

RESOLUTION

CONTINGENCY TRANSFER – LEGAL SERVICES – \$122,000

WHEREAS, on January 10, 2014, the Supreme Court of Virginia issued its opinion in *Board of Supervisors, et al., v. Windmill Meadows, LLC, et al.*, 287 Va. 170 (2014), which affirmed the Circuit Court decision against the County regarding the retroactive application of section 15.2-2303.1:1 of the Code of Virginia and which also awarded appellate attorney's fees and costs against the County; and

WHEREAS the amount of appellate attorney's fees is currently in negotiation.

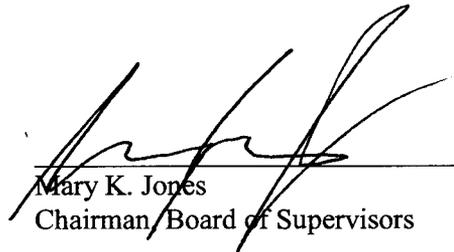
NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes the transfer of \$122,000 from Contingency to pay to Reed Smith for the attorney's fees and costs awarded by the Supreme Court of Virginia up to \$122,000 and the following budget appropriation to the Special Projects, Grants Fund to carry that out:

Revenue:

Reed Smith Legal Services \$122,000.

Expenditure:

Reed Smith Legal Services \$122,000.



Mary K. Jones
Chairman, Board of Supervisors

ATTEST:



M. Douglas Powell
Clerk to the Board

	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
KENNEDY	<u>X</u>	___	___
JONES	<u>X</u>	___	___
MCGLENNON	<u>X</u>	___	___
ONIZUK	<u>X</u>	___	___
HIPPLE	<u>X</u>	___	___

Adopted by the Board of Supervisors of James City County, Virginia, this 13th day of May, 2014.