

RESOLUTION

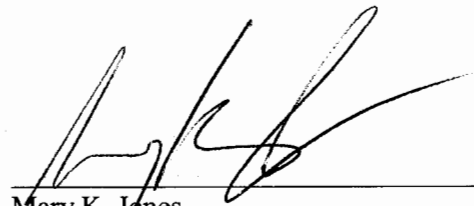
CONTINGENCY TRANSFER – LEGAL SERVICES – \$72,000

WHEREAS, on January 10, 2014, the Virginia Supreme Court 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 affirmed the Circuit Court's award of \$64,979.72 in attorney's fees, plus interest, against the County; and

WHEREAS, the Virginia Supreme Court also awarded \$915.30 in costs and appellate attorney's fees against the County; and

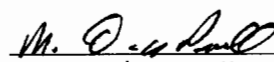
WHEREAS the amount of appellate attorney's fees is currently in negotiation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes the transfer of \$72,000 from Contingency to Legal Services to pay for the attorney's fees, plus interest, awarded by the Circuit Court and for the \$915.30 in costs awarded by the Virginia Supreme Court.



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 22nd day of April, 2014.

CTranLegSrv-res