

Issue Analysis Form



Date: 11/09/2021
Item: Award of Contract – & Appropriation Architect Circuit Court Renovation

Lead Department(s): General Services, Finance
Dean Simmons; Betsy

Contact Person(s): Drewry

Description and Current Status

The Board of Supervisors has been evaluating Judge-requested renovations to the Circuit Court room.

The Board received a report from Dean Simmons at its October 20 work session, and was agreeable to the design provided during that work session.

Moseley Architects, one of the County's contracted architectural firms (RFP 21-04-0504) provided a pricing proposal to complete detailed drawings; assist with the bidding process; provide construction management services; and to provide furniture design services. Their pricing proposal in the amount of **\$108,572** is provided as **Attachment A**. The presentation provided at the October 20 work session is provided as **Attachment B**.

Staff is recommending **award of contract to Moseley Architects in an amount not to exceed \$108,572** for these services.

Funds for architectural services will be derived from a late winter 2021 borrowing as part of multiple CIP projects.

Staff is requesting the board to authorize:

- Authorization for the County Administrator to execute a contract with **Moseley Architects not to exceed \$108,572**
- Appropriation of \$108,572 from future debt issuance
- Reimbursement resolution allowing the County to reimburse itself for A/E services when debt is issued

Two draft resolutions for board consideration are included in the board packet.

- Combined Award of Contract and Appropriation Resolution (revenue source bond proceeds)
- Reimbursement Resolution to allow the County to pay for A/E services and reimburse itself after bonds are issued

Final designs will be shared with the board and an Invitation for Bid issued for construction after design is complete. The requested November 9 action does not include appropriation for construction costs.

Government Path

Does this require IDA action?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does this require BZA action?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does This require Planning Commission Action?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does this require Board of Supervisors action?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Does this require a public hearing?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If so, before what date?	<input type="checkbox"/> Yes	<input type="checkbox"/> No

Fiscal Impact Statement

Use of up to \$108,572 in planned late winter 2021 bond proceeds (total project estimate included in CIP \$1,621,488 – with A/E and all Furniture, Fixtures & Equipment). This CIP project will not create a tax increase and sufficient contributions to debt reserves were included in the adopted FY2022 budget.

County Impact

Renovation of the Circuit Court room will provide a much-needed update to the courtroom and provide for better accessibility, functionality and use of space.

Notes

MOSELEYARCHITECTS

3200 Norfolk Street
Richmond, VA 23230
P: (804) 794-7555

October 15, 2021

RE: Circuit Court Renovations – Design Services
Prince George County, Virginia
Contract #21-04-0504

Mr. Dean Simmons
Director of General Services
Prince George County
6400 Courthouse Road, Bldg. #10
P.O. Box 68
Prince George, VA 23875

via email – dsimmons@princegeorgecountyva.gov

Dear Dean:

In accordance with the County's request, our Annual Term Contract for Architectural/Engineering and Project Management Services, dated November 12, 2020, and all subsequent renewals and modifications, Moseley Architects is pleased to offer this proposal to Prince George County for architectural and engineering services for the Prince George County Circuit Court Renovation referred to hereinafter as the "Project".

In this proposal letter the term "Architect" shall refer to Moseley Architects, "County" shall refer to Prince George County, Virginia, and "Contractor" shall refer to the General Contractor who will be hired to construct the Project.

Project Scope of Work

The Project shall consist of the renovation of the existing Prince George County Courthouse Circuit Court Suite located at 6601 Courts Drive in Prince George, VA. The existing Circuit Court suite is located on the second floor. A Schematic Floor plan is provided as Exhibit A.

It is generally understood and agreed that County and Circuit Court desire to update the Circuit Court suite and specifically the Circuit Courtroom. The following provides a summary of some of the needs.

1. Renovate the Circuit Courtroom to provide the following:
 - 1.1. New judge's bench with enlarged clerk workstation
 - 1.2. Jury box to accommodate 14 and with ADA accommodations
 - 1.3. New litigants' tables with aprons on three sides
 - 1.4. New witness box
 - 1.5. New spectator seating
 - 1.6. Technology to assist in the presentation of digital evidence
2. Renovate Jury Deliberation to provide new table and/or to seat 12 at table.

- 2.1. Replace plumbing fixtures in the Jury Deliberation toilet rooms, and update finishes.
3. Provide paint and flooring renovations to the following spaces:
 - 3.1. Jury Assembly.
 - 3.2. Kitchen.
 - 3.3. Clerk's File Room (former media room), Bailiff's Storage (former Bailiff's Office), and connecting corridor.
 - 3.4. Circuit Court lobby/waiting area (and new ceiling tiles and new furniture).
 - 3.5. Remove dividing wall between the two attorney conference rooms.
4. Provide no renovations to the following spaces:
 - 4.1. Conference Room/Library.
 - 4.2. Judges' chambers and corridors.
 - 4.3. Holding cells.
 - 4.4. Public restrooms

Consultants to Moseley Architects

Downey & Scott, LLC will provide construction cost estimating services as a consultant to Moseley Architects.

Moseley Architects will provide architectural; mechanical (plumbing), and electrical engineering; and interior design services with its own staff.

Proposed Services

Our proposed services shall be consistent with our Contract for Services dated November 21, 2020 incorporating the Request for Proposal # 21-04-0504 and shall consist of the following services as detailed below:

Basic Services:

Design Development Services

1. With approval from the county, prepare Design Development documents.
2. Attend on-site meetings with the users to review the floor plans and building details.
3. Attend one on-site meeting to review the project life safety approach with the Building Official.
4. Perform a quality control review and incorporate comments.
5. Prepare an opinion of probable construction cost.
6. Submit drawings for approval.

Construction Documents Services

1. Based on the approved Design Development documents, prepare Construction Documents to 35%.
2. Conduct one meeting to review the 35% Construction Documents with the County and the courts staff.
3. Incorporate comments from the design review meeting and develop Construction Documents to 70%.
4. Prepare Construction Documents to 95%.

5. Prepare technical Specifications
6. Perform quality control review.
7. Obtain independent estimate of probable construction costs.
8. Submit Construction Documents for review and approval. Assist the County with submission for building permit.
9. Respond to building permit comments
10. Prepare bidding documents for the County's use in obtaining construction bids.

Bidding Services

1. Distribute bid documents (electronic documents) and keep list of registered planholders.
2. Attend one on-site pre-bid conference.
3. Prepare and issue addenda.
4. Evaluate product substitutions.
5. Attend one on-site bid opening.

Construction Phase Services

1. Attend one on-site pre-construction conference.
2. Review product submittals.
3. Prepare finish materials presentation for final color selection.
4. Conduct meeting to make final color selection of building finishes.
5. Prepare finish materials documents (color schedule and color binders) for distribution to Contractor.
6. Conduct construction progress meetings/site visits twice monthly and issue meeting minutes. For the proposed construction duration of eight months this equates to 16 meetings/site visits.
7. Review pay applications.
8. Correspond with the Contractor and assist in project issue resolution.
9. Review contractor's punch list.
10. Conduct one back-punch and project close out.
11. Prepare Record Drawings based on the marked-up prints, drawings, and other data furnished by the Contractor.

Supplemental Services:

Furniture design services

Schematic Design Phase

1. Prepare preliminary furniture plan, attend one meeting with County to review plan, and revise based on County comments.

Design Development Phase

2. Prepare preliminary furniture selections.
3. Attend one meeting to confirm the layout and make furniture selections.
4. Revise the furniture layout and select the preliminary furniture finishes based on the selected furniture.

5. Attend one meeting to select the furniture finishes.
6. Revise the drawings to include final selections.

Contract Documents Phase

7. Prepare furniture installation Drawings.
8. Prepare technical Specifications.
9. Revise the preliminary furniture budget based on the final furniture and finish selections.
10. Prepare the furniture package for bidding or procurement from available furniture contracts.

Bid/Quotation Phase

11. Prepare the advertisement for bid or solicit proposals from furniture vendors.
12. Respond to questions from bidders if publicly bid, or furniture vendors if furniture is purchased from available contracts.
13. Attend the bid opening or receive proposals from vendors and review the bids or proposals received.

Contract Administration Phase

14. Prepare a furniture binder consisting of the pieces of furniture to be provided and the selected finishes for use in installing the furniture.
15. Coordinate the furniture installation schedule among the selected furniture vendors and with the General Contractor responsible for the building renovation.
16. Observe installed furniture and prepare a punchlist of deficiencies in the Work.
17. Communicate with furniture vendors to resolve outstanding items on the punchlist.
18. Observe the furniture and prepare a punchlist of remaining outstanding items, if any, for final furniture acceptance by the County.

County's Responsibilities

The County shall have the following responsibilities:

1. The County shall provide the Architect with full information about its objectives, criteria, and constraints for the Project.
2. The County shall respond to the Architect's requests for information and review and respond to information submitted by the Architect in a timely manner.
3. The County shall designate a representative with whom the Architect shall communicate during the course of the Project, and upon whose instructions and decisions the Architect may rely.
4. The County shall provide to the Architect, at no cost, copies of all available documentation of existing courthouse and site including floor plans and other drawings, site plans, plats, topographic and/or boundary surveys, and similar documentation, as well as copies of County zoning ordinances, comprehensive plans, demographic data, and other available documents which may be relevant to the Plan. If adequate documentation of existing conditions in the form of building and site drawings which accurately depict current conditions is not available, the County may elect to have the Architect prepare such drawings and/or surveys at additional cost.

The County acknowledges that lack of such adequate documentation may hamper or prevent the Architect from completing some of the tasks described in this Agreement, and/or may have an adverse impact on the Architect's ability to develop effective facility concepts and recommendations, and to illustrate proposed concepts. The Architect shall have no responsibility for any consequences of its use of inaccurate documentation provided by the County.

Cost of Services

Compensation for these services shall be the lump sum indicated on the enclosed Exhibit C including all expenses for travel, communication, and reproduction (for the Architect's use) incurred by the Architect in providing those services. Refer to the enclosed Exhibit B for breakdown of hours by tasks.

For other services not defined herein, compensation shall be as mutually agreed by Moseley Architects and Prince George County.

Except for those indicated on Exhibit B, document reproduction for the County's use, is not included in the proposed cost of services. Document reproduction can be provided for an additional cost in accordance with the terms of our Agreement for reimbursable expenses.

Additionally, our proposal does not include services related to the following:

1. Services for the Schematic Design phase.
2. Civil and structural engineering design services of any kind.
3. Demolition investigation services so as to determine hidden conditions behind or under existing construction.
4. Building Commissioning Services.
5. Special Inspections and Construction testing services.
6. LEED related services in pursuit of LEED certification.
7. Formal Value Engineering services
8. Permit submittal fees associated with the project.
9. Other services not specifically included in this proposal.

Moseley Architects shall have no responsibility or liability for the discovery, identification, abatement, or removal of asbestos, lead paint, mold, or any other hazardous substances in relation to the Project, nor does our proposal include any services related to hazardous materials. The County shall provide, separately from this contract, all necessary services related to hazardous materials.

Project Schedule

We will prepare a project schedule that is mutually agreeable to Moseley Architects and Prince George County as the project progresses and anticipate design and bidding services can be completed in 10 months of notice to proceed. We understand the County desires that the services be completed expeditiously and efficiently as possible.


RE: Circuit Court Renovations, Prince George County, Virginia
Mr. Dean Simmons
Page 6

October 15, 2021

If this proposal is acceptable, please indicate your acceptance of and agreement to its terms and your authorization to proceed by signing below and returning one fully executed original for our files, or by issuing other appropriate documentation.

Thank you for this opportunity to be of service to Prince George County. Please let me know if you have any questions.

Sincerely,


Anthony J. Bell III, AIA
Vice President

Accepted and Agreed:

PRINCE GEORGE, VIRGINIA

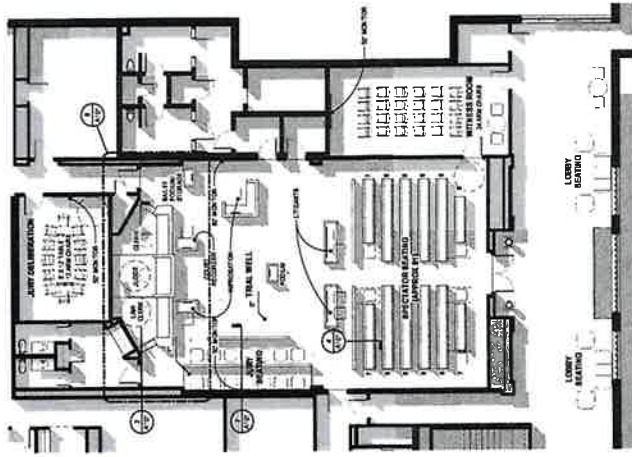
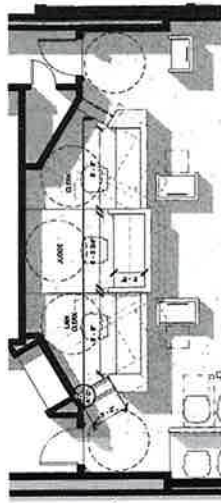
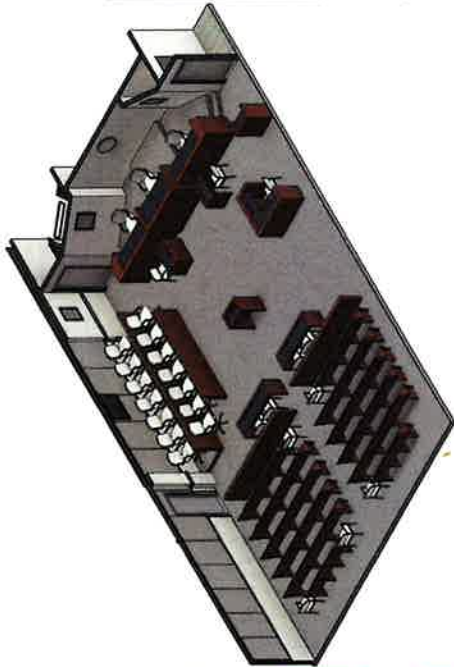
By: _____

Printed Name and Title: _____

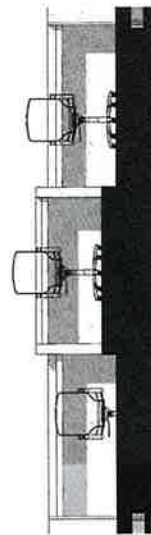
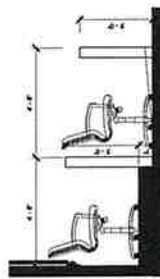
Date: _____

Enclosures: As described above.
Project No. 607004

EXHIBIT A



9 COURTROOM VIEW 1



1 CIRCUIT COURT PLAN LAYOUT

STRAIGHT BENCH

CIRCUIT COURT RENOVATION
PRINCE GEORGE COUNTY, VIRGINIA

MOSELEY ARCHITECTS**EXHIBIT B****WORKSHEET FOR A/E SERVICES COST**

**PRINCE GEORGE COUNTY
COURTHOUSE RENOVATION**

October 15, 2021

Basic Services	
Design Development	\$21,941
Construction Documents	\$48,960
Bidding Phase	\$3,885
Construction Administration Phase	\$26,829
TOTAL COST OF BASIC SERVICES	\$101,614
Supplemental Services	
Furniture Design Services	\$6,958
TOTAL COST OF SUPPLEMENTAL SERVICES	\$6,958
TOTAL COST OF SERVICES	\$108,572

WORKSHEET FOR A/E SERVICES COST

**PRINCE GEORGE COUNTY
COURTHOUSE RENOVATION**
October 15, 2021

DESIGN DEVELOPMENT			HOURS											DOWNEY & SCOTT HOURS				
PRINCIPAL	SR PROJ MGR	ARCHITECT	PROJ DESIGN	SEC SPEC	SR STD ENGR	SR PLANNING	SR MECH ENGR	SR ELEC ENGR	ENGR TECH	INT DES	SPEC WRITER	CONST ADMIN	ADMIN	PRINC	SR COST ENGR	COST ENGR	TECH	TOTAL
1	16		32			4	4	8		8								73
2	8		8							4			2					22
3	4												1					5
4	2		1			1	1	1										6
5	2													2	4	26	2	3
7	1		1			1	1	1					1					6
TOTAL HOURS			33	42		6	6	10		12			4	2	4	26	2	115
HOURLY RATE			\$ 235.00	\$ 155.00	\$ 103.00	\$ 195.00	\$ 162.00	\$ 181.00	\$ 181.00	\$ 103.00	\$ 103.00	\$ 155.00	\$ 72.00	\$ 183.79	\$ 173.58	\$ 128.92	\$ 96.96	
SUBTOTAL - MODEVEY ARCHITECTS			\$ 470	\$ 6,831	\$ -	\$ 4,326	\$ -	\$ 1,086	\$ 1,086	\$ 1,810	\$ -	\$ -	\$ 268	\$ -	\$ -	\$ 3,352	\$ 184	\$ 17,193
Downey & Scott - construction cost estimating														\$ 398	\$ 684	\$ 3,352	\$ 184	\$ 4,608
Printing cost = 4 sets at \$50																		\$ 200
SUBTOTAL																		\$ 21,941

WORKSHEET FOR A/E SERVICES COST

**PRINCE GEORGE COUNTY
COURTHOUSE RENOVATION**
October 15, 2021

[illegible]

**PRINCE GEORGE COUNTY
COURTHOUSE RENOVATION**

October 15, 2021

[illegible]

PRINCE GEORGE COUNTY
COURTHOUSE RENOVATION

CONTRACT ADMINISTRATION													HOURS										TOTAL
PRINCIPAL	SR PROJ MGR	ARCHITECT	PROJ DESIGN	SEC SPEC	SR STR ENGR	SR PLUM ENG	SR MECH ENG	SR ELEC ENG	ENGR TECH	INT DES	SPEC WRTR	CONST ADMIN	ADMIN	TOTAL									
1		2										2	1	5									
2		4	2	2		2	4	2		4		8	4	32									
3										4				4									
4		2								2				4									
5										4				4									
6		6					4	4				32	8	54									
7							1	1				8	2	12									
8	1	4	2	2		2	2	2				16	8	39									
9		2					2	2				4	2	12									
10												2	1	3									
11		1	2			1	1	1				4	2	12									
	1	21				5	14	12		14		76	28	181									
	235.00	\$ 207.00	\$ 155.00	\$ 103.00	\$ 195.00	\$ 162.00	\$ 181.00	\$ 181.00	\$ 103.00	\$ 103.00	\$ 155.00	\$ 155.00	\$ 72.00										
	\$ 235	\$ 4,347	\$ -	\$ 618	\$ 760	\$ -	\$ 905	\$ 2,534	\$ -	\$ 1,442	\$ -	\$ 11,780	\$ 2,016	\$ 26,829									
														\$ 26,829									
SUBTOTAL														\$ 26,829									
TOTAL COST BASIC SERVICES															\$ 101,614								

October 15, 2021

FURNISHINGS DESIGN															HOURS									
	PRINCIPAL	SR PROJ MGR	ARCHITECT	PROJ DESIGN	SEC SPEC	SR STR ENGR	SR PLUM ENG	SR MECH ENG	SR ELEC ENG	ENGR TECH	INT DES	SPEC WRTR	CONST ADMIN	ADMIN	TOTAL									
1		1									4			1	6									
2		1									2			1	4									
3		2									2				4									
4											4				4									
5		2									2				4									
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7											6				6									
8											2				2									
9											2				2									
10											4			1	5									
11											2				2									
12											4				4									
13											2			1	3									
14											4				4									
15											2				2									
16											4			1	5									
17											2				2									
18											2				2									
TOTAL HOURS		6									52			5	63									
HOURLY RATE	\$ 235.00	\$ 207.00	\$ 155.00	\$ 103.00	\$ 195.00	\$ 162.00	\$ 181.00	\$ 181.00	\$ 181.00	\$ 103.00	\$ 103.00	\$ 155.00	\$ 155.00	\$ 72.00	\$ 110.44									
SUBTOTAL - MOSELEY ARCHITECTS	\$ -	\$ 1,242	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 5,366	\$ -	\$ -	\$ 360	\$ 6,958									
TOTAL COST SUPPLEMENTAL SERVICES																\$ 6,958								

PRINCE GEORGE COUNTY

Circuit Court Renovations

Board of Supervisors Update

Work Session

October 20, 2021



CIRCUIT COURT RENOVATIONS

- UPDATE EXISTING WORN FINISHES IN COURTROOM AND JURY ASSEMBLY ROOM
- REDUCE UNUSED SPACE IN JUDGE'S BENCH
- CONSOLIDATE UNUSED WITNESS ATTORNEY SPACE
- RENOVATE JURY TOILET ROOMS
- ENLARGE JURY SEATING AREA TO ACCOMMODATE 14 JURORS
- PLAN FOR FUTURE TECHNOLOGY
- PROVIDE EASILY CLEANABLE SEATING AND WORKSURFACES IN COURTROOM
- ADDRESS ACCESSIBILITY
- ADDRESS GENERATOR INADEQUACIES

CIRCUIT COURT RENOVATIONS

EXISTING CONDITIONS



CIRCUIT COURT RENOVATIONS

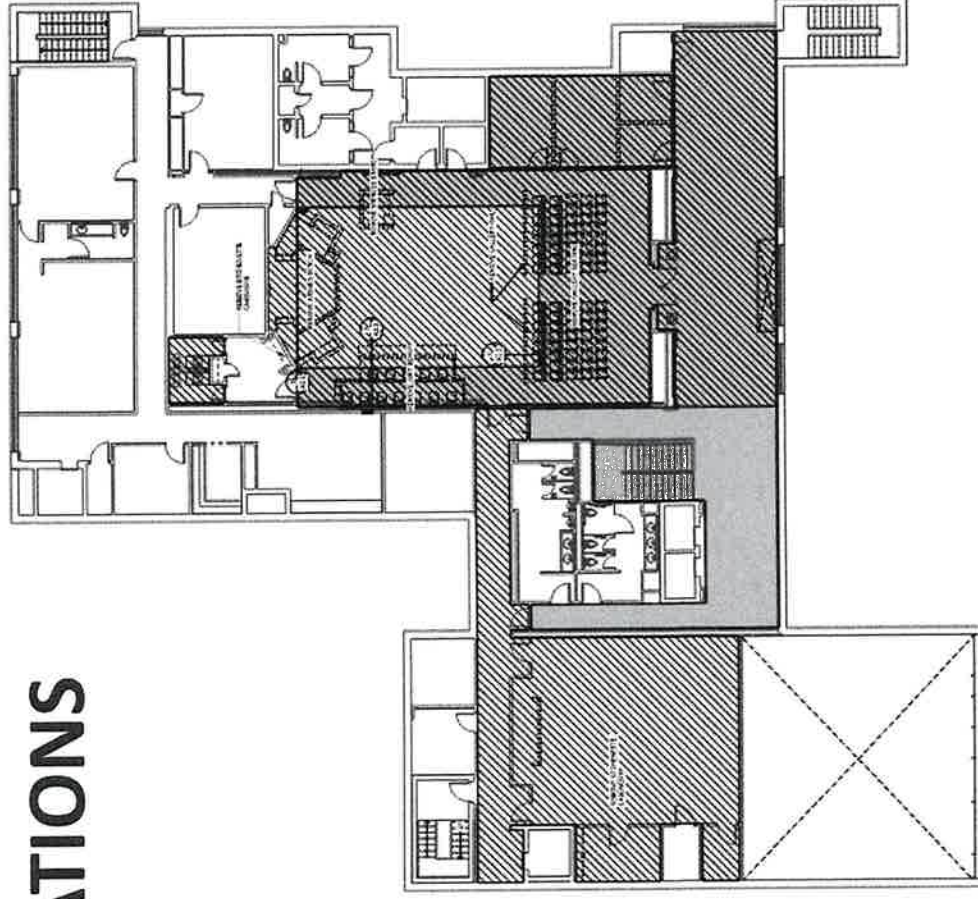
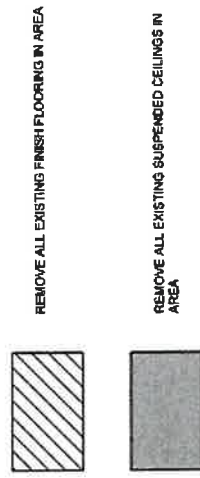
EXISTING CONDITIONS



CIRCUIT COURT RENOVATIONS

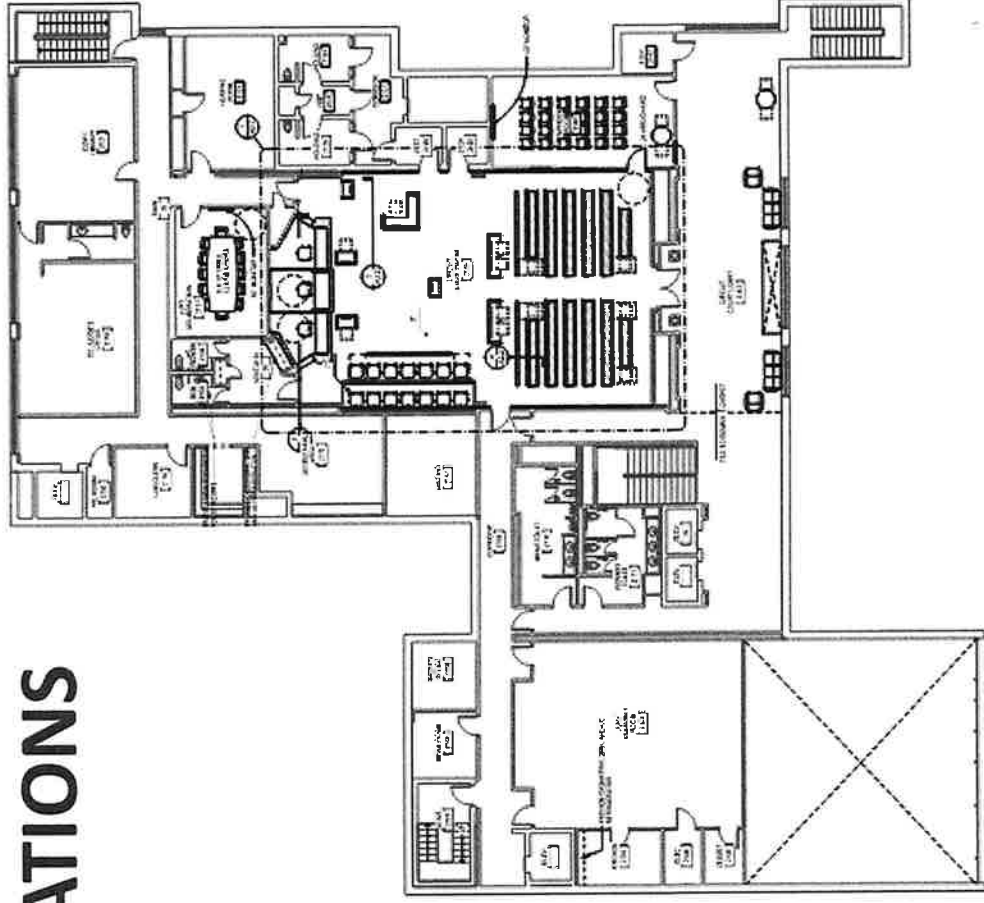
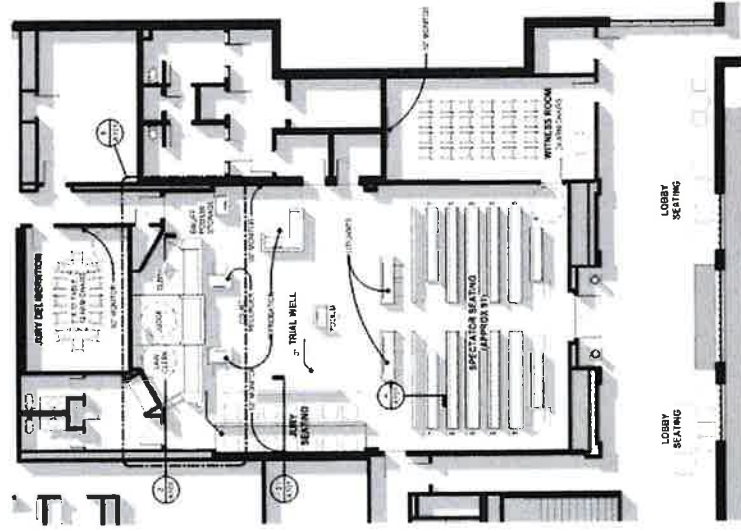
EXISTING CONDITIONS

ATTACHMENT B



CIRCUIT COURT RENOVATIONS

REVISED FLOOR PLAN

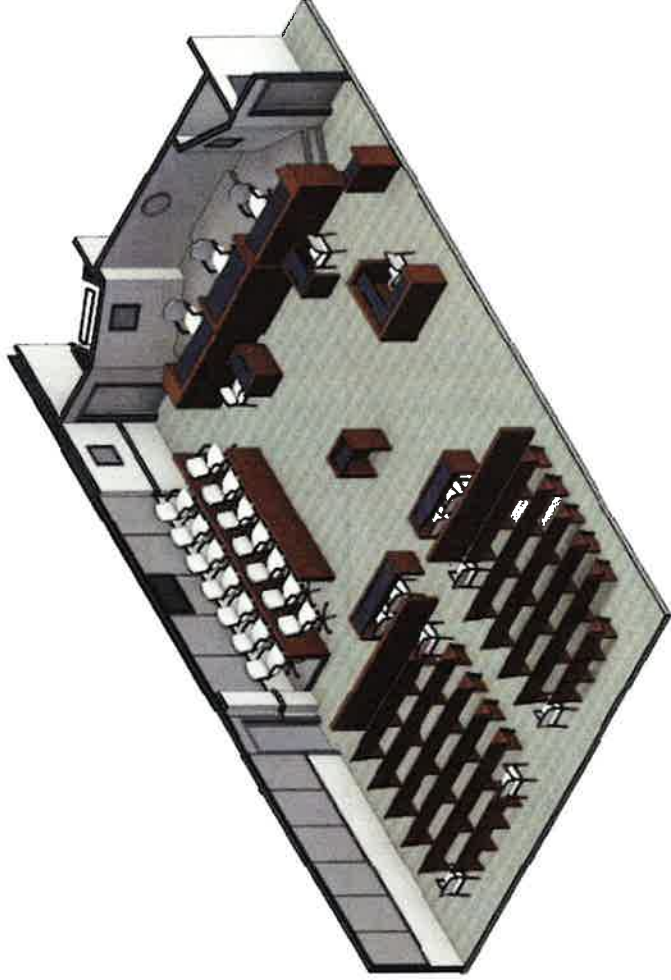
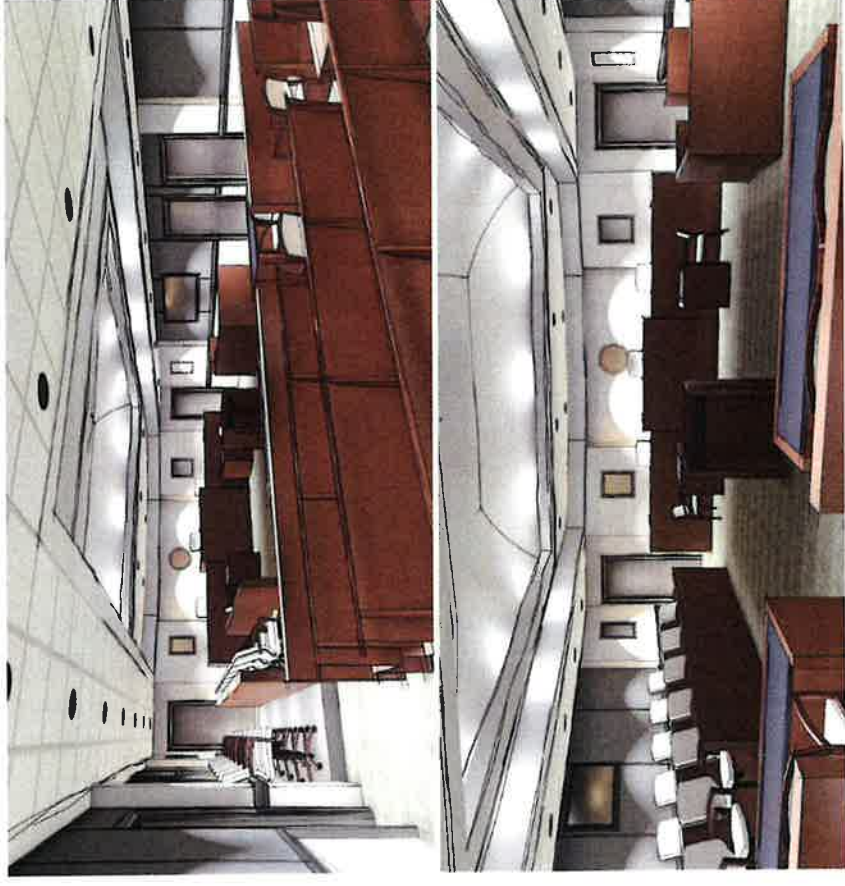


ATTACHMENT B

CIRCUIT COURT RENOVATIONS

RENDERINGS

ATTACHMENT B



MOSELEYARCHITECTS

SUMMARY

MOSELEYARCHITECTS **EXHIBIT B**

WORKSHEET FOR A/E SERVICES COST

PRINCE GEORGE COUNTY
COURTHOUSE RENOVATION
October 15, 2021

Basic Services	\$21,941
Design Development	\$48,960
Construction Documents	\$3,885
Bidding Phase	\$26,829
Construction Administration Phase	
TOTAL COST OF BASIC SERVICES	\$101,614
Supplemental Services	\$6,958
Furniture Design Services	\$6,958
TOTAL COST OF SUPPLEMENTAL SERVICES	
TOTAL COST OF SERVICES	\$108,572

CIRCUIT COURT RENOVATIONS

SCHEMATIC DESIGN BUDGET ESTIMATE

CONSTRUCTION COSTS	cost per sf	cost
Courtroom Renovation/Generator Replacement (added Circuit Court capacity)	3,973 SF @ \$301.91	\$1,199,488
Sitework allowance		Not required
Construction Cost Subtotal		\$1,199,488
OTHER COSTS		
Furniture allowance courtroom (\$25/SF)		\$100,000
Geotechnical study		Not required
Boundary and topographic Survey		Not required
Testing and Inspections (1% of construction cost)		\$12,000
Arch/Engineering design services Schematic Design		\$17,400
Arch/Engineering design services (10% of construction cost less Schematic Design)		\$101,600
Furniture design services (7% of furniture allowance)		\$7,000
Commissioning services		Not included
Data/Telephone/Security allowance (2% of building construction cost)		\$24,000
Moving expenses allowance		\$10,000
Land acquisition		Not required
Permitting fee allowance		Not included
Legal expenses		Not included
Financing expenses		Not included
Other Costs Subtotal		\$272,000
Project Cost Subtotal		\$1,471,488
Recommended Project Budget Contingency (10%)		\$150,000
TOTAL		\$1,621,488

QUESTIONS?

Board of Supervisors
County of Prince George, Virginia

Resolution

At a regular meeting of the Board of Supervisors of the County of Prince George held in the Boardroom, Third Floor, County Administration Building, 6602 Courts Drive, Prince George, Virginia this 9th day of November, 2021:

Present:

Vote:

Floyd M. Brown, Jr., Chairman
Marlene J. Waymack, Vice-Chair
Alan R. Carmichael, Jr.
Donald R. Hunter
T. J. Webb

A-6

On motion of _____, seconded by _____, which carried unanimously, the following Resolution was adopted:

**RESOLUTION; AWARD OF CONTRACT AND APPROPRIATION FROM
DEBT PROCEEDS (\$108,572 ARCHITECTURAL AND ENGINEERING
SERVICES CIRCUIT COURTROOM RENOVATION)**

WHEREAS, a pricing proposal was received from Moseley Architects, one of three contracted Architectural and Engineering Firms as awarded on November 10, 2020 via RFP 21-04-0504, in an amount not to exceed \$108,572 for design development, construction document, bidding, construction administration and furniture design services of a Circuit Courtroom renovation project; and

WHEREAS, the Circuit Courtroom renovation has been discussed as a needed capital project, with the recommended funding source of a late winter 2021 borrowing; and

WHEREAS, Staff is requesting authorization for the County Administrator to enter into a contract with Moseley Architects for design development, construction document, bidding, construction administration and furniture design services, in an amount not to exceed \$108,572 to move forward with the design of Circuit Courtroom renovations.

NOW, THEREFORE, BE IT RESOLVED That the Board of the Supervisors of the County of Prince George this 9th day of November, 2021, hereby awards the contract for design development, construction document, bidding, construction administration and furniture design Architectural and Engineering services for a Circuit Courtroom renovation to Moseley Architects in an amount not to exceed \$108,572 and authorizes the County Administrator to execute a contract with Moseley Architects.

NOW, THEREFORE, BE IT FURTHER RESOLVED That the Board of Supervisors of the County of Prince George this 9th day of November, 2021, does hereby authorize the following increase of funds within the 2021-2022 Budget, such line items increased as follows, which monies to be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>		<u>AMOUNT</u>
<u>Expenditure:</u>		
0311-02-010-3220-48130	CIP – Circuit Court Renovation	\$108,572
<u>Revenue:</u>		
0311-40-900-8115-341401	Debt Proceeds	\$108,572

A Copy Teste:

Percy C. Ashcraft
County Administrator

Board of Supervisors
County of Prince George, Virginia

Resolution

At a regular meeting of the Board of Supervisors of the County of Prince George held in the Boardroom, Third Floor, County Administration Building, 6602 Courts Drive, Prince George, Virginia this 9th day of November, 2021:

Present:

Vote:

Floyd M. Brown, Jr., Chairman
Marlene J. Waymack, Vice Chair
Alan R. Carmichael
Donald R. Hunter
T. J. Webb

A-6

On motion of _____, seconded by _____, which carried unanimously, the following Resolution was adopted:

**RESOLUTION OF OFFICIAL INTENT TO REIMBURSE
EXPENDITURES WITH PROCEEDS OF BONDS
OR OTHER INDEBTEDNESS**

WHEREAS, the Board of Supervisors (the "Board") of the County of Prince George, Virginia (the "County") has previously determined to undertake the purchase of the design development, construction document, bidding, construction administration and furniture design of architectural services for a renovation of the Circuit Courtroom of \$108,572;

WHEREAS, the Board currently expects that the cost of the Purchase, excluding the costs of the financing thereof, will be approximately \$108,572;

WHEREAS, the Board currently expects to incur long-term indebtedness in an amount now estimated at \$108,572 to pay a portion of the costs of the Purchase, which indebtedness may take the form of tax-exempt bonds or other types of debt; the proceeds of such indebtedness may be used either for paying costs of the Purchase directly or for repaying other indebtedness previously incurred for the Purchase or for a combination of such purposes; and

WHEREAS, the County may also advance its own funds to pay expenditures relating to the Purchase (collectively, the "Expenditures") prior to receiving reimbursement for such Expenditures from the proceeds of tax-exempt bonds or taxable debt, or both;

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County as follows:

1. The County intends to utilize the proceeds of tax-exempt bonds or notes (the "Bonds") or to incur other debt to pay Purchase costs in an amount not currently expected to exceed \$108,572.

2. The County intends that the proceeds of the Bonds be used to pay or reimburse the County for the payment of Expenditures made after the date of this Resolution or made within 60 days prior to the date of this Resolution or Expenditures which are incurred for certain preliminary costs such as architectural, engineering, surveying, soil testing, bond issuance expenses and the like. The County reasonably expects on the date hereof that it will pay or reimburse the Expenditures with the proceeds of the Bonds or other debt.

3. Each Expenditure will be, unless otherwise approved by bond counsel, either (a) of a type properly chargeable to a capital account under general federal income tax principles (determined in each case as of the date of the Expenditure), (b) a cost of issuance with respect to the Bonds, or (c) a nonrecurring item that is not customarily payable from current revenues.

4. The County intends to make a reimbursement allocation, which is a written allocation by the County that evidences the County's use of proceeds of the Bonds to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Purchase is placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The County recognizes that exceptions are available for certain "preliminary expenditures," costs of issuance, and certain de minimis amounts.

5. The Board intends that the adoption of this Resolution confirms the "official intent" of the County within the meaning of Treasury Regulations Section 1.150-2 promulgated under the Internal Revenue Code of 1986, as amended.

6. The County Administrator and other officers of the County are hereby authorized and directed to take such actions, in consultation with the County's counsel, as may be necessary or desirable to implement the planning and structuring of the Bonds, including but not limited to negotiations with lenders or investment bankers for the Bonds, the selection of bond counsel to supervise the issuance of such Bonds and the engagement of such other professionals as may be necessary or desirable to assist the County in this process, but such officers shall not obligate the County on such Bonds without further approval by the Board.

7. This Resolution shall take effect immediately upon its passage.

A Copy Teste:

Percy C. Ashcraft
County Administrator