

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #1: MINUTES OF MARCH 18, 2009

Minutes of the March 18, 2009 meeting are attached.

Attachment

RECOMMENDED ACTION:

Approval.

Hampton Roads Planning District Commission
Executive Committee Meeting
Minutes of March 18, 2009

The Executive Committee Meeting of the Hampton Roads Planning District Commission was called to order at 11:35 a.m. at the Regional Boardroom, 723 Woodlake Drive, Chesapeake, Virginia, with the following in attendance:

EXECUTIVE COMMITTEE:

Bruce C. Goodson, Chairman (JC)	Paul D. Fraim (NO)
Stan D. Clark, Vice Chairman (IW)	Gordon C. Helsel, Jr. (PQ)
James O. McReynolds, Treasurer (YK)	Selena Cuffee-Glenn (SU)
Dr. Alan P. Krasnoff (CH)	John M. Seward (SY)
Rosa M. Lawrence (FR)	James K. Spore (VB)
Brenda G. Garton (GL)	Jeanne Zeidler (WM)
Joe S. Frank (NN)	

OTHER COMMISSIONERS:

Dr. Ella P. Ward (CH)	Sanford B. Wanner (JC)
Amar Dwarkanath (CH)	Kenneth L. Chandler (PO)
Gregory Woodard (GL)	Linda T. Johnson (SU)
Randy Hildebrandt (NN)	Harry E. Diezel (VB)
Sharon Scott (NN)	Jackson C. Tuttle II (WM)

*Late arrival or early departure.

OTHERS RECORDED ATTENDING:

Mary Bunting, Elizabeth Kersey, Keith Cannady (HA); Curt Shaffer (HA HRICAC); Stanley Stein, Tara Berger, Bryan Pennington (NO); Dave Callis (PQ); George Brisbin (PO); Patrick Roberts (SU); Bob Matthias (VB); Amy Probsdorfer - Navy Region Mid-Atlantic; Chris Voigt, Irene Shuman, Eric Stringfield - VDOT; Terri Boothe, John Gergely - Citizens; Cathy Aiello - Biggs & Fleet; Heidi Etter - PDC Intern; Staff: Dwight Farmer, Shernita Bethea, John Carlock, Rick Case, James Clary, Nancy Collins, Richard Flannery, Marla Frye, Kathlene Grauberger, Greg Grootendorst, Jim Hummer, Rob Jacobs, Brett Kerns, Ben McFarlane, Kelli Peterson, Camelia Ravanbakht, Joe Turner and Chris Vaigneur.

CONSENT AGENDA

The Consent Agenda contained the following items:

- Minutes of January 21, 2009
- Treasurer's Report
- Regional Reviews

A. PNRS Items (Initial Review)

No grant applications were received for review by March 11, 2009.

B. Environmental Impact Assessment/Statement Review

Shoreline Stabilization at Naval Amphibious Base Little Creek, DOD/Navy;
Virginia Beach

Draft Proposed 5-Year OCS Oil & Gas Leasing Program For 2010-2015 and NOI
to Prepare EIS, DOI/MMS; HRPDC

Notice of Intent and Call for Geological and Geophysical Exploration on the
Atlantic OCS, DOI/MMS; HRPDC

Dredging of Norfolk Harbor Channel, Norfolk and Portsmouth, Virginia,
DOD/Navy; Norfolk and Portsmouth

The Arlington at Chesapeake Apartments, US HUD; Chesapeake

Wachovia Center Apartments, U.S. Department of Housing and Urban
Development; Norfolk

Lines VM-127 Pipeline Replacement by Columbia Gas Transmission
Corporation, US DOE/Fed. Energy Regulatory Commission

Installation of an Artificial Reef, Naval Amphibious Base Little Creek,
DOD/Navy; Virginia Beach

2009 Community Development Block Grant Regional Priorities

Environmental Program Grants & Contracts

Urban Area Security Initiative Fiscal Year 2008 Grant Award

Memorandum of Agreement between HRPDC & Montgomery County, Maryland for
FY07 UASI Law Enforcement Information Exchange (LINX) Project

Mayor Frank Moved to approve the Consent Agenda; seconded by Mr. Clark. The Motion Carried.

Regional Emergency Management and Homeland Security Initiatives Contracts and Service Agreements

Mr. Farmer explained that Mr. Richard Flannery, Emergency Management Administrator, would brief the Commission on the first two paragraphs of the agenda note, Regional Microwave Communications System and First Responder Authentication Credential (FRAC) Pilot Program. He added that the PDC is about to embark in a more operational mode than usual and he wished to make it clear this is more than just planning as traditionally done by the PDC. He noted the language in the Legal Review explains that the update of the state statute allows PDCs to act in an operational function.

Mayor Frank commented that Mr. Farmer's analysis and recommendation regarding this, as well as the budget impacts of taking this on, was missing from the information. He asked Mr. Farmer for his input as to whether he believes this is a good direction to move in and the time required for this that may take away from other responsibilities.

Mr. Flannery stated the PDC has two opportunities relating to emergency management and homeland security initiatives to provide support for contract service agreements that include the regional communications system design for public safety officials and the other will assist them in the management of personnel in the field during response and recovery efforts. The first one is the Hampton Roads Tactical Regional Area Network (HRTacRAN). The Hampton Roads Interoperability Communications Advisory Committee (HRICAC) has approached the PDC to provide support for a new maintenance contract for the system originally created with the 2004 Port Security Grant funding. This was a joint project led by the PDC and HRICAC. The HRTacRAN is a critical regional network supporting emergency services and public safety communications in the event of a disaster. The current maintenance contract expires in June 2009.

The HRTacRAN is a microwave network to provide capabilities for officials to use in a secure environment. He referred to a snapshot list of the capabilities of the system which is used regularly by emergency management to ensure the system is viable and personnel are efficient in operating it. The network covers the entire Hampton Roads area.

The next opportunity presented to the PDC by the Office of the Commonwealth Preparedness (OCP) is the FRAC program which they would like to pilot in Hampton Roads. The PDC was asked to support a contract to implement this program with a sum of \$1.6 million provided by the state homeland security funds. Mr. Flannery reviewed the FRAC is a first responder identification showing data on the card and contains an electronic chip containing credentials to provide certain access to a scene for an incident response and recovery. This was learned through lessons from previous disasters like Hurricanes Katrina and Ike in which well-intentioned people tried accessing disaster response scenes without specific credentials. He stated the PDC is being asked to be the fiscal agent for this initiative. The actual program management will be through the OCP as well as a Credentialing Committee. The PDC has been approached with the opportunity to support contractor service agreements for these operational projects. He concluded and offered to answer questions.

Chairman Goodson asked how much staff time would be required to serve as the fiscal agent.

Mr. Flannery replied that the PDC would receive invoices and receipts and make payments on them. It would entail drawing down the funds from the Virginia Department of Emergency Management and making payments on their behalf.

Mr. Goodson asked if the procurement staff would be utilized from the PDC.

Mr. Farmer replied that Ms. Nancy Collins' staff would be engaged in processing the billing. He confirmed that it is within the PDC's current human resources and financial budgets to be the fiscal agent on these types of things, but his concern would be regarding the microwave system. The PDC does not have the human resources to

operate as an emergency operations center (EOC). He stated that currently the PDC facilitates the meetings while HRICAC, a group of locality employees, has been staffing it. Mr. Farmer expressed his concerns if the PDC continues being the fiscal agent, he wanted it clearly understood that the PDC is not an operational entity that would set up as an EOC if a hurricane is approaching. The HRICAC members from the localities would be working together through an agreement with one another to keep this operational and he reiterated the PDC is simply the fiscal agent.

If it is decided the PDC should move further into being operational, then from a human resource or a fiscal perspective, the PDC is not staged to carry out that kind of operation nor does it have the expertise to operate radios, make calls on the equipment, etc.

Mayor Frank asked if that is the only role the PDC plays, then what would the organizational capacity to meet the other requirements that would not be met. Mr. Farmer replied it would have to be met by the respective locality staffs. Mayor Frank replied that would mean setting up another organization. Mr. Farmer answered that at this point it would mean asking locality staffs to do double duty, work on behalf of the parochial needs for the EOC, etc., and keep the regional microwave system alive, functional and guaranteed to work in the moment it is needed. Currently the PDC is only providing a meeting place.

Mr. Diezel stated he had an editorial comment and two questions. He stated when looking at this legislation he wondered if this is the first leg of a national card which remains to be seen. Then he asked whether or not it preempts the Good Samaritan process for people who arrive first and try to help because if you start to help, you may be in violation of the law. His second question was at what point does staff become federal employees under a wide-scale situation.

Mayor Frank commented he believed enough issues have been raised to ask the Chief Administrative Officers (CAOs) to put this on their agenda when they meet to evaluate the issues. He added he has no problem with the PDC being the fiscal agent for this which is the requested action. He stated there are additional issues being raised that need to be carefully considered that might require a raised level of Memorandum of Understanding (MOU) among the jurisdictions with some structure and commonality of effort. He suggested this be evaluated by the CAOs to determine how each of the communities fit into that kind of environment.

Mr. Farmer replied that one of the options available is to have the PDC staff become more of a service authority. Under state statute, the PDC staff resources can be used but would require additional funding to support the PDC becoming an operational service authority or the MOU could be strengthened among the localities.

Discussion continued regarding a broader study of this issue since the local government staffs are being tasked to do more within their own localities due to cutbacks. It was added that the HRPDC may need to become a service organization to take on the responsibilities that are regional in nature and assess each jurisdiction with the cost so there is staff and accountability to be sure the system is working. Mr. Farmer offered to put a line item in the FY10 Unified Planning Work Program with estimated resources necessary to perform the broader study and have further discussion regarding it.

Chairman Goodson commented he supported the recommendation to send the issue to the CAOs for further discussion and then come back to the Commission with a recommendation.

Mayor Frank Moved to send this matter to the CAOs for further discussion and recommendation; seconded by Comr. Tuttle. The Motion Carried.

Urban Area Security Initiative (UASI) Fiscal Year 2009 Application

Mr. Flannery stated he was part of a joint presentation and introduced Ms. Mary Bunting, Chair of the Urban Area Working Group (UAWG), to present first.

The Homeland Security Initiative with the Federal Government has multiple components with one being the UASI program intended to fund unique planning, organization, equipment, training and exercise needs of high threat, high density urban areas. When the program was initiated, the region was not included in UASI even though Hampton Roads contains high military assets. After years of hard work from the localities and the congressional delegations, Hampton Roads was successful in obtaining a UASI grant.

Ms. Bunting outlined the purpose of the UASI grant and reviewed the tiers in the communities with Tier 1 being the highest risk areas in the country while Tier 2 is the category Hampton Roads falls within. In designating the Hampton Roads area as a UASI, the Department of Homeland Security (DHS) initially listed five jurisdictions as eligible, but the CAOs determined it was in Hampton Roads' best interest to include all 16 jurisdictions as one region which is within the guidelines of UASI since they are all within a 10-mile radius of the designated localities. DHS requires all funds coming through the UASI program to be reviewed and agreed to by the UAWG. She presented an outline of the voting and nonvoting UAWG membership made up of locality staff in the region. UAWG is supported by subcommittees from the localities to assist in their work. She then asked Mr. Flannery to present his information.

Mr. Flannery provided an overview of the FY09 process and requirements and stated that 2009 offers an advantage in the focus of efforts since in previous years there was no indication of the amount of money to be awarded to the region by DHS. However, in 2009 DHS provided a target allocation for FY09 of \$7.3 million ($\pm 10\%$ based on certain criteria). As part of the 2009 requirements, 25 percent must be allocated towards strengthening preparedness planning and 25 percent to law enforcement initiative. These requirements can overlap and in some cases with the projects that is the case.

In December 2008, all stakeholders met to learn the requirements set out by DHS and returned to their respective committees to provide the information and begin development of investment justifications or the proposals for projects they wish to push forward. He reviewed the restrictive timeline followed to submit the applications. All the proposals went through peer review to ensure they met the guidelines in the application. At the end of January, all applicants were asked to present their projects to the UAWG to avoid having competing projects within the region. In mid-February, UAWG met to finalize proposals in the application.

Mr. Flannery presented the funding division which outlined the FY09 projects for this grant. Some projects are continuing from earlier years while others are based on

experiences learned from previous disasters. He summarized that the package is at the Virginia Department of Emergency Management (VDEM) waiting to be submitted to DHS to meet the March 20th deadline. The next step will be a DHS peer review to occur the first week in May. Award notification is expected in late September with the distribution of the final award occurring in October. In November, the process begins again for FY10. He concluded and offered to answer any questions.

Chairman Goodson made note that this effort is overseen by UAWG, not the HRPDC. It was included on the agenda as a matter of information.

He commented that part of the justification for the reduction of services at the Jamestown Ferry was the provision of security. He added that a considerable case could be made that security should not come from transportation funds and the DHS money could provide those security expenses.

Mr. Flannery replied that under the DHS grant umbrella there is a specific grant for ferries in which this specific grant cannot cover.

Chairman Goodson asked him to follow up on it.

Solid Waste Consultant Contract

Mr. Farmer stated the Chief Administrative Officers (CAOs) from the eight localities that have arrangements with SPSA activities has requested the PDC staff have an addendum to its contract with SCS Engineers who performed the post-2018 study for about \$225,000. A draft report was created, but the study was put on hold because of the confidential negotiations SPSA was having last fall. The CAOs have been meeting intensely with SPSA's Board and staff on behalf of the localities. He asked for authorization to enter into a contract with SCS Engineers to perform a thorough asset evaluation study to assist both the localities and SPSA staff as they negotiate this process.

(Comr. Scott departed.)

Comr. Spore Moved to authorize the Executive Director to execute the contract with SCS Engineers; seconded by Comr. Clark. The Motion Carried.

Comr. Spore Moved to approve the local assessments to fund the project; seconded by Comr. Lawrence. The Motion Carried.

American Recovery and Reinvestment Act

A request was made in January to evaluate the impact of the President's proposed stimulus package on the region's economy. Mr. Greg Grootendorst, HRPDC Chief Economist, explained that in January he displayed a slide regarding current economic conditions. In November, the information from the Federal Reserve Bank of Philadelphia showed the status of the states around the country with regard to current economic conditions which depicts Virginia as doing well. Since then, more data has become available. When looking at December's status, Virginia is not doing as well as previously assumed. The week prior to this meeting, information was released from the Virginia

Employment Commission (VEC) to show that employment in Hampton Roads was not as robust as previously reported. It was thought that employment in Hampton Roads was outpacing that of Virginia and the nation and showed positive economic growth. On March 11th, the VEC benchmarked exactly what was happening Their typical survey of about 30 percent of businesses showed Hampton Roads doing well but when it was benchmarked again to look at 90 percent of businesses going back to April 2007, it was just released that Hampton Roads was not doing as well as previously thought. This drastic drop in jobs makes a significant difference in terms of where Hampton Roads is economically. The majority of the job losses were in the transportation and construction sectors; leisure and hospitality was also impacted. The region went from one of the leading in the state to one of the regions dragging the state down.

Mr. Grootendorst reviewed a graph outlining the most recent census forecast with and without the inclusion of the ARRA. New information and revised data, as well as growing international concerns, have led economists to believe this is going to be harder and deeper than expected. This information is a more bleak interpretation of where Hampton Roads is and what will pull the region through this.

Moving to the Stimulus Bill, he reviewed a chart depicting the breakdown of the stimulus money and stated that 74 percent of the funds should be disseminated by the end of FY10, so the ARRA should get the funds out rather quickly.

He referred to data put together by the Congressional Budget Office to show the respective multipliers of the division of funds. The chart outlined how each of the funds will stimulate the economy in various ways with the lowest being the business tax provisions.

Mr. Grootendorst reviewed outlines showing aid to Virginia and aid to Hampton Roads and how the specific funds will be distributed. He commented it is difficult to be precise with the distribution of the funding since there are so many pools of money yet to be tapped such as transportation, community development and housing, environment, etc. The impact to Hampton Roads will be known once the stipulations for use of these funds are revealed. From what is currently known, the ARRA will potentially add about 20,000 jobs to the region's economy over a span of two years and a direct addition of \$500-\$600 million into the region's \$73 billion economy.

He concluded by offering to answer questions.

Mayor Fraim asked if the original employment numbers were based on federal or state data. Mr. Grootendorst replied the state and federal governments actually use the same information.

Discussion continued regarding the routine review of employment data the VEC gathers. Mr. Grootendorst stated since this information was so shocking, he has asked the VEC to provide the exact times when they do the reviews. He added he believed it is every year or two that they do a complete revision.

Project Status Report

No questions or comments were noted.

For Your Information

No questions or comments were noted.

Old/New Business

No old or new business was discussed.

Adjournment

With no further business to come before the Hampton Roads Planning District Commission, the meeting adjourned at 12:20 p.m.

Dwight L. Farmer
Executive Director/Secretary

Bruce C. Goodson
Chairman

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #2: RATIFICATION OF EXECUTIVE COMMITTEE ACTIONS

The Commission should ratify the Executive Committee's approval of the November 19, 2008; December 17, 2008 and January 21, 2009 Commission Minutes, and the actions of the March 18, 2009 Executive Committee Meeting as recorded in the minutes.

RECOMMENDED ACTION:

Ratify the Executive Committee actions in the approval of the November 19, 2008; December 17, 2008 and January 21, 2009 Commission Minutes, and the Executive Committee actions of March 18, 2009.

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #3: TREASURER'S REPORT

**FISCAL YEAR 2009
MARCH 31, 2009
BALANCE SHEET**

ASSETS		LIABILITIES & NET ASSETS	
Cash & Cash Equivalents	195,731	Current Liabilities	523,572
Accounts Receivables	367,758	Net Assets	4,303,799
Investments	2,737,716		
Other Current Assets	664		
Net Capital Assets	<u>1,525,502</u>		
Total Assets	<u><u>4,827,371</u></u>	Total Liabilities & Equity	<u><u>4,827,371</u></u>

STATEMENT OF REVENUES AND EXPENDITURES

REVENUES	Annual Budget	Current Month	YTD
Grant and Contract Revenue	6,628,705	209,599	2,968,026
VDHCD State Allocation	275,106	22,925	206,326
Interest Income	55,000	4,689	51,333
Local Jurisdiction Contributions	1,341,946	-	1,006,460
Other Local Assessment	2,319,772	(43,365)	1,112,986
Sales and Miscellaneous Revenue	50,584	7,334	50,652
T otal Revenue	<u><u>10,671,113</u></u>	<u><u>201,183</u></u>	<u><u>5,395,782</u></u>
EXPENDITURES			
Personnel	3,962,546	320,040	2,742,232
Contractual	185,791	11,590	143,846
Special Contracts	5,505,819	335,986	2,294,821
Operations	785,189	40,148	373,279
Capital Assets	160,000	-	-
T otal Expenses	<u><u>10,599,345</u></u>	<u><u>707,764</u></u>	<u><u>5,554,177</u></u>
Agency Balance	<u><u>71,768</u></u>	<u><u>(506,581)</u></u>	<u><u>(158,394)</u></u>

RECOMMENDED ACTION:

Accept the Treasurer's Report.

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #4: REGIONAL REVIEWS – MONTHLY STATUS REPORT

A. PNRS Items (Initial Review)

The HRPDC staff is routinely involved in the review of applications for grants to support projects involving federal or state funding. To ensure that all Commissioners are aware of projects being reviewed, brief summaries of these projects and anticipated review schedules are included in the Agenda. The HRPDC staff will continue to request comments directly from staff in localities that appear to be directly affected by a project. Review and comment by more than one locality is requested when a project may affect the entire region or a sub-regional area. Attached is a listing and summary of projects that are presently under review. As of April 8, 2009, there were no outstanding comments on these projects.

Attachments

B. Environmental Impact Assessment/Statement Review

The HRPDC staff is routinely involved in the review of environmental impact assessments and statements for projects involving federal funding or permits as well as state development projects. To ensure that all Commissioners are aware of projects being reviewed, brief summaries of these projects and anticipated review schedules are included in the Agenda. The HRPDC staff will continue to request comments directly from staff in localities that appear to be directly affected by a project. Attached is a listing and summary of projects that are presently under review.

Attachments

RECOMMENDED ACTION:

None required.

Project Notification and Reviews

Date **CH #**

Title

Applicant

State/Federal Program

Project Staff **Type of Impact**

Project Description

The Virginia Diesel Reduction Recovery Grant will implement the following five diesel emission reduction projects:

1. Retrofits to support the Virginia Port Authority Green Operator Program
2. State biodiesel buy down
3. Gloucester County school bus conversion to propane
4. York County engine replacement
5. Virginia Beach school bus retrofit, training, and education.

These projects will provide emission reduction benefits, promote long-term commitments to further emission reductions within areas with high concentrations of diesel emissions in maintenance/nonattainment areas, benefit public fleets, and support the job creation and retention goals of the American Recovery and Reinvestment Act.

FUNDING

<input type="text" value="\$1,730,000.00"/>	<input type="text" value="\$0.00"/>	<input type="text" value="\$0.00"/>	<input type="text" value="\$0.00"/>	<input type="text" value="\$0.00"/>	<input type="text" value="\$0.00"/>
Federal	Applicant	State	Local	Other	Program
		TOTAL	<input type="text" value="\$1,730,000.00"/>		

Date **CH #**

Title

Applicant

State/Federal Program

Project Staff **Type of Impact**

Project Description

This proposal addresses the protection of a 2,428-acre forested tract of land in the Blackwater River watershed of southeastern Virginia in rural Isle of Wight County. The property supports 500 acres of old-growth swamp forest, 5.5 miles of river frontage, and is considered an outstanding location for large-scale restoration of global-rate longleaf pine forest vegetation.

FUNDING

<input type="text" value="\$600,000.00"/>	<input type="text" value="\$0.00"/>	<input type="text" value="\$400,000.00"/>	<input type="text" value="\$2,300,000.00"/>	<input type="text" value="\$0.00"/>	<input type="text" value="\$0.00"/>
Federal	Applicant	State	Local	Other	Program
TOTAL			<input type="text" value="\$3,300,000.00"/>		

Date **CH #**

Title

Applicant

State/Federal Program

Project Staff **Type of Impact**

Project Description

This project will restore 19.5 acres of the Elizabeth River and lower Chesapeake Bay to a functioning coastal habitat by removing or isolating severe PAH contamination in the river bottom and restoring a healthy benthic community, including created wetlands and a native oyster reef.

FUNDING

<input type="text" value="\$15,534,504.00"/>	<input type="text" value="\$0.00"/>	<input type="text" value="\$0.00"/>	<input type="text" value="\$0.00"/>	<input type="text" value="\$1,103,000.00"/>	<input type="text" value="\$0.00"/>
Federal	Applicant	State	Local	Other	Program
TOTAL			<input type="text" value="\$16,637,504.00"/>		

Date 4/7/2009 **CH #** VA090331-0923760

Title FY10 VA CELCP Davis Tract: Dune, Beach, and Bird Habitat, Southern Tip - Northampton County

Applicant DEQ

State/Federal Program NOAA - Coastal and Estuarine Land Conservation Program

Project Staff Claire Jones **Type of Impact** Northampton County

Project Description

This proposal addresses the permanent protection of two key tracts of land on the Southern Tip of Virginia's Eastern Shore, including the Davis Tract at Butler's Bluff and the Cherry Grove tract at Savage Neck. The tracts total just over 318 acres and both have frontage on the tidal waters of the Chesapeake Bay. Both support exceptional beach, secondary dune, wetland, and maritime forest habitats, rare plants and animals, and are located within a critical migratory songbird habitat.

FUNDING

\$1,558,500.00	\$0.00	\$0.00	\$0.00	\$1,600,000.00	\$0.00
Federal	Applicant	State	Local	Other	Program
TOTAL			\$3,158,500.00		

Environmental Impact Reviews

Date Received

Number

Name

Sponsor

Description

The College of William and Mary is proposing to construct a chiller plant next to the existing, newly renovated heating plant. The existing chillers are located throughout the campus and most are obsolete. This project will centralize the individual chillers and replace them with more efficient models. The project site is located on less than a quarter acre lot at 119 Grigsby Drive in Williamsburg. It consists of a parking lot and a 15-foot wide grass strip. The plant will be about 3,800 square feet in size and consists of a steel frame and concrete masonry unit with a brick veneer.

Affected Localities

Finding

Comments Sent

Final State Comments Received

Date Received

Number

Name

Sponsor

Description

The U.S. Department of Housing and Urban Development (HUD) is processing an application for mortgage insurance to finance the construction of the East Beach condominium complex in Norfolk under HUD Section 221(d)(4) Multifamily Rental Housing for Moderate-Income Families. Marathon Development Group, Inc. will finance the construction of 122-dwelling units in one 4-story building. The property consists of land totaling about 1.7 acres at 4921 Pretty Lake Avenue. Additional structures include a parking garage, clubhouse and in-ground swimming pool. The federal consistency determination submitted by HUD finds the proposal consistent to the maximum extent practicable with the enforceable policies of the Virginia Coastal Resources Management Program (also called the Virginia Coastal Zone Management Program).

Affected Localities

Finding

Comments Sent

Final State Comments Received

Date Received

Number

Name

Sponsor

Description

The U.S. Department of Housing and Urban Development (HUD) is processing an application for mortgage insurance to finance the construction of the proposed New Dawn Assisted Living facility, under the HUD LEAN Section 232 program. Capital Funding Group will finance the clearing of the land and the construction of three buildings with 48 housing units. The facility will be located at 1807 Jamestown Road in James City County. The federal consistency determination submitted by HUD finds the proposal consistent to the maximum extent practicable with the enforceable policies of the Virginia Coastal Resources Management Program.

Affected Localities

Finding

Comments Sent

Final State Comments Received

Date Received

Number

Name

Sponsor

Description

The Navy proposes to construct two human performance shelter facilities to provide specialized training facilities to naval personnel stationed at Naval Air Station Oceana, Dam Neck Annex. The first structure, a Human Performance Field, will be a 5,000-square foot fabric structure with open ends and an artificial turf ground-cover. The facility requires electricity, but no other utilities. The second structure, a Human Performance Facility, is a 5,000-square foot fabric structure with a concrete slab. The facility requires electricity and a HVAC system.

Affected Localities

Finding

Comments Sent

Final State Comments Received

Date Received

Number

Name

Sponsor

Description

NASA is proposing the removal of 21 buildings at LaRC. The project would reduce the footprint of LaRC facilities and create additional green space at the Center.

Affected Localities

Finding

Comments Sent

Final State Comments Received

Date Received

Number

Name

Sponsor

Description

The Navy proposes to install four buoys along the south side of Pier 11, located within the Elizabeth River, at Naval Station Norfolk.

Affected Localities

Finding

Comments Sent

Final State Comments Received

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #5: HAMPTON ROADS WATERSHED ROUNDTABLE

The HRPDC staff has completed the enclosed report, Hampton Roads Watershed Roundtable: Fiscal Year 2008-2009 Final Report. The report describes the activities of the Hampton Roads Watershed Roundtable during the period from January through December 2008. Participants in the two Roundtable meetings held during the grant period included representatives from local governments, business and industry, agriculture, development, civic groups and the environmental community. The report documents the deliberations of the Roundtable and the consensus reached on continuing to work together to address important environmental issues facing the region. The Roundtable intends to continue addressing regional water quality issues, including the TMDL and Chesapeake Bay Programs, green building/green infrastructure and climate change. As the Roundtable considers these issues, reports and recommendations will be brought to the HRPDC for consideration.

Funding to support this effort was provided, in part, by the Virginia Department of Conservation and Recreation (DCR). The HRPDC staff is continuing to work with DCR staff to find ways to increase state support for the Roundtable initiative.

The HRPDC Joint Environmental Committee has received regular briefings on the study. The HRPDC staff and Committee recommend that the Commission approve the report as meeting the requirements of the grant and Work Program.

Enclosure – Separate

RECOMMENDED ACTION:

Approve the report as meeting the requirements of the grant and Work Program.

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #6 HAMPTON ROADS ECONOMIC QUARTERLY

The HRPDC Economics staff has prepared the third Hampton Roads Economic Quarterly (HREQ), as approved in the 2009 UPWP. The current report includes an article on the recently revised regional employment figures, a short summary of regional economic trends, and several graphs that illustrate the region's most recent economic activity. Provided that the Commission approves the HREQ for distribution, an electronic version will be made available on the HRPDC website and via listserv.

Enclosure – Separate

RECOMMENDED ACTION:

Approve the Hampton Roads Economic Quarterly for distribution.

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #7: JAMES RIVER RESERVE FLEET

The City of Newport News has recently adopted a Resolution requesting Congressional action and funding to ensure the timely removal of the James River Reserve Fleet ("Ghost Fleet"). The City has requested that the HRPDC consider similar action.

At the July 17, 2002 Quarterly Commission Meeting, the HRPDC authorized the Chairman to communicate the HRPDC's support for Congressional funding to support removal of the "Ghost Fleet," focusing on the highest risk ships in the fleet. Since that time, more than 70 ships have been removed from the fleet, which consisted of 97 vessels in 2002. It is assumed that, in accordance with Congressional action in 2002 and various reports from the U.S. Maritime Administration, the vessels that have been removed have been those that pose the highest environmental risk.

The ships that remain in the "Ghost Fleet" have continued to deteriorate over the past seven years, which tends to increase the probability of leaks resulting in environmental damage. The James River is on the state's impaired waters list for a variety of pollutants. Ships remaining in the "Ghost Fleet" contain petroleum and other substances that pose risk for both the aquatic and human environments, thus increasing the likelihood of a spill with its associated environmental and economic costs.

The HRPDC staff has drafted the attached letter to the Congressional Delegation urging their consideration and favorable action on legislation that would reiterate Congressional intent that the "Ghost Fleet" be removed and would provide adequate funding to support this work. This letter is consistent with the action taken by the HRPDC in July 2002.

Attachment

RECOMMENDED ACTION:

Authorize the Chairman to sign the letter to the Congressional Delegation urging support for adequate funding.



April 15, 2009

FORM LETTER - Congressional Delegation

Re: James River Mothball Fleet (POW:GEN)

Dear

In 2002, the Hampton Roads Planning District acted to request that the region's Congressional Delegation support funding for the removal of the highest risk vessels in the James River Reserve Fleet. Since that time, nearly 80% of the fleet has been removed to the benefit of water quality in the James River and the quality of life in Hampton Roads. The HRPDC appreciates Congressional support over the past decade in achieving this important benefit.

Roughly twenty (20) vessels remain in the James River Reserve Fleet. These vessels are moored in the James River. It is assumed that the vessels that were removed to date are those that posed the highest environmental risk. However, those that remain also contain a variety of petroleum and other potentially hazardous materials. As they have continued to deteriorate the risk of environmental damage continues to increase. This damage could take the form of significant water quality and sediment contamination and loss or degradation of habitat for commercially, recreationally and environmentally significant living resources from American Eagles to Oysters. The James River is already on the state's impaired waters list due to violations of water quality criteria, including some potentially associated with the pollutants typically found in these deteriorating ships. The region's localities, industry and citizens are being required and encouraged to expend additional resources to meet evolving and strengthening regulations to improve and maintain water quality and other resources. Completion of the removal of the James River Reserve Fleet would support these environmental programs.

At its Quarterly Meeting on April 15, 2009, the Hampton Roads Planning District Commission acted to urge your support and favorable consideration for funding to enable the U.S. Maritime Administration to complete the effort to remove the remaining vessels from the fleet and to take steps to prevent further deterioration. This funding is essential to ensuring that the water quality and other environmental resources of the Hampton Roads region are protected from contamination.

Thank you for your consideration of these comments. Your continuing support of measures to protect the quality of life in Hampton Roads is most appreciated.

Sincerely,

Bruce C. Goodson
Chairman

BCG/mkf

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #8: AUTHORIZING RESOLUTIONS AND CERTIFICATIONS FOR FY 2010 STATE AND FEDERAL GRANT APPLICATIONS

The Virginia Department of Transportation, the Virginia Department of Rail and Public Transportation, the Federal Transit Administration, and the Federal Highway Administration require the HRPDC to formally authorize its Executive Director to apply for Federal (80 percent), State (10 percent) and local (10 percent) funds during FY 2010. The Executive Director is requested to sign certificates for the following:

- Authorizing Resolution directing staff to assist VDOT and administer SPR Funds
- Authorizing Resolution to execute and file an FTA Application for Section 5303 Transit Technical Studies Funding
- Certificate – Applicant Affirmation of Federal Fiscal Year 2010 Certifications and Assurances for Federal Transit Administration Assistance Programs

RECOMMENDED ACTION:

Authorize the HRPDC Executive Director to execute the above resolutions and certificates and file applications for FY 2010 Transportation grants.

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #9: ECONOMIC DEVELOPMENT ADMINISTRATION BRIEFING

The Commonwealth of Virginia falls under the Philadelphia Region of the U.S. Department of Commerce-Economic Development Administration (EDA). In recent years, Hampton Roads has not received substantial funding from the EDA; exceptions are two grants to the Hampton Roads Research Partnership funded through Norfolk State University and the Hampton Roads Partnership. Consideration of any new programs from EDA will be contingent on the existence of an approved Comprehensive Economic Development Strategy (CEDS), which Hampton Roads does not currently have and needs to develop. Discussions to begin a CEDS process are underway under the leadership of HRP.

The key personnel of the EDA Philadelphia Region have changed in the past year. The Regional Director (Willie C. Taylor) and the State of Virginia Economic Development Representative (Robert Gittler) are new to EDA, and the South Atlantic Area Director (Calvin Edghill) is new to those responsibilities. These individuals have limited knowledge of Hampton Roads and are interested in learning more about the region. To that end, Mr. Edghill and Mr. Gittler will be visiting on April 14 and 15 and will be present to brief the HRPDC on US EDA and the CEDs program.

RECOMMENDED ACTION:

Per discussion.

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #10: METROPOLITAN MEDICAL RESPONSE SYSTEM UPDATE

Mr. Bill Ginnow, HRMMRS Program Manager, and Mr. David Long, HRMMRS Training & Logistics Coordinator, will provide an overview of their current initiative to prepare Hampton Roads for a mass casualty event. Transport of a large number of stretcher patients before, during or after an event has been identified as a capability gap in this area. HRMMRS is working with the jurisdictions to convert school buses into Mass Casualty Evacuation and Transport Units. The first one was completed in Chesapeake and will be available for inspection outside the HRPDC offices after the meeting. A second unit for Newport News is being converted now. The HRMMRS plans to have at least four completed before the hurricane season and a total of eight within two years. These units will be paired with the eight Disaster Medical Support Units purchased by the HRMMRS last year.

The HRPDC staff is recommending that local government school systems adopt a policy to consider offering surplus school buses for conversion by HRMMRS to these Mass Casualty Evacuation and Transport Units.

RECOMMENDED ACTION:

Concur with staff recommendation.

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #11: PROJECT STATUS REPORT

A. Joint Environmental Committees

The Regional Stormwater Management Committee (RSMC) and Hampton Roads Chesapeake Bay Committee (HRCBC) met on April 2, 2009.

The Committee received briefings on the following issues:

- HRPDC Staff – Summary of federal economic stimulus measures and their effect on the Hampton Roads economy.
- HRPDC Staff – Updates on the regional green infrastructure and climate change projects and the Elizabeth River bacterial TMDL
- HRPDC Staff – Reports on the March stormwater regulations workshop and the pending regional study of bacteria indicators

The Committee also received updates on a number of regional and local program activities.

The Committee recommended that the HRPDC staff draft a letter, on its behalf to the Department of Conservation and Recreation requesting that a Committee member be invited to serve on DCR's advisory committee on invasive species and that beach vitex be declared an invasive species.

The HRPDC staff continues to work with the RSMC on a number of activities including:

- The draft MS4 Stormwater Permits for the region's six Phase I localities - the cities of Chesapeake, Hampton, Newport News, Norfolk, Portsmouth and Virginia Beach – remain under development. The Committee and staff continue to work with DCR staff to ensure regional consistency among the permits and to address continuing concerns over the standards to be achieved through the permits.
- The Phase I localities held special meetings on March 20 and April 6, 2009 to address pending issues with their draft permits.
- The Phase I localities will be meeting with representatives from the U.S. Environmental Protection Agency and the Virginia Department of Conservation and Recreation, as well as other Phase I localities from the Northern and Central Virginia localities, to address issues with the Phase I Permits, and the particular concerns of the state and federal agencies.

B. Directors of Utilities Committee

The Directors of Utilities Committee met on April 1, 2009. The Committee received briefings on the following:

- HRSD - South Shore Regional Residuals (formerly Grit and Grease) Facility is under construction at the Nansemond Plant.
- Committee members - meeting with the State Corporation Committee staff on marking of sewer laterals, update on SSO Consent Order
- HRPDC staff - drought indicators, water demand projections, groundwater management program, HRFOG and proposed bacteria study.

The Capacity Team Subcommittee continues to meet weekly. All participants in the Regional SSO Consent Order continue to meet all deadlines under the Order.

The HRPDC staff continues to provide support to localities and DEQ on the web-based Sanitary Sewer Overflow Reporting System.

The HRPDC staff is continuing to facilitate the regional effort to address fats, oils and grease in the sanitary sewer system. The technical group is continuing work on the regional design guidelines; the education group has finalized a logo and is continuing work on regional educational materials. At press time, HRSD and several localities have approved the Memorandum of Agreement, approved by the HRPDC in November, on enforcement of the fats, oils and grease program. It remains under consideration by the other participating localities.

The HRPDC staff and Committee members continue to address issues associated with the State Corporation Commission interpretations of state regulations dealing with the marking of sewer laterals on private property

C. Regional Water Supply Plan

The HRPDC staff is continuing to work with the Directors of Utilities on development of the Regional Water Supply Plan to meet DEQ requirements. A number of activities are presently underway:

- Water Demand Management and Conservation Plan has been written and reviewed by HR Wet. The Directors of Utilities Committee is currently reviewing it.
- Drought Response Plan has been reviewed by Committee. In April, the Committee reached consensus on a set of drought indicators for inclusion in the Drought Response Plan.
- Data tables identifying existing water sources and water usage for each locality and subregion have been completed.
- Subcommittee is meeting on April 7th to discuss water demand projections.

D. Climate Change and Green Infrastructure Projects

The staff of the Hampton Roads Planning District Commission has received funding from the Virginia Coastal Zone Management Program for two projects, both of which require input from the staff of the HRPDC member localities. HRPDC staff is currently in the process of scheduling meetings to discuss these projects and solicit input from local government staff on planning efforts associated with climate change and green infrastructure. Two peninsula meetings will be held on Friday, April 17, 2009. A Lower Peninsula meeting for the cities of Hampton, Newport News and Poquoson will be held at 8:00 in the Warwick Room, Fountain Plaza II in Newport News City Center. An Upper Peninsula meeting for James City County, York County, Gloucester County and the City of Williamsburg will be held at 1:00 p.m. in the EDS Multi-Purpose Room at the York County Operations Center. Meetings for Southside Hampton Roads localities will be scheduled in the near future.

The first of the two projects is the development of a framework for response to climate change in Hampton Roads. HRPDC staff has begun the process of analyzing available scientific information on the likely impacts of climate change in the mid-Atlantic region. The majority of available studies indicate that sea level rise and associated storm surge have the potential for significant impacts to both the built and natural environments in southeastern Virginia. HRPDC staff is interested in local efforts to plan for sea level rise and other climate change related impacts. These efforts may include updates to hazard mitigation plans, comprehensive plans and future land use plans. In addition, HRPDC staff is interested in collecting information on locality efforts associated with green building, energy efficiency, and other efforts that will result in minimizing greenhouse gas emissions. The meeting will also be an opportunity for local staff to provide input on the direction and structure of the HRPDC climate change initiative.

The second project is an update of the Hampton Roads regional green infrastructure network, which was originally completed in 2006. The regional green infrastructure network provides a template for a linked system of open space in Hampton Roads. The analysis completed in 2006 focused on lands that provide valuable ecological services such as flood hazard mitigation, water quality protection, and preservation of critically important habitat areas. The update process is intended to improve the integration of the regional network with future local land use plans and to add information on opportunities and plans for parks, recreation and trails to the network. A second area of emphasis in the update process will be the identification of opportunities to buffer military facilities in Hampton Roads from encroachment with the open space network. This approach is currently in use in the cities of Chesapeake and Virginia Beach in conjunction with NAS Oceana, NALF Fentress and the Northwest Annex. The regional green infrastructure update will also be used as an opportunity to identify candidate parcels for acquisition when grant funding becomes available and to establish a regional system for prioritizing acquisition efforts.

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #12: FOR YOUR INFORMATION

AGENDA NOTE - HRPDC QUARTERLY COMMISSION MEETING

ITEM #13: OLD/NEW BUSINESS