

RESOLUTION OF THE ROUTE 28 HIGHWAY TRANSPORTATION IMPROVEMENT DISTRICT COMMISSION

At a meeting of the State Route 28 Highway Transportation Improvement District Commission (the “District Commission”), held in Chantilly, Virginia, in Fairfax County, on March 31, 2023, at which meeting a quorum was present and voting, the following resolution was adopted in public session.

Whereas, the District Commission has entered into a series of agreements with the Commonwealth Transportation Board (the “CTB”) and the Fairfax County Economic Development Authority (the “FCEDA”) to commit certain revenues generated by the levy of a special assessments tax by the Board of Supervisors of Fairfax County and by the Board of Supervisors of Loudoun County on taxable real property zoned for commercial or industrial use or used for such purposes on taxable leasehold interests used for such purposes within the State Route 28 Highway Transportation Improvement District (the “District”), and has incurred various obligations to pay for certain improvements to Route 28 in Fairfax and Loudoun Counties specified in the petition that led to the creation of the District that must be serviced with tax revenue of the District; and

Whereas, the District Advisory Board has requested a budget of \$20,000 for FY 2024 in accordance with Section 15.2-4605 of the Code of Virginia, as amended;

Now, Be It Resolved by the District Commission that the Board of Supervisors of Fairfax County and the Board of Supervisors of Loudoun County are requested to impose a special tax levy in FY 2024 on taxable real property zoned for commercial or industrial use, on real property used for such purposes and on taxable leasehold interests used for such purposes with the Route 28 District at a rate of \$0.16 per \$100 of assessed fair market value of such taxable property; and

Be It Further Resolved by the District Commission that the audit and annual financial report for the fiscal year ended June 30, 2022, is accepted and approved as presented at this meeting and that the expenses for compilation and conduct of the District audit are approved in an amount not to exceed \$35,000, to be reimbursed to Fairfax County from revenues of the Route 28 District; and

Be It Further Resolved by the District Commission that Fairfax County staff are authorized to take all actions as necessary and appropriate to procure audit services to compile and audit District financial records and prepare the annual financial reports for the fiscal year ending June 30, 2023; and

Be It Further Resolved by the District Commission that the request of the District Advisory Board for a FY 2024 budget of \$20,000 is approved and the District Commission authorizes up to \$20,000 from revenues of the Route 28 District to be paid for 2024 expenses of the District Advisory Board in accordance with the budget request made by the District Advisory Board; and

Be It Further Resolved by the District Commission that its proposed budget for FY 2024 is adopted as presented at this meeting; and

Be It Further Resolved by the District Commission that the Chairman of the District Commission is directed to forward copies of this Resolution to the Board of Supervisors of Fairfax County and to the Board of Supervisors of Loudoun County.

A Copy Teste:

Chairman, Route 28 Highway Transportation Improvement District Commission

Date: March 31, 2023