

# Industrial Development Authority of Dinwiddie County



November 23, 2020  
7:00PM

1. CALL TO ORDER AND ROLL CALL
2. ADOPTION OF AGENDA
3. APPROVAL OF MINUTES

Documents:

[10082020 Regular Meeting Minutes - DRAFT TCS Edited.pdf](#)

## 4. TREASURERS REPORT

Documents:

[Din IDA Nov 23 2020 Treasurer Report.pdf](#)

5. CITIZEN COMMENTS
6. CLOSED SESSION

**§2.2 - 3711 (A) (5) Business and Industry Development**

- ***Regarding prospective or expanding business and industry where no previous announcement has been made***

## 7. OLD/NEW BUSINESS

### A. IDA COVID-19 SMALL BUSINESS GRANT

### B. November IDA Meeting COVID-19 Grant Resolution

Documents:

[November IDA Meeting Covid-19 Small Business Grant Program Resolution.pdf](#)

## 8. INDUSTRIAL DEVELOPMENT AUTHORITY BOARD MEMBER

## COMMENTS

### 9. DEPUTY COUNTY ADMINISTRATOR OF PLANNING AND COMMUNITY DEVELOPMENT COMMENTS

### 10. ADJOURNMENT

*Citizens may access the meeting remotely by calling 1-844-621-3956, access code 132 475 9785. Please, keep your telephones on mute, if you are able, in order to reduce background noise and ensure that everyone can adequately hear the meeting.*

*Questions or comments regarding this meeting should be directed to Morgan Ingram at 804-469-4500, option 1, extension 2152 or [mingram@dinwiddieva.us](mailto:mingram@dinwiddieva.us).*

VIRGINIA: AT THE REGULAR MEETING OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF DINWIDDIE COUNTY, VIRGINIA, HELD ELECTRONICALLY IN DINWIDDIE, VIRGINIA, ON OCTOBER 8, 2020 AT 7:00 P.M.

PRESENT: JAMES VANLANDINGHAM - CHAIRMAN  
MICHELLE OLGERS - VICE-CHAIRMAN  
ROBERT SPIERS - SECRETARY-TREASURER  
WILLIAM JONES  
ALAN W. KISSNER  
MAXWELL WATKINS  
SHARON YATES

ADMINISTRATION PRESENT: TAMMIE COLLINS, DEPUTY COUNTY ADMINISTRATOR  
FOR PLANNING AND COMMUNITY DEVELOPMENT  
TYLER C. SOUTHALL, COUNTY ATTORNEY  
MORGAN INGRAM, ECONOMIC DEVELOPMENT DIRECTOR

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**1. CALL TO ORDER AND ROLL CALL**

Mr. VanLandingham called the meeting to order at 7:20 P.M. He then made the following statement. "Welcome to the October 8, 2020 meeting of the Industrial Development Authority of Dinwiddie County, Virginia. I am Jim VanLandingham, and I presently serve as Chair of the IDA. Because of the threat posed to in-person meetings by COVID-19, this meeting is being held electronically in conformity and compliance with the Pandemic Disaster Continuity of Operations Ordinance approved by the Dinwiddie County Board of Supervisors on April 14, 2020 and renewed September 15, 2020. Notice of this meeting, including dial-in information for this meeting, was provided in the public notice for this meeting as well as the published meeting agenda. As was stated on the agenda for this meeting, Morgan Ingram, who is the Dinwiddie County Director of Economic Development, was responsible for receiving comments or questions related to the meeting. Mr. Southall is County Attorney and legal counsel to the IDA. Mr. Southall, may we please have the Roll Call?" Mr. Southall called roll.

Mr. VanLandingham was electronically present from 8817 Halifax Road, North Dinwiddie, VA. Ms. Olgers was electronically present from her home in Sutherland, VA. Mr. Spiers was electronically present from a residence in Stoney Creek, Va. Mr. Jones was electronically present from 13217 Courthouse Road, Dinwiddie, VA. Mr. Kissner was electronically present from his home in North Dinwiddie, VA. Mr. Watkins was electronically present from his home in Sutherland, VA. Ms. Yates was electronically present from her home in Dinwiddie, VA.

**2. APPROVAL OF/AMENDMENTS TO AGENDA**

Mr. VanLandingham asked if there needed to be any amendments to the agenda. None were needed.

Upon motion by Ms. Yates to adopt the amended agenda, seconded by Ms. Olgers, the agenda was adopted by the following vote.

Ayes: Mr. VanLandingham, Ms. Olgers, Mr. Spiers, Mr. Jones, Mr. Kissner, Mr. Watkins, Ms. Yates  
Nays: None

**3. APPROVAL OF MINUTES**

Mr. VanLandingham asked to move on to the minutes from the July 27, 2020 Regular Meeting. He asked if any additions or changes were needed. None were needed.

Upon motion by Mr. Jones, and a second by Ms. Olgers, the minutes for the July 27, 2020 meeting were approved as presented by the following vote.

Ayes: Mr. VanLandingham, Ms. Olgers, Mr. Spiers, Mr. Jones, Mr. Kissner, Mr. Watkins, Ms. Yates  
Nays: None

Mr. VanLandingham asked to then look to the minutes from the August 17, 2020 Special Meeting. He asked if any additions or changes were needed. None were needed.

Upon motion by Ms. Yates, and a second by Mr. Jones, the minutes for the August 17, 2020 meeting were approved as presented by the following vote.

Ayes: Mr. VanLandingham, Ms. Olgers, Mr. Spiers, Mr. Jones, Mr. Kissner, Mr. Watkins, Ms. Yates  
Nays: None

**4. TREASURER'S REPORT**

Mr. Spiers started the Treasurer's report, as of September 30, 2020. The IDA had started with a checking account balance of \$188,870.84, and there were several transactions. This left the IDA a checking account balance of \$344,352.78. Mr. Spiers stated that the Touchstone CD had a balance of \$68,421.43. Mr. Spiers went on to state that the second Touchstone CD had a balance of \$104,600.68. The total IDA funds are \$556,349.29.

Upon motion of Mr. Kissner, and a second by Mr. Olgers, the Treasurer's Report, as of September 30, 2020, was adopted as presented.

Ayes: Mr. VanLandingham, Ms. Olgers, Mr. Spiers, Mr. Jones, Mr. Kissner, Mr. Watkins, Ms. Yates  
Nays: None

**5. PUBLIC COMMENTS**

Ms. Collins noted no public comments had been received prior to the meeting and no one signed up to speak prior to the meeting.

## 7. **CLOSED SESSION**

Mr. Van Landingham asked Mr. Southall to take the Board into closed session. Mr. Southall noted a need to go into closed session under:

§2.2-3711 (A) (5) Business and Industry Development

- Regarding prospective or expanding business and industry where no previous announcement has been made

Upon motion of Mr. Spiers, and a second by Ms. Olgers, the Board voted to go into Closed Session at 7:33 P.M.

Ayes: Mr. VanLandingham, Ms. Olgers, Mr. Spiers, Mr. Jones, Mr. Kissner, Mr. Watkins, Ms. Yates

Nays: None

At 8:03 P.M., Mr. Southall noted a need for a motion to reconvene into Open Session.

Upon motion of Mr. Kissner, and a second by Mr. Spiers, the board unanimously voted to approve reconvening into Open Session at 8:03 P.M.

Ayes: Mr. VanLandingham, Ms. Olgers, Mr. Spiers, Mr. Jones, Mr. Kissner, Mr. Watkins, Ms. Yates

Nays: None

## **CERTIFICATION**

Mr. Southall read the Certification Resolution and upon motion by Mr. Spiers, seconded by Ms. Yates, the following Certification Resolution was adopted:

Ayes: Mr. VanLandingham, Ms. Olgers, Mr. Spiers, Mr. Jones, Mr. Kissner, Mr. Watkins, Ms. Yates

Nays: None

§2.2-3711 (A) (5) Business and Industry Development

- Regarding prospective or expanding business and industry where no previous announcement has been made

*AND WHEREAS, no member has made a statement that there was a departure from the lawful purpose of such closed meeting or that matters other than those identified in the motion were discussed,*

*NOW BE IT CERTIFIED, that only those matters as were identified in the motion were heard, discussed or considered in the closed meeting.*

## 6. **OLD/NEW BUSINESS**

### **A. Covid-19 Small Business Grant - Round 2**

Mr. Van Landingham turned the meeting over to Ms. Collins to discuss. Ms. Collins and Ms. Ingram gave a list of businesses and amounts to be awarded. Mr. Southall went through the resolution.

Upon motion by Mr. Spiers, seconded by Ms. Yates, the following resolution was passed by the following vote.

Ayes: Mr. VanLandingham, Ms. Olgers, Mr. Spiers, Mr. Jones, Mr. Kissner, Mr. Watkins, Ms. Yates

Nays: None

**RESOLUTION OF THE BOARD OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF DINWIDDIE COUNTY, VIRGINIA TO MAKE AWARDS FOR COVID-19 SMALL BUSINESS GRANT PROGRAM**

WHEREAS, the COVID-19 pandemic has spread worldwide, including in the United States of America, the Commonwealth of Virginia, and Dinwiddie County, causing significant illness, loss of life, and economic disruption; and

WHEREAS, pursuant to Virginia Code Section 15.2-4901, the intent of the legislature in authorizing the creation of industrial development authorities was so “that such authorities may be able to promote industry and develop trade by inducing manufacturing, industrial, governmental, nonprofit, and commercial enterprises and institutions of higher education to locate in or remain in the Commonwealth and further the use of its agricultural products and natural resources, and to vest such authorities with all powers that may be necessary to enable them to accomplish such purposes, which powers shall be exercised for the benefit of the inhabitants of the Commonwealth, either through the increase of their commerce, or through the promotion of their safety, health, welfare, and convenience or prosperity”; and

WHEREAS, pursuant to Virginia Code Section 15.2-4905(13), the Industrial Development Authority of Dinwiddie County, Virginia (the “IDA”) has the authority “to make . . . grants to any person, partnership, association, corporation, business, or governmental entity in furtherance of the purposes of this chapter including for the purposes of promoting economic development”; and

WHEREAS, the IDA Board found on August 17, 2020 that local businesses have been adversely impacted by COVID-19, resulting in a very difficult business climate; and

WHEREAS, the IDA Board found on August 17, 2020 that a second round of a Small Business COVID-19 Disaster Grant Fund in the amount of \$205,000 to commercial enterprises and non-profits within Dinwiddie County (hereinafter together referred to as small businesses) so that local small businesses may remain in existence or otherwise support the economy during the pandemic is for the benefit of the inhabitants of the Commonwealth, either through the increase of their commerce, or the promotion of their prosperity; and

WHEREAS, on August 17, 2020, the IDA Board authorized and directed that marketing materials and grant application for the Second Round of the Small Business COVID-19 Disaster Grant Fund be published in a form approved by the Deputy County Administrator for Planning and Community Development and the Director of Economic Development and that the applications be divided into two pools with the first pool to receive preference in funding. Applicants that had not previously received funds from the IDA’s Small Business COVID-19 Disaster Grant Fund and Major Attraction Businesses

were eligible for the first pool, which had a submission deadline of 5 p.m. on September 11, 2020. The submission deadline for the second pool, which consisted of all applications not submitted in the first pool by September 11, 2020 was 5 p.m. on September 18, 2020; and

WHEREAS, on August 17, 2020 the IDA Board directed that (1) no business with five or fewer employees shall be awarded more than \$2,500 and (2) no business with not less than six and not more than 25 employees shall be awarded more than \$5,000; provided, however, that the IDA Board may choose to award up to \$10,000 to any business that (x) the IDA Board determines to be a major attraction that draws visitors from primarily outside of Dinwiddie County and (y) does not have an exclusive or near exclusive business of preparing and serving food and/or drink (each, a “Major Attraction Business”); and

WHEREAS, pursuant to Virginia Code Section 2.2-3109(B)(ii), the Chairman of the IDA was authorized to find in writing as the administrative head of the IDA that the purposes of the grant program cause competitive bidding or negotiation to be contrary to the best interest of the public and such finding has been made by the Chair in writing; and

WHEREAS, the IDA Board directed on August 17, 2020 that each grant application was required to certify that (x) the application is not made by or for the financial benefit of any of the following persons or their immediate family members (where immediate family members includes a spouse and any other person who resides in the same household of such person or is a dependent of such person): (i) any IDA board member, (ii) any officer or employee of Dinwiddie County who has the power to or does exercise control or influence over the award of the grant (including the Board of Supervisors), or (iii) any constitutional officer of Dinwiddie County and (y) the award of an IDA COVID-19 grant to the applicant would not violate the Virginia State and Local Government Conflict of Interest Act; and

WHEREAS, on August 17, 2020, the IDA Board directed the Deputy County Administrator for Planning and Community Development and the Director of Economic Development to screen the applications with any necessary legal advice from the County Attorney’s Office to provide a recommendation on grant awards for the IDA Board at a subsequent IDA meeting; and

WHEREAS, each grant recipient, as a condition of receiving the grant, was required to certify that the grant recipient will follow all applicable federal, state, and local COVID-19 requirements;

WHEREAS, after reviewing the applications that were provided by the deadline, the Deputy County Administrator for Planning and Community Development has made a recommendation for the award of \$205,000<sup>1</sup> to 60 small businesses;

WHEREAS, the United States Congress approved, and the President of the United States signed, the CARES Act, and the Secretary of Finance for the Commonwealth of Virginia has advised the County of Dinwiddie that the County of Dinwiddie is being provided with \$4,980,708.00 of federal CARES Act funds from the Commonwealth of Virginia; and

WHEREAS, each successful applicant for the grant program is a small business; and

WHEREAS, in furtherance of the governmental powers of the IDA as a political subdivision of the Commonwealth of Virginia and a component unit of the County of Dinwiddie, Virginia and its aforesaid mission, the IDA is desirous of (1) making awards to small businesses as a measure of economic support

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in connection with the COVID-19 public health emergency and (2) determining that its expenses on the COVID-19 Small Business Grant Program are necessary;

BE IT RESOLVED THAT the IDA finds that (1) the expenses associated with the IDA's COVID-19 Small Business Grant Program are for the provision of economic support in connection with the COVID-19 public health emergency and (2) the IDA's expenses on the COVID-19 Small Business Grant Program are necessary.

BE IT FURTHER RESOLVED THAT upon receipt of (1) a business expense or other valid expense by the IDA (which shall not include a tax receipt or tax bill) (which expense shall be used as evidence of operation of the business and shall not necessarily be the expense paid for with the IDA COVID-19 Small Business Grant Program funds) and (2) a certification that the receipt and use of the IDA COVID-19 Small Business Grant Program funds will not conflict with any other funds received by the business, each of the following small businesses shall be awarded \$10,000:

1. Pamplin Historical Park
2. Virginia Motorsports Park LLC
3. Picture Lake Campground

BE IT FURTHER RESOLVED THAT upon receipt of (1) a business expense or other valid expense by the IDA (which shall not include a tax receipt or tax bill) (which expense shall be used as evidence of operation of the business and shall not necessarily be the expense paid for with the IDA COVID-19 Small Business Grant Program funds) and (2) a certification that the receipt and use of the IDA COVID-19 Small Business Grant Program funds will not conflict with any other funds received by the business, each of the following small businesses shall be awarded \$5,000:

1. Mirrors on the Wall Inc
2. LCL Enterprises LLC
3. Dhanya Grocery LLC
4. Wayne Cook Electric Inc
5. Double B Farms
6. Joes Steak & Seafood
7. Guiseppe's Pizza Italian Restaurant LLC
8. Kaisa USA, Inc
9. Angels at Play LLC
10. McCray Electric
11. Dewitt Tire Inc
12. Ragsdale Building Supply Center Inc
13. Stepping Stone Academy LLC

BE IT FURTHER RESOLVED THAT upon receipt of (1) a business expense or other valid expense by the IDA (which shall not include a tax receipt or tax bill) (which expense shall be used as evidence of operation of the business and shall not necessarily be the expense paid for with the IDA COVID-19 Small Business Grant Program funds) and (2) a certification that the receipt and use of the IDA COVID-19 Small Business Grant Program funds will not conflict with any other funds received by the business, each of the following small businesses shall be awarded \$2,500:



1. Bishops BBQ
2. HRC Cleaning Services
3. Tony's 24 HR Service
4. Wyche's Landscaping LLC
5. Yellow Gate Place LLC
6. SC Yates Enterprise LLC
7. Spencer Hepburn Contractor
8. Cedar Dam
9. S. L. Richardson Enterprises Inc.
10. Shallow Creek Farm LLC
11. Bottoms Up Tanning LLC
12. Countryside Self Storage LLC
13. Jim's Body Shop LLC
14. Hope Electric Company
15. Marietta Parham's Daycare
16. Sadie LLC
17. Sandy's Tractor & Equipment Inc
18. CSR Fabrication LLC
19. Erica Guzman Drywall
20. A.B. Ford Jr. Contracting Service
21. A D Ellis Hauling
22. Hidden Creek Antiques
23. Pretty In Paint Parties with Kathy Lee
24. Old Hickory Lawn & Landscapes LLC
25. Pam Witt
26. Dinwiddie Barber Shop
27. HCH Professional Insurance Services LLC
28. Mason's Construction Company
29. Tee's Beauty Salon LLC
30. Ellis Boy Hauling LLC
31. Team Johnson Trucking LLC
32. Dinwiddie Diner LLC
33. L&L Services LLC
34. Team Jones Jr. LLC
35. Totally Teeny Traveling Farm LLC
36. Brown's Events
37. Nail Care
38. Instyle Nails and Spa
39. Light & Joy LLC
40. Colvin & Son's Heavenly Lawn Care
41. Gary Automotive Again
42. Gunn's Book Keeping & Tax Service Inc
43. Spike Lee Hauling and Maintenance
44. Deborah School of Dance

BE IT FURTHER RESOLVED that the IDA Board requests reimbursement from the Board of Supervisors through the CARES Act funding provided to Dinwiddie County for the IDA COVID-19 Small Business Grant Program for \$205,000<sup>2</sup>.

BE IT FURTHER RESOLVED that the officers of the IDA, the Deputy County Administrator of Planning and Community Development, and the Director of Economic Development be authorized to take any and all actions in furtherance of the intent of this resolution.

**7. IDA BOARD MEMBER COMMENTS**

Mr. Jones noted that he did the mandated COIA Training. Mr. Southall stated they should receive a list of who had finished it. Ms. Yates commented she had also taken it.

Mr. Van Landingham asked the members to think about returning to in person meeting.

Mr. Kissner asked about the highway grass and why it was not being cut.

**8. DEPUTY COUNTY ADMINISTRATOR FOR PLANNING AND COMMUNITY DEVELOPMENT COMMENTS**

Ms. Collins noted that the Broadband timeline and that PHASE 1A/Unico Road is estimated to be live in about 30 days. Mr. Spiers asked about the range and Ms. Collins commented about six miles.

**9. ADJOURNMENT**

Mr. VanLandingham asked if there was any further business. There was none.

Upon motion by Ms. Olgers, seconded by Mr. Jones, the meeting was adjourned at 8:20 P.M. by the following vote.

Ayes: Mr. VanLandingham, Ms. Olgers, Mr. Spiers, Mr. Jones, Mr. Kissner, Mr. Watkins, Ms. Yates

Nays: None

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**Dinwiddie County  
Industrial Development Authority  
Treasurer's Report**

BSV Checking Account Activity							
Date	Item #	Description	General Use	Marketing Use	General Balance	Marketing Balance	Total Balance
7/31/2020		Previous Balance			178,478.63	165,874.15	344,352.78
10/26/2020	556-613	Second round of Grants	192,500.00		(14,021.37)	165,874.15	151,852.78
							-
							-

12 Mos Touchstone CD-Issue Date 9/5/2020			
Current Rate: 1.60%		Next Maturity Date: 9/5/2021	
Date	Description	Amount	Balance
6/5/2020	Previous Balance		68,421.43
9/5/2020	interest	275.18	68,696.61

9 Mos Touchstone CD-Issue Date 4/25/2020			
Current Rate: .65%		Next Maturity Date: 1/25/2021	
Date	Description	Amount	Balance
4/25/2020	Previous Balance		104,600.68
7/25/2020	interest	169.05	104,769.73
10/25/2020	interest	171.18	104,940.91

<b>Total IDA Available Funds*</b>	<b>\$363,556.64</b>
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*\*Includes ALDI Project Funds*

VISA Activity				
Date	Description	Card Holder	Amount	Balance
	Previous Balance			

Respectfully Submitted by:

Robert Spiers November 17, 2020  


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Date

*Dinwiddie County  
Industrial Development Authority  
Treasurer's Report*

<b>BSV ALDI Project Checking Account Activity</b>				
<b>Date</b>	<b>Item #</b>	<b>Description</b>	<b>Amount</b>	<b>Current Balance</b>
9/15/2020		Previous Balance		38,974.40
10/26/2020	1047	Timmons Group	383.06	38,591.34
11/17/2020	1048	Timmons Group	525.00	38,066.34
				-

BSV Checking Account Activity							
Date	Item #	Description	General Use	Marketing Use	General Balance	Marketing Balance	Total Balance
7/31/2020		Previous Balance			178,478.63	165,874.15	344,352.78
10/26/2020	556	Mirrows on the Wall	5,000.00				-
	557	Dhanya Grocery LLC	5,000.00				-
	558	LCC Enterprise LLC	5,000.00				-
	559	Wayne Cook Electric	5,000.00				-
	560	Double B Farms	5,000.00				-
	561	Giuseppe Buffa	5,000.00				-
	562	Vincenzo Amato	5,000.00				-
	563	Kaisa USA, Inc	5,000.00				-
	564	Angels at Play	5,000.00				-
	565	McCray Electric	5,000.00				-
	566	DeWitt Tire, Inc	5,000.00				-
	567	Ragsdale Building Supply	5,000.00				-
	568	Stepping Stone Academey	5,000.00				-
	569	Bishop BBQ	2,500.00				-
	570	HRC Cleaning Services	2,500.00				-
	571	Tony Christopher	2,500.00				-
	572	Wyche's Landscaphing	2,500.00				-
	573	Yellow Gate Place LLC	2,500.00				-
	574	Stanley Yates	2,500.00				-
	575	Spencer Hephurn	2,500.00				-
	576	Cedar Damn	2,500.00				-
	577	Richardson Enterprise Inc	2,500.00				-
	578	Shallow Creek Farm LLC	2,500.00				-
	579	John Cairns, Sr-Body Shop	2,500.00				-
	580	John Carins, Sr-Bottoms Up Tanning	2,500.00				-
	581	John Carins, Sr-Countryside Self Storage	2,500.00				-
	582	Hope Electrical Co	2,500.00				-
	583	Marietta Parham	2,500.00				-
	584	Sadie, LLC	2,500.00				-
	585	Sandy's Tractor Equipment Inc	2,500.00				-
	586	CSR Fabrication LLC	2,500.00				-
	587	Erica Guzman Drywall	2,500.00				-
	588	Andre Ellis, Sr	2,500.00				-
	589	Pretty In Paint Pasties	2,500.00				-
	590	Old Hickory Landscape	2,500.00				-
	591	Pam Witt	2,500.00				-
	592	Dinwiddie Barber Shop	2,500.00				-
	593	Tee's Beauty Shop	2,500.00				-
	594	Ellis Boys Hauling LLC	2,500.00				-
	595	Vincenzo Amoto-Dinwiddie Diner	2,500.00				-
	596	L&L Services LLC	2,500.00				-
	597	Team Jones, Jr LLC	2,500.00				-
	598	Totally Teeny Traveling Farm	2,500.00				-
	599	Tasha Brown	2,500.00				-
	600	Nail Care	2,500.00				-
	601	InStyle Nails & Spa	2,500.00				-
	602	Light & Joy LLC	2,500.00				-
	603	Gary Automotive	2,500.00				-
	604	Gunn's Bookkeeping & Tax Service Inc	2,500.00				-
	605	Spike Lee Hauling & Maintenance	2,500.00				-
	606	Deborah School of Dance	2,500.00				-
11/2/2020	607	Ellen F Brumow-Hidden Creek Antiques	2,500.00				-
	608	Catherine H Hendricks-HCH Prof Services	2,500.00				-
	609	Mason's Construction Co	2,500.00				-
	610	Team Johnson Trucking	2,500.00				-
	611	Solas Colvin-Colvin & Son Heavenly Lawn Care	2,500.00				-
	612	The Pamplin Foundation	10,000.00				-
	613	Va Motorsports Park LLC	10,000.00				-
	614						-
	615						-
	616						-
			192,500.00		(14,021.37)	165,874.15	151,852.78

**RESOLUTION OF THE BOARD OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF DINWIDDIE COUNTY,  
VIRGINIA TO MAKE AWARDS FOR COVID-19 SMALL BUSINESS GRANT PROGRAM**

WHEREAS, the COVID-19 pandemic has spread worldwide, including in the United States of America, the Commonwealth of Virginia, and Dinwiddie County, causing significant illness, loss of life, and economic disruption; and

WHEREAS, pursuant to Virginia Code Section 15.2-4901, the intent of the legislature in authorizing the creation of industrial development authorities was so “that such authorities may be able to promote industry and develop trade by inducing manufacturing, industrial, governmental, nonprofit, and commercial enterprises and institutions of higher education to locate in or remain in the Commonwealth and further the use of its agricultural products and natural resources, and to vest such authorities with all powers that may be necessary to enable them to accomplish such purposes, which powers shall be exercised for the benefit of the inhabitants of the Commonwealth, either through the increase of their commerce, or through the promotion of their safety, health, welfare, and convenience or prosperity”; and

WHEREAS, pursuant to Virginia Code Section 15.2-4905(13), the Industrial Development Authority of Dinwiddie County, Virginia (the “IDA”) has the authority “to make . . . grants to any person, partnership, association, corporation, business, or governmental entity in furtherance of the purposes of this chapter including for the purposes of promoting economic development”; and

WHEREAS, the IDA Board found on August 17, 2020 that local businesses have been adversely impacted by COVID-19, resulting in a very difficult business climate; and

WHEREAS, the IDA Board found on August 17, 2020 that a second round of a Small Business COVID-19 Disaster Grant Fund in the amount of \$205,000 to commercial enterprises and non-profits within Dinwiddie County (hereinafter together referred to as small businesses) so that local small businesses may remain in existence or otherwise support the economy during the pandemic is for the benefit of the inhabitants of the Commonwealth, either through the increase of their commerce, or the promotion of their prosperity; and

WHEREAS, on August 17, 2020, the IDA Board authorized and directed that marketing materials and grant application for the Second Round of the Small Business COVID-19 Disaster Grant Fund be published in a form approved by the Deputy County Administrator for Planning and Community Development and the Director of Economic Development and that the applications be divided into two pools with the first pool to receive preference in funding. Applicants that had not previously received funds from the IDA’s Small Business COVID-19 Disaster Grant Fund and Major Attraction Businesses were eligible for the first pool, which had a submission deadline of 5 p.m. on September 11, 2020. The submission deadline for the second pool, which consisted of all applications not submitted in the first pool by September 11, 2020 was 5 p.m. on September 18, 2020; and

WHEREAS, on August 17, 2020 the IDA Board directed that (1) no business with five or fewer employees shall be awarded more than \$2,500 and (2) no business with not less than six and not more than 25 employees shall be awarded more than \$5,000; provided, however, that the IDA Board may choose to award up to \$10,000 to any business that (x) the IDA Board determines to be a major attraction that draws visitors from primarily outside of Dinwiddie County and (y) does not have an exclusive or near exclusive business of preparing and serving food and/or drink (each, a “Major Attraction Business”); and

WHEREAS, pursuant to Virginia Code Section 2.2-3109(B)(ii), the Chairman of the IDA was authorized to find in writing as the administrative head of the IDA that the purposes of the grant program cause competitive bidding or negotiation to be contrary to the best interest of the public and such finding has been made by the Chair in writing; and

WHEREAS, the IDA Board directed on August 17, 2020 that each grant application was required to certify that (x) the application is not made by or for the financial benefit of any of the following persons or their immediate family members (where immediate family members includes a spouse and any other person who resides in the same household of such person or is a dependent of such person): (i) any IDA board member, (ii) any officer or employee of Dinwiddie County who has the power to or does exercise control or influence over the award of the grant (including the Board of Supervisors), or (iii) any constitutional officer of Dinwiddie County and (y) the award of an IDA COVID-19 grant to the applicant would not violate the Virginia State and Local Government Conflict of Interest Act; and

WHEREAS, on August 17, 2020, the IDA Board directed the Deputy County Administrator for Planning and Community Development and the Director of Economic Development to screen the applications with any necessary legal advice from the County Attorney's Office to provide a recommendation on grant awards for the IDA Board at a subsequent IDA meeting; and

WHEREAS, each grant recipient, as a condition of receiving the grant, was required to certify that the grant recipient will follow all applicable federal, state, and local COVID-19 requirements;

WHEREAS, after reviewing the applications that were provided by the deadline, the Deputy County Administrator for Planning and Community Development has made a recommendation for the award of \$205,000.00 to 60 small businesses;

WHEREAS, the United States Congress approved, and the President of the United States signed, the CARES Act, and the Secretary of Finance for the Commonwealth of Virginia has advised the County of Dinwiddie that the County of Dinwiddie is being provided with \$4,980,708.00 of federal CARES Act funds from the Commonwealth of Virginia; and

WHEREAS, each successful applicant for the grant program is a small business; and

WHEREAS, in furtherance of the governmental powers of the IDA as a political subdivision of the Commonwealth of Virginia and a component unit of the County of Dinwiddie, Virginia and its aforesaid mission, the IDA is desirous of (1) making awards to small businesses as a measure of economic support in connection with the COVID-19 public health emergency and (2) determining that its expenses on the COVID-19 Small Business Grant Program are necessary;

WHEREAS, on October 6, 2020, the Board of Supervisors by resolution approved a transfer in the not to exceed amount of \$230,000.00 for the amounts awarded the IDA in the Second Round of the Small Business COVID-19 Disaster Grant Program;

WHEREAS, on October 8, 2020, the IDA by resolution, approved a second round of a Small Business COVID-19 Disaster Grant Funds in the amount of \$205,000.00 that were awarded to 60 small businesses in the County of Dinwiddie;

WHEREAS, after October 8, 2020, the IDA became aware of two businesses in the County that timely applied for the Second Round of the Small Business COVID-19 Disaster Grant Program, but the applications were inadvertently sent to the incorrect email address;

WHEREAS the IDA desires to correct this matter by awarding these two businesses grant program funds and approve a granting of \$15,000.00 in grant funds, which is within the cumulative total not to exceed amount of \$230,000.00 approved by the Board of Supervisors.

BE IT RESOLVED THAT the IDA finds that (1) the expenses associated with the IDA's COVID-19 Small Business Grant Program are for the provision of economic support in connection with the COVID-19 public health emergency and (2) the IDA's expenses on the COVID-19 Small Business Grant Program are necessary.

BE IT FURTHER RESOLVED THAT upon receipt of (1) a business expense or other valid expense by the IDA (which shall not include a tax receipt or tax bill) (which expense shall be used as evidence of operation of the business and shall not necessarily be the expense paid for with the IDA COVID-19 Small Business Grant Program funds) and (2) a certification that the receipt and use of the IDA COVID-19 Small Business Grant Program funds will not conflict with any other funds received by the business, each of the following small business shall be awarded \$10,000:

- 1) Richlands Dairy Farm, Inc.

BE IT FURTHER RESOLVED THAT upon receipt of (1) a business expense or other valid expense by the IDA (which shall not include a tax receipt or tax bill) (which expense shall be used as evidence of operation of the business and shall not necessarily be the expense paid for with the IDA COVID-19 Small Business Grant Program funds) and (2) a certification that the receipt and use of the IDA COVID-19 Small Business Grant Program funds will not conflict with any other funds received by the business, each of the following small business shall be awarded \$5,000:

- 1) Richlands Creamery, LLC

BE IT FURTHER RESOLVED that the IDA Board requests reimbursement from the Board of Supervisors through the CARES Act funding provided to Dinwiddie County for the IDA COVID-19 Small Business Grant Program in the amount of \$15,000.00.

BE IT FURTHER RESOLVED that the officers of the IDA, the Deputy County Administrator of Planning and Community Development, and the Director of Economic Development be authorized to take any and all actions in furtherance of the intent of this resolution.