# GEORGIA DEPARTMENT OF ECONOMIC DEVELOPMENT BOARD OF DIRECTORS MEETING MINUTES

Savannah Economic Development Authority (SEDA) 906 Drayton St. Savannah, GA USA 31401

Wednesday, May 10, 2023 | 2:00 pm - 5:00 pm

Compiled by:
Commissioner's Office
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Pursuant to notice duly given, the Board of Directors of the Georgia Department of Economic Development met on May 20, 2023, 2:00 pm, Savannah Economic Development Authority (SEDA).

#### **Attending Board Members**

1.	Eric Johnson
2.	Dwight Evans
3.	Mitch Malcom
4.	Mulham Shbeib
5.	Jay Neely
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6. Drew Ellenburg7. June Wood

8. Mark Bassford

9. Nick Masino

10. Allen Hodges

11. Dennis Chastain

12. Jay Wells

13. Julie Hunt

14. Jaclyn Dixon Ford

15. Mat Swift

16. Marisa Simpson17. Randy Hatcher

18. Garnett Johnson

Chairman Jay Neely called the GDEcD Board Meeting to order at 2:15 pm and welcomed the board, advisors, senior staff, and guests to Savannah.

Chairman Neely then called for a motion to vote on the minutes from the February 2023 meeting:

- Motion to approve by Garnett Johnson, Seconded by Eric Johnson
- Approved 18-0

Chairman Neely called on **Trip Tollison, President & CEO – SEDA,** to welcome the board and guests to Savannah.

Trip welcomed everyone to Savannah and to SEDA. He then introduced the panel to present the Savannah JDA Presentation.

#### Trip Tollison, President & CEO. SEDA

Anna Chafin, Chief Executive Officer, Development Authority of Bryan County Benjy Thompson, Chief Executive Officer, Development Authority of Bulloch County Brandt Herndon, Chief Executive Officer, Effingham County Industrial Development

The panel spoke about the Hyundai story by starting off with some background:

- 2014 | Founded the Savannah JDA which includes the development authorities of Bryan, Bulloch, Chatham, and Effingham counties. The JDA combines the resources to attract and facilitate regionally significant projects.
- 5/25/2021 Governor Brian Kemp announced the purchase of the Bryan County Mega Site in a partnership between the State of Georgia and the Savannah JDA. The strategic purchase of the site was the largest mega site purchase in state history.
- 7/1/21 | Closed on the Megasite huge risk and it was hard to acquire the site
- 12/31/2021 | Met with the senior partner of KMPG
- 1/6/22 | RFI

The project moved very fast because there were sites ready for the suppliers to move into. The Volvo project had just been lost but a lot was learned in that process. The competition for Hyundai was Tennessee, Virginia, and South Carolina.

#### **HMG Metaplant America**

- Hyundai's first fully dedicated electric vehicle (EV) and battery manufacturing facility in the U.S.
- Investing \$5.545 billion in opening state-of-the-art U.S. smart factory.
- 8,100 new jobs will be created.
- To date \$1.9 billion in investment from non-affiliated suppliers.
- Nearly 1,700 acres cleared to date. Construction began late January 2023 with full production expected in early 2025.
- Expected capacity once operational will be more than 300,000 units a year with ability to get to 500,000 units per year based on market demand.
- Hyundai Motor Group cited speed-to-market, workforce and the state's ability to meet the company's neutrality standards.
- The largest economic development deal in the state's history.

To date, they have hired 120 people. A local restaurant caterers 200 meals a day to the site. They started on a workforce strategy which was a huge challenge. The workforce strategy report on 6/30/22 reported an average salary of \$58,000. Housing was also a huge challenge. They sorted through local company opportunities and local vendor opportunities. There are applications on the website. On April 11, 2023 HMGMA Announced Suppliers will produce another 4,726 jobs and \$1.963 billion capital investment.

There is no competition among the counties. The site was \$60 million. The community was able to raise \$18 million. The four counties had to extend a lot of upfront capitol in the beginning. They had to buy 5 tracts of private land which took 6 years.

Next, the panel members spoke about some regional projects in their area.

#### Anna Chafin – Bryan County

- WebstaurantStore
  - o August 2022
  - Distribution
  - o 213 new jobs
  - o \$87.75 million in capital investment
- Komar Brands
  - o November 2022
  - Distribution/light assembly (sewing)
  - o 294 new jobs
  - o \$87.25 million in capital investment
- Norma Precision Inc.
  - o November 2022
  - Manufacturing
  - o 600 new jobs
  - o \$60 million in capital investment
- Hyundai Mobis
  - o November 2022

- o HMGMA manufacturing supplier
- o 1,578 new jobs
- o \$926 million in capital investment
- KISS USA
  - o December 2022
  - o Manufacturing and distribution
  - o 395 new jobs
  - o \$121 million in capital investment
- Port Jersey Logistics
  - o March 2023
  - Distribution
  - o 60 new jobs
  - o \$29.7 million in capital investment

#### **Benjy Thompson – Bulloch County**

- Aspen Aerogels
  - o February 2022
  - Manufacturing
  - o 250 new jobs
  - o \$325 million in capital investment
- Joon Georgia
  - o November 2022
  - o HMGMA manufacturing supplier
  - o 630 new jobs
  - o \$317 million in capital investment
- Revalyu Resources, LLC
  - o December 2022
  - Manufacturing
  - o 71 new jobs
  - o \$50 million in capital investment
- Ecoplastic U.S.A.
  - o January 2023
  - o HMGMA manufacturing supplier
  - o 456 new jobs
  - o \$205 million in capital investment

#### **Trip Tollison – Chatham County**

- CAE
  - o April 2020
  - o Research & Development
  - o 30 new jobs
  - o \$42 million in capital investment
- Rolls Royce
  - o August 2020
  - Manufacturing
  - o 20 new jobs
  - o \$20 million in capital investment
- Amazon

- o May 2021
- Distribution
- o 1,000 new jobs
- o \$255 million in capital investment
- Seoyon E-HWA
  - o February 2023
  - HMGMA manufacturing supplier
  - o 740 new jobs
  - o \$76 million in capital investment
- PHA
  - o March 2023
  - o HMGMA manufacturing supplier
  - o 402 new jobs
  - o \$67 million in capital investment
- Gulfstream Aerospace
  - o April 2023
  - Manufacturing
  - o 1,600 new jobs
  - o \$150 million in capital investment

#### **Brandt Herndon – Effingham County**

- Aerodynamic Aviation
  - o November 2022
  - Manufacturing
  - o 150 new jobs
  - 40,000 square feet
- Sewon America
  - o February 2023
  - o HMGMA manufacturing supplier
  - o 740 new jobs
  - o \$300 million in capital investment
- Menther
  - o October 2021
  - o 10 new jobs
  - o \$155,000 square feet
- ZeroFox
  - o March 2022
  - o 44 new jobs
  - o \$156,000 million in capital investment
- Really-Virtual
  - o March 2022
  - o 36 new jobs
  - o \$300,000 million in capital investment

Each panelist agrees that the secret to their success is partners and team work.

Next, Chairman Neely called on Call on **Mary Waters, Deputy Commissioner – International Trade, GDEcD**, to introduce the members of the GDEcD Export Services Presentation.

Moderator: Mary Waters, Deputy Commissioner – International Trade, GDEcD Todd Gerken, Director, U.S., Commercial Service, South Georgia Dimitris Kloussiadis, Small Business Development Center, International Trade Center Brad Tuttle, Vice President, International Sales, Crider Foods

Mary started the presentation by saying that the May is World Trade Month. Export services is the engine that is running in the background.

#### Georgia shatters trade records again

- 47 billion in exports
- 196 billion in total trade
- 40% trade growth over five years

She spoke about partnerships too.

Mary: Brad, Dimitris, Todd – How do we divide and conquer?

**Todd**: with positive relationships mainly between state and federal – which is not usual. We believe that the agency that is most appropriate should get the credit. We deliver what makes sense with the client. The state and federal services are similar. If the state is lead, three of us decides what makes sense. **Dimitris**: The client comes first. We decide who is most able to fill their needs. We have educational programs – 10 companies pair with university students.

**Brad**: it is critical for the client's success (selling, exporting, all) to work with the agencies. We have export training programs, the agencies compliment each other, the State's services are unbelievable. Tools and services help us decide if sources are reliable.

Mary: What are the biggest challenges for small businesses?

#### **Dimitris**

- Whether old or new
  - Uncertainty and unknowns
  - Entry requirements
  - Must be aware of changes all of the time
  - Container laws
  - financing, long time investments and money
  - o Issues: exportable, funds, skills?

#### Todd

• Substantial financial risks. There are horror stories of pandemic disrupted global experiences.

#### Brad

- Convoluted, if it can be bought and serviced in country that's what they do now.
- Money exchange
- Freight is getting better but the cost is going up.

#### Todd

- Technology
- Less travel for businesses because of Zoom companies are getting out more now

- Competitor companies
- No longer in the trade agreement game 10-15% added costs
- Once we get sorted and negotiate, trade agreements

#### Dimitris

- Don't produce as much
- Companies depend on several suppliers now
- Supply chain issues
- New ideas on how to manipulate data

Chairman Neely called on **Mark Jaronski, Deputy Commissioner – Tourism,** GDEcD to Introduce the speakers for the **Georgia Tourism - A visit to Savannah is a visit to Georgia presentation.** 

Mark Jaronski, Deputy Commissioner – Tourism, GDEcD Joe Marinelli, President, Visit Savannah Amir Eylon, International President & CEO, Longwoods

#### Amir - Reading The Crystal Ball: What To Know From The Latest American Travel Sentiment

- Marketing research \$1.2 trillion and 15 million jobs
- 1 of top 5 industries in states
- Tracking study March 2021 in response to Covid, travel sentiment study wave
- Demand has never been stronger 90-93%
- Visiting friends and relatives and going on trips together
- Activities shopping, experiencing the cities
- Covid impact on travel now is 13%
- 30% of travelers are changing the way they travel
  - They don't want to go abroad
  - They want to be able to drive to their destination
  - Even though higher gas prices they are still traveling
  - Demand is great
  - They like the regional drives
- EV & Chat GPT
  - o 1/3 are looking to drive an EV
  - Convert travel to economic development

#### Mark

- Look at demand
- Plenty of demand with American travelers
- At least one night in Georgia
- The fall and winter experience the best is Georgia
- Travelers think of cities or experiences instead of Georgia as a state
- Easy to get to
- This year's State Travel Guide has four different covers
- The GA Tourism Foundation Board
- Public/private partnerships
- Travel Leisure Magazine 7 pages on Georgia
- First state to open and stay open because of Governor Brian Kemp
- 5<sup>th</sup> in country in overnight stays

#### **Numbers**

- Domestic visitors 159.2 million
- International visitors 257.5 thousand
- Visitor spending domestic and international 34.4 billion
- Total state and local tax revenues generated 4.2 billion
- Total economic impact 64.5 billion

#### Joe

- Savannah is the gem of Georgia
- Visitor economy
- Tourism is a major role in economic development especially in jobs
- Governor Kemp sent the message that Georgia was open for business but we were protecting our visitors
- Perfect day trip destination

Chairman Neely called on **Andrew Capezzuto, General Counsel + CAO – GDEcD**, to present resolutions to be voted on by the Board.

#### Resolution 1 | Savannah Convention Center Authority Bond

Motion to approve by Eric Johnson, Seconded by Mat Swift

Approved 18-0

#### Resolution 2 | GTC

Motion to approve by June Wood, Seconded by Marisa Simpson

Approved 18-0

#### **Resolution 3 | Newton Water**

Motion to approve by Dwight Evans, Seconded by Mitch Malcom

Approved 18-0

Next, Chairman Neely called on Call on Joshua Stephens, Director of Governmental Affairs – GDEcD, to give a legislative update.

Joshua started by welcoming Representative Ron Stephens and Representative Westbrook to the meeting.

- Friday was the last day for Governor Kemp to sign bills
- HB 408
- Bills left after session go back to the committee where they came from to carry over to the next session
- HB 19 appropriations
  - \$2,000 salary increases for state employees
  - o Center of Innovation (in our department) funding
  - o \$200 thousand hit to our international contracts
- HB 162 refunds coming soon

- HB 408 extend the sunset on projects of regional significance
- SB 146 Electric mobility sale of electricity by kilowatt hour instead of time spent at the charger, road taxes
- HB 128 small business expand the opportunity for state contracts
- SB 127 protection/procedures, destination marketing
- Joint tax credit panel set up to review programs Pat and Josh
- The Georgia Lemonade Stand Act free of local issues if makes less than 5,000 in revenue

Andrew Capezzuto gave a brief Rivian update -

- three zoning lawsuits, environmental lawsuit
- developing the site
  - o grading is 60-70% done
  - o construction by the end of the year
  - o still on trace and committed to Georgia
  - o PR battle media education public doesn't want in their backyard

Chairman Nelly called on **Commissioner Pat Wilson – GDEcD** to present the Commissioner's Report.

Commissioner Wilson started his report by stating that jobs don't stop at county lines. Regional partnerships make the difference. We won the Hyundai project because communities pulled together as a region.

#### **Council for the Arts**

Arts and cultural production in Georgia accounts for

- \$29.2 billion and
- Contributing 149,036 jobs,
- Making up 4.2% of the Georgia economy

And these figures only account for direct spending

- According to Americans for the Arts, people attending an arts event spend an average of \$31 per person on top of ticket sales.
- Non-local attendees spend an average of \$47 on everything from food and beverages to gas and overnight stays, so this is a major component of our economy.
- These are just a few of the reasons why, early in this quarter, Tina and Georgia Council for the
  Arts partnered with the Georgia Municipal Association, the City of Thomasville, and the
  Thomasville Center for the Arts to present "More Than Murals."
  - This was a three-day creative placemaking and public art workshop for rural communities to help them establish a unique sense of place and community that can drive tourism and increase site value.
  - Each city that attended will receive an \$8,000 grant to carry out a creative placemaking project in their community.

#### Center of Innovation

• At our last meeting I talked about the Economic Impact Study that the Center of Innovation conducted with Georgia Tech's Center for Economic Development Research.

- That update focused on a specific grant. However, the value and impact of the Center of Innovation is really difficult to calculate.
- This year's Georgia Logistics Summit, for example, was an incredibly valuable opportunity for networking and data-gathering in March this year, here in Savannah.
  - The Summit focused on the ports, supply chain visibility, and logistics technology with Governor Kemp speaking, along with leaders from GDOT, Georgia Ports Authority, and top logistics businesses.
  - We welcomed over 800 guests, and we look forward to hosting this event in Savannah again next April.
- You should also be on the lookout for members of the Center of Innovation in your community.
  - These experts are constantly on the road, supporting electric and other clean mobility operations – including aerospace – and working with our Global Commerce and International Trade teams to ensure connectivity to make doing business in Georgia seamless.
  - For instance, our AgTech Director Chris Chammoun, will be leading the 2nd annual AgTech Summit next month on June 7 in Macon. Please see David Nuckolls for more information on that event.

#### Film Office

- We are celebrating 50 years of Georgia film in 2023! And, we've come a long way.
- Film LA's March 2023 stage report shows that Georgia has surpassed New York to earn the No. 2 ranking in the U.S. for studio space.
  - o This report was based on 2021 numbers, and does not include:
    - The new Athena Stages in Athens
    - The Assembly development in Doraville
    - Electric Owl on Redan Road
    - BlueStar Studios at Fort Gillem
    - Expansions at Trilith
    - EUE/Screen Gems
    - Shadowbox Studios

Nor does it include the 500,000-square-foot \$200 million full-service, modern entertainment complex under construction in Douglasville that was announced by Lionsgate and Great Point Studios this spring.

So, as new business realities coming into play, we're making sure that Georgia stays friendly and top-of-mind for projects. Here in Savannah, Clint Eastwood is prepping for his final film – "Juror No. 2," and the Savanah community and backdrop, along with SEDA's film office, continue to be a destination and draw for TV and film of all kinds.

Thanks for living up to the "Hostess City" nickname in all aspects!

#### **Global Commerce**

Of course, we're in Savanah, where this community is working with the entire region on the biggest economic development project in state history. You heard from this incredible JDA team to start the meeting. Many of you will see and hear more on that project tomorrow morning, but you probably also saw the work along I-16 coming into town.

Governor Kemp was there last week to sign the budget and an extension of HB 408 – our "Competitive Projects of Regional Significance" bill that extends the sunset date on this critical tool for economic development.

We're continuing to announce Hyundai suppliers in the region and other clean tech projects across the entire state.

Seven announced off-site suppliers to Hyundai Motor Group Metaplant America will deliver an additional nearly \$2 billion investment and approximately 4,500 direct jobs.

If you're keeping track – electric mobility projects statewide now tally:

- 40 projects since 2020
- Delivering over \$21.9 Billion in investment and
- More than 28,000 new jobs in Georgia.

And these and other clean tech investments also continue to generate international and national media opportunities for the state, adding to our marketing efforts.

And, we just returned from SelectUSA where we were able to sell Georgia for Foreign Direct Investment and International Trade opportunities.

#### Rivian

- The Rivian site is being graded, with GDOT work and other exciting developments well underway. We've won several recent legal battles as well.
- The company announced their Georgia VP of Facilities last week, so the momentum and excitement surrounding this project and opportunity are growing.

#### **Small Business Rock Stars**

- 85% of GDEcD's work with is with small businesses.
- Last week, we announced our Small Business Rock Stars! Five companies across the state earned the recognition this year.
  - Here in Savannah, that winner was Benedetto Guitars. They are incredible, and I urge you to read about them – and all of the winners – on our blog.

#### **International Trade**

- It's World Trade Month, and where better to celebrate than Savannah at Georgia's single-largest and fastest-growing port?
- Next week, we'll announce our 2023 GLOBE Award winners!
  - Established in 2014, the annual GLOBE Awards program honors Georgia businesses that successfully enter new international markets during the previous calendar year. Our 2023 winners provide a glimpse into the diverse companies that delivered recordbreaking exports last year.
- We just launched a new video about our International Trade services about small business exporter Teverra in Alpharetta.

- Kindly, when their CEO helped us share this video through his own social media account, he said, "We have been very lucky having the Georgia Department of Economic Development aside us in the last 5 years. Their sincere and endless support is for sure one of the reasons behind our success."
- We also brought our International Representatives back to Georgia two weeks ago for the first time since 2023.
  - These representatives in 12 global markets had a crash-course in "Georgia School" –
    participating in business meetings, company and community tours, and getting an onthe-ground view of Georgia that you can't get from a Zoom call.
  - o If you're not familiar with our 12 markets they are:
    - Israel where several of us were just able to visit thanks to Delta's reestablished direct flight
    - United Kingdom
    - China
    - Brazil
    - Europe established 50 years ago this year
    - Korea
    - Mexico
    - Japan the site of our first International Office in 1973
    - Colombia
    - Canada
    - Chile & Peru
  - During this time in the state, our representatives visited Dublin, Macon, and Savannah in addition to Atlanta. We have a blog post with photos and more about their visit if you check the website. We're already looking forward to having them back in Georgia next year.

#### **International Relations**

- Nico Wijnberg and Coryn Marsik are now the International Relations division.
- Their work cuts across divisions to ensure our long-term global partnerships are steady, and growing.
- Nico is also the Chief Protocol Officer for the State of Georgia, and Nico and Coryn coordinate
  our international missions, visiting international delegations and dignitaries, bi-national
  chambers of commerce, Consular Corps and much more.
- They are an integral part of our team, so they have moved under the Commissioner's Office umbrella at our Department, where it makes the most sense under our adapting structure.
- You'll also find them this summer at upcoming events such as the Paris Air Show, SEUS-Canada, and Governor Kemp's upcoming mission to Israel.
- Earlier this spring, we took Delta's reinstated direct flight to Israel to plan for the mission and engage with partners in business and education, trade, and tourism.

#### Tourism/Explore Georgia

- In Tourism, you received a great overview a short time ago.
- You should also know that during the first quarter of 2023, travel spending in Georgia totaled \$8.8 billion up 6.1% year-over-year
- Hotel occupancy was 62.7% a 6.3% increase year-over-year
- Hartsfield-Jackson passenger air travel was up 15% year-over-year

Tourism and marketing of Georgia go hand-in-hand,

I know you received my email earlier this spring about some internal adjustments we are making to consistently deliver Excellence in Everything We Do.

Our Tourism Deputy Commissioner Mark Jaronski has been promoted to Chief Marketing Officer of the Georgia Department of Economic Development.

- He will continue to lead the Tourism division, as well as Marketing and Communications across all divisions.
- By combining resources, we will be able to more effectively enhance our marketing efforts within each unique division for the State of Georgia.
- We are confident that this approach will position GDEcD to better compete in a global marketplace and serve our communities through a model that reflects the major corporations we work with each day.
- We want to empower our team to operate through the personal approach we are known for
  while enhancing our focus on employing tactical research to flawlessly execute marketing for
  each division. We are excited for the ways we will be able to continue to deliver positive results
  for all.

I want to thank you all for serving our state through our Board. We've had a few opportunities to see Board members at State events, and the ways you're representing the work of our Department and making connections in your regions of the state. We love seeing that activity and hearing from you often.

Excellence in everything we do – Mark Jaronski's strengths as our new Chief Marketing Officer brand that covers all of our team data and Mary Waters' trade team that touches 90% of small businesses.

Chairman Neely thanked the speakers, and the Department. He adjourned the meeting at 5:18 pm.

**Respectfully Submitted:** 

Jay Neely

**Board Chairman** 

Dennis Chastain

**Board Secretary** 

attachments

Resolution 1 | Savannah Convention Center Authority Bond

Resolution 2 | GTC

Resolution 3 | Newton Water

# RESOLUTION OF THE BOARD OF ECONOMIC DEVELOPMENT

- I. WHEREAS, the Department of Economic Development (the "Department") was created as a department of the State of Georgia (the "State") in accordance with O.C.G.A. § 50-7-1 et seq.;
- II. WHEREAS FURTHER, the Board of Economic Development (the "DEcD Board") is charged with the direction, supervision and policy setting for the Department pursuant to O.C.G.A. §§ 50-7-3, 50-7-4 and 50-7-8;
- III. WHEREAS FURTHER, pursuant to an act of the General Assembly of the State of Georgia (Act No. 65, 2019 Regular Session, H.B. 525) (the "Act"), various titles of the Official Code of Georgia Annotated were amended so as to dissolve the Georgia International and Maritime Trade Center Authority, created by Georgia Laws 1995, p. 4499, as amended, to rename the Georgia International and Maritime Trade Center as the Savannah Convention Center, to create the Savannah-Georgia Convention Center Authority (the "Authority"), and for other purposes;
- IV. WHEREAS FURTHER, the Act further declared that there exists a need for a public authority of the State to develop, operate and promote the Savannah Convention Center as a site for meetings, conventions, and tourism and other matters of economic development, growth, and commerce for the public good of the State, and therefore the Act created the Savannah-Georgia Convention Center Authority as a public corporation and instrumentality of the State in accordance with O.C.G.A. § 50-7-55;
- V. WHEREAS FURTHER, O.C.G.A. § 50-7-55(v) provides that as of July 1, 2019:
  - A. all powers, duties, assets, real and personal property, liabilities, and indebtedness of the Georgia International and Maritime Trade Center Authority as they existed on July 1, 2019 shall be transferred to the Authority;
  - B. all contracts entered into by the Georgia International and Maritime Trade Center Authority as they existed on July 1, 2019 shall be transferred to the Authority;
  - C. all accounts of and debts owed to the Georgia International and Maritime Trade Center Authority that were outstanding on July 1, 2019, shall also be transferred to the Authority;

- VI. WHEREAS FURTHER, pursuant to O.C.G.A. § 50-7-55(t), the Authority is assigned to the Department for administrative purposes only;
- VII. WHEREAS FURTHER, pursuant to Article VII, Section IV of the Constitution of the State of Georgia (the "Georgia Constitution"), the State may finance certain capital needs directly through the issuance of general obligation debt;
- VIII. WHEREAS FURTHER, pursuant to Article VII, Section IV, Paragraph VII(a) of the Georgia Constitution, and the "Georgia State Financing and Investment Commission Act", O.C.G.A. § § 50-17-20 through 50-17-30, as amended (the "Commission Act"), the Georgia State Financing and Investment Commission (the "Commission") is the agency and instrumentality of the State charged with issuing debt of the State and ensuring the proper application, as provided by law, of the proceeds of such debt to the purposes for which the debt is incurred;
- IX. WHEREAS FURTHER, Article VII, Section IV, Paragraph I (c) of the Georgia Constitution, and the Commission Act provide that certain general obligation debt (as defined by O.C.G.A. § 50-17-21 (5) and hereinafter "General Obligation Debt") may be incurred to acquire, construct, develop, extend, enlarge, or improve land, waters, property, highways, buildings, structures, equipment, or facilities of the State, its agencies, departments, institutions, and of those State authorities which were created and activated prior to November 8, 1960;
- X. WHEREAS FURTHER, as set forth in ATTACHMENT 1 attached hereto and incorporated herein, the General Assembly of the State of Georgia (the "General Assembly") has passed various appropriations acts authorizing amounts from state general funds to be appropriated for the purpose of financing certain capital projects through the issuance of General Obligation Debt, and such appropriations are more fully set forth in such ATTACHMENT 1;
- XI. WHEREAS FURTHER, the Authority finds an immediate need for certain project funding for the purposes of financing some or all of the projects and facilities associated with the appropriations set forth in ATTACHMENT 1 hereto (the "Projects") in the aggregate principal amount of \$8,000,000;
- XII. WHEREAS FURTHER, the Authority, by resolution duly adopted on May 10, 2023 (the "Authority Resolution"), a copy of which Authority Resolution is attached hereto and incorporated herein by reference as ATTACHMENT 2, has approved and authorized the Projects and has requested that the DEcD Board request the Commission for the issuance of \$8,000,000 in aggregate principal amount of State of Georgia General Obligation Bonds, the instruments of which shall have maturities not in excess of the respective appropriations set forth in ATTACHMENT 1 hereto (the "General Obligation Bonds"), for the purpose of financing some or all of the Projects;

XIII. WHEREAS FURTHER, the DEcD Board is aware of the provisions and requirements of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations issued thereunder respecting arbitrage bonds and private activity bonds, and is aware that the Projects must proceed with due diligence and be timely completed following receipt of the proceeds derived from the sale of the General Obligation Bonds (the "Bond Proceeds");

XIV. WHEREAS FURTHER, the Authority intends to use all or a portion of the Bond Proceeds for certain purposes which may give rise to "private business use" within the meaning of Section 141(b)(1) of the Code and thus is requesting that the General Obligation Bonds be issued as federally taxable bonds,

### NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ECONOMIC DEVELOPMENT THAT:

#### **SECTION 1.**

The DEcD Board hereby approves and authorizes the Projects.

#### **SECTION 2.**

The DEcD Board hereby requests the Georgia State Financing and Investment Commission to undertake to issue \$8,000,000 in aggregate principal amount of State of Georgia General Obligation Bonds, the instruments of which shall have maturities not in excess of the respective appropriations set forth in **ATTACHMENT 1** hereto, for the purpose of financing some or all of the Projects.

#### SECTION 3.

The Authority intends to use all or a portion of the Bond Proceeds for certain purposes that may give rise to "private business use", as defined by Section 141 of the Code, and therefore the DEcD Board requests that the General Obligation Bonds be issued as federally taxable bonds.

#### **SECTION 4.**

The DEcD Board hereby determines and agrees that with respect to:

- (a) any Authority project previously financed with proceeds of General Obligation Debt issued by the State with the intent that:
  - (i) the interest on such bonds be excludable from gross income for federal income tax purposes pursuant to Section 103 of the Code; or
  - (ii) such bonds at the time of their issuance were designated by the State as Build America Bonds under Section 54AA of the Code;

- (b) any project transferred to the Authority pursuant to the Act (any such project a "Transferred Project") and where such Transferred Project was financed with proceeds of General Obligation Debt issued by the State with the intent that:
  - (i) the interest on such bonds be excludable from gross income for federal income tax purposes pursuant to Section 103 of the Code; or
  - (ii) such bonds at the time of their issuance were designated by the State as Build America Bonds under Section 54AA of the Code;

and where any such bonds remain outstanding (including any refunding bonds), the DEcD Board certifies that such Transferred Project(s) are not now being used for any private business use within the meaning of pertinent provisions of the Code, except for those specific instances in which the DEcD Board has identified to the Commission such use of the Transferred Project(s) and (i) provision was made so as to retire, redeem or defease any and all then-remaining outstanding bonds for the Transferred Project(s) concurrent with such use, or (ii) the Commission has determined that the aforementioned retirement, redemption or defeasance is not required to maintain the tax-exempt or Build America Bond status of such bonds.

#### **SECTION 5.**

The Commissioner of the Department (the "Commissioner"), the Chairperson of the DEcD Board (the "Chairperson"), the Secretary of the DEcD Board (the "Secretary"), and their valid delegates each are hereby authorized and directed to execute any instruments and take whatever action which may be necessary and incident to purposes related to the Projects, including but not limited to the Authority's direct receipt from the Commission of the Bond Proceeds related to the Projects without further authorization or approval by the DEcD Board or by the Department.

#### **SECTION 6.**

The Commissioner, the Chairperson, the Secretary, and their valid delegates each are hereby authorized and directed to execute any instruments and take whatever action which may be necessary in connection with the issuance of the General Obligation Bonds by the Commission, including, but not limited to, the preparation and execution of answers in connection with any legal proceeding as to the validity of any action by the DEcD Board with respect to the issuance of the General Obligation Bonds by the Commission. The Attorney General or any Assistant Attorney General of the State are authorized to execute Acknowledgment of Service and Waiver of Process in such legal proceedings.

SECTION 7.
All attachments, exhibits and schedules attached hereto or referenced in this resolution (the "Resolution") are hereby incorporated herein and made a part hereof.

[Remainder of page intentionally left blank]

This Resolution is hereby adopted this 10th day of May, 2023.

CHAIRPERSON

BOARD OF ECONOMIC DEVELOPMENT

ATTEST:

Signature:

Name

Title:

BOARD OF ECONOMIC DEVELOPMENT

#### **ATTACHMENT 1**

# SAVANNAH-GEORGIA CONVENTION CENTER AUTHORITY APPROPRIATIONS

Pursuant to Paragraphs I through III of Section IV of Article VII of the Georgia Constitution, the General Assembly has passed various appropriations acts set forth in this Attachment 1, so as to make certain appropriations to the State of Georgia General Obligation Debt Sinking Fund for the purpose of financing certain capital projects through the issuance of General Obligation Debt.

#### H.B. 19, State Fiscal Year 2023-2024:

The General Appropriations Act for State Fiscal Year 2023-2024 (commencing at p. 1of 263, Act No. 351, 2023 Regular Session, H.B. 19) signed by the Governor on May 5, 2023.

[Remainder of page intentionally left blank]

Н.В.	Bond	Appropriation	General Obligation Debt Authorized	General Obligation Debt Previously Issued	General Obligation Debt Available	Maximum General Obligation Debt Requested
19	376.631	[FEDERALLY TAXABLE] From State General Funds, \$1,952,000 is specifically appropriated for the Department of Economic Development for the purpose of financing projects and facilities for the Savannah-Georgia Convention Center Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$8,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.	\$8,000,000	\$0	\$8,000,000	\$8,000,000
		Total	\$8,000,000	\$0	\$8,000,000	\$8,000,000

#### **ATTACHMENT 2**

# RESOLUTION OF THE SAVANNAH-GEORGIA CONVENTION CENTER AUTHORITY

May 10, 2023

### RESOLUTION OF THE

#### SAVANNAH-GEORGIA CONVENTION CENTER AUTHORITY

- I. WHEREAS, pursuant to an act of the General Assembly of the State of Georgia (Act No. 65, 2019 Regular Session, H.B. 525) (the "Act"), various titles of the Official Code of Georgia Annotated were amended so as to dissolve the Georgia International and Maritime Trade Center Authority, created by Georgia Laws 1995, p. 4499, as amended, to rename the Georgia International and Maritime Trade Center as the Savannah Convention Center, to create the Savannah-Georgia Convention Center Authority (the "Authority"), and for other purposes;
- II. WHEREAS FURTHER, the Act further declared that there exists a need for a public authority of the State of Georgia (the "State") to develop, operate and promote the Savannah Convention Center as a site for meetings, conventions, and tourism and other matters of economic development, growth, and commerce for the public good of the State, and therefore the Act created the Savannah-Georgia Convention Center Authority as a public corporation and instrumentality of the State in accordance with O.C.G.A. § 50-7-55;
- III. WHEREAS FURTHER, O.C.G.A. § 50-7-55(v) provides that as of July 1, 2019:
  - A. all powers, duties, assets, real and personal property, liabilities, and indebtedness of the Georgia International and Maritime Trade Center Authority as they existed on July 1, 2019 shall be transferred to the Authority;
  - B. all contracts entered into by the Georgia International and Maritime Trade Center Authority as they existed on July 1, 2019 shall be transferred to the Authority;
  - C. all accounts of and debts owed to the Georgia International and Maritime Trade Center Authority that were outstanding on July 1, 2019, shall also be transferred to the Authority;
- IV. WHEREAS FURTHER, the Department of Economic Development (the "Department") was created as a department of the State in accordance with O.C.G.A. § 50-7-1 et seq.;
- V. WHEREAS FURTHER, the Board of Economic Development (the "DEcD Board") is charged with the direction, supervision and policy setting for the Department pursuant to O.C.G.A. §§ 50-7-3, 50-7-4 and 50-7-8;
- VI. WHEREAS FURTHER, pursuant to O.C.G.A. § 50-7-55(t), the Authority is assigned to the Department for administrative purposes only;
- VII. WHEREAS FURTHER, pursuant to Article VII, Section IV of the Constitution of the State of Georgia (the "Georgia Constitution"), the State may finance certain capital needs directly through the issuance of general obligation debt;

- VIII. WHEREAS FURTHER, pursuant to Article VII, Section IV, Paragraph VII(a) of the Georgia Constitution, and the "Georgia State Financing and Investment Commission Act", O.C.G.A. § \$ 50-17-20 through 50-17-30, as amended (the "Commission Act"), the Georgia State Financing and Investment Commission (the "Commission") is the agency and instrumentality of the State charged with issuing debt of the State and ensuring the proper application, as provided by law, of the proceeds of such debt to the purposes for which the debt is incurred;
- IX. WHEREAS FURTHER, Article VII, Section IV, Paragraph I (c) of the Georgia Constitution, and the Commission Act provide that certain general obligation debt (as defined by O.C.G.A. § 50-17-21 (5) and hereinafter "General Obligation Debt") may be incurred to acquire, construct, develop, extend, enlarge, or improve land, waters, property, highways, buildings, structures, equipment, or facilities of the State, its agencies, departments, institutions, and of those State authorities which were created and activated prior to November 8, 1960;
- X. WHEREAS FURTHER, as set forth in ATTACHMENT 1 attached hereto and incorporated herein, the General Assembly of the State of Georgia (the "General Assembly") has passed various appropriations acts authorizing amounts from state general funds to be appropriated for the purpose of financing certain capital projects through the issuance of General Obligation Debt, and such appropriations are more fully set forth in such ATTACHMENT 1;
- XI. WHEREAS FURTHER, the Authority finds an immediate need for certain project funding for the purposes of financing some or all of the projects and facilities associated with the appropriations set forth in ATTACHMENT 1 hereto (the "Projects") in the aggregate principal amount of \$8,000,000;
- XII. WHEREAS FURTHER, the Authority therefore desires to request the DEcD Board to request the Commission to issue \$8,000,000 in aggregate principal amount of State of Georgia General Obligation Bonds, the instruments of which shall have maturities not in excess of the respective appropriations set forth in ATTACHMENT 1 hereto (the "General Obligation Bonds"), for the purpose of financing some or all of the Projects;
- XIII. WHEREAS FURTHER, the Authority is aware of the provisions and requirements of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations issued thereunder respecting arbitrage bonds and private activity bonds, and is aware that the Projects must proceed with due diligence and be timely completed following receipt of the proceeds derived from the sale of the General Obligation Bonds (the "Bond Proceeds");
- XIV. WHEREAS FURTHER, the Authority intends to use all or a portion of the Bond Proceeds for certain purposes which may give rise to "private business use" within the meaning of Section 141(b)(1) of the Code and thus is requesting that the General Obligation Bonds be issued as federally taxable bonds,

# NOW, THEREFORE, BE IT RESOLVED BY THE SAVANNAH-GEORGIA CONVENTION CENTER AUTHORITY THAT:

#### SECTION 1.

The Authority hereby approves and authorizes the Projects.

#### **SECTION 2.**

The Authority hereby requests the DEcD Board to submit a request to the Georgia State Financing and Investment Commission that the Commission undertake to issue \$8,000,000 in aggregate principal amount of State of Georgia General Obligation Bonds, the instruments of which shall have maturities not in excess of the respective appropriations set forth in ATTACHMENT 1 hereto, for the purpose of financing some or all of the Projects.

#### **SECTION 3.**

The Authority intends to use all or a portion of the Bond Proceeds for certain purposes that may give rise to "private business use", as defined by Section 141 of the Code, and therefore the Authority requests that the General Obligation Bonds be issued as federally taxable bonds.

#### **SECTION 4.**

The Authority hereby determines and agrees that with respect to:

- (a) any Authority project previously financed with proceeds of General Obligation Debt issued by the State with the intent that:
  - (i) the interest on such bonds be excludable from gross income for federal income tax purposes pursuant to Section 103 of the Code; or
  - (ii) such bonds at the time of their issuance were designated by the State as Build America Bonds under Section 54AA of the Code;
- (b) any project transferred to the Authority pursuant to the Act (any such project a "Transferred Project") and where such Transferred Project was financed with proceeds of General Obligation Debt issued by the State with the intent that:
  - (i) the interest on such bonds be excludable from gross income for federal income tax purposes pursuant to Section 103 of the Code; or
  - (ii) such bonds at the time of their issuance were designated by the State as Build America Bonds under Section 54AA of the Code;

and where any such bonds remain outstanding (including any refunding bonds), the Authority certifies that such Transferred Project(s) are not now being used for any private business use within the meaning of pertinent provisions of the Code, except for those specific instances in which the Authority has identified to the Commission such use of the Transferred Project(s) and (i) provision

was made so as to retire, redeem or defease any and all then-remaining outstanding bonds for the Transferred Project(s) concurrent with such use, or (ii) the Commission has determined that the aforementioned retirement, redemption or defeasance is not required to maintain the tax-exempt or Build America Bond status of such bonds.

#### **SECTION 5.**

The Chairperson of the Authority (the "Chair"), the Vice Chairperson of the Authority (the "Vice Chairperson"), Secretary-Treasurer of the Authority (the "Secretary"), and their valid delegates each are hereby authorized and directed to execute any instruments and take whatever action which may be necessary and incident to purposes related to the Projects, including but not limited to the Authority's direct receipt from the Commission of the Bond Proceeds related to the Projects without further authorization or approval by the Authority or by the Department.

#### **SECTION 6.**

The Chairperson, the Vice Chairperson, the Secretary, and their valid delegates each are hereby authorized and directed to execute any instruments and take whatever action which may be necessary in connection with the issuance of the General Obligation Bonds by the Commission, including, but not limited to, the preparation and execution of answers in connection with any legal proceeding as to the validity of any action by the Authority with respect to the issuance of the General Obligation Bonds by the Commission. The Attorney General or any Assistant Attorney General of the State are authorized to execute Acknowledgment of Service and Waiver of Process in such legal proceedings.

#### SECTION 7.

All attachments, exhibits and schedules attached hereto or referenced in this resolution (the "Resolution") are hereby incorporated herein and made a part hereof.

[Remainder of page intentionally left blank]

his Resolution is hereby adopted this 10th day of May, 2023.
HAIRPERSON
AVANNAH-GEORGIA CONVENTION CENTER AUTHORITY
ATTEST:
SECRETARY-TREASURER
SAVANNAH-GEORGIA CONVENTION CENTER AUTHORITY

#### **ATTACHMENT 1**

# SAVANNAH-GEORGIA CONVENTION CENTER AUTHORITY APPROPRIATIONS

Pursuant to Paragraphs I through III of Section IV of Article VII of the Georgia Constitution, the General Assembly has passed various appropriations acts set forth in this Attachment 1, so as to make certain appropriations to the State of Georgia General Obligation Debt Sinking Fund for the purpose of financing certain capital projects through the issuance of General Obligation Debt.

#### H.B. 19, State Fiscal Year 2023-2024:

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[Remainder of page intentionally left blank]

H.B.	Bond	Appropriation	General Obligation Debt Authorized	General Obligation Debt Previously Issued	General Obligation Debt Available	Maximum General Obligation Debt Requested
19	376.631	[FEDERALLY TAXABLE] From State General Funds, \$1,952,000 is specifically appropriated for the Department of Economic Development for the purpose of financing projects and facilities for the Savannah-Georgia Convention Center Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$8,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.	\$8,000,000	\$0	\$8,000,000	\$8,000,000
		Total	\$8,000,000	\$0	\$8,000,000	\$8,000,000

#### RESOLUTION

WHEREAS, the Georgia Transmission Corporation ("GTC") needs to install a 230KV Transmission line and associated electrical infrastructure improvements on the Kia site in LaGrange, Troup County (the "Project"); and

WHEREAS, pursuant to O.C.G.A. § 50-7-41, the Department is authorized to lease any improved or unimproved land or other property acquired by it under Code Section 50-7-40 to the Authority with the custody to any such land remaining with the Department;

WHEREAS, pursuant to O.C.G.A. § 50-16-42, the Commission has the authority to grant a revocable license agreement or easement for property under the custody and control of any state agency; and

WHEREAS, GTC, through the State Properties Commission, requires GDEcD to authorize a revocable license agreement, and any subsequent temporary or permanent easement, as required or approved by the Commission, to GTC so that GTC can install a 230KV Transmission line and associated electrical infrastructure improvements as identified on Exhibit "A"; and

WHEREAS, the Department supports authorizing this resolution so as to allow the Commission to grant the revocable license agreement, and any subsequent temporary or permanent easement, as required or approved by the Commission, to GTC as shown in Exhibit "A"; and

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT THE BOARD OF THE ECONOMIC DEVELOPMENT request that the State Properties Commission authorize the granting of the revocable license agreement, and any subsequent temporary or permanent easement, as required or approved by the Commission, on the Property as shown in Exhibit "A";

**AND BE IT FURTHER RESOLVED** that the Chairman is hereby authorized to do all things necessary and proper to implement the purpose of this resolution.

Adopted this 10th day of May, 2023.

Chairman

Georgia Department of Economic Development

Attest: Secretary or Assistant Secretary

{Department Seal}

#### **CERTIFICATE**

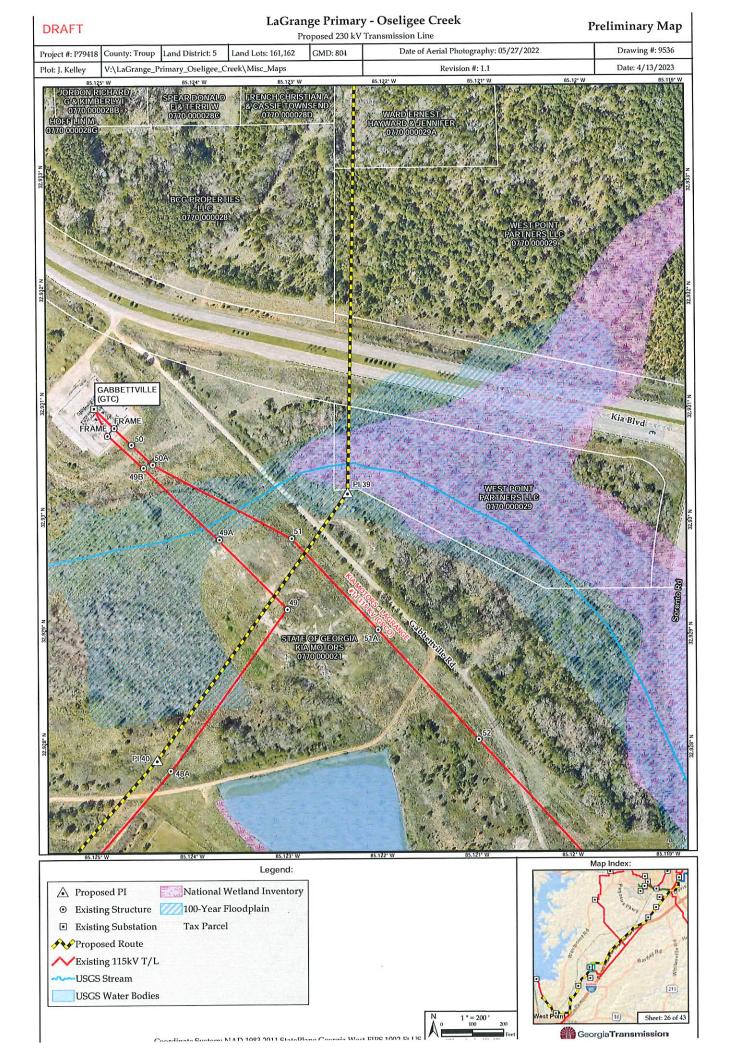
The undersigned hereby certifies that I hold the position of Secretary or Assistant Secretary, as stated below my signature, of the Board of the Georgia Department of Economic Development and that the Resolution a true and correct copy of which is attached to this Certificate was duly adopted by the Board of the Department at and in a public meeting duly scheduled and for which all public notices required by law were given.

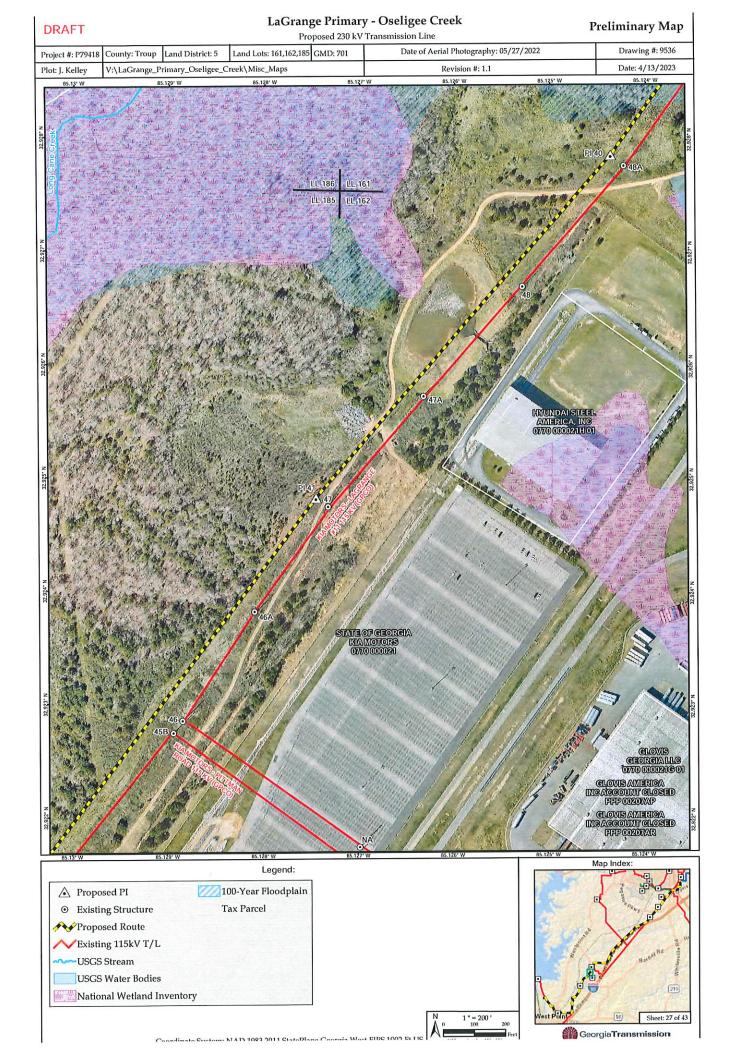
Dated: May 10th, 2023.

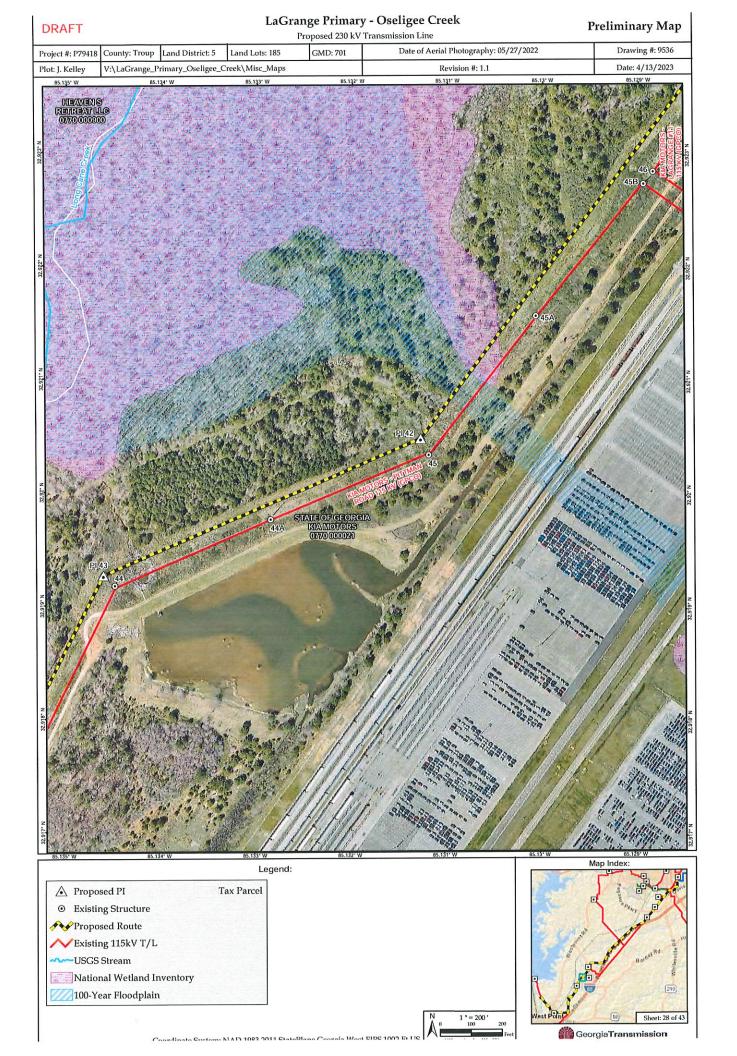
ecretary or Assistant Secretary

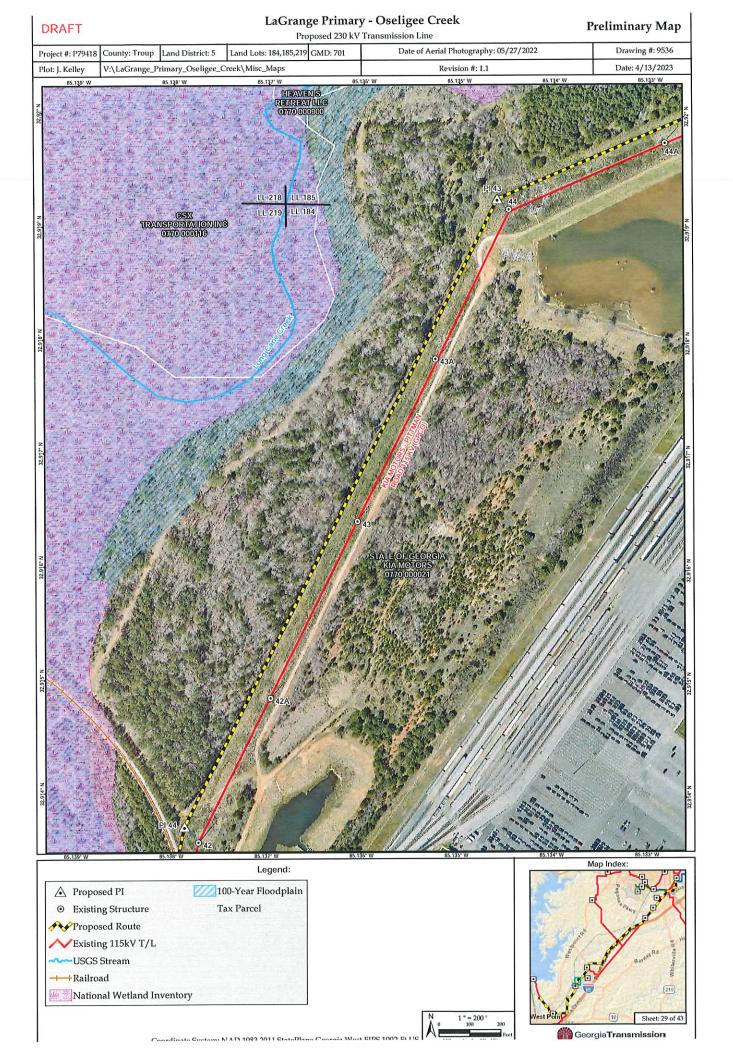
{Department Seal}

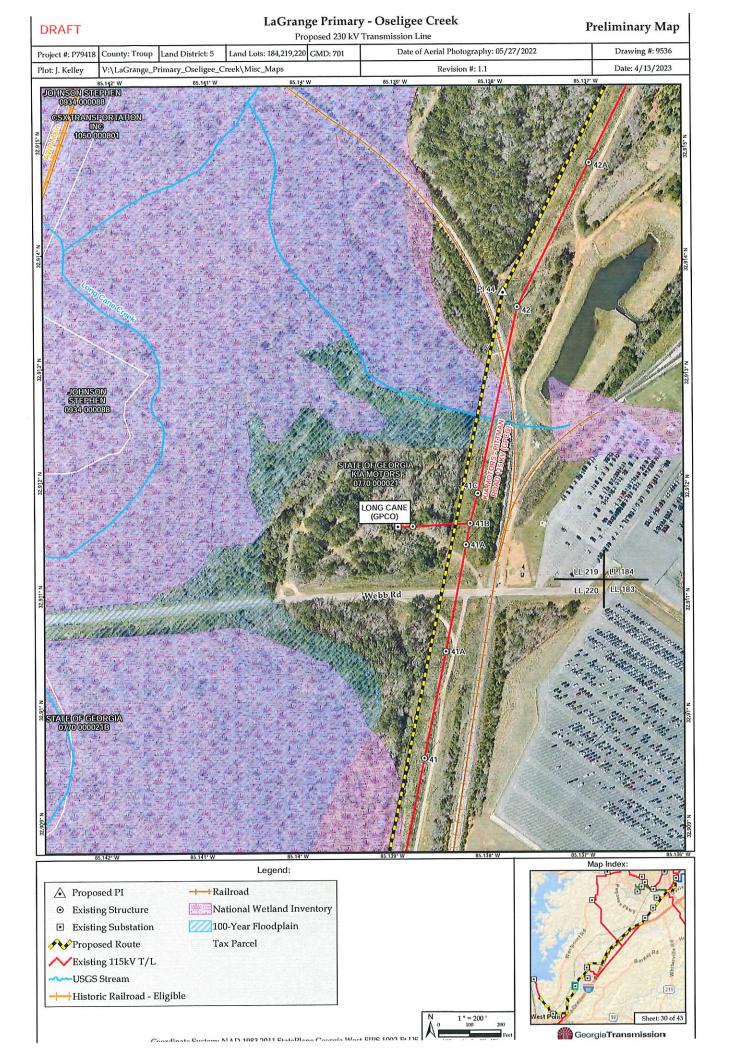
### Exhibit A

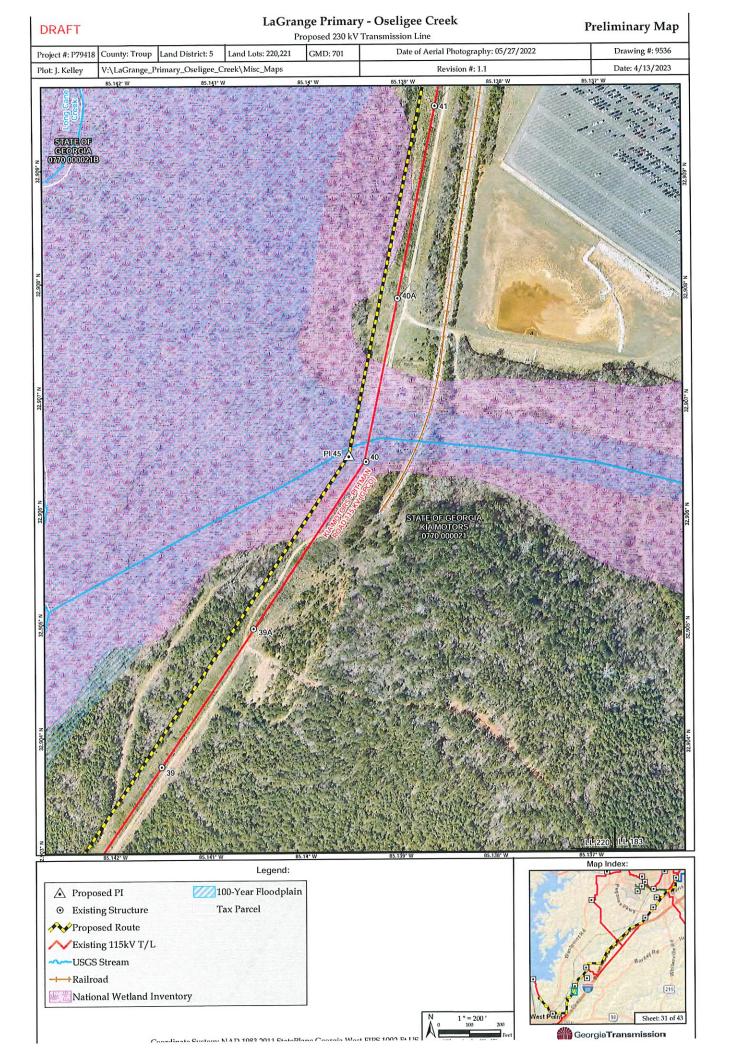


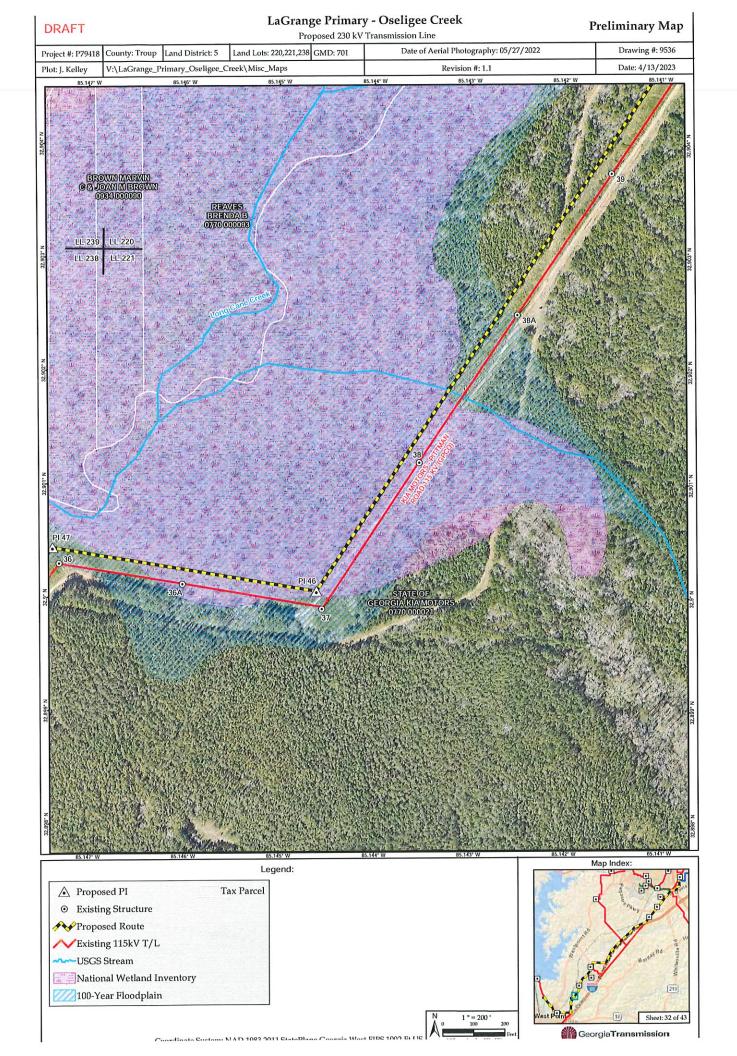


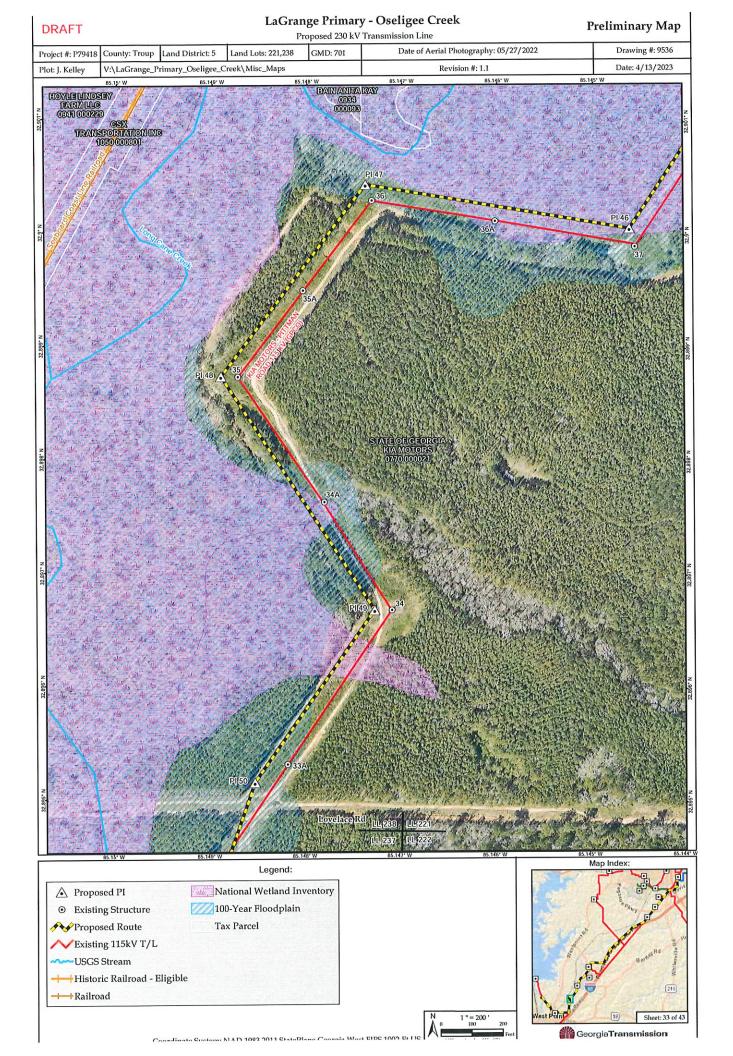


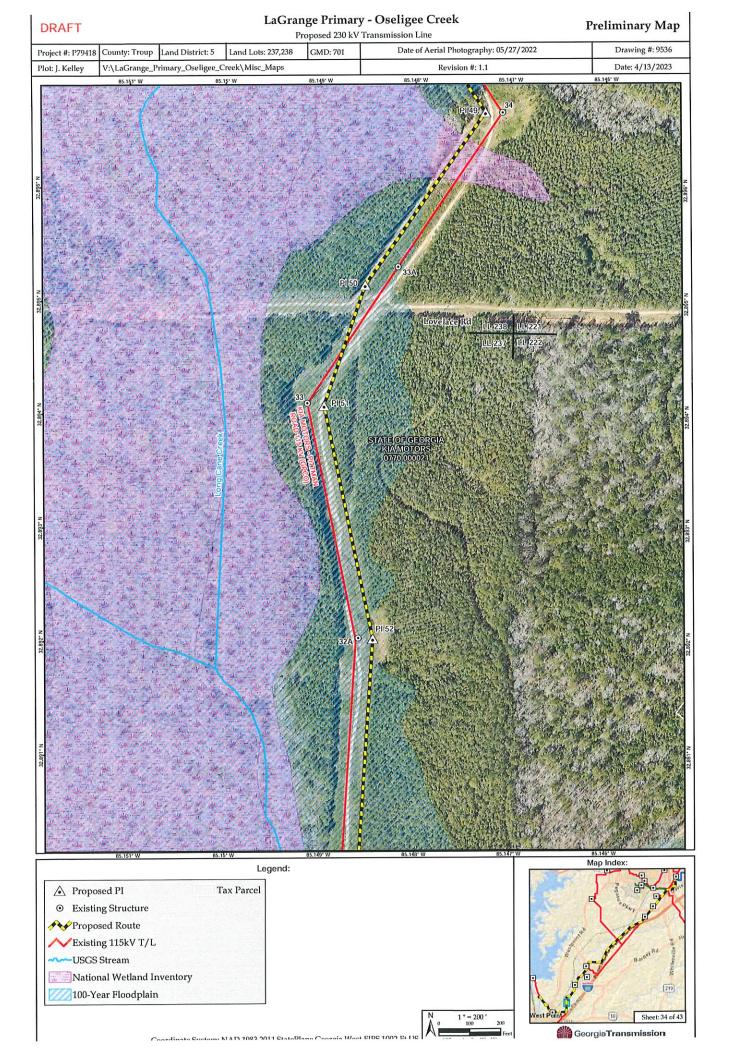


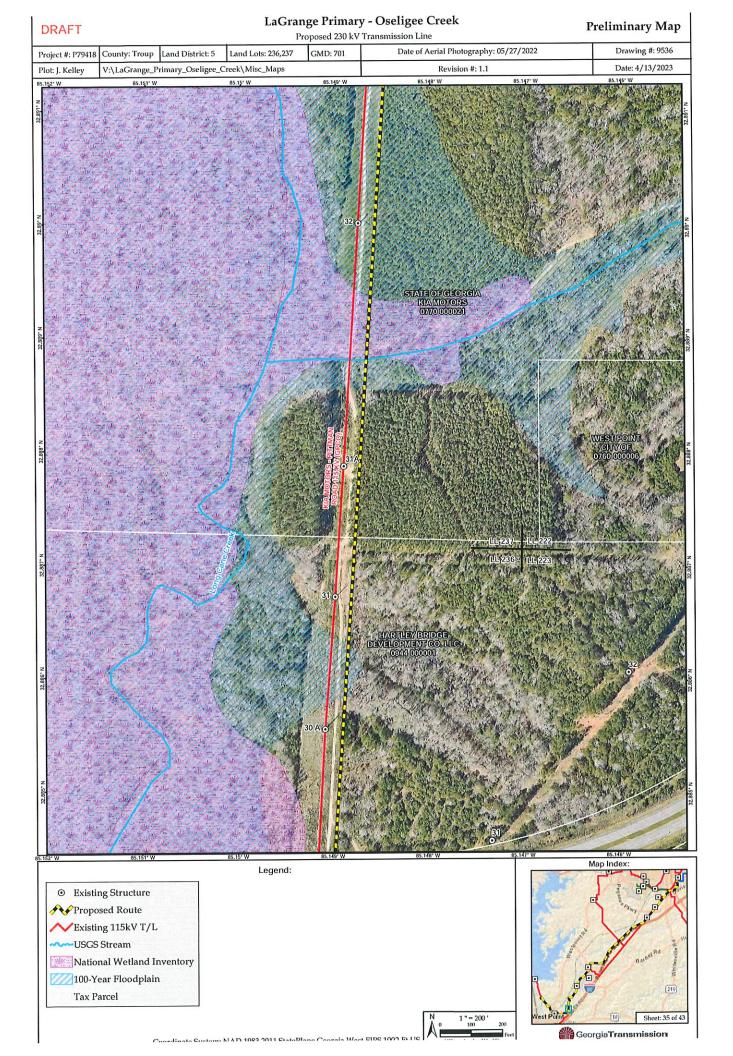












#### RESOLUTION

WHEREAS, the Newton County Water & Sewage Authority ("NCWSA") needs to complete due diligence and install a water tower and related water infrastructure on the Rivian Site (the "Project") which is owned by the State of Georgia and which is currently in the custody and control of the Georgia Department of Economic Development ("Department");

WHEREAS, pursuant to O.C.G.A. § 50-16-42, the State Properties Commission has the authority to grant a revocable license agreement or easement for property under the custody and control of any state agency; and

WHEREAS, NCWSA, through the State Properties Commission, requires GDEcD to authorize a revocable license agreement, and any subsequent temporary or permanent easement, as required or approved by the Commission, to NCWSA so that NCWSA can complete due diligence and ultimately install a water tower and related water infrastructure on the Rivian Site as identified on Exhibit "A"; and

WHEREAS, the Department supports authorizing this resolution so as to allow the Commission to grant the revocable license agreement, and any subsequent temporary or permanent easement, as required or approved by the State Properties Commission, to NCWSA as shown in Exhibit "A"; and

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT THE BOARD OF THE ECONOMIC DEVELOPMENT request that the State Properties Commission authorize the granting of the revocable license agreement, and any subsequent temporary or permanent easement, as required or approved by the Commission, on the Property as shown in Exhibit "A";

**AND BE IT FURTHER RESOLVED** that the Chairman is hereby authorized to do all things necessary and proper to implement the purpose of this resolution.

Adopted this 10th day of Man, 2023.

Chairman

Georgia Department of Economic Development

Attest: Secretary or Assistant Secretary

{Department Seal}

#### **CERTIFICATE**

The undersigned hereby certifies that I hold the position of Secretary or Assistant Secretary, as stated below my signature, of the Board of the Georgia Department of Economic Development and that the Resolution a true and correct copy of which is attached to this Certificate was duly adopted by the Board of the Department at and in a public meeting duly scheduled and for which all public notices required by law were given.

Dated: May 10th, 2023.

ecretary or Assistant Secretary

{Department Seal}

### Exhibit A



# **WATER TRANSMISSION EAST NEWTON**

# MAP LEGEND

1.78 AC 30' Perm Access/Utility Easemer 0.59 AC 10' Temp Access/Utility Easemer

0.70 Ac 30' Perm Access/Utility Easemer

10' Temp Access/Utility Easemer

80 AC 40' Temp Access Easement

70' Utility Easement

20" Potable Water Main

Sanitary Sewer

Reuse Force Main IWW Force Main Potable Water Main

= 84" Tunnel Under I-20 2.00 AC Water Tank

= 36" Tunnel Under I-20

Frontage Road

Existing Lift Station

Property Boundary

Dennis Creek

