

**AN ORDINANCE TO PROVIDE FOR THE IMPLEMENTATION OF THE FEDERAL
WORKFORCE INNOVATION AND OPPORTUNITY ACT OF 2014 AND
AUTHORIZING THE PARTICIPATION OF THE CITY OF HARRISONBURG IN THE
SHENANDOAH VALLEY CHIEF ELECTED OFFICIALS CONSORTIUM
UNDER THE AUSPICES OF THE SHENANDOAH VALLEY WORKFORCE
DEVELOPMENT BOARD, AND FOR OTHER RELATED PURPOSES**

WHEREAS the federal Workforce Innovation and Opportunity Act of 2014 (Public Law 113-128, codified at 29 U.S.C. § 3101 *et seq.*) (the “Act”), provides federal funding to states for the delivery of workforce training and other services; and

WHEREAS among other things the Act, together with implementing state law codified at Virginia Code § 2.2-2470 *et seq.*, requires the Governor to designate local workforce development areas to deliver workforce development services within this Commonwealth; and

WHEREAS the Governor has designated *Augusta County, Bath County, the City of Buena Vista, Clarke County, Frederick County, the City of Harrisonburg, Highland County, the City of Lexington, Page County, Rockbridge County, Rockingham County, Shenandoah County, the City of Staunton, Warren County, the City of Waynesboro, and the City of Winchester*, Virginia (the “Member Jurisdictions”) as the Area IV Workforce Innovation and Opportunity Act Area; and

WHEREAS the Member Jurisdictions most recently entered an agreement effective July 1, 2015, to administer jointly the Workforce Innovation and Opportunity Act programs and have operated such programs continuously; and

WHEREAS such programs have been conducted under the auspices of the Shenandoah Valley Workforce Development Board, a Virginia non-stock corporation (the “Workforce Development Board”), which constitutes a “local workforce development board” under the provisions of Virginia Code § 2.2-2470 *et seq.*; and

WHEREAS the Act delegates certain functions in connection with the governance of the Workforce Development Board to the “chief elected officials” of the Member Jurisdictions, and requires the Member Jurisdictions to enter into an agreement regarding the joint exercise of the powers so delegated; and

WHEREAS Virginia Code § 15.2-1300 provides that local governments may enter into agreements for joint or cooperative exercise of any power, privilege, or authority which each is capable of exercising individually; and

WHEREAS the Member Jurisdictions desire to continue to recognize a joint entity under the Act and, under Va. Code § 15.2-1300, jointly to exercise their powers through the Shenandoah Valley Chief Elected Officials Consortium (the “Consortium”) under a new agreement among the Member Jurisdictions; and

WHEREAS the Consortium will perform the duties incumbent on the Member

Jurisdictions individually under the Act; and

WHEREAS the continued existence and operation of a joint entity will permit the delivery and oversight of workforce services in a manner that will help ensure accountability to the governing bodies of the Member Jurisdictions and the efficient discharge of the responsibilities of the Member Jurisdictions under the Act; and

WHEREAS these recitals are an integral part of this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HARRISONBURG, to wit:

1. Authorization of Agreement. The City Council hereby authorizes the City of Harrisonburg to enter into the “Shenandoah Valley Chief Elected Officials Consortium Agreement” (the “Agreement”) in substantially the form presented at this meeting, and which is annexed and incorporated by reference as a part of this Ordinance.

2. Execution of Agreement. The City Manager is hereby authorized and directed to execute and deliver the Agreement, and to take such other or further action as such official(s) determine is necessary or convenient to implement the Agreement.

3. Repeal of Prior Ordinances/Agreement. This Ordinance supersedes any prior ordinances or resolutions (if any) related to the July 1, 2015 agreement or creating a local joint entity for the purpose of operating federally funded workforce training programs. The provisions of the Agreement supersede the prior agreement regarding the consortium dated July 1, 2015.

4. Effective Date. This Ordinance shall take effect immediately.

This ordinance is adopted and approved this ____ day of _____, 2019.

MAYOR

ATTESTE:

CITY CLERK

CERTIFICATE OF VOTES

Record of the roll-call vote by the [City Council] [Board of Supervisors] of the [Locality], on the Ordinance entitled **AN ORDINANCE TO PROVIDE FOR THE IMPLEMENTATION OF THE FEDERAL WORKFORCE INNOVATION AND OPPORTUNITY ACT OF 2014 AND AUTHORIZING THE PARTICIPATION OF [LOCALITY] IN THE SHENANDOAH VALLEY CHIEF ELECTED OFFICIALS CONSORTIUM UNDER THE AUSPICES OF THE SHENANDOAH VALLEY WORKFORCE DEVELOPMENT BOARD, AND FOR OTHER RELATED PURPOSES**, adopted by the [City Council] [Board of Supervisors] of [Locality], by a roll-call vote at a [regular] meeting held on _____, 2019, at which a quorum was present and acting [and after a public hearing thereof on the same date] [and after having been introduced and read for the first time on _____]. The recorded roll-call vote of the [City Council] [Board of Supervisors] was as follows:

| | AYE | NAY | ABSTAIN | ABSENT |
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[SEAL]

Dated: _____

[City Clerk, [Locality]]
[County Administrator, [Locality]]