



**Albemarle County
Economic Development Authority**

**RESOLUTION AMENDING A MATCH GRANT TO THE GOVERNOR'S AFID
GRANT & PERFORMANCE AGREEMENT WITH POTTER'S CRAFT, LLC**

WHEREAS, the Board of Directors of the Economic Development Authority (the EDA) on September 20, 2022, resolved to appropriate \$50,000 to Potter's Craft, LLC ("Potter's Craft"), as a match to a grant from the Virginia Department of Agriculture and Consumer Services. The EDA's approval was conditioned on Potter's Craft satisfying (1) an Occupancy Target whereby it would obtain a certificate of occupancy for the renovated space at 1820 Broadway Street (the "Facility") and (2) Activation Target whereby it would open a tasting room at the Facility.

WHEREAS, Potter's Craft presently is operating in the Facility and expects to satisfy the Occupancy Target soon after the engagement of a registered design professional.

WHEREAS, the requirement to open a tasting room to satisfy the Activation Target at the Facility may undermine the intent of the grant.

WHEREAS, Potter's Craft remains on target to achieve the VDACS grant targets, which include making capital investments of at least \$900,000, creating and maintaining eight new jobs and positions while maintaining pre-grant jobs; and purchasing a net new value increase of at least \$412,193 in apples where at least 92% must be Virginia grown apples.

WHEREAS, the EDA finds the primary motivation behind the match grant was to support the expansion of an existing primary business in Albemarle County through the creation of local jobs, investment in capital improvements, purchase of machinery and tools and tangible personal property, and guaranteed purchase and use of Virginia apples.

WHEREAS, the EDA finds it is appropriate to amend the terms of the match grant to eliminate the requirement that Potter's Craft open a tasting room at the Facility.

WHEREAS, the EDA finds that such amendment remains in the best interests of Albemarle County, serves a public purpose, and promotes economic development within Albemarle County and the surrounding communities, with \$50,000 from the Governor's Agriculture & Forestry Development Fund ("AFID") grant awarded to Albemarle County for these same purposes, with the grant being limited in time and amount as set forth in an agreement to be finalized by the Virginia Department of

Agricultural and Consumer Services, the Virginia Attorney General's Office, and the Office of the Albemarle County Attorney.

NOW, THEREFORE, BE IT RESOLVED that this Board hereby approves the appropriation of such funds through an agreement between Potter's Craft, LLC, VDACS, and this Authority for the reasons stated above and stated in this Authority's Resolution dated September 20, 2022. This Board also authorizes the Chair and the Treasurer to execute an agreement materially and substantively consistent with the draft attached hereto upon the approval by the Virginia Department of Agriculture and Consumer Services and approved as to substance and form by the County Attorney.

MOTION

I move that the EDA adopt this Resolution appropriating \$50,000 from EDA funds and \$50,000 derived from the Governor's AFID Grant to Potter's Craft, LLC, subject to the terms of this Resolution and a resulting agreement and to authorize the Authority's Chair and Treasurer to execute all documents necessary to complete this grant.

I, Johnathan Newberry, do hereby certify that the foregoing writing is the Resolution duly adopted by the Albemarle County Economic Development Authority by a vote of ___ to ___ as recorded below, at a meeting held on June 20, 2023.

Johnathan Newberry
Assistant Secretary

	<u>Yes</u>	<u>No</u>
Dir. Long	_____	_____
Dir. Ray	_____	_____
Dir. McNaughton	_____	_____
Dir. Mottola	_____	_____
Dir. Morrill	_____	_____
Dir. Johnson	_____	_____