works. Mr. Rapp provided an update on the County's transportation projects and a progress report on repaving the Government Center parking lots. Mr. Romanello also introduced Mr. Chris Hoppe, Capital Projects Director. Mr. Hoppe provided an update on the County's parks projects.

Ms. Jamie Porter, Director of Parks, Recreation and Community Facilities gave a presentation about work being done at Woodlands Pool and repairs to the Carl Lewis building. Mr. Cavalier asked if the Scouts were using the Carl Lewis building yet. Ms. Porter said they were notified but she did not believe they were back in the building.

Mr. Romanello talked about the County picnic and a game of Knocker Soccer between the County's Board of Supervisors and its leadership team. (The Board of Supervisors won!) A short video clip, taken at the picnic, was shown.

Mr. Snellings and Mr. Romanello recognized staff from the Fire and Rescue Department and the County's Building Department for efforts above and beyond with inspections and building permits on the recently opened Stafford High School. Included were: John Schaffer, Deputy Building Official, Robert Reed, Senior Building Inspector, Scotty Deane, Senior Building Inspector; Fire Chief, Mark Lockhart; Chief Deputy Fire Marshall, Roger Sutherland; Fire Protection Engineer, Andrew Milliken; Deputy Fire Marshall, Ben Gouldman; Deputy Fire Marshall, John Ennis; and Sergeant Denny Kelly. Chief Building Official, Cary Jamison, was unavailable to attend the meeting.

Additions/Deletions to the Regular Agenda Item 26a. Naming the Diving Well at the Jeff Rouse Swim and Sport Center, and the Curtis Park Pool after Olympic Diver, Mark Lenzi; and Rescinding the May 5, 2015, Board of Supervisors Vote Renaming the Woodlands Pool, was added to the agenda.

Mr. Sterling motioned, seconded by Mr. Cavalier, to adopt the Agenda with the addition listed above.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas

Nay: (0)

Legislative; Consent Agenda Mr. Cavalier motioned, seconded by Mr. Milde, to adopt the Consent Agenda, which consisted of Items 4 through 25, omitting Items 6, 7, 9, 10, and 11.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas

Nay: (0)

Item 4. Legislative; Approve Minutes of the September 1, 2015 Board Meeting

Item 5. Finance and Budget; Approve Expenditure Listing

Resolution R15-330 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)
DATED SEPTEMBER 1, 2015 THROUGH SEPTEMBER 15, 2015

WHEREAS, the Board appropriated funds to be expended for the purchase of goods and services in accordance with an approved budget; and

WHEREAS, the payments appearing on the above-referenced Listing of Expenditures represent payment of \$100,000 and greater for the purchase of goods and/or services which are within the appropriated amounts;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September 2015 that the above-mentioned EL be and hereby is approved.

Item 8. County Administration; Authorize the County Administrator to Execute an Amendment to the Rappahannock Regional Landfill Operational Agreement

Resolution R15-262 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR
TO EXECUTE AN AMENDMENT TO THE AMENDED AND
RESTATED OPERATIONAL AGREEMENT FOR THE STAFFORD-
FREDERICKSBURG REGIONAL LANDFILL

WHEREAS, the Virginia Department of Environmental Quality (DEQ) has requested that the Amended and Restated Operational Agreement (Agreement) for the Stafford-Fredericksburg Regional Landfill be amended to include the assurance that Stafford County (County) and the City of Fredericksburg (City) will assume the liability for corrective action costs when monitoring indicates the Rappahannock Regional Landfill (Landfill) is operating outside the limits of the permits issued for the Landfill; and

WHEREAS, the County and City provide this assurance each year when the closure, post closure, and corrective action costs are calculated during the audit; and

WHEREAS, Board desires to continue to provide this assurance and clarify such in the Agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and hereby does authorize the County Administrator to execute an amendment to the Amended and Restated Operational Agreement for the Stafford-Fredericksburg Regional Landfill to include the liability for corrective action costs related to operation of the Rappahannock Regional Landfill.

Item 12. Public Works; Authorize the FY2017 Revenue Sharing Application

Resolution R15-322 reads as follows:

A RESOLUTION TO DESIGNATE FY2017 VIRGINIA DEPARTMENT
OF TRANSPORTATION REVENUE SHARING PROGRAM FUNDS

WHEREAS, the Board desires to participate in the FY2017 Virginia Department of Transportation (VDOT) Revenue Sharing Program; and

WHEREAS, the County's FY2016 revenue sharing request was not fully funded by VDOT, and funds will be reallocated from other revenue sharing projects in the amounts of \$134,614 for the Mountain View Road Extension project, \$558,000 for the Truslow Road project, and \$343,000 for the Poplar Road Phase 2 project, for a total of \$1,035,614; and

WHEREAS, VDOT identified an increase in the project cost for the Courthouse Road West project in the amount of \$4,254,708 due to adjustments in the Exit 140 project, and funds will be reallocated from other revenue sharing projects in the amount of \$2,105,283; and

WHEREAS, funds will be reallocated from previously awarded revenue sharing projects in the amount of \$3,140,897, including \$2,000,000 from the Berea Church Road project and \$1,140,897 from the Jefferson Davis Highway and Courthouse Road Intersection project; and

WHEREAS, staff proposes to submit an application for FY2017 revenue sharing allocations to replace the funding for the Berea Church Road project, and the Jefferson Davis Highway and Courthouse Road intersection project, in the amounts shown above; and

WHEREAS, the Board requests additional revenue sharing funds in the amount of \$1,140,897 for the improvements to the Jefferson Davis Highway and Courthouse Road intersection, as the Board's first priority project, to be matched equally with County funds; and

WHEREAS, the Board requests additional revenue sharing funds in the amount of \$470,000 for the improvements at the intersection of Ferry Road and State Route 3, as the Board's second priority project, to be matched equally with County funds; and

WHEREAS, the Board requests revenue sharing funds in the amount of \$2,103,966 for improvements to Berea Church Road, as the Board's third priority project, to be matched equally with County funds; and

WHEREAS, the Board requests revenue sharing funds in the amount of \$100,000 for improvements to Eskimo Hill Road, as the Board's fourth priority project, to be matched equally with County funds; and

WHEREAS, the Board commits to matching \$3,814,863 in Revenue Sharing funds with \$3,814,863 in matching County funds for the listed projects;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that the following projects be and they hereby are designated for the FY2017 Virginia Department of Transportation (VDOT) Revenue Sharing Program:

First Priority: Improvements to the Jefferson Davis Highway and Courthouse Road intersection; One Million One Hundred Forty Thousand and Eight Hundred Ninety-seven Dollars (\$1,140,897) in Revenue Sharing Program funds, with One Million One Hundred Forty Thousand and Eight Hundred Ninety-seven Dollars (\$1,140,897) in matching local revenue;

Second Priority: Improvements at the intersection of Ferry Road and State Route 3; Four Hundred Seventy Thousand Dollars (\$470,000) in Revenue Sharing Program funds, with Four Hundred Seventy Thousand Dollars (\$470,000) in matching local revenue;

Third Priority: Improvements to Berea Church Road between Truslow Road and Route 17; Two Million One Hundred Three Thousand Nine Hundred Sixty-six Dollars (\$2,103,966) in Revenue Sharing Program funds, with Two Million One Hundred Three Thousand Nine Hundred Sixty-six Dollars (\$2,103,966) in matching local revenue; and

Fourth Priority: Improvements to Eskimo Hill Road between Route 1 and Potomac Run Road; One Hundred Thousand Dollars (\$100,000) in Revenue Sharing Program funds, with One Hundred Thousand Dollars (\$100,000) in matching local revenue.
; and

BE IT FURTHER RESOLVED that the Board requests VDOT to apply Revenue Sharing Program funding to the projects in the prioritized order as stated herein; and

BE IT FURTHER RESOLVED that the Board authorizes the County Administrator or his designee to execute project administration agreements and/or other documents that are necessary or appropriate for any approved revenue sharing projects; and

BE IT STILL FURTHER RESOLVED that the County Administrator or his designee shall send three certified copies of this resolution to the VDOT District Administrator.

Item 13. Public Works; Authorize the County Administrator to Advertise a Public Hearing to Consider Abandonment of a Prescriptive Easement on Old Stefaniga Road

Resolution R15-317 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER PETITIONING THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ABANDON A PORTION OF AN UNUSED PRESCRIPTIVE EASEMENT FOR STEFANIGA ROAD (STATE ROUTE 648) FROM THE SECONDARY SYSTEM OF STATE HIGHWAYS, LOCATED IN THE HARTWOOD ELECTION DISTRICT

WHEREAS, a former portion of Stefaniga Road (SR-648) has been relocated in the past to eliminate a curve and improve safety; and

WHEREAS, this relocated segment of Stefaniga Road (SR-648) is located 0.30 miles east of the intersection with Poplar Road (SR-616), and extends to 0.37 miles east of the intersection with Poplar Road, for a distance of approximately 0.09 miles; and

WHEREAS, the prescriptive easement associated with the former alignment of Stefaniga Road (SR-648) was not officially abandoned; and

WHEREAS, the Virginia Department of Transportation (VDOT) received a request from Augustine Land and Development, LLC (Augustine), the property owner of Tax Map Parcel No. 27-17B, desiring that the prescriptive easement be officially abandoned and formally conveyed to Augustine; and

WHEREAS, VDOT requested that the Board formally petition VDOT to abandon the unnecessary prescriptive easement to allow the Commonwealth Transportation Board (CTB) to officially convey the abandoned prescriptive easement to Augustine; and

WHEREAS, the prescriptive easement associated with the former Stefaniga Road (SR-648) no longer serves a public need; and

WHEREAS, the Board desires and is required to hold a public hearing to consider requesting VDOT to abandon the unused prescriptive easement on the former portion of Stefaniga Road (SR-648);

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and hereby does authorize the County Administrator to advertise a public hearing to consider petitioning VDOT to make adjustments to the Secondary System of State Highways to abandon the prescriptive easement, consisting of approximately 0.09 miles, which is associated with the former alignment of Stefaniga Road (SR-648), pursuant to Virginia Code § 33.2-909.

Item 14. Public Works; Petition VDOT to Include Maplewood Drive and Blossom Tree Court within the Poplar Hills Subdivision, Section 6, into the Secondary System of State Highways

Resolution R15-306 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE MAPLEWOOD DRIVE AND BLOSSOM TREE COURT WITHIN THE POPLAR HILLS SUBDIVISION, SECTION 6, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to petition the Virginia Department of Transportation (VDOT) to include Maplewood Drive and Blossom Tree Court, within Poplar Hills Subdivision, Section 6, located approximately two miles east on Brooke Road (SR-608) from the intersection with Andrew Chapel Road (SR-629); and

WHEREAS, VDOT inspected Maplewood Drive and Blossom Tree Court, and found them satisfactory for acceptance into the Secondary System of State Highways;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that the Virginia Department of Transportation (VDOT) be and it hereby is petitioned to include the following streets within the Poplar Hills Subdivision, Section 6, into the Secondary System of State Highways:

Street Name/ Route Number	Station	Length
Maplewood Drive (SR-2107)	From: Intersection of Brooke Road (SR-608) To: Intersection of Blossom Tree Court (SR-2108)	0.42 mi. ROW 50'
Maplewood Drive (SR-2107)	From: Intersection of Blossom Tree Court (SR-2108) To: 0.06 mi. NW of Inter. Blossom Tree Court (SR-2108)	0.06 mi. ROW 50'
Blossom Tree Court (SR-2108)	From: Intersection of Maplewood Drive (SR-2107) To: 0.24 mi. SW of Inter. Maplewood Drive (SR-2107)	0.24 mi. ROW 50'

An unrestricted right-of-way, as indicated above, for these streets with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, Poplar Hills, Section 6, recorded on Plat Map Number PM060000103 with Instrument Number LR060016852, among the land records of Stafford County, Virginia, on May 22, 2006; and

BE IT FURTHER RESOLVED that the County Administrator, or his designee, shall forward a copy of this resolution to the developer, and to the VDOT Transportation and Land Use Director, Fredericksburg District.

Item 15. Public Works; Authorize the County Administrator to Execute a Contract for On-Call Architectural, Engineering, and Landscape Architecture Consulting Services

Resolution R15-310 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE CONTRACTS WITH FIRMS TO PROVIDE ON-CALL, AS-NEEDED ARCHITECTURE AND ENGINEERING, AND LANDSCAPE ARCHITECTURAL SERVICES

WHEREAS, the County solicited proposals from qualified vendors for architecture and engineering, and landscape architectural services on an on-call, as-needed basis; and

WHEREAS, a committee comprised of staff from several County departments evaluated proposals received, and conducted interviews with certain qualified vendors; and

WHEREAS, the committee recommends contracts be executed with the below listed firms for on-call, as-needed architectural and engineering, and landscape architectural services; and

WHEREAS, Board approval is required for any future work provided by the firms when the amount exceeds \$100,000; and

WHEREAS, the term of these contracts shall be an initial period of one year, with an option to renew for four additional one year terms, for a total of five years;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that the County Administrator be and he hereby is authorized to execute contracts with the following firms to provide on-call, as-needed services in the following disciplines for an initial term of one year, with an option to renew for four additional one year terms, for a total of five years:

REQUEST FOR PROPOSALS #77153

Architecture and Engineering Services

BCWH, Inc.	Richmond, VA
Ballou Justice Upton Architects	Richmond, VA
Hening-Vest-Chenault-Covey Architectural Corp.	Richmond, VA
Moseley Architects P.C.	Richmond, VA
Peck, Peck and Associates, Inc.	Woodbridge, VA
The Lukmire Partnership	Arlington, VA

Landscape Architectural Services

Land Planning and Design Associates, Inc.	Charlottesville, VA
Rhodeside & Harwell, Inc.	Alexandria, VA
Stewart Engineering, Inc.	Richmond, VA
William H. Gordon Associates, Inc.	Chantilly, VA

Item 16. Utilities; Ratify the Issuance, Sale, and Award of Water and Sewer System Bonds, Virginia Resources Authority, Series 2015

Resolution R15-308 reads as follows:

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF STAFFORD, VIRGINIA, APPROVING THE ISSUANCE, SALE, AND AWARD OF ITS WATER AND SEWER SYSTEM REVENUE BOND, SERIES 2015, AND SETTING FORTH THE FORM, DETAILS AND PROVISIONS FOR THE PAYMENT THEREOF

WHEREAS, the County of Stafford, Virginia, a political subdivision of the Commonwealth of Virginia (County), presently owns, operates and maintains water and sewer facilities to provide for the water and sewer needs of the County's residents; and

WHEREAS, the Board of Supervisors of the County (Board) has determined it to be advisable, necessary and in the best interests of the public health, safety and welfare of the residents of the County to undertake certain public improvements to the County's water and sewer facilities, including, but not limited to, projects indicated in the County's Fiscal Year 2015-2024 Capital Improvement Program (collectively, Project) and to finance the Project by contracting a debt and issuing its revenue bonds in one or more series in an aggregate principal amount not to exceed \$10,285,000 (Bond) to be secured principally by a lien on the revenues of the County's water and sewer facilities (System); and

WHEREAS, the County has applied to the Virginia Resources Authority (VRA) for the purchase of the Bond, and VRA has indicated its willingness to purchase such Bond from the proceeds of its Infrastructure and State Moral Obligation Revenue Bonds (Virginia Pooled Financing Program) (as more particularly defined in the below-defined Financing Agreement, "VRA Bonds"), in accordance with the terms of a Local Bond Sale and Financing Agreement, between VRA and the County (Financing Agreement), a form of which is on file with the County Administrator; and

WHEREAS, the Financing Agreement shall indicate that the County requested the sum of \$9,414,000 (or such other amount as may be requested in writing by the County and approved by VRA prior to the sale of the VRA Bonds) plus amounts sufficient to pay costs of issuance and to fund required reserves plus any amounts to account for any original issue discount (Proceeds Requested) from VRA; and

WHEREAS, VRA's objective is to pay the County a purchase price for the Bond which, in VRA's judgment, reflects its market value (VRA Purchase Price Objective) taking into consideration the Proceeds Requested and such factors as the purchase price received by VRA for the VRA Bonds, the issuance costs of the VRA Bonds (consisting of the underwriters' discount and other costs incurred by VRA (collectively, VRA Costs), and other market conditions relating to the sale of the VRA Bonds; and

WHEREAS, VRA has advised the County that the sale of the VRA Bonds is tentatively scheduled for November 4, 2015, but, subject to market conditions, may occur prior to or after such date, and, in the event the Bond is not purchased by VRA on the scheduled sale date, the Bond may be sold to VRA under substantially the same terms and conditions on such other date; and

WHEREAS, such factors are expected to result in the County receiving a purchase price other than the par amount of the Bond and consequently (i) the aggregate principal amount of the Bond may be greater than or less than the Proceeds Requested in order to receive an amount of proceeds that is substantially equal to the Proceeds Requested, or (ii) if the maximum authorized principal amount of the Bond set forth in paragraph 3 of this Resolution does not exceed the Proceeds Requested by at least the amount of the VRA Costs and any original issue discount, the amount to be paid to the County, given the VRA Purchase Price Objective and market conditions, will be less than the Proceeds Requested; and

WHEREAS, the Financing Agreement will provide that the terms of the Bond may not exceed the parameters set forth below in paragraph 3; and

WHEREAS, on June 18, 2013 the Board held a public hearing on the issuance of the Bond in accordance with the requirements of § 15.2-2606 of the Code of Virginia of 1950, as amended (Virginia Code);

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that:

Authorization of Bond and Use of Proceeds. The Board hereby determines that it is advisable to cause the County to contract a debt and to issue the Bond in an aggregate principal amount not to exceed \$10,285,000. The Bond shall be designated as the County of Stafford, Virginia, Water and Sewer System Revenue Bond, Series 2015. The issuance and sale of the Bond under the terms of this Resolution is authorized. The proceeds from the issuance and sale of the Bond shall be used, along with other available County funds, if any, to (i) finance the Project, and (ii) pay the costs of issuing the Bond.

Award and Sale to the Virginia Resources Authority. The award and sale of the Bond to or at the direction of VRA is authorized. The Bond shall be delivered to or upon the order of VRA upon VRA's payment of the purchase price to be set forth in the Financing Agreement.

Details of Bond. The Bond shall be issued as a single fully registered bond. The Board authorizes the issuance and sale of the Bond on terms as shall be determined by VRA subject to VRA's Purchase Price Objective and market conditions described above; provided, however, the Bond (i) shall be in an aggregate principal amount of the Bond not to exceed the amount specified in paragraph; (ii) shall have a true interest cost not to exceed 5.00% (exclusive of Supplemental Interest (as defined in the Financing Agreement)); (iii) shall have a final maturity not later than December 31, 2035; and (iv) shall be subject to prepayment upon the terms set forth in the Financing Agreement. Subject to the preceding terms, the Board further authorizes the County Administrator to accept the final terms presented by VRA, including (a) the final principal amount of the Bond and (b) the amortization schedule (including the principal installment dates and amounts) for the Bond.

If the limitation on the maximum aggregate principal amount of the Bond set forth in this paragraph 3 restricts VRA's ability to generate the Proceeds Requested, taking into account the VRA Costs, the VRA Purchase Price Objective and market conditions, the County Administrator is authorized to accept a purchase price for the Bond at an amount less than the Proceeds Requested.

As set forth in the Financing Agreement, the County agrees to pay such "supplemental interest" and other charges as provided therein, including such amounts as may be necessary to maintain or replenish a VRA Reserve. The principal amount of and premium, if any, and interest on the Bond shall be payable in lawful money of the United States of America.

Payments under Financing Agreement. The County agrees to pay all amounts required by Section 6.1 of the Financing Agreement, including any "Supplemental Interest," as provided in such section.

Redemption of Bond. The principal of and premium, if any, and interest on the Bond shall be payable as set forth in the Bond and the Financing Agreement. The County may, at its option, redeem, prepay or refund the Bond upon the terms set forth in the Financing Agreement.

Pledge of Revenues; Other Security Provisions. Principal of, premium, if any, and interest on the Bond shall be payable as provided in the Bond and in the Financing Agreement in lawful money of the United States of America, but solely from the revenues of the System, except to the extent such payment shall be made from the proceeds of the Bond, certain escrow trust funds that may be established with respect to the Bond, the income, if any, derived from the investment thereof or the sources provided below. The Revenues of the System are hereby pledged upon the terms and conditions set forth in the Financing Agreement to secure the payment of the principal of and premium, if any, and interest on the Bond and the payment and performance of the County's obligations under the Financing Agreement, on parity with the pledge of water and sewer revenues set forth in the County's outstanding Water and Sewer System Revenue Bond, Series 2009A, Water and Sewer System Revenue Bond, Series 2009B, Water and Sewer System Revenue Refunding Bond, Series 2010, Water and Sewer System Revenue Bond, Series 2012, and Water and Sewer System Revenue Bond, Series 2014.

Nothing in the Bond, the Financing Agreement or this Resolution shall be deemed to constitute a pledge of the faith and credit of the Commonwealth of Virginia (Commonwealth) or any of its political subdivisions, including the County. The issuance of the Bond shall not directly, indirectly or contingently obligate the Commonwealth or any of its political subdivisions, including the County, to pledge its faith and credit or levy any taxes for the payment of the principal of or premium, if any, and interest on the Bond or other costs incident to them or make any appropriation for their payment except from the revenues and other funds pledged for such purpose under the provisions of the Bond, the Financing Agreement and this Resolution.

Hereby specifically approved for inclusion in the Financing Agreement is the provision providing that VRA may take action to the extent permitted by law pursuant to §§ 15.2-2659 and 62.1-216.1 of the Virginia Code, commonly referred to as the "state-aid intercept."

Approval of Financing Agreement. The Financing Agreement is approved in substantially the form on file with the County Administrator, with such changes, insertions or omissions as may be approved by the Chairman of the Board (the "Chairman") and the County Administrator, either of whom may act, whose approval shall be evidenced conclusively by the execution and delivery of the Financing Agreement on the County's behalf. The Chairman and the County Administrator, either of whom may act, are authorized to execute and deliver the Financing Agreement and such other documents and certificates as such officer may consider necessary in connection therewith.

The actions of the Chairman and the County Administrator in accepting the final terms of the Bond shall be conclusive, and no further action shall be necessary on the part of the Board.

Form of Bond. The Bond shall be in substantially the form on file with the County Administrator, with such variations, insertions, or deletions as may be approved by the Chairman and the County Administrator, either of whom may act. There may be endorsed on the Bond such legend or text as may be necessary or appropriate to conform to any applicable rules and regulations of any governmental authority or any usage or requirement of law with respect thereto.

Evidence of Approval. The Chairman's and the County Administrator's approval or determination of all of the details and provisions of the Bond that they have been authorized and/or directed to approve under this Resolution shall be evidenced conclusively by the execution and delivery of the Bond on the County's behalf.

Execution and Delivery of the Bond. The Chairman and the County Administrator are authorized and directed to execute the Bond and the Clerk of the Board (Clerk) is authorized and directed to affix the seal of the County thereon and to attest such seal. Such officers are further authorized and directed to deliver the Bond to or at the direction of VRA upon payment of the purchase price set forth in the Financing Agreement.

Registration, Transfer and Exchange. The Clerk is hereby appointed as the County's registrar and transfer agent to keep books for the registration and transfer of the Bond and to make such registrations and transfers under such reasonable regulations as the Board may prescribe.

Upon surrender for transfer or exchange of the Bond at the office of the Clerk, the County shall execute and deliver in the name of the transferee or transferees a new Bond in a principal amount equal to the Bond surrendered and of the same form and maturity and bearing interest at the same rate or rates as the Bond surrendered, subject in each case to such reasonable regulations as the Board may prescribe. If presented for transfer, exchange, redemption or payment, the Bond shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in form and substance reasonably satisfactory to the Clerk, duly executed by the registered owner or by his or her duly authorized attorney-in-fact or legal representative. No Bond may be registered to bearer.

A new Bond delivered upon any transfer or exchange shall be a valid limited obligation of the County, evidencing the same debt as the Bond surrendered and shall be secured by and entitled to all of the security and benefits of this Resolution and the Financing Agreement to the same extent as the Bond surrendered.

Charges for Exchange or Transfer. No charge shall be made for any exchange or transfer of a Bond, but the Clerk may require payment by the registered owner of the Bond of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto.

Mutilated, Lost, Stolen or Destroyed Bond. If a Bond has been mutilated, lost, stolen or destroyed, the County shall execute and deliver a new Bond of like date and tenor in exchange and substitution for, and upon delivery to the Clerk and cancellation of, such mutilated Bond, or in lieu of and in substitution for such lost, stolen or destroyed Bond; provided, however, that the County shall execute, authenticate and deliver a new Bond only if the registered owner thereof has paid the reasonable expenses and charges of the County in connection therewith and, in the case of a lost, stolen or destroyed Bond (i) has filed with the Clerk evidence satisfactory to him or her that such Bond was lost, stolen or destroyed and that the holder of the Bond was the registered owner thereof; and (ii) has furnished to the County indemnity satisfactory to the Clerk. If the Bond has matured, instead of issuing a new Bond, the County may pay the same without surrender thereof upon receipt of the aforesaid evidence and indemnity.

Disclosure Documents. The County authorizes and consents to the inclusion of information with respect to the County to be contained in VRA's Preliminary Official Statement and VRA's Official Statement in final form, both prepared in connection with the sale of the VRA Bonds, a portion of the proceeds of which will be used to purchase the Bond. If appropriate, such disclosure documents shall be distributed in such manner and at such times as any of them shall determine. The County Administrator is authorized and directed to take whatever actions are necessary and/or appropriate to aid VRA in ensuring compliance with Securities and Exchange Commission Rule 15c2-12.

Tax Documents. The County Administrator and the Chief Financial Officer, either of whom may act, are authorized to execute a Nonarbitrage Certificate and Tax Compliance Agreement or any related document (Tax Documents) setting forth the expected use and investment of the proceeds of the Bond and containing such covenants as may be necessary in order for the VRA Bonds to comply with the provisions of the Internal Revenue Code of 1986, as amended (Tax Code), including the provisions of Section 148 of the Tax Code and applicable regulations relating to "arbitrage bonds." The County covenants that the proceeds from the issuance and sale of the Bond will be invested and expended as set forth in the Tax Documents, to be delivered simultaneously with the issuance and delivery of the Bond and that the County shall comply with the other covenants and representations contained therein.

SNAP Investment Authorization. The County has heretofore received and reviewed the Information Statement (Information Statement) describing the State Non-Arbitrage Program of the Commonwealth (SNAP) and the Contract Creating the State Non-Arbitrage Program Pool I (Contract), and the County has determined to authorize the Chief Financial Officer and the Treasurer to utilize SNAP in connection with the investment of the proceeds of the Bond, if the Chief Financial Officer or the Treasurer, either of whom may act, determines that the utilization of SNAP is in the best interest of the County. The County acknowledges the Treasury Board of the Commonwealth is not, and shall not be, in any way liable to the County in connection with SNAP, except as otherwise provided in the Contract.

Further Actions; Authorized Representations. All officers and agents of the Board and the County are authorized and directed to take such further actions in conformity with the purpose and intent of this Resolution as may be necessary or appropriate in connection with the issuance and sale of the Bond, and the execution, delivery and performance of the Financing Agreement, including the execution and delivery on behalf of the County of such instruments, documents or certificates as necessary or appropriate to carry out the transactions contemplated by this Resolution. All actions previously taken by such officers and agents in connection with the issuance and sale of the Bond are ratified and confirmed. The County Administrator is designated the County's Authorized Representative for purposes of the Financing Agreement.

Filing of Resolution. The County Attorney is authorized and directed to file a certified copy of this Resolution with the Circuit Court of Stafford County pursuant to §§ 15.2-2607 and 15.2-2627 of the Virginia Code.

Repeal of Conflicting Resolutions. All resolutions are repealed to the extent they are inconsistent with this Resolution.

Effective Date. This Resolution shall take effect immediately.

Item 17. Utilities; Authorize the County Administrator to Execute a Contract for Construction of a Water/Sewer Extension for Little Whim Road

Resolution R15-302 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH FAUST EXCAVATING SERVICES, INC. FOR CONSTRUCTION OF A WATER AND SEWER SHORT EXTENSION PROJECT FOR LITTLE WHIM ROAD

WHEREAS, the former Utilities Director approved applications for a short extension project (SEP) for the construction of water and sewer lines along Little Whim Road to improve the operation, reliability, and availability of the water and sewer system in this area; and

WHEREAS, the County solicited public bids for the SEP; and

WHEREAS, three bids were received, and the bid submitted by Faust Excavating Services, Inc., in the amount of \$130,120, is the lowest responsive and responsible bid; and

WHEREAS, the bid by Faust Excavating Services, Inc. is reasonable for the scope of services proposed;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that the County Administrator be and he hereby is authorized to execute a contract with Faust Excavating Services, Inc., for the construction of a water and sewer short extension project along Little Whim Road in an amount not to exceed One Hundred Thirty Thousand One Hundred Twenty Dollars (\$130,120), unless amended by a duly-authorized change order.

Item 18. Utilities; Authorize the County Administrator to Execute a Contract Renewal for Process Chemicals at the Aquia Wastewater Treatment Plant

Resolution R15-299 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A ONE YEAR CONTRACT RENEWAL WITH GEORGE S. COYNE CHEMICAL CO., INC. FOR THE PURCHASE OF PROCESS CHEMICALS (ZETAG 8846 FS POLYMER) FOR THE AQUIA WASTEWATER TREATMENT FACILITY

WHEREAS, the Utilities Department has a contract with George S. Coyne Chemical Co., Inc. for Zetag 8846 FS Polymer; and

WHEREAS, the contract contains an option to renew for up to four, one year periods; and

WHEREAS, staff evaluated the cost and determined that the renewal amount of this contract (\$1.19/lb.) is reasonable; and

WHEREAS, the Board desires to exercise this renewal option, which is the first, one year additional period under the contract; and

WHEREAS, funds are available in the FY2016 Utilities Department operating budget to cover this expense;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that the County Administrator be and he hereby is authorized to execute a one year contract renewal with George S. Coyne Chemical Co., Inc. for the purchase of Zetag 8846 FS Polymer, in an amount not to exceed One Hundred Twenty Thousand Dollars (\$120,000), unless amended by a duly-executed contract amendment.

Item 19. Utilities; Authorize the County Administrator to Advertise a Public Hearing for an Easement Amendment with CSX Transportation, Inc. in Connection with the Claiborne Run Sewer Interceptor Replacement Project

Resolution R15-323 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER THE VACATION OF EXISTING EASEMENTS ON TAX MAP PARCEL NO. 23-6 IN CONNECTION WITH THE CLAIBORNE RUN SEWER INTERCEPTOR REPLACEMENT PROJECT IN THE FALMOUTH AND GEORGE WASHINGTON ELECTION DISTRICTS

WHEREAS, the Board identified the replacement of a portion of the Claiborne Run Sewer Interceptor as a critical part of Stafford County's Capital Improvement Program; and

WHEREAS, Stafford County holds non-exclusive easements for the installation and maintenance of the existing sewer interceptor on Tax Map Parcel No. 23-6; and

WHEREAS, CSX Transportation, Inc. offered to amend the existing easements to accommodate the new sewer line alignment when it overlaps with the existing easements; and

WHEREAS, portions of the existing easements that do not fit within the new alignment will require vacation of the easement; and

WHEREAS, the Board desires and is required to hold a public hearing to consider this vacation;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that the Board be and it hereby does authorize the County Administrator to advertise a public hearing to receive public testimony, and consider the vacation of portions of the existing sewer easements on Tax Map Parcel No. 23-6 associated with the Claiborne Run Sewer Interceptor Replacement Project.

Item 20. Planning and Zoning; Authorize the County Administrator to Advertise a Public Hearing to Consider Proposed Fees for Minor Proffer Amendments and Minor Conditional Use Permit Amendment Applications

Resolution R15-290 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER AMENDING AND REORDAINING LAND DEVELOPMENT APPLICATION REVIEW SERVICES FEES

WHEREAS, Virginia Code § 15.2-2286(A)(6) authorizes the Board to set reasonable fees for land development application review services provided by the County's Department of Planning and Zoning; and

WHEREAS, the Board desires to amend the County's fee schedule to add a review fee specifically for minor conditional use permit (CUP) amendment and minor proffer amendment applications when submitted simultaneously for the same amendments, pursuant to proposed Ordinance O15-34; and

WHEREAS, the Board desires and is required to keep fees current with the actual costs of providing land development review service; and

WHEREAS, the Board desires to receive public testimony at the public hearing;

NOW, THEREFORE BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that the County Administrator be and he hereby is authorized to advertise a public hearing to consider amending and reordaining the fees for land development application review services provided by the Department of Planning and Zoning, pursuant to proposed Ordinance O15-34.

Item 21. Planning and Zoning; Authorize the County Administrator to Initiate a Rezoning Application on Tax Map Parcel 53D-1-36 (Counting House)

Resolution R15-318 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO INITIATE A RECLASSIFICATION APPLICATION FROM THE R-1, SUBURBAN RESIDENTIAL TO B-2, URBAN COMMERCIAL ZONING

DISTRICT, TAX MAP PARCEL NO. 53D-1-36, WITHIN THE GEORGE WASHINGTON ELECTION DISTRICT

WHEREAS, Stafford County is the owner of Tax Map Parcel 53D-1-36 (Property), known as the Counting House, located in the George Washington Election District; and

WHEREAS, the Property is currently zoned R-1, Suburban Residential; and

WHEREAS, the Property lies within the Falmouth Historic District and within the area designated within the Falmouth Redevelopment Plan; and

WHEREAS, in accordance with the Falmouth Redevelopment Plan, the Board desires to facilitate commercial and/or office development of the Property, while maintaining the historic integrity of the existing structure on the Property; and

WHEREAS, commercial and/or office development would require a change in zoning to accommodate such development; and

WHEREAS, the Board desires to reclassify the Property to B-2, Urban Commercial Zoning District to facilitate development that will comply with current standards, development practices, and redevelopment plan;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that the County Administrator be and he hereby is authorized to initiate a reclassification application from the R-1, Suburban Residential to B-2, Urban Commercial Zoning District, Tax Map Parcel No. 53D-1-36.

Item 22. Planning and Zoning; Refer to the Planning Commission an Amendment to the Zoning Ordinance to Increase the Maximum Percentage of Multi-Family Dwellings in a Recreational Business Campus (RBC) Zoning District

Resolution R15-333 reads as follows:

A RESOLUTION TO REFER TO THE PLANNING COMMISSION PROPOSED AMENDMENTS TO STAFFORD COUNTY CODE SEC. 28-39(i), “PERFORMANCE STANDARDS IN RBC DISTRICTS”

WHEREAS, Silver Properties, LLC is requesting the Board to consider an amendment to the County Code to increase the percentage of multi-family dwellings allowed an RBC, Recreation Business Campus Zoning District development; and

WHEREAS, the percentage of multi-family dwellings allowed is 1.5% of the total acres; and

WHEREAS, Silver Properties, LLC, requests an increase to allow 2.5% of a RBC development’s total acreage to be used for multi-family dwelling units; and

WHEREAS, the Board desires to refer this proposed amendment, pursuant to proposed Ordinance O15-35, to the Planning Commission to hold a public hearing, and for its consideration and recommendation;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that proposed Ordinance O15-35, be and it hereby is referred to the Planning Commission for its review, to hold a public hearing, and to provide its recommendations; and

BE IT FURTHER RESOLVED that the Planning Commission may make modifications, as it deems appropriate, to proposed Ordinance O15-35.

Item 23. Public Information; Recognize International Assistance Dog Week

Proclamation P15-16 reads as follows:

A PROCLAMATION RECOGNIZING DOGS HONORED DURING
INTERNATIONAL ASSISTANCE DOG WEEK

WHEREAS, assistance dogs transform the lives of their human partners with physical and/or mental disabilities serving as devoted companions, helpers, aides, and best friends; and

WHEREAS, assistance dogs include service dogs, guide dogs, hearing alert dogs, and alert/seizure response dogs; and

WHEREAS, guide dogs assist people with vision loss, leading these individuals around physical obstacles and help with seating, crossing streets, entering or exiting doorways, elevators and stairways, etc.; and

WHEREAS, service dogs assist disabled people with walking, balance, dressing, mobility, retrieving and carrying items, opening doors and drawers, pushing buttons, pulling wheelchairs, and aiding with household chores such as laundry, etc.; and

WHEREAS, hearing alert dogs alert people with hearing loss to the presence of specific sounds such as doorbells, telephones, crying babies, sirens, visitors, buzzing timers or sensors, knocks at the door, and smoke, fire, and clock alarms; and

WHEREAS, seizure alert/seizure response dogs alert or respond to medical conditions, such as heart attacks, strokes, diabetes, epilepsy, panic attacks, anxiety attacks, post-traumatic stress and seizures; and

WHEREAS, medical alert/medical response dogs alert or respond to oncoming medical conditions, such as heart attacks, strokes, diabetes, epilepsy, panic attacks, anxiety attacks, post-traumatic stress disorder; and

WHEREAS, International Assistance Dog Week was celebrated August 2-8, 2015, and provided an opportunity to raise awareness of the selfless way in which assistance dogs aid individuals by mitigating their disability-related limitations; and

WHEREAS, Stafford County joined forces with assistance dog partners, organizations, and concerned citizens throughout the County and America to raise awareness of assistance dogs and observed International Assistance Dog Week;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and hereby does recognize Stafford's service and assistance dogs honored during International Assistance Dog Week.

Item 24. Public Information; Recognize the State Champion Stafford Baseball League 8 Year Old Babe Ruth Baseball Team

Proclamation P15-24 reads as follows:

**A PROCLAMATION TO RECOGNIZE AND COMMEND STAFFORD
BASEBALL LEAGUE'S ROOKIE (8U) TEAM, THE "HEAT," FOR WINNING
THE STATE CHAMPIONSHIP**

WHEREAS, the Stafford Baseball League Rookie (8U) team was undefeated and won the District Championship at their home field, the beautiful Chichester Park; and

WHEREAS, the "Heat" won the Virginia State Championship and were undefeated in the tournament; and

WHEREAS, the "Heat" represented Virginia in the regional championship in North Carolina against teams ranging from Virginia to Florida; and

WHEREAS, during regular season play, the "Heat" won the Memorial Day Championship in undefeated play in Winchester, Virginia, with Dominick Dugan and Jackson Hamill setting the home run record with 13 home runs; and

WHEREAS, members of the team are Will Proffitt, Tanner Wagstaff, Spencer Way, C.T. Reed, Casey Fletcher, Cole Rhame, Andrew Cohn, Luis Vargas, Anthony DiClemente, Evan Proffitt, Jackson Hamill and Dominick Dugan; and

WHEREAS, their manager is Will Dugan and coaches are Rick Proffitt and Luis Vargas;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this 15th day of September, 2015, that it be and hereby does honor and recognize the Stafford Baseball League Rookie (U8) team, the "Heat," for an excellent job in representing the Stafford Baseball League and Stafford County in the area, State, and region.

Item 25. Public Information; Recognize September 17-23, 2015 as Constitution Week in Stafford County

Proclamation P15-26 reads as follows:

A PROCLAMATION RECOGNIZING SEPTEMBER 17-23, 2015
AS CONSTITUTION WEEK IN STAFFORD COUNTY

WHEREAS, September 17, 2015 marks the 228th anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to celebrate the longest surviving written charter of government; and

WHEREAS, the Constitution played an important role not only in American history but in the spread of democratic ideals around the world; and

WHEREAS, two of America's and Stafford's most revered native sons, George Washington and George Mason, attended and had significant impacts on the Constitutional Convention of 1787; and

WHEREAS, George Mason wrote the Virginia Declaration of Rights, which became the basis for the Bill of Rights, and then became the first 10 amendments to the Constitution; and

WHEREAS, Federal Law #915 guarantees the issuance of a proclamation each year by the President of the United States designating Constitution Week;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and hereby does proclaim September 17 through 23, 2015, as Constitution Week in Stafford County; and

BE IT FURTHER PROCLAIMED that Stafford citizens are encouraged to reaffirm the ideals of our founding fathers by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, the Constitution of the United States of America.

Item 6. Finance and Budget; Ratify the Issuance, Sale, and Award of Solid Waste System Revenue Bonds Ms. Bohmke asked that this item be pulled from the Consent Agenda. Chief Financial Officer, Ms. Maria Perrotte, addressed the Board saying that it authorized the sale in May 2015, and was (now) asked to ratify the bond issuance. Ms. Bohmke asked if \$1 Million was from the County reserve funds. Ms. Perrotte said that it was part of the reserve funds after closing costs and operating costs.

Mr. Milde motioned, seconded by Ms. Bohmke, to adopt proposed Resolution R15-307.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas
Nay: (0)

Resolution R15-307 reads as follows:

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF STAFFORD, VIRGINIA, APPROVING THE ISSUANCE, SALE, AND AWARD OF SOLID WASTE SYSTEM REVENUE BOND, SERIES 2015, AND SETTING FORTH THE FORM, DETAILS, AND PROVISIONS FOR THE PAYMENT THEREOF

WHEREAS, the Rappahannock Regional Solid Waste Management Board (R-Board) was jointly established by the County of Stafford, Virginia, a political subdivision of the Commonwealth of Virginia (County), and the City of Fredericksburg, Virginia, a municipal corporation of the Commonwealth of Virginia (City), to operate a regional landfill (Landfill) in the County and serving the residents of the County and the City; and

WHEREAS, on May 19, 2015, the Board of Supervisors adopted Resolution R15-140, which authorized the issuance of revenue bonds to fund the County's share of the construction of a new solid waste landfill cell (Cell F-2) at the regional Landfill (Project); and

WHEREAS, the County has applied to the Virginia Resources Authority (VRA) for the financing of the Project, and VRA has indicated its willingness to provide financing for the Project by purchasing a solid waste system revenue bond (Bond) of the County from the proceeds of its Infrastructure and State Moral Obligation Revenue Bonds (Virginia Pooled Financing Program) (as more particularly defined in the below-defined Financing Agreement, the VRA Bonds), in accordance with the terms of a Local Bond Sale and Financing Agreement, between VRA and the County (Financing Agreement), a form of which is on file with the County Administrator; and

WHEREAS, the Financing Agreement shall indicate that the County requested the sum of \$2,250,000 (or such other amount as may be requested in writing by the County and approved by VRA prior to the sale of the VRA Bonds) plus amounts sufficient to pay the costs of issuance and to fund required reserves plus any amounts to account for any original issue discount (Proceeds Requested) from VRA; and

WHEREAS, VRA's objective is to pay the County a purchase price for the Bond which, in VRA's judgment, reflects its market value (VRA Purchase Price Objective) taking into consideration the Proceeds Requested and such factors as the purchase price received by VRA for the VRA Bonds, the issuance costs of the VRA Bonds (consisting of the underwriters' discount and other costs incurred by VRA (collectively, the VRA Costs), and other market conditions relating to the sale of the VRA Bonds; and

WHEREAS, VRA has advised the County that the sale of the VRA Bonds is tentatively scheduled for November 4, 2015, but, subject to market conditions, may occur prior to or after such date, and, in the event the Bond is not purchased by VRA on the scheduled sale date, the Bond may be sold to VRA under substantially the same terms and conditions on such other date from any such future series of VRA Bonds; and

WHEREAS, such factors are expected to result in the County receiving a purchase price other than the par amount of the Bond and consequently (i) the aggregate principal amount of the Bond may be greater than or less than the Proceeds Requested in order to receive an amount of proceeds that is substantially equal to the Proceeds Requested, or (ii) if the maximum authorized principal amount of the Bond set forth in paragraph 3 of this Resolution does not exceed the Proceeds Requested by at least the amount of the VRA Costs and any original issue discount, the amount to be paid to the County, given the VRA Purchase Price Objective and market conditions, will be less than the Proceeds Requested; and

WHEREAS, the Financing Agreement will provide that the terms of the Bond may not exceed the parameters set forth below in paragraph 3; and

WHEREAS, on May 19, 2015, the Board held a public hearing on the issuance of the Bond in accordance with the requirements of § 15.2-2606 of the Code of Virginia of 1950, as amended (Virginia Code); and

WHEREAS, in order to facilitate the financing of the Project and provide for the pledge of Revenues, as hereinafter defined, the County desires to enter into an assignment, pledge and security agreement or similar arrangement with the City and the R-Board (any such agreement, Collateral Agreement) that facilitates the financing and the payment of the Bond; and

WHEREAS, the Collateral Agreement shall provide, among other things, that the fees, charges, revenues and other income received by the R-Board from the operation of the regional Landfill are subject to the terms and conditions of the Financing Agreement;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that:

Authorization of Bond. It is advisable, necessary and in the best interest of the public health, safety and welfare of the residents of the County to cause the County to contract a debt and to issue the Bond in an aggregate principal amount not to exceed \$2,250,000. The Bond shall be designated as the County of Stafford, Virginia, Solid Waste System Revenue Bond, Series 2015. The issuance and sale of the Bond under the terms of this Resolution is authorized. The proceeds from the issuance and sale of the Bond shall be used, along with other available County funds, if any, to (i) finance the Project, and (ii) pay the costs of issuing the Bond.

Award and Sale to the Virginia Resources Authority (VRA). The award and sale of the Bond to or at the direction of VRA is authorized. The Bond shall be delivered to or upon the order of VRA upon VRA's payment of the purchase price to be set forth in the Financing Agreement.

Details of Bond. The Bond shall be issued as a single fully registered bond. The Board authorizes the issuance and sale of the Bond on terms as shall be determined by VRA subject to VRA's Purchase Price Objective and market conditions described above; provided, however, the Bond (i) shall be in an aggregate principal amount of the Bond not to exceed the amount specified in paragraph 1, (ii) shall have a true interest cost not to exceed 3.50% (exclusive of Supplemental Interest, as defined in the Financing

Agreement), (iii) shall have a final maturity not later than eight years from the date of issuance, and (iv) shall be subject to prepayment upon the terms set forth in the Financing Agreement. Subject to the preceding terms, the Board further authorizes the County Administrator to accept the final terms presented by VRA, including (a) the final principal amount of the Bond, and (b) the amortization schedule (including the principal installment dates and amounts) for the Bond.

If the limitation on the maximum aggregate principal amount of the Bond set forth in this paragraph 3 restricts VRA's ability to generate the Proceeds Requested, taking into account the VRA Costs, the VRA Purchase Price Objective and market conditions, the County Administrator is authorized to accept a purchase price for the Bond at an amount less than the Proceeds Requested.

As set forth in the Financing Agreement, the County agrees to pay such "supplemental interest" and other charges as provided therein, including such amounts as may be necessary to maintain or replenish a VRA Reserve. The principal amount of and premium, if any, and interest on the Bond shall be payable in lawful money of the United States of America.

Payments under Financing Agreement. The County agrees to pay all amounts required by Section 6.1 of the Financing Agreement, including any "supplemental Interest," as provided in such section.

Redemption of Bond. The principal of and premium, if any, and interest on the Bond shall be payable as set forth in the Bond and the Financing Agreement. The County may, at its option, redeem, prepay or refund the Bond upon the terms set forth in the Financing Agreement.

Pledge of Revenues; Other Security Provisions. Principal of, premium, if any, and interest on the Bond shall be payable as provided in the Bond and in the Financing Agreement in lawful money of the United States of America, but solely from the revenues pledged therefor under the Financing Agreement (Revenues), except to the extent such payment shall be made from the proceeds of the Bond, certain escrow trust funds that may be established with respect to the Bond, the income, if any, derived from the investment thereof or the sources provided below. The Revenues are hereby pledged upon the terms and conditions set forth in the Financing Agreement to secure the payment of the principal of and premium, if any, and interest on the Bond and the payment and performance of the County's obligations under the Financing Agreement.

Nothing in the Bond, the Financing Agreement, or this Resolution shall be deemed to constitute a pledge of the faith and credit of the Commonwealth of Virginia (Commonwealth) or any of its political subdivisions, including the County. The issuance of the Bond shall not directly, indirectly or contingently obligate the Commonwealth or any of its political subdivisions, including the County, to pledge its faith and credit or levy any taxes for the payment of the principal of or premium, if any, and interest on the Bond or other costs incident to them or make any appropriation for their payment except from the revenues and other funds pledged for such purpose under the provisions of the Bond, the Financing Agreement and this Resolution.

Hereby specifically approved for inclusion in the Financing Agreement is the provision providing that VRA may take action to the extent permitted by law pursuant to Sections 15.2-2659 and 62.1-216.1 of the Virginia Code, commonly referred to as the "state-aid intercept."

Approval of Financing Agreement. The Financing Agreement is approved in substantially the form on file with the County Administrator, with such changes, insertions or omissions as may be approved by the Chairman of the Board (Chairman) and the County Administrator, either of whom may act, whose approval shall be evidenced conclusively by the execution and delivery of the Financing Agreement on the County's behalf.

The Chairman and the County Administrator, either of whom may act, are authorized to execute and deliver the Financing Agreement and such other documents and certificates as such officer may consider necessary in connection therewith.

Form of Bond. The Bond shall be in substantially the form on file with the County Administrator, with such variations, insertions, or deletions as may be approved by the Chairman and the County Administrator, either of whom may act. There may be endorsed on the Bond such legend or text as may be necessary or appropriate to conform to any applicable rules and regulations of any governmental authority or any usage or requirement of law with respect thereto.

Approval of Collateral Agreement. The Collateral Agreement is approved in substantially the form on file with the County Administrator, with such changes, insertions or omissions as may be approved by the Chairman and the County Administrator, either of whom may act, whose approval shall be evidenced conclusively by the execution and delivery of the Collateral Agreement on the County's behalf. The Chairman and the County Administrator, either of whom may act, are authorized to execute and deliver the Collateral Agreement and such other documents and certificates as such officer may consider necessary in connection therewith.

Evidence of Approval. The actions of the Chairman and the County Administrator in determining the final terms and conditions of the Financing Agreement, the Bond and the Collateral Agreement shall be conclusive, and no further action shall be necessary on the part of the Board.

Execution and Delivery of the Bond. The Chairman and the County Administrator are authorized and directed to execute the Bond and the Clerk of the Board (Clerk) is authorized and directed to affix the seal of the County thereon and to attest such seal. Such officers are further authorized and directed to deliver the Bond to or at the direction of VRA upon payment of the purchase price set forth in the Financing Agreement.

Registration, Transfer and Exchange. The Clerk is hereby appointed as the County's registrar and transfer agent to keep books for the registration and transfer of the Bond and to make such registrations and transfers under such reasonable regulations as the Board may prescribe.

Upon surrender for transfer or exchange of the Bond at the office of the Clerk, the County shall execute and deliver in the name of the transferee or transferees a new Bond in a principal amount equal to the Bond surrendered and of the same form and maturity and bearing interest at the same rate or rates as the Bond surrendered, subject in each case to such reasonable regulations as the Board may prescribe. If presented for transfer, exchange, redemption or payment, the Bond shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in form and substance reasonably satisfactory to the Clerk, duly executed by the registered owner or by his or her duly authorized attorney-in-fact or legal representative. No Bond may be registered to bearer.

A new Bond delivered upon any transfer or exchange shall be a valid limited obligation of the County, evidencing the same debt as the Bond surrendered and shall be secured by and entitled to all of the security and benefits of this Resolution and the Financing Agreement to the same extent as the Bond surrendered.

Charges for Exchange or Transfer. No charge shall be made for any exchange or transfer of a Bond, but the Clerk may require payment by the registered owner of the Bond of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto.

Mutilated, Lost, Stolen or Destroyed Bond. If a Bond has been mutilated, lost, stolen or destroyed, the County shall execute and deliver a new Bond of like date and tenor in exchange and substitution for, and upon delivery to the Clerk and cancellation of, such mutilated Bond, or in lieu of and in substitution for such lost, stolen or destroyed Bond; provided, however, that the County shall execute, authenticate and deliver a new Bond only if the registered owner thereof has paid the reasonable expenses and charges of the County in connection therewith and, in the case of a lost, stolen or destroyed Bond (i) has filed with the Clerk evidence satisfactory to him or her that such Bond was lost, stolen or destroyed and that the holder of the Bond was the registered owner thereof and (ii) has furnished to the County indemnity satisfactory to the Clerk. If the Bond has matured, instead of issuing a new Bond, the County may pay the same without surrender thereof upon receipt of the aforesaid evidence and indemnity.

Disclosure Documents. The County authorizes and consents to the inclusion of information with respect to the County to be contained in VRA's Preliminary Official Statement and VRA's Official Statement in final form, both prepared in connection with the sale of the VRA Bonds, a portion of the proceeds of which will be used to purchase the Bond. If appropriate, such disclosure documents shall be distributed in such manner and at such times as any of them shall determine. The County Administrator is authorized and directed to take whatever actions are necessary and/or appropriate to aid VRA in ensuring compliance with Securities and Exchange Commission Rule 15c2-12.

Tax Documents. The County Administrator and the Director of Finance, either of whom may act, are authorized to execute a Nonarbitrage Certificate and Tax Compliance Agreement or any related document (Tax Documents) setting forth the expected use and investment of the proceeds of the Bond and containing such covenants as may be necessary in order for the VRA Bonds to comply with the provisions of the Internal Revenue Code of 1986, as amended (Tax Code), including the provisions of Section 148 of the Tax Code and applicable regulations relating to "arbitrage bonds." The County

covenants that the proceeds from the issuance and sale of the Bond will be invested and expended as set forth in the Tax Documents, to be delivered simultaneously with the issuance and delivery of the Bond and that the County shall comply with the other covenants and representations contained therein.

SNAP Investment Authorization. The County has heretofore received and reviewed the Information Statement (Information Statement) describing the State Non-Arbitrage Program of the Commonwealth (SNAP) and the Contract Creating the State Non-Arbitrage Program Pool I (Contract), and the County has determined to authorize the Chief Financial Officer and the Treasurer to utilize SNAP in connection with the investment of the proceeds of the Bond, if the Chief Financial Officer or the Treasurer, either of whom may act, determines that the utilization of SNAP is in the best interest of the County. The County acknowledges the Treasury Board of the Commonwealth is not, and shall not be, in any way liable to the County in connection with SNAP, except as otherwise provided in the Contract.

Further Actions; Authorized Representations. All officers and agents of the Board and the County are authorized and directed to take such further actions in conformity with the purpose and intent of this Resolution as may be necessary or appropriate in connection with the issuance and sale of the Bond, and the execution, delivery and performance of the Financing Agreement, including the execution and delivery on behalf of the County of such instruments, documents or certificates as necessary or appropriate to carry out the transactions contemplated by this Resolution. All actions previously taken by such officers and agents in connection with the issuance and sale of the Bond are ratified and confirmed. The County Administrator is designated the County's Authorized Representative for purposes of the Financing Agreement.

Filing of Resolution. The County Attorney is authorized and directed to file a certified copy of this Resolution with the Circuit Court of Stafford County pursuant to §§ 15.2-2607 and 15.2-2627 of the Virginia Code.

Repeal of Conflicting Resolutions. All Resolutions are repealed to the extent they are inconsistent with this Resolution.

Effective Date. This Resolution shall take effect immediately.

Item 7. Finance and Budget; Ratify the Issuance of General Obligation School Bonds, and Sale to the Virginia Public School Authority (VPSA) Mr. Milde asked that this item be pulled from the Consent Agenda. He asked if the vote was going to be the last vote involving Stafford High School. Ms. Perrotte said, “Yes.”

Mr. Thomas motioned, seconded by Mr. Sterling, to adopt proposed Resolution R15-309.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Sellers, Snellings, Sterling, Thomas

Nay: (1) Milde

Resolution R15-309 reads as follows:

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION SCHOOL BONDS OF THE COUNTY OF STAFFORD, VIRGINIA, IN AN AMOUNT NOT TO EXCEED \$20,310,000 TO BE SOLD TO THE VIRGINIA PUBLIC SCHOOL AUTHORITY AND PROVIDING FOR THE FORM AND DETAILS THEREOF

WHEREAS, on June 18, 2013, the Board of Supervisors (Board) of the County of Stafford, Virginia (County) held a public hearing, duly noticed, on the issuance of the County's general obligation school bonds in accordance with the requirements of Section 15.2-2606, Code of Virginia 1950, as amended (Virginia Code) and adopted a resolution (2013 Resolution), identified as Resolution R13-166, approving the issuance and sale of general obligation school bonds in an amount not to exceed \$52,648,000 for the purpose of financing certain projects more particularly specified therein (2013 Projects), subject to the adoption of a subsequent resolution authorizing and setting forth the terms of such bonds; and

WHEREAS, the County has previously issued its general obligation school bonds pursuant to the 2013 Resolution in the aggregate principal amount of \$44,703,550; and

WHEREAS, the principal amount of General Obligation school bonds approved and unissued under the 2013 Resolution is \$7,944,450; and

WHEREAS, on April 14, 2015, the Board held a public hearing, duly noticed, on the issuance of the County's general obligation school bonds in accordance with the requirements of Section 15.2-2606 of the Virginia Code and adopted a resolution (2015 Resolution) and together with the 2013 Resolutions (Resolutions), on April 21, 2015, identified as Resolution R15-117, approving the issuance and sale of general obligation school bonds in an amount not to exceed \$26,830,000 for the purpose of financing certain projects more particularly specified therein (2015 Projects), subject to the adoption of a subsequent resolution authorizing and setting forth the terms of such bonds; and

WHEREAS, the County has not previously issued its general obligation school bonds pursuant to the 2015 Resolution; and

WHEREAS, the Board determined that it is necessary and expedient to borrow an amount not to exceed \$20,310,000 and to issue from the unissued authorization under the 2013 Resolution and the authorization under the 2015 Resolution its general obligation school bond, (as more specifically defined below, (Local School Bond) for the purpose of financing the 2015 Projects, and to authorize and set forth the details thereof, as required by the Resolutions; and

WHEREAS, the School Board of the County has, by resolution, requested the Board to authorize the issuance of the Local School Bond and consented to the issuance of the Local School Bond; and

WHEREAS, the Virginia Public School Authority (VPSA) has offered to purchase the Local School Bond along with the local school bonds of certain other localities with a

portion of the proceeds of certain bonds to be issued by VPSA in the fall of 2015 (the VPSA Bonds); and

WHEREAS, the Bond Sale Agreement, as defined below shall indicate that \$20,310,000 is the amount of proceeds requested by the County (Proceeds Requested) from VPSA in connection with the sale of the Local School Bond; and

WHEREAS, VPSA's objective is to pay the County a purchase price for the Local School Bond which, in VPSA's judgment, reflects the Local School Bond's market value (VPSA Purchase Price Objective), taking into consideration of such factors as the amortization schedule the County has requested for the Local School Bond relative to the amortization schedules requested by other localities, the purchase price to be received by VPSA from the sale of the VPSA Bonds, and other market conditions relating to the sale of the VPSA Bonds; and

WHEREAS, such factors may result in requiring the County to accept a discount, given the VPSA Purchase Price Objective and market conditions, under which circumstances the proceeds from the sale of the Local School Bond received by the County will be less than the Proceeds Requested since the maximum authorized principal amount of the Local School Bond set forth in paragraph 1 below does not exceed the Proceeds Requested;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF STAFFORD, VIRGINIA:

Authorization of Local School Bond and Use of Proceeds. The Board hereby determines that it is advisable to contract a debt and issue and sell its general obligation school bond in an aggregate principal amount not to exceed \$20,310,000 (Local School Bond) for the purpose of financing the 2015 Projects. The Board hereby authorizes the issuance and sale of the Local School Bond in the form and upon the terms established pursuant to this Resolution.

Sale of the Local School Bond. The sale of the Local School Bond, within the parameters set forth in paragraph 4 of this Resolution, to VPSA is authorized. Given the VPSA Purchase Price Objective and market conditions, the County acknowledges that the limitation on the maximum principal amount on the Local School Bond set forth in paragraph 1 of this Resolution restricts VPSA's ability to generate the Proceeds Requested, however, the Local School Bond may be sold for a purchase price not lower than 95% of the Proceeds Requested. The Chairman of the Board, the County Administrator, or either of them (each a Delegate), and such other officer or officers of the County as either may designate are hereby authorized and directed to enter into an agreement with VPSA providing for the sale of the Local School Bond to VPSA (Bond Sale Agreement). The Bond Sale Agreement shall be in substantially the form submitted to the Board at this meeting, which form is hereby approved.

Details of the Local School Bond. The Local School Bond shall be dated 16 days prior to the date of its issuance and delivery or such other date designated by VPSA; shall be designated "General Obligation School Bond, Series 2015B"; shall bear interest from its dated date payable semi-annually on each January 15 and July 15 beginning July 15, 2016 (each an Interest Payment Date), at the rates established in accordance with paragraph 4 of

this Resolution; and shall mature on July 15 in the years (each a Principal Payment Date) and in the amounts acceptable to a Delegate (Principal Installments), subject to the provisions of paragraph 4 of this Resolution.

Interest Rates and Principal Installments. Each Delegate is hereby authorized and directed to accept the interest rates on the Local School Bond established by VPSA, provided that each interest rate shall be five one-hundredths of one percent (0.05%) over the interest rate to be paid by VPSA for the corresponding principal payment date of the VPSA Bonds, a portion of the proceeds of which will be used to purchase the Local School Bond, and provided further that the true interest cost of the Local School Bond does not exceed five and fifty one-hundredths percent (5.50%) per annum. The Interest Payment Dates and the Principal Installments are subject to change at the request of VPSA. Each Delegate is hereby authorized and directed to accept changes in the Interest Payment Dates and the Principal Installments at the request of VPSA based on the final term to maturity of the VPSA Bonds, requirements imposed on VPSA by the nationally-recognized rating agencies and the final principal amount of the Local School Bond; provided, however, that the principal amount of the Local School Bond shall not exceed the amount authorized by this Resolution and the final maturity of the Local School Bond shall not exceed 21 years from the date of the issuance and delivery of the Local School Bond.

The execution and delivery of the Local School Bond as described in paragraph 8 hereof shall conclusively evidence the approval and acceptance of all of the details of the Local School Bond by the Delegate as authorized by this Resolution.

Form of the Local School Bond. The Local School Bond shall be initially in the form of a single, temporary typewritten bond substantially in the form attached hereto as Exhibit A.

Payment; Paying Agent and Bond Registrar. The following provisions shall apply to the Local School Bond:

For as long as VPSA is the registered owner of the Local School Bond, all payments of principal, premium, if any, and interest on the Local School Bond shall be made in immediately available funds to VPSA at, or before 11:00 a.m. on the applicable Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption, or if such date is not a business day for Virginia banks or for the Commonwealth of Virginia, then at or before 11:00 a.m. on the business day next succeeding such Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption.

All overdue payments of principal and, to the extent permitted by law, interest shall bear interest at the applicable interest rate or rates on the Local School Bond.

U.S. Bank National Association, Richmond, Virginia, is designated as Bond Registrar and Paying Agent for the Local School Bond.

Prepayment or Redemption. The Principal Installments of the Local School Bond held by VPSA coming due on or before July 15, 2025, and the definitive bond for which the Local School Bond held by VPSA may be exchanged that mature on or before July 15,

2025, are not subject to prepayment or redemption prior to their stated maturities. The Principal Installments of the Local School Bond held by VPSA coming due on or after July 15, 2026, and the definitive bond(s) for which the Local School Bond held by VPSA may be exchanged that mature on or after July 15, 2026, are subject to prepayment or redemption at the option of the County prior to their stated maturities in whole or in part, on any date on or after July 15, 2025, upon payment of the prepayment or redemption prices (expressed as percentages of Principal Installments to be prepaid or the principal amount of the Local School Bond to be redeemed) set forth below plus accrued interest to the date set for prepayment or redemption:

<u>Dates</u>	<u>Prices</u>
July 15, 2025 through July 14, 2026	101%
July 15, 2026 through July 14, 2027	100½
July 15, 2027 and thereafter	100

Provided, however, that the Local School Bond shall not be subject to prepayment or redemption prior to their stated maturities as described above without first obtaining the written consent of VPSA or other registered owner of the Local School Bond. Notice of any such prepayment or redemption shall be given by the Bond Registrar to VPSA or other registered owner by registered mail not more than ninety (90) and not less than sixty (60) days before the date fixed for prepayment or redemption.

If VPSA refunds the VPSA Bonds in the future and such refunding causes the Local School Bond to be deemed refunded, the prepayment or redemption of the Local School Bond will be subject to VPSA approval and subject to similar prepayment or redemption provisions as set forth above that correspond to the call period of the VPSA bonds issued in part to refund the Local School Bond.

Execution of the Local School Bond. The Chairman or Vice Chairman and the Clerk or any Deputy Clerk of the Board are authorized and directed to execute and deliver the Local School Bond and to affix the seal of the County thereto.

Pledge of Full Faith and Credit. For the prompt payment of the principal of, premium, if any, and the interest on the Local School Bond as the same shall become due, the full faith and credit of the County are hereby irrevocably pledged, and in each year while any portion of the Local School Bond shall be outstanding there shall be levied and collected in accordance with law an annual ad valorem tax upon all taxable property in the County subject to local taxation sufficient in amount to provide for the payment of the principal of and premium, if any, and the interest on the Local School Bond as such principal, premium, if any, and interest shall become due, which tax shall be without limitation as to rate or amount and in addition to all other taxes authorized to be levied in the County to the extent other funds of the County are not lawfully available and appropriated for such purpose.

Use of Proceeds Certificate and Tax Compliance Agreement. The Chairman of the Board, the County Administrator, and such other officer or officers of the County or the School Board as either may designate, are hereby authorized and directed to execute and deliver on behalf of the County a Use of Proceeds Certificate and Tax Compliance Agreement (Tax Compliance Agreement) setting forth the expected use and investment of the proceeds of the Local School Bond and containing such covenants as may be necessary

in order to show compliance with the provisions of the Internal Revenue Code of 1986, as amended (Code), and applicable regulations relating to the exclusion from gross income of interest on the VPSA Bonds. The Board covenants on behalf of the County that (i) the proceeds from the issuance and sale of the Local School Bond will be invested and expended as set forth in such Tax Compliance Agreement and that the County shall comply with the other covenants and representations contained therein and (ii) the County shall comply with the provisions of the Code so that interest on the VPSA Bonds will remain excludable from gross income for federal income tax purposes.

State Non-Arbitrage Program; Proceeds Agreement. The Board hereby determines that it is in the best interests of the County to authorize and direct the County Treasurer to participate in the State Non-Arbitrage Program in connection with the Local School Bond. The Chairman of the Board, the County Administrator, and such officer or officers of the County as either may designate, are hereby authorized and directed to execute and deliver a Proceeds Agreement with respect to the deposit and investment of proceeds of the Local School Bond by and among the County, the other participants in the sale of the VPSA Bonds, VPSA, the investment manager and the depository, substantially in the form submitted to the Board at this meeting, which form is hereby approved.

Continuing Disclosure Agreement. The Chairman of the Board, the County Administrator, and such other officer or officers of the County as either may designate, are hereby authorized and directed to execute a Continuing Disclosure Agreement, as set forth in Appendix D to the Bond Sale Agreement, setting forth the reports and notices to be filed by the County and containing such covenants as may be necessary in order to show compliance with the provisions of the Securities and Exchange Commission Rule 15c2-12, under the Securities Exchange Act of 1934, as amended, and directed to make all filings required by Section 3 of the Bond Sale Agreement should the County be determined by VPSA to be a Material Obligated Person (MOP) (as defined in the Bond Sale Agreement).

Refunding. The Board hereby acknowledges that VPSA may issue refunding bonds to refund any bonds previously issued by VPSA, including the VPSA Bonds issued to purchase the Local School Bond, and that the purpose of such refunding bonds would be to enable VPSA to pass on annual debt service savings to the local issuers, including the County. Each of the Delegates is authorized to execute and deliver to VPSA such allonge to the Local School Bond, revised debt service schedule, IRS Form 8038-G or such other documents reasonably deemed necessary by VPSA and VPSA's bond counsel to be necessary to reflect and facilitate the refunding of the Local School Bond and the allocation of the annual debt service savings to the County by VPSA. The Clerk to the Board is authorized to affix the County's seal on any such documents and attest or countersign the same.

Filing of Resolution. The appropriate officers or agents of the County are hereby authorized and directed to cause a certified copy of this Resolution to be filed with the Circuit Court of the County.

Election to Proceed under Public Finance Act. In accordance with Section 15.2-2601 of the Virginia Code, the Board elects to issue the Local School Bond pursuant to the provisions of the Public Finance Act of 1991, Chapter 26 of Title 15.2 of the Virginia Code.

Further Actions. The members of the Board and all officers, employees and agents of the County are hereby authorized to take such action as they or any one of them may consider necessary or desirable in connection with the issuance and sale of the Local School Bond and otherwise in furtherance of this Resolution and any such action previously taken is hereby ratified and confirmed.

Effective Date. This Resolution shall take effect immediately.

The undersigned Clerk of the Board of Supervisors of the County of Stafford, Virginia, hereby certifies that the foregoing constitutes a true and correct extract from the minutes of a meeting of the Board of Supervisors held on September 15, 2015, and of the whole thereof so far as applicable to the matters referred to in such extract. I hereby further certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing resolution, a quorum was present. Members present at the meeting were: Gary F. Snellings, Chairman; Laura A. Sellers, Vice Chairman; Meg Bohmke; Jack R. Cavalier; Paul V. Milde III; Cord A. Sterling; and Robert "Bob" Thomas, Jr. Members absent from the meeting were: None. Members voting in favor of the foregoing Resolution were: Gary F. Snellings, Chairman; Laura A. Sellers, Vice Chairman; Meg Bohmke; Jack R. Cavalier; Cord A. Sterling; and Robert "Bob" Thomas, Jr. Members voting against the foregoing Resolution were: Paul V. Milde, III. Members abstaining from voting on the foregoing Resolution were: None.

Item 9. County Administration; Express County Support for the VDOT Diverging Diamond Interchange Design at I-95 and Exit 140 Ms. Sellers noted that she pulled the item from the Consent Agenda so that she could vote against it. Mr. Sterling said that the project was totally mismanaged. Mr. Milde said that it was not what was promised in the beginning but was better than nothing. Mr. Sterling repeated that the project was mismanaged from the State level on down and talked about a trolley project in Arlington being unwanted and a waste of taxpayer’s transportation dollars. He added that the money belonged to the taxpayers, not the Governor.

Mr. Milde motioned, seconded by Mr. Cavalier, to adopt proposed Resolution R15-320.

The Voting Board tally was:

- Yea: (4) Cavalier, Milde, Snellings, Thomas
- Nay: (3) Bohmke, Sellers, Sterling

Resolution R15-320 reads as follows:

A RESOLUTION EXPRESSING SUPPORT TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION FOR THE DIVERGING DIAMOND INTERCHANGE DESIGN FOR THE NEW INTERSTATE 95 EXIT 140 INTERCHANGE REPLACEMENT PROJECT

WHEREAS, the reduction of \$35 million in State funding available for the Interstate 95 (I-95) Exit 140 Interchange Replacement (Project) made it necessary to significantly reduce the scope of the Project to allow the Interchange replacement to proceed; and

WHEREAS, the Virginia Department of Transportation (VDOT) implemented numerous reductions in scope to the Project, including shortening the western terminus along Courthouse Road, reducing the number of commuter spaces to be constructed, and eliminating the extension of Jason Mooney Drive, but was unable to reduce the Project cost sufficiently; and

WHEREAS, VDOT studied the Diverging Diamond Interchange (DDI) design, a design that is prevalent in Europe, and becoming more common in the United States, for use in the Interchange Project; and

WHEREAS, the use of the DDI would provide sufficient cost savings due to simpler construction and fewer right-of-way impacts, and allow the Interchange Project to proceed without further reductions to the Project’s scope; and

WHEREAS, VDOT completed additional environmental studies and traffic engineering analysis, and determined that the DDI will perform better overall than the original cloverleaf interchange design; and

WHEREAS, the Board desires to express its support for the DDI design of the Interchange Project;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and hereby does express support for the Diverging Diamond Interchange design for the Interstate 95 Exit 140 Interchange Replacement Project; and

BE IT STILL FURTHER RESOLVED that the County Administrator or his designee shall provide a copy of this resolution to the VDOT District Administrator.

Item 10. County Administration; Authorize the County Administrator to Execute a Design Contract for the Animal Shelter Ms. Bohmke asked that this item be pulled from the Consent Agenda. Deputy County Administrator, Keith Dayton, provided an update on the status of the design contract for the new animal shelter. Mr. Milde said that in its current state, animals were euthanized that should not be, and the present conditions were deplorable, in spite of staff’s best efforts.

Ms. Bohmke motioned, seconded by Mr. Milde, to adopt proposed Resolution R15-332.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas
Nay: (0)

Resolution R15-332 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH JOHN J. BURGER, ARCHITECT, P.C. FOR ARCHITECTURAL AND ENGINEERING DESIGN SERVICES FOR THE ANIMAL SHELTER

WHEREAS, the existing animal shelter was constructed over 20 years ago, and is inadequate in size and out of compliance with State requirements; and

WHEREAS, the County has been issued Notices of Violation each year since 2010 from the Office of Animal Care and Health Policy regarding deficiencies with the County's animal shelter; and

WHEREAS, the County recently received a Notice of Violation and Penalty Assessment, with an accompanying Consent Resolution, from the State Veterinarian and Director of the Division of Animal and Food Industry Services, for continued violation of Virginia Administrative Code Regulation 2 VAC 5-110-100, regarding maintenance of a public animal shelter facility; and

WHEREAS, the County's Capital Improvement Program (CIP) includes a new animal shelter, which will be designed to correct all deficiencies that currently exist at the animal shelter; and

WHEREAS, the County issued a Request for Proposals (RFP) from firms interested in providing architectural and engineering services for the design and construction of the new animal shelter; and

WHEREAS, the proposal evaluation committee reviewed the RFP responses from nine firms, and determined that John J. Burger, Architect, P.C. is the most qualified firm to provide these services; and

WHEREAS, John J. Burger, Architect, P.C. provided a not-to-exceed cost proposal of \$213,111 for architectural and engineering services for the design of the new animal shelter; and

WHEREAS, staff reviewed this proposal and determined it to be reasonable for the scope of services requested;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that the County Administrator be and he hereby is authorized to execute a contract with John J. Burger, Architect, P.C., in an amount not to exceed Two Hundred Thirteen Thousand, One Hundred Eleven Dollars (\$213,111), for architectural and engineering services for the design of the new animal shelter, unless amended by a duly-executed contract amendment; and

BE IT FURTHER RESOLVED that intent to reimburse for the Animal Shelter project be and it hereby is adopted as follows:

NOTICE OF INTENT TO REIMBURSE
CERTAIN CAPITAL IMPROVEMENT EXPENDITURES

Section 1: Statement of Intent. The County presently intends to finance the Animal Shelter project with tax-exempt or taxable bonds or other obligations (the "Bonds") and to reimburse capital expenditures paid by Stafford County (including expenditures previously paid by the County to the extent permitted by law) in connection with the Animal Shelter project before the issuance of the Bonds.

Section 2: Source of Interim Financing and Payment of Bonds. Stafford County expects to pay the capital expenditures related to the Animal Shelter project incurred before the issuance of the Bonds with an inter-fund loan or loans from the General Fund or from temporary appropriations or loans from the Capital Reserve Fund. Stafford County expects to pay debt service on the Bonds from the General Fund consisting of general tax revenues for the Animal Shelter project.

Section 3: Effective Date; Public Inspection. This Resolution is adopted for the purposes of complying with Treasury Regulation Section, 1.150-2, or any successor regulation, and shall be in full force and effect upon its adoption. The Clerk of the Board shall file a copy of this Resolution in the records of Stafford County available for inspection by the general public during Stafford County's normal business hours.

Item 11. Public Works; Authorize House Bill 2 (HB2) Transportation Funding Priorities

Mr. Milde asked that this item be removed from the Consent Agenda and requested an additional "Resolved" clause that the proposed resolution be sent to the County's General Assembly delegation asking for its support and approving the County's funding priorities. Mr. Milde and Mr. Sterling talked about the former proposed expansion of the HOT Lanes to Massaponax, and that it was no longer funded or planned for, and Stafford needed its delegated to do some digging to find out what happened to the project and its funding.

Ms. Bohmke talked about the negatives of the existing HOT Lanes, called the Lexus Lanes by some, due to the expense of traveling in them. Mr. Sterling talked about "slugging" and the time saved commuting to Washington, D.C., being worth the cost. He said that the Governor gave up on the Stafford/Spotsylvania area as well as the plan to four-lane Interstate 95 in the region.

Mr. Milde motioned, seconded by Mr. Sterling, to adopt proposed Resolution R15-321 with additional language to send a letter to the County's delegation requesting support.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas
Nay: (0)

Resolution R15-321 reads as follows:

A RESOLUTION AUTHORIZING STAFF TO SUBMIT HOUSE BILL TWO (HB2) FUNDING APPLICATIONS AND REQUESTING THAT THE FREDERICKSBURG AREA METROPOLITAN PLANNING ORGANIZATION (FAMPO) AND GEORGE WASHINGTON REGIONAL COMMISSION (GWRC) ENDORSE AND SUBMIT HOUSE BILL TWO (HB2) FUNDING APPLICATIONS FOR FY2017-FY2022

WHEREAS, House Bill Two (HB2) directs the Commonwealth Transportation Board (CTB) to develop and implement a statewide process to identify, score, and select projects for funding by July 1, 2016, and to allocate funds in the FY2017-FY2022 Six-Year Improvement Program (SYIP); and

WHEREAS, all submitted HB2 applications will be screened by the Virginia Department of Transportation (VDOT) to determine if a need identified in the VTrans2040 MultiModal Plan (VMTP) is met; and

WHEREAS, in order to meet a need of the VMTP, a project must either be located within a corridor of statewide significance or within a regional network, or promote improvements within an Urban Development Area; or address an identified safety need; and

WHEREAS, only those HB2 applications meeting a need identified in the VMTP will qualify to be scored and selected under the High-Priority Projects Program and/or the District Grant Program; and

WHEREAS, the High-Priority Projects Program will compete for statewide funds and the District Grant Program will compete for Fredericksburg District grant funds; and

WHEREAS, the Board desires to endorse and request FAMPO, GWRC, and County staff to submit the below provided HB2 applications; and

WHEREAS, the Board recognizes that the traffic congestion created by the High Occupancy Toll (HOT) Lanes terminus at Exit 143 has exacerbated long standing traffic problems along the I-95 corridor throughout the Fredericksburg region; and

WHEREAS, it is necessary for VDOT to conduct a feasibility study and update the ten-year old traffic and revenue options to evaluate an extension of the HOT Lanes from Exit 143 to Exit 126 in the Massaponax area;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and hereby does endorse and authorize staff to submit the below referenced House Bill Two (HB2) applications to the Virginia Department of Transportation (VDOT) as listed in order of priority; and

BE IT FURTHER RESOLVED that the Board does endorse and requests both the Fredericksburg Area Metropolitan Planning Organization (FAMPO) and the George Washington Regional Commission (GWRC) submit the below referenced HB2 applications in order to be considered by the State for potential selection and funding for FY2017-FY2022 Six-Year Improvement Program (SYIP); and

BE IT FURTHER RESOLVED that the Board endorses and requests County staff to submit the following HB2 applications in the following priority order, under both the High-Priority Projects Program and the District Grant Program:

1. Route 1 & Courthouse Area Corridor Improvements (Phase 2)
2. Route 1/Woodstock Lane Intersection Safety Improvements
3. Route 1 @ Potomac Creek Drive

; and

BE IT FURTHER RESOLVED that the Board endorses and requests FAMPO to submit the following HB2 applications in the following priority order under the High-Priority Projects Program:

1. Rappahannock River Crossing (SB Segment)
2. I-95 Fourth-Lane Addition and Shoulder Widening (SB: MM143 to MM 140)
3. Rappahannock River Crossing (NB Segment)
4. I-95 Fourth-Lane Addition and Shoulder Widening (NB: MM 143 to MM 140)

; and

BE IT FURTHER RESOLVED that the Board endorses and requests GWRC to submit the following HB2 applications in the following priority order under the High-Priority Projects Program:

1. Additional Commuter Parking at Exit 140 (East of New Interchange)
2. VRE Station Improvements (Leeland Station)
3. VRE Station Improvements (Brooke)

; and

BE IT FURTHER RESOLVED that FAMPO and GWRC approve resolutions of support for the three projects to be submitted for HB2 funding by Stafford County; and

BE IT FURTHER RESOLVED that FAMPO requests that VDOT conduct a feasibility study and update the ten-year old traffic and revenue options to evaluate an extension of the HOT Lanes from Exit 143 to Exit 126 in the Massaponax area; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the FAMPO Transportation Administrator and the GWRC Executive Director; and

BE IT STILL FURTHER RESOLVED that the County Administrator or his designee shall provide a copy of this Resolution to each member of the County's General Assembly delegation requesting that they support and prioritize this as one of the County's 2016 Legislative Initiatives.

Finance and Budget; FY2015 Year-End Report Ms. Nancy Collins, Budget Division Director, gave a presentation and discussed the County's FY2015 year-end numbers. Ms. Collins shared that revenues were slightly above budget, expenditures were slightly below budget, and the positive results of operations for FY2015 were \$1.6m. The Board discussed bond enhancement strategies. The Comprehensive Services Act (CSA) ended the year \$730,000 below its adopted budget, and the Stafford Value Index continues to show Stafford County as the lowest among its peers in both general government and general government administration spending, now in its seventh year.

Ms. Shannon Wagner, Human Resources Manager, discussed health insurance costs saying that it exceeded budget by \$1.3 million (11%) due to high claims in FY2015. The joint County/Schools request for proposal was in the works with implementation planned in FY2017. Ms. Collins said that the audit is underway and audited results and final number would be presented to the Board at the conclusion of the audit.

Item 26a. A Resolution Naming the Diving Well at the Jeff Rouse Swim and Sport Center and the Curtis Park Pool after Olympic Diver, Mark Lenzi; and Rescinding the May 5, 2015 Board of Supervisors vote renaming the Woodlands Pool Mr. Snellings introduced the add-on saying that it was the most emotional issue he was involved in during his time on the Board. He added that he received threatening e-mails and phone calls, and had been cursed at. Two weeks prior to September 15th, Mr. Snellings said that he spoke with a member of the Lenzi family who requested that the issue be brought to closure. It was suggested that the pool at Curtis Park, where Mark Lenzi put on diving demonstrations, be named in his honor; also naming the diving well at the Aquatic Center (at Embrey Mill). The Board's earlier motion to rename the Woodlands Park Pool after Mark Lenzi would be rescinded. The Lenzi family would have complete control over the pictures and text on signs, etc. at both locations and a separate ceremony would be held honoring Mark Lenzi.

Mr. Snellings said that communications with the member of the Lenzi family fell apart and he took full responsibility. He reestablished contact with Mark Lenzi's sister, telling her that he took full responsibility for the breakdown of communication. He received a return e-mail pleading with the Board to end the controversy. At Mr. Snellings also received a call from Mr. Jeff Rouse saying that the controversy was affecting his family and asking that it please be brought to closure. Mr. Snellings said that proposed Resolution R15-319 emphasized the wishes of the Lenzi family and its desire to end the discussion.

Mr. Sterling motioned, seconded by Mr. Milde, to adopt proposed Resolution R15-319.

Ms. Bohmke asked if it was legal and allowed by the Board’s Bylaws to vote on the issue that day and read from the Bylaws, Section 5-4 Unscheduled Items. *“Any matter not on the scheduled agenda may be heard provided that such a request is in the form of a motion, duly seconded and voted upon by a majority of the Board. Any such matter must be of an emergency nature, vital to the continued proper and lawful operations of the County.”*

Mr. Snellings said that the item was initially on the agenda and a meeting scheduled for he and Mr. Cavalier to meet with Mrs. Lenzi. Ms. Bohmke expressed her desire to attend the meeting, at which point Mr. Snellings cancelled the meeting. He said that he cancelled it because, according to law, if three Board members are present, the meeting must be noticed and open to the public. He did not wish to put Mrs. Lenzi in that situation.

Ms. Bohmke said that the County Attorney did not know about the aforementioned meeting, adding that the County Attorney represents all members of the Board. She said that Board members were not given an opportunity in advance to read and digest the proposed Resolution, nor was the community given an opportunity to weigh in on it. Ms. Bohmke said that Mr. Snellings spoke with only one member of the Lenzi family, whereas she spoke with Mrs. Lenzi (Mark Lenzi’s mother) who said that neither she nor her sons (Mark’s brothers) were in agreement with the proposed resolution, that it did not reflect Mrs. Lenzi’s wishes. She added that the community wanted to know why Mark Lenzi’s name could not be added to the Aquatic Center, and the proposed resolution deserved time to be vetted as it is \$13.5 Million of taxpayer’s money.

Mr. Sterling said that the Board’s Bylaws could be set aside so that the Board could take a vote on the proposed resolution. Mr. Sterling said that he felt that Ms. Bohmke was guilty of political grandstanding. He said that he received only one phone call and about ten e-mails, mostly in support of retaining the name of the aquatic center. He said he wished that Ms. Bohmke would not try distracting people (with the facility name) from all the issues with the Schools both current and when she served on the School Board.

Mr. Cavalier motioned, seconded by Mr. Milde, to waive the Bylaws.

The Voting Board tally was:

Yea: (5) Cavalier, Milde, Sellers, Snellings, Sterling,
Nay: (2) Bohmke, Thomas

Mr. Thomas said that he wished a meeting with Mrs. Lenzi would be rescheduled and that a sit-down with those concerned could have a positive outcome. He added that the vote would be taken without giving the public the benefit of time to read it.

Ms. Sellers said that she supported the proposed Resolution and felt that the issue had artificially divided the community. She said that she felt the community had been given an opportunity to weigh in on the subject and those in disagreement with the name given by the Board were in the minority. 1,400 people signed the petition out of 140,000 residents. Ms. Sellers said that it was time to stop the confrontations, open the pool, celebrate, and rally around the facility, not the name.

Mr. Milde said that he supported Mr. Sterling's comments, although it was not the most divisive issue he'd encountered in his time on the Board. He felt that Ms. Bohmke was very passionate about the issue but that the nastiness was off the chart, so much so that he blocked many people from his Facebook account due to the personal attacks. Mr. Milde added that he took Mr. Snellings at his word and also wanted to bring closure to it.

Mr. Cavalier said that he believed what Mr. Snellings said; that he read the e-mail from Mark Lenzi's sister stating that the family was upset and wanted closure. He said that he wanted to comply with the family's wishes and that it had to come to an end.

Ms. Bohmke responded to Mr. Sterling's comments saying that she served on the School Board with Mr. Ty Schieber and Ms. Patricia Healy. She said that she, along with her (then) School Board members asked the hard questions about several topics including OPEB and other financial matters. She said that the construction delays at Stafford High School were not made known in a timely manner and that it should have been the responsibility of the Schools' Director of Facilities to do so. In January 2015, Ms. Bohmke met with Mr. Keith Dayton and Mr. Scott Horan and was told that the building was about one month behind schedule. She added that naming the aquatic center was not a distraction technique. Ms. Bohmke talked about Mark Lenzi's accomplishments and said that she knew how the Lenzi family felt about the naming issue.

Mr. Sterling said that the "buck stops here," with the Board of Supervisors, and it should be the same with the School Board. It needed to properly address the \$8.3 Million and too large class sizes, and how that would be handled.

Ms. Sellers called the question. Mr. Thomas said that he wanted to honor Mark Lenzi and felt that a wrong should be righted. He asked Mr. Snellings to deliver the news personally to Mrs. Lenzi.

Ms. Snellings said that he told Ms. Bohmke that the proposed Resolution was not one the agenda. But on September 15th, contact was reestablished and he was given the okay by Mark Lenzi's sister to bring forward the proposed Resolution for a vote.

The Voting Board tally on the original motion was:

Yea: (6) Cavalier, Milde, Sellers, Snellings, Sterling, Thomas
Nay: (1) Bohmke

Resolution R15-319 reads as follows:

A RESOLUTION NAMING THE DIVING WELL AT THE JEFF ROUSE SWIM AND SPORT CENTER, AND THE CURTIS PARK POOL AFTER OLYMPIC DIVER, MARK LENZI; AND RESCINDING THE MAY 5, 2015, BOARD OF SUPERVISORS VOTE RENAMING THE WOODLANDS POOL

WHEREAS, Mark Lenzi was born in Huntsville, Alabama, on July 4, 1968, and was raised in Stafford, Virginia, graduating from Stafford Senior High School in 1986; and

WHEREAS, Mark Lenzi won an Olympic gold medal in the 1992 Olympics in Barcelona, Spain, and a bronze medal in the 1996 Olympics in Atlanta, Georgia, in the men's 3-meter springboard diving competition, and was the first American diver to perform a forward 4.5 somersault tuck in competition, and the first diver to score over 100 points on a single diving competition; and

WHEREAS, in total, Mark Lenzi won 18 international competitions at the 1-meter and 3-meter springboard level, and was inducted into the Indiana University Athletics Hall of Fame in honor of his athletic accomplishments as an NCAA and Olympic diver; and

WHEREAS, in recognition of his accomplishments, the Board desires to name the diving well at the Jeff Rouse Swim and Sport Center after Mark Lenzi; and

WHEREAS, in addition, the Board desires to name the Curtis Park Pool, the Mark Lenzi Pool at Curtis Park; and

WHEREAS, at its meeting on May 5, 2015, the Board voted to rename the Woodlands Park Pool after Olympic diver, Mark Lenzi; and the Board desires to rescind that action;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and hereby does name the diving well at the Jeff Rouse Swim and Sport Center, and the Curtis Park Pool posthumously in honor and recognition of Olympic diver, Mark Lenzi; and

BE IT FURTHER RESOLVED that the County Administrator shall provide for an appropriate recognition and display of Mark Lenzi's accomplishments in collaboration and consultation with the Lenzi family to include a separate ceremony at the grand opening of the Aquatic Center including a picture of Mark, chosen by the family, and memorial information for both displays; and

BE IT FURTHER RESOLVED that the Lenzi family will approve the information contained on both memorial displays; and

BE IT STILL FURTHER RESOLVED that the Board rescinds its vote taken on May 5, 2015 renaming the Woodlands Pool.

At 4:33 p.m., the Chairman adjourned the afternoon session of the meeting.

Call to Order At 7:00 p.m., the Chairman called the evening session to order. Mr. Sterling did not attend the evening session of the meeting due to a medical issue.

Invocation Mr. Snellings gave the invocation.

Pledge of Allegiance Ms. Sellers led the Pledge of Allegiance to the United States of America.

Presentation Recognizing International Assistance Dog Week Mr. Snellings welcomed Mr. Jim Purton, Director of the Great Falls Run Lions Club who oversees their assistance dog initiative. Also present was Mr. Bernie Werwie, who was sight impaired and earlier that day received approval of his application for a Leader Dog. Ms. Mary Owens, widow of Mr. Dan Owens, brought Piper, their retired seeing-eye dog. Members of the newly formed campus puppy raising club from the University Mary Washington, Abby Hannell brought her puppy, Farah, and Greg brought his puppy, Jax. K-9 officers Deputy Alex Smith with his K-9 partner, Vader; and Deputy Joshua “Bo” Truslow with his K-9 partner, Havoc joined Juanita Maley with Kahn, the Victim Witness dog, and Deputy Fire Marshall, Ben Gouldman, with the Fire and Rescue Department’s accelerant detection dog, Duchess.

Presentation Recognizing Constitution Week Mr. Snellings read the proclamation and welcomed Ms. Alicia Spear, a member of the Daughters of the American Revolution Falls of the Rappahannock.

Presentations by the Public – II

- Ruth Carlone - Renaming the Aquatic Center to honor Mark Lenzi
- Jack Schweitzer - Renaming the Aquatic Center to honor Mark Lenzi
- Laurence Checcha - Renaming the Aquatic Center to honor Mark Lenzi
- Gale Kehoe - Renaming the Aquatic Center to honor Mark Lenzi
- Helene Domi - Renaming the Aquatic Center to honor Mark Lenzi
- Elizabeth Myers - Renaming the Aquatic Center to honor Mark Lenzi
- Susan Hall - Renaming the Aquatic Center to honor Mark Lenzi
- Sandra Marofsky - Renaming the Aquatic Center to honor Mark Lenzi
- Jim Grace - Renaming the Aquatic Center to honor Mark Lenzi
- Bonnie Thomann - Renaming the Aquatic Center to honor Mark Lenzi
- Bob Marofsky - Renaming the Aquatic Center to honor Mark Lenzi

Paul Waldowski - Elected officials actions; 3-way election in the Rock Hill District; votes should be 50% plus 1, Jeffersonian Principle; no more land, treasure what we have; Einstein said that imagination is more important than knowledge.

Planning and Zoning; Consider a Comprehensive Plan Amendment to Allow Multi-Family Units in the Suburban Land Use Designation Under Limited Circumstances (Stafford Village Center) Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and addressed the Board.

Mr. Milde inquired if the commercial corridor was 2 miles via road or as the crow flies. Mr. Harvey said that neither driving nor flight distance was specified. He added that it could be specified in the future. He said that it would be limited to property that fronted a highway or on a road that intersected a highway.

Ms. Sellers said that a vote would be taken on the proposed Comprehensive Plan amendment. Mr. Romanello asked Mr. Harvey to include an update on the reclassification request and the conditional use permit application as well.

Mr. Cavalier and Ms. Sellers noted that the new proffers were only provided to the Board that evening and they wished to have time, and to permit staff time, to review them. Mr. Harvey said staff's recommendation was to defer the reclassification and conditional use permit requests to the Board's October 6, 2015 meeting.

Mr. Thomas spoke about a walkable approach to Highpointe Blvd, and teen-agers out at night in what appeared to be a dark alley. He asked if the street lights could be reoriented to compensate for that. Mr. Harvey replied that the revised proffers included sidewalks and lighting improvements.

Ms. Bohmke commented that she got the revised proffers just at 7:00 p.m. that night and agreed with needing additional time to review them before voting.

Clark Leming, for the applicant, addressed the Board and clarified that the applicant, too, wished to have the reclassification and conditional use permit decision deferred to the October 6th meeting.

Planning and Zoning; Consider a Reclassification Request from R-1, Suburban Residential to P-TND, Planned Traditional Neighborhood Development (Stafford Village Center); and

Planning and Zoning; Consider a Conditional Use Permit to Allow Vehicle Fuel Sales within the HC, Highway Corridor Overlay Zoning District (Stafford Village Center)

The Chairman opened the public hearing on the Comprehensive Plan amendment, the reclassification request, and the conditional use permit.

The following persons desired to speak:

Mark Miller	Jim McMahon
Lynn Putnam	Theron Peacock

The Chairman closed the public hearing.

Ms. Sellers motioned, seconded by Mr. Milde to adopt proposed Resolution R15-209 regarding the Comprehensive Plan amendment.

The Voting Board tally was:

Yea:	(6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
Nay:	(0)
Absent:	(1) Sterling

Resolution R15-209 reads as follows:

A RESOLUTION TO AMEND THE TEXTUAL DOCUMENT ENTITLED
“STAFFORD COUNTY, VIRGINIA, COMPREHENSIVE PLAN, 2010-2030,”
DATED DECEMBER 14, 2010, AND LAST AMENDED ON FEBRUARY 24,
2015, IN ACCORDANCE WITH VIRGINIA CODE § 15.2-2229 BY
ADOPTING THE PROPOSED AMENDMENTS

WHEREAS, the Pence Group, Inc. (Applicant), requested an amendment to the textual document entitled “Stafford County, Virginia, Comprehensive Plan, 2010-2030”, dated December 14, 2010, and last amended on February 24, 2015 (Plan), in accordance with Virginia Code § 15.2-2229; and

WHEREAS, the proposed amendments to the Plan would, expand the areas where townhomes and multi-family dwelling units are allowed in the Suburban Area land use designation as identified in Exhibit A, entitled “Comprehensive Plan Amendments – Stafford Village Center,” dated June 24, 2015; and

WHEREAS, the Board has carefully considered the merits of the proposed amendments, the public testimony received at the public hearing, and the recommendations of the Planning Commission and County staff; and

WHEREAS, the Board believes that the proposed amendments guide and accomplish the coordinated, adjusted, and harmonious development of Stafford County, Virginia, which will in accordance with the present and probable future needs and resources of Stafford County, best promote the health, safety, convenience, prosperity, and general welfare of the citizens of Stafford County including the elderly and persons with disabilities; and

WHEREAS, the Board finds that the proposed amendments to the Plan are consistent with good planning practices;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and it hereby does adopt amendments to the textual document entitled “Stafford County, Virginia, Comprehensive Plan, 2010 – 2030,” dated December 14, 2010, and last amended on February 24, 2015, as identified in Exhibit A, entitled “Comprehensive Plan Amendments – Stafford Village Center,” dated June 24, 2015.

Ms. Sellers motioned, seconded by Mr. Cavalier, to continue the reclassification and conditional use permit to the October 6, 2015 meeting, leaving open the public hearing.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
Nay: (0)
Absent: (1) Sterling

Planning and Zoning; Consider a Request for a Condition Use Permit to Allow Two Drive-Through Facilities within the P-TND, Planned-Traditional Neighborhood Development and HC, Highway Corridor Overlay Zoning Districts Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions. He noted that the applicant was working with the Aquia Harbour Property Owner’s Association on a second entrance to the Towne Center. Mr. Milde asked if because the orientation was proffered in the GDP, it was limited to the pictures as presented. Mr. Harvey said that the orientation was set but the physical location could change.

Mr. Leming, for the applicant, addressed the Board. In response to Ms. Bohmke’s question, he said that the name of the applicant could be found in the application packet.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Milde motioned, seconded by Mr. Cavalier, to adopt proposed Resolution R15-297.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
Nay: (0)
Absent: (1) Sterling

Resolution R15-297 reads as follows:

A RESOLUTION APPROVING A CONDITIONAL USE PERMIT PURSUANT TO APPLICATION CUP15150778 TO ALLOW TWO DRIVE-THROUGH FACILITIES IN THE P-TND, PLANNED-TRADITIONAL NEIGHBORHOOD DEVELOPMENT AND HC, HIGHWAY CORRIDOR OVERLAY ZONING DISTRICTS, ON TAX MAP PARCEL NO. 21-49, WITHIN THE AQUIA ELECTION DISTRICT

WHEREAS, Mosaic Aquia Owner, LLC, applicant, submitted application CUP15150778 requesting a conditional use permit (CUP) to allow two drive-through facilities in the P-TND, Planned-Traditional Neighborhood Development and HC, Highway Corridor Overlay Zoning Districts, on Tax Map Parcel No. 21-49, within the Aquia Election District; and

WHEREAS, the application was submitted pursuant to Stafford County Code Sec. 28-35, Table 3.1, which permits these uses in P-TND and HC Overlay Zoning Districts, after the Board issues a CUP; and

WHEREAS, the Board carefully considered the recommendations of the Planning Commission and staff, and the public testimony, if any, received at the public hearing; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practice require issuance of this CUP, with the below provided conditions; and

WHEREAS, the Board finds that the request meets the standards of the Zoning Ordinance for issuance of a CUP;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that a conditional use permit (CUP), pursuant to application CUP15150778, be and it hereby is approved with the following conditions:

1. This CUP shall be limited to two drive-through pharmacy facilities, one for a stand-alone pharmacy and one connected to a grocery store, within the P-TND, Planned-Traditional Neighborhood Development and HC, Highway Corridor Overlay Zoning Districts, on Tax Map Parcel No. 21-49, within the Aquia Election District.
2. All drive-through lanes shall be oriented to minimize headlight glare onto state-maintained roadways. No drive-through windows shall be located closer than 250 feet from any residential property in the Aquia Harbour subdivision, or no closer to U.S. Route 1 than the westernmost drive-through, as shown on the “Generalized Development Plan for Aquia Towne Center,” dated July 10, 2015, prepared by Bohler Engineering.

3. Stacking lanes for drive-through facilities shall be designed so as to not impede traffic circulation.
4. All drive-through canopies shall be of coordinated color and materials so as to match the primary structure on-site.
5. Any canopy lighting shall be recessed within the canopy.
6. For the uses associated with the drive-through facilities, no carnival style signs, banners, lights, balloons, or windsocks shall be utilized, except on a strictly temporary basis for the grand opening of a business, and shall be removed promptly following the grand opening. The use of temporary and portable electronic, variable message and flashing signs shall be prohibited at all times.
7. The façades for the buildings associated with the drive-through facilities shall be designed in conformance with the approved Neighborhood Design Standards for the Aquia Towne Center development.
8. This CUP may be revoked or conditions modified for one or both of the drive-through facilities authorized by this permit for violations of these conditions or any applicable federal, state, or County Code, law, ordinance, or regulation, after the applicant is notified in writing by the County of the violation(s) and the applicant is given a reasonable opportunity to correct the violation(s).

Utilities; Authorize Condemnation and Exercise of Quick-Take Powers for the Ethyl Lane Short Extension Project Mr. Mike Smith, Director of Utilities, gave a presentation and answered Board member questions. Mr. Milde noted that it was good work and good to phase out Pump and Haul.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution R15-274.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas

Nay: (0)

Absent: (1) Sterling

Resolution R15-274 reads as follows:

A RESOLUTION AUTHORIZING THE CONDEMNATION AND EXERCISE OF THE COUNTY'S QUICK-TAKE POWERS TO ACQUIRE A PERMANENT WATER-SANITARY SEWER EASEMENT ON TAX MAP PARCEL NO. 45C-4-1, OWNED BY MATTHEW J.

RENNA, WITHIN THE GEORGE WASHINGTON ELECTION DISTRICT

WHEREAS, the County is in the process of acquiring the necessary easements for the construction of the Ethyl Lane Low Pressure Sewer Line (Project) to serve Tax Map Parcel No. 45C-4-11 (9 and 11 Ethyl Lane), within the George Washington Election District; and

WHEREAS, 0.02736 acres of permanent water-sanitary sewer easement is required on Tax Map Parcel No. 45C-4-1, consisting of approximately 0.2235 acres of land (Property), owned by Matthew J. Renna (Property Owner), to construct the Project; and

WHEREAS, the fair market value for the easement area on the Property, together with damages, if any, to the remainder of the Property, is Four Thousand Six Hundred Fifty Dollars and Fourteen Cents (\$4,650.14), based upon the 2014 tax-assessed value; and

WHEREAS, the Board, through the County staff, made bona fide but ineffectual efforts to purchase the easement on the Property, by offering said determined value on behalf of the County to the Property Owner; and

WHEREAS, the terms of purchase have not been agreed upon, and County staff was unsuccessful in acquiring a final settlement, but will continue to work with the Property Owner in an attempt to acquire the water-sanitary sewer easement; and

WHEREAS, pursuant to Virginia Code §§ 15.2-903(B) and 15.2-1905(C), the Board conducted a public hearing to determine the necessity for the condemnation and use of the County's quick-take powers, and carefully considered the recommendations of the Utilities Commission, staff and the public testimony, if any, received at the public hearing;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and hereby does find that public necessity exists for the Board's ownership of a water-sanitary sewer easement on Tax Map Parcel No. 45C-4-1 (Property); and

BE IT FURTHER RESOLVED that the Board determines, notwithstanding the Board's bona fide offer of Four Thousand Six Hundred Fifty Dollars and Fourteen Cents (\$4,650.14), as just compensation for the 0.02736 acre permanent water-sanitary sewer easement (Easement), including damages, if any, to the remainder of the Property, that the Board and Matthew J. Renna (Property Owner) cannot agree on compensation to be paid or on other terms of purchase and settlement; and

BE IT FURTHER RESOLVED that pursuant to Virginia Code §§ 15.2-1903(B) and 15.2-1905(C), the Board determines it is necessary to do so and hereby declares its intent to exercise the County's quick-take powers to enter upon and immediately acquire the Easement; and

BE IT STILL FURTHER RESOLVED that the Board does hereby authorize the County Attorney to file a Certificate of Take among the land records of Stafford County, and authorizes the County Administrator and Director of Finance and Budget, or their designees, to sign the Certificate and to deposit Four Thousand Six Hundred Fifty Dollars and Fourteen Cents (\$4,650.14), with the Clerk of the Stafford County Circuit Court, for the Property Owner's benefit, before entering and taking possession of the Easement in connection with the quick-take condemnation process on behalf of the Board, and in accordance with Virginia law.

Utilities; Consider a Lease Agreement on County-Owned Property at the Embrey Mill Water Tank for a Cellular Communications Facility Mr. Mike Smith, Director of Utilities, gave a presentation and answered Board member questions. Mr. Milde said he was excited about getting a cell tower in the vicinity of Embrey Mill and looked forward to having one eventually in (or at) the Landfill. He asked about the money from the Stone River site. Mr. Smith said that it went to the Utilities Fund.

The Chairman opened the public hearing.
No persons desired to speak.
The Chairman closed the public hearing.

Ms. Sellers motioned, seconded by Mr. Milde, to adopt proposed Resolution R15-283.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
Nay: (0)
Absent: (1) Sterling

Resolution R15-283 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A LEASE AGREEMENT FOR A CELLULAR TELECOMMUNICATIONS FACILITY WITH CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS, TAX MAP PARCEL 29G-BB, IN THE GARRISONVILLE ELECTION DISTRICT

WHEREAS, CELLCO PARTNERSHIP d/b/a Verizon Wireless, proposes leasing space in and on the County-owned Embrey Mill Water Tank (Tank) site, Tax Map Parcel 29G-BB for a cellular telecommunications facility, in the Garrisonville Election District; and

WHEREAS, the Board held a public hearing on the proposed lease of County-owned property; and

WHEREAS, the Board carefully considered the recommendations of the Utilities Commission and staff, and the public testimony, if any, received at the public hearing; and

WHEREAS, the Board determined that the cellular telecommunications facility will not interfere with the primary purpose of the Tank, and will provide an additional source of revenue to the Utilities Fund; and

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of September, 2015, that it be and hereby does authorize the County Administrator or his designee to execute a lease agreement with CELLCO PARTNERSHIP d/b/a Verizon Wireless, for a cellular telecommunications facility on the Embrey Mill Water Tank site, Tax Map Parcel 29G-BB.

Adjournment At 8:40 p.m. the Chairman declared the meeting adjourned.

Anthony J. Romanello, ICMA-CM
County Administrator

Gary F. Snellings
Chairman