

CHARTER  
CHIEF LOCAL ELECTED OFFICIALS AGREEMENT

of the  
Bay Consortium Local Workforce Development Area  
under the  
WORKFORCE INNOVATION & OPPORTUNITY ACT (P. L. 113-128)  
THIS AGREEMENT, made and entered into this \_\_\_\_\_ day of  
\_\_\_\_\_, 2017  
by and between the JURISDICTIONS OF:

Accomack County, Caroline County, Essex County, City of Fredericksburg, King & Queen  
County, King George County, King William County, Lancaster County, Mathews County,  
Middlesex County, Northampton County, Northumberland County, Richmond County,  
Spotsylvania County, Stafford County, and Westmoreland County  
In the Commonwealth of Virginia (hereinafter, the Jurisdictions):

WITNESSETH:

WHEREAS, the County Board of Supervisors/City Council of the aforementioned jurisdictions did previously adopt resolutions authorizing the County Board Chairperson/City Mayor to sign a charter creating the Bay Consortium in order to administer the provisions of Public Law 113-128, the federal Workforce Innovation & Opportunity Act, and

WHEREAS, the County Board of Supervisors/City Council of each of the aforementioned jurisdiction has adopted a resolution authorizing the County Board Chairperson or City Mayor to sign this Charter of the Bay Consortium under the Workforce Innovation & Opportunity Act (Public Law 113-128)” (hereinafter, the “Charter”):

NOW, THEREFORE, in consideration of the above premises and the mutual covenants of the parties hereinafter set forth, the receipt and each party acknowledges sufficiency of which for itself, the Jurisdictions do hereby agree to the following Charter:

AGREEMENT

SECTION 1: That the Jurisdictions of Accomack County, Caroline County, Essex County, City of Fredericksburg, King & Queen County, King George County, King William County, Lancaster County, Mathews County, Middlesex County, Northampton County, Northumberland County, Richmond County, Spotsylvania County, Stafford County, and Westmoreland County, do hereby constitute themselves to be a consortium for the purposes of Section 107 (c)(1)(B) of Public Law 113-128, the Workforce Innovation & Opportunity Act.

SECTION 2: The chief local elected officials (the chairpersons of the County Board of Supervisors and City Mayor) or the designees of said officials of the jurisdictions shall constitute the Workforce Development Area Consortium (hereinafter, the

“Consortium”) which shall appoint the Local Workforce Development Board under Section 107(c)(1)(A) of the Act.

SECTION 3: The Consortium shall elect from its membership a Chairperson, a Vice-Chairperson and such other officers as may be provided in the by-laws to serve for a term of one year or until a successor is elected and qualified. Vacancies shall be filled by election for the residue of the unexpired term. The Chairperson at their discretion may appoint an individual to serve as board clerk.

SECTION 4: Roberts Rules of Order, Newly Revised, shall govern the procedures of the Consortium insofar as they do not conflict with applicable law or administrative rules or by-laws duly adopted by the Consortium.

SECTION 5: The Consortium may adopt operational and procedural by-laws consistent with this Charter, applicable federal and state laws, and rules or regulations pursuant thereto. By-laws or amendments thereto may be adopted by the affirmative vote of 2/3 of the entire membership of the Consortium at any regular meeting called for that purpose, provided that written copies thereof are delivered to each member 15 days prior to consideration.

SECTION 6: The Consortium designates from its membership the local government jurisdiction of Richmond County to serve as the grant recipient for Title I funds of the WIOA, and further designates The Bay Consortium, Inc. to serve as local fiscal agent and administrative entity for Title I funds of the WIOA. It is the intent of the Consortium that all risks of liability for disallowed costs be reduced to the minimum extent possible. Involvement of local elected officials will be designed to fulfill legislated requirements of the WIOA. Operational authority and responsibility will remain with the local fiscal agent/administrative entity. The local fiscal agent/administrative entity will be required to maintain insurance policies sufficient to protect the Consortium from potential errors and omissions in administering the use of these funds.

SECTION 7: The Consortium shall appoint the Local Workforce Development Board of the area, under Section 107(c)(1)(A) of P. L. 113-128 and applicable rules thereunder.

SECTION 8: The Consortium shall execute an agreement with the Local Workforce Development Board for the operation and functions of the Board under Section 107 of the Act, and shall approve all Local Plans under Section 108 of the Act. The Consortium shall review and approve any and all planning documents for WIOA activities prior to its submission to the Virginia Board of Workforce Development and U. S. Department of Labor.

SECTION 9: The Consortium shall perform all functions for local elected officials as contained in P. L. 113-128, the federal Workforce Innovation & Opportunity Act.

SECTION 10: This Charter agreement shall be effective when approved by Resolutions adopted

by the County Board of Supervisors/City Council of each jurisdiction party hereto and executed by the chief elected official thereof pursuant to said resolution and shall thereupon act to repeal and supersede any and all prior written or oral consortium agreements under P. L. 105-220, the Workforce Investment Act.

SECTION 11: Amendments to the Charter agreement may be adopted with the concurrence of the Board of Supervisors/City Council of each jurisdiction party hereto. The Consortium may be dissolved and this agreement may be rescinded only with the consent of all the Boards of Supervisors/City Council of each jurisdiction party hereto and the Governor.

IN WITNESS WHEREOF, the parties hereto have caused this Charter Agreement to be executed by the Chairperson of the County Board of Supervisors or the City Mayor of the aforementioned Jurisdictions.

\_\_\_\_\_

Chairman of Spotsylvania County Board of Supervisors

Adopted this \_\_\_\_\_ Day of \_\_\_\_\_, 2017.

In the City/County of \_\_\_\_\_, VA

Attest: \_\_\_\_\_  
County Clerk