



WEST VIRGINIA

Infrastructure & Jobs Development Council

APPROVED

A meeting of the West Virginia Infrastructure and Jobs Development Council (Council) was held **Wednesday, February 3, 2021, beginning at 9:30 a.m.** in the Infrastructure & Jobs Development Council Public Hearing Room at 1009 Bullitt Street, Charleston, West Virginia.

Quorum

A quorum was constituted of the following members present:

Chair Ann Urling (via phone)

Voting members present:

Marie Prezioso, WV Water Development Authority

Voting members (by phone):

John Reisenweber, Vice-Chair

Stephanie Hickerson, WV DHHR-Bureau for Public Health

Charlotte Lane, WV Public Service Commission

Kathy Emery, WV Department of Environmental Protection

Erica Boggess, WV Housing Development Authority

Caren Wilcher, WV Economic Development Authority

Don Rigby, Public Member

Voting members that were not present:

Matthew McComas, Public Member

Joseph Freeland, Public Member

Louis Spatafore, Public Member

John Boyle, Public Member

Advisory Members present:

None

Advisory Members present (by phone):

Senator Glen Jeffries

Honorable Brent Boggs, WV House of Delegates

Senator Chandler Swope

Advisory Members not present:

None

Invitees present:

None

Invitees (by phone):

Alan Harris, USDA
David Cramer, WV Division of Highways
Roger Earle, WV DEP – Abandoned Mine Lands
Lesli Stone Smith, US Army Corp. of Engineers
Todd Hooker, WV Development Office
Ryan Halsey, CDBG Project Manager

Invitees not present:

James Bush, WV ARC
Tracy Rowan, US Economic Development Authority

Others in attendance:

Wayne Morgan, WV Infrastructure & Jobs Development Council
Kristi Ritchie, WV Infrastructure & Jobs Development Council

Others in attendance by phone:

Brandon Crace, WV Infrastructure & Jobs Development Council
Randy Lengyel, WV Infrastructure & Jobs Development Council
Brock Jarrett, WV Water Development Authority
Leanna Smith-Atkinson, WV Infrastructure & Jobs Development Council
Cindy Williams, WV Water Development Authority
Samme Gee, Jackson Kelly PLLC
Fred Rader, MOVRC
Jason Billups, WV Department of Environmental Protection
Kelly Goes, Jackson Kelly PLLC
Pam Keplinger, Region 8 Planning & Development Council
Lesley Taylor, Region 4 Planning & Development Council
Chris Arrington, WV DHHR-Bureau for Public Health
Jeff Brady, WV Department of Environmental Protection
Terry Martin, Region 3 Planning & Development Council
Michael Griffith, Griffith & Associates
Terry Moran, Potesta & Associates
Shane Whitehair, Region 7 Planning & Development Council

Call to Order

Chair Ann Urling called the meeting to order and noted a quorum is present.

Approval of Minutes

Ms. Urling asked for approval of the draft minutes of **January 6, 2021**. Marie Prezioso moved for approval and Erica Boggess seconded the motion. The motion passed.

**Projects Recommended
to Pursue Infrastructure
Fund Assistance:**

Monongah, Town of (2018S-1780) System Improvements – District 1 (Funding Change)

Wayne Morgan described the request.

The Funding Committee recommends the Town of Monongah pursue a \$2,750,000 CWSRF Loan (0.5%, 0.5% adm. fee, 30 yrs.), a \$1,000,000 CWSRF Debt Forgiveness Loan, a \$350,000 IJDC District 1 Grant, and a \$25,000 IJDC Soft Cost Grant for an estimated project cost of \$4,125,000.

Ms. Prezioso moved that the recommendation be approved, Kathy Emery seconded the motion. The motion passed.

Nutter Fort, Town of (2020S-1917) System Improvements – District 1 (Engineering Fee Variance)

Ms. Emery described the request.

The Funding Committee recommends the Town of Nutter Fort engineering fee variance request for total engineering costs be approved.

Ms. Prezioso moved that the recommendation be approved, John Reisenweber seconded the motion. The motion passed.

Central Hampshire PSD (2020W-1874) Purgitsville Extension – District 2 (Scope, Cost & Funding Change)

Stephanie Hickerson described the request.

The Funding Committee recommends the Central Hampshire PSD pursue a \$2,000,000 CDBG (SCBG) Grant, a \$975,000 US ACE Grant, and a \$1,000,000 IJDC District 2 Grant for an estimated project cost of \$3,975,000.

Ms. Prezioso moved that the recommendation be approved, Charlotte Lane seconded the motion. The motion passed.

Clay County PSD (2019W-1831) Big Otter Extension – District 2 (Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends the Clay County PSD pursue a \$2,000,000 HUD CDBG (SCBG) Grant, a \$1,500,000 ARC Grant, a \$975,000 IJDC District 2 Grant, a \$280,000 IJDC

District 2 Loan (1%, 40 yrs.), a \$295,000 USDA RD Grant, and a \$250,000 USDA RD Loan (2%, 40 yrs.), for an estimated total project cost of \$5,300,000.

Ms. Prezioso moved that the recommendation be approved, Ms. Emery seconded the motion. The motion passed.

Clay, Town of (2019S-1793) System Improvements – District 2 (Scope, Cost & Funding Change)

Ms. Emery described the request.

The Funding Committee recommends the Town of Clay pursue a \$1,500,000 ARC Grant, a \$2,000,000 CDBG (SCBG) Grant, a \$1,000,000 USDA Grant, a \$250,000 USDA Loan (2%, 40 yrs.), a \$550,000 CWSRF Debt Forgiveness Loan, a \$545,000 CWSRF Design Debt Forgiveness Loan, a \$246,500 CWSRF Wrap Loan (1%, 40 yrs.), and a \$1,000,000 IJDC District 2 Grant for an estimated project cost of \$7,091,500.

Ms. Prezioso moved that the recommendation be approved, Ms. Emery seconded the motion. The motion passed.

Grantsville, Town of (2015W-1588) WTP Improvements – District 2 (Scope, Cost & Funding Change)

Ms. Hickerson described the request.

The Funding Committee recommends the Town of Grantsville pursue a \$1,426,500 ARC Grant, a \$1,826,500 USDA Grant, a \$1,768,000 USDA Loan (2.375%, 40 yrs.), and a \$500,000 IJDC District 2 Grant for an estimated project cost of \$5,521,000.

Ms. Prezioso moved that the recommendation be approved, Mr. Reisenweber seconded the motion. The motion passed.

Lewis County EDA (2016W-1630) Oil Creek Extension – District 2 (Cost & Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends the Lewis County EDA pursue a \$2,000,000 CDBG (SCBG) Grant, a \$868,567 WV American Water Contribution, and a \$5,177,783 IJDC Loan (1%, 40 yrs.), for an estimated project cost of \$8,046,350.

Ms. Prezioso moved that the recommendation be approved, Ms. Lane seconded the motion. The motion passed.

Mason County PSD (2020S-1922) Sandhill Road Extension – District 3 (New Application)

Ms. Emery described the application, and it is technically feasible.

The Funding Committee recommends the Mason County PSD pursue a \$6,678,224 USDA Loan (1.75%, 40 yrs.), a \$3,850,000 USDA Grant, and a \$1,000,000 IJDC District 3 Grant for an estimated project cost of \$11,528,224.

Ms. Prezioso moved that the recommendation be approved, Ms. Lane seconded the motion. The motion passed.

Smithers, City of (2020S-1871) System Improvements – District 3 (Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends the City of Smithers pursue a \$877,549 CWSRF Debt Forgiveness Loan and a \$500,000 IJDC District 3 Grant.

Ms. Prezioso moved that the recommendation be approved, Ms. Emery seconded the motion. The motion passed.

**Projects Recommended
to Pursue Funding
Sources Other Than
Infrastructure Fund
Assistance:**

Parsons, City of (2015W-1573) Resiliency Improvements – District 1 (Cost & Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends the City of Parsons pursue a \$676,000 CDBG (SCBG) Grant and a \$50,000 City of Parsons contribution for an estimated project cost of \$726,000.

Ms. Prezioso moved that the recommendation be approved, Ms. Lane seconded the motion. The motion passed.

Nitro Sanitary Board (2020S-1921) System Improvements – District 2 (New Application)

Ms. Emery described the application, and it is technically feasible.

The Funding Committee recommends the Nitro Sanitary Board pursue a \$3,300,000 CWSRF Loan (2.75%, 0.25% adm. fee, 20 yrs.).

Ms. Prezioso moved that the recommendation be approved, Ms. Lane seconded the motion. The motion passed.

Reedy, Town of (2017W-1692) Middle Fork Extension – District 2 (Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends the Town of Reedy pursue a \$1,985,000 CDBG (SCBG) Grant.

Ms. Prezioso moved that the recommendation be approved, Ms. Emery seconded the motion. The motion passed.

**Projects Requesting an
Infrastructure Fund
Binding Commitment:**

Monongah, Town of (2018S-1780) System Improvements – District 1 (Binding Commitment)

Mr. Morgan described the request.

The Funding Committee recommends the Town of Monongah receive a binding commitment for the \$350,000 IJDC District 1 Grant and the \$25,000 IJDC Soft Cost Grant.

Ms. Prezioso moved that the recommendation be approved, Ms. Lane seconded the motion. The motion passed.

Boone County PSD (2020S-1931) Foster Line Extension – District 3 (PFA Binding Commitment)

Mr. Morgan described the request.

The Funding Committee recommends Boone County PSD receive a \$35,000 IJDC PFA District 3 binding commitment (match of \$35,000 from Boone County Commission).

Ms. Prezioso moved that the recommendation be approved, Ms. Boggess seconded the motion. The motion passed.

Eastern Wyoming PSD (2016W-1648) Beartown Extension – District 3 (Binding Commitment Extension)

Mr. Morgan described the request.

The Funding Committee recommends the Eastern Wyoming PSD receive a 6-month binding commitment extension from February 8, 2021 until August 9, 2021.

Ms. Prezioso moved that the recommendation be approved, Ms. Lane seconded the motion. The motion passed.

McDowell County PSD (2021W-1939) Bradshaw System Improvements – District 3 (PFA Binding Commitment)

Mr. Morgan described the request. Mr. Morgan noted The Town of Bradshaw has consolidated with McDowell County PSD.

The Funding Committee recommends McDowell County PSD receive a \$16,303.00 IJDC Pre-application Funding Assistance (PFA) Funding binding commitment (match from Town of Bradshaw).

Ms. Prezioso moved that the recommendation be approved, Ms. Lane seconded the motion. The motion passed.

Oceana, Town of (2017W-1675) WTP & Rt. 10 Improvements – District 3 (Use of Bid Overrun & Binding Commitment)

Ms. Hickerson described the request. Ms. Hickerson stated the DWTRF program has also agreed to provide \$100,000 in additional Principal Forgiveness funding for the project, to complete more of the project scope.

The Funding Committee recommends the Town of Oceana request for a \$100,000 bid overrun binding commitment be approved (which along with an additional \$100,000 DWTRF Debt Forgiveness Loan will allow the \$5,000,000 to move to construction).

Ms. Prezioso moved that the recommendation be approved, Ms. Emery seconded the motion. The motion passed.

Smithers, City of (2020S-1871) System Improvements – District 3 (Binding Commitment)

Mr. Morgan described the request. Mr. Morgan noted the funds would come from the transfer of Congressional District 3 Loan Funds to Grant Funds as provided for in the Resolution approved by Council during its January 6, 2021 meeting.

The Funding Committee recommends the City of Smithers receive a \$500,000 IJDC District 3 Grant binding commitment.

Ms. Prezioso moved that the recommendation be approved, Ms. Emery seconded the motion. The motion passed.

**Projects Requesting
Ancillary Project
Expenditure:** None

**Projects Recommended
for Infrastructure Fund
Economic Development
Assistance:**

Hampshire County EDA – Industrial Park 2001E-058
(funding modification)
Caren Wilcher described the request.

The West Virginia Development office has approved a funding request for the \$100,000 increase in funding Hampshire County EDA (Capon Bridge Industrial Park). These additional funds are to pay for utility relocations. Further the WV Development Office is requesting the maturity be extended to February 1, 2039, with loan payments being deferred until maturity unless the property is leased or sold. All other terms will remain the same.

Ms. Wilcher moved that the recommendation be approved, Ms. Lane seconded the motion. The motion passed.

Business Items:

DWTRF Reallotment Resolution Samme Gee

Samme Gee explained the DWTRF has previously received its match by Resolution passed by the Council. Subsequently, the DWTRF was awarded additional dollars for the EPA program. To get those dollars, they need a match. This Resolution provides for a subsequent match of \$19,800 that will bring in an additional \$99,000. The Council's match is pursuant to the statute. Ms. Gee welcomed any questions.

Ms. Prezioso moved that the recommendation of additional funds be approved, Ms. Emery seconded the motion. The motion passed.

Resolution Updating Policies with Respect to the Critical Needs and Failing Systems Sub Account
Ms. Prezioso stated the Funding Committee met and made a recommendation to approve. Subsequently, staff noted yesterday that some additional changes to this policy are needed.

Marie Prezioso

Ms. Prezioso moved to table this item until the next Council meeting, Mr. Reisenweber seconded the motion. The motion passed.

Informational Items:

2020 Needs Assessment

Wayne Morgan

Mr. Morgan stated he submitted to Council on Friday links to the Needs Assessment which was completed at year end. This Assessment is done every three years and is a legislative requirement.

Mr. Morgan offered the Council a high-level summary.

- Current funding needs for water and sewer infrastructure based on applications filed with, and approved by the Council, are approximately \$344 Million for water projects and \$339 Million for sewer projects. In addition, based on the list of Long-Term Control Plans filed with WVDEP as of 12/31/20, the requirement to satisfy the State's Combined Sewer Overflows (CSOs) need exceeds \$1.0 Billion.
- The three prior years of the 2017 Assessment, 79% of the projects that went through the Council had IJDC grants associated with them. This 3-year period, that has gone up to 89%. The cost of projects is going up, rates are going up, and it is taking grants to be able to extend service to customers and other improvements.
- Regarding Appendix E, Mr. Morgan noted over the past 3 years, federal and state funding programs have invested over a half of a billion dollars – approximately \$175 Million annually in

water and sewer infrastructure including service to more than 6,000 new customers.

- The Assessment will be posted to the IJDC website following the meeting.

Mr. Morgan thanked all involved for pulling this information together.

Executive Director Comments

Welcome of New Public Member

Wayne Morgan

Mr. Morgan welcomed Don Rigby from Wheeling to the Council.

Mr. Rigby thanked Mr. Morgan for the welcome and stated he has a lot to learn.

Funding Program Updates

US Corp. of Engineers

Lesli Stone-Smith

Ms. Stone Smith wanted to make everyone aware that Congress passed the WRDA (Water Resource Development Act) in 2020 this year which raised the authorization limits on Section 340, which is in southern West Virginia, to \$120 Million and Section 571, which is in central West Virginia, to \$100 Million. Those programs were approaching the ceiling, so the Corp. is thrilled those limits were increased. As the Corp. goes through each of their budget cycles, funding for specific projects can be received through the appropriation bill.

In FY2021, the Corp. has received \$3 Million across both of those programs. They are currently working through their application and project selection process. They hope to have that wrapped up by the end of February or March.

WV DEP

Kathy Emery

The Clean Water SRF is in the process of starting to review their priority list of

applications for fiscal year 2022 Intended Use Plan. If you have not submitted a priority list application that you would like to have taken into consideration for those applicants that are out there, please do so immediately so they can be included in the review as they finish up their IUP.

2020 IJDC Needs Assessment

John
Reisenweber

Mr. Reisenweber asked if the Needs Assessment needed to be accepted as presented as a formality.

Ms. Gee responded stating it would not hurt to formally accept it. It is required by statute, so it had to be done whether it is formally approved or not.

Mr. Reisenweber moved to accept the 2020 IJDC Needs Assessment as presented, Ms. Lane seconded the motion. The motion passed.

**Projects Requiring
Additional
Information:**

Denver W. Assoc. - System Imprvs. (new app. - consol. com.)-1	2020W-1888
Reedy, Town of-System Imprvs. (binding com. - returned)-2	2014S-1507
McDowell PSD – Jolo Phase V (application/returned)-3	2019W-1838

Requests Received: (Applications by January 11, 2021 and requests to date)

Sewer:

Grafton, City of – System Improvements (new application)-1	2012S-1934
Boone Co. PSD–Hospital Clinic Ext. (new app./crit. needs)-3	2020S-1929
Bradley PSD – NW County Extension (new application)-3	2020S-1884
Pax, Town of – Willis Branch Extension (new application)-3	2021S-1933

Water:

Fairmont, City of –River Run Rd. Ext. (new app./crit. needs)-1	2020W-1932
Birch River PSD-Wilson Rdg.II Ext. (fund. change/crit.needs)-2	2018W-1770

Committee Reports:

Consolidation

Erica Boggess

Funding
Infrastructure & Jobs Development Council
Sewer Technical Review
Water Technical Review

Marie Prezioso
Wayne Morgan
Kathy Emery
Stephanie Hickerson

Other Reports: None

US Army Corp. of Engineers

Lesli Stone-Smith

US Department of Agriculture

Alan Harris

Abandoned Mine Lands

Roger Earle

Division of Highways

Dave Cramer

Funding Agency Reports (Projects bidding and closing)

Kathy Emery/
Stephanie Hickerson

Public Comment: None

Adjournment:

The Chair entertained a motion to adjourn, Ms. Prezioso moved the motion, Ms. Boggess seconded the motion. The motion passed. Meeting was adjourned at 10:04 a.m.

Wayne D. Morgan
Secretary & Executive Director

RESOLUTION

DRINKING WATER TREATMENT REVOLVING FUND

WHEREAS, the West Virginia Infrastructure and Jobs Development Council (the “Infrastructure Council”) is a governmental instrumentality organized and existing under the laws of the State of West Virginia (the “State”), particularly Article 15A of Chapter 31 of the Code of West Virginia, 1931, as amended (the “Act”) for certain purposes set forth in the Act including encouraging and assisting in a cost effective, coordinated approach to water and wastewater system development as well as the effectuation of job creation; and

WHEREAS, the Infrastructure Council on May 6, 2020, upon the request of the Bureau for Public Health, reviewed the federally sponsored Drinking Water Treatment Revolving Fund Program (the “DWTRF”) request and committed a state match of \$2,202,200 in order to secure \$11,011,000 from the federal government, all of which is to be used for projects as defined in Section 2 of the Act, particularly water system development; and

WHEREAS, the DWTRF has received an additional federal contribution of \$99,000, which requires a 2020 fiscal year State match of \$19,800; and

WHEREAS, the Infrastructure Council finds that the leverage of federal dollars through the use of State moneys is an efficient and cost effective means by which to expand and improve the State’s infrastructure system; and

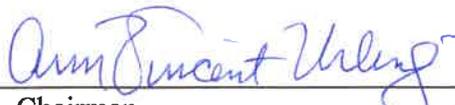
WHEREAS, the Infrastructure Council finds that taking part in the DWTRF program is particularly advisable given the ratio of state-to-federal dollar participation.

NOW THEREFORE, BE IT RESOLVED, by the West Virginia Infrastructure and Jobs Development Council as follows:

RESOLVED: That pursuant to Sections 9 and 11 of the Act, \$19,800 contained within the Infrastructure Fund for projects be hereby committed to the Bureau for Public Health for purposes of securing the additional federal dollars and implementing the 2020 DWTRF program.

ADOPTED by the West Virginia Infrastructure and Jobs Development Council at a meeting held on the 3rd day of February, 2021.

WEST VIRGINIA INFRASTRUCTURE AND
JOBS DEVELOPMENT COUNCIL

By: 
Chairman 2/3/2021