

MARYLAND SMALL BUSINESS DEVELOPMENT FINANCING AUTHORITY

COVID-19 EMERGENCY LOAN RELIEF FUND

(RAINY DAY FUND)

OPEN MEETING MINUTES

February 3, 2021

The special meeting of the Maryland Small Business Development Financing Authority convened at 8:30 a.m. via teleconference only at 470-869-2200/meeting ID 428-245-6027 due to the COVID-19 pandemic.

The following were in attendance at this meeting:

Authority Members	MMG Staff
Les Hall	Randy Croxton
Clem Kaikis	Mark Harrison
Sharon Pinder	Anthony Williams
Chuck Martin	Mike Howard
Laura Pasternak	Stanley Tucker
Gina Ramsey	Robin Harris

Attorney General's Office
Barbara Kountz, Deputy Counsel

AGENDA

MINUTES

January 28, 2020

NEW REQUESTS

Spin Healthcare & IT Solutions, LLC
5 Star Cars, LLP
Son C. Dong dba Town Nail & Spa
Waverly Brewing Company, LLC
Centurian Construction Company, LLC
IW Creations, LLC

The closed session of January 28, 2021, meeting was summarized. The Authority Board meeting was attended by Les Hall, Clem Kaikis, Chuck Martin, Gina Ramsey, Kenny Oreagba, Mara Sierocinski, and Laura Pasternak. The meeting was closed to comply with requirements of the Maryland Public Information Act so that there would not be disclosure of confidential, commercial, and financial information associated with the applicants. The meeting was closed to discuss the new COVID-19 loan requests of Acup Billing, LLC (COVID-19), Adventures by Dawn, LLC (COVID-19), and Bennett Dental Associates, LLC (COVID-19); the modification requests of Adventures by Dawn, LLC, and Mr. Know It All, LLC; and the renewals of Lyles Cleaning Services, LLC, New City Construction, LLC, and Williams Consulting, LLC. All of the requests were approved.

MSBDFA Program

1. Adventures by Dawn, LLC – Modify terms as follows: (1) Extend approval to March 11, 2021; (2) Decrease loan from \$650,000 to \$400,000; and (3) Modify collateral
2. Mr. Know It All, LLC – Modify lien position of Chelsea Terrace property from 2nd lien to 4th lien
3. Lyles Cleaning Services, LLC – Renew \$150,000 contract financing line of credit to January 28, 2022
4. Williams Consulting, LLC – Renew \$500,000 line of credit and \$25,000 mobilization to January 28, 2022
5. New City Construction, LLC – Renew guaranty of \$75,000 line of credit with Capital Bank to April 27, 2022

COVID 19 Emergency Relief Loan Fund

1. Acup Billing, LLC - \$50,000
2. Adventures by Dawn, LLC - \$200,000
3. Bennett Dental Associates, LLC - \$100,000

MINUTES

January 28, 2021

Action Taken:

Upon motion duly made and seconded, the Authority unanimously approved the minutes as presented.

The Open Meeting then closed at 8:40 a.m. upon motion made and seconded, and approved by all voting members, the meeting was closed pursuant to General Provisions Article, Section 3-305(b) (13), "to comply with a specific... statutory... requirement that prevents public disclosures about a particular proceeding or matter", that is, the Maryland Public Information Act prohibits disclosure of trade secrets, confidential commercial and confidential financial information. Chairman Les Hall signed the Presiding Officer's Written Statement for Closing a Meeting under the Open Meetings Act, which is attached to these minutes as an exhibit.

APPROVED:



Celester A. Hall
Chairman

DATE:

2-14-21

MARYLAND SMALL BUSINESS DEVELOPMENT FINANCING AUTHORITY

**PRESIDING OFFICER'S WRITTEN STATEMENT FOR CLOSING A MEETING
UNDER THE OPEN MEETINGS ACT
(General Provisions Article § 3-305)**

1. Recorded vote to close the meeting:

Date: February 3, 2021

Time: 8:40 am – 9:30 am

Location: Held by conference call only due to COVID 19 pandemic at
470.869.2200/428 245 6027

Motion to close meeting made by: Gina Ramsey; Seconded by Sharon Pinder

Vote to Close Session:

	AYE	NAY	ABSTAIN	ABSENT
Celester Hall, Chair, Designee Secretary of Commerce	[x]	[]	[]	[]
Clemis Kaikis, designee of Comptroller	[x]	[]	[]	[]
Charles Martin	[x]	[]	[]	[]
Kehinde Oreagba	[]	[]	[]	[x]
Laura Pasternak	[x]	[]	[]	[]
Sharon Pinder	[x]	[]	[]	[]
Gina Ramsey	[x]	[]	[]	[]
Mara Sierocinski	[]	[]	[]	[x]

2. Citation of statutory authority to close session (check all that apply): This meeting is being closed under General Provisions Article § 3-305(b), only:

____ (1) To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals;

___ (2) To protect the privacy or reputation of individuals concerning a matter not related to public business;

___ (3) To consider the acquisition of real property for a public purpose and matters directly related thereto;

___ (4) To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;

___ (5) To consider the investment of public funds;

___ (6) To consider the marketing of public securities;

X (7) To consult with counsel to obtain legal advice on a legal matter;

___ (8) To consult with staff, consultants, or other individuals about pending or potential litigation;

___ (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations;

___ (10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans;

___ (11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination;

___ (12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct;

X (13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;

___ (14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, *if* public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

3. Disclosure of the topics to be discussed, for each citation checked above:

§3-305(b)(13) topics: Discussion and evaluation of the applications received from potential borrowers for financial assistance under programs of the Maryland Small Business Development Financing Authority, which applications include the disclosure of financial information of private individuals and confidential commercial and financial information.

§3-305(b)(7) topics: Legal advice from counsel to the Authority with respect to the applications.

4. For each topic listed in #2, disclosure of the reason for discussing it in closed session rather than in open session:

§3-305(b)(13): Financial information of private individuals is protected from disclosure under the Maryland Public Information Act (§4-336) and confidential commercial and financial information is protected from disclosure under the Maryland Public Information Act (§4-335).

§3-305(b)(7): Protection of the attorney-client privilege.

This statement is made by Celester Hall, Chair of the Maryland Small Business Development Financing Authority, Presiding Officer.

A handwritten signature in black ink, appearing to read 'Celester Hall', is written over a horizontal line.

Celester Hall
Chair