



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 **April 27, 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:

Kris Warner, 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 Bogges, 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

Others invited and in attendance via phone and livestream:

Brandon Crace, WV Infrastructure & Jobs Development Council

Randy Lengyel, WV Infrastructure & Jobs Development Council

Leanna Smith-Atkinson, WV Infrastructure & Jobs Development Council

Ann Urling, Governor's Office

Samme Gee, Jackson Kelly PLLC

Jason Billups, WV Department of Environmental Protection

Chris Arrington, WV Bureau for Public Health

Jana Lowery, USDA

Michael Griffith, Griffith & Associates CPAs

Terry Martin, Region 3 Planning & Development Council

Pam Keplinger, Region 8 Planning & Development Council
Penny Hiser, Region 8 Planning & Development Council
Steve Buchanan, The Thrasher Group
Whytni Cline, Jackson Kelly PLLC
Roger Earle, WV DEP – Abandoned Mine Land
Barb Zimnox, Region 11 Planning & Development Council
Steve Haynes, The Thrasher Group
Fred Rader, MOVRC
Sheena Hunt, Region 6 Planning & Development Council
Jeff Morrison, CITCO
John Cole, RK & K (Municipal Engineering)
Eleni Brick, The Thrasher Group
Matt Fluharty, Civil & Environmental Consultants, Inc.
Luke Peters, MOVRC
Lisa Wells, Region 2 Planning & Development Council
Fred Hypes, Dunn Engineering
Jennifer Wishmyer, Region 9 Planning & Development Council
Ryan Boustany, The Thrasher Group
Alan Morrison, CITCO
Todd Bennett, CITCO
Dominick Cerrone, Cerrone Associates, Inc.
Jack Ramsey, EL Robinson Engineering
Jessie Parker, S&S Engineering
Clay Riley, 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 **March 23, 2021**. Kathy Emery moved for approval and Jonathan Fowler seconded the motion. The motion passed.

Agenda Amendment

Chair Prezioso announced representatives from CITCO were on the call to discuss an issue that is affecting projects. Chair Prezioso asked Ms. Emery and/or Mr. Fowler if they wished to amend the agenda and allow the CITCO representatives to speak now instead of at the end of the agenda.

Ms. Emery requested they be permitted to speak now, instead of sitting through the entire meeting.

Given there were no objections to this request, the agenda was amended to allow Public Comment for one item, and any additional public comments would be held until the end of the agenda.

Chair Prezioso asked Ms. Emery to introduce the representatives from CITCO.

Ms. Emery noted her appreciation to the CITCO representatives for taking time to discuss the supply issue with PVC pipe and the inability to obtain it.

Todd Bennett introduced himself and noted the supply of PVC pipe has become an industry issue across the region. Mr. Bennett introduced Alan Morrison and Jeff Morrison who have been in direct contact with many of the main manufactures.

Alan Morrison noted he deals with contractors directly and this is truly a crisis at bid time and at the time of sourcing material for project progress.

Jeff Morrison noted that in February when the ice storm hit Texas, it greatly affected the ethylene and oil industry. Three of the four PVC pipe resin manufacturers have declared force majeure. The supply chain has tightened to the point that PVC pipe manufacturers do not have any inventory on the ground, there is a shortage of material, and the price of PVC pipe has nearly doubled since February. In addition, the PVC pipe manufacturers are only making certain types of pipe based upon their fastest movers and what they think is the best use of their resin. The resin allotment the manufacturers are getting is greatly diminished due to a very strong export market in Europe and Asia. Therefore, they are not getting the allotment they would usually get. There are currently only three manufacturers willing to give a quote at bid time. The terms of the quote are “here is a price today” and will be repriced at time of shipment. It is not foreseen that the price will go up anymore, but it has nearly doubled since February.

Mr. Jeff Morrison continued stating if you do have a job, it is 8 to 10 weeks before you will receive the pipe; if they are in fact making or running the type of pipe that is on the job. This is a very fluid situation. The raw material supply should loosen sometime in June or July. The backlog will draw this scenario out until the end of 2021. No one sees a relief in the price until the demand decreases. Jobs that have been awarded are being handled on a case-by-case basis based upon the type of pipe, the customer, the area, and other things. This is also affecting the HDPE industry but not as significantly as the PVC pipe.

Ms. Prezioso opened the meeting for questions regarding this issue. There was some additional discussion around inflating prices, longer contract times, 90 day bid holds, and bid hold terms allowing firm pricing.

Ms. Prezioso thanked the CITCO representatives for their time and for bringing this important information before the Committees.

**Return to
Agenda**

Ms. Prezioso noted we would now return to the regular agenda.

Brooke County PSD (2021S-1945) Eldersville Road Extension – District 1 (Funding Change)

Wayne Morgan described the request.

The Funding Committee recommends the Brooke County PSD pursue a \$500,000 IJDC District 1 Grant and a \$5,450,000 IJDC District 1 Loan (2%, 30 yrs.) for a \$5,950,000 estimated project cost; and to pursue a \$550,000 WDA Design Loan* (interim financing).

*WDA Design Loan to be repaid by IJDC Loan at construction closing.

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

Paw Paw, Town of (2021S-1948) System Improvements – District 1 (New Application)

Jason Billups described the application, and it is technically feasible. Mr. Billups noted the Town should consider phasing this project. There are several issues at the Wastewater Treatment Plant. It may be in the best interest of the project to combine the Wastewater Treatment Plant work and the I & I Study together as Phase I. Then come back with the findings of the I & I Study and create Phase II.

Mr. Billups' note resulted in much discussion among the Committees regarding phasing, cost, funding, permits, consent orders, Rule 42, and qualifications of loans. John Cole and Jennifer Wishmyer are to put together the revised funding scenario request and submit it to Mr. Morgan for the Committee's review. Mr. Fowler is to be copied on the email so he may run a cash flow.

The Funding Committee recommends the Town of Paw Paw request be forwarded to the Council for review and consideration at the May 5, 2021 meeting.

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

West Union, Town of (2021C-113) Collapsed Sewer Line/Critical Need – District 1 (New Application)

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

The Funding Committee recommends the Town of West Union request to pursue a \$372,000 IJDC Critical Needs Grant be approved.

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

Kanawha PSD (2016S-1625) Lens Creek Extension – District 2 (Scope, Cost & Funding Change)

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

The Funding Committee recommends Kanawha PSD pursue a \$2,075,000 US ACE Grant, a \$1,975,000 USDA Grant, a \$250,000 USDA Loan (1.125%, 40 yrs.), a \$875,000 IJDC District 2 Grant, a \$125,000 IJDC Soft Cost Grant, and a \$4,900,000 IJDC District 2 Loan (1%, 40 yrs.) for an estimated project cost of \$10,200,000.

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

Buffalo Creek PSD (2020C-103) System Improvements / Critical Need – District 3 (Scope Change)

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

The Funding Committee recommends the Buffalo Creek PSD change order (scope change) to complete work at the WWTP headworks be tabled until the May 25th meeting.

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

Pax, Town of (2021S-1933) Willis Branch Extension – District 3 (Tabled Application)

Mr. Billups described the application, and it is technically feasible. Additional information has been requested but not received.

Ms. Emery stated this will be the last time this application will be tabled. The Town must get the requested information submitted or the application will be returned.

The Technical Committee recommends the Town of Pax application be tabled till the May 25th meeting.

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

Wellsburg, City of (2019W-1837) System Improvements – District 1 (Cost & Funding Change)

Stephanie Hickerson described the request.

The Funding Committee recommends the City of Wellsburg pursue a \$700,000 DWTRF Principal Forgiveness Loan, a \$5,889,074 (1%, 0.25% adm. fee, 30 yrs.), a \$500,000 IJDC District 1 Grant, and a \$100,000 IJDC District 1 Bid Overrun Grant for an estimated project cost of \$7,189,074.

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

Pendleton County PSD (2021W-1947) Sandy Ridge Road Extension – District 2 (New Application)

Ms. Hickerson described the application, and it is technically feasible. It was noted the cost per customer of \$70,400 is high. In addition, the project will add approximately 6 miles of main line, 2 pump stations, and will likely require regular flushing and possibly booster chlorination to maintain adequate CL2 residuals.

The Funding Committee recommends the Pendleton County PSD pursue a \$1,260,000 US ACE 571 Grant and a \$500,000 IJDC District 2 Grant for an estimated project cost of \$1,760,000.

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

Walton PSD (2019W-1790) Tank Improvements – District 2 (Cost & Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends the Walton PSD pursue an additional \$55,100 IJDC District 2 Grant, a \$444,900 IJDC District 2 Grant, and a \$544,900 IJDC District 2 Loan (2%, 30 yrs.) for an estimated project cost of \$1,044,900.

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

Greenbrier County PSD #2 (2020W-1898) Asbury Extension / Phase II – District 3 (New Application)

Ms. Hickerson described the application, and it is technically feasible. It was noted the original funding package requested a \$1,000,000 IJDC Grant, which they are not eligible for, so the funding package has been adjusted.

The Funding Committee recommends Greenbrier County PSD #2 pursue a \$3,500,000 CDBG Hazard Mitigation Grant, a \$1,500,000 USDA Grant, a \$1,800,500 USDA Loan (1.75%, 40 yrs.), a \$1,254,500 DWTRF Principal Forgiveness Loan, a \$2,000,000 DWTRF Loan (1.00%, 0.25% adm. fee, 30 yrs.), and a \$500,000 IJDC District 3 Grant for an estimated project cost of \$10,555,000.

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

New Haven PSD (2018W-1760) Cane Branch Extension – District 3 (Funding Change)

Mr. Morgan described the request.

The Funding Committee recommends New Haven PSD pursue a \$925,000 US ACE Grant, a \$498,108 DWTRF Principal Forgiveness Loan, a \$2,472,404 DWTRF Loan (1%, 0.25% adm. fee, 30 yrs.), a \$158,342 District Contribution, a \$287,832 WVAWC (WV American Water Company) Contribution, a \$500,000 IJDC District 3 Grant for an estimated project cost of \$4,841,686.

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

Wilderness PSD (2021W-1940) Snow Hill Extension / Critical Need – District 3 (New Application)

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

The Funding Committee recommends the Wilderness PSD request be tabled until June 22nd.

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

Greater Harrison County PSD (2020W-1899) Stevens Run Extension – District 1 (Binding Commitment)

Mr. Morgan described the request.

The Funding Committee recommends the Greater Harrison County PSD receive a \$799,000 IJDC Critical Need Grant.

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

Wellsburg, City of (2019W-1837) Water Line Replacement & Plant Upgrade – District 1 (Binding Commitment / Bid Overrun)

Mr. Morgan described the request.

The Funding Committee recommends the City of Wellsburg receive a binding commitment for the \$100,000 IJDC District 1 Bid Overrun Grant.

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

Kanawha PSD (2016S-1625) Lens Creek Extension – District 2 (Binding Commitment)

Mr. Morgan described the request.

The Funding Committee recommends Kanawha County PSD receive a binding commitment for a \$2,325,000 IJDC District 2 Loan (1%, 40 yrs.).

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

Walton PSD (2019W-1790) Tank Improvements – District 2 (Binding Commitment)

Mr. Morgan described the request.

The Funding Committee recommends the Walton PSD receive a \$55,100 binding commitment in addition to the existing \$444,900 IJDC District 2 Grant (previously committed).

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

Boone County PSD (2019W-1807) Right Fork Extension – District 3 (Binding Commitment Extension)

Mr. Morgan described the request.

The Funding Committee recommends the Boone County PSD receive a 3-month extension from May 6, 2021 until August 6, 2021.

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

Camden on Gauley, Town of (2018S-1762) System Improvements – District 3 (Binding Commitment Extension)

Mr. Morgan described the request. It was noted this is the second time an extension has been requested. They are close to being ready to advertise for bids.

Ms. Prezioso stated all projects requesting a binding commitment are being checked for current audits. So far, all projects have had either a 2019 or 2020 audit. Camden on Gauley's last audit was 2017. A request has been made to see what the plans are for getting up to date with their audits.

Ryan Boustany with The Thrasher Group stated this project has been bid and awarded.

Mr. Morgan stated the project has bids in hand and should be within the funding scenario. The extension will allow the time needed to get the project to closing.

The Funding Committee recommends the Town of Camden on Gauley receive a 6-month extension from June 3, 2021 until December 3, 2021.

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

Ms. Emery stated the bid opening date was April 22nd.

Nettie Leivasy PSD (2018W-1737) RWL Replacement & Extension – District 3 (Binding Commitment Extension)

Mr. Morgan described the request.

Fred Hypes with Dunn Engineering stated the project is ready to advertise. The attorney is in negotiations with Weyerhaeuser for the last easement that is necessary. They have reached an agreement with one other property owner for the last residential easement needed and hope to be in paper sometime in May.

The Funding Committee recommends Nettie Leivasy PSD receive a 6-month extension from June 4, 2021 until December 6, 2021.

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

There was a brief discussion regarding alternatives given the PVC pipe pricing volatility. This project could be bid with ductile if necessary.

New Creek Water Association (2018W-1748) Water System Improvements– District 1 (Bid Underrun)

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

The Technical Committee recommends the New Creek Water Association be approved to use the \$187,987 bid underrun to replace existing 2" water mains, install fire hydrants, service lines and meters in the Knobley Mountain Orchard subdivision on Hampshire & Pendleton Streets.

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

Mr. Morgan stated USDA has funded the additional work that was proposed for their underrun of project funds.

Jana Lowery with USDA confirmed the funding had been approved.

Central Hampshire PSD (2019W-1792) System Improvements Phase II – District 2 (Bid Underrun)

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

The Technical Committee recommends the Central Hampshire PSD be approved to use the bid underrun amount of \$357,152 to complete additional scope items on Contracts #1 and #4, increase construction contingency and to fund the accountant's amendment.

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

Elizabeth, Town of (2016S-1652) Wastewater System Improvements – District 2 (Use of Contingency)

Mr. Billups described the request, and it is technically feasible. Mr. Billups noted it is not SRF policy to pay for O&M service agreements and Council will need to evaluate if this is an eligible cost.

Mr. Morgan confirmed the service agreement is an O&M cost and is not eligible. The cost of \$3,550 was subtracted from the total of the request.

The Funding Committee recommends the Town of Elizabeth use of contingency request for \$93,152.55 be approved for \$89,602.55 (the \$3,550.00 Preventative Maintenance Agreement is an operating cost and is not eligible for IJDC funding).

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

Business Items:

Drinking Water Treatment Revolving Fund Resolution

Marie
Prezioso

The annual state match requirement for fiscal year 2021 is due. A copy of the Resolution is in your packet. This year the match of \$2,200,200 is required to secure \$11,001,000 from the federal government.

Mr. Fowler moved to forward the Resolution to the Council for approval; Ms. Boggess seconded the motion. The motion passed.

Clean Water State Revolving Fund Resolution

Marie
Prezioso

The second Resolution is the Clean Water Revolving Fund. A state match of \$4,953,800 is required to secure \$24,769,900 from the federal government.

Ms. Emery moved to forward the Resolution to the Council for approval; Mr. Fowler seconded the motion. The motion passed.

Executive Director Comments:

Mr. Morgan stated the packet for Council will go out on Friday and asked that reports be submitted.

Wayne
Morgan

Mr. Morgan also reminded Mr. Cole to submit the information requested earlier in the meeting be submitted this afternoon so it can be reviewed prior to the Council meeting on May 5th.

Funding Program Comments

Title Opinions

Ms. Emery stated upon hearing the information presented by CITCO this morning, the Funding agencies should discuss and consider the requirement of a preliminary title opinion prior to advertising as opposed to a final title opinion. The final title opinion is a large hang-up in going from bidding to closing.

There was additional discussion among the Committees.

SRF Money

Ms. Emery noted federal discussions are occurring regarding the future SRF money to the states and if a match is going to be required.

Ms. Prezioso offered some thoughts on what CIFA is trying to accomplish, the Treasury regulations coming out in May, and seeing how the money with the American Rescue Plan will be spent. She noted if

anyone felt items regarding these topics needed to be placed on the agenda for discussion to please let her know.

**Requests
Received:**

(Applications by April 9, 2021 and requests to date.)

**Information
Report**

Sewer:

None

Water:

Grandview-Doolin PSD – Route 7 Ext. (new application)-1	2021W-1950
Hammond PSD – System Improvements (new application)-1	2021W-1955
Webster County EDA – Grassy Creek Water Ext. (new app.)-3	2021W-1957

Public Comment:

None

Adjournment: The Chair entertained a motion to adjourn. Ms. Boggess moved to adjourn; Ms. Emery seconded the motion. The motion passed. Meeting was adjourned at 11:08 a.m.

Wayne D. Morgan
Secretary & Executive Director