

Attendance

Members:

• Josh Gaita, Chair	Chancellor District (McLaughlin)	Present	
• Thomas Welsh	Berkeley District (Marshall)	Present	
• Hart Rutherford	Lee Hill District (Skinner)	Present	
• Edwin Pardue	Livingston District (Benton)	Present (Remote)	
• Donn Hart	Salem District (Trampe)		Absent
• Mark Miles	Battlefield District (Yakabouski)	Present	
• Al King	Courtland District (Ross)	Present	

Staff and Guests:

- Brendan Hefty, Hefty & Wiley, P.C.
- Tom Rumora, Director of Economic Development and Tourism
- Debbie Sanders, Economic Development and Tourism
- Meggie Roche, Economic Development and Tourism

Call to Order

Mr. Gaita called the meeting to order at 8:00 AM and confirmed a quorum. Mr. Pardue participated via phone due to a conflicting appointment.

Approval of Minutes

Mr. Welsh moved to approve the minutes of the May 23th, 2019 meeting. The motion was seconded by Mr. King and passed by the following recorded votes:

Ayes: 5 Mr. Gaita, Mr. Pardue, Mr. Welsh, Mr. King, Mr. Miles, Mr. Rutherford

Nays: 0

Absent: 1 Mr. Hart

Abstain: 0

Treasurer Report

Mr. King met with the County's Finance Department and reports that County finance staff will be able to act as the accountant for the EDA, which means the EDA will not need to hire their own accountant. EDA finances will be audited with County finances; however, EDA finances will be reflected in a separate column similar to the school system. Mr. King recommended that the EDA make businesses more aware of the financing options that the EDA can provide. He also suggested opening up EDA financing opportunities to businesses in other localities in Virginia, not just Spotsylvania. Mr. Rutherford recommended the EDA consult a bond council before moving forward with Mr. King's recommendations.

Strategic Plan Committee Update

Mr. Pardue went over the draft strategic plan and asked for feedback via email or phone from the rest of the EDA. Once he receives feedback he will revise and hopes to have a final version at the next meeting.

Mr. Pardue left the meeting at this time due to a conflicting appointment.

Unfinished Business

Mr. Hefty informed the EDA that the agreement to transfer the Southpoint Building to the County will be signed today. The agreement was approved by the EDA at the May 23rd meeting, and approved by the Board of Supervisors at the August 13th meeting.

Mr. Hefty also updated the EDA on the status of the Back 40 project. Mr. Hefty sent Tom Wack's attorney a revised restrictive covenant and easement agreement and is awaiting feedback. At this point, no action is needed by the EDA.

Closed Session

Mr. Welsh moved that the EDA convene in closed session pursuant to section 2.2-3711(A)(5) of the Code of Virginia for discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the County. The motion was seconded by Mr. Rutherford and passed by the following recorded votes:

*Ayes: 5 Mr. Gaita, Mr. Pardue, Mr. Welsh, Mr. King, Mr. Miles, Mr. Rutherford
Nays: 0
Absent: 1 Mr. Hart
Abstain: 0*

Mr. King moved that the EDA certify by roll call vote that only the matter identified in the motion to convene in closed session and lawfully exempted under the Virginia Freedom of Information Act was heard, discussed, or considered. Mr. Rutherford seconded the motion, which passed by the following recorded votes:

*Ayes: 5 Mr. Gaita, Mr. Pardue, Mr. Welsh, Mr. King, Mr. Miles, Mr. Rutherford
Nays: 0
Absent: 1 Mr. Hart
Abstain: 0*

Agreement for Legal Services to EDA

Spotsylvania EDA entered into an Agreement with Hefty and Wiley to serve as general counsel and provide legal services in 2013 at a monthly fixed fee amount of \$2,000. The monthly fee included an average of five hours per month representing the EDA at its regular meetings and providing five hours per month representing the EDA in all other legal matters. For complex litigation and other specialized legal needs additional funds have been set aside each fiscal year. Hefty Wiley does not charge for extra mileage, phone calls, copying or other office expenses.

Mr. Hefty requested their monthly fee to increase from \$2,000 to \$3,000/month noting there has not been an increase in its fees since entering into the initial agreement in 2013.

On a motion by Mr. King, seconded by Mr. Rutherford, the new stipend fee to Hefty Wiley was approved in the amount of \$3,000 by the following recorded votes:

*Ayes: 5 Mr. Gaita, Mr. Pardue, Mr. Welsh, Mr. King, Mr. Miles, Mr. Rutherford
Nays: 0
Absent: 1 Mr. Hart
Abstain: 0*

Adjournment

The next EDA meeting will take place on September 26th at 8:00 AM. On a motion by Mr. Rutherford, seconded by Mr. King and carried unanimously, the meeting was adjourned.