

VIRGINIA: AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS HELD AT THE AIRPORT, DINWIDDIE, VIRGINIA ON THE 6TH DAY OF DECEMBER, 1982 AT 5:35 P.M.

PRESENT: G.E. ROBERTSON, JR., CHAIRMAN ELECTION DISTRICT #2
STEVE WEBER, VICE-CHAIRMAN ELECTION DISTRICT #2
G.S. BENNETT, JR. ELECTION DISTRICT #1
M.I. HARGRAVE, JR. ELECTION DISTRICT #3
A.S. CLAY ELECTION DISTRICT #4

L.G. ELDER COUNTY ATTORNEY

ABSENT: C.L. MITCHELL SHERIFF

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Hargrave, seconded by Mr. Bennett, Mr. Hargrave, Mr. Bennett, Mr. Clay, Mr. Weber, Mr. Robertson voting "aye", pursuant to Sec. 2.1-344 (6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 5:36 P.M. to discuss legal matters. The meeting reconvened into Open Session at 5:47 P.M.

IN RE: APPROVAL OF AMENDMENT TO THE 1964 SERVICE AGREEMENTS BETWEEN APPOMATTOX RIVER WATER AUTHORITY AND PARTICIPATING JURISDICTIONS

Upon motion of Mr. Hargrave, seconded by Mr. Weber, Mr. Hargrave, Mr. Weber, Mr. Clay, Mr. Bennett, Mr. Robertson voting "aye", the following resolution was adopted:

WHEREAS, the Board of Directors of the Appomattox River Water Authority (the "Authority") passed on July 21, 1982 a "Supplemental Resolution Authorizing the Issuance of \$20,000,000 Water Revenue Bonds" (the "Supplemental Resolution"), authorizing the issuance of \$20,000,000 in Additional Bonds of the Authority for the purpose of financing certain improvements, betterments, repairs, equipment replacements, extensions and expansions to the Authority's water system as more fully described in the Supplemental Resolution; and

WHEREAS, there is now pending in the Circuit Court of the County of Chesterfield an action styled Appomattox River Water Authority v. Taxpayers, et al. (Law No. 3547-82) (the "Litigation"), regarding, inter alia, the Additional Bonds and the 1964 "Service Agreements" (as defined in the Supplemental Resolution) between the Authority and the Cities of Colonial Heights and Petersburg and Counties of Chesterfield, Dinwiddie and Prince George (the "Participating Jurisdictions"); and

WHEREAS, the Authority and all five Participating Jurisdictions are desirous of amending the Service Agreements and settling all matters raised in the Litigation;

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The Chairman of the Board of Supervisors of Dinwiddie County is authorized and directed to execute the "Settlement Agreement" among the Authority and the Participating Jurisdictions settling the Litigation, in substantially the form attached hereto as Exhibit 1 and incorporated herein by reference, conditioned upon approval by appropriate resolution of the governing body of each Participating Jurisdiction, and upon execution of such Settlement Agreement by the duly authorized representatives of the Authority and each Participating Jurisdiction.

2. The Chairman of the Board of Supervisors of Dinwiddie County is authorized and directed to execute the "Amendment to 1964 Service Agreements Between Appomattox River Water Authority and Participating Jurisdictions" (the "Amendment"), in substantially the form attached as Exhibit A to the Settlement Agreement, con-

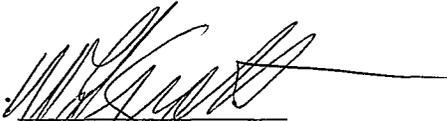
ditioned upon approval by appropriate resolution of the governing body of each Participating Jurisdiction, and upon execution of each Amendment by the duly authorized representatives of the Authority and each Participating Jurisdiction.

IN RE: ADJOURNMENT

Upon motion of Mr. Hargrave, seconded by Mr. Clay, Mr. Hargrave, Mr. Clay, Mr. Weber, Mr. Bennett, Mr. Robertson voting "aye", the meeting adjourned at 5:49 P.M.


G.E. ROBERTSON, JR., CHAIRMAN

ATTEST:


W.C. KNOTT