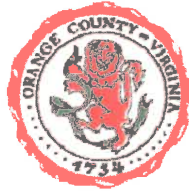


ORANGE COUNTY, VIRGINIA  
BOARD OF SUPERVISORS

R. MARK JOHNSON, DISTRICT ONE  
JAMES K. WHITE, DISTRICT TWO  
S. TEEL GOODWIN, DISTRICT THREE  
JAMES P. CROZIER, DISTRICT FOUR  
LEE H. FRAME, DISTRICT FIVE



MAILING ADDRESS:  
P. O. Box 111  
ORANGE, VA 22960

R. BRYAN DAVID  
COUNTY ADMINISTRATOR

PHYSICAL ADDRESS:  
R. LINDSAY GORDON III BUILDING  
112 WEST MAIN STREET  
ORANGE, VIRGINIA 22960

PHONE: (540) 672-3313  
FAX: (540) 672-1679

MOTION: GOODWIN  
SECOND: CROZIER

April 26, 2016  
Regular Meeting  
Res. No. 160426 – PH2

**RE: RESOLUTION TO AUTHORIZE THE CREATION OF THE ORANGE COUNTY BROADBAND AUTHORITY**

**WHEREAS**, the County of Orange has reviewed its current and future broadband needs and requirements; and

**WHEREAS**, this review has demonstrated that access to affordable high speed data and Internet service ("broadband") is unavailable to businesses and citizens in the vast majority of the County, and that the private sector alone will not fulfill this community need in the near future; and

**WHEREAS**, access to affordable broadband is important for fostering economic development, improving educational opportunities, ensuring public safety, and enhancing the overall quality of life for the citizens of Orange County; and

**WHEREAS**, the County has made a determination that in order to facilitate the provision of affordable broadband service to businesses, governmental agencies, and the general public, it is in the best interests of the general welfare of the citizens of the County to form a Broadband Authority;

**NOW, THEREFORE, BE IT RESOLVED**, on this 26<sup>th</sup> day of April, 2016, that the Orange County Board of Supervisors hereby authorizes the creation of the Orange County Broadband Authority (the "Authority"), pursuant to the Virginia Wireless Service Authorities Act, Chapter 54.1 of Title 15.2 of the Code of Virginia (the "Act"), as a body politic and corporate, and as an instrumentality exercising public and essential governmental functions to provide for the public health and welfare as authorized under the Act, and as set forth in the Orange County Broadband Authority Articles of Incorporation, as attached.

**Votes:**

**Ayes: Johnson, White, Goodwin, Crozier, Frame.**

**Nays: None.**

**Absent from Vote: None.**

**Absent from Meeting: None.**

**For Information:** Thomas E. Lachenev, County Attorney  
Glenda E. Bradley, Finance Director

**Attachment:** Articles of Incorporation of the Orange County Broadband Authority

**CERTIFIED COPY**

  
Clerk to the Board of Supervisors



# ARTICLES OF INCORPORATION OF THE ORANGE COUNTY BROADBAND AUTHORITY

## **I. Authority Name**

The name of the authority is "Orange County Broadband Authority" (the "Authority").

The only member of the Authority shall be the County of Orange, Virginia, which is a political subdivision of the Commonwealth of Virginia, authorized by the Virginia Wireless Service Authorities Act (the "Act") to participate in this Authority ("Member").

## **II. Principal Address**

The address of the Authority's principal office is the Orange County Administration Office, which is located at 112 West Main Street, Orange, Virginia 22960.

## **III. Authority Board**

The Board of Directors of the Orange County Broadband Authority shall consist of five (5) members with terms of two (2) years to expire on December 31<sup>st</sup> of the year in which there is a Board of Supervisors election in Orange County.

There is no maximum number of consecutive terms an appointed director may serve. The initial appointed directors shall be the five (5) current members of the Orange County Board of Supervisors.

The Board of Directors of the Authority shall exercise the powers of the Authority, and members of the Board of Directors shall be appointed, serve, and be governed by the provisions of the Act. All members of the Board of Directors shall have full voting rights and privileges.

The names and addresses of the initial members of the Authority Board of Directors are as follows:

R. Mark Johnson  
4422 Spotswood Trail  
Barboursville, Virginia 22923

James K. White  
22373 Berry Run Road  
Orange, Virginia 22960

S. Teel Goodwin  
P. O. Box 644  
Orange, Virginia 22960

James P. Crozier  
9651 Meadows Road  
Mine Run, Virginia 22508

Lee H. Frame  
103 Woodland Trail  
Locust Grove, Virginia 22508

## **IV. Authority Purpose**

The Authority's purpose is to provide qualifying communications services as authorized by the Act and Article 5.1 (§56-484.7:1 et seq.) of Chapter 15 of Title 56 of the Code of Virginia.

## **V. Powers of the Authority**

The Authority is an instrumentality exercising public and essential governmental functions to provide for the public health and welfare. The Authority shall have all rights, duties, and powers provided under the Act, including but not limited to, the power to sue and be sued in its own name, adopt an official seal, adopt bylaws and rules to govern its affairs, issue notes and revenue bonds, enter into contracts, and fix and charge fees for services.