



Thomas Jefferson Planning District Commission
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RESOLUTION to APPROVE a PROPOSAL for PROVIDING BROADBAND ACCESS

WHEREAS, under §§ 56-575.1 *et seq* of the *Code of Virginia*, and the Guidelines for the Public-Private Education and Infrastructure Act of 2002, which were adopted by the Thomas Jefferson Planning District Commission (TJPDC) on April 7, 2022, the TJPDC is authorized to develop and/or operate public-private partnerships for a wide range of qualifying projects; and

WHEREAS, the TJPDC on September 7, 2023, accepted for consideration an unsolicited proposal from Firefly Fiber Broadband (Firefly) to provide a qualifying project related to universal broadband access and to partner with TJPDC in an application for VATI 2024 grant funds; and

WHEREAS, the TJPDC subsequently provided notice of accepting additional competing proposals; and

WHEREAS, the TJPDC received no such competing proposals and has conducted a public hearing on proposals that were received; and

WHEREAS, the TJPDC has determined the unsolicited proposal would deliver broadband internet access in areas that are unserved, according to the definition of broadband in the VATI 2024 Program Guidelines and Criteria, in several counties in the Central Virginia area; now, therefore be it

RESOLVED, that the Thomas Jefferson Planning District Commission does hereby approve a proposal from Firefly under its adopted Guidelines for the Public-Private Education and Infrastructure Act of 2002; and be it further

RESOLVED, that the TJPDC Commission authorizes the Executive Director to proceed to negotiate and award a comprehensive agreement with Firefly; and be it further

RESOLVED, that the Commission authorizes the Executive Director to take all other actions necessary, consistent with the Commission Bylaws and approved Procedures Governing Purchases, to facilitate a comprehensive agreement, to include the authority to enter into an interim agreement, if necessary, with such entity during the negotiation process.

Adopted this 5th day of October, 2023.

Christine Jacobs, Executive Director
Thomas Jefferson Planning District Commission

Ned Gallaway, Commission Chair
Thomas Jefferson Planning District Commission

Date

Date