



WEST VIRGINIA

Infrastructure & Jobs Development Council

APPROVED

A meeting of the West Virginia Infrastructure and Jobs Development Council (Council) was held **Wednesday, September 1, 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, Governor's Office

Voting members present:

Marie Prezioso, WV Water Development Authority
John Reisenweber, Vice-Chair
Stephanie Hickerson, WV DHHR-Bureau for Public Health
Kathy Emery, WV Dept. of Environmental Protection
Jonathan Fowler, WV Public Service Commission
Erica Boggess - WV Housing Development Authority
Matthew McComas, Public Member

Voting members (by phone):

Louis Spatafore, Public Member
Don Rigby, Public Member

Voting members that were not present:

Kris Warner, WV Economic Development Authority
Joseph Freeland, Public Member
John Boyle, Public Member

Advisory Members present:

Senator Glen Jeffries

Advisory Members present via phone:

Senator Chandler Swope

Invitees present:

Fred Rader, MOVRC
Todd Grinstead – WV Rural Water Association

Invitees (by phone):

Janna Lowery, USDA
Roger Earle, WV DEP – Abandoned Mine Lands
David Cramer, WV Division of Highways

Chris Arrington, WV DHHR - Bureau for Public Health
Christopher Thomas, WV DHHR - Bureau for Public Health
Jason Billups, WV Department of Environmental Protection
Todd Hooker, WV Development Office

Invitees not present:

James Bush, WV ARC
Lesli Stone Smith, US Army Corp. of Engineers
Tracy Rowan, US Economic Development Authority
Ryan Halsey, CDBG Project Manager
Alan Harris, USDA

Others in attendance:

Wayne Morgan, WV Infrastructure & Jobs Development Council
Kristi Ritchie, WV Infrastructure & Jobs Development Council
Samme Gee, Jackson Kelly PLLC
Dan Ferrell, The Thrasher Group
Kennon Chambers, Ghosh Engineers
Karen Ekstrom, Ghosh Engineers
Amanda McGinnis, WVRWA
George Capel, WV State Building & Construction Trades

Others in attendance by phone:

Brandon Crace, WV Infrastructure & Jobs Development Council
Mike Duminiak, WV Infrastructure & Jobs Development Council
Leanna Atkinson, WV Infrastructure & Jobs Development Council
Cindy Williams, WV Water Development Authority
Cary Smith, Region 7 Planning & Development Council
Whytni Cline, Jackson Kelly PLLC
Rick Roberts, E. L. Robinson Engineering
Chris Stanley, Thompson & Litton Inc.
Stacy Fowler, Thompson & Litton Inc.
Terry Moran, Potesta
Michael Griffith, Griffith & Associates PLLC

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 **August 4, 2021**. John Reisenweber moved for approval and Matt McComas seconded the motion. The motion passed.

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

**Clarksburg Sewer Board (2021C-119) 30” Collapsed Sewer Line / Critical Need – District 1
(New Application)**

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

Ms. Emery noted the documentation provided to DEP indicates if the line were to fail under a residential structure upstream or downstream, a building collapse could occur.

The Funding Committee recommends the Clarksburg Sewer Board pursue a \$100,000 IJDC Critical Need Grant, a \$150,000 City of Clarksburg Contribution, and a \$475,000 CWSRF Supplemental Loan (2.75%, 0.25% adm. fee, 20 yrs.) for an estimated project cost of \$725,000.

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

There was a discussion on the critical nature of the project and how quickly it could be fixed.

Junior, Town of (2021W-1998) Dist. System Improvements – District 1 (New Application)

Stephanie Hickerson described the application, and it is technically feasible. ally

The Funding Committee recommends the Town of Junior pursue a \$475,000 USDA Loan (1.37%, 40 yrs.), a \$1,395,000 USDA Grant, and a \$500,000 IJDC District 1 Grant for an estimated project cost of \$2,370,000.

Marie Prezioso moved that the recommendation be approved, Mr. McComas seconded the motion. The motion passed.

Paden City, Town of (2021S-1977) System Improvements – District 1 (New Application)

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

The Funding Committee recommends the Town of Paden City pursue a \$1,500,000 US ACE Grant, a \$500,000 IJDC District 1 Grant, a \$150,000 Wetzel County Commission Grant, a \$150,000 Tyler County Commission Grant, and a \$150,000 Paden City Contribution for an estimated project cost of \$2,450,000.

Ms. Prezioso provided additional information regarding the City obtaining a bank loan to be used as their required matching funds to execute a Partnership Agreement with the Corp. of Engineers. The bank loan will be paid off with the IJDC District 1 Grant when the work is completed.

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

Pleasants County PSD (2021W-1935) Plum Road Extension – District 1 (New Application)

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

The Funding Committee recommends Pleasants County PSD's request to pursue a \$247,850 IJDC Critical Need Grant be approved.

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

There was a discussion regarding the Critical Need program funding.

Salem, City of (2021W-1988) Dist. System Replacement – District 1 (New Application)

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

The Funding Committee recommends the City of Salem pursue a \$2,000,000 CDBG (SCBG) Grant, a \$100,000 City of Salem Contribution, and a \$1,000,000 IJDC District 1 Grant for an estimated project cost of \$3,100,000.

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

West Union, Town of (2021S-1971) Sewer Line Collapse / Critical Need – District 1 (Cost & Funding Change)

Wayne Morgan described the request.

The Funding Committee recommends the Town of West Union's request to pursue a \$587,750 IJDC Critical Need Grant be approved.

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

Mill Creek, Town of (2019W-1834) System Improvements Bid Overrun – District 2 (Scope, Cost & Funding Change)

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

The Funding Committee recommends the Town of Mill Creek pursue a \$1,000,000 DWTRF Principal Forgiveness Loan, a \$57,864.68 Town Contribution (ARPA), a \$934,002 IJDC District 2 Grant, a \$3,277,108 IJDC District 2 Loan (1%, 40 yrs.) for a total estimated project cost (to finish project) of \$5,268,974.68.

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

There was a discussion regarding price increases, potential of seeing more bid overruns, ARPA funds, and how those funds are awarded.

Southern Jackson County PSD (2018S-1767) WWTP Improvements – District 2 (Cost & Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends Southern Jackson PSD pursue a \$1,000,000 IJDC District 2 Grant, a \$1,000,000 CWSRF Debt Forgiveness Loan, and a \$13,700,000 CWSRF Loan (0.25%, 0.25% adm. fee, 40 yrs.) for an estimated project cost of \$15,700,000.

There was a discussion on the difference of the funding package as noted on the funding sheet versus the motion being made.

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

McDowell County PSD (2021W-1939) Bradshaw Improvements – District 3 (New Application)

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

The Funding Committee recommends McDowell County PSD pursue a \$1,800,000 ARC Grant, a \$100,000 DWTRF Principal Forgiveness Loan, and a \$100,000 IJDC District 3 Grant for an estimated project cost of \$2,000,000.

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

McDowell County PSD (2021W-1961) Elkhorn Creek Extension III – District 3 (New Application)

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

The Funding Committee recommends McDowell County PSD pursue a \$5,800,000 US EDA Grant, a \$856,500 DWTRF Principal Forgiveness Design Loan, and a \$856,500 IJDC District 3 Grant for an estimated project cost of \$7,513,000.

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

Milton, City of (2021C-121) Newman's Branch Replacement / Critical Need – District 3 (New Application)

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

The Funding Committee recommends the City of Milton's request to pursue a \$970,000 IJDC Critical Need Grant be approved.

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

Mr. Morgan indicated the City of Milton will be submitting a comprehensive project which will impact the rates and potentially result in a substantial rate increase.

Nettie Leivasy PSD (2018W-1737) RWL Replacement & Extension - District 3 (Cost & Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends Nettie Leivasy PSD pursue an additional \$100,000 DWTRF Principal Forgiveness Loan, a \$400,000 DWTRF Principal Forgiveness Loan, a \$2,024,895 DWTRF Loan (1.5%, 0.25% adm. fee, 30 yrs.), a \$46,160 IJDC Soft Cost Grant, and a \$453,840 IJDC District 3 Grant for a total estimated project cost of \$3,024,895.

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

Richwood, City of (2014W-1529) Hinkle Mountain Extension – District 3 (Cost & Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends the City of Richwood pursue a \$1,500,000 CDBG (SCBG) Grant, a \$850,000 Nicholas County Commission (ARPA) Grant, a \$200,000 US ACE Grant, a \$975,000 IJDC District 3 Grant, a \$25,000 IJDC Soft Cost Grant, a \$1,000,000 DWTRF Principal Forgiveness Loan, and a \$4,541,082 DWTRF Loan (0.50%, 30 yrs.) for an estimated project cost of \$9,091,082.

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

Richwood, City of (2021W-1959) Intake Improvements – District 3 (Engineering Fee Variance)

Ms. Hickerson described the request.

The Funding Committee recommends the City of Richwood’s Engineering Fee Variance request be approved.

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

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

Parkersburg Utility Board (2020W-1882) System Improvements – District 1 (Cost & Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends Parkersburg Utility Board pursue a \$7,000,000 City ARPA Grant and a \$9,893,147 DWTRF Loan (2.25%, 0.25% adm. fee, 25 yrs.) for an estimated project cost of \$16,893,147.

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

Sand Fork, Town of (2016S-1662) System Improvements– District 1 (Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends the Town of Sand Fork pursue a \$1,500,000 ARC Grant, a \$500,000 USDA Grant, and a \$500,000 USDA Loan (1.37%, 38 yrs.) for an estimated cost of \$2,500,000; and a \$282,000 interim WDA Design Loan.

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

Lashmeet PSD (2018W-1728) Mary Branch Extension – District 3 (Cost & Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends Lashmeet PSD pursue a \$135,226 WV AWC Contribution, a \$251,950 DWTRF Principal Forgiveness Design Loan, a \$214,753 DWTRF Principal Forgiveness Loan, a \$946,453 DWTRF Loan (1.0%, 0.25% adm. fee, 30 yrs.), a \$1,000,000 IJDC District 3 Grant, and a \$304,618 IJDC District 3 Loan (1%, 40 yrs.) for an estimated project cost of \$2,853,000.

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

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

West Union, Town of (2021S-1971) Sewer Line Collapse / Critical Need – District 1 (Binding Commitment)

Mr. Morgan described the request.

The Funding Committee recommends the Town of West Union receive a \$587,750 IJDC Critical Need Grant Binding Commitment.

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

Birch River PSD (2018W-1770) Wilson Ridge Extension – District 3 (Binding Commitment)

Mr. Morgan described the request.

The Funding Committee recommends Birch River PSD receive a \$800,000 IJDC Critical Need Grant Binding Commitment.

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

Branchland-Midkiff PSD (2018W-1734) Water Storage Tank Project – District 3 (Binding Commitment Extension)

Mr. Morgan described the request.

The Funding Committee recommends Branchland-Midkiff PSD receive a 12-month binding commitment extension until September 7, 2022.

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

Kenova, City of (2015W-1599) Prichard Waterline Replacement and Extension – District 3 (Binding Commitment Extension)

Mr. Morgan described the request.

The Funding Committee recommends the City of Kenova receive a binding commitment extension from September 2, 2021, until October 13, 2021.

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

Richwood, City of (2014W-1529) Hinkle Mountain Extension – District 3 (Binding Commitment)

Mr. Morgan described the request.

The Funding Committee recommends the City of Richwood receive a \$975,000 IJDC District 3 Grant Binding Commitment.

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

Richwood, City of (2021W-2011) System Improvements – District 3 (PFA Binding Commitment)

Mr. Morgan described the request.

The Funding Committee recommends the City of Richwood receive a \$25,000 (50% / \$25,000 match from the City) IJDC PFA Funds Binding Commitment for a water system evaluation/leak study.

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

**Projects Requesting
Ancillary Project
Expenditure:**

Eastern Wyoming PSD (2016W-1667) Barkers Ridge / Basin Line Extension – District 3 (Ancillary Funds Expenditure)

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

The Funding Committee recommends the Eastern Wyoming PSD's request to utilize \$171,000 of remaining project funds be approved.

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

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

Business Items:

**Committee Merger Resolution – Technical Review
and Funding Committee**

**Council
Action**

Mr. Morgan stated this Resolution incorporates how the Committees have functioned for the past three years (the Sewer Technical Review Committee, the Water Technical Review Committee, and the Funding Committee are hereby merged into one committee to be called the “Technical Review and Funding Committee”). Mr. Morgan noted Samme Gee (Jackson Kelly) is available to answer any questions.

The Funding Committee recommends the Committee Merger Resolution be approved as presented.

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

Informational Items:

USDA – New state structure

Janna Lowery

Mr. Morgan noted a copy of the map is included in the meeting packet and introduced Janna Lowery. Ms. Lowery noted the map is self-explanatory and added this allowed the hiring of additional staff. This resulted in a restructure allowing the area specialists to work the processing and servicing of the water, wastewater, and community facilities programs. Ms. Lowery welcomes any question.

US ACE - Section 340 or 571 Environmental
Infrastructure Programs

Leslie Stone-
Smith

Mr. Morgan indicated Leslie Stone-Smith was not on the call. Mr. Morgan noted he has provided to all Committee, Council, and Planning & Development Councils the application information. Mr. Morgan stated Ms. Stone-Smith welcomes any questions about the Corp. of Engineers programs.

**Executive Director
Comments**

**Information
Report**

Funding Program Updates
DEP

Kathy Emery

Ms. Emery announced to the Council, the CWSRF has received their federal fiscal year 2021 CAP Grant, which is approximately \$24,700,000. The process of allowing access to the match in advance makes it a very smooth process. The funds are already being allocated.

Mr. Morgan announced additional reports are included in the packet.

Ripley, City of – System Improvements II (cost
change)-2

2018S-1774

Mr. Morgan stated the City of Ripley has presented with a funding change. This \$22.8 million dollar project has a different funding scenario than originally approved by Council.

Staff will record new Ripley Sanitary Board funding scenario to pursue, a \$2,710,000 IJDC Dist. 2 Loan (1%, 40 yrs.), a \$3,800,000 USDA Loan (2.75%, 38 yrs.), a \$9,800,000 CWSRF Loan (0.5%, 40 yrs.), a \$1,500,000 CWSRF Loan (0.5%, 40 yrs.), a 1,050,000 US ACE Grant, a \$1,000,000 ARC Grant, a 1,000,000 IJDC Dist. 2 Grant, a \$1,000,000 USDA Grant, and a \$1,000,000 CWSRF Debt Forgiveness with an estimated project cost of \$22,860,000.

This is being done to keep the funding records correct. However, this project may return looking for additional funding as it moves forward. Mr. Morgan concluded stating this is for informational purposes only and no action is required.

**Projects
 Requiring
 Additional
 Information:**

Denver W. Assoc.-Sys. Imprvs. (new app.-consol. Com.)-1	2020W-1888
Norton Harding Jimtown PSD – Line Ext. (cost & fund. chg.)-2	2016S-1663
Warm Springs PSD – Sys. Imprvs. (funding change)-2	2020S-1885
Lincoln Co. PSD – Alum Creek Tank (scope, cost & fund. chg. – Sept.)-3	2019W-1806
McDowell PSD – Jolo Phase V (application/returned)-3	2019W-1838
Wilderness PSD–Snow Hill Ext. / Crit. Need (tab. app. Sept.)-3	2021W-1940

**Requests
 Received:**

(Applications by August 10, 2021, and requests to date)

Sewer:	New Creek PSD – WWTP Imprvs. & Extension (new app.)-1	2021S-2004
	Parsons, City of – System Improvements (new application)-1	2021S-2006
	Preston County PSD – Sewer System Improvements (new app.)-1	2021S-2009
	Union PSD – System Improvements (new application)-2	2021S-1989
	Marlinton, Town of – System Improvements (new application)-3	2020S-1907
	Oceana, Town of – System Improvements (new application)-3	2021S-1990
Water:	Chestnut Ridge PSD – Sys. Imprvs. (scope, cost & fund. chg.)-1	2019W-1835
	Fairview, Town of – Sys. Improvements (scope & funding chg.)-1	2020W-1861
	Fairview, Town of – Sys. Improvements (engineer. fee variance)-1	2020W-1861
	Grant Town, Town of – Sys. Improvements (new application)-1	2021W-2000
	Big Bend PSD –River Crossing Replacement (critical need)-3	2021C-120
	Lincoln Co. PSD – Alum Creek Tank (tab. scope, cost & fund. chg.)-3	2019W-1806
	Mason Co. PSD – J2Y35 Sys. Improvements (new application)-3	2021W-2005
	Oceana, Town of – Sys. Improvements (scope & fund. change)-3	2019W-1840
	Wilderness PSD – Snow Hill Ext. / Critical Need (tab. new app.)-3	2021W-1940

Committee Reports:

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

Erica Boggess
 Marie Prezioso
 Wayne Morgan
 Kathy Emery
 Stephanie Hickerson

Other Reports:

US Army Corp. of Engineers
 US Department of Agriculture
 Abandoned Mine Lands

Lesli Stone-Smith
 Jana Lowery
 Roger Earle

Division of Highways
Funding Agency Reports (Projects bidding and closing)

Dave Cramer
Kathy Emery/
Stephanie Hickerson

Public Comment:

None

Adjournment:

The Chair entertained a motion to adjourn, Mr. McComas moved the motion, Ms. Prezioso seconded the motion. The motion passed. The meeting was adjourned at 10:18 a.m.

Wayne D Morgan

Digitally signed by Wayne D Morgan
DN: cn=Wayne D Morgan, o=WV, ou=IJDC,
email=wmorgan@wvwda.org, c=US
Date: 2021.10.14 06:52:48 -04'00'

Wayne D. Morgan
Secretary & Executive Director

RESOLUTION

WHEREAS, the West Virginia Infrastructure and Jobs Development Council (“Council”), adopted Bylaws, which provide that the Council may, by duly adopted resolution, create committees of the Council and prescribed the membership and duties thereof; and

WHEREAS, the Consolidation, Funding, Sewer Technical Review, and Water Technical Review Committees of the Council were created by the Council by a duly adopted motion at a meeting held August 31, 1994, and the membership of each Committee was also established at such meeting; and

WHEREAS, the Council has revised the committees and memberships from time to time; and

WHEREAS, the need to make the meetings more accessible for project sponsors around the State caused the Council to set the Technical Review Committee meetings and Funding Committee meetings at the same time; and

WHEREAS, technology and evolving work environments have allowed for more centralized review; and

WHEREAS, it is in the best interest of the project sponsors, the Council and the State to merge the Sewer Technical Review Committee, the Water Technical Review Committee and the Funding Committee into one committee.

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

1) The Sewer Technical Review Committee, the Water Technical Review Committee and the Funding Committee are hereby merged into one committee to be called the “Technical Review and Funding Committee.”

2) The Technical Review and Funding Committee shall be comprised of six members: the Executive Director or his or her designee, West Virginia Water Development Authority, as Chair; the Director or his or her designee, West Virginia Department of Environmental Protection; the Executive Director or his or her designee, West Virginia Housing Development Fund; the Chairman or his or her designee, Public Service Commission of West Virginia; the Director or his or her designee, West Virginia Bureau for Public Health; and the Director or his or her designee, West Virginia Economic Development Authority.

3) The duties of the Technical Review and Funding Committee are as follows:

(A) Review each preliminary application in order to make a determination as to the applicant's ability to operate and maintain the system, whether the proposed project is technically feasible and is the most cost effective alternative to construct, operate and maintain as compared with alternatives which achieve substantially the same public health or economic development benefits;

- (B) Review all funding matters related to each preliminary application;
- (C) Recommend to the Council the funding sources the project sponsor of each preliminary application should pursue to finance the proposed project; and
- (D) Assist in the development of a comprehensive statewide inventory of water supply systems and sewage treatment systems and assess the current and future needs of such systems and unserved areas of the State.

4) Council may, in the implementation of its duties under the Act, assign special projects and/or duties to Technical Review and Funding Committee as the need arises.

5) This Resolution supercedes all previous resolutions with respect to the creation, membership and duties of any predecessor of the Technical Review and Funding Committee.

ADOPTED by the West Virginia Infrastructure and Jobs Development Council at a meeting held on the 1st day of September, 2021.

Certified: Wayne D Morgan
Secretary

Digitally signed by Wayne D Morgan
DN: cn=Wayne D Morgan, o=WV, ou=IUDC, email=wmorgan@wvwdc.org, c=US
Date: 2021.09.02 12:39:55 -0400

Date: September 2, 2021