



WEST VIRGINIA

Infrastructure & Jobs Development Council

APPROVED

TECHNICAL & FUNDING COMMITTEES MEETING MINUTES

The Technical & Funding Committees meeting was held at the Infrastructure & Jobs Development Council Public Meeting Room on **January 26, 2021** at **10:00 A.M.**

Funding Committee Voting Members present were:

Marie Prezioso, WV Water Development Authority - Chair

Voting Members that were present via phone:

Technical Committee Voting Members:

Stephanie Hickerson, WV Bureau for Public Health - Chair Water

Kathy Emery, WV Department of Environmental Protection - Chair Sewer

Jonathan Fowler, WV Public Service Commission

Funding Committee Voting Members:

Caren Wilcher, WV Economic Development Authority

Kathy Emery, WV Department of Environmental Protection

Jonathan Fowler, WV Public Service Commission

Stephanie Hickerson, WV Bureau for Public Health

Erica Boggess, WV Housing Development

Voting Members that were not present:

None

Others in attendance:

Wayne Morgan, WV Infrastructure & Jobs Development Council

Kristi Ritchie, WV Infrastructure & Jobs Development Council

Brock Jarrett, WV Water Development Authority

Others invited and in attendance via phone and livestream:

Brandon Crace, WV Infrastructure & Jobs Development Council

Randy Lengyel, WV Infrastructure & Jobs Development Council

Ann Urling, Governor's Office

Samme Gee, Jackson Kelly PLLC

Jason Billups, WV Department of Environmental Protection

Lesley Taylor, Region 4 Planning & Development Council

Sherry Risk, WV Development Office

Fred Hypes, Dunn Engineering

Chris Arrington, WV Bureau for Public Health

John Giroir, WV Department of Environmental Protection
Alan Harris, USDA
Roger Earle, WV DEP - Abandoned Mine Lands
Cassie Lawson – Region 4 Planning & Development Council
Eric Combs – Region 1 Planning & Development Council
Carrie Smith – Region 7 Planning & Development Council
Terry Martin - Region 3 Planning & Development Council
Pam Keplinger – Region 8 Planning & Development Council
Terry Moran – Potesta & Associates
Seth Devault – Region 6 Planning & Development Council
Dominick Cerrone – Cerrone Associates
Dan Ferrell – The Thrasher Group

Call to Order Chair Marie Prezioso called the meeting to order and verified a quorum was present.

Approval of Minutes Chair Prezioso asked for approval of the draft minutes of **December 15, 2020**. Jonathan Fowler moved for approval and Kathy Emery seconded the motion. The motion passed.

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. Emery moved that the recommendation be approved, Mr. Fowler seconded the motion. The motion passed.

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

Jason Billups described the request.

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

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

Thomas, City of (2020C-107) Cortland Acres LS & LSA – District 1 (Critical Needs Request/Tabled)

Mr. Morgan described the request.

The Funding Committee recommends the City of Thomas application for critical needs funding be returned.

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

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

Mr. Billups described the request. Mr. Billups noted the project went back through and received an engineering fee variance previously; however, the total fee still includes the work associated with the entire project and appears to still be acceptable and non-changed.

There was some discussion regarding the critical issues with the Town of Clay failing and the options for funding of the project through grants, ability to borrow money, the timeframe involved for approval, back-up plans for funding, and the scope of the project.

Ms. Emery stated Clay has failed or is on the brink of failure and asked if they do not receive the grant money, are they going to go back and pull the trigger on the previous concept.

Mr. Martin responded with yes, and if we decide we cannot do that, we will come back to the Infrastructure Council and to DEP to see what we can do as far as fixing the minimum to go forward.

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. Emery moved that the recommendation be approved, Mr. Fowler seconded the motion. The motion passed.

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

Mr. Billups 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. Emery moved that the recommendation be approved, Erica Boggess seconded the motion. The motion passed.

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

Mr. Billups 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. Emery moved that the recommendation be approved, Mr. Fowler 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. Emery moved that the recommendation be approved, Mr. Fowler seconded the motion. The motion passed.

Parsons, City of (2015W-1573) Resiliency Improvements – District 1 (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. Hickerson read the motion as a \$500,000 City of Parsons contribution.

Ms. Prezioso stated the correct amount is \$50,000 City of Parsons contribution.

Ms. Hickerson corrected her motion.

Stephanie Hickerson moved that the recommendation be approved, Mr. Fowler seconded the motion. The motion passed.

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

Ms. Hickerson described the request; and it is technically feasible.

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. Hickerson moved that the recommendation be approved, Ms. Emery 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. Hickerson 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; and it is technically feasible.

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. Hickerson moved that the recommendation be approved, Mr. Fowler 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. Hickerson moved that the recommendation be approved, Mr. Fowler 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. Hickerson moved that the recommendation be approved, Mr. Fowler seconded the motion. The motion passed.

Fort Gay, Town of (2020W-1904) System Improvements – District 3 (New Application)

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

The Technical Committee recommends the Town of Fort Gay application be returned until a more in-depth alternatives analysis is completed.

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

Mr. Fowler encouraged the Town and their engineer to get together with the funding agencies and the DHHR to see if there is a way to move forward for this project. There are three adjacent systems, so there may be a way to work out a deal where they could purchase water or work out some sort of consolidation going forward.

Ms. Emery stated these same issues are occurring on the sewer side of things as well.

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. Emery moved that the recommendation be approved, Mr. Fowler seconded the motion. The motion passed.

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

Mr. Morgan described the application.

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. Emery moved that the recommendation be approved, Mr. Fowler seconded the motion. The motion passed.

Ms. Prezioso noted all binding commitments are current with a 2019 audit on file.

There was some discussion regarding how quickly the project would proceed as this is phase one of three for a \$15 Million project and the options for funding.

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. Hickerson moved that the recommendation be approved, Mr. Fowler seconded the motion. The motion passed.

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

Mr. Morgan described the request.

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. Hickerson moved that the recommendation be approved, Mr. Fowler seconded the motion. The motion passed.

Mr. Morgan asked Ms. Hickerson to confirm this request is for a binding commitment as she did not state that in her motion.

Ms. Hickerson confirmed it is for a binding commitment.

Ms. Fowler confirmed his second of the motion as a binding commitment.

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 \$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. Hickerson 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.

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

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

Craigsville PSD (2017S-1722) System Improvements – District - 3 (Use of Bid Underrun)

Mr. Billups described the request, and it is technically feasible.

The Technical Committee recommends the Craigsville PSD Use of Bid Underrun Request for \$467,000 for lift station generators and WWTP equipment replacements be approved.

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

West Dunbar PSD (2012S-1339) Line Upgrade/Replacement – District - 2 (Use of Contingency)

Mr. Morgan described the request, and it is technically feasible.

The Technical Committee recommends the West Dunbar PSD use of contingency request for \$67,931.05 for a power drop and DOH permit be approved.

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

Ms. Emery acknowledged the passing of Chairman Davis and all the work he did to finally get this project to closing and completed. Ms. Emery further added Chairman Davis is really going to be missed.

Business Items:

DWTRF Reallotment Resolution

Samme Gee explained the Resolution. Each year the matches for the revolving fund comes before Council for approval for fiscal year 2020. Subsequent to that approval, the Drinking Water Treatment Revolving Fund has received an additional allocation of dollars and this requires a match. This resolution will approve an additional \$19,800 that will allow DWTRF to pull down an additional \$99,000 from the federal side. It is just taking \$19,800 from the Council dollars to increase the grant for the DWTRF match. Ms. Gee welcomed any questions.

There were no questions from the Committee members.

Ms. Prezioso entertained a motion to approve the recommendation and move to the Council.

Mr. Fowler moved that the recommendation 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 noted a lot of work has gone into this and people have given comments. The new draft is included in the packet. Ms. Prezioso asked if the Committee members wanted to address today or study for another month.

Ms. Emery and Mr. Fowler offered their thoughts. They feel this is good draft and meets the intent of the legislation and gives enough leeway to exercise some discretion.

Ms. Prezioso asked if there any comments from the other Committee members. Ms. Prezioso stated she personally worked with Ms. Gee on this as well and feels it is ready to move forward but would like to hear if any other Committee members have comments.

With no additional comments, Ms. Prezioso entertained a motion to recommend the resolution as presented for approval and forward to Council.

Mr. Fowler moved the recommendation be approved;
Ms. Emery seconded the motion. The motion passed.

**Executive Director
Comments:**

2020 Needs Assessment Update

Wayne Morgan

Mr. Morgan stated the Needs Assessment is something that IJDC is required to do every three years. He stated he appreciated all the work that has gone into this noting staff has worked hard on it. Mr. Morgan stated he has been working with some of the agencies on the Assessment to refine things to make them more understandable. Mr. Morgan plans to send out a redline version on Thursday and have a finished Needs Assessment to go out in the packet to Council on Friday. There is no action required.

Mr. Morgan continued offering many thanks to all who contributed and appreciated their cooperation. We have incorporated a lot more funding programs in this and noted USEDA provided a lot more information than has historically occurred.

Mr. Morgan offered the Committees 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. A big number, but that exists in all the states in the United States. There are big numbers associated with serving all customers in West Virginia which is a great goal but a very expensive undertaking.
- A review of the Infrastructure Fund's project financing closings between FY2018 and FY2020 reflects that approximately 89% of those projects had Council grants in their funding packages. This is up from 79% three years ago. This goes to show how much grant funds are needed, and maybe some of the work that went on with legislation for Congressional District 3 where the MHIs were

high, has helped in getting some additional grant funds and projects moving forward that would not have been able to do so without those grant funds.

WDA Announcement

Marie Prezioso

Ms. Prezioso with WDA reminded the Committees of the retirement of Shelia Miller, CFO last month. She then announced the position had been filled by Brock Jarrett who is in attendance. Ms. Prezioso welcomed Mr. Jarrett and looks forward to working with him.

WV Dept. of Environmental Protection Announcement

Kathy Emery

Ms. Emery shared the Clean Water Program - EPA is required to do a Needs Survey every 4 years. They are way overdue on that front for a lot of different reasons. Ms. Emery stated she has a couple different staff members representing WV in several different subcommittees with EPA on how they are going to handle the upcoming Needs Survey. There is not a release date to start adding information into the system. Ms. Emery noted everyone needs to understand there is going to be differences between what is seen with IJDC and what will be seen with the EPA Needs Survey data for WV because it will encompass storm water, MS4, non-point source – it is going to go beyond strictly sewer projects. So, when that does come out in a year or two or whenever it is, understand that it is going to look different from the IJDC Needs Survey.

Other Funding Agencies:

USDA

Alan Harris

US ACE

Leslie Smith

Development Office

Sherry Risk

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

Information Report

Sewer:

Grafton, City of – System Improvements (new application)-1
Boone Co. PSD–Hospital Clinic Ext. (new app./crit. needs)-3

2021S-1934
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

Public Comment: None

Adjournment: The Chair entertained a motion to adjourn. Mr. Fowler moved to adjourn; Ms. Emery seconded the motion. The motion passed. Meeting was adjourned at 10:52 a.m.

Wayne D. Morgan
Secretary & Executive Director