

DANVILLE-PITTSYLVANIA REGIONAL INDUSTRIAL FACILITY AUTHORITY

Minutes

September 7, 2017

A Special Called Meeting of the Danville-Pittsylvania Regional Industrial Facility Authority convened at 8:14 a.m. on the above date at the Institute for Advanced Learning and Research, Room 205, 150 Slayton Avenue, Danville, Virginia. Present were City of Danville Members Fred O. Shanks, III and Alternate J. Lee Vogler. Chairman Sherman M. Saunders was absent. Pittsylvania County Members present were Vice Chairman Jessie L. Barksdale and Robert Warren. Alternate Elton W. Blackstock was absent. *Mr. Shanks entered the meeting at 8:25 a.m.*

City/County staff members attending were: Deputy City Manager Earl Reynolds, County Administrator David Smitherman, Pittsylvania County Director of Economic Development Matt Rowe, City of Danville Director of Economic Development Telly Tucker, Clement Wheatley Attorney Michael Guanzon and Secretary to the Authority Susan DeMasi.

Vice Chairman Barksdale presided.

**PUBLIC COMMENT PERIOD** - No one desired to be heard.

**4. CLOSED SESSION**

*[During the closed session, all matters discussed shall involve receiving advice from legal counsel, and as such all communications during the closed session shall be considered attorney-client privileged.]*

At 8:15 a.m. Mr. Warren **moved** that the Meeting of the Danville-Pittsylvania Regional Industrial Facility Authority be recessed in a Closed Meeting for the following purpose:

A. As permitted by Section 2.2-3711(A)(5) of the Code of Virginia, 1950, as amended ("Virginia Code"), for discussion concerning a prospective business or industry where no previous announcement has been made of that business or industry's interest in locating its facilities in the Authority's Cane Creek Centre Industrial Park, located in Pittsylvania County and Danville, Virginia;

B. As permitted by Virginia Code §2.2-3711(A)(40) for discussion or consideration of records excluded under Virginia Code §2.2-3705.6(3) (including without limitation those certain confidential proprietary records voluntarily provided by private business pursuant to a promise of confidentiality from the Authority, and used by the Authority for business and trade development); and

C. As permitted by Virginia Code §2.2-3711(A)(3) for discussion or consideration of the acquisition and/or the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Authority.

The Motion was **seconded** by Mr. Vogler and carried by the following vote:

VOTE: 3-0  
AYE: Barksdale, Warren, and Vogler (3)  
NAY: None (0)

D. On **Motion** by Mr. Warren and **second** by Mr. Vogler and by unanimous vote at 8:50 a.m., the Authority returned to open meeting.

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E. Mr. Vogler **moved** adoption of the following Resolution:

WHEREAS, the Authority convened in Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia, 1950, as amended, requires a Certification by the Authority that such Closed Meeting was conducted in conformity with Virginia Law;

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby certifies that, to the best of each Member's knowledge, (i) only public business matters lawfully exempted by the open meeting requirements of Virginia Law were discussed in the Closed Meeting to which this Certification Resolution applies, and (ii) only such public business matters as were identified in the Motion convening the Closed Meeting were heard, discussed, or considered by the Authority.

The Motion was **seconded** by Mr. Warren and carried by the following vote:

VOTE: 3-0-1  
AYE: Barksdale, Warren, and Vogler (3)  
NAY: None (0)  
ABSTAIN: Shanks (1)

**F. CONSIDERATION – RESOLUTION 2017-09-07-4F – APPROVING FORM OF A LOCAL PERFORMANCE AGREEMENT**

Mr. Vogler **moved** adoption of Resolution 2017-09-07-4F, *approving the form of a Local Performance Agreement to be executed by the Authority and others, where no previous public announcement has been made of the business or industry's interest in locating its facility in the Authority's Cane Creek Centre Industrial Park, under which agreement, the Authority would provide an Industrial Enhancement Grant in the amount of \$700,000.00 upon the installation by the business or industry of certain equipment of at least that amount in the facility; would apply for and disburse certain state grants, a state loan and a private grant; and would reimburse the business or industry up to \$36,000.00 in qualified residential housing expenses incurred in Pittsylvania County and/or Danville, Virginia.*

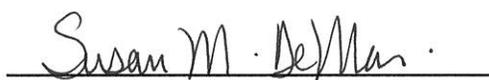
The Motion was **seconded** by Council Member Warren and carried by the following vote:

VOTE: 4-0  
AYE: Barksdale, Warren, Shanks, and Vogler (4)  
NAY: None (0)

The Meeting adjourned at 8:53 a.m.



Chairman



Secretary to the Authority