

BOARD OF SUPERVISORS
COUNTY OF YORK
YORKTOWN, VIRGINIA

Resolution

At a regular meeting of the York County Board of Supervisors held in York Hall, Yorktown, Virginia, on the ____ day of _____, 2021:

Present

Vote

W. Chad Green, Chairman
Sheila S. Noll, Vice Chairman
Walter C. Zaremba
G. Stephen Roane, Jr.
Thomas G. Shepperd, Jr.

On motion of _____, which carried ____, the following resolution was adopted:

A CONCURRENT RESOLUTION TO CREATE THE HISTORIC TRI-ANGLE RECREATIONAL FACILITIES AUTHORITY

WHEREAS, the City of Williamsburg, Virginia, James City County, Virginia, and York County, Virginia (**together, the “Participating Localities” and individually each a “Participating Locality”**) desire to acquire, construct and operate regional public recreational facilities in an area located in the City of Williamsburg, Virginia; and

WHEREAS, each Participating Locality finds it to be in the best interest of their respective locality to establish a public recreational facilities authority pursuant to the Public Recreational Facilities Authorities Act, Chapter 56 of Title 14.2 of the Code of Virginia § 15.2-5600, *et seq.* (**the “Act”**) to be known as Historic Triangle Recreational Facilities Authority (**the “Authority”**); and

WHEREAS, the initial purpose of the Authority is to lease real property consisting of approximately 70 acres and known as the Colonial Williamsburg Visitors Center currently owned by Colonial Williamsburg Foundation and to design, construct, finance and operate public recreational facilities on such real property (the “Projects”); and

WHEREAS, each of the Participating Localities has held a public hearing before its governing body (**“Governing Body”**) on the adoption of this Resolution, the creation of the Authority and the Articles of Incorporation set forth in this Resolution pursuant to the Act.

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this ____ date of _____, 2021, as follows:

1. The Authority is hereby established as a political subdivision and a body politic and corporate of the Commonwealth of Virginia.
2. The members of the Authority shall be the Participating Localities.
3. The Authority shall be governed by a board consisting of six (6) members to represent the Participating Localities. Each Participating Locality shall appoint two (2) Board members of the Authority Board who shall serve terms of four (4) years. The City Manager shall appoint two Williamsburg Board members. The James City County Administrator shall appoint two James City County Board members. The York County Administrator shall appoint two York County Board members. Vacancies on the Board shall be filled by appointment of the City Manager or County Administrator, as the case may be, of such Participating Locality for which the vacancy has occurred. In that event, the new Board member shall fill the remainder of the term of the former Board member. A quorum shall consist of four board members, as long as at least one member from each participating locality is present.
4. The following individuals are hereby appointed to serve as the first Board members to represent the Governing Bodies of each of the Participating Localities on the governing board of the Authority:

Williamsburg:

York County:

James City County:

5. The Articles of Incorporation of the Authority shall be and are hereby adopted as follows:

ARTICLES OF INCORPORATION OF THE HISTORIC TRIANGLE
RECREATIONAL FACILITIES AUTHORITY

Article I The name of the Authority is the Historic Triangle Recreational Facilities Authority. The address of the Authority's principal of-

office is:

Article II The Authority is created as a political subdivision and a body politic and corporate of the Commonwealth of Virginia pursuant to the authority of Chapter 56 of Title 15.2 of the Code of Virginia of 1950, as amended § 15.2-5600, *et seq.* **(the “Act”).**

Article III The participating localities of the Authority are the City of Williamsburg, Virginia, James City County, Virginia, and York County, Virginia.

Article IV The names and addresses and terms of office of the first members of the Authority are as follows:

Name	Address	Term
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The Authority shall be governed by a board consisting of six (6) members to represent the Participating Localities **(the “Board”)**. Each Participating Locality shall appoint two (2) Board members of the Authority Board who shall serve terms of four (4) years. The City Manager shall appoint two Williamsburg Board members. The James City County Administrator shall appoint two James City County Board members. The York County Administrator shall appoint two York County Board members. Vacancies on the Board shall be filled by appointment of the City Manager or County Administrator, as the case may be, of such Participating Locality for which the vacancy has occurred. In that event, the new Board member shall fill the remainder of the term of the former Board member. A quorum shall consist of four board members, as long as at least one member from each participating locality is present.

Article V The Authority is created for the initial purpose of acquiring, constructing and operating one or more public recreational facilities to not only serve the citizens of the Participating Localities, but also to promote and enhance recreation, sports and tourism activities in the geographic area of the Participating Localities and shall have all powers of such an authority under the Act.

6. This Resolution will be effective immediately upon adoption by the Governing

Body of each Participating Locality and the Authority's creation shall be effective immediately upon the date on which all Participating Localities have adopted this Concurrent Resolution.