Orange County, Virginia

Economic Development Authority
Minutes
January 29, 2009

A regular meeting of the Orange County Economic Development Authority was held on Thursday, January 29, 2009, 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; Rob Marquis; Michael Zummo; Winston Sides; Daman Irby; *Doc Garnett; and *Rick Sherman. Also present: Rea Jones, Advisory Committee; Absent: Bill Roberts, Advisory Committee; Teel Goodwin and Zack Burkett Board of Supervisors representatives; Julie Jordan, Assistant County Administrator; and Michelle Ratcliff, Secretary.

- Mr. Sherman arrived at 7:07 P.M.
- Mr. Garnett arrived at 7:10 P.M.

RE: CALL TO ORDER AND DETERMINATION OF QUORUM

Julie Jordan called the meeting to order at 7:02 P.M. and established a quorum.

RE: ELECTION OF CHAIRMAN AND VICE-CHAIRMAN

Ms. Jordan called for nominations for Chairman. Mr. Sides nominated Mr. White. Mr. Irby seconded the nomination. There were no further nominations, and nominations were closed. Mr. White was re-elected as Chairman with the following vote. Ayes: Zummo, Sides, Sherman, Garnett, Marquis and Irby. Abstentions: White.

Chairman White called for nominations for Vice-Chairman. Mr. Sides nominated Mr. Marquis. Mr. Irby seconded the nomination. There were no further nominations, and nominations were closed. Mr. Marquis was elected as Vice-Chairman with the following vote. Ayes: White, Zummo, Sides, Sherman, Garnett and Irby. Abstentions: Marquis.

RE: APPOINTMENT OF SECRETARY-TREASURER

Mr. White nominated Ms. Jordan for Secretary-Treasurer. Mr. Irby seconded the nomination. There were no further nominations, so nominations were closed. Ayes: Zummo, Sides, Sherman, Irby, Marquis, Garnett and White.

RE: REVISION OF BYLAWS

The By-Laws were discussed. A number of issues were identified to clarify with the County Attorney such as our Fiscal Agent, spending guidelines and quorums. The By-Laws will be addressed at the next meeting with the information provided from legal counsel.

RE: 2009 MEETING SCHEDULE

Mr. Irby moved, seconded by Mr. Zummo and carried to approve the 2009 meeting schedule as presented. Ayes: Sides, Sherman, Irby, Marquis, White, Garnett and Zummo.

RE: APPROVAL OF MINUTES (NOVEMBER 13, 2008)

Chairman White requested changes to the minutes as presented. Discussion ensued. At the end of the discussion, Mr. Sides moved, seconded by Mr. Marquis and carried to approve the minutes as amended. Ayes: Sherman, Marquis, White, Zummo, Garnett and Sides. Abstentions: Irby.

RE: BUDGET FY09, FY10

Julie Jordan, Secretary, presented the FY09, FY10 budget information to the EDA members. Members expressed they would like a further break down of the contingencies, incentives and funding sources. Performance Agreements were also discussed and specific questions were developed for the County Attorney.

RE: TIMBER TRUSS ROAD UPDATE

Ms. Jordan gave the Timber Truss Road Update. Ms. Jordan stated that VDOT requested documentation. VDOT requires proof of paid invoices from the vendors. Discussion ensued regarding sewer line, costs for the road and next steps.

RE: SECRETARY'S REPORT

Ms. Jordan gave a brief report on the transfer of land to Rigid, Career Awareness Tours, Entrepreneur Express, ODA's new Executive Director and the status of the Wal-Mart application for a location on Route 3.

After a lengthy discussion Doc Garnett and Rick Sherman were selected to work on drafting a Resolution of Support for the Wal-Mart Project. This draft will be circulated prior to the next meeting and will be considered for a vote at that time.

RE: CLOSED MEETING

At 8:37 PM, Mr. Marquis 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:

WHEREAS, the Economic Development Authority of Orange County desires to discuss in Closed Meeting:

- the expansion of an existing business where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body; and

WHEREAS, pursuant to §2.2-3711.A.5 VA Code Ann., such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Economic Development Authority of Orange County does hereby authorize discussion of the aforestated matters in Closed Meeting.

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

RE: OPEN MEETING

At 8:44 PM, Mr. Irby moved, seconded by Mr. Marquis 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 2.2-3712 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: Zummo, Garnett, Sides, Sherman, Irby, Marquis, and White.

RE: ADJOURNMENT

There being no further business, the meeting adjourned at 8:45 PM.

_____
James K. White, Chairman

Attest: _____
Julie G. Jordan, Secretary