

**AGENDA ITEM #1: CALL TO ORDER**

The meeting will be called to order by the Chair at approximately 8:30 a.m.

**AGENDA ITEM #2: PUBLIC COMMENT PERIOD**

Members of the public are invited to address the HRTPO Legislative Ad-Hoc Committee. Each speaker is limited to three minutes.

**AGENDA ITEM #3: APPROVAL OF AGENDA**

Members are provided an opportunity to add or delete items from the agenda. Any item for which a member desires an action from the HRTPO/HRPDC Legislative Ad-Hoc Committees should be submitted at this time, as opposed to under "Old/New Business".

**AGENDA ITEM #4: MINUTES**

Approval of the summary minutes from the most recent meetings of the HRTPO and HRPDC Legislative Ad-hoc Committees.

- A. HRTPO Legislative Ad-hoc Committee minutes of September 11, 2014.

Attachment 4-A

**RECOMMENDED ACTION:**

Approve the HRTPO Legislative Ad-hoc Committee minutes.

- B. HRPDC Legislative Ad-hoc Committee minutes of October 10, 2014.

Attachment 4-B

**RECOMMENDED ACTION:**

Approve the HRPDC Legislative Ad-hoc Committee minutes.

**Summary Minutes**  
**HRTPO Legislative Ad-hoc Committee**  
**Meeting of September 11, 2014**

Mayor McKinley Price called the HRTPO Legislative Ad-hoc Committee to order at 9:35 a.m. in the Regional Building Board Room with the following in attendance:

**HRTPO Legislative Ad-hoc Committee Members:**

Linda T. Johnson, Chair (SU)\*  
McKinley Price (NN)  
Delegate David Yancey (GA)  
Robert Matthias (VB Legislative Liaison)  
Jerri Wilson (NN Legislative Liaison)

**HRTPO Legislative Ad-hoc Committee Members Absent:**

Senator Frank Wagner (GA)

**HRTPO Staff:**

Camelia Ravanbakht  
Kathlene Grauberger  
Mike Kimbrel

**Other Participants:**

Jennifer Mitchell (DRPT)  
Tom Inglima (Willcox & Savage)

\* Late Arrival or Early Departure

**Others Recorded Attending:**

Mary Anne Saunders (CH); Bryan Pennington (NO); Sherri Neal (PO); Joe Dillard, Jr. (HRT); Randy Keaton, Chris Vaigneur (HRPDC)

**Public Comment Period**

There were no public comments.

**Approval of Agenda**

Mayor Price asked for additions or deletions to the agenda. Dr. Camelia Ravanbakht requested to add an item regarding a U.S. Department of Transportation (USDOT) letter for the Build America Investment Initiative. Mr. Joe Dillard of HRT requested to add an HRT item for discussion during the development of the 2015 HRTPO Legislative Agenda. Ms. Jerri Wilson Moved to approve the agenda with the two amendments; seconded by Mr. Robert Matthias. The Motion Carried.

## **Minutes of the January 24, 2014 Meeting**

Mayor Price asked for corrections or amendments to the minutes of the January 24, 2014 meeting. Hearing none, Ms. Wilson Moved to approve the minutes as written; seconded by Mr. Matthias. The Motion Carried.

### **Moment of Silence**

A moment of silence was observed in remembrance of the September 11, 2001 terrorist attacks.

### **Transit Capital Funding Cliff: DRPT**

Ms. Jennifer Mitchell, DRPT Director, reported that in 2007, the Commonwealth Transportation Board (CTB) authorized issuance of Transportation Capital Projects Revenue (CPR) Bonds totaling \$3 billion. A minimum of 20% (\$60 million annually) was dedicated to transit capital over the next 10 years. This funding will expire after 2017, and transit capital funding will permanently decline by 62%.

(Mayor Johnson arrives)

Ms. Mitchell indicated that future mitigation strategies could include:

- Authorize the bonding authority to be revolving based on the level of underlying insurance premiums tax revenues available for new debt service
- Allow transit projects to receive equitable considerations under House Bill 2 prioritization process, including state of good repair capital
- Increase transit's percentage share of the transportation trust fund

After a lengthy discussion, the Committee agreed to have HRTPO staff examine possible funding sources for local/regional revenue for mass transit in all its forms, including the current exemptions to the sales tax. Dr. Camelia Ravanbakht stated staff will conduct an analysis and report back to the Committee.

### **2015 Transportation Legislation**

Dr. Camelia Ravanbakht, HRTPO Interim Executive Director, reported that in preparation for the 2015 General Assembly session, the HRTPO Legislative Ad-Hoc Committee is tasked with developing a set of legislative priorities to aid in the development of the HRTPO 2015 Legislative Agenda. She stated the Committee will first need to determine whether to carry over last year's priorities followed by discussion regarding the new priorities.

After a lengthy discussion, the Committee agreed to submit the following thirteen priorities for review and consideration for the 2015 General Assembly session:

- The HRTPO supports pursuit of federal funding by the Commonwealth of Virginia for preparation of a Tier II Environmental Impact Statement (EIS) for the continuation and expansion of intercity and high-speed passenger rail service from Richmond to Hampton Roads. The estimated cost for the Tier II EIS is \$25 million.

- The HRTPO supports reconstitution of the representation on the Commonwealth Transportation Board (CTB) based on congressional districts so that representation on the CTB would be aligned with the population of the Commonwealth. Specifically, to have one CTB member appointed for each Congressional district, while retaining the current number of At-Large members.
- The HRTPO supports requiring the CTB and the Virginia Department of Transportation (VDOT) to distribute Highway Maintenance and Operations Funds to public and private operators of toll roads on an equitable basis, in order to reduce the reliance upon toll dollars for the funding of maintenance of toll roads. In addition, the HRTPO supports encouraging the CTB and VDOT to re-examine state maintenance commitments on existing contracts for private toll road operators.
- The HRTPO supports the identification of a dedicated source of funds to support public transportation for the Hampton Roads region. As transit services continue to grow statewide, funding from all sources continues to decline.
- The HRTPO supports that transit be an eligible investment category of the Hampton Roads Transportation Fund (HRTF). Transit is currently an eligible use of regional funds in Northern Virginia.
- The HRTPO supports the Commonwealth of Virginia to pursue funding options to cover the loss of state transit capital funding that will result from the expiration of Capital Projects Revenue (CPR) Bonds.
- The HRTPO supports a Joint Legislative Audit and Review Commission (JLARC) review of the equity of transportation funding, similar to the 1984 JLARC Study #64, to provide an updated examination of the adequacy of funding for transportation.
- The HRTPO supports the full implementation of the recommendations of the 2010 HB42/SB201 Transportation Programs Performance Audit.
  - Background: JLARC was directed by the Virginia General Assembly, in its 2010 session (HB 42 and SB 201), to assess Virginia's approach to transportation planning and programming. This assessment was an attempt to "*address the alignment of Virginia's processes with federal requirements, collaboration between the State and Metropolitan Planning Organizations, and staffing issues.*"
- The HRTPO supports continued funding of the Virginia Intercity Passenger Rail Operating and Capital Fund (IPROC) at the level set forth in the Virginia Transportation Act of 2013.

- The HRTPO supports amending the enabling legislation for the Hampton Roads Transportation Accountability Commission (HRTAC) and the Hampton Roads Transportation Fund (HRTF) to allow for the use of HRTF moneys to fund HRTAC staff and administration.
  - Background: The legislation that established the Hampton Roads Transportation Accountability Commission (HRTAC) states that the *“Commission may employ a chief executive officer and such staff as it shall determine to be necessary to carry out its duties and responsibilities under this chapter”*, however, neither this legislation nor the legislation that created the Hampton Roads Transportation Fund (HRTF) allows for the use of HRTF revenues to be used to pay for HRTAC staff and administration. Several General Assembly members serving on the HRTPO and/or HRTAC Boards, as well as the Secretary of Transportation, have expressed support for the use of HRTF moneys to fund HRTAC staff and administration.
  
- The HRTPO supports amending the enabling legislation for the HRTAC to allow the Chief Elected Officer (CEO) of a locality to designate another member of the council or board of supervisors to cast votes for the CEO on behalf of the locality at HRTAC meetings. The Chair of the HRTAC shall be notified of such a designation, in writing or electronically, and such a designation shall only be for the upcoming meeting that the CEO is unable to attend.
  - Background: The legislation that established the Hampton Roads Transportation Accountability Commission (HRTAC) specifies that the voting member for each of the cities and counties embraced by the Commission shall be the Chief Elected Officer (CEO) of the city or county. Most CEOs have careers that require their attention and it is reasonable that full-time employment requirements may occasionally take priority over attendance at an HRTAC meeting. Furthermore, in the event a CEO was incapacitated for many months, the CEO’s locality would not be represented at HRTAC meetings and could be disenfranchised.
  
- The HRTPO Board supports amending the enabling legislation for the HRTAC to use the decennial census population figures for the year of the census and to use the population estimates (not projections) developed by the Weldon Cooper Center for each year between census years.
  - Background: The legislation that established the Hampton Roads Transportation Accountability Commission (HRTAC) stipulates that the *“population of the counties and cities embraced by the Commission shall be the population that is determined by the most recently preceding decennial census, except that on July 1 of the fifth year following such census, the population of each county and city shall be adjusted, based on population projections made by the Weldon Cooper Center for Public Service of the University of Virginia.”*

- The HRTPO supports that additional revenues from an increase in Virginia’s wholesale gas tax from 3.5 percent to 5.1 percent, stipulated to go into effect if Congress does not pass the Marketplace Fairness Act (MFA) by January 1, 2015, be allocated the same way that MFA revenues would have been allocated under HB2313.
  - Background: In this way revenues will accrue to the Transportation Trust Fund and be allocated by existing formula, in addition to providing funding to support K-12 public education, local transportation and other local needs.

Dr. Ravanbakht stated staff will draft an HRTPO resolution for consideration by the HRTPO Board.

### **Old/New Business**

Dr. Camelia Ravanbakht reported the U.S. Department of Transportation (USDOT) has introduced the “Build America Investment Initiative, a new Government-wide effort to support and expand the use of innovative financing strategies, such as public-private partnerships (P3s), to help fill the Nation’s infrastructure deficit.” The USDOT has requested assistance in identifying “a pipeline of projects that can best benefit the most from our collective attention, ideally projects that are still relatively early in the planning process.”

She noted that HRTPO staff has assembled a list of Hampton Roads P3 projects for submittal to the HRTPO Board for its consideration. Once approved by the HRTPO Board, the list will be transmitted to the USDOT Office of Infrastructure Finance and Innovation.

Dr. Ravanbakht stated that HRTPO staff is drafting a resolution for HRTPO Board consideration urging the U.S. Congress to pass a long-term Surface Transportation Funding Act.

### **Adjournment**

There being no more business before the HRTPO Legislative Ad-hoc Committee, the meeting was adjourned at 11:37 a.m.

## **HRPDC Legislative Ad-Hoc Committee**

### **Summary Minutes of October 10, 2014**

The meeting of the HRPDC Legislative Ad-Hoc Committee was called to order at 8:28 a.m. in the HRPDC Conference Room D, The Regional Building, 723 Woodlake Drive, Chesapeake, Virginia, with the following in attendance:

#### **Legislative Ad-Hoc Committee Members:**

Sherri Neil, PO

Ella Ward, CH

Bryan Pennington, NO

Kenneth Wright, PO

#### **HRPDC Staff:**

Shernita Bethea

Whitney Katchmark

Jennifer Coleman

Randy Keaton

Julia Hillegass

John Sadler

#### **Others Recorded Attending:**

Andrew Fox, David Jurgens, Mary Ann Saunders (CH)

#### **Public Comment Period**

There were no public comments made before the Committee.

#### **Development of the HRPDC 2015 Legislative Agenda**

Ms. Julia Hillegass, HRPDC Public Information and Community Affairs Administrator reviewed the FY 2014 legislative priorities that would be carried over to the FY 2015 agenda.

After in depth conversation, the Committee added the following items for the legislative agenda:

- Chesapeake Bay Watershed Improvement Plan (WIP) funding
- Sea level rise and climate change
- Amending Virginia stormwater management law
- Well construction data
- Groundwater permitting
- Water resources study
- Lower groundwater permit threshold from 300,000 gal per month to 100,000
- Installation of chloride monitoring network for groundwater
- Establish land subsidence monitoring program
- Agriculture programs
- Alternate power for commercial fueling sties

- Flooding and sea level rise
- Emergency shelters
- Realistic alignment of Standards of Learning and Standards of Accountability with State standards of Quality funding levels
- Balloon releases

### **Old/New Business**

No items of Old/New Business was brought before the Committee.