



WEST VIRGINIA

Infrastructure & Jobs Development Council

APPROVED

A meeting of the West Virginia Infrastructure and Jobs Development Council (Council) was held **Wednesday, February 2, 2022, 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
Kathy Emery, WV Dept. of Environmental Protection
Stephanie Hickerson, WV DHHR-Bureau for Public Health
Jonathan Fowler, WV Public Service Commission
Matthew McComas, Public Member
Kris Warner, WV Economic Development Authority

Voting members (by phone):

Erica Boggess, WV Housing Development Authority
Louis Spatafore, Public Member

Voting members that were not present:

Don Rigby, Public Member
John Boyle, Public Member

Advisory Members not present:

Senator Glen Jeffries
Senator Chandler Swope
Delegate Brent Boggs

Invitees present:

Todd Hooker, WV Development Office

Invitees (by phone):

David Cramer, WV Division of Highways
Janna Lowery, USDA

Invitees not present:

Roger Earle, WV DEP – Abandoned Mine Lands
Lesli Stone Smith, US Army Corp. of Engineers
James Bush, WV ARC
Tracy Rowan, US Economic Development Authority
Alan Harris, USDA

Others in attendance:

Wayne Morgan, WV Infrastructure & Jobs Development Council
Kristi Ritchie, WV Infrastructure & Jobs Development Council
Brandon Crace, WV Infrastructure & Jobs Development Council
Samme Gee, Jackson Kelly PLLC
Kelly Goes, Jackson Kelly PLLC
Brock Jarrett, WV Water Development Authority
Amanda McGinnis, WV Rural Water Association
A C Wiethe, Bel-O-Mar Planning and Development Council
Chris Arrington, WV DHHR - Bureau for Public Health
Michael Griffith, Griffith & Associates

Others in attendance by phone:

Mike Duminiak, WV Infrastructure & Jobs Development Council
Leanna Atkinson, WV Infrastructure & Jobs Development Council
Randy Lengyel, WV Water Development Authority
Cindy Williams, WV Water Development Authority
Jeff Brady, WV DEP
Christopher Thomas, WV DHHR - Bureau for Public Health
Jason Billups, WV Department of Environmental Protection
Whytni Cline, Jackson Kelly PLLC
Lesley Taylor, Region 4 Planning & Development Council
Carrie Smith, Region 7 Planning & Development Council
Kristen Stolipher, Charles Town Utilities
Rick Roberts, E. L. Robinson Engineering
Todd Swanson, Steptoe & Johnson PLLC
Eric Gordon, Berry, Kessler, Crutchfield, Taylor & Gordon

Call to Order

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

Approval of Minutes

Chair Urling asked for approval of the draft minutes of **January 12, 2022**.
Matt McComas moved for approval and Jonathan Fowler seconded the motion.
The motion passed.

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

Cameron, City of (2021W-2050) Green Valley Road Extension / Critical Need – District 1 (New Application)

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

The Technical Review & Funding Committee recommends the City of Cameron request to pursue a \$800,000 IJDC Critical Need Grant for the Green Valley Road Extension be approved.

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

Ellenboro, Town of (2020S-1895) System Improvements – District 1 (Cost and Funding Change)

Wayne Morgan described the request.

The Technical Review and Funding Committee recommends the Town of Ellenboro pursue a \$1,368,000 CWSRF Debt Forgiveness Loan and a \$1,000,000 IJDC District 1 Grant for an estimated project cost of \$2,368,000.

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

Lake Floyd PSD (2021S-2036) Line Replacement – District 1 (New Application)

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

The Technical Review and Funding Committee recommends Lake Floyd PSD pursue a \$1,320,000 Harrison County Commission ARPA Grant and a \$500,000 IJDC District 1 Grant for an estimated project cost of \$1,820,000.

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

Kanawha County RDA (2021W-2044) Olcott Extension – District 2 (New Application)

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

The Technical Review and Funding Committee recommends the Kanawha County RDA pursue a \$225,750 US ACE Grant, a \$572,110 WV American Water Company Contribution, a \$500,000 IJDC District 2 Grant, and a \$7,952,140 IJDC District 2 Loan (2%, 30 yrs.) for an estimated project cost of \$9,250,000.

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

Norton Harding Jimtown PSD (2016S-1663) Norton Extension – District 2 (Cost and Funding Change)

Mr. Morgan described the request.

The Technical Review and Funding Committee recommends the Norton Harding Jimtown PSD pursue a \$613,000 USDA Grant, a \$700,000 USDA Loan (3.375%, 40 yrs.), and a \$500,000 IJDC District 2 Grant for an estimated project cost of \$1,813,000.

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

Buffalo Creek PSD (2018S-1752) Taplin/Rita Extension – District 3 (Cost and Funding Change)

Mr. Morgan described the request.

There was a discussion regarding the PSD's audits and requirements for state grant funding.

The Technical Review and Funding Committee recommends the Buffalo Creek PSD pursue a \$1,500,000 US EDA Grant, a \$600,000 Logan County Commission Grant, a \$100,000 W.W. McDonald Contribution, and a \$1,543,000 IJDC District 3 Loan (2.75%, 20 yrs.) for an estimated project cost of \$3,743,000.

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

New Haven PSD (2018W-1760) Ramsey Area Extension – District 3 (Cost and Funding Change)

Mr. Morgan described the request.

The Technical Review and Funding Committee recommends the New Haven PSD (District) Ramsey Area Extension pursue a \$925,000 US ACE Grant, a \$498,108 DWTRF Principal Forgiveness Loan, a \$4,678,731 DWTRF Loan (1%, 40 yrs., 0.25% AF), a \$287,832 WV American Water Company Contribution, a \$158,342 District Contribution, and a \$500,000 IJDC District 3 Grant for an estimated project cost of \$7,048,013.

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:

Clarksburg, City of (2021W-2054) Phosphate Treatment & Potholing of Service Lines – District 1 (New Application)

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

The Technical Review & Funding Committee recommends the City of Clarksburg pursue a \$1,000,000 City of Clarksburg ARPA Grant, a \$1,000,000 Harrison County Commission ARPA Grant, a \$1,562,000 Federal Earmark Grant, and a \$210,000 Clarksburg Water Board Contribution for an estimated project cost of \$3,772,000.

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

Charles Town, City of (2021S-2041) System Improvements (Ranson Area) – District 2 (New Application)

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

The Technical Review & Funding Committee recommends the City of Charles Town pursue a \$500,000 CWSRF "Green" Forgivable Loan, a \$2,844,984 CWSRF Loan (0.25%, 40 yrs., 0.25% AF), a \$216,016 CWSRF Loan (2.5%, 20 yrs., 0.25% AF), and a \$1,300,000 contribution from the Capacity Improvements Fee for an estimated project cost of \$4,861,000; and approve the engineering total fee variance request.

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

Elk Valley PSD (2021S-2033) Bank Stabilization of Sewer Lines – District 2 (New Application)

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

The Technical Review & Funding Committee recommends the Elk Valley PSD pursue a \$9,960,000 CDBG HUD Mitigation Grant.

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

New Haven PSD (2018W-1761) Hico Area Extension – District 3 (Cost and Funding Change)

Mr. Morgan described the request.

The Technical Review and Funding Committee recommends the New Haven PSD (District) Hico Area Extension pursue a \$540,442 DWTRF Principal Forgiveness Loan, a \$3,791,321 DWTRF Loan (1%, 40 yrs., 0.25% AF), a \$236,280 WV American Water Company Contribution, and a \$52,222 District Contribution for an estimated project cost of \$4,620,265.

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

Projects Requesting an Infrastructure Fund Binding Commitment:

Discussion of Congressional District Grant Funds

Ms. Prezioso noted before discussing the binding commitment requests, she would like to share some information on the amount of grant money remaining for the fiscal year, proposed legislation and the use of contingent binding commitments.

Benwood, City of (2019S-1825) System Improvements – District 1 (Binding Commitment)

Mr. Morgan described the request.

The Technical Review & Funding Committee recommends the City of Benwood request for a \$1,000,000 IJDC District 1 Grant binding commitment be approved for July 1, 2022, contingent upon receipt of additional funding in fiscal year 2023.

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

Cameron, City of (2021W-2050) Green Valley Road Extension / Critical Need - District 1 (Contingent Binding Commitment)

Mr. Morgan described the request.

The Technical Review & Funding Committee recommends the City of Cameron request to receive a \$800,000 IJDC Critical Need Grant contingent (upon receipt of required documentation) binding commitment be approved.

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

Ellenboro, Town of (2020S-1895) System Improvements II – District 1 (Binding Commitment)

Mr. Morgan described the request.

The Technical Review and Funding Committee recommends the Town of Ellenboro request to receive a \$1,000,000 IJDC District 1 Grant binding commitment be approved for July 1, 2022, contingent upon receipt of additional funding in fiscal year 2023.

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

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

Mr. Morgan described the request.

The Technical Review and Funding Committee recommends the Town of Monongah receive a binding commitment extension until August 15, 2022.

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

Norton Harding Jimtown PSD (2016S-1663) Norton Extension – District 2 (Binding Commitment)

Mr. Morgan described the request.

The Technical Review and Funding Committee recommends the Norton Harding Jimtown PSD receive a \$500,000 IJDC District 2 Grant binding commitment.

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

Buffalo Creek PSD (2018S-1752) Taplin/Rita Extension – District 3 (Binding Commitment)

Mr. Morgan described the request.

The Technical Review and Funding Committee recommends the Buffalo Creek PSD receive a binding commitment for the \$1,543,000 IJDC District 3 Loan (2.75%, 20 yrs.) (rescinding its current \$1,000,000 IJDC District 3 Loan (3%, 20 yrs.) binding commitment) contingent upon review of audits prior to closing.

Michael Griffith (Griffith & Associates) approached the podium and provided an update on the audits for Buffalo Creek PSD.

There was a discussion regarding audits for smaller locations, shortage of auditors, how audits are paid and entities being fiscally solid.

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

Projects Requesting

Ancillary Project

Expenditure: None

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

South Charleston, City of – Building Purchase (fund. request) 2022E-202

Kris Warner described the request.

The West Virginia Department of Economic Development requests the loan be approved with the following conditions:

1. A loan not to exceed \$8 million.
2. The interest rate for the loan will be 0%.
3. Principal payments will be deferred for one year from the date of closing. The first monthly principal payment will be due on the first day of the month following one year from the date of closing.
4. The term of the loan will be for 15 years after the deferral period.
5. The amount of \$550,000 will be forgiven for every 100 full time equivalent jobs created above 200 full time equivalent jobs. On the fifth anniversary of the closing date, the amount of the loan to be forgiven will be determined. Any principal

forgiven will be subtracted from the final principal payments.

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

Business Items:

Informational Items:

Funding Program Updates

AML

Mr. Morgan stated he received a message from Roger Earl before the meeting indicating he would not be able to participate today. It was further noted that Mr. Earl had no additional information on funding updates from AML at this time.

USDA

Janna Lowery noted they continue to operate under a continuing resolution for federal budget through February 18th but have limited access to some levels of funding at the National level.

**Executive Director
Comments**

**Information
Report
2020S-1880**

Romney, City of – Sys. Imprvs. (cost & funding chg.)-2

Mr. Morgan explained the request and stated Staff will record new City of Romney funding scenario to pursue a \$1,000,000 CWSRF Principal Forgiveness Loan, a \$470,000 Overflow Sewer Grant, and a \$1,000,000 IJDC District 2 Grant for an estimated project total of \$2,470,000.

Mingo Co. PSD – Beech Creek Ext. (cost & fund. chg.)-3

2014W-1550

Mr. Morgan explained the request and stated Staff will record new Mingo County PSD funding scenario to pursue a \$1,833,423 CDBG (SCBG) Grant, a \$894,000 USDA Grant, a \$1,404,000 USDA Loan (2.5%, 38 yrs.), a \$500,000 IJDC District 3 Loan (2%, 30 yrs.), and a \$500,000 IJDC District 3 Grant for an estimated project cost of \$5,131,423.

**Projects Requiring
Additional Information:**

West Fork Co-Op – System (tab. – April 26 th cost & fund. chg.)-1	2019S-1798
West Union, Town of – Sys. Imprvs. (tab.– Feb. 22 nd , new app.)-1	2021S-2045
Marlinton, Town of – Sys. Imprvs. (tab. – March 22 nd , new app.)-3	2020S-1907

Requests Received: (Applications by January 10, 2021, and requests to date)

Sewer:	Greater Harrison Co. PSD – Woodstock Heights Ext. (new app.)-1	2021S-2053
	Nutter Fort, Town of – System Improvements (new application)-1	2021S-2059
	Flatwoods Canoe Run PSD – Holly Gray Park Ext. (new app.)-2	2021S-2051
	Durbin, Town of – System Improvements (binding commit. ext.)-3	2018S-1764
Water:	Cool Ridge-Flat Top PSD – Ellison Ridge Ext. (new app.)-2	2021W-2057
	Flatwoods Canoe Run PSD – Old Rt. 19 Sys. Imprvs. (new app.)-2	2021W-2043
	Romney, City of – Sys. Imprvs. (scope, cost, & funding change)-2	2020W-1881
	Gary, City of – System Improvements (new application)-3	2020W-1909

Committee Reports:

Consolidation	Erica Boggess
Funding	Marie Prezioso
Infrastructure & Jobs Development Council	Wayne Morgan
Sewer Technical Review	Kathy Emery
Water Technical Review	Stephanie Hickerson

Other Reports:

US Army Corp. of Engineers	Lesli Stone-Smith
US Department of Agriculture	Jana Lowery
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, Mr. Reisenweber moved the motion, Mr. McComas seconded the motion. The motion passed. The meeting was adjourned at 10:25 a.m.

Wayne D. Morgan
Secretary & Executive Director