

AGENDA
HAMPTON ROADS PLANNING DISTRICT COMMISSION
EXECUTIVE COMMITTEE MEETING
June 20, 2013

1. Call to Order
2. Resolution of Appreciation
3. Approval/Modification of Agenda

WORKSHOP AGENDA

4. Coastal Zone Program – Coastal Resiliency Final Report
5. 2013 Hurricane Forecast
6. askHRgreen.org Survey Results
7. Chesapeake Bay Local Government Advisory Committee Update
8. Regional Strategic Plan Update

REGULAR AGENDA

9. Submitted Public Comments
10. Public Comment Period
11. Approval of Consent Items
 - A. Minutes of April 18, 2013 Meeting
 - B. Treasurer's Report of April 31, 2013
 - C. Regional PNRS Reviews
 - D. Regional Environmental Impact Assessment/Statement Review
 - E. FY 2013 HRPDC Budget Amendment
 - F. Consultant Services Contracts – Continuing Services Agreements for Water Resources Projects
 - G. Consultant Services Contract Task Order – Sanitary Sewer Overflow Reporting System (SSORS)
 - H. Consultant Services Contract Task Order – Permit Administration and Review System (PARS)
 - I. Consultant Services Contract – Special Legal Consultant on Stormwater Matters
 - J. Coastal Zone Program – Coastal Resiliency Final Report
 - K. Coastal Zone Management Program – FY 2013 and FY 2014 Grants
12. HRPDC Three-Month Tentative Schedule
13. Project Status Reports and Advisory Committee Summaries
14. Correspondence of Interest
15. For Your Information
16. Old/New Business

ADJOURNMENT

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #1: CALL TO ORDER

The meeting will be called to order by the Chair at 9:30 a.m.

ITEM #2: RESOLUTION OF APPRECIATION

Mr. Neil Morgan will be presented a Resolution of Appreciation for his dedication to the HRPDC from October 2009 to May 2013.

ITEM #3: APPROVAL/MODIFICATION OF AGENDA

Members are provided an opportunity to add or delete items from the agenda. Any item for which a member desires consideration from the Hampton Roads Planning District Commission should be submitted at this time, as opposed to under “Old/New Business.”

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #4: COASTAL ZONE PROGRAM – COASTAL RESILIENCY FINAL REPORT

SUBJECT:

The HRPDC Regional Planning staff has completed the Coastal Resiliency Final Report for a project funded by the Virginia Coastal Zone Management Program (VCZMP).

BACKGROUND:

The final report, titled *Coastal Resiliency: Adapting to Climate Change in Hampton Roads*, summarizes the findings and activities funded in part by a PDC competitive grant from the VCZMP. The report describes the current state of the science on sea level rise and how it will affect Hampton Roads. Secondly, it covers how local governments can incorporate planning for sea level rise into their local plans and policies and how new practices can help local governments cope with uncertainty in planning. Thirdly, it documents the HRPDC's coordination and public outreach efforts related to climate change, sea level rise, and flooding. Finally, the Report features updated sea level rise inundation maps, which utilize the best elevation data currently available.

The Joint Environmental Committee has received a presentation on the report. Local government staff will have until June 28, 2013 to submit comments to the HRPDC staff on the report and maps with the final report being due to VCZMP by June 30, 2013.

Benjamin McFarlane, HRPDC Regional Planner will provide an overview of the Coastal Resiliency report.

Enclosure

RECOMMENDED ACTION:

Authorize the Executive Director to submit the Coastal Resiliency to VCZMP to satisfy the grant application requirements.

Note: This item will be presented for action under agenda Item 11-J.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #5 2013 HURRICANE FORECAST

SUBJECT:

A review of the predicted 2013 Hurricane Forecast

BACKGROUND:

The National Oceanic and Atmospheric Administration (NOAA) Climate Prediction Center is forecasting an active or extremely active 2013 Hurricane Season. Curtis Brown, HRPDC Emergency Management Administrator, will provide an overview of NOAA's prediction and community preparedness efforts being conducted via Ready Hampton Roads. Next month, the Commission will be provided with an in-depth presentation on hurricane preparedness planning by the Regional Catastrophic Planning Team (RCPT).

RECOMMENDED ACTION:

For information purposes only.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #6: askHRgreen.org SURVEY RESULTS

SUBJECT:

AskHRgreen.org Survey Results and FY 14 Campaign Recommendations.

BACKGROUND:

The Environmental Education Committees facilitated by the HRPDC have been rebranded under the umbrella brand of askHRgreen.org with a comprehensive website and media plan which has been implemented. This year, phase two of the marketing research was completed.

Margaret Cahoon of Cahoon & Cross will provide an overview of the findings and provide recommendations for the FY 2014 campaign.

RECOMMENDED ACTION:

For information purposes only.

AGENDA NOTE - HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #7: CHESAPEAKE BAY LOCAL GOVERNMENT ADVISORY COMMITTEE UPDATE

SUBJECT:

The Hampton Roads members of the Chesapeake Bay Local Government Advisory Committee (LGAC) sent a letter to the Governor on March 26, 2013 outlining three areas of concern and on April 19, 2013 The Secretary of Natural Resources responded. The LGAC members are meeting with Russ Baxter, Virginia's Chesapeake Bay Coordinator, on June 21, 2013 to discuss the concerns raised in the initial letter.

BACKGROUND:

Three local elected officials from Hampton Roads were appointed to the Chesapeake Bay LGAC by the Governor and have reached out to the state to improve communication:

- Sheila Noll, York County
- Debbie Ritter, City of Chesapeake
- Rosemary Wilson, City of Virginia Beach

According to the bylaws, "the purpose of the LGAC is to assume both a proactive and reactive policy development role in advising the Executive Council (EPA Administrator, Mayor of the District of Columbia, the Governors of Virginia, Pennsylvania, and Maryland, and Chairman of the Chesapeake Bay Commission) on how to most effectively, equitably, and expeditiously implement the projects and other actions required to engage the support of local governments to achieve the goals of the Bay Agreement. The LGAC is responsible for communicating both with the Executive Council in its advisory capacity, and with local governments throughout the Bay region. The LGAC's goal is to develop and execute strategy, to ensure continued local government participation, and input in the design, development, and implementation of programs to protect and improve the Chesapeake Bay".

More information about LGAC membership, meetings, and reports can be found at http://www.chesapeakebay.net/groups/group/local_government_advisory_committee.

Ms. Whitney Katchmark, HRPDC Principal Water Resources Planner, will provide a brief update on the response to the letter of concern sent to Governor McDonnell from the Hampton Roads appointees to the Chesapeake Bay LGAC.

Attachment 7-A

Attachment 7-B

RECOMMENDED ACTION:

For discussion purposes.



March 26, 2013

The Honorable Robert R. McDonnell
Governor
Patrick Henry Building, 3rd Floor
1111 East Broad Street
Richmond, Virginia 23219

RE: Chesapeake Bay Total Maximum Daily Load Program

Dear Governor McDonnell:

Since 2010, we have served at your request on the Chesapeake Bay Program's Local Government Advisory Committee. The Committee is tasked with improving the role of local governments in Bay restoration efforts and advising the Bay Program's Executive Council. We are honored to serve Virginia as a voice for local government, but we are hindered from being able to provide more effective representation. For that reason, we feel compelled to share our concerns with you and seek improvements.

The attached outline describes our three areas of concern: communication between the State and localities, communication between the State and the Chesapeake Bay Program, and transition of the Stormwater Program from DCR to DEQ.

We understand that the implementation of the Bay TMDL is a monumental challenge that the EPA has forced on the Commonwealth without offering substantial support. We hope the Commonwealth will choose a different approach in dealing with localities by providing guidance and tools instead of forcing localities to shoulder the entire burden of TMDL implementation. Local governments need state agencies to represent their interests by actively supporting changes to the Bay Program.

Please respond to our outlined concerns prior to our next LGAC meeting on April 11, 2013. We welcome the opportunity to meet with you to refine solutions to these issues and improve communication moving forward.

Sincerely,

		
Debbie Ritter City of Chesapeake	Sheila Noll York County	Rosemary Wilson City of Virginia Beach

Attachment

Copy: The Honorable Doug Domenech, Secretary of Natural Resources
The Honorable John Cosgrove, Delegate, Virginia General Assembly
David Paylor, Director, Department of Environmental Quality

Concerns with the Commonwealth's Chesapeake Bay TMDL Program

I. Communication between the state and localities

- a. Since 2011, the state agencies have provided spotty communication with local governments and have neglected to establish a process and timeline to collect local data to meet the Bay Program reporting milestones.
- b. Virginia needs to demonstrate to localities that the data they have submitted has been incorporated into the 2012 Progress Run. State agencies should develop a transparent and structured process to collect data for future progress runs.
- c. State agencies should evaluate the initiatives and new BMPs proposed by localities and provide feedback on whether or not the state supports them. For example, the Hampton Roads localities submitted eighteen alternative BMPs, seven research and modeling revisions, ten policy initiatives, and six funding initiatives in their Phase II WIP input.
- d. Localities need to know which nutrient removal strategies (including proprietary and non-proprietary BMPs) the state considers acceptable so localities can plan and budget for TMDL implementation. Specifically, the state should communicate whether or not Virginia will accept the BMPs and associated efficiencies approved by the Bay Program.
- e. We have been receiving updates on the Chesapeake Bay TMDL implementation from Hampton Roads Planning District Commission staff. We encourage you to improve communication with Planning District Commissions since they are well positioned to deliver consistent information to localities.

II. Communication between the state and Chesapeake Bay Program

- a. EPA has made an effort to address our requests to incorporate local land use data into the model and evaluate additional nutrient removal techniques. The success of these efforts depends largely on the input of jurisdiction representatives to the Bay Program.
- b. Virginia representatives on various workgroups do not coordinate with one another and often cite lack of resources as a reason to not correct information or provide additional data.
- c. Local governments need Virginia to represent their interests at the Bay Program level. In order to do this, staff needs leadership and financial resources.
- d. State agencies should share policy initiatives and technical positions with their Local Government Advisory Committee members and attend the Local Government Advisory Committee meetings.

III. Transition of stormwater program from DCR to DEQ

- a. The new program structure will divide nonpoint source strategies between two agencies and could exacerbate the existing problems. The state should create a multi-agency team to ensure state representatives to the Bay Program have full access and knowledge of existing data, past decisions about data submittals and modeling assumptions.
- b. The state should designate a lead staff person to coordinate participation and input to the Bay Program's expert panels and workgroups for each sector (stormwater, wastewater, agriculture).
- c. Each sector representative should have a prioritized list of research, policy, and technical objectives to ensure limited resources are focused on implementing the most important changes to the Bay Program.



COMMONWEALTH of VIRGINIA

Office of the Governor

Doug Domenech
Secretary of Natural Resources

April 19, 2013

Debbie Ritter
732 Schoolhouse Road
Chesapeake, Virginia 23322

Sheila Noll
133 Tradewinds Drive
Yorktown, Virginia 23692

Rosemary Wilson
1304 Wren Place
Virginia Beach, Virginia 23451

Dear LGAC Representatives Ritter, Noll and Wilson:

Thank you for your letter of March 26, 2013 to Governor McDonnell. He has asked that I provide you a response.

We appreciate your service on the Chesapeake Bay Program's Local Government Advisory Committee (LGAC). In your appointed positions as representatives of the Commonwealth's local governments, your advice to leadership of the Chesapeake Bay Agreement signatories is helpful in providing insight on how the programs affect local governments and how to improve on the efficiency of those programs. Your position also affords you the opportunity to help the Administration communicate our plan for restoring the Bay to the local governments and the Bay Partnership.

Restoration of the Chesapeake Bay is an important goal we all share. Improving the Bay's health requires that all levels of government and the private sector work together to improve practices that in many ways have inadvertently resulted in an impaired Bay. Yet, as you know, we have made huge gains in the reduction of nutrients from all sources and we will continue to do so.

As you also know, in an effort to meet our goals to reduce nitrogen, phosphorus, and sediment pollution flows into the Chesapeake Bay, the Commonwealth has developed a

Watershed Implementation Plan (WIP) to guide our restoration efforts through 2025. During the development of the plan, we collected input from citizens, business, as well as state, local, and federal government representatives. We continued to involve constituents as we developed Phase II of the WIP and began the implementation process. Representatives of the Commonwealth conducted public meetings throughout the state, met with Planning District Commissions to solicit input, and met with local government elected official and staff to develop the plan as well as to begin the implementation process.

The WIP provides answers to many of the questions you ask in your letter.

It is essential that we work with our partners in local governments to continue our progress. Staff from the Department of Environmental Quality (DEQ), the Department of Conservation and Recreation (DCR), and other state agencies will continue to coordinate with local governments during the implementation of the WIP. The components of this effort are outlined in Section 11 of the Phase II WIP, and include requests for localities to provide projected milestones by October 1st of odd years and report implementation progress by October 1st of each year. Much of the recent effort has focused on advancing the revised stormwater management regulations, including provision of \$2 million in grant funding, a model stormwater management ordinance, training, and a comprehensive outreach program for local government staff and elected officials.

The adaptive management nature of the program allows us to provide local governments with the flexibility to select best management practices (bmps) that will reduce pollution runoff in the most efficient and effective manner for their area. A list of BMPs that may be used to reduce pollution runoff is included in the Phase II portion of the WIP and had been communicated to localities before the WIP document was finalized. The Commonwealth has invested in and continues to maintain and improve the Virginia Assessment and Scenario Tool (VAST) as a tool for evaluating milestone implementation scenarios, reporting implementation progress and sharing modeled progress scenarios. The tool includes all bmps currently approved or in interim status with the Bay Program. We will also continue to evaluate new technologies that may be developed to determine if there are more efficient methods to reduce runoff into the Bay.

All of these efforts are providing promising results. Virginia received an award for leading the Region 3 states in nitrogen reduction, has reported more Section 319 related phosphorus and bacteria load reductions than any other state in EPA's Region 3 and our 2012 progress has already exceeded our 2013 milestone reduction goals.

We continue to work with EPA to resolve known deficiencies in the model. State representatives have a meeting scheduled with Chesapeake Bay Program Office staff to determine when EPA will complete the activities that they have committed to complete to correct model anomalies.

I look forward to continuing to work with you as Virginia's representatives on the LGAC, as well as local governments, as we continue to implement the WIP. If you would like to

discuss the Commonwealth's Watershed Implementation plan in more detail, I would be happy to have our staff meet with you at a mutually convenient time.

Sincerely,

A handwritten signature in black ink, appearing to read "Domenech", written in a cursive style. The signature is positioned to the right of the word "Sincerely," and above the printed name "Doug Domenech".

Doug Domenech

CC: Anthony Moore, Deputy Secretary for Chesapeake Bay Restoration

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM#8: REGIONAL STRATEGIC PLAN UPDATE

SUBJECT:

The HRPDC staff has been authorized to develop a process for creating a Regional Strategic Plan.

BACKGROUND:

On February 21, 2013 at the HRPDC's Annual Retreat, staff was authorized to develop a process for creating a Regional Strategic Plan. Additionally, Section 15.2-4209 of the Code of Virginia, the Regional Cooperation Act, requires, among other duties, that a Planning District Commission "prepare a regional strategic plan for the guidance of the district." A number of strategic planning initiatives have been or are being undertaken in Hampton Roads.

Following the May 16, 2013 Hampton Roads Reality Check meeting, an alternative approach for completing this task was developed. The HRPDC, along with other regional stakeholders plans to embark upon a 12 month journey in engaging the elected officials and the citizens of this region to "first" establish the region's values to begin the process of creating a Regional Strategic Plan.

Ms. Jai McBride, HRPDC's Principal Regional Planner will brief the Commission on this effort.

RECOMMENDED ACTION:

For informational purposes only.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #9: SUBMITTED PUBLIC COMMENTS

There are no recently submitted written public comments. Any new written public comments will be distributed as a handout at the meeting.

ITEM #10: PUBLIC COMMENT PERIOD

Members of the public are invited to address the Hampton Roads Planning District Commission. Each speaker is limited to three minutes.

ITEM #11: APPROVAL OF REGULAR AGENDA ITEMS

A. MINUTES

The Minutes of the HRPDC Quarterly Commission meeting of April 18, 2013 are attached.

Attachment 11-A

RECOMMENDED ACTION:

The HRPDC staff recommends approval of the minutes.

B. TREASURER'S REPORT

The Balance Sheet and Statement of Revenue and Expenditure for April 2013 are attached. This statement reflects the financial status of the HRPDC as a whole.

Attachment 11-B

RECOMMENDED ACTION:

The HRPDC staff recommends the Treasurer's Report be accepted.

C. REGIONAL REVIEWS – PNRs

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. There were no outstanding comments as of June 4, 2013 on these projects.

Attachment 11-C

RECOMMENDED ACTION:

None required.

D. REGIONAL REVIEWS – 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. The HRPDC staff will continue to request comments directly from staff in localities that appear to be directly affected by a project. There were no outstanding comments as of June 4, 2013 on these projects.

Attachment 11-D

RECOMMENDED ACTION:

None required.

**Hampton Roads Planning District Commission
Quarterly Commission Meeting
Minutes of April 18, 2013**

The Quarterly Commission Meeting of the Hampton Roads Planning District Commission was called to order at 9:32 a.m. in the Regional Boardroom, 723 Woodlake Drive, Chesapeake, Virginia, with the following in attendance:

COMMISSIONERS:

Thomas Shepperd, Chairman (YK)
Kenneth Wright, Vice Chairman (PO)
James O. McReynolds, Treasurer (YK)
James Baker (CH)
Amar Dwarkanath (CH)
Ella P. Ward (CH)
Barry Cheatham (FR)
Randy Martin (FR)
Mary Bunting (HA)
Dee Dee Darden (IW)
W. Douglas Caskey (IW)
Mary Jones (JC)
Robert Middaugh (JC)
McKinley Price (NN)

Neil Morgan (NN)
Sharon Scott (NN)*
John L. Rowe (PO)
J. Randall Wheeler (PQ)
Selena Cuffee-Glenn (SU)
Tyrone Franklin (SY)
John Seward (SY)
Barbara Henley (VB)
Louis R. Jones (VB)
Amelia Ross-Hammond (VB)*
Jim Spore (VB)
Clyde Haulman (WM)
Jackson C. Tuttle, II (WM)

EXECUTIVE DIRECTOR:

Dwight L. Farmer

ABSENT

Scott Matheson (CH)
Debbie Ritter (CH)
Carter Borden (GL)
Brenda Garton (GL)
Will Moffett (HA)
Christopher G. Stuart (HA)
Paul Fraim (NO)
Anthony Burfoot (NO)
Marcus Jones (NO)

Thomas Smigiel (NO)
Angelia Williams (NO)
W. Eugene Hunt Jr. (PQ)
Michael Johnson (SH)
Ronald West (SH)
Linda Johnson (SU)
Robert Dyer (VB)
John Moss (VB)
John Uhrin (VB)

*Late arrival or early departure

OTHERS RECORDED ATTENDING:

Brian DeProfio (HA); Michael King, Jerri Wilson (NN); Jeff Raliski (NO); Eric Nielsen (SU); Preston Bryant, McGuire Woods Consulting; Ellis James, Sierra Club; John Gergely, Newport News Citizen; Cathy Aiello, (Aiello Enterprises, Inc.); Bill Leighty (DecideSmart); Peter Huber (Willcox & Savage) Staff: Camelia Ravanbakht, Curtis Brown, Rick Case, Jennifer Coleman, Kathlene Grauberger, Greg Grootendorst, Jim Hummer, Whitney Katchmark, Mike Long, Jai McBride, Kendall Miller, Kelli Peterson, Tiffany Smith, Jennifer Tribo, Joe Turner, Chris Vaigneur.

APPROVAL/MODIFICATION OF AGENDA

Chairman Shepperd asked for any modifications or additions/deletions to the agenda.

Commissioner Kenneth Wright Moved to approve the agenda; seconded by Commissioner Barry Cheatham. The Motion Carried.

Chairman Shepperd noted the FY 2014 budget includes a two percent merit increase; however, action will be taken in July in order for the HRPDC staff to provide the full Commission a worksheet detailing the pay adjustments of the member localities.

WORKSHOP AGENDA

FY 2014 BUDGET

Ms. Tara Walker, HRPDC Senior Accounting and Grants Manager/DEB Liaison, informed the Commission the FY 2014 budget was reduced by 29.4% with the following sources of revenue outlined:

- Department of Housing and Community Development (DHCD)
- Member Contributions
- Local Assessments
- Environmental
- Homeland Security
- Transportation
- Home Loan Funds

A reduction in expenditures, including personnel, pass thru and operations were reduced by 47%, 43%, and 10 % respectively.

Ms. Walker recommended the reserve accounts continue to be funded to ensure action can be taken in an emergency.

Examples of these accounts include, but are not limited to:

- VRS
- Leave Liability
- Vehicle Replacement
- Capital Building Replacement

Commissioner Sharon Scott Arrives

The Commission was shown a chart detailing local jurisdictions' contributions and specific program rates such as Regional Construction Standards and Metropolitan Medical Response System (MMRS).

Commissioner Wright questioned the reduction in personnel and significant grant monies.

Ms. Walker replied the HRPDC had unfunded positions, therefore these were not eliminated, but departments restructured. She further explained the Urban Areas Security Initiative (UASI) and MMRS, both three year grants, will not be included in fiscal year 2014.

Commissioner Wright inquired about the deferment of employee raises until the July Commission Meeting.

Chairman Shepperd reiterated HRPDC staff was developing a worksheet displaying the pay increases of the member localities; therefore allowing the Commission to make an informed decision.

The Commission decided unanimously to defer the decision on the two percent merit increase until the July meeting.

URBAN AREAS SECURITY INITIATIVE (UASI) UPDATE

Mr. Curtis Brown, HRPDC Regional Emergency Management Administrator briefed the Commission on the current steps taken to prepare the Hampton Roads area for hazards and sustainment activities provided by the UASI grant.

Commissioner Ameila Ross-Hammond arrives

Hampton Roads was included in the UASI grant from FY 2007 through FY 2012 and received an estimated \$5 - \$6 million a year. This grant allowed the following:

- Coordination between stakeholders
- Building capabilities for handling disasters, both natural and man-made
- First Responders' abilities to preserve life and minimize damage to critical infrastructure

The loss of the UASI grant, along with the Metropolitan Medical Response System (MMRS) and Regional Catastrophic Grant Program (RCGP) is due to the FY 2013 Continuing Resolution, a cut in Department of Homeland Security (DHS) programs and a change in a way risks are measured.

Mr. Brown reviewed the regional capabilities at risk with the loss of UASI, MMRS and RCGP funds, which include:

- Interoperable and operable communication
- Bomb squad training of detection and dismantling knowledge
- Sharing of intelligence with local law enforcement

Recently, the Hampton Roads Urban Areas Working Group (UAWG) has been in contact with the Federal Emergency Management Agency (FEMA) and the Hampton Roads Congressional Delegation to show the necessity of sustaining the capabilities built and sharing the UASI Effectiveness Report, Threat Hazard Identification Risk Assessment, and Regional Capabilities and Gap Assessment Reports.

The short term goals include applying for the FY 2013 State Homeland Security Grant Program. This program allows the Governor's Office to distribute funds to different regions across the State. Mr. Brown also detailed the long term goals which include a sustainment plan for both readily deployable and regional assets.

Chairman Shepperd asked about the total amount of money available to be distributed.

Mr. Brown stated amounts vary by year because of congressional appropriations, but estimates between \$8- \$10 million will be available for all regions in the Commonwealth.

Chairman Shepperd inquired as to the amount of money the Region could receive.

Mr. Brown answered historically Hampton Roads has received approximately \$1-\$2 million.

Chairman Shepperd underscored the letter sent to the Homeland Security Directors signed by Senators Warner and Kaine and Congressman Scott, Forbes, Wittman and Rigell voicing their support for the reinstatement of Hampton Roads into the UASI grant.

STORMWATER UPDATE

Ms. Whitney Katchmark, HRPDC Principal Water Resources Engineer, reviewed the responses received in relation to the HRPDC's concerns from the Virginia Department of Conservation and Recreation (DCR).

The first concern was ensuring member localities received full credit for Best Management Practices (BMP) installed before 2009. As the code is written currently, BMP credits are

averaged across the whole James and York River Basins, not just the Hampton Roads area. DCR responded that the localities only need to reduce levels by five percent and those BMPs installed before 2009 will not total more than 95 percent of the total reduction required.

Ms. Katchmark reiterated that although the HRPDC is not satisfied with the response it will not monetarily affect localities in the short term.

The second concern of the HRPDC staff was the lack of guidance on creating a Total Maximum Daily Load (TMDL) plan. These plans are required to be drafted two years after localities reapply for Municipal Separate Storm Sewer Systems (MS-4) permits. Areas of clarification include the type of BMP and the amount of credit received for each. The State responded by creating an Advisory Group of Stormwater Managers from localities with MS-4 permits to create a more comprehensive tool. This Advisory Group will include local representation from the Cities of Hampton and Suffolk.

Additionally, the HRPDC is waiting on a response to a letter sent from the Chesapeake Bay Advisory Committee to the Governor and Secretary of Natural Resources outlining a better communications process for the Committee members and the localities they represent.

Chairman Shepperd expressed his appreciation for Commissioner Debbie Ritter, Ms. Sheila Knoll and Ms. Rosemary Wilson for being the Region's local representatives on the Chesapeake Bay Advisory Committee and recommended the Commission wait to send a letter urging action until the June Commission Meeting.

ENERGY MANAGEMENT INCENTIVE PROGRAM

Mr. Bill Leighty, Decidesmart Managing Principal, stated the firm is performing strategic work with the Virginia Association of Planning District Commissions. He noted energy management is an important topic, not only as an environmental issue, but also as a cost management issue. Many energy management programs are now available to help localities reduce operating costs.

Three common barriers often arise to prevent a more aggressive program:

- Lack of energy expertise
- Lack of program management expertise and time
- Lack of access to financing

Mr. Leighty noted the most effective way of overcoming these barriers is to utilize existing resources of the Commonwealth and member localities to develop a comprehensive approach on a regional basis. This can be achieved by forming a workgroup comprised of representatives from member localities and collaborating with Decidesmart and the Virginia Department of Mines, Minerals and Energy.

Energy savings are obtained through performance contracting, a way for local governments to use future energy savings to pay for the up-front costs of facility upgrades, therefore eliminating the need to utilize capital budgets and/or collaboration with an Energy Service Company (ESCO). There are 16 pre-qualified ESCOs through the Virginia Department of Mines, Minerals, and Energy, which allow for development and modernization of infrastructure to improve energy costs and reduce maintenance.

Benefits of an ESCO include:

- Reduction of annual energy and water costs
- Elimination of ongoing maintenance costs
- Modernization of equipment and systems

Mr. Leighty stated the HRPDC would help the localities develop a list of needs, draft an RFP and manage the overall contract.

Commissioner Robert Middaugh questioned the effectiveness of a region-wide energy management plan and the HRPDC's role in a contract management capacity.

Mr. Leighty responded a regional approach allows for cooperation and sharing of information among the member localities and attracts additional ESCO companies that might not be interested otherwise.

Chairman Shepperd reiterated the recommendation was to create a working group to educate the member localities if this was a program of interest.

Commissioner Middaugh repeated his concern regarding contract management.

Mr. Leighty stated this program is a service of the Commonwealth and Decidesmart is attempting to bolster the value of PDCs to the Commonwealth.

Commissioner Randy Martin commented that Isle of Wight, Suffolk and Franklin recently met with State representation in relation to an energy management program and saw the value of the HRPDC to develop more communication among the different communities and assist the localities if requested.

REGULAR AGENDA

SUBMITTED PUBLIC COMMENTS

Chairman Shepperd noted there were not any submitted public comments.

PUBLIC COMMENT

Chairman Shepperd acknowledged there was one individual addressing the Hampton Roads Planning District Commission.

Ellis W. James

Thank you Mr. Chairman, members of the Commission, my name is Ellis W. James, and I reside in the City of Norfolk and have all my young life. I have just returned from the Virginia Environmental Symposium, and it was fascinating. There has been a sea change and shift in the language and the discussions and the points that were being considered involving the environment. Everything from air and water quality to sea rise, Mayor Fraim from Norfolk was there, made a presentation of one of the preliminary sessions to outline the problems that Norfolk is confronted with, and of course those same problems are in Poquoson and other areas. I wanted to connect some dots this morning, but I want to echo the concerns my friend down near the end of the table has expressed on item 6 that you have just heard about. And the key to it for me as a citizen is the last bullet point, performance consultant is guided by an energy savings company. That means more money from the taxpayers and I'm not sure that's the direction that we're ready to go in at this point. The connection of the dots this morning is simple, that cheap natural gas is good for profits but not for jobs. I know that the cheap natural gas is benefiting many companies, but unfortunately at the same time we're losing jobs from those companies and that is the last thing that we need to be confronted with. Now, the good news, they have, the EPA has just released a national greenhouse gas emissions data report, and we are actually making, in the United States, progress and that includes progress in Hampton Roads. I think that is significant because at the same time when I got back from the conference, I looked at the news briefs and announcements, and it says port emissions decrease even as cargo volumes grow, and I think most of you around this table know very well that soon, we will have a major, major new influx of port traffic as a result of Craney Island, and so as we make this progress, I hope that each of the communities will pay close attention to it because we seem to be on the right road in spite of all of the concerns that have come from some. Thank you Mr. Chairman.

APPROVAL OF CONSENT ITEMS

Chairman Shepperd asked for approval of the following consent items:

- A. Minutes of March 21, 2013 Meeting
- B. Treasurer's Report of February 28, 2013
- C. Regional PNRS Reviews
- D. Regional Environmental Impact Assessment/Statement Review
- E. FY 2014 Budget
- F. FY 2014 Unified Planning Work Program
- G. Regional Stormwater Program Memorandum of Agreement
- H. Urban Area Security Initiative Contract Amendment for Completion of a Regional Communication Plan

- I. Urban Area Security Initiative Contract Amendment for the Purchase of Regional Communications Equipment
- J. Urban Area Security Initiative Contract Amendment for the Purchase of Person Protective Equipment
- K. Coastal Zone Program – Amendment to Hampton Roads Technical Assistance Program – Final Report
- L. Coastal Zone Management Program – FY 2013 309 Grant
- M. Energy Management Incentive Program

Commissioner Middaugh requested to remove item M, *Energy Management Incentive Program*. Commissioner Kenneth Wright Moved to approve the consent items; seconded by Commissioner Clyde Haulman. The Motion Carried.

Commissioner Middaugh emphasized his support of the Energy Management Incentive Program only if the language was rewritten not to include a contract.

Mr. Farmer confirmed action would only be taken after a briefing from the workgroup and recommended member participation.

Commissioner Mary Jones voiced her support and shared a similar view as Commissioner Middaugh. Additionally, she expressed concern with regards to determining the ESCO and developing a region-wide RFP.

Chairman Shepperd suggested removing any references to contracts and RFPs.

Commissioner Selena Cuffee-Glenn questioned how this effort will affect the FY 2014 UPWP.

Mr. Farmer replied special projects like this would be categorized under technical assistance; however, if it evolves into a major task the Commission will be presented with a UPWP amendment.

Commissioner Middaugh Moved to approve consent item M, *Energy Management Incentive Program*, as amended by removing any language referencing contracts and RFPs, seconded by Commissioner Martin. The Motion Carried

HRPDC THREE MONTH TENTATIVE SCHEDULE

Chairman Shepperd stated the Commission Meeting in May is cancelled due to the HRTPO Retreat.

CORRESPONDENCE OF INTEREST

Chairman Shepperd noted the Correspondence of Interest section of the Agenda and thanked Mayor Krasnoff for his comments about the HRPDC staff work on web page development.

PROJECT STATUS REPORTS

Chairman Shepperd acknowledged the Project Status Reports section of the Agenda.

FOR YOUR INFORMATION

Chairman Shepperd recognized the For Your Information section of the Agenda.

OLD/NEW BUSINESS

Chairman Shepperd noted there was no old/new business before the Commission.

ADJOURNMENT

With no further business to come before the Hampton Roads Planning District Commission, the meeting adjourned at 10:32 a.m.

Thomas G. Shepperd, Jr.
Chairman

Dwight L. Farmer
Executive Director/Secretary

**FISCAL YEAR 2013
4/30/13
BALANCE SHEET**

ASSETS		LIABILITIES & NET ASSETS	
Cash & Cash Equivalents	133,506	Current Liabilities	1,382,449
Accounts Receivables	1,520,366	Net Assets	4,577,369
Investments	2,889,625		
Other Current Assets	664		
Net Capital Assets	<u>1,415,658</u>		
Total Assets	<u>5,959,819</u>	Total Liabilities & Equity	<u>5,959,819</u>

STATEMENT OF REVENUES AND EXPENDITURES

REVENUES	<u>Annual Budget</u>	<u>Current Month</u>	<u>YTD</u>
Grant and Contract Revenue	6,583,611	676,531	5,246,945
VDHCD State Allocation	151,943	37,986	151,943
Interest Income	18,000	11	9,197
Local Jurisdiction Contributions	1,362,302	332,360	1,329,438
Other Local Assessment	1,661,727	337,776	1,358,602
Sales and Miscellaneous Revenue	18,150	1,059	30,786
Special Contracts/Pass thru	3,857,246	-	-
Total Revenue	<u>13,652,979</u>	<u>1,385,723</u>	<u>8,126,911</u>
EXPENDITURES			
Personnel	4,532,387	354,106	3,654,431
Standard Contracts	209,869	12,120	138,492
Special Contracts / Pass-Through	8,006,908	433,918	3,973,027
Office Services	903,815	33,317	403,915
Capital Assets		-	-
Total Expenses	<u>13,652,979</u>	<u>833,461</u>	<u>8,169,865</u>
Agency Balance	<u>-</u>	<u>552,262</u>	<u>(42,954)</u>

Project Notification and Reviews

Date 5/13/2013 **CH #** VA130418-0223760

Title FY2014 Chesapeake Bay Monitoring Program CWA 117(e)(1)(B)

Applicant Virginia Dept. of Environmental Quality

State/Federal Program Chesapeake Bay Program

Type of Impact Chesapeake Bay watershed

Project Staff Sara Kidd

Project Description

This proposal requests Federal funds for the Chesapeake Bay Monitoring 117(e)(1)(B) program. This program will provide continued funding for long term Chesapeake Bay watershed monitoring projects to measure the effectiveness of point and non-point source nutrient input reduction, determine attainment of water quality standards, and determine progress toward attaining resources water quality habitat goals.

Federal	\$719,642.00	Local	\$0.00
Applicant	\$719,642.00	Other	\$0.00
State	\$0.00	Income	\$0.00
TOTAL		\$1,439,284.00	

Date 5/13/2013 **CH #** VA130418-0323760

Title FY2014 Chesapeake Bay Monitoring Technical and Scientific Studies

Applicant Virginia Dept. of Environmental Quality

State/Federal Program EPA - Chesapeake Bay Program

Type of Impact Chesapeake Bay watershed

Project Staff Sara Kidd

Project Description

This proposal requests Federal funds for the Chesapeake Bay Monitoring 117(d) program. This program will provide continued funding for long term Chesapeake Bay watershed monitoring projects to measure the effectiveness of point and non-point source nutrient input reduction, determine attainment of water quality standards, and determine progress toward attaining resources water quality habitat goals.

Federal	\$557,788.00	Local	\$0.00
Applicant	\$247,917.00	Other	\$0.00
State	\$0.00	Income	\$0.00
TOTAL		\$805,705.00	

Date 5/20/2013 **CH #** VA130429-0423760

Title FY2014 Public Water System Supervision Grant - Safe Water Drinking Act

Applicant Virginia Dept. of Health

State/Federal Program Environmental Protection Agency

Type of Impact Statewide

Project Staff Sara Kidd

Project Description

This grant will allow the Commonwealth to continue its Public Water Supply Program.

Federal	\$2,158,000.00	Local	\$0.00
Applicant	\$0.00	Other	\$0.00
State	\$719,333.00	Income	\$0.00
TOTAL		\$2,877,333.00	

Date 5/29/2013 **CH #** VA130509-0523760

Title FY 2013 Drinking Water State Revolving Fund Program - Safe Drinking Water Act

Applicant Virginia Dept. of Health

State/Federal Program Environmental Protection Agency

Type of Impact Statewide

Project Staff Sara Kidd

Project Description

This grant will allow the Virginia Department of Health to continue to fund the Drinking Water State Revolving Fund Program. The program provides non-project funds or set-asides to ensure waterworks' long-term capacity and protect construction loan investments, and provides project funds for construction of public drinking water systems. The development of an annual Intended Use Plan is a required part of the application of the SDWA for a capitalization grant.

Federal	\$15,215,000.00	Local	\$0.00
Applicant	\$0.00	Other	\$0.00
State	\$3,043,000.00	Income	\$0.00
TOTAL		\$18,258,000.00	

Environmental Impact Reviews

Received 4/2/2013

Number 13-059S

Name ecoFUELS Wood Pellet Storage Terminal at Portsmouth Marine Terminal

Sponsor Virginia Port Authority

Description

The Virginia Port Authority (VPA) has submitted an Environmental Impact Report for the construction of a wood pellet storage facility at the Portsmouth Marine Terminal in the City of Portsmouth. VPA has entered into an agreement with ecoFUELS Pellet Storage, LLC (ecoFUELS) that allows ecoFUELS to lease approximately 14.6 acres of property at the terminal. The term of the lease is 20 years. ecoFUELS would construct a state-of-the-art wood pellet storage facility that will include rail and truck receiving, temporary storage and ship loading equipment and facilities. Wood pellets will be transferred within the facility by a system of belt conveyors and associated diverter gates and loaded onto ships for export, primarily to Europe. The maximum annual throughput of wood pellets to be handled at the facility is estimated to be 1.5 million metric tons.

Affected Localities Portsmouth

Finding

Based on this review, the proposal appears to be consistent with local and regional plans and policies. As an industrial activity, the project will have to acquire and operate under a Virginia Pollutant Discharge Elimination System (VPDES) Industrial Activity stormwater permit or be party to such a permit that covers the project area as part of Portsmouth Marine Terminal. The project will not be covered by the City of Portsmouth's Municipal Separate Storm Sewer System (MS4) Permit.

Comments Sent 4/30/2013

Final State Comments Received 5/15/2013

Received 4/3/2013

Number 13-060F

Name Alternate Water Supply System and Booster Station

Sponsor Departments of the Army and the Air Force

Description

The Departments of the Army and Air Force propose to construct an alternate water supply system and booster station on Joint Base Langley-Eustis (JBLE-FE) at Fort Eustis in the City of Newport News. Old Dominion Utility Service (ODUS) owns and operates the water and sanitary sewer facilities at JBLE-FE and would install the new water supply point. Construction would include excavation, site grading, trenching and pipe installation. In addition, a meter vault, backflow preventer, water booster station, 2,450 linear feet of buried 12-inch pipe, and a 1,700-linear foot long by 12-foot wide gravel maintenance access road would be installed. A secondary connection would provide redundant water service to account for potential future water outages, which would improve system reliability. In order to meet demands, construction shall be completed, with the alternate water supply system fully operational, no later than September 30, 2013. JBLE has submitted an Environmental Assessment with a draft Finding of No Significant Impact, which includes a Federal Consistency Determination for the proposed action. The FCD finds the proposed action consistent, to the maximum extent practicable, with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Newport News

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 4/30/2013

Final State Comments Received 5/20/2013

Received 4/3/2013

Number 13-061F

Name 37th Annual Norfolk Harborfest, June 7-9, 2013

Sponsor U.S. Coast Guard

Description

The Coast Guard proposes to issue a CG-4424 Permit for Marine Event to Norfolk Festevents, Ltd., the event sponsors, for the 37th Annual Norfolk Harborfest. This event is to be held on the Elizabeth River adjacent to Town Point Reach in Norfolk, enclosed by the following boundaries:

36-51-7 N/076-18-1 W, to 36-50-55 N/076-18-11 W, to
36-49-55 N/076-17-40 W, and
36-50-29 N/076-17-23 W.

The event is to be held from June 7 through June 9, 2013 between 12:00 noon and 11:00 PM each day. The Coast Guard expects approximately 200 vessels to participate in various parades, cruises, and demonstrations throughout the event. There will be a fireworks display on Saturday, June 8, from 9:30 PM to 10:00 PM from one barge positioned immediately off Town Point Park. The event sponsor does not intend to place buoys to mark the event. The Coast Guard states that the proposed activity will be conducted in a manner consistent with the Virginia Coastal Zone Management Program.

Affected Localities Norfolk Portsmouth

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/2/2013

Final State Comments Received 5/7/2013

Received 4/3/2013

Number 13-062F

Name Elbow Road, Roadway and Ditch Improvements

Sponsor DOD/Army/Army Corps of Engineers

Description

The City of Chesapeake submitted a federal consistency certification (FCC) for proposed roadway and ditch improvements along Elbow Road. The project qualifies for an Individual Permit from the U.S. Army Corps of Engineers, necessitating the submission of the FCC. The city proposes to construct approximately 1,260 linear feet of improvements along the north side of Bethel Baptist Curve and 1,400 linear feet of improvements along the south side of the Virginia Beach City Line Curve. The project aims to reduce the number of vehicular accidents on Elbow Road. Elongating the radius of the curves along the road will increase sighting distances for drivers, and widening the shoulders will provide emergency areas. The improvements will result in impacts to 1.46 acres of forested non-tidal wetlands and open water areas. According to the FCC, the project will be consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Chesapeake

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/2/2013

Final State Comments Received

Received 4/12/2013

Number 13-066F

Name Woodlands Apartments, Old Buckroe Road, City of Hampton

Sponsor U.S. Department of Housing and Urban Development

Description

Dominion Due Diligence (D3G) submitted a federal consistency determination (FCD) on behalf of the U.S. Department of Housing and Urban Development (HUD), which is processing mortgage insurance for the construction of the proposed Woodlands Apartments in the City of Hampton. The property consists of approximately 5 acres of undeveloped wooded land with wetlands and Chesapeake Bay Resource Protection Areas. The apartment complex would consist of one three-story wing and one four-story wing. The FCD states that the project would be consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Hampton

Finding

Based on this review, the proposal appears to be consistent with local and regional plans and policies, as long as the project complies with all applicable local ordinances, including the City's ordinances governing land disturbing operations (Chapter 13.1 of the City's Code of Ordinances) and development within flood zones (Chapter 17.3 Article V of the City's Zoning Ordinance).

Comments Sent 5/9/2013

Final State Comments Received

Received 4/25/2013 **Number** 13-079F

Name Portsmouth Boat Club Cock Island Race

Sponsor U.S. Coast Guard

Description

The Coast Guard intends to issue a CG-4424 Permit for Marine Event permit to the Portsmouth Boat Club, the event sponsors for the Cock Island Race. The race is scheduled for June 15, 2013 from 8:00 AM to 3:00 PM, and approximately 100 sail boats will participate. The event will take place on the Elizabeth River in the vicinity of the Portsmouth Boat Club in Portsmouth, in parts of the river bounded by a number of lines and points along the Norfolk and Portsmouth shores of the river. The Coast Guard states that the proposed event is consistent, to the maximum extent practicable, with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Portsmouth Norfolk

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/23/2013 **Final State Comments Received** 5/28/2013

Received 4/25/2013 **Number** 13-078F

Name 2013-2017 Integrated Natural Resources Management Plan at AFETA Fort Peary

Sponsor DOD/Army/Armed Forces Experimental Training Activi

Description

The Department of the Army submitted a draft environmental assessment with a federal consistency determination (FCD) for the implementation of the Integrated Natural Resources Management Plan at the Armed Forces Experimental Training Activity Camp Peary in York and James City counties. The EA addresses the proposed action, which is the implementation of the plan, and the no action alternative. The implementation of the plan would include conducting surveys for threatened and endangered species, following best management practices for forestry work, conducting prescribed burning, monitoring bird activity to reduce aircraft hazards, controlling invasive species as well as other projects. The FCD states that the proposed action would be consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities York County James City Count

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/21/2013 **Final State Comments Received**

Received 4/26/2013

Number 13-080F

Name Old Donation Creek SSD Dredging Project, Virginia Beach

Sponsor DOD/Army/Army Corps of Engineers

Description

Kerr Environmental Services, on behalf of the City of Virginia Beach, submitted a federal consistency certification (FCC) for a dredging project in Old Donation Creek in the City of Virginia Beach. The city and Old Donation Creek homeowners have developed a Special Service District (SSD) in order to conduct the dredging project. The city is proposing to mechanically dredge navigation channels and homeowner driveway channels in Old Donation Creek, a tributary of the western branch of the Lynnhaven River. The FCC states that the project will affect state-owned bottomland but that all wetlands will be avoided. According to the FCC, the project will be consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Virginia Beach

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/29/2013

Final State Comments Received

Received 4/29/2013

Number 13-083F

Name Pier IX Dredging Project

Sponsor DOD/Dept. of the Army/Army Corps of Engineers

Description

Kinder Morgan, Inc. proposes to dredge the north berth of Pier IX at the Kinder Morgan facility on the James River in the City of Newport News. Kinder Morgan finds that it is necessary to deepen the berth to -52 feet Mean Low Water (MLW) (the current permitted depth is -45 feet MLW) to accommodate the larger PANAMAX vessels now being used to transport coal. The deepening will allow for coal loading from the larger vessels on both sides of the pier. The footprint of the dredge area is approximately 476,500 square feet (10.94 acres). The length of the dredge area is approximately 1,475 feet with a width that ranges from about 200 feet at the berth to about 650 feet at the approach to the berth. An estimated 118,200 cubic yards of maintenance dredging and 83,600 cubic yards of new dredging are required to achieve the proposed depth. The material will be dredged mechanically and then barged in sealed scows for disposal at the Craney Island Dredged Material Management Area in the City of Portsmouth. Kinder Morgan intends to submit a Joint Permit Application to the U.S. Army Corps of Engineers for the issuance of an individual permit pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act. Accordingly, Kinder Morgan has submitted a Federal Consistency Certification, under Subpart D of the Federal Consistency Regulations of the Coastal Zone Management Act, which finds the proposal consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Newport News

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/29/2013

Final State Comments Received

Received 4/29/2013

Number 13-082F

Name Quarterpath Apartments

Sponsor U.S. Department of Housing and Urban Development

Description

The U.S. Department of Housing and Urban Development (HUD) proposes to provide mortgage insurance under HUD Section 221(d)(4) to the Bonaventure Realty Group, LLC to finance the construction of the Quarterpath Apartments near the intersection of Route 199 and Route 143 in the City of Williamsburg. The Section 221(d)(4) program provides mortgage insurance for multifamily rental housing for moderate-income families. The project involves the construction of a two-hundred twenty five (225) unit multi-family apartment complex consisting of three buildings, driveways, parking lots and utilities. The site currently consists of approximately 7.20 acres of undeveloped wooded land. The property is bounded by undeveloped wooded land to the north and east; undeveloped wooded land and Battery Boulevard (under construction) to the south; and an unnamed Pump House access road (under construction) and undeveloped wooded land to the west. HUD has submitted a Federal Consistency Determination that finds the proposed project consistent, to the maximum extent practicable, with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Williamsburg

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/29/2013

Final State Comments Received

Received 4/29/2013

Number 13-085F

Name Partrea I Apartment Development, City of Norfolk

Sponsor U.S. Department of Housing and Urban Development

Description

The Norfolk Redevelopment and Housing Authority (NRHA) plans to construct a three-story apartment building consisting of 47 units, intended for senior citizens, on undeveloped land east of the existing Partrea Apartments, which are owned by NRHA. The existing apartments are located at 701 Easy Street, near the highway interchange between Tidewater Drive and Interstate Route 64 in Norfolk. The project site is approximately 2.5 acres. The new building will use an existing access road and infrastructure. Federal assistance is sought from the U.S. Department of Housing and Urban Development, which, according to the correspondence from the consultant, has determined that the project will have no adverse impacts on coastal uses or coastal resources addressed by the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Norfolk

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/15/2013

Final State Comments Received 5/20/2013

Received 4/29/2013

Number 13-081F

Name Sector Storage Building at USCG Portsmouth

Sponsor DHS/U.S. Coast Guard

Description

The U.S. Coast Guard (USCG) proposes to construct a Sector Storage Building at USCG Base Support Unit Portsmouth in the City of Portsmouth. Major items of work will include the demolition of an existing 50-foot x 90-foot concrete slab, disposal of the materials offsite in accordance with all applicable laws, excavation of the area of the previous concrete slab to accommodate a 6-inch thick 50-foot x 100-foot concrete pad, and construction of a one-story metal storage building. The new storage building will result in an expansion of the footprint of the existing pad by 10 feet to the north and add 500 square feet of impermeable surface area. Stormwater best management practices will include the installation of a silt fence around area of disturbance, the placement of covers on nearby storm drains, and daily site inspections and cleanups. The USCG has submitted a Federal Consistency Determination that finds the proposed action consistent, to the maximum extent practicable, with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Portsmouth

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/29/2013

Final State Comments Received

Received 5/6/2013

Number 13-088F

Name Demolition/Consolidation Plan and General Plan Update Projects, Langley Air Force Base

Sponsor DOD/Department of the Air Force

Description

The United States Air Force (Air Force) 633d Air Base Wing (ABW) proposes to implement the Demolition/Consolidation Plan and the General Plan Update Projects at Joint Base Langley-Eustis in the City of Hampton. The Demolition and Consolidation (D/C) Plan is designed to reduce the overall square footage of administrative facilities on the base. The D/C Plan evaluates a phased process of facility modification, consolidation, and demolition. The D/C Plan would be implemented in a three-phase approach over a 5-year period with implementation of each of these phases dependent on funding. The General Plan Update (GPU) Projects includes select long-term projects for improving the physical infrastructure and functionality of the installation in support of the 633d ABW mission. The GPU Projects are for long-term planning purposes and the Air Force is not committed to funding these projects in the future. The Air Force has submitted an Environmental Assessment (EA) under the National Environmental Policy Act (NEPA) for the proposed action which includes a Federal Consistency Determination (FCD) submitted in accordance with the Coastal Zone Management Act (CZMA).

Affected Localities Hampton

Finding

The proposed project is consistent with local and regional plans and policies.

Comments Sent 5/29/2013

Final State Comments Received

Received 5/20/2013

Number 13-099F

Name Apex Oil Center Point Terminal

Sponsor DOD/Army/Army Corps of Engineers

Description

Moffatt and Nichol, on behalf of Apex Oil, submitted a Federal Consistency Certification (FCC) for maintenance dredging in the Elizabeth River at the Apex Oil facility in the City of Chesapeake. The project qualifies for a U.S. Army Corps of Engineers (Corps) individual permit. The proposed dredging will remove less than 3,200 cubic yards of sediment by removing shoals that are near the pier. The material may then be placed at Craney Island if it meets the Corps' requirements. The FCC states that no wetlands will be affected and there may be time-of-year restrictions for the dredging to protect fish spawning. According to the FCC, the proposed project will be consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Chesapeake

Finding

Comments Sent

Final State Comments Received

Received 5/21/2013

Number 13-102F

Name Parallel Taxiway and Obstruction Removal, Suffolk Executive Airport

Sponsor USDOT/Federal Aviation Administration

Description

The City of Suffolk is proposing to remove trees, complete construction of a parallel taxiway, relocate the localizer antenna, and remove a portion of abandoned runway and taxiways in 2014. at the Suffolk Executive Airport (SFQ) in the City of Suffolk. Project activities associated with the proposed action include: constructing the remaining portion of a parallel taxiway (including taxiway lights) along the west side of Runway 4-22 involving grading and asphalt paving, which will result in approximately 4.31 acres of new impervious surface (approximately 35 feet x 4,600 feet); relocating the localizer antenna and localizer equipment shelter from the midfield area to 1,010 feet beyond the east end of Runway 4-22 to accommodate the parallel taxiway; constructing a 10-foot wide gravel access road to the new localizer site; developing new ditches on either side of the parallel taxiway to manage stormwater; removing approximately 1.3 acres of trees to include grading and grass seeding; demolishing a 1,110 square foot airport storage building within the existing 1.3 acres of trees; clearing approximately 55 acres of trees via silviculture; establishing three temporary staging (lay down) areas for the tree clearing and taxiway construction outside of all airport safety areas, object free areas, and airspace; and removing approximately 3 acres of abandoned runway and taxiways near the end of Runway 4. The obstruction removal portion of the proposed action includes the removal of approximately 55 acres of trees (both on and off airport property) within approximately 55 acres of forested wetlands through silviculture using the Virginia Department of Forestry's Forestry Best Management Practices for Water Quality in Virginia Technical Manual (Fifth Edition, 2011). Suffolk has submitted a Short Environmental Assessment (EA) Form for the project that includes a Federal Consistency Certification (FCC). The FCC finds the proposed project consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Suffolk

Finding

Comments Sent

Final State Comments Received

Received 5/21/2013

Number 13-103F

Name Repairs to Lower Pond Earthen Dam, Coast Guard Training Center

Sponsor DHS/U.S. Coast Guard

Description

The Coast Guard proposes to repair the Lower Pond Dam at its Yorktown Training Center. The dam is failing due to a deteriorated discharge pipe and a dam face that is improperly sloped (too steep) and eroding. The dam was built in the 1950s, and provides stormwater control for one third of the Training Center's footprint. The dam discharges into the tidally influenced Wormley Creek, which flows into the York River. The Coast Guard proposes to replace an existing corroded metal pond discharge pipe with an appropriately sized non-corrosive plastic pipe. It will then place a stone embankment buttress on the discharge side of the dam to provide proper sloping and permanent stabilization. A tidal zone aquatic wetland bench will be installed parallel to the line where the dam meets the creek for additional stabilization and eventual establishment of a section of inter-tidal living shoreline.

Affected Localities York County

Finding

Comments Sent

Final State Comments Received

Received 5/24/2013

Number 13-104F

Name Lee Hall Reservoir Dam Improvements

Sponsor DOD/Dept. of the Army/Army Corps of Engineers

Description

The City of Newport News (Newport News or Applicant) has submitted a Joint Permit Application to the U.S. Army Corps of Engineers (Corps) for the issuance of an individual permit pursuant to Section 404 of the Clean Water Act to make improvements to the Lee Hall Reservoir Dam in the City of Newport News. The reservoir comprises an Upper Pool and Lower Pool with differing pool elevations. The Upper Pool is impounded by a CSX Railroad causeway and has a water level that is 3.1 feet higher than the water elevation of the Lower Pool (elevation 16.5 feet) which is impounded by a dam first constructed over 100 years ago and improved over the decades (the Lower Dam). Both the CSX Causeway and Lower Dam are classified as "high hazard" structures by the Department of Conservation and Recreation, which is defined as a dam that if failed, possible loss of life and serious property damage would occur. The project includes decommissioning the CSX Causeway as a regulated dam by removing the water control structure; this action would be done in conjunction with improvements to the Lower Dam to handle the Probable Maximum Flood. The project also includes improving the Lower Dam and spillway in such a manner as to raise the Lower Pool by 2.5 feet from 16.5 feet to 19.0 feet. This will nearly match the pool elevation of the Upper Pool. The removal of the water control structure at the CSX Causeway will allow the water level of the Upper Pool to be lowered by 0.6 feet. A new boat ramp will be installed at the CSX Causeway underneath an existing Dominion Power overhead power line to provide for barge access during the work to remove the Upper Pool water control structure. At the completion of the project, the Upper and Lower Pools will maintain the same water elevation of 19.0 feet. Newport News has submitted a Federal Consistency Certification that finds the proposed project consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Newport News

Finding

Comments Sent

Final State Comments Received

Received 5/29/2013

Number 13-107F

Name Richneck Regional Water Quality Retrofit and Flood Control Project

Sponsor DOD/Dept. of the Army/Army Corps of Engineers

Description

The City of Newport News (Newport News or Applicant) has submitted a Joint Permit Application to the U.S. Army Corps of Engineers (Corps) for the issuance of an individual permit pursuant to Section 404 of the Clean Water Act to construct the Richneck Regional Water Quality Retrofit and Flood Control Best Management Practice in the City of Newport News. The purpose of the project is to reduce the Total Maximum Daily Load (TMDL) of nitrogen, phosphorus, and sediment loads; and to reduce property damage from repeated flood events within the Stoney Run watershed. The proposed project will total over 16 acres and incorporate the use of three sub-basins designed in a step-down topographic alignment that will impact 5.58 acres of forested wetlands, 0.98 acres of emergent wetlands, 1,695 linear feet in intermittent/ephemeral stream channel, and 377 linear feet of perennial stream channel. For compensatory stream mitigation, Newport News proposes the creation of a stream complex within the sub-basins totaling over 3,800 linear feet of channel. For compensatory wetland mitigation Newport News will purchase 12.12 acre-credits from a local, private mitigation bank. Newport News has submitted a Federal Consistency Certification that finds the proposed project consistent with the enforceable policies of the Virginia Coastal Zone Management Program.

Affected Localities Newport News

Finding

Comments Sent

Final State Comments Received

Received 5/29/2013

Number 13-106F

Name Fort Monroe Fireworks, July 4, 2013

Sponsor DHS/U.S. Coast Guard

Description

The Coast Guard intends to promulgate a regulation to establish a safety zone for the Fort Monroe Fireworks, to be enforced on July 4, 2013 from 9:00 PM to 10:00 PM. The purpose is to protect mariners and spectators from hazards associated with the fireworks display. Hazards consist of accidental discharge of fireworks, dangerous projectiles, and falling hot embers or other debris. The safety zone will include all waters of the Chesapeake Bay off Fort Monroe, within a 420-foot radius of approximate position 37-0-5 N/076-18-17 W. The Coast Guard plans to establish a temporary final rule in Table 33 CFR section 165.506 to enforce the safety zone. The Coast Guard states that the proposed event is consistent, to the maximum extent practicable, with the enforceable policies of Virginia's Coastal Zone Management Program.

Affected Localities Hampton

Finding

Comments Sent

Final State Comments Received

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #11-E: FY 2013 BUDGET AMENDMENT

SUBJECT:

The FY 2013 June Budget Amendment has been completed.

BACKGROUND:

The HRPDC amends its budget twice a year, usually in November and May, to record changes that have occurred subsequent to the budget's original approval by the Commission, which this year occurred on April 19, 2012. Due to the HRTPO Retreat in May, the May amendment was postponed until June.

The FY 2013 Approved Budget was first amended on November 15, 2012. Subsequent to that approval, new grants have been received and program changes resulted in minor corrections to existing programs. As changes occurred, especially as new grant awards were received, the Commission was kept informed. This amendment formalizes the changes that have occurred since November 2012.

REVENUES:

- The Housing Loan Fund program received an additional \$67,309 from DHCD.
- The HRTPO received \$100,000 from a WATA canceled program.
- Minor adjustments needed to be made in the Water & Environmental program departments, due to a reduction in anticipated carry-over funding.

EXPENSES:

- The additional Housing funds will go toward down payment and closing costs for low-to-moderate income first-time homebuyers, as well as offsetting additional administrative expenses.
- Transportation re-allocated PL funds to operational contingencies to accommodate the increase from WATA's canceled program.
- The minor losses in Water & Environmental programs were absorbed by the HRPDC Contingency reserve.

Attachment 11-E

RECOMMENDED ACTION:

Approve the FY 2013 Amended Budget.

HAMPTON ROADS PLANNING DISTRICT COMMISSION
FY2013 AMENDED BUDGET
June 20, 2013

NOVEMBER AMENDED BUDGET					AMEND	FINAL AMENDED BUDGET				
2013	2013	2013	2013	2013	2013	2013	2013	2013	2013	2013
TOTAL	TPO	PDC	TPO	PDC	JUNE	TOTAL	TPO	PDC	TPO	PDC
	PASS-THRU	PASS-THRU	OPER	OPER	AMEND	PASS-THRU	PASS-THRU	OPER	OPER	OPER

REVENUE

Mbr Contributions (PDC & TPO)	1,329,440		70,500	312,365	946,575		1,329,440		70,500	312,365	946,575
DHCD State Grant	151,943		0	0	151,943		151,943		0	0	151,943
Water & Environmental Programs	3,870,346		2,894,786	0	975,560	(6,475)	3,863,871		2,894,786		969,085
MMRS Federal & Local	1,602,938		1,529,612	0	73,326		1,602,938		1,529,612		73,326
Construction Standards	80,795		80,795	0	0		80,795		80,795		0
VDHCD HR Loan Fund Partnership	111,875		96,875	0	15,000	70,415	182,290		180,225		2,065
UASI	2,618,924		2,209,924	0	409,000		2,618,924		2,209,924		409,000
EM Projects	10,025		10,025	0	0		10,025		10,025		0
Homeland Security (FRAC, ACAMS)	0			0	0		0				0
Transportation	3,768,543	1,029,755		2,738,788	0		3,768,543	929,755		2,838,788	0
Gen'l Svcs & Miscellaneous	108,150				108,150		108,150				108,150
TOTAL REVENUE	13,652,979	1,029,755	6,892,517	3,051,153	2,679,554	63,940	13,716,919	929,755	6,975,867	3,151,153	2,660,144

EXPENDITURES

Personnel	4,532,387			2,504,591	2,027,796		4,532,387			2,504,591	2,027,796
Standard Contracts	209,869			113,880	95,989		209,869			113,880	95,989
Special Contracts	81,701			39,803	41,898		81,701			39,804	41,897
Pass-Through Activity	7,925,207	1,029,755	6,892,517	0	0	(19,585)	7,905,622	929,755	6,975,867		0
Operations	903,815			392,879	513,871	83,525	987,340			492,878	494,462
TOTAL EXPENDITURES	13,652,979	1,029,755	6,892,517	3,051,153	2,679,554	63,940	13,716,919	929,755	6,975,867	3,151,153	2,660,144

CHANGE IN FUND BALANCE

0	0	0	0	0	0	0	0	0	0	0
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AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #11-F: CONSULTANT SERVICES CONTRACTS – CONTINUING SERVICES AGREEMENTS FOR WATER RESOURCES PROJECTS

SUBJECT:

Renew continuing services agreements with CH2M Hill and URS to provide assistance, on a Task Order basis, in the areas of water supply, wastewater and stormwater and associated activities.

BACKGROUND:

In April 2010, the HRPDC entered into Continuing Services Agreements with the firms CH2M Hill and URS to provide assistance, on a Task Order basis, in the areas of water supply, wastewater and stormwater and associated activities. The HRPDC authorized the execution of a Continuing Services Agreement, in accordance with a Request for Proposal approved and issued on December 17, 2008. These contracts may be renewed by the Commission upon written agreement of both parties for up to four (4) successive one year periods, under the terms of the current contract. Following a formal selection process, two firms – CH2M HILL and URS – were selected and appropriate contracts executed. In past years, task orders were issued to support the development of the Chesapeake Bay Phase II Watershed Implementation Plan, maintenance of the Permit Administration and Review System (PARS) and the Sanitary Sewer Overflow Reporting System (SSORS).

Contract Amount: To be determined. If assistance is required, a task order will be developed and the proposed budget will be presented to the Commission for approval.

Period of Performance: July 1, 2013 to June 30, 2014. The time of performance for specific tasks will be documented in the individual task orders as they are developed.

General Scope of Work: To provide assistance, on a Task Order basis, in the areas of water supply, wastewater and stormwater and associated activities. Individual localities may utilize these contracts through the HRPDC, if appropriate.

Generally, task order work has been funded by the localities through the Regional Water, Wastewater or Stormwater Program budgets.

RECOMMENDED ACTION:

Authorize the Executive Director to execute amendments to contracts with CH2M Hill and URS to renew existing Continuing Services Agreements.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #11-G: CONSULTANT SERVICES CONTRACT TASK ORDER – SANITARY SEWER OVERFLOW REPORTING SYSTEM (SSORS)

SUBJECT:

Authorize issuance of a task order under the existing URS Corporation Continuing Services Contract for maintenance of the Sanitary Sewer Overflow Reporting System (SSORS).

BACKGROUND:

SSORS is a web-based spill reporting and tracking system that assists localities with the initial notification and five day letter reporting requirements for sanitary sewer overflows. The Virginia Department of Environmental Quality, the Hampton Roads Sanitation District (HRSD), the HRPDC, and participating Hampton Roads localities have privileges within SSORS.

This project is funded by the localities through the Regional Wastewater Program by a special local assessment.

Contract Amount: Up to \$25,000.

Period of Performance: July 1, 2013 through June 30, 2014.

General Scope of Work: URS shall provide the following:

- Coordinate and manage the project.
- Ensure that the SSORS system is working properly, and take steps to minimize disruption to the end users if problems are found.
- Assist users with calls for help involving forgotten passwords or procedures, entering reports, and general troubleshooting issues.
- Proactively monitor the reporting database to predict and solve potential problems, such as data corruption and potential attachment storage problems generated by users on the host server.
- Work with end users; time and budget permitting, to troubleshoot their client-side problems, such as over-restrictive spam and anti-virus filters, and firewall-related problems.

In April 2010, the HRPDC entered into a Continuing Services Agreement with URS to provide assistance, on a Task Order basis, in the areas of water supply, wastewater and stormwater and associated activities. The contract may be renewed per agreement by both parties for up to four (4) successive one year periods, under the terms of the current contract. Agenda Item 11-G pertains to the authorization for renewal of the existing Continuing Services Agreement through FY 2014.

RECOMMENDED ACTION:

Authorize the Executive Director to issue a task order to maintain SSORS under the Continuing Services Contract with URS Corporation for water resources projects.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #11-H: CONSULTANT SERVICES CONTRACT TASK ORDER – PERMIT ADMINISTRATION AND REVIEW SYSTEM (PARS)

SUBJECT:

Authorize issuance of a task order under the existing URS Corporation Continuing Services Contract for maintenance of the Permit Administration and Review System (PARS).

BACKGROUND:

The web-based PARS database was developed in 2007 to help localities comply with data reporting requirements of Municipal Separate Stormwater Sewer System (MS4) permits. Additionally, the database tracks the construction of stormwater management facilities (BMPs). PARS data may also be used to provide documentation for the Chesapeake Bay TMDL implementation.

This project is funded by the localities through the Regional Stormwater Management Program.

Contract Amount: Up to \$15,000.

Period of Performance: July 1, 2013 through June 30, 2014

General Scope of Work: URS shall provide the following:

- Ensure that the database and webpage are working properly.
- Assist users with calls for help with procedures such as entering reports and generally troubleshooting.
- Proactively monitor the database to predict and solve problems, such as data corruption and storage problems on the server.
- Work with end users, time permitting, to troubleshoot client-side problems such as over-restrictive spam and anti-virus filters and firewall problems.

In April 2010, the HRPDC entered into a Continuing Services Agreement with URS to provide assistance, on a Task Order basis, in the areas of water supply, wastewater and stormwater and associated activities. The contract may be renewed per agreement by both parties for up to four (4) successive one year periods, under the terms of the current contract. Agenda Item 11-H pertains to the authorization for renewal of the existing Continuing Services Agreement through FY 2014.

This project is funded by the localities through the Regional Stormwater Program.

RECOMMENDED ACTION:

Authorize the Executive Director to issue a task order to maintain PARS under the Continuing Services Contract with URS Corporation for water resources projects.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #11-I: CONSULTANT SERVICES CONTRACT – SPECIAL LEGAL CONSULTANT ON STORMWATER MATTERS

SUBJECT:

Authorize contract for McGuire Woods LLP to provide legal consulting services on stormwater matters.

BACKGROUND:

At the June 16, 2011 Executive Committee Meeting, the HRPDC authorized the Executive Director to contract with Mr. Dave Evans, McGuire Woods, for legal consultant services to the HRPDC. This was a continuation of work for the previous two years, which focused on advising the region and the MS4 localities on permit renewals and evaluating the Chesapeake Bay TMDL and Virginia's Phase I Watershed Implementation Plan.

The contract includes an optional task to work with Mr. Evans and Mr. Preston Bryant, McGuire Woods Consulting, on legislative assistance. For example, they will continue to support the interests of Hampton Roads through the development and review of new nutrient credit exchange regulations.

Contract Amount: Up to \$95,000.

Period of Performance: July 1, 2013 through June 30, 2014

General Scope of Work: To provide legal consulting and legislative assistance services in the areas of stormwater permits, TMDL requirements and associated activities.

This project is funded by the localities through the Regional Stormwater Management Program.

RECOMMENDED ACTION:

Authorize the Executive Director to execute a contract with McGuire Woods LLP to provide legal counsel, as needed in FY 2014.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #11-J: COASTAL ZONE PROGRAM – COASTAL RESILIENCY FINAL REPORT

SUBJECT:

HRPDC Regional Planning staff has completed the Coastal Resiliency final report for a project funded by the Virginia Coastal Zone Management Program (VCZMP).

BACKGROUND:

The final report, titled *Coastal Resiliency: Adapting to Climate Change in Hampton Roads*, summarizes the findings and activities funded in part by a PDC competitive grant from the VCZMP. The report describes the current state of the science on sea level rise and how it will affect Hampton Roads. Secondly, it covers how local governments can incorporate planning for sea level rise into their local plans and policies and how new practices can help local governments cope with uncertainty in planning. Thirdly, it documents the HRPDC's coordination and public outreach efforts related to climate change, sea level rise, and flooding. The Report features updated sea level rise inundation maps, which utilize the best elevation data currently available.

The Joint Environmental Committee has received a presentation on the Report. Local government staff will have until June 28, 2013 to submit comments to HRPDC staff on the report and maps, with the final Report being due to VCZMP by June 30, 2013.

The Joint Environmental Committee recommended the Commission authorize the Executive Director to submit the report to fulfill grant requirements with VCZMP and bring the Report with incorporated local comments back for full consideration at the July Joint Environmental Committee Meeting.

RECOMMENDED ACTION:

Authorize the Executive Director to submit the Coastal Resiliency to VCZMP to satisfy the grant application requirements.

Note: This item was covered under Workshop Agenda Item 4.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #11-K: COASTAL ZONE MANAGEMENT PROGRAM – FY 2013 AND FY 2014 GRANTS

SUBJECT:

The Virginia Coastal Zone Management Program (VCZMP), part of the Virginia Department of Environmental Quality, regularly makes available competitive and non-competitive grant opportunities to Planning District Commissions (PDC) in Tidewater Virginia.

BACKGROUND:

In October 1986, Virginia received its first grant from the National Oceanic and Atmospheric Administration (NOAA) for the Virginia Coastal Zone Management Program. Since that time, the HRPDC and its predecessors have received over \$2.5 million through this program to provide technical assistance on environmental issues to local governments and to complete a variety of technical studies.

The HRPDC is currently eligible to participate in the second year (FY 2013) of a Working Waterfronts planning project with the Virginia Institute of Marine Science (VIMS). This grant is funded under Section 309 of the Coastal Zone Management Act, and VIMS is the lead agency. The HRPDC has been asked to continue supporting the project and the total contract amount for this grant is \$5,000.

VCZMP has offered to support a project by the HRPDC and the City of Virginia Beach to develop a local sea level rise adaptation plan using funds left over from previous grant years. The maximum amount available is \$28,000, with a required 1:1 match from the HRPDC and Virginia Beach. This project would fall under FY 2013.

VCZMP has announced the availability of competitive grants for Coastal Zone PDCs for FY 2014. Each PDC is allowed to apply for up to two individual projects, with the combined requested funding no greater than \$40,000. Matching funds at a ratio of 3:1 (federal to local) are required.

The Joint Environmental Committee recommended by consensus the Commission authorize the Executive Director to pursue these grant opportunities and to continue participating in the VIMS-led Working Waterfronts effort.

RECOMMENDED ACTION:

Authorize the Executive Director to submit grant proposals to DEQ, accept grant offers when they are made and execute the contract with VIMS for the FY 2013 Working Waterfronts project.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #12: THREE MONTH TENTATIVE SCHEDULE

The HRPDC staff has developed a tentative schedule of issues that will come before the Commission for action over the next three months. These issues are the primary action items the Commission will be considering. Other items may be added depending on new priority requests from the Commission, state and federal legislative and regulatory activities and new funding opportunities.

July 2013

Budget/Staff Merit Adjustments
Hurricane Season Update
Water Sewer Rate Summary
Housing Portal Update
VRS Resolution

August 2013

Planned Cancellation

September 2013

Sewer Consolidation
Defense Analysis

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #13: PROJECT STATUS REPORTS AND ADVISORY COMMITTEE SUMMARIES

A. DIRECTORS OF UTILITIES COMMITTEE SUMMARY MINUTES

The summaries of the May 1, 2013 & June 5, 2013 Directors of Utilities Meetings are attached.

Attachment 13-A1

Attachment 13-A2

B. HAMPTON ROADS CHESAPEAKE BAY COMMITTEE AND REGIONAL STORMWATER MANAGEMENT COMMITTEE MEETING SUMMARY

The summaries of the May 2, 2013 & June 6, 2013 Hampton Roads Chesapeake Bay Committee and Regional Stormwater Management Committee Meetings are attached.

Attachment 13-B1

Attachment 13-B2

C. PROJECT STATUS REPORT

Attached are the project status reports on other HRPDC programs.

Attachment 13-C

MEETING OF THE DIRECTORS OF UTILITIES COMMITTEE

The Directors of Utilities Committee met on May 1, 2013. The following items were addressed during the meeting:

- The Committee designated a new utilities representative to serve on the Urban Area Working Group (UAWG), provides coordination for the regional Urban Areas Security Initiative (UASI) program.
- HRPDC staff briefed the committee on draft presentation materials for the water and wastewater rate structures project, which explains issues related to water and wastewater utility rate structures and emerging revenue gaps. The Committee provided comments and suggestions for revisions.
- The Committee discussed the timeframe for anticipated deliverables and project milestones in the Regional Sewer System Asset Consolidation Study.
- The Committee discussed the outcomes of the April 15, 2013 Regulatory Advisory Panel meeting for the Groundwater Withdrawal Regulation (9VAC25-610) and Eastern Virginia Groundwater Management Area Regulation (9VAC25-600), which will be presented to the State Water Control Board (SWCB) for approval on June 17, 2013. The Committee agreed that submittal of further comments to the SWCB is not necessary.
- HRPDC staff provided an updated summary of Coastal Plain groundwater levels, which compared groundwater levels to water use reported under International Paper's Franklin Mill groundwater withdrawal permit.
- HRPDC staff noted the May 3, 2013 roll out of upgrades to the Sanitary Sewer Overflow Reporting System (SSORS).

**JOINT MEETING OF THE
DIRECTORS OF UTILITIES COMMITTEE,
HEALTH DIRECTORS, AND EMERGENCY MANAGERS**

To enhance coordination and information sharing and to support preparations for hurricane season, a joint meeting of the HRPDC Directors of Utilities Committee, Health Directors, and Emergency Managers was held on June 5, 2013. The following items were addressed during the meeting:

- The group discussed opportunities for enhancing coordination through use of the ReadyHamptonRoads.org resources for emergency management practitioners, including the secure file library and the regional training and exercise calendar.
- The group was briefed on the ongoing development of the Hampton Roads Incident Management Team (HRIMT) and the goal of including public works, water, and wastewater expertise to complement police, fire, and emergency management capabilities. The group discussed membership and participation.
- After a briefing on the 2013 update of the Hampton Roads Water Quality Response Plan, Utility and Health Directors were asked to approve the document. The group discussed the potential for exercising the plan in coordination with the schedule maintained by the Regional Catastrophic Planning Team.
- The Directors of Utilities Committee agreed on the host utility for the askHRgreen.org trailer for fiscal year 2014.
- With respect to the Regional Sanitary Sewer Asset Consolidation Study, the Directors of Utilities Committee was briefed on the results of the comparative analysis, which contrasts the regional and non-regional requirements for capacity enhancements.

MEETING SUMMARY
CHESAPEAKE BAY AND REGIONAL STORMWATER MANAGEMENT COMMITTEES

The Chesapeake Bay and Regional Stormwater Management Committees met on May 2, 2013. The following items were discussed.

- Ms. Margaret Cahoon, Cahoon & Cross, gave a presentation to the Committee on the findings from a research survey conducted for askHRgreen.org in fall 2012.
- Ms. Sara Kidd, HRPDC, briefed the Committee on the Southeast Coast Saltwater Paddling Trail and HRPDC's role in helping to plan and support the trail.
- Mr. Ben McFarlane, HRPDC, updated the Committee on the status and findings of HRPDC's Coastal Resiliency project.
- Mr. McFarlane briefed the Committee on grant opportunities from the Virginia Coastal Zone Management Program.
- Ms. Jenny Tribo, HRPDC, briefed the Committee on a call for local GIS data from the Chesapeake Bay Program.
- There were status reports from HRPDC, Hampton, Virginia Beach, and DCR.

MEETING SUMMARY
CHESAPEAKE BAY AND REGIONAL STORMWATER MANAGEMENT COMMITTEES

The Chesapeake Bay and Regional Stormwater Management Committees met on June 6, 2013. The following items were discussed.

- Dr. Mark Luckenbach, Virginia Institute of Marine Science, gave a presentation to the Committee on the potential use of oysters as a nutrient reduction best management practice for Chesapeake Bay water quality improvement efforts.
- Mr. Ben McFarlane, HRPDC, briefed the Committee on several Virginia Coastal Zone Management Program (VCZMP) grant projects and opportunities, including Working Waterfronts, Sea Level Rise Adaptation, and FY14 PDC competitive grants. Potential applications for the competitive grants include coastal resilience/sea level rise adaptation, planning for a native plants campaign, and a public access project in Virginia Beach. HRPDC is eligible to apply for up to two FY14 PDC competitive grant projects. The Committee recommended by consensus that the Commission should authorize the Executive Director to submit these grant applications.
- Ms. Jenny Tribo, HRPDC, briefed the Committee on the goals, status, and schedule for the Section 309 Land & Water Quality project. HRPDC staff is working with Norfolk and Suffolk staffs to develop specific policy recommendations and will continue to update the Committee as necessary.
- Mr. McFarlane briefed the Committee on the contents and findings of the FY12 Coastal Resiliency Final Report. The report will be sent out to local staff by June 7 for review and comment. Since the report is due to VCZMP by June 30, the Committee recommended by consensus that the Commission should authorize the Executive Director to submit the report to VCZMP to fulfill the grant's obligations. Comments received from local government staff by June 28 will be incorporated into the final report, which will be presented to the Joint Environmental Committee in July for its consideration.

PROJECT STATUS REPORTS

1. Regional Housing Program

Housing & Human Services Technical Assistance

Staff have recently met with Housing Virginia and George Mason University's Center for Regional Analysis to discuss the development of a Housing Study that addresses transportation and economic development factors. George Mason University's Center for Regional Analysis has completed similar studies for the Richmond and Northern Virginia areas. Further discussions are scheduled in the next weeks to pinpoint potential partners and to more clearly define the scope of the project.

Staff continue to assist the Hampton Roads Housing Consortium (HRHC) and are currently working on several activities slated for June. HRHC is planning an event in July called Pathways to Partnership. This symposium will train regional housing professionals on best practices in building effective partnerships to address housing issues such as homelessness, affordable housing development, community outreach, rental housing development and counseling, and providing down payment and closing cost assistance funding to buyers.

Hampton Roads Loan Fund Partnership

The staff is continuing to provide down payment and closing cost assistance to qualified first-time homebuyers in the region. The Department of Housing and Community Development (DHCD) has notified staff that the funding contract for FY 13 has been extended to December 31, 2013. This will allow more time for the HRPDC staff to provide assistance to homeownership transactions in the region.

2. Regional Economics Program

Technical Assistance

Economics staff routinely provides technical assistance and support to member jurisdictions and regional organizations. Both the HRPDC Data Book and the Commission's Benchmarking Study provide easy access to a great deal of regional information. Staff also provides special reports and newsletter articles on topics of timely significance, such as payroll and unemployment reports. Over the past month, staff have provided briefings to member localities (per request) and has responded to information requests from individuals, member localities, regional organizations, and the media.

Analysis of Department of Defense Presence

The Department of Defense plays a significant role in the Hampton Roads economy, a role that is continuously being re-defined. In an attempt to better understand the economic impact of the DoD on the region, staff have begun work on an in-depth analysis of the federal presence in Hampton Roads, specifically as it relates to defense activities.

Hampton Roads Data Center

In keeping with the state mandate that calls for Planning District Commissions to collect and maintain demographic, economic, and other data concerning the region and member localities, and to act as a state data center affiliate in cooperation with the Virginia Employment Commission, staff routinely collect and maintain a variety of data sets. This year, as per the Commission's work program, staff are moving from the publication of data in an annual Data Book, to an online data repository that will enable efficient access for those seeking regional data. Staff have begun the process of moving to an online system; a process that is expected to be ongoing as new information is released.

3. Emergency Management Project Update

Ready Hampton Roads

Staff continues to support the Ready Hampton Roads program. Current efforts include outreach support as well as improving the website for practitioner usage, mobile device capability, and increased social media integration.

Regional and Local Jail Exercise

Staff continues to support the Hampton Roads Inmate Evacuation committee. Current efforts include project management of a regional and local jail exercise series. The Southside and Peninsula sub regional exercises have been successfully accomplished with great participation and feedback. The regional exercise is scheduled to occur July 10 in Chesapeake.

Regional Emergency Management Technical Advisory Committee (REMTAC)

The Emergency Management staff continues to manage and support the Regional Emergency Management Technical Advisory Committee and its associated tasks and committees. The REMTAC last met on May 28, 2013. Recent activities included:

- A briefing on HRSD emergency planning efforts and agreement on future enhanced collaboration and exploration of the integration into the Regional Information Sharing Project
- A refresher briefing on roles and responsibilities during mass casualty events by the Office of Chief Medical Examiner
- An update by FEMA and VDEM on changes to Public Assistance regulations due to Sandy Recovery Act
- A presentation by the Corp of Engineers on the Emergency Power Facility Assessment Tool
- A proposal by Cox Communications to create a 24/7 on-demand preparedness channel such as ReadyHR.
- A demonstration of HRTacRan collaboration equipment to be used in each local EOC

Special Needs Subcommittee

The REMTAC Special Needs Subcommittee continues to be supported by the Regional Special Needs Planner and EM Staff as needed. The Subcommittee last met March 19, 2013. Meeting activities included:

- Introduction and discussion with Dawn Brantley, our new Regional Special Needs Planner who replaced Mary Donny.
- An update on improved evacuation coordination with Hampton Roads Transit (HRT) that included sharing Office of Emergency Management points of contact and lists/GIS data of possible shelter locations. Recommended changes in HRT policy are under review.
- The 2013 Healthcare Organization Emergency Preparedness Seminars are now open for registration through the ReadyHamptonRoads.org website. HOEPS.org now redirects to readyhamptonroads.org
- There was a discussion regarding the importance of keeping a regional perspective of “special needs planning” and the need to sustain the regional special needs planning program past September 2014.
- It was agreed to change the name of the special needs registry prior to printing of the 2013 Virginia Hurricane Guide and the next batch of registry brochures.
- Legal review had come up with a possible solution to solve HIPPA concerns that would allow future updates of the regional registry by localities without violating HIPPA. Legal verbiage to be added to registry brochures and website would be developed for local review.

Urban Area Security Initiative (UASI)

The Emergency Management staff continues to manage and support the Hampton Roads Urban Areas Security Initiative (UASI) Grant Program for the Urban Area Working Group (UAWG). In February 2012, the HRPDC received official notice that Hampton Roads has been eliminated from the UASI program in fiscal year 2012. As such, the HRPDC has been assisting the UAWG in restructuring into a regional body for strategic collaboration and cooperation within the preparedness community. Recent work includes:

- a) The closeout of FY08 and FY09 UASI Grants
All FY08 and FY09 projects have been closed out. HRPDC will not focus on closing out FY10 project prior to June 30, 2013.
- b) Completion of a UASI Effectiveness Report
The UASI effectiveness report has been completed. The report will be assimilated to state and federal decision-makers.
- c) Restructuring
In order to function in a new role of strategic regional collaboration and coordination, the UAWG has begun a restructuring process. Three subcommittees (listed below) have been formed. Additional, discussions are ongoing to update the UAWG’s governance structure and merging it with the

Regional Catastrophic Preparedness Team and Hampton Roads Metropolitan Medical Response System.

Resource Subcommittee

The Resource subcommittee is responsible for completing initial prioritization and division of preparedness grant funding to the region within relevant grant rules and regulations. As the regional need outweighs available resources, this subcommittee's duty is to apply available funding to potential projects that will maximize preparedness in the Hampton Roads region. Prioritization will be based on known capability gaps, The Hampton Roads Homeland Security Strategic Plan, the Hampton Roads THIRA, and the Virginia Regional Preparedness Measure. This includes new funding opportunities available to the region, in addition to reallocations of previously awarded funds.

Bylaws and Governance Subcommittee

The Bylaws and Governance Subcommittee is responsible for updating and maintaining the governance structure of the HR UAWG. As the preparedness landscape evolves, so too must the modus operandi of the HR UAWG. Sample tasks of this subcommittee include redrafting of the current Guidelines and Governance Structure and making membership recommendations to the UAWG.

Risk and Capabilities Subcommittee

The Risk and Capabilities Subcommittee is responsible for responding to data calls from the Department of Homeland Security and tracking capabilities throughout the region. As regional gaps and capabilities change, this committee will be tasked with ensuring that relevant plans and priorities therein are updated and maintained.

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #14: CORRESPONDENCE OF INTEREST

- A. Letter from the Honorable Williams Sessoms, Mayor, City of Virginia Beach, to Mr. Don Luzzatto, Editorial Page Editor, The Virginia Pilot, May 3, 2013.**

Attached is a letter from the Honorable Williams Sessoms, Mayor, City of Virginia Beach, to Mr. Don Luzzatto, Editorial Page Editor, The Virginia Pilot, regarding the Pilots April 21, 2013 Editorial, “The Risks of BRAC to Hampton Roads”/ Proposed Oil and Natural Gas Development off Shore in Virginia.

Attachment 14-A

- B. Letter from Mr. Brain E. Kamoie, Assistant Administrator, United States Department of Homeland Security, FEMA to Mr. Dwight Farmer, Executive Director, HRPDC, May 28, 2013.**

Attached is a letter from Mr. Brain E. Kamoie, Assistant Administrator, United States Department of Homeland Security, FEMA to Mr. Dwight Farmer, Executive Director, HRPDC, thanking the HRPDC for providing the Department of Homeland Security with the Hampton Roads Urban Area Security Initiative Effectiveness Report.

Attachment 14-B

- C. Letter from Mr. Michael Johnson, County Administrator, Southampton County, to Mr. Dwight Farmer, Executive Director, HRPDC, May 31, 2013.**

Attached is a letter from Mr. Michael Johnson, County Administrator, Southampton County, to Mr. Dwight Farmer, Executive Director, HRPDC, stating that the Board of Supervisors has appointed Mr. Barry Porter to the HRPDC to replace Mr. Ronald West who resigned from the HRPDC due to scheduling conflicts.

Attachment 14-C

- D. Letter from Ms. Delores A. Moore, City Clerk of Chesapeake to Mr. Dwight L. Farmer, Executive Director, HRPDC, June 4, 2013.**

Attached is a letter from Ms. Delores A. Moore, City Clerk of Chesapeake to Mr. Dwight L. Farmer, Executive Director, HRPDC stating the reappointment of Mr. Amar Dwarkanath to the HRPDC beginning July 2013 and expiring July 2015.

Attachment 14-D

E. Letter from Ms. Delores A. Moore, City Clerk of Chesapeake to Mr. Dwight L. Farmer, Executive Director, HRPDC, June 4, 2013.

Attached is a letter from Ms. Delores A. Moore, City Clerk of Chesapeake to Mr. Dwight L. Farmer, Executive Director, HRPDC stating the reappointment of Ms. Ella P. Ward to the HRPDC beginning July 2013 and expiring July 2015.

Attachment 14-E

F. Letter from Congressman Scott Rigell to Mr. Dwight L. Farmer, Executive Director, HRPDC, May 28, 2013.

Attached is a letter from Congressman Scott Rigell to Mr. Dwight L. Farmer, Executive Director, HRPDC asking to submit a public statement of support for the Virginia Jobs and Energy Act, H.R. 1782.

Attachment 14-F

G. Letter from Mr. Dwight L. Farmer, Executive Director to Ms. Shannon Kendrick, District Director for Congressman Scott Rigell.

Attached is a letter from Mr. Dwight L. Farmer, Executive Director to Ms. Shannon Kendrick, District Director for Congressman Scott Rigell including Mr. Farmer's authorized statement of support for the Virginia Jobs and Energy Act, H.R. 1782.

Attachment 14-G



City of Virginia Beach

WILLIAM D. SESSOMS, JR.
MAYOR

May 3, 2013

Don Luzzatto
Editorial Page Editor
The Virginian-Pilot
150 W Brambleton Ave
Norfolk, VA 23510

VBgov.com

MUNICIPAL CENTER
BUILDING 1
2401 COURTHOUSE DRIVE
VIRGINIA BEACH, VA 23456-9000
(757) 385-4581
FAX (757) 385-5699
wsessoms@vb.gov.com

Subject: 4-21-13 Editorial "The Risks of BRAC to Hampton Roads" /Proposed Oil and Natural Gas Development Off Shore in Virginia

Dear Don:

I want to congratulate Congressman Scott Rigell for proposing legislation that would require the Interior Department to sell leases for oil and natural gas development off the coast of Virginia and require the federal government to share revenue from these operations with Virginia. I understand that Senators Mark Warner and Tim Kaine will also support similar legislation in the U.S. Senate.

Obviously, any oil or gas developed from this work will not make the U.S. energy independent. However, as my Alternative Energy Commission recommended in its report over a year ago, we need to pursue all of the above. This includes nuclear power, renewables, and traditional sources such as oil and gas. Although Virginia has been making progress toward developing an offshore wind industry, market forces and the tremendous costs involved may not allow that alternative to proceed before the turn of the decade. Likewise, it will take a number of years for oil and natural gas to be investigated and developed off the coast of Virginia, but these are investigations and work that need to begin now. This would be a great opportunity for energy development, whether it is renewables or traditional such as oil and natural gas, that would help diversify the economy in Hampton Roads and provide high-paying jobs.

In addition, I would like to counter a statement that was made in the editorial page of The Virginian-Pilot recently. The Navy has never threatened to move carriers from the Hampton Roads area because of oil and natural gas development. As was the case when an offshore wind development area was developed after consultation with all the military, the Coast Guard and the Federal Aviation Authority, the same level of collaboration will take place for development and approval of areas off shore of Virginia for oil and natural gas development.

Don Luzzatto

Editorial Page Editor

Subject: 4-21-13 Editorial "The Risks of BRAC to Hampton Roads" /Proposed Oil
and Natural Gas Development Off Shore in Virginia

May 3, 2013

Page 2

In fact, although the Navy has objected to development in the eastern portion of lease block 220, the western portion, which lies on the edge of the continental shelf, is where most of the oil and natural gas deposits are thought to exist. When the Council adopted its Alternative Energy Report, it included a disclaimer on the oil and natural gas development portion that such development should be done with protections for the environment and not to cause any negative impact on the military.

Again, congratulations to Congressman Scott Rigell for his leadership on this issue, and I will do everything I can, as Mayor and a citizen of Hampton Roads, to help him in this endeavor.

Sincerely,

A handwritten signature in black ink, appearing to read "Will Sessoms", with a long horizontal flourish extending to the right.

William D. Sessoms, Jr.
Mayor



FEMA

May 28, 2013

Dwight L. Farmer
Executive Director
Hampton Roads Planning Direct Commission
723 Woodlake Drive
Chesapeake, VA 23320

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MAY 31 2013

HRPDC

Dear Director Farmer:

Thank you for your recent letter to Secretary Napolitano and for providing the Department of Homeland Security (DHS) with the Hampton Roads Urban Area Security Initiative (UASI) Effectiveness Report. We look forward to reviewing the report to gain a better understanding of the valuable capabilities that have been built in the Hampton Roads area. Your letter was forwarded to FEMA's Grant Programs Directorate (GPD) for response, as GPD administers the UASI grant program.

As you know, the UASI program addresses the unique planning, organization, equipment, training, and exercise needs of high-threat, high-density urban areas, and assists them in building an enhanced and sustainable capacity to prevent, protect against, mitigate, respond to, and recover from acts of terrorism.

Through the Consolidated and Further Continuing Appropriations Act of 2013, Congress has clearly expressed its intent that DHS should limit the number of eligible urban areas under the FY 2013 UASI to 25. Given that Congress has plainly expressed its intent that there should be no more than 25 eligible urban areas for FY 2013, DHS does not have the flexibility to expand the number of eligible areas. UASI eligibility and allocation decisions are informed using a risk-based approach. DHS understands that urban areas face diverse risks throughout the nation, and strives to capture this diversity as best as possible in the risk formula.

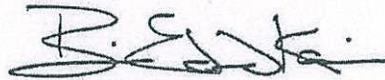
While the number of eligible UASI areas is limited to 25, there are several other opportunities to take advantage of Federal preparedness grant funding in FY 2013. The Consolidated and Further Continuing Appropriations Act of 2013 provides funding for several other grant programs. These preparedness grant programs continue to provide valuable resources to the Hampton Roads area and may be leveraged to sustain and maintain existing investments, as well as build new capabilities.

DHS recognizes that budget reductions have significantly impacted preparedness grantees nationwide. In order to offset this impact, DHS has worked to ensure that capabilities previously funded with UASI, Metropolitan Medical Response System (MMRS) and Regional Catastrophic Preparedness Grant Program (RCPGP) grant funds are also authorized under the continuing State Homeland Security Program (SHSP). Information Bulletin No. 379: *Guidance to State Administrative Agencies to Expedite the Expenditure of Certain DHS/FEMA Grant Funding* was released with the intent that this

increased flexibility enables grantees to maintain and sustain existing homeland security capabilities and continue to be a stakeholder in whole community initiatives.

I appreciate your interest in the DHS preparedness grant programs and look forward to working with you on future homeland security issues. If you have any further questions or concerns, please have a member of your staff contact the Centralized Scheduling and Information Desk at (202) 786-9475 or via email at askcsid@fema.gov.

Regards,

A handwritten signature in black ink, appearing to read "B. E. Kamoie". The signature is stylized with a large initial "B" and a long horizontal stroke at the end.

Brian E. Kamoie
Assistant Administrator
Grant Programs Directorate

SOUTHAMPTON COUNTY



26022 Administration Center Drive
P. O. Box 400
Courtland, Virginia 23837

757-653-3015

Fax: 757-653-0227

May 31, 2013

Mr. Dwight L. Farmer, Executive Director
Hampton Roads Planning District Commission
723 Woodlake Drive
Chesapeake, VA 23320

Dear Mr. Farmer:

Due to a scheduling conflict, please be advised that Mr. Ronald M. West resigned his appointment to the HRPDC during a regular session of the Board of Supervisors on May 28, 2013.

The Board of Supervisors subsequently appointed Mr. Barry T. Porter to fill Mr. West's unexpired term on the Hampton Roads Planning District Commission through June 30, 2014. The Board further appointed Mr. Porter to represent Southampton County at meetings of the HRTPO as prescribed by the MOA that will be reconsidered June 20.

Thank you in advance for contacting Mr. Porter with regard to orientation and notice of upcoming meetings. He may be contacted electronically at bporter@southamptoncounty.org

With kind personal regards, I remain

Sincerely,

A handwritten signature in black ink, appearing to read "Michael W. Johnson".

Michael W. Johnson
County Administrator



City of Chesapeake

Office of the City Clerk
306 Cedar Road
Chesapeake, Virginia 23322
email: council@cityofchesapeake.net
(757) 382-6151
Fax (757) 382-6678

May 29, 2013

Mr. Amar Dwarkanath
306 Cedar Road
Chesapeake, VA 23322

Dear Mr. Dwarkanath:

I am pleased to advise you that City Council, at its meeting of May 28, 2013, reappointed you to your fifth term on the Hampton Roads Planning District Commission. Your term begins on July 13, 2013 and expires on July 12, 2015.

Your Certificate of Appointment is enclosed. As required by State law, you must take the Oath of Office prior to taking your voting position on the Board/Commission. Failure to be sworn in prior to taking your seat on the Hampton Roads Planning District Commission could result in all actions of the Board/Commission on which you participate as an active member being nullified. The oath is administered by Ms. Faye Mitchell, Clerk of the Circuit Court. Please contact Ms. Mitchell's office at 382-3022 to arrange to take your oath. Again, it is necessary to be sworn in before you take your position on the Board/Commission.

By copy of this letter, the chairperson/liaison will be notified of your appointment and will advise you of the next meeting date. In the near future, you will receive additional information regarding this appointment from the Office of the City Attorney. This information includes the Freedom of Information Act (FOIA) recently amended by the Virginia State Legislature. Section 2.2-3702 of the Act requires officials of any public body to read and familiarize themselves with the information contained in the FOIA. Additionally, Section 2.2-3701 of the Act defines a public body as "...any legislative body, any authority, board, bureau, commission, district or agency of the Commonwealth or of any political subdivision of the Commonwealth ...supported wholly or principally by public funds." Carefully review the information contained in the FOIA when your package arrives from the City Attorney's office.

Should you have any questions, please call Mitzie Wright, Deputy City Clerk, 382-6151.

Sincerely,



Dolores A. Moore, MMC
City Clerk

DAM:mbw
Enclosure

cc: Faye Mitchell, Clerk of the Circuit Court
Ronald S. Hallman, City Attorney
Nancy G. Parr, Commonwealth's Attorney
✓ Kelly Peterson, Liaison, Hampton Roads Planning District Commission

RECEIVED

JUN 04 2013

HRPDC

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740

CERTIFICATE OF APPOINTMENT

I, Dolores A. Moore, City Clerk, City of Chesapeake,
Virginia, do hereby certify that

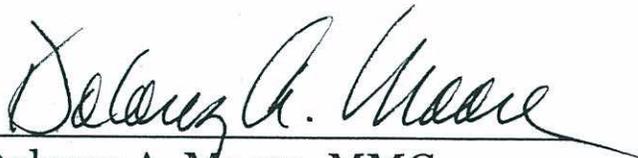
Amar Dwarkanath

was appointed by Chesapeake City Council to serve on the

Hampton Roads Planning District Commission

for a term to begin July 13, 2013
and expires on July 12, 2015

IN WITNESS WHEREOF, I hereunto set my hand and cause
the Seal of the City of Chesapeake, Virginia, to be affixed
hereto this Twenty-ninth day of May, 2013.



Dolores A. Moore, MMC
City Clerk





Office of the City Clerk
306 Cedar Road
Chesapeake, Virginia 23322
email: council@cityofchesapeake.net
(757) 382-6151
Fax (757) 382-6678

May 29, 2013

Council Member Ella P. Ward
1517 Pine Grove Lane
Chesapeake, VA 23321

Dear Council Member Ward:

I am pleased to advise you that City Council, at its meeting of May 28, 2013, reappointed you to your fifth term on the Hampton Roads Planning District Commission. Your term begins on July 13, 2013 and expires on July 12, 2015.

Your Certificate of Appointment is enclosed. As required by State law, you must take the Oath of Office prior to taking your voting position on the Board/Commission. Failure to be sworn in prior to taking your seat on the Hampton Roads Planning District Commission could result in all actions of the Board/Commission on which you participate as an active member being nullified. The oath is administered by Ms. Faye Mitchell, Clerk of the Circuit Court. Please contact Ms. Mitchell's office at 382-3022 to arrange to take your oath. Again, it is necessary to be sworn in before you take your position on the Board/Commission.

By copy of this letter, the chairperson/liaison will be notified of your appointment and will advise you of the next meeting date. In the near future, you will receive additional information regarding this appointment from the Office of the City Attorney. This information includes the Freedom of Information Act (FOIA) recently amended by the Virginia State Legislature. Section 2.2-3702 of the Act requires officials of any public body to read and familiarize themselves with the information contained in the FOIA. Additionally, Section 2.2-3701 of the Act defines a public body as "...any legislative body, any authority, board, bureau, commission, district or agency of the Commonwealth or of any political subdivision of the Commonwealth ...supported wholly or principally by public funds." Carefully review the information contained in the FOIA when your package arrives from the City Attorney's office.

Should you have any questions, please call Mitzie Wright, Deputy City Clerk, 382-6151.

Sincerely,

Dolores A. Moore, MMC
City Clerk

RECEIVED

JUN 04 2013

HRPDC

DAM:mbw
Enclosure

- cc: Faye Mitchell, Clerk of the Circuit Court
- Ronald S. Hallman, City Attorney
- Nancy G. Parr, Commonwealth's Attorney
- ✓ Kelly Peterson, Liaison, Hampton Roads Planning District Commission

CERTIFICATE OF APPOINTMENT

I, Dolores A. Moore, City Clerk, City of Chesapeake,
Virginia, do hereby certify that

Ella P. Ward

was appointed by Chesapeake City Council to serve on the
Hampton Roads Planning District Commission

for a term to begin July 13, 2013
and expires on July 12, 2015

IN WITNESS WHEREOF, I hereunto set my hand and cause
the Seal of the City of Chesapeake, Virginia, to be affixed
hereto this Twenty-ninth day of May, 2013.



Dolores A. Moore, MMC
City Clerk



WASHINGTON OFFICE:
418 CANNON HOUSE OFFICE BUILDING
WASHINGTON, DC 20515
(202) 225-4215

Congress of the United States
House of Representatives
Washington, DC 20515-4602

May 14, 2013

Dwight L. Farmer
Executive Director
Hampton Roads Planning District Commission
723 Woodlake Drive
Chesapeake, VA 23320

Dear Dwight,

I know you share my deep commitment to grow and diversify the Hampton Roads economy. The #1 opportunity for us to achieve that is through the development of coastal energy including traditional sources like oil and gas and renewable ones like wind. In fact, a study by research firm Wood Mackenzie says we can create more than 18,000 jobs by leveraging these resources, and in the process, generate the revenue we need to improve our schools, fix our roads, and create a new industry for our region.

That is why I am writing to ask for you to support the Virginia Jobs and Energy Act (H.R. 1782), which I recently introduced in the House of Representatives. The legislation requires the federal government to lift the moratorium on energy exploration in Virginia and allow Lease Sale 220 to move forward. This will open the Outer Continental Shelf off the coast of Virginia for responsible harvesting of traditional energy sources while fast tracking renewable energy like wind. The bill also sets the framework for revenue sharing between the federal government and the Commonwealth.

What is encouraging to me is that this bill represents common ground. Governor McDonnell and the General Assembly want coastal energy to move forward. Virginia Beach Mayor Will Sessoms recently wrote a letter to the editor of the *Virginian-Pilot* expressing his support of coastal energy. U.S. Senators Mark Warner and Tim Kaine plan on introducing a bill similar to mine this summer. And the *Richmond Times-Dispatch* recently wrote an editorial called "Rigell is Right" regarding my legislation.

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MAY 28 2013

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We need your public support to show the Administration that Virginia is united in this effort. **I respectfully ask that you review the enclosed information about the bill and then contact my District Director, Shannon Kendrick, to provide her with a public statement of support on this legislation.** She can be reached at shannon.kendrick@mail.house.gov or (757) 687-8290.

A sluggish economy continues to hurt families across our region. The time to create new jobs is NOW, and we can do it while meeting our deep obligation to leave the next generation clean air, clean soil, and clean water. **Getting the Virginia Jobs and Energy Act to the House floor, and passing it with bipartisan support, is my number one legislative priority.** I'll keep you posted on the progress I'm making in the days ahead.

Fully focused on job creation, and always mindful that I work for you, I remain,

Yours in Freedom,



Scott Rigell
Member of Congress

Attachment



The Virginia Jobs and Energy Act (H.R. 1782)

~~ New Jobs, New Energy ~~

What This Bill Does

- Requires the Secretary of the Interior to execute Lease Sale 220 within one year
- Requires one additional lease sale in each subsequent five year oil and gas leasing program
- Protects national security by ensuring that no lease may be conducted that would conflict with U.S. military operational requirements
- Provides for revenue sharing with coastal states whose off shore oil, gas, and wind energy is harvested
- Creates the Virginia Lease Sale Planning Area to give planning for future leases exclusively to the Commonwealth
- Fast tracks the process for developing renewable energy sources, like wind



The Benefits of Rigell's Jobs and Energy Bill

- | | |
|---------------------------------|--|
| Jobs!! | ▶ This legislation has the potential to create 18,000 direct and indirect jobs for our area. |
| Tax Revenue | ▶ This generates revenues and royalties for the federal and state governments, providing funds for education, transportation, and other critical needs. |
| Regional Diversification | ▶ Energy is the #1 opportunity to diversify our local economy beyond our already strong government and defense services. |
| Lower Gas Prices | ▶ When supply goes up, prices go down. That's economics. |
| National Security | ▶ Every day, millions of American dollars go to countries that don't share our values. This bill reduces our dependence on foreign oil while protecting Department of Defense navigation requirements. |

Richmond Times-Dispatch

TimesDispatch.com

Today's Top Opinion: Rigell is right

April 29, 2013

The Obama administration's decision to impose a moratorium on drilling off Virginia's coast represented a hasty overreaction to the Deepwater Horizon disaster — a highly unfortunate, but fortunately rare, event. As a matter of public policy, it made little sense. The administration appeared to recognize this a few months later when it agreed to allow some seismic mapping off the Eastern Seaboard.

Virginia Rep. Scott Rigell wants to go further. He has proposed legislation that would require the Interior Department to sell leases, and require the federal government to share revenue from drilling operations with Virginia. Sens. Mark Warner and Tim Kaine reportedly share those goals.

This doesn't mean turning the East Coast into the Wild West. Several considerations ought to weigh on how much drilling gets done, and where — including the effects on both marine life and U.S. naval operations.

Opponents of drilling correctly note that exploiting offshore oil reserves will not make the U.S. energy independent. It isn't meant to — any more than background checks are meant to stop every homicide. But as progressives say about incremental gun control measures, it would help. And it certainly would help at least as much as one of the president's supposed solutions: keeping your tires properly inflated.

Both the Obama administration and Gov. Bob McDonnell claim to want an all-of-the-above approach to energy production. But their actions belie their words. The president's imposition of a drilling moratorium and McDonnell's tacit consent to Virginia's moratorium on uranium mining suggest each of them prefers some, rather than all, of the above. The same might be said of some conservatives who too quickly brush aside the potential of renewable energy resources. Even with aggressive conservation, energy demand will continue to rise in the coming years and decades. Meeting that demand will require a comprehensive approach. Rigell's legislation would be a good place to start.

- (b) REVIEW AND UPDATION OF MOA.—The Secretary of the Interior and the Secretary of Defense shall periodically review and revise such memorandum of agreement to account for new offshore energy production technologies, including those that use wind energy.

SEC. 4. DISPOSITION OF REVENUE.

- (a) PAYMENT OF NEW LEASING REVENUES TO MID-ATLANTIC STATES.—Notwithstanding section 9 of the Outer Continental Shelf Lands Act (43 U.S.C. 1338), of the amount of new leasing revenues received by the United States each fiscal year under any lease issued under this Act, 37.5 percent shall be allocated and paid in accordance with subsection (b) to Mid-Atlantic States that are affected States with respect to the leases under which those revenues are received by the United States.
- (b) ALLOCATION OF PAYMENTS.—
- (1) IN GENERAL.—The amount of new leasing revenues received by the United States with respect to a leased tract that are required to be paid to Mid-Atlantic States in accordance with this subsection each fiscal year shall be allocated among and paid to Mid-Atlantic States that are within 200 miles of the leased tract, in amounts that are inversely proportional to the respective distances between the point on the coastline of each such State that is closest to the geographic center of the lease tract, as determined by the Secretary.
- (2) MINIMUM AND MAXIMUM ALLOCATION.—The amount allocated to a Mid-Atlantic State under paragraph (1) each fiscal year with respect to a leased tract shall be—
- (A) in the case of a Mid-Atlantic State that is the nearest Mid-Atlantic State to the geographic center of the leased tract, not less than 25 percent of the total amounts allocated with respect to the leased tract; and
- (B) in the case of any other Mid-Atlantic State, not less than 10 percent, and not more than 15 percent, of the total amounts allocated with respect to the leased tract.
- (3) ADMINISTRATION.—Amounts allocated to a Mid-Atlantic State under this subsection—
- (A) shall be available to the State without further appropriation;
- (B) shall remain available until expended; and
- (C) shall be in addition to any other amounts available to the State under the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et seq.).
- (4) USE OF FUNDS.—
- (A) IN GENERAL.—Except as provided in subparagraph (B), a Mid-Atlantic State may use funds allocated and paid to it under this subsection for any purpose as determined by the laws of that State.
- (B) RESTRICTION ON USE FOR MATCHING.—Funds allocated and paid to a Mid-Atlantic State under this subsection may not be used as matching funds for any other Federal program.

- (ii) consult with the Secretary of Defense, the Commandant of the Coast Guard, and the heads of other Federal, State, and local agencies that would be affected by issuance of permit and right of way.
- (C) DENIAL OF PERMIT; OPPORTUNITY TO REMEDY DEFICIENCIES.—If the application is denied, the Secretary shall provide the applicant—
 - (i) in writing, clear and comprehensive reasons why the application was not approved and detailed information concerning any deficiencies in the application; and
 - (ii) an opportunity to remedy such deficiencies.
- (b) NEPA EXCLUSION.—Section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)) shall not apply with respect to an offshore meteorological site testing and monitoring project.
- (c) PROTECTION OF INFORMATION.—The information provided to the Secretary of the Interior pursuant to subsection (d)(3) shall be treated by the Secretary as proprietary information and protected against disclosure.
- (d) DEFINITION OF AN OFFSHORE METEOROLOGICAL SITE TESTING AND MONITORING PROJECT.—In this section, the term “offshore meteorological site testing and monitoring project” means a project carried out on or in the waters of the Outer Continental Shelf administered by the Department of the interior to test or monitor weather (including wind, tidal, current, and solar energy) using towers, buoys, or other temporary ocean infrastructure, that—
 - (1) causes—
 - (A) less than 1 acre of surface or seafloor disruption at the location of each meteorological tower or other device; and
 - (B) not more than 5 acres of surface or seafloor disruption within the proposed area affected by for the project (including hazards to navigation);
 - (2) is decommissioned not more than 5 years after the date of commencement of the project, including—
 - (A) removal of towers, buoys, or other temporary ocean infrastructure from the project site; and
 - (B) restoration of the project site to approximately the original condition of the site; and
 - (3) provides meteorological information obtained by the project to the Secretary of the Interior.



THOMAS G. SHEPPERD, JR., CHAIRMAN • KENNETH I. WRIGHT, VICE CHAIR • JAMES D. McREYNOLDS, TREASURER
DWIGHT L. FARMER, EXECUTIVE DIRECTOR/SECRETARY

MEMBER JURISDICTIONS

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- FRANKLIN
- GLOUCESTER
- HAMPTON
- ISLE OF WIGHT
- JAMES CITY
- NEWPORT NEWS
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- POQUOSON
- PORTSMOUTH
- SOUTHAMPTON
- SUFFOLK
- SURRY
- VIRGINIA BEACH
- WILLIAMSBURG
- YORK

May 29, 2013

The Honorable Scott Rigell
Congressman
U.S. House of Representatives
c/o Ms. Shannon Kendrick
4772 Euclid Road
Suite E
Virginia Beach, VA 23464

RE: Support for H.R. 1782 Virginia Jobs and Energy Act

Dear Congressman Rigell:

Below is a public statement of support for H.R. 1782.

"Hampton Road's economy is based on a strong military presence, a competitive port and world class tourist attractions. Congressman Rigell's leadership to support responsible development of Virginia's offshore energy resources is key to our region's future."

Please feel free to contact me if you require any additional assistance.

Sincerely,

Dwight L. Farmer
Executive Director/Secretary

/jc

MAILED

MAY 30 2013

HRPDC

AGENDA NOTE – HRPDC EXECUTIVE COMMITTEE MEETING

ITEM #15: FOR YOUR INFORMATION

A. Certificate of Appreciation to Mr. John Sadler

Attached is a Certificate of Appreciation for Mr. John Sadler, HRPDC Regional UASI Planner for his participation in production and completion of the Regional Communication Bus Project on April 5, 2013

Attachment 15-A

B. Certificate of Appreciation to Ms. Julia Hillegass

Attached is a Certificate of Appreciation for Ms. Julia Hillegass, HRPDC Public Information and Community Affairs Administrator of her contribution to the April 26, 2013 Achievable Dream Middle/High School Career Day.

Attachment 15-B

Certificate of Appreciation

THIS CERTIFICATE IS AWARDED TO

Julia Hillegass

Hampton Roads Transportation Planning Organization
IN RECOGNITION OF VALUABLE CONTRIBUTIONS TO
The 2013 AADM/H School Career Day



An Achievable Dream Middle/High Counseling Department

April 26, 2013

An Achievable Dream Middle/High School

123certificates