Orange County, Virginia

Economic Development Authority
Minutes
November 13, 2008

A regular meeting of the Orange County Economic Development Authority was held on Thursday, November 13, 2008, beginning at 7:00 PM, in the Board of Supervisors Meeting Room located in the basement of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: Jim White, Chairman; Winston Sides; Rick Sherman; Rob Marquis, Vice Chairman; and Doc Garnett. Absent: Daman Irby and Michael Zummo. Also present: Zack Burkett, Board of Supervisors representative; Bill Roberts, Advisory Committee; Sharon Pandak, Interim County Attorney; Julie Jordan, Assistant County Administrator; and Michelle Ratcliff, Receptionist.

RE: CALL TO ORDER AND DETERMINATION OF QUORUM

Mr. White called the meeting to order at 7:00 p.m. and established a quorum. Zack Burkett stated that Teel Goodwin sent his apologies because he was unable to attend the meeting.

RE: APPROVAL OF MINUTES (August 12, 2008)

Chairman White requested changes to the minutes of August 12, 2008. Mr. Sides moved, seconded by Mr. Sherman and carried to approve the minutes as amended. Ayes: Sherman, White, Garnett and Sides. Abstain: Marquis. Absent: Zummo and Irby.

RE: FY09 BUDGET DISCUSSION

Chairman White introduced the topic of the FY2009 budget and the need for it to be formally adopted by the EDA. Discussion ensued regarding the current and future budgets. Ms. Jordan gave input regarding the budget and the need to create a FY10 budget to be presented to the Orange County Board of Supervisors. She stated that further information would be distributed and discussed at the EDA's organizational meeting in January.

Chairman White moved, seconded by Mr. Marquis and carried to accept the following budget resolution:

BUDGET RESOLUTION

WHEREAS, the Fiscal Year 2009 budget has been duly prepared and presented to the Economic Development Authority Board; and

NOW, THEREFORE, BE IT RESOLVED, this 13th day of November 2008 by the Economic Development Authority Board of Orange County, Virginia, that the Fiscal Year 2009 Budget is established, adopted, and all funds appropriated.

BE IT FURTHER RESOLVED as follows:

Estimates of revenues are approved in total and appropriations are hereby authorized in total.

Ayes: White, Marquis, Garnett, Sides and Sherman. Nays: None. Absent: Zummo and Irby.

RE: REVIEW OF PERFORMANCE AGREEMENTS

The following performance agreements were individually reviewed by the EDA:

- Diversified Information Technology (DIT)
- Timber Truss
- Pierce Hardy/84 Lumber
- American Biodiesel

Discussion ensued and legal comments were made by Sharon Pandak. It was determined that Ms. Jordan will send a letter to DIT, Pierce Hardy/84 Lumber, and American Biodiesel reminding each of their agreement and requesting an update on their projects. Timber Truss has met all of its obligations.

RE: SECRETARY'S REPORT

- Wal-Mart submitted a site plan for a storefront on Route 3. The application was not complete. Further updates will be presented as progress is made.
- Economic Development Authority owns part of the Ridgid Products land and the building. In 1976, the IDA took out a bond to build and buy the land. Ridgid has since paid the bond back. We now need to arrange to close on the property.
- Career Night was a great success and Career Tours will be done in February for Career/Tech Month.

RE: CLOSED SESSION

At 8:22 p.m., Mr. Sherman stated "Mr. Chairman, I move this meeting be recessed and that the Economic Development Authority of Orange County, Virginia immediately reconvene in closed session for the following purpose:

- Disposition of publicly held real property where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body and;
- Discussion concerning the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in expanding its facilities in the community. "as permitted by 2.2-3711.A.5 VA Code Ann."

The motion was seconded by Mr. Sides and carried. Ayes: White, Sides, Sherman, Garnett, and Marquis. Absent: Zummo and Irby.

RE: OPEN SESSION

At 9:30 p.m. Mr. Sherman moved, seconded by Mr. Sides and carried to approve the following resolution:

WHEREAS, the Economic Development Authority of Orange County, Virginia has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711.A.5 of the Code of Virginia requires a certification by this Economic Development Authority that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Economic Development Authority of Orange County, Virginia hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Economic Development Authority of Orange County, Virginia.

Ayes: White, Sides, Sherman, and Garnett. Absent: Marquis, Zummo, and Irby.

RE: ADJOURNMENT

There being no further business, the meeting adjourned at 9:31 p.m.

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James K. White, Chairman

Attest: _____

Julie G. Jordan, Secretary