



**Meeting Summary**  
**Special Call Meeting**  
**East Point Business and Industrial Development Authority**  
Tuesday, June 21, 2022  
Zoom Webinar ID: **827 9047 2321**  
Thursday, June 23, 2022  
Zoom Webinar ID: **844 4056 5280**  
East Point, GA 30344  
6:00 pm

**I. Call to Order**

Chair, Ms. Brittany Byrom established a Call to Order of the Special Call Meeting June 21, 2022 of the East Point Business and Industrial Development Authority (BIDA) at 6:02 pm.

**II. Legal Report**

Kirby Glaze reported that before the Board is the Bond Resolution of RISE Academy for up to \$20 million in bonds for the purpose of construction and rehabilitation of the existing school facility and to refinance certain debt. The bond resolution did not specify how much of the bonds would be tax-exempt under Federal Law and how much would be taxable under Federal Law because at the time, the final construction contract numbers were not known.

RISE Academy has received the final guaranteed price of construction bond counsel has asked BIDA to adopt a Supplemental Resolution. This will do two things:

a. It breaks the maximum amount of the bonds out into tax-exempt bonds of \$18 million and taxable bonds not to exceed \$2 million. It also establishes the term of the bonds and how long the bonds will be outstanding.

Mr. Glaze assumed it will be until 2062. Therefore, the Supplemental Resolution is to identify the amount that is to be tax-exempt and the amount that is to be taxable. The actual size of the bond issue according to the latest numbers received this afternoon will be closer to \$15 million instead of \$20 million and will be broken down between the tax-exempt amount and the taxable amount. Mr. Glaze noted that this is the purpose of this Resolution; it basically identifies the maximum amount that is to be tax-exempt and the amount to be taxable.

Chairperson Brittany Byrom asked for questions. Alexander Gothard replied he was uncomfortable with how the board was receiving the information. The information was received late and incomplete. Additionally, the board is being asked to vote on something that is in a short window of time and without all of the information.

Mr. Glaze responded that he just received the Resolution this morning from Bond Counsel and forwarded to Ms. Carter immediately and she in turn sent it to the board. Mr. Glaze also stated this is not normally how he would want to conduct business and thus, he has expressed his concerns with Bond Counsel and all others involved with the handling of the project. Maceo Rogers echoed Mr. Glaze's concerns and noted that they attended weekly RISE Academy meetings with the bond team to make sure, from the City's end, that the Authority information was disseminated as soon as possible within our power. However, certain items are out of our control, but Mr. Rogers wanted everyone to know that he and Mr. Glaze hear Mr. Gothard loud and clear.

Ms. McClure followed with a question concerning the Supplemental Resolution. Stating that she did not read the Second Resolution; however, she did read the first one and would like to know exactly what paragraph three means in layman's terms. Mr. Glaze responded it means the maximum interest rate of the bonds could not exceed 8% and the actual rate may be lower.

Ms. McMillan made a motion to table the discussion for now so that more information can be made available to the Board and because she did not feel comfortable voting on the Resolution at this time. Clyde Mitchell seconded the motion. The motion was **approved unanimously, the motion carried.**

#### **RECESS AND RECONVENE**

Chairperson Byrom stated that we would recess the meeting until Thursday, June 23, 2022 at which time we would reconvene the Special Call Meeting at 6:00 pm. Mr. Glaze informed the board that he would be out of town on June 23<sup>rd</sup> however, for anyone who had further questions to forward them to Mr. Rogers and he would make sure they would be answered in a sufficient amount of time. The Chairperson recessed the meeting at 6:34 pm to be reconvened on Thursday, June 23, 2022 at 6:00 pm.

Chair, Brittany Byrom reconvened the Recessed Special Call Meeting of the East Point Business and Industrial Development Authority (BIDA) at 6:04 pm on June 23, 2022.

## II. Legal Report *continued June 23, 2022*

Mr. Glaze reported that the Board recessed the June 21, 2022 meeting to allow extended time for the Board to review the RISE Academy Supplemental Resolution before voting. He noted that he was hoping that the Bond Attorney, Susan Pease Langford would be in attendance to answer any questions the board may have; however, he did not see where she was logged in yet. Mr. Glaze opened the floor for any board member questions following their review of the RISE Academy Supplemental Resolution. Alexander Gothard asked Mr. Glaze for a brief run through as to what it is we are voting on.

Mr. Glaze stated that the Authority adopted the original RISE Academy Resolution authorizing the bonds not to exceed \$20 million and not to exceed an interest rate of eight percent (8%). The bonds are going to be issued in part as a tax-exempt bond, meaning the interest on the bonds will be where the bond holders will not have to pay Federal income tax on the interest earned on the bonds. That represents a maximum not to exceed \$18 million in bonds and a portion of the bonds will be issued as taxable bonds which is commonly referred to as taxable tail meaning the bond holder will be subject to Federal income tax. That is generally because there are sometimes good and bad costs that are eligible for tax exempt treatment and certain things that are not eligible for tax exempt treatment. At the time the original RISE Academy Bond Resolution was adopted this was not clear because not all of the costs/numbers were in nor a breakdown of what the number would be.

This Supplemental Bond Resolution is for identifying a maximum amount of the tax-exempt bonds at \$18 million dollars and a maximum amount of the taxable bonds at \$2 million dollars. It also sets the term of the bonds, which was not known at the time of the original resolution. The actual bonds will not be finally priced until the afternoon of Monday June 27, 2022. However, Mr. Glaze is being told at this point they do not expect the total bond issued to exceed about \$15 million dollars. Therefore, there will be a portion of that \$15 million that will be tax exempt and another will be taxable. Therefore, this is to set the maximum amount of tax-exempt and the maximum amount of taxable bonds. Mr. Gothard thanked Mr. Glaze for that information.

Chair Ms. Byrom asked if there were any other questions and if not she called for a motion to approve the RISE Academy Supplemental Resolution. Ms. Byrom moved to approve the RISE Academy Supplemental Resolution and it was seconded by Ms. McClure. The motion was **approved unanimously, the motion carried.**

## III. Adjournment

Having no further business, Chair Brittany Byrom asked for a motion to adjourn the June 23, 2022. Ms. McClure made the motion to adjourn, and Kristin Jackson Pritz seconded the motion. The motion was **approved unanimously, the motion carried.** The meeting adjourned at 6:13 pm.

**Board Members Present on June 21, 2022:**

Brittany Byrom, Beth Mc Millan, Gloria Speed, Alexander Gothard, Clyde Mitchell, and Margaret McClure

**Others Present:**

Maceo Rogers (Economic Development Director), Regina Carter Secretary/Treasurer), and Kirby Glaze (Legal Counsel)

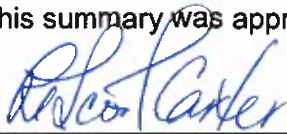
**Board Members Present on June 23, 2022:**

Brittany Byrom, Beth Mc Millan, Gloria Speed, Alexander Gothard, Margaret McClure and Kristin Jackson-Pritz

**Others Present:**

Maceo Rogers (Economic Development Director), Regina Carter Secretary/Treasurer), and Kirby Glaze (Legal Counsel)

This summary was approved by Board Members In attendance on September 1, 2022:



---

Regina T. Scott-Carter  
Secretary/Treasurer  
September 1, 2022



**Special Call Meeting Summary  
Business and Industrial Development Authority**

**Webinar ID: 819 6252 5480**

Thursday, June 29, 2022

Zoom Webinar

East Point, GA 30344

6:00 pm

**I. Call to Order**

Chair, Brittany Byrom established a Call to Order of the Special Call Meeting of the East Point Business and Industrial Development Authority (BIDA) at 6:04 pm.

**II. Approval of the Agenda**

Clyde Mitchell motioned to approve the agenda as printed. Kristin Jackson Pritz seconded the Motion. The motion was **approved unanimously, the motion carried.**

**III. Legal Report**

Kirby Glaze stated that at last month's meeting, the board adopted the RISE Academy Supplemental Resolution. The purpose of the resolution was to provide both a Series A tax exempt bond that was not to exceed a total of \$18 million and a Series B taxable bond not to exceed a \$1,300,000.00 We in turn set a maximum maturity date for the Series A bond out to 2062 and 2028 for the B bond. The underwriters had to set the maturity date for the Series B Bond at 2031 in order to market them. Therefore, this second Supplemental Resolution does a couple of things:

1. It extends the maturity date of the Series B taxable bonds from 2028 to 2031.
2. It establishes the actual amount of Series A tax exempt at \$14,055,000.00 and the Series B bonds at \$800,060.00 instead of maximum amounts.

Mr. Mitchell asked Mr. Glaze to explain the aggregate difference between Series A bond at \$14,055,000 with the "Subject Optional Redemption" versus Series B bond with a "Non-Optional Redemption". Mr. Glaze responded that "Optional Redemption" means the borrower has the right to prepay the bonds. The school does not have to go out to the full 40 years, however, if they choose to pay out early in the agreement, they will have to a premium to the bond holders like a prepayment penalty. However, if they pay out later in the agreement, the premium will be reduced; there is none in the Series B bonds because of the short maturity period.

Mr. Gothard asked Mr. Glaze by extending the maturity date what does that mean for BIDA or does it mean BIDA will receive more interest income. Mr. Glaze responded BIDA does not receive interest income instead we receive what is called an issuance fee. For the RISE Academy Bond deal, we will receive an issuance fee of \$31,250 based upon the face amount of the bond not because of the maturity date. The only thing that extending the maturity date does it spreads out the maturity date thereby reducing the payment in any given year. It is like taking a 20-year mortgage verses a 15-year mortgage.

Having no other questions Chair Byrom requested a motion to adopt the 2<sup>nd</sup> Supplemental Resolution of the RISE Academy Bond. Mr. Mitchell made the motion, and it was seconded by Gloria Speed. The motion was **approved unanimously, the motion carried.**

**IV. Adjournment**

Having no further business, Chair Byrom asked for a motion to adjourn. Mr. Gothard made the motion to adjourn, and Mr. Mitchell seconded the motion. The motion was **approved unanimously, the motion carried.** The meeting adjourned at 6:13 pm.

**V.**

**Board Members Present on June 29, 2022:**

Brittany Byrom, Gloria Speed, Alexander Gothard, Clyde Mitchell, Margaret McClure, and Kristin Jackson Pritz

**Others Present:**

Maceo Rogers (Economic Development Director), Regina Carter Secretary/Treasurer), and Kirby Glaze (Legal Counsel)

This summary was approved by Board Members in attendance on September 1, 2022:

---

Regina T. Scott-Carter  
Secretary/Treasurer  
September 1, 2022