

RESOLUTION

CONSTRUCTION AND FINANCING FOR THE

MIDDLE PENINSULA JUVENILE DETENTION CENTER

WHEREAS, the Middle Peninsula Juvenile Detention Commission ("Commission"), of which James City County is a Member Jurisdiction, has advised the governing bodies of all its Member Jurisdictions that it will soon begin construction of its planned juvenile detention center, to be located in James City County, on property the Commission has acquired from the Virginia Department of Transportation, adjacent to the Virginia Peninsula Regional Jail; and

WHEREAS, the Commission has determined that the demand for secure juvenile detention placements among the Member Jurisdictions makes it advisable to consider expanding the size of the facility to be constructed, from the 32-bed facility contemplated as the initial project by the Commission's Service Agreement dated December 12, 1994, (the "Service Agreement"), to the full 48-bed facility authorized by that Agreement; and

WHEREAS, it appears that the Commission may realize economic advantages and cost savings by constructing the full 48-bed facility now, if the Virginia Department of Youth and Family Services will agree to full State participation at this time; and

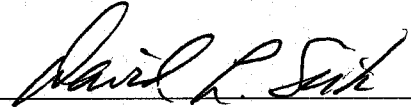
WHEREAS, such enlargement of the Commission's facility, and the need to fund both the State and local shares of the project cost, pending receipt of the State's reimbursement of its share after construction is complete, will require the Commission to issue debt obligations up to a maximum amount of Six Million Eight Hundred Thousand Dollars (\$6,800,000.00); and

WHEREAS, the Commission anticipates that the lender or lenders offering to finance the Detention Center project will require the Member Jurisdictions to concur in the Commission's issuance of the necessary debt obligations(s) and to reconfirm that the Commission shall include the increased debt service costs generated by those obligations when computing the per diem rates for juvenile placements that the Commission will charge to the Member Jurisdictions pursuant to the Service Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby agree to the following:

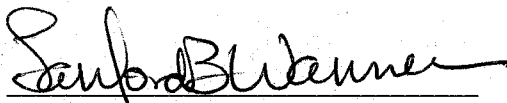
1. The County concurs in the decision of the Middle Peninsula Juvenile Detention Commission to seek approval from the Virginia Department of Youth and Family Services for construction of the full 48-bed facility contemplated by the Service Agreement. If the Commission receives a satisfactory approval from the Department of Youth and Family Services and commitment of funding for the State's share of eligible costs, the Commission may expand the Center project to include the full 48-bed facility. If State funding and approval for the 48-bed facility cannot be obtained in time for expansion of the initial construction, the Commission may proceed with construction of a 32-bed facility, with core facilities to accommodate the later expansion to 48 beds, and may undertake construction of the additional 16 bed unit at such later time as the State approves and commits funding of its eligible share of that expansion.

2. As it is empowered to do by the Service Agreement and applicable State Law, the Commission intends to finance the construction and equipping of the Center, including expenses associated with the financing and also including short-term financing, pending reimbursement, of the State's share of project costs, through the issuance of one or more debt obligations. The County hereby reconfirm its agreement that the costs of paying interest on, and repaying the principal of these Obligations shall be included by the Commission in calculating the per diem charges to be paid by the Member Jurisdictions for the juveniles they commit to the Center, as provided under Articles III and IV of the Service Agreement. However, the total of obligations incurred by the Commission for the entire 48-bed Center project, including obligations incurred to fund the State portion of costs during the construction period, shall not exceed Six Million Eight Hundred Thousand Dollars (\$6,800,000).
3. The Chairman of this Board is authorized to sign a copy of this resolution, properly attested by the Clerk, to indicate the County's approval of the foregoing matters.



David L. Sisk
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
TAYLOR	AYE
MAGOON	AYE
DEPUE	AYE
EDWARDS	AYE
SISK	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 28th day of May, 1996.

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