

## A G E N D A

### VIRGINIA ECONOMIC DEVELOPMENT PARTNERSHIP AUTHORITY MEETING OF THE FINANCE AND AUDIT COMMITTEE (FAC)

December 11, 2024  
2:30 P.M. to 3:30 P.M.

901 East Cary Street  
James Center One, 9<sup>th</sup> Floor VEDP Board Room  
Richmond, VA 23219

- |                       |  |
|-----------------------|--|
| 2:30 p.m. – 2:31 p.m. | <b>Welcome/Call to Order</b> – Rick Harrell, FAC Chair   |
| 2:31 p.m. – 2:33 p.m. | <b>Public Comment Period</b> – Rick Harrell  |
| 2:33 p.m. – 2:35 p.m. | <b>Approval of Minutes of 9/18/24 FAC Meeting</b> – Rick Harrell <ul style="list-style-type: none"><li>▪ Action Item - Vote to Accept</li></ul>  |
| 2:35 p.m. – 2:40 p.m. | <b>VEDP FY25 Financial Results (thru 9/30/2024)</b> – Bob Grenell <ul style="list-style-type: none"><li>▪ Action Item - Vote to Accept</li></ul> |
| 2:40 p.m. – 2:50 p.m. | <b>Procurement Protocols Update</b> – Bob Grenell <ul style="list-style-type: none"><li>▪ Action Item - Vote to Approve</li></ul>                |
| 2:50 p.m. – 3:00 p.m. | <b>Audit Update</b> – Forvis Mazars  |
| 3:00 p.m. – 3:10 p.m. | <b>IT Security Update</b> – Chris Hughes   |
| 3:10 p.m. – 3:20 p.m. | <b>Extension Requests</b> – Katherine Goodwin <ul style="list-style-type: none"><li>▪ Action Item - Vote to Recommend</li></ul>                  |
| 3:20 p.m. – 3:25 p.m. | <b>Clawback Updates</b> – Katherine Goodwin <ul style="list-style-type: none"><li>▪ Action Item - Vote to Accept</li></ul>                       |
| 3:25 p.m. – 3:30 p.m. | <b>Topics for Next Meeting</b>   |
| 3:30 p.m.             | <b>Adjournment</b>   |

**Minutes**  
**Finance and Audit Committee Meeting**  
**Board of Directors of the Virginia Economic Development Partnership**  
**September 18, 2024**  
**1:45 p.m. – 2:30 p.m.**

**901 East Cary Street**  
**James Center One, Board Room – 9th Floor**  
**Richmond, VA 23219**

**Welcome and Call to Order**

The meeting was called to order at 1:45 p.m. by Chair Rick Harrell, who noted that a quorum was present.

In-Person Committee Members: Chair Rick Harrell, Secretary Stephen Cummings, Pace Lochte, Secretary Caren Merrick, Will Sessoms, Steven Stone, and Bill Hayter (ex officio)

Committee Members Absent: April Kees

In-Person Other Board Members: Mimi Coles, Stephen Edwards, John Hewa, Connie Loughhead, Sonya Montgomery, and Nick Rush

**Public Comment Period**

Chair Harrell solicited public comments. There were none.

**Approval of Minutes for June 12, 2024 Meeting**

Chair Harrell asked for approval of the minutes from the June 12, 2024, Committee meeting. A motion was made by Mr. Sessoms and seconded by Ms. Lochte and the minutes were unanimously approved as presented.

**VEDP FY24 Financial Results (thru 06.30.2024)**

Bob Grenell, VEDP Controller, presented the financial results for the twelve-month period ending June 30, 2024. He shared that all VEDP divisions are at or below budget for the fiscal year, with accelerated spending in the fourth quarter as expected.

Chair Harrell asked for acceptance of the VEDP FY24 Financial Results through June 30, 2024. A motion was made by Secretary Cummings and seconded by Ms. Lochte and the financial results were unanimously accepted.

## **Audit Update**

Chair Harrell introduced Randy Sherrod with FORVIS Mazars, VEDP's audit firm, to provide a progress update on VEDP's audit function:

- The updated annual risk assessment and proposed five-year audit plan were reviewed.
- The status of open audit issues since the June FAC meeting were reviewed. One open audit issue in Human Resources has been addressed and will be evaluated by FORVIS Mazars prior to the next FAC meeting.

Chair Harrell asked for acceptance of the audit update. A motion was made by Mr. Hayter and seconded by Mr. Sessoms and the audit update was unanimously accepted.

## **IT Security Update**

Chris Hughes (VP IT) provided a security update that included the following Items:

- Review of the five-year IT audit plan
- Audit findings status

Mr. Harrell thanked Mr. Hughes for his report.

## **Clawback Updates**

Katherine Goodwin, SVP of Business Investment, presented an update on clawback activity, which is summarized below:

- One past due clawback for Polycap - company closed and was paid full grant. Recommend project be referred to the Office of Attorney General for collection.
- Four COF clawbacks requested but not past due yet.
- No COF clawbacks closed out since the June Board meeting.
- Two COF closeouts in process
- One VJIP clawback requested. Company expected to provide investment documentation to alleviate clawback.
- One data center clawback closeout in process.

Mr. Sessoms made a motion to accept the clawback report. Mr. Stone seconded the motion, and the motion passed unanimously.

## **Acceptance of the Semi-annual Report on Incentive Performance/COF Progress Reports/Incentive Administration Policy and Procedural Guidelines**

Ms. Goodwin, SVP of Business Investment, presented the semi-annual report on incentive compliance, annual COF progress reports, and incentive administration policy and procedural guidelines updates, which were all included in the Board packet.

Chair Harrell asked for a motion to accept the reports and guidelines, which was made by Ms. Lochte and seconded by Mr. Hayter and unanimously passed as follows:

- Accept: Semi-annual Report on Incentive Compliance
  
- Accept: Annual COF Progress Reports
  - 100% of COF progress reports expected in FY24 were received.
  
- Approve: Incentives Administration Policy and Procedural Guidelines Proposed Updates
  - VIP and VEDIG were restructured to allow grant installments to begin one year after the Company Notification is filed. With this change, the need for the Subsequent Company Notification was eliminated.
  - Funding for the Virginia Offshore Wind Supplier Development Grant was eliminated.
  - Update to the staff composition of the Project Review and Credit Committee based on organizational structure changes.
  - Update to position titles throughout the document based on organizational structure changes.
  - Add language describing how the employment baseline for a project is determined.
  - Update to include VJIP Retraining guidelines due to the reimplementaion of the program.
  - Update to include guidelines for Custom Performance Grants/Special Appropriations.

**Other Topics, Next Meeting, and Adjournment**

The next meeting of the Finance and Audit Committee will be held on December 11, 2024. The meeting was adjourned at 2:20 p.m.

Respectfully submitted,

# CONTROLLER'S REPORT TO THE FINANCE AND AUDIT COMMITTEE

December 11, 2024

# PRESENTER



**Bob Grenell**

**Controller, Fiscal & Support Services**

**[bgrenell@vedp.org](mailto:bgrenell@vedp.org)**

**804.545.5646**

## FY2025: OPERATIONS BUDGET TO ACTUAL FOR THE THREE MONTHS ENDED SEPTEMBER 30, 2024

<u>Division</u>	<u>Budget</u>	<u>YTD Actual</u>	<u>25%</u>
Talent Accelerator Program	14,752,500	1,951,561	13%
VOEE	1,998,338	488,696	24%
RTSBO	1,713,905	419,195	24%
International Trade	11,949,576	2,853,877	24%
BI Project Management	3,257,588	788,614	24%
Strategic Projects & Lead Generation	3,403,859	830,908	24%
Innovative Framework Sector Teams	3,591,620	834,266	23%
Research	3,466,001	870,273	25%
Marketing and Communications	4,656,724	1,184,367	25%
Economic Competitiveness	1,441,038	365,626	25%
Real Estate Solutions	1,591,617	372,300	23%
Information Technology	1,471,726	373,818	25%
Incentives	1,209,639	227,926	19%
Administration	5,495,847	1,363,753	25%
<b>Total VEDP Operations</b>	<b>59,999,978</b>	<b>12,925,180</b>	<b>22%</b>
Projects, Pass Thru's, and Grants	8,171,679	-	0%
<b>Total VEDP</b>	<b>68,171,657</b>	<b>12,925,180</b>	<b>19%</b>

## **FY2025: OPERATIONS BUDGET TO ACTUAL FOR THE THREE MONTHS ENDED SEPTEMBER 30, 2024**

- All divisions are at or below budget through the first three months of the fiscal year.
- The market-facing divisions (Talent Accelerator Program, International Trade, BI Project Management, Strategic Projects and Lead Generation, Innovative Framework Sector Teams, and Marketing and Communications) are under budget (20% combined). This spending rate is expected to increase as we move further into FY25 consistent with prior years.
- The Projects, Pass Thru's and Grants budget includes \$3.7 million for the Virginia Business Ready Sites Development and Characterization programs, \$2.3 million for the Brownfields Restoration and Redevelopment Fund, and \$2.2 million for the Offshore Wind Supply Chain Development Program.



# PROCUREMENT PROTOCOLS UPDATE

# Virginia Economic Development Partnership

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### 3.9 Office Supplies, Furniture, Equipment (except Computers), and Other Goods

**POLICY:** Other than those items otherwise addressed in Sections 3.1 through 3.13 of this manual, procurement of office supplies, furniture, equipment (other than computers), printing and other goods will be purchased in accordance with the rules established in this section. For procurements involving both goods and services, it will be considered a “goods” procurement if the estimated cost of goods is more than 50% of the total purchase price.

In order to ensure the consistency and quality of all furnishings, the Procurement Office will be responsible for procurement of all furniture. If a division identifies a need for furniture and/or related service, they must contact the Procurement Office. The Procurement Office will evaluate the need, identify the potential products/sources, and select the appropriate procurement method.

For purchases of (a) goods or nonprofessional services for \$200,000 or more or (b) professional services or non-transportation-related construction of \$80,000 or more, VEDP shall post notice on the Department of General Services’ central electronic procurement website or VEDP’s website on the day of award or announcement of decision to award such contract, whichever occurs first.

Procurement of any fixed assets requires special processing and accounting by the Fiscal Office. If tangible products are being ordered which are greater than \$5,000 and have an expected “life” greater than one year, contact the Procurement Office (see Section 5.3).

**PROCEDURES:** Reference the Procurement Levels Guide, Section 3, for the procurement of goods and services. In addition to the expenditure authorizations in the Procurement Levels Guide, the Procurement Office must also authorize all procurements of furniture, including modular systems, regardless of expenditure level or procurement method.

# Virginia Economic Development Partnership

## Purchasing Policies & Procedures Manual

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### 3.10 Real Estate and Construction

**POLICY:**

VEDP's Procurement Office will be responsible for establishing all contracts for real estate or construction services. No other contracts or services shall be established or ordered directly by any division or cost center.

For purchases of (a) goods or nonprofessional services for \$200,000 or more or (b) professional services or non-transportation-related construction of \$80,000 or more, VEDP shall post notice on the Department of General Services' central electronic procurement website or VEDP's website on the day of award or announcement of decision to award such contract, whichever occurs first.

# Virginia Economic Development Partnership

## Purchasing Policies & Procedures Manual

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### 3.12 Services (Professional and non-Professional)

**POLICY:**

Other than those items otherwise addressed in Sections 3.1 through 3.13 of this manual, procurement of services will be purchased in accordance with the rules established in this section. For procurements involving both goods and services, it will be considered a "service" procurement if the estimated cost of labor is more than 50% of the total purchase price. In addition to the expenditure authorizations shown below, Human Resources must authorize all staff augmentation ("temporary staff") services regardless of expenditure level or procurement method.

Professional services include work which must be performed by an entity licensed in the practice of accounting, actuarial, architecture, land survey, landscape architecture, law, medicine, optometry, pharmacy or engineering. For procurements involving both goods and services, it will be considered a "service" procurement if the estimated cost of labor is more than 50% of the total purchase price.

*All legal service needs will be referred to VEDP's in-house counsel.*

Soliciting professional services differs from other services, in that costs or man-hour estimates should not be obtained during the initial solicitation, and negotiations may be conducted with more than one entity at the same time.

All other services are deemed non-professional and VEDP's standard procurement guidelines will apply.

For purchases of (a) goods or nonprofessional services for \$200,000 or more or (b) professional services or non-transportation-related construction of \$80,000 or more, VEDP shall post notice on the Department of General Services' central electronic procurement website or VEDP's website on the day of award or announcement of decision to award such contract, whichever occurs first.

**PROCEDURES:**

Reference the Procurement Levels Guide, Section 3, for the procurement of goods and services.

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## 4.4 Emergency Purchases

- POLICY:** To be considered an emergency for purchasing reasons, a situation must exist which is likely to:
- Endanger life or property
  - Cause injury to any person or property
  - Cause cessation of essential services, operations, or functions of VEDP
  - Cause financial loss or risk of loss to VEDP
  - Cause non-performance of any duty or obligation of VEDP imposed by law or contract
  - Any other event which may be detrimental to VEDP and its programs and policies.

VEDP shall not be required to seek competition or engage in competitive negotiation if it determines in writing that an emergency exists and makes the purchase needed with such competition as is practicable under the circumstances. VEDP shall state in such writing 1. That the contract is being awarded on an emergency basis, 2 that which is being purchased, 3 the contractor selected for such purchase, 4 the date of the award of such contract, and 5 the relationship of such purchase to the public purpose and mission of VEDP. Such notice shall be posted on the Department of General Services' central electronic procurement website or VEDP's website on the day VEDP awards or announces its decision to awards or announces its decision to award such contract, whichever occurs first.

Emergency purchases require justification and authorization by a Division SVP or VP (\$10,000 to under \$50,000), the CAO (\$50,000 to under \$100,000) or the President and CEO and CAO (\$100,000 and above). (See Section 3.) Authorization of an Emergency Purchase indicates that in management's judgment, the benefits of an immediate and direct purchase of goods or services outweigh the drawbacks of limited competition.

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- PROCEDURES:**
1. If an emergency purchase is deemed necessary, complete the Emergency Determination form (for purchases \$10,000 and above), and obtain required authorizing signatures. *If the emergency is likely to endanger life or property, cause injury to any person or property, or cause cessation of essential services, operations, or functions of VEDP, the Emergency*

# Virginia Economic Development Partnership

## Purchasing Policies & Procedures Manual

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### 4.5 Sole Source

**POLICY:**

A purchase of goods or services may be considered sole source if there is only one source practicably available. A contract may be negotiated and awarded to that source without competitive negotiation. VEDP's Sole Source Form documents the basis for this determination. VEDP shall issue a written notice stating that only one source was determined to be practicably available and identifying that which is procured, the contractor selected, and the date on which the contract was or will be awarded. This notice shall be posted on the Department of General Services' central electronic procurement website or VEDP's website on the day VEDP awards or announces its decision to award such contract, whichever occurs first.

*Note: Sole source must not be confused with proprietary purchases, the latter being one where only a specific brand, make or model is acceptable, but it can be obtained from several sources (e.g., dealers, resellers, distributors).*

Sole source purchases require justification and authorization by a Division Director (\$10,000 to under \$50,000) or the Controller (\$50,000 to under \$100,000) or the President and CEO (\$100,000 and above). (See Section 3.) Authorization of a sole source indicates that in management's judgment no other viable sources are practicably available who can supply the required good or service in a timely manner.

Sole source documentation will not be required for any procurement that, in the normal course of business, would ordinarily not be competitively bid, such as postal replenishment; marketing and trade shows and conventions (which are held at specific locations out of VEDP's control and not subject to alternatives); sales, marketing and advertising sponsorships (which by their very nature are sole source because they are associated with specific shows, events, or advertorial programs with specific providers of those programs and cannot be completed otherwise).

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VEDP shall post notice on its website on the day of award or announcement of decision to award such contract, whichever occurs first.



# AUDIT UPDATE

June 12, 2024

**VEDP MANAGEMENT ACTION PLAN TRACKER – UPDATES FOR THE DECEMBER 11, 2024 FAC MEETING**

AUDIT & FINDING NUMBER	FINDING	RECOMMENDATION	MANAGEMENT'S RESPONSES	DUE DATE	CURRENT STATUS
<b>HR – M-01</b>	<p>Seven of 25 (28%) performance evaluations sampled were not completed by the due date. We noted the following issues:</p> <ul style="list-style-type: none"> <li>• Five VEDP and one VTC performance evaluations were completed after the due date, with the date of completion ranging from one to four months after the due date.</li> <li>• One VEDP performance evaluation was completed outside the system of record and did not have a date. As a result, we were unable to determine if it was completed timely.</li> </ul>	<p>The HR Division, with the support of Executive Management, should hold VEDP Division Leaders accountable for completing employee's performance evaluations by the due date and according to policy. All performance evaluations should be documented timely within the system of record and communicated to employees to ensure that VEDP employees receive timely feedback.</p>	<p>VEDP concurs with this finding and will take action to address it. HR will create a document for division leaders to track the status of evaluations for each staff member. This will be sent to division leaders on a weekly basis during the performance evaluation and position description review period (July – September). HR will work with the CEO and CAO to ensure that all evaluations are completed by September 30 each year.</p>	<p>September 30, 2024</p>	<p>Closed - HR has come up with a document to track the completion of performance evaluations. This document was shared with Division leaders and will be used to track the completion of evaluations in the future. With only a few exceptions due to extenuating circumstances, current performance evaluations of VEDP staff were completed timely.</p>

# INFORMATION TECHNOLOGY QUARTERLY BOARD REPORT

December 11, 2024

# PRESENTER



**Chris Hughes**

VP, Information Technology



[chughes@vedp.org](mailto:chughes@vedp.org)

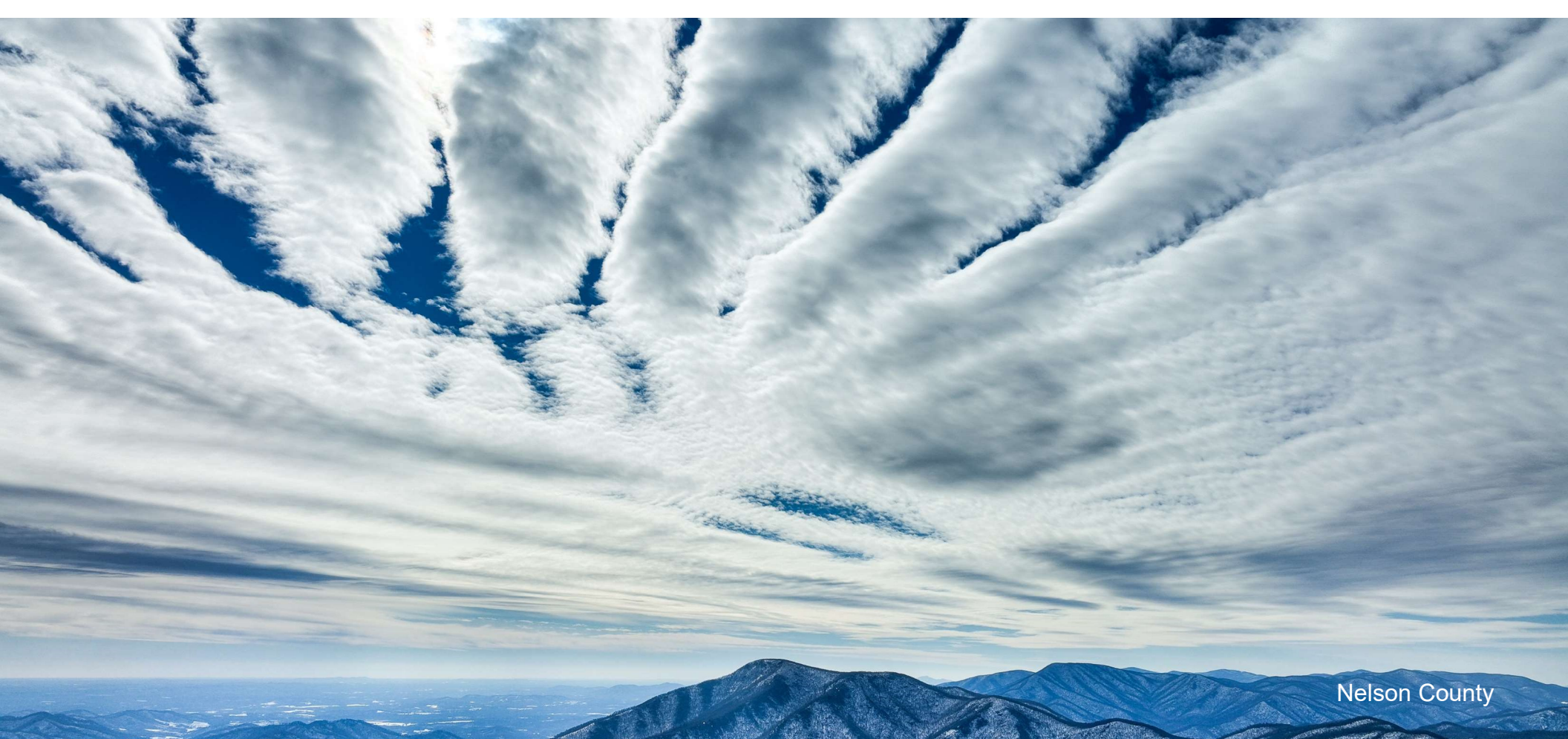
804.370.0543

# CURRENT VEDP IT AUDIT PLAN (5 CALENDAR YEAR OUTLOOK)

Audit Name	Auditor	Last Completed	Expected Completion Date (CY)				
			2024	2025	2026	2027	2028
<b>Routine Audits</b>							
APA Information System Security (ISS)	APA	Q2 2024	✓	Q1	Q1	Q1	Q1
Information Technology Department	Forvis Mazars	Q2 2024	✓	-	Q2	-	-
<b>Sensitive System Audits<sup>1</sup></b>							
Salesforce	Forvis Mazars	Q2 2024	✓	-	-	Q2	-
IVS and VirginiaScan (Sites & Buildings)	Forvis Mazars	Q2 2024	✓	-	-	Q2	-
Microsoft 365 and File Shares	Forvis Mazars		-	Q2	-	-	Q2
Public websites and subsites	Forvis Mazars		-	Q2	-	-	Q2
VOEE: Databases and dashboards	Forvis Mazars		-	Q2	-	-	Q2
Talent Accelerator websites and subsites	Forvis Mazars		-	-	Q2	-	-
Research apps and GIS environment	Forvis Mazars		-	-	Q2	-	-
VTC: Public websites and PMAP system	Forvis Mazars		-	-	Q2	-	-
<b>Total Audits</b>			<b>4</b>	<b>4</b>	<b>5</b>	<b>3</b>	<b>4</b>

# VEDP IT AUDIT FINDING STATUS

Finding	Description	Audit	Status (% complete)	Comments & Next steps
MP1: FY2023 – FY2024	Improve Information Security Program and IT Governance	APA	 80%	Full closure of MP1 relies on completion of the security roadmap, audit plan, and continued risk management efforts. Anticipating closure alongside the FY2024 APA audit.
MP2: FY2023 – FY2024	Improve Service Provider Insight	APA	 80%	Full closure of MP2 relies on completion of the security roadmap, audit plan, contract addendums, and continued vendor risk management efforts. Anticipating closure alongside the FY2024 APA audit.



Nelson County

# INCENTIVE-RELATED FAC MATERIALS

December 11, 2024

# PRESENTER



**Katherine Goodwin**  
**Senior VP, Business Investment**  
**[kgoodwin@vedp.org](mailto:kgoodwin@vedp.org)**  
**804.545.5794**





USS Wisconsin  
City of Norfolk

# FINANCE & AUDIT COMMITTEE

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## Extension Requests

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Repayments Initiated: COF

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Repayments Initiated: VJIP

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Repayments Initiated: Data Centers

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## EXTENSION REQUEST OVERVIEW

- The Code of Virginia § 2.2-115. (Commonwealth's Development Opportunity Fund, or COF) provides an option for the locality and Commonwealth to grant up to a 15-month extension of the performance date.
- Further, the Code of Virginia § 2.2-2237.3. (VEDP Division of Incentives) provides that an extension of the performance date may only be granted with the approval of the VEDP Board of Directors (VEDP Board); further, approval of both the VEDP Board and the MEI Project Approval Commission is required to grant any additional extensions.
- There is no fee associated with first extensions.
- VEDP's incentives policy provides that all subsequent extension requests submitted on or after October 25, 2018, require the company to pay a fee equal to five percent (5%) of the Commonwealth's part of the grant. This policy was revised in June 2023 to require the five percent (5%) fee to only be assessed on the outstanding portion of the COF grant that would be subject to repayment/proration as opposed to the entire grant amount. This fee will be waived in the event of force majeure and may be waived in other circumstances with the approval of the VEDP Board and the MEI Project Approval Commission.
- All extension requests require the support of the local government.

# PPD – HENRICO COUNTY – 1<sup>ST</sup> EXTENSION

## Summary:

- Bioanalytics research and development laboratory
- \$2,000,000 COF grant
- Governor approved: 10/27/2021
- Performance date: 12/31/2024
- New extension date requested: 3/31/2026
- Extension request received: 10/9/2024

## Targets per the Performance Agreement:

- 458 new jobs @ \$62,395 over baseline of 1,329
- \$92,316,547 capital investment

## Actual as of 9/30/2024:

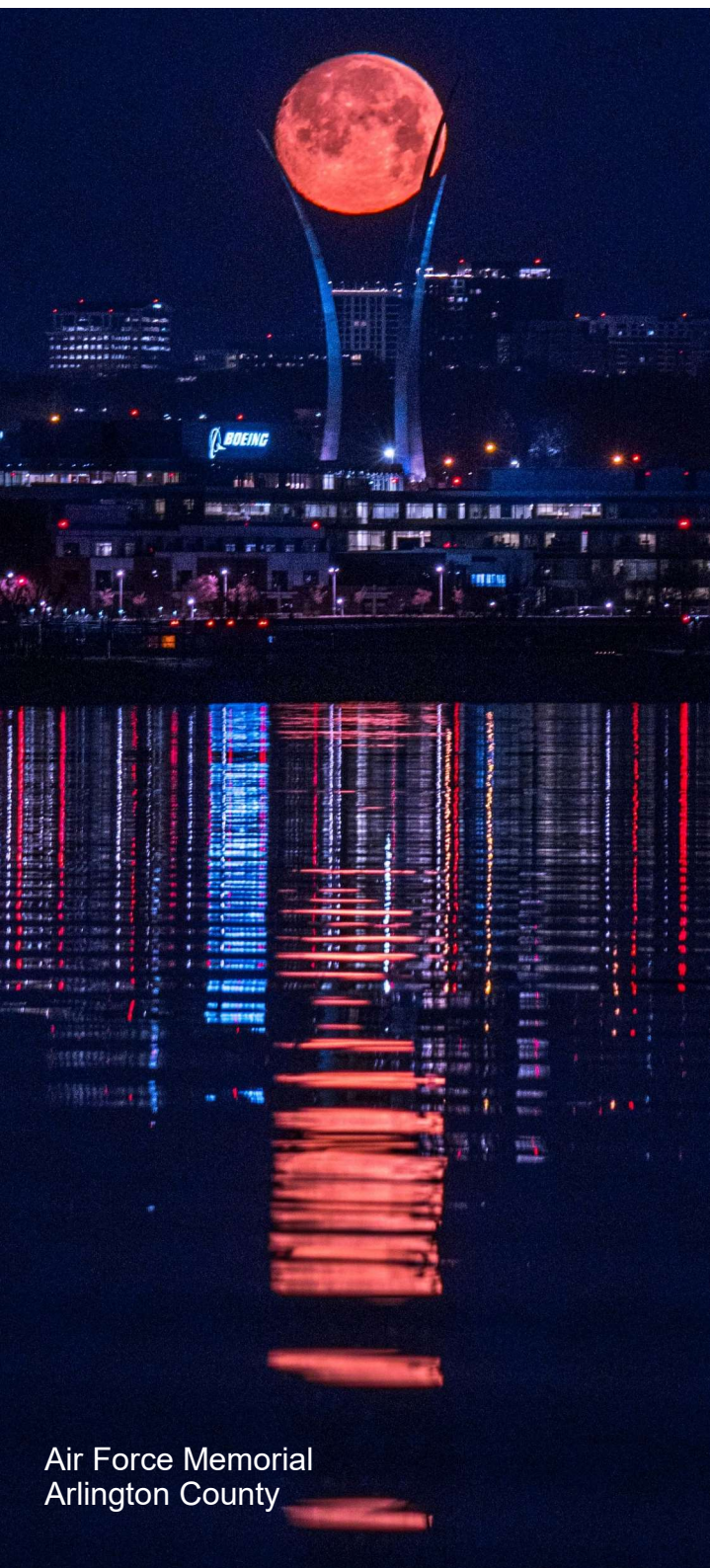
- 70 new jobs (15%) @ \$62,395 (verified)
- \$76,817,469 (83%) (verified)

## Request:

- Extend performance date by 15 months from 12/31/2024 to 3/31/2026

## Rationale:

- PPD has experienced a contraction in demand for its contract manufacturing services for pharmaceuticals mainly due to the declining cases and effects of the COVID pandemic.
- This has impacted the company's original projected growth at the Henrico County facility.
- A 15-month extension will allow the company to move closer to its performance metrics; it is not anticipated they will reach the full employment metric.
- PPD is a valued existing employer with over 2,000 workers in Virginia.
- Henrico County is fully supportive of a 15-month extension for the grant.
- The Commonwealth holds the entire COF grant, so no funds are at risk.
- No additional extensions will be offered.



Air Force Memorial  
Arlington County

# FINANCE & AUDIT COMMITTEE

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Extension Requests

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Repayments Initiated: COF

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Repayments Initiated: VJIP

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Repayments Initiated: Data Centers

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## REPAYMENT REQUIREMENTS FOR COF UNDERPERFORMANCE

Per the Code of Virginia § 2.2-115. (Commonwealth's Development Opportunity Fund, or COF), all COF performance agreements “shall provide that if the private investment and new job contractual requirements are not met by the expiration of the date stipulated in the contract, including any extension granted by the political subdivision and the Commonwealth, the business beneficiary shall be liable to the political subdivision and the Commonwealth for repayment of a portion of the funds provided by the political subdivision under the contract and liable to the Commonwealth for repayment of a portion of the funds provided from the Commonwealth's Development Opportunity Fund.”

JLARC Recommendation No. 24: "The Virginia Economic Development Partnership (VEDP) board of directors should require VEDP to develop and use standard policies and procedures that clearly explain when and how staff should enforce clawback provisions. Enforcement should be consistent and effective for all companies that do not meet their contractual obligations, including wage requirements. The board should require VEDP staff to report regularly to the full board on each project that is subject to a clawback and the repayment status for each project that is subject to a clawback."

# PROGRESS REPORT ON COF PROJECTS SUBJECT TO CLAWBACK

## Clawbacks past due as of November 15, 2024

Company	Locality	Clawback amount due (\$)	Notes	Clawback Previously Reported?	Announcement Date	Performance Date
None						
<b>TOTAL</b>		<b>0</b>				

## Clawbacks requested but not past due as of November 15, 2024

Company	Locality	Clawback amount due (\$)	Notes	Clawback Previously Reported?	Announcement Date	Performance Date
Navy Federal Credit Union	Frederick	200,000	Employment threshold not fully met; prorated repayment of \$200,000 of \$2,000,000 grant requested 10/23/2024; due 1/23/2025.	Yes	1/12/2017	3/31/2024
Howell Metal	Shenandoah	400,000	Statutory minimum employment requirement not met; full repayment of \$400,000 grant requested 11/7/2024; due 2/7/2025.	No	8/27/2019	7/31/2024
<b>TOTAL</b>		<b>600,000</b>				

# PROGRESS REPORT ON COF PROJECTS SUBJECT TO CLAWBACK

## Projects subject to clawback closed out since September 19, 2024

Company	Locality	Clawback amount received (\$)	Notes	Clawback Previously Reported?	Announcement Date	Performance Date
Hardywood	Goochland	42,500	Investment threshold not fully met; prorated repayment of \$42,500 of \$500,000 grant requested 9/1/2023; will be repaid in quarterly installments of \$10,625 due 12/1/2023 (received 12/5/2023), 3/1/2024 (received 2/27/2024), 6/1/2024 (received 7/8/2024), and 9/1/2024 (received 9/9/2024).	Yes	7/20/2015	6/30/2023
Kyocera SGS Tech Hub	Danville	200,000	Statutory minimum employment requirement not met; full repayment of \$200,000 grant requested 6/15/2023; will be repaid in quarterly installments of \$50,000 due 12/15/2023 (received 12/14/2023), 3/15/2024 (received 3/14/2024), 6/15/2024 (received 6/10/2024), and 9/15/2024 (received 9/12/2024).	Yes	9/8/2016	1/17/2023
Phoenix Packaging	Pulaski	264,000	Employment threshold not fully met; prorated repayment of \$264,000 of \$600,000 grant received 11/7/2024.	Yes	4/12/2017	6/30/2022
Teal-Jones	Westmoreland	125,000	Statutory minimum employment requirement not met; full repayment of \$125,000 grant received 11/12/2024.	Yes	9/25/2019	6/30/2024
<b>TOTAL</b>		<b>631,500</b>				

## VEDP still processing closeout with performance dates at least 90 days prior

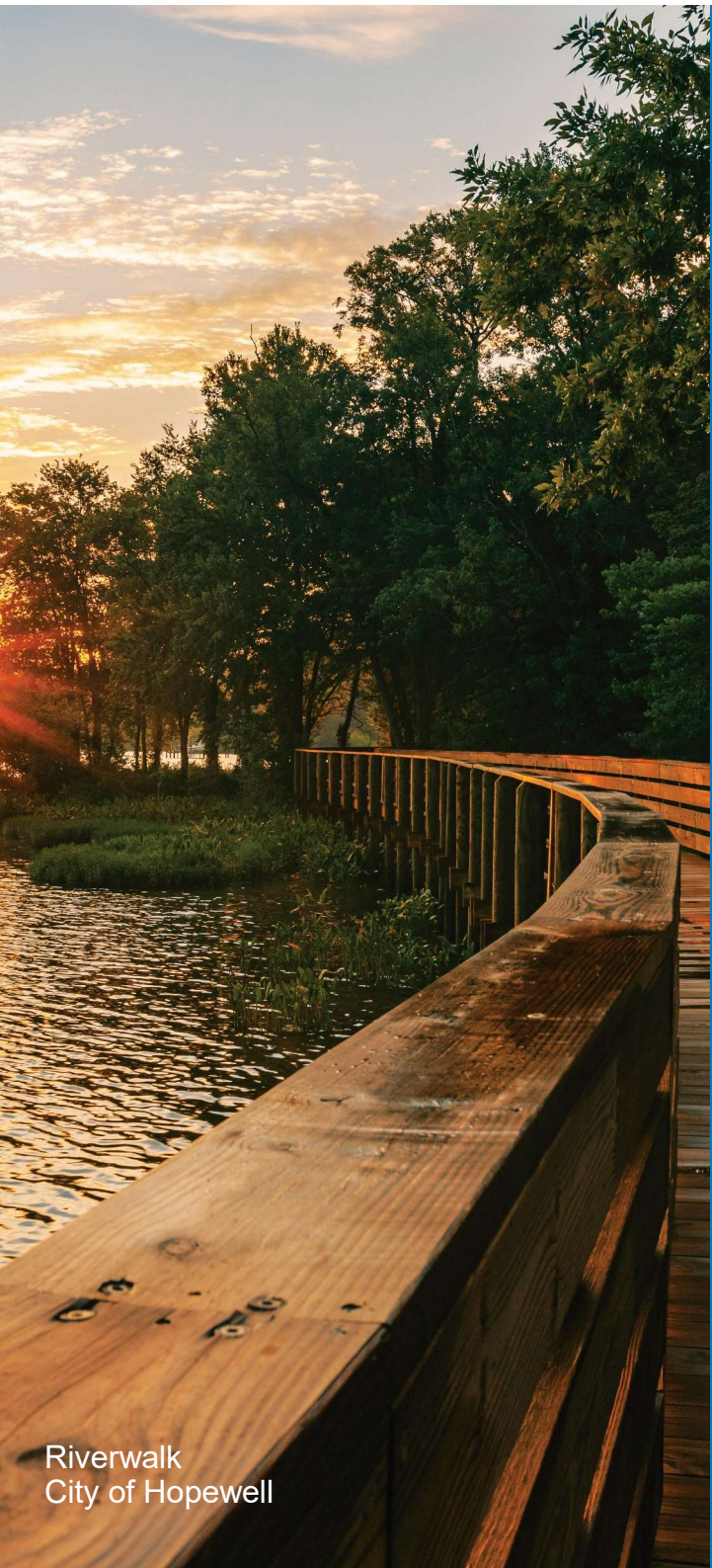
Company	Locality	Amount of grant (\$)	Status	Previously Reported?	Announcement Date	Performance Date
ASGN	Henrico	900,000	Working with company to verify jobs created pay the required average wage.	Yes	6/15/2020	12/31/2023
Hershey	Augusta	600,000	Awaiting most recent FC-20 for employment verification.	No	5/9/2019	6/30/2024
<b>TOTAL</b>		<b>1,500,000</b>				

# PROGRESS REPORT ON COF PROJECTS SUBJECT TO CLAWBACK

## Past due clawbacks referred to Office of the Attorney General as of November 15, 2024

Company	Locality	Clawback amount due (\$)	Notes	Clawback Previously Reported?	Announcement Date	Performance Date
Polycap	Russell	130,000	Company abandoned facility; full repayment of \$130,000 requested 5/6/2024; due immediately. The VEDP Board, at its September 19, 2024, meeting, directed the Office of the Attorney General (OAG) to enforce collection of clawback in accordance with § 2.2-2237.3.C.	Yes	4/11/2019	9/30/2023
<b>TOTAL</b>		<b>130,000</b>				





Riverwalk  
City of Hopewell

## FINANCE & AUDIT COMMITTEE

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Extension Requests

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Repayments Initiated: COF

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**Repayments Initiated: VJIP**

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Repayments Initiated: Data Centers

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# PROGRESS REPORT ON VJIP PROJECTS SUBJECT TO CLAWBACK

Past due clawbacks referred to Office of the Attorney General as of November 15, 2024 – NONE

## Clawbacks past due as of November 15, 2024

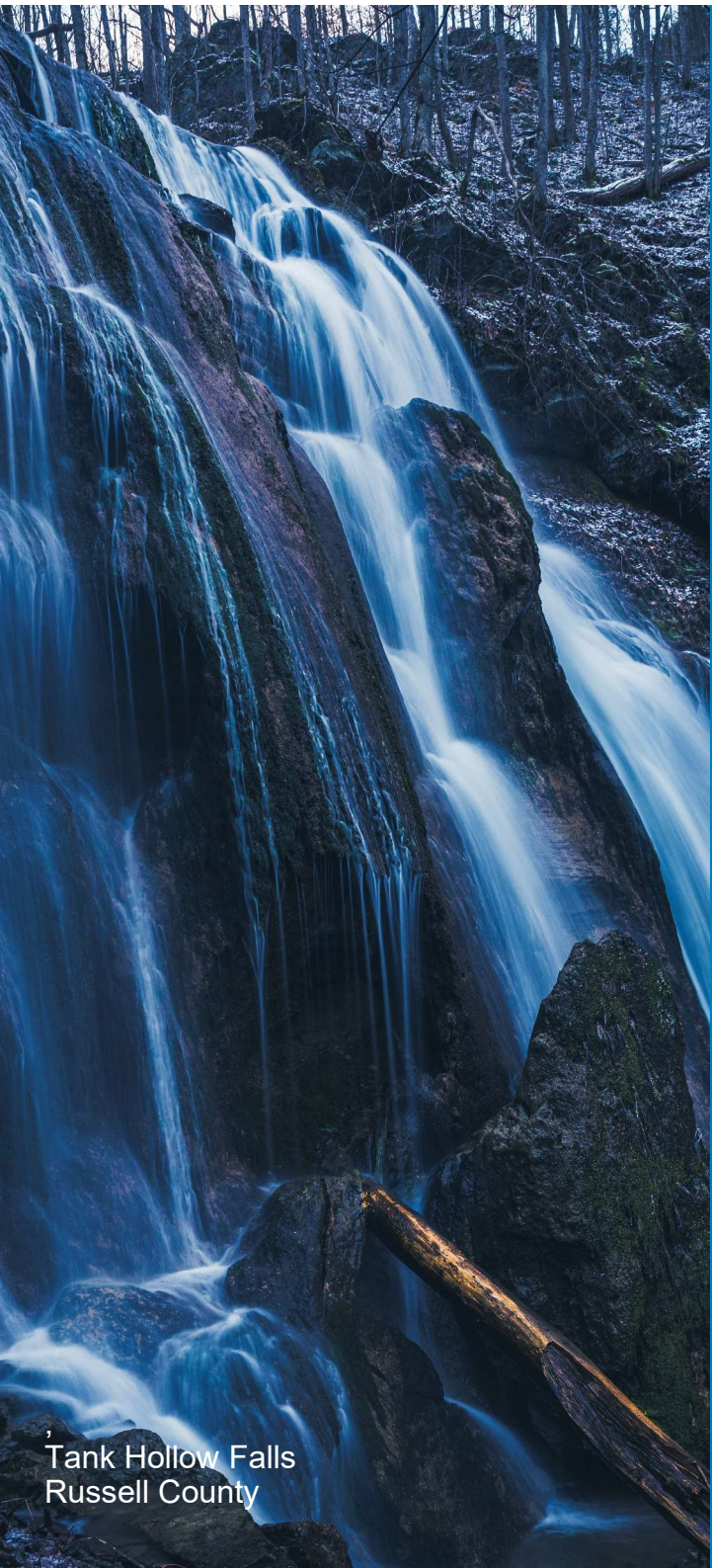
Company	Locality	Clawback amount due (\$)	Notes	Clawback Previously Reported?	Announcement Date	Performance Date
Ison Furniture	Pittsylvania	18,200	Company closed; locality unable to verify capital investment and company was unable to provide adequate documentation that the statutory minimum investment threshold was met; repayment of \$18,200 of \$105,000 grant requested 8/28/2024; due 11/28/2024; recommend that grant be turned over to the Office of the Attorney General for collection.	Yes	10/26/2020	11/1/2023
<b>TOTAL</b>		<b>18,200</b>				

Clawbacks requested but not past due as of November 15, 2024 – NONE

Projects subject to clawback closed out since November 15, 2024 – NONE

VEDP still processing closeout with performance dates at least 90 days prior – NONE





Tank Hollow Falls  
Russell County

## FINANCE & AUDIT COMMITTEE

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Extension Requests

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Repayments Initiated: COF

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Repayments Initiated: VJIP

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**Repayments Initiated: Data Centers**

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# PROGRESS REPORT ON DATA CENTER PROJECTS SUBJECT TO CLAWBACK

Past due clawbacks referred to Office of the Attorney General as of November 15, 2024 – NONE

Clawbacks past due as of November 15, 2024 – NONE

Clawbacks requested but not past due as of November 15, 2024 – NONE

Projects subject to clawback closed out since November 15, 2024 – NONE

VEDP still processing closeout with performance dates at least 90 days prior

Company	Locality	Clawback Amount Due (\$)	Status	Previously Reported?	Announcement Date	Performance Date
OVH	Fauquier	TBD	Company indicated that statutory minimum capital investment of \$150 million has not been met and cannot be met with an extension of the MOU; the client has been notified of the clawback and assigned an auditor from TAX to assist in determining the tax repayment due.	Yes	10/6/2016	6/30/2021
<b>TOTAL</b>		<b>TBD</b>				

# TOPICS FOR NEXT MEETING