

**RESOLUTION TO APPROVE THE AMENDMENT TO THE
COMMONWEALTH’S DEVELOPMENT OPPORTUNITY FUND MATCH
PERFORMANCE AGREEMENT BETWEEN THE COUNTY, THE ECONOMIC
DEVELOPMENT AUTHORITY, AND WILLOWTREE, INC.**

WHEREAS, WillowTree, Inc., received a grant from the Commonwealth of Virginia pursuant to the Commonwealth’s Development Opportunity Fund Performance Agreement dated September 18, 2018; and

WHEREAS, the County and the Economic Development Authority entered a Performance Agreement dated September 18, 2018 with WillowTree, Inc. to provide certain match grants to the Commonwealth’ Development Opportunity Fund Performance Agreement upon terms and conditions; and

WHEREAS, the occurrence of the COVID-19 pandemic and resulting disaster declarations have made it impossible for the Company to achieve the required Workforce Location Commitment targets through no fault of its own; and

WHEREAS, the Board of Supervisors finds that it is in the best interest of the County to amend the Workforce Location Commitment to accommodate legal, regulatory, and safety requirements resulting from the pandemics and disaster declarations in order for WillowTree, Inc., to remain eligible for the match grant funding from the County and the EDA.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Albemarle County, Virginia hereby approves the Amendment to Commonwealth’s Development Opportunity Fund Match Performance Agreement and authorizes the County Executive to execute the Amended Agreement on behalf of the County once it has been approved as to substance and form by the County Attorney.

I, Claudette K. Borgersen, do hereby certify that the foregoing writing is a true and correct copy of a Resolution duly adopted by the Board of Supervisors of Albemarle County by a vote of ___ to ___, as recorded below, at a meeting held on _____.

Clerk, Board of County Supervisors

	<u>Aye</u>	<u>Nay</u>
Mr. Gallaway	___	___
Ms. LaPisto-Kirtley	___	___
Ms. Mallek	___	___
Ms. McKeel	___	___
Ms. Palmer	___	___
Ms. Price	___	___