

**RESOLUTION OF THE ECONOMIC DEVELOPMENT AUTHORITY
OF THE CITY OF HARRISONBURG, VIRGINIA**

WHEREAS, the Economic Development Authority of the City of Harrisonburg, Virginia (the “Authority”) was created by the City Council (the “Council”) of the City of Harrisonburg, Virginia (the “City”), to exercise all such powers as granted under the Economic Development and Revenue Bond Act, as set forth in Chapter 49 of the Title 15.2 of the Code of Virginia, 1950, as amended (the “Act”); and

WHEREAS, pursuant to the Act, the Authority, among other things, is directed and empowered to accept contributions, grants and other financial assistance from the City in order to make grants for the furtherance of economic development; and

WHEREAS, the City has requested that the Authority approve a Commonwealth’s Development Opportunity Fund Performance Agreement (“the Agreement”) dated November 24, 2020, between the City, Authority and Shenandoah Valley Organic, LLC, a Virginia limited liability company, and its wholly owned subsidiary, Organic Plant, LLC, a Virginia limited liability company (collectively referred to as “the Company”) and the Virginia Economic Development Partnership Authority (“VEDP”); and

WHEREAS, the Agreement provides that the Authority will receive certain funds from the City in order for the Authority to make a grant to the Company; and

WHEREAS, the Authority now desires to (i) evidence its approval of the Agreement, and, further, (ii) to authorize a grant to the Company and authorize payment thereof to the Company in accordance with the Agreement and this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE ECONOMIC DEVELOPMENT AUTHORITY OF THE CITY OF HARRISONBURG, VIRGINIA, as follows:

1. The Authority approves the Agreement and authorizes the Chairman, Vice Chairman or Secretary of the Authority to execute the Agreement.

2. Upon notification from the City Manager that the City has received, approved and transferred funds in the amount of \$500,000.00 to the Authority to enable the Authority to make the grant described herein and in the Agreement, together with all or a portion of the City’s Local Cash Grant Incentive of \$500,000.00, the Authority shall make such grant to the Company in accordance with instructions provided by the City Manager.

3. The Authority hereby authorizes all such further actions as may be consistent with or in furtherance of the Agreement approved in this Resolution. Further, the Authority hereby authorizes and directs the Chairman, Vice-Chairman, and Secretary, any one or more of whom may act, to take all such further actions and to execute and deliver all such legal documentation, if any, as may be advised by legal counsel to the Authority, all in furtherance of the purposes and the intent described in this Resolution.

4. All other acts of the Authority that are in conformity with the purposes and intent of this Resolution and in furtherance of the Agreement are hereby authorized, approved and ratified to the fullest extent permitted under the Act.

5. This Resolution shall be effective immediately.

ECONOMIC DEVELOPMENT AUTHORITY
OF THE CITY OF HARRISONBURG, VIRGINIA


Chair


CERTIFICATE OF VOTES

The following is a record of the roll-call vote by the Economic Development Authority of the City of Harrisonburg, Virginia (the “Authority”), on the foregoing resolution, approved at the public meeting of the Authority, duly held on March 26, 2021, at which public meeting at least a quorum of the Authority was present:

	AYE	NAY	ABSTAIN	ABSENT
R. Bradley Chewning	✓			
Chris Pipkins	✓			
Marc Lemmond				✓
Michael Goertzen	✓			
Jennifer Maclin	✓			
Thomas Hook	✓			

Dated: 26th day of March, 2021

[SEAL]



Secretary, Economic Development Authority of
City of Harrisonburg, Virginia