

RESOLUTION

AUTHORIZING COOPERATIVE EFFORTS WITH THE COUNTY AND

CONSENTING TO COMMON REPRESENTATION

WHEREAS, the James City County Economic Development Authority (the "EDA") convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Freedom of Information Act (Sections 2.2-3711(A)(3), 2.2-3711(A)(5), and 2.2-3711(A)(7) of the Code of Virginia) to 1) discuss the acquisition of real property for a public purpose where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the EDA, 2) discuss a prospective business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community, and 3) consult with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel; and

WHEREAS, in accordance with Section 2.2-3712 of the Code of Virginia the EDA certified that such closed session was conducted in conformity with Virginia law; and

WHEREAS, the EDA finds that collaboration with the County of James City, Virginia, will enhance the EDA's ability to attract the prospective business discussed.

NOW, THEREFORE, BE IT RESOLVED that the James City County Economic Development Authority hereby authorizes the Chairman to enter into an agreement with the County of James City, Virginia, for cooperative efforts to attract a prospective business to locate in James City County and provide incentives as discussed in the closed session.

BE IT FURTHER RESOLVED that the County Attorney's office, in compliance with Rule 1.7 of the Virginia Rules of Professional Conduct and associated comments, informed the James City County Economic Development Authority of the risks appurtenant to the County Attorney's common representation during these efforts and the EDA hereby consents to such representation.

The undersigned hereby certifies that the above resolution was duly adopted by the Directors of the Economic Development Authority of James City County, Virginia, at a meeting duly called and held on October 12, 2015 and that such resolution is in full force and effective on the date hereof.

Malcolm Warr
Chairman, Economic Development Authority
James City County, Virginia

ATTEST:

Russell Seymour
Russell C. Seymour
Secretary to the EDA

	VOTES		
	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
CARSON	<u>Absent</u>	—	—
GERHARDT	<u>✓</u>	—	—
HARRIS	<u>✓</u>	—	—
MONTGOMERY	<u>✓</u>	—	—
ODLE	<u>✓</u>	—	—
TINGLE	<u>✓</u>	—	—
WARNER	<u>✓</u>	—	—

Adopted by the Economic Development Authority of James City County, Virginia, this
12th day of October, 2015.