

CITY OF VIRGINIA BEACH DEVELOPMENT AUTHORITY  
May 19, 2020 MINUTES

The City of Virginia Beach Development Authority held its regular meeting on Tuesday, May 19, 2020, at 8:30 a.m. in the Economic Development Town Center Boardroom at 4525 Main Street, Suite 700, Virginia Beach, VA, pursuant to notice given by the Chair.

**MEMBERS PRESENT:** Lisa M. Murphy, Vice-Chair  
William Brunke, Treasurer  
David Bernd, Secretary  
William Brown, Commissioner  
W. Taylor Franklin, Commissioner  
Penny Morgan, Commissioner  
Joseph Strange, Assistant Secretary

**ADVISORS PRESENT:** Taylor Adams, Director of Economic Development  
Alexander Stiles, Senior City Attorney  
Vicki Kelley, VBDA Clerk

**REPORTED BY:** Taylor V. Adams

**RECORDED BY:** Vicki Kelley

**OPEN FLOOR**

There were no public speakers.

**CLOSED SESSION**

The Authority moved to recess into a closed session pursuant to the exemptions from open meetings allowed by Section 2.2-3711(A) of the Code of Virginia (1950), as amended, for the following purposes:

**PROSPECTIVE BUSINESS OR INDUSTRY:** 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 community, pursuant to Va. Code § 2.2-3711(A)(5).

**PUBLICLY-HELD PROPERTY:** Discussion or consideration of the acquisition of real property for a public purpose, or of the 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, pursuant to Va. Code § 2.2-3711(A)(3).

**CONTRACTS:** Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Va. Code § 2.2-3711(A)(30).

**MOTION:** William Brunke  
**SECOND:** Joseph Strange  
**APPROVED:** 6-0

Commissioner David Bernd arrived at 9:08am during Closed Session

## **REGULAR MEETING**

1. Approved Minutes from Special Meeting held May 12, 2020.

MOTION: Taylor Franklin

SECOND: Joseph Strange

APPROVED: 7-0

## **TOWN CENTER**

2. Approval of a Resolution Authorizing the use of Authority Plazas at Town Center for Expanded Cares during the Local Emergency.
  - Taylor Adams explained the City Council approved expanded use of outdoor dining, consistent with the Governor's Order. Allowing restaurants to use parking lots
  - The VBDA owns the plazas in Town Center where the fountain is located
  - The Central Business District has requested use of this area for the local restaurants to utilize as expanded dining.
  - Rules consistent with the Governor's Order such as social distancing, walkways, spacing, Health Department and ABC will be followed

MOTION: Taylor Franklin

SECOND: Joseph Strange

APPROVED: 7-0

## **ECONOMIC DEVELOPMENT INVESTMENT PROGRAM (EDIP) PART E**

3. The request for approval of a Resolution approving EDIP-Part E Emergency Assistance Grants to Small Business Impacted by the COVID-19 Pandemic was deferred

MOTION: William Brunke

SECOND: Taylor Franklin

APPROVED: 7-0

4. Approval of a resolution authorizing an EDIP Part "A" award of \$125,000 for SJS Executives, LLC
  - David Couch gave a presentation that is attached herein
  - Director, Taylor Adams shared the investment is in the employee addition not the building
  - Lisa Murphy asked that the grant be approved contingent on the Navy's approval
  - Lisa Murphy asked if this was a Deed Restriction and it fit into the APZ 1
    - David Couch clarified this was not in an APZ 1 area

MOTION: Taylor Franklin

SECOND: David Bernd

APPROVED: 7-0

5. Approved Resolution authorizing an amendment to the EDIP award to Farmhouse Brewing
  - Taylor Adams gave a presentation that is attached herein

- Taylor explained the request reflecting the correct corporate entity to the Brew Collective LLC
- He also explained we would be coming back in June to ask for extensions on a list of EDIP's, simply because of the impact of COVID-19
- City Attorney, Alex Stiles explained the extension for this company is included in this award
- David Bernd asked if we knew of a percentage of our EDIP's for the past three or four years have failed
  - No Data on that at this time, but are receiving information from the commonwealth that we will share
  - Taylor Adams also explained we could have that information to the Authority by the June meeting
  - Lisa Murphy asked if this is only a name change? Did they take on more shareholders or change their corporate structure?
    - Taylor Adams expressed he had no knowledge of those changes, just the name change

MOTION: Joseph Strange  
 SECOND: Taylor Franklin  
 APPROVED: 6-0-1

William Brunke abstained from this item. Abstention letter attached to these minutes.

Director Taylor Adams thanked the Development Authority for attending two meetings in the month of May.


**CLOSED SESSION**

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MOTION: William Brunke  
 SECOND: Joseph Strange  
 APPROVED: 7-0

**CONTRACTS:** Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Va. Code § 2.2-3711(A)(30).

MOTION: Joseph Strange  
 SECOND: William Brunke  
 APPROVED: 7-0

  
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 Lisa Murphy, Vice-Chair



May 19, 2020

Mrs. Vicki L. Kelley  
Clerk, Virginia Beach Development Authority  
4525 Main Street, Suite 700  
Virginia Beach, Virginia 23462

Re: Abstention/Disclosure Pursuant to Conflict of Interests Act § 2.2-3114(E)

Dear Ms. Kelley:

Pursuant to the State and Local Government Conflict of Interests Act, I make the following declaration:

1. I am executing this written disclosure regarding the City of Virginia Beach Development Authority's discussion and vote on a request for modification of an Economic Development Investment Program grant by The Brew Collective, LLC (formerly known as Farmhouse Brewing) (the "Recipient") located at 1805 Kempsville Road in Virginia Beach.
2. I provide professional services to the Recipient, therefore, I will abstain from voting on this matter.

Please record this declaration in the official records of City of Virginia Beach Development Authority. Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'William J. Brunke', with a long, sweeping underline.

William J. Brunke  
Commissioner

WJB/AWS