




MEMORANDUM

TO: MPPDC Board of Commissioners

FROM: Lewis Lawrence, Executive Director 

DATE: February 24, 2021

RE: February Commission Meeting via Zoom

COMMISSIONERS

Essex County
Hon. Edwin E. Smith, Jr.
Hon. John C. Magruder
Ms. Sarah Pope
Mr. Michael A. Lombardo

Town of Tappahannock
Hon. Roy M. Gladding

Gloucester County
Hon. Ashley C. Chriscoe
(Vice-Chairman)
Hon. Michael R. Winebarger
Dr. William G. Reay
Mr. J. Brent Fedors

King and Queen County
Hon. Sherrin C. Alsop
Hon. R. F. Bailey
Mr. Thomas J. Swartzwelder
(Chairman)

King William County
Hon. Ed Moren, Jr.
Hon. Travis J. Moskalski
(Treasurer)
Mr. Otto Williams

Town of West Point
Hon. James Pruett
Mr. John Edwards

Mathews County
Hon. Michael C. Rowe
Hon. Melissa Mason
Mr. Thornton Hill

Middlesex County
Hon. Wayne H. Jessie, Sr.
Hon. Reggie Williams, Sr.
Mr. Gordon E. White

Town of Urbanna
Vacant

Secretary/Director
Mr. Lewis L. Lawrence

In light of the 2020 COVID-19 virus and current guidance regarding physical distancing to reduce the potential for spread, meetings of the Middle Peninsula Planning District Commission have transitioned to a virtual format. Regional Public Bodies were granted authority to conduct meetings electronically, pursuant to the provisions of Virginia Code § 2.2-3708.2 and related legislation approved by the General Assembly of Virginia during the period of the Governor's State of Emergency Declaration for COVID-19. While we do not know the exact duration of the current practice of electronic meetings, we will continue to function in this manner until such time as it is deemed advisable to return to in-person meetings.

Staff provided notice of this meeting and the means by which we are virtually gathered to members of the public on February 24, 2021 through electronic Facebook posting as well as on the MPPDC website, email distribution of notice to members, alternates, and known interested parties, including the media. This meeting will be recorded. Audio and visual recordings of the meeting and materials will be posted on the MPPDC website within 48 hours of this meeting. Any member of the public participating as an observer during the meeting may submit comments or questions at any time during the meeting via email at CSmith@MPPDC.COM or by using the online chat functions of the meeting platform. Those individuals who are observing by phone may be called upon to share questions or comments. This meeting agenda includes public comment. All comments and questions submitted during the meeting will be reviewed following the meeting and to the extent practical, responses will be provided or posted on the MPPDC website.

We ask that everyone identify themselves first when speaking so we can more accurately record the activities of the meeting. All lines have been muted by the meeting administrator to minimize additional noise and feedback. You may unmute your line at any time to request acknowledgement from the Chair. Staff will be monitoring the chat functions throughout the meeting to assure we do not overlook anyone wishing to participate, as appropriate, in the discussion. I will now ask our Secretary to certify we have followed the approved procedures for appropriate notice of this meeting and the means by which we are convening.

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Please join the meeting from your computer, tablet or smartphone:

<https://us02web.zoom.us/j/6998109642>

Meeting ID: 699 810 9642

To Join by Phone: 1-301-715-8592

Meeting ID: 699 810 9642

Middle Peninsula Planning District Commission Meeting

7:00 P.M.

Wednesday, February 24, 2021

125 Bowden Street

Saluda VA 23149

- I. Roll Call of Attendees and Certification of a Quorum
- II. Approval of January Minutes
- III. Approval of Financial Report for January
- IV. Executive Director's Report on Staff Activities for the month of February
- V. MPCBPAA Update
- VI. MPA Update
- VII. MPPDC Public Relations/Communications Update
Vaccine Public Relations Awareness
- VIII. Public Comment

AGENDA ITEMS FOR DISCUSSION

- IX. Approval of Resolution in Support of Hole-in-the-Wall VPA Dredging Project Proposal
- X. Presentation of Bay Direct
- XI. Update on General Assembly
- XII. Committee Appointments
OPD & Budget Committee
Nominating Committee
- XIII. Other Business
- XIV. Adjournment

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MIDDLE PENINSULA PLANNING DISTRICT COMMISSION
January 27, 2021

In light of the 2020 Covid-19 virus and current guidance regarding physical distancing to reduce the potential for spread, meetings of the Middle Peninsula Planning District Commission have transitioned to a virtual format. Regional Public Bodies were granted the authority to conduct meetings electronically, pursuant to the provisions of Virginia Code § 2.2-3708.2 and related legislation approved by the General Assembly of Virginia during the period of the Governor's State of Emergency Declaration for COVID-19. While we do not know the exact duration of the current practice of electronic meetings, we will continue to function in this manner until such time as it is deemed advisable to return to in-person meetings.

I. Roll Call and Certification of a Quorum

The monthly meeting of the Middle Peninsula Planning District Commission was held virtually on Wednesday, January 27, 2021, at 7:00 p.m. MPPDC Chairman Swartzwelder welcomed everyone in attendance and requested roll call. A quorum was certified as roll call determined Essex, Gloucester, King and Queen, King William, Mathews, Middlesex Counties and the Town of West Point were represented.

Commissioners Present

Essex County: John Magruder, Edwin "Bud" Smith, Jr. Michael Lombardo, Sarah Pope
Gloucester County: Ashley Chriscoe
King and Queen County: Tom Swartzwelder, Sherrin Alsop
King William County: Travis Moskalski, Ed Moren, Otto Williams
Mathews County: Tim Hill
Middlesex County: Gordon White, Wayne Jessie, Sr., Reggie Williams
Town of West Point: James Pruett

Commissioners Absent

Gloucester County: Dr. Willy Reay, Michael Winebarger
King and Queen County: R.F. Bailey
Mathews County: Melissa Mason, Mike Rowe
Town of Urbanna: Vacant
Town of West Point: John Edwards
Town of Tappahannock: Monte "Roy" Gladding

Also in Attendance

Lewis Lawrence, MPPDC Executive Director
Curt Smith, MPPDC Deputy Director
Heather Modispaw, MPPDC Chief Financial Officer
Dawn Mantell, MPPDC Executive Assistant
Guests

II. Approval of December Minutes

Chairman Swartzwelder asked whether there were any corrections or changes to the December Minutes. There being no corrections to the Minutes, Chairman Swartzwelder requested a motion to approve the November Minutes. Mr. O. Williams moved that the December Minutes be approved. Ms. Alsop seconded the motion; motion carried.

III. Approval of Financial Report for December

The financial report for December was approved with the amended MPPDC budget.

IV. Executive Director's Report on Staff Activities for the Month of January

Chairman Swartzwelder requested MPPDC Executive Director, Lewie Lawrence review the Executive Director's Report on Staff Activities for the month of January. The Executive Director's Report on staff activities is developed at a monthly staff meeting, organized by PDC Service Centers, and the activities are used to report grant funding activities. Due to an unusually long agenda, for the sake of time, Mr. Lawrence, Executive Director did not provide additional explanation on the Staff Activities report for the month of January.

V. MCBPAA Update

In the absence of Mindy Conner, PAA Chairman, Lewie Lawrence, Secretary stated the PAA closed on a land donation in the Guinea area of Gloucester County. At the donor's request, it has been noted in the deed that this property will be used for nature-based flood mitigation solutions. It is the PAA's intent to use this land's value as match for FEMA flood mitigation projects. Mr. Lawrence also reported the PAA is waiting on a VMRC contract to construct a new fishing pier at Captain Sinclairs Recreation Area. Lastly, Mr. Lawrence stated the PAA receives requests from time-to-time from volunteers and groups such as Eagle Scouts looking to perform service projects on PAA land. A King & Queen County Scout member contacted the PAA with interest in creating a walking trail to the two docks on a piece of PAA property as part of an Eagle Scout service project. The PAA is glad to be able to provide these types of opportunities for the youth in the Middle Peninsula. Mr. Lawrence thanked Mr. Magruder for referring this young man to the PAA.

VI. MPA Update

Ashley Chriscoe, MPA Vice Chairman stated the MPA has not met and the work to close out grants continues. Mr. Lawrence is in receipt of an email and is waiting to hear back from legal. It is at that time, the MPA will meet and get caught up to speed. Mr. Lawrence stated the findings should be available within the next week.

VII. MPPDC Public Relations/Communications Update

Stephanie Heinatz, Consociate Media reported the work on the PAA Go Virginia funded project, Bay Direct application continues, and the landing page is now live. Hopefully, at the next Commission meeting, the Commissioners will be able to pull up the app and download it. Ms. Heinatz explained the Bay Direct application will essentially be an online marketplace for waterman, restaurants, and agriculture producers to be able to post their harvest for sale and consumers can buy as well as place requests for seafood and agricultural products. There will be an interactive web component as well. Fight the Flood program continues to get enhanced. There is a meeting planned with the businesses interested in getting involved in the program to discuss the onboarding process. There has also been the development of a more robust

application for residents who will be applying for loans and grants or just wanting to get involved in the program. EcoTourism and Coastal Management projects continue. Finally, a lot of time and strategy is currently going into supporting Dr. Williams at the Three Rivers Health District with the current COVID-19 vaccination rollout. Ms. Heinatz stated she and MPPDC Deputy Director, Curt Smith attended a FEMA webinar on how to apply for grants that could potentially cover public relations and communications in a community as the vaccine is starting to rollout. Consociate will continue to support Dr. Williams and the Health Department with work through the PDC channels in trying to get the word out to the local communities concerning the COVID updates as they become available. Mr. Swartzwelder thanked Ms. Heinatz for all her hard work and in becoming an integral part of the work the MPPDC provides.

VIII. Public Comment

None.

IX. Adoption of CY21 MPPDC Meeting Schedule

MPPDC Executive Director, Lewie Lawrence provided the Commission with a draft of the CY21 MPPDC Meeting Schedule. The Commission will meet on the 4th Wednesday of each month except for November and December when it will meet on the 3rd Wednesday. There will be no meeting in August. Mr. Chriscoe moved to approve the CY21 Annual Meeting Schedule as presented. Mr. O. Williams seconded the motion; motion carried.

X. Amended MPPDC Budget

MPPDC Chief Finance Officer, Heather Modispaw directed the Commission's attention to the FY21 Budget Overview the Commission approved last July and to the FY21 Revised Budget Overview. The revised budget shows a reduction in revenue of \$871,000 due to the difference between the projected and actual CARES funding run through the agency. Travel, Utilities, Advertising and Meeting expenses are down due to COVID-19, meeting virtually and teleworking. There is also a savings of approximately \$2,500 per year in printing expenses due to the purchase of a new copier last month. There being no questions, Chairman Swartzwelder requested a motion to approve the Finance Report and Budget as presented. Mr. Chriscoe moved to approve the Finance Report and Budget as presented. Mr. Hill seconded the motion; motion carried.

XI. Approval of Cost Allocation Plan

MPPDC Chief Finance Officer, Heather Modispaw stated the Cost Allocation Plan is typically presented earlier in the fiscal year following the presentation and approval of the MPPDC Budget. However, due to necessary revisions and changes in the CARES program, the Cost Allocation Plan is being presented later this fiscal year. Ms. Modispaw explained the FY20-21 Indirect Cost Allocation Plan is based on the budget figures adopted by the Commission in August of 2020. This plan enables the Commission to charge funding sources for indirect personnel costs including salaries and fringe benefits as well as facility expenses, supplies, professional development,

certain shared consultant and contractual fee expenses, travel expenses and other miscellaneous expenses such as postage and printing/duplicating. The Indirect Cost Rate and Employee Benefit Rate are aids used in preparing future funding proposals. The calculation for the FY21 Indirect Cost Allocation rate is 22.75%. The Statement of Employee Benefits and the Salary Distribution are supporting documents used to calculate the employee benefit rate of 26.43% and ultimately, the indirect cost allocation rate. Mr. Chriscoe moved to adopt the Cost Allocation Plan as presented. Mr. O. Williams seconded the motion; motion carried.

XII. SolSmart Presentation/Discussion

Carrie Hearne, Solar Program Manager, Virginia Department of Mines, Minerals and Energy (DMME) gave a PowerPoint Presentation on SolSmart Technical Assistance in Virginia. Topics reviewed were Virginia's Clean Economy Goals; Virginia Clean Economy Act (2020); Local Options through Siting Agreements; Fiscal Options for Taxation and Revenue; SolSmart Technical Assistance from DMME & Partners; SolSmart Process; and SolSmart Technical Assistance Objectives. SolSmart is funded by the U.S. Department of Energy Solar Energy Technologies Office (SETO). A coalition of national partner organizations work together to offer localities a diverse array of expertise relating to solar planning, zoning, permitting, inspections, financial investments, communications, and community engagement. The DMME is the state agency charged with advancing the development of clean, renewable energy in the Commonwealth and encourages localities and planning districts to participate together in a regional cohort in which their SolSmart Advisor team will learn about the Middle Peninsula's challenges, goals, conduct baseline assessments, lead trainings, offer best practices and make recommendations. The DMME, alongside the Virginia Solar Initiative at UVA's Weldon Cooper Center for Public Service and SolSmart are now offering no-cost technical guidance to localities interested in improving their plans and processes relating to solar energy development. SolSmart designation and technical assistance help communities create better local markets for solar energy by cutting red tape, making it easier and more affordable for homes and businesses to install solar, achieve local, state and national climate and energy goals and promote local, well-paying jobs.

MPPDC Executive Director, Lewie Lawrence stated at a minimum, the PDC's first goal is to have SolSmart work with the local planners first to bring them up to speed for when solar projects arise and encouraged all of the Middle Peninsula localities to enroll if they are interested in participating in the program.

Deputy Director, Curt Smith also added that the PDC is an eligible entity for the SolSmart program and there are activities the PDC could be doing on a regional basis such as upgrading its website to include more resources and connect more people in that way should the Commission desire to do so.

XIII. Vaccine Discussion

MPPDC Chairman, Tom Swartzwelder opened the discussion by stating the Local Government Administrators (LGA) have been participating in weekly calls with Three Rivers Health Director, Dr. Williams concerning the COVID-19 pandemic and vaccine. The LGA has made themselves and their resources available to assist in the vaccine rollout should their assistance be needed at any time. Gloucester County has made their emergency operations center available as a call center and is currently processing around 1,000 calls per day. The localities stand ready and are prepared to assist with the distribution of vaccines if allowed to do so. Administrators and Supervisors shared their constituents concerns as to the availability and timing of the COVID vaccine and the measures being considered to address these concerns.

MPPDC Executive Director, Lewie Lawrence stated communication is critical but until the health department asks for assistance, not much can be done. This discussion was placed on tonight's Agenda to ensure everyone is brought up to speed. Until the Governor or VDH in Richmond changes the process, Dr. Williams is required to follow current protocol. It was the consensus of the Commission to direct Mr. Lawrence, with the assistance of Mr. Moskalski, draft a letter expressing local and regional issues and solutions to be distributed first to the local governments to sign onto before being sent.

XIV. General Assembly Update

Robert Crockett, Advantus Strategies opened by thanking the County Administrators for their leadership. Mr. Crockett began his legislative report by stating 2200 – 2400 bills are typically seen in a session with this year being significantly less than in previous years. This session, there are less than 700 in the House and less than 350 in the Senate. Key dates are February 5th for Crossover and February 7th when the respective budgets are due from both the House and Senate. The MPPDC has four primary bills this session: **HB2187** Commonwealth Center for Recurrent Flooding Resiliency. This bill directs the Commonwealth Center for Recurrent Flooding Resiliency to undertake certain topics of study to assist the Commonwealth with the development of a Flood Resiliency Clearinghouse Program. This bill was amended to do three things: Evaluate the development of the clearinghouse program to house information, work with DCR to evaluate solutions and then to report those solutions to the General Assembly. **HB2187** has moved into the final reading in the House on the uncontested calendar and is fully expected to be communicated to the Senate next week. **HB 2188** Pilot program for elevated septic systems. Del. Hodges is working with a group of students from UVA Law School which provided testimony to the subcommittee. This bill would require VDH and DEQ, in partnership with the MPPDC, to initiate a 3yr pilot program designed to study the use of engineered septic systems that house and treat sewage effluent in an elevated, self-contained unit suitable for areas with high water tables and susceptible to flooding in Coastal Virginia. The bill went before the Committee on Appropriations, Health & Human Resources subcommittee and rather than approve the bill, the chair of the subcommittee indicated a willingness in support to move the intent of the bill to the budget where there is a budget amendment waiting for it. **HB2217** provides for certain liability

protections for Public Access Authorities. This bill would grant the MPCBPAA liability protections that are currently given to localities in relation to parks, recreational facilities, and playgrounds. There will be a hearing tomorrow morning and complications are not expected. **HB2201 and SB1207** would expand provisions related to siting agreements, removing the requirement for opportunity zone designation. It also clarifies language allowing for the development of siting agreements for energy storage projects. **HB2269** provides for increases in the revenue share localities can require for solar projects. A substitute, developed by the Rural Solar Development Coalition, will be proposed at 2% annually, payable every 5 years (10%) and every five years thereafter. **HB2006** would establish state and local taxation to certain projects with alternating current (AC) storage capacity of more than five megawatts and less than 150 megawatts. The bill also provides that a locality may assess a revenue share of up to \$1,400/megawatt. After conversations with the RSDC, the bill will also include an escalator providing for 2% annual increase payable every 5 years and for every 5 years thereafter. **SB1258** would require the State Water Control Board to administer an Erosion and Sediment Control Program (VESCP) on behalf of any locality that notifies DEQ that it has chosen not to administer a VESCP for any solar project exceeding 5 megawatts. The provisions of the bill will become effective only with the appropriation of 4 full-time DEQ positions for this purpose. In closing, Mr. Crockett provided an update on two budget amendments introduced on behalf of the interests of the MPPDC by Sen. L. Lewis and are currently in the House and Senate. Waterway Management Fund: This amendment increases the appropriation to the Waterway Maintenance Fund to \$3M yr to support shallow-draft dredging projects. VDOT/VIMS Study: Requests the Department of Transportation to report to the General Assembly and the Secretaries of Transportation and Natural Resources on the status of the Coastal Virginia Transportation Infrastructure Inundation Study asking that VDOT report on the status of transportation infrastructure in Coastal Virginia that is at risk to inundation from sea-level rise and actions recommended to mitigate this risk. MPPDC Chairman, Tom Swartzwelder thanked Mr. Crockett for his invaluable work for the MPPDC.

XV. CDBG Regional Priorities

MPPDC Executive Director, Lewie Lawrence stated the CDBG Regional Priorities is a requirement DHCD places on PDCs. Normally, the Commission votes on these priorities each year but meeting virtually made that difficult this year and required a different approach. Mr. Lawrence stated he began by emailing the scoring sheets to all County Administrators and requested they rank and score priorities based on what their needs might be. Mr. Lawrence also researched scores the Commission had submitted for the last 3 to 4 years with the accumulated results being on p.55 in the Commission meeting packet. The top three priorities being Comprehensive Community Development, Public Infrastructure, and Economic Development-Business District Revitalization. The two moderate priorities being Housing-Housing Rehabilitation and Community Service Facility. The County Administrators were also asked to identify potential CDBG projects that could be forthcoming to notify DHCD of where MPPDC may be headed. The results of the expected 2021 CDBG proposals are a new firehouse

in Gloucester County; Tele-Health Center in King and Queen County; Tele-Work Center/Business Innovation Center in King and Queen County; and Davis Creek Business District Revitalization in Mathews County. Mr. Alsop moved to accept the five CDBG Regional Priorities as presented. Mr. Lombardo seconded the motion; motion carried.

XVI. Commissioner Priorities

MPPDC Executive Director, Lewie Lawrence explained the Commissioner's Priorities were developed to provide the Commissioners, elected officials and community leaders the opportunity to help shape the work program of the MPPDC for the upcoming year. This process has been in place for at least the last 5 years. Those present were asked to answer the five questions and return their answers to PDC staff so they may be placed into a master list to be considered when the annual budget is devised and for when staff is applying for grants.

XVII. EDD Designation

MPPDC Deputy Director, Curt Smith stated PDC staff is recommending the Commission apply to have the MP designated as an Economic Development District (EDD) under the U.S. Economic Development Administration's (USEDA) EDD program. The USED A utilizes the EDD designation process to identify and work with economically distressed regions in need of funding and assistance to meet their economic development goals. The MPPDC is the only entity in the region eligible for this designation and if approved, the EDD designation would make the MPPDC eligible for a suite of USED A grant and financial assistance programs that are currently unavailable to the region. Most of the rural PDC's in the Commonwealth are designated EDDs. USED A programs support a variety of rural economic development initiatives that the MPPDC currently is working on or historically been involved in. These funds generally support many of the economic development needs that another primary funding program, the USDA Rural Development programs will not support. A required letter of support from the State is already in hand and staff have completed a draft of the required narrative components. To complete the application, staff requested the Commission authorize the Chair to submit a letter of request to the USED A for the Middle Peninsula to be designated as an EDD and for the MPPDC to be the EDD organization. Chairman Swartzwelder requested a motion to authorize MPPDC staff to take the necessary steps towards EDD designation and authorize the Chairman to execute the necessary documents. Mr. Magruder so moved. Mr. E. Smith seconded the motion; motion carried. Mr. Smith further requested that the Commission advise how best to engage the PDC member jurisdictions for the required letter or resolution of support. At the consensus of the Commission, it was decided PDC staff will present this information to the County Administrators at the next Local Government Administrators (LGA) meeting. At that time, the County Administrators will be asked to present a letter or resolution drafted by PDC staff to their Board of Supervisors for consideration.

XVIII. OIPI Transportation Project Process

MPPDC Deputy Director, Curt Smith began by stating most of the MPPDC programs to date, apart from the Rural Transportation Program, have evolved from developing plans to primarily focusing on implementing plans. As such, specific steps were recommended to the Commission so that transportation projects could be better positioned to be eligible and competitive for all available transportation funding programs. MPPDC staff has submitted a proposal to receive technical assistance under the VA Office of Intermodal Planning and Investment's Growth and Accessibility Planning Technical Assistance Program. If awarded, the technical assistance will be utilized to develop a criteria and methodology to identify transportation improvement projects that will be the most competitive for various state transportation grant funding sources. This will involve the creation of an MPPDC guidance document that explains the methodology and establishes when and how the MPPDC will apply for projects in the Long Rang Transportation Plan (LRTP) or provide letters of support for applications from member jurisdictions. Currently and historically, the LRTP has included a list of projects based on various available data and anecdotal information. The plan functions more as a repository for ideas and less as a living document focused on implementation. Applying these changes better positions the region and localities for advancing projects in a more effective manner. In recent years, the state's transportation funding programs have shifted away from using these types of information to new and different data sources in an attempt to make sure that the limited funding available is used in a manner that returns the greatest return on investment for the state. Aligning the LRTP with the state's grant program criteria allows for more efficient and effective advancement and implementation of improvement projects. Should the OIPI proposal not be awarded, staff are prepared to develop and employ these measures in house.

XIX. Dredging VPA Update: Recommendation of Hole in the Wall

MPPDC Deputy Director, Curt Smith stated staff have been asked to present to the VA Port Authority (VPA) on February 9th, a prioritized list of projects for the next round of VPA Waterway Maintenance Funding (WMF). Full applications are due March 1st. The first two years, the MPPDC was successful in conducting design and planning work for the localities, but no dredging activities have occurred to date. However, the final designs and cost estimates for the projects from the first year of funding are now complete. Among these four (Aberdeen, Timberneck, Hole in the Wall, Davis) Hole in the Wall is optimally positioned to immediately compete for WMF grant funds for implementation. The Hole in the Wall project is the only project design so far that will not require construction of an upland dredge material placement basin. Rather, the design will involve placing coarse sand dredged from the channel along the Haven Beach shoreline, owned by Mathews County. Since there are no upland construction costs involved and the dredge material is appropriate for enhancing a public beach, this design is the least expensive (~\$1.13M) making this the only project that could be accomplished in its entirety within the amount of WMF funding (\$1.5M) available for this round. Being that only one implementation project is capable of being completely funded under the current level of funding available, staff recommends presenting the

Hole in the Wall project as the top priority project for this round of WMF funding. The subsequent priority projects were (2) Aberdeen, (3) Davis and (4) Timberneck. Without any objection from the Commission, PDC staff will move forward with this recommendation and draft a resolution to be presented to the Commission at the March Commission meeting for their consideration.

XX. CBPA Regulatory Amendments Update

MPPDC Deputy Director, Curt Smith participated in a webinar hosted by DEQ providing new information for the Public Comment Period for the regulatory amendments to the Chesapeake Bay Preservation Act associated with incorporating resilience and the maintenance and planting of trees. The State Water Control Board has asked for more stakeholder and public input opportunities thereby directing DEQ to undertake this process. Mr. Smith shared the following timeline of important events: The Public Comment Period is set to begin on February 1st. Those interested in serving on a stakeholder advisory group must notify DEQ by March 15. Mr. Smith and Mr. Lawrence will be serving in that capacity. The Public Comment Period will close on May 3rd, the Stakeholder Advisory Group will meet soon thereafter to review the comments received and the State Water Control Board will meet in late June to take up any changes to the proposed amendments. Additional information on the public comment for the two proposed regulatory amendments can be found here:

<https://townhall.virginia.gov/l/viewstage.cfm?stageid=9192> [Climate Adaptation]
<https://townhall.virginia.gov/l/viewstage.cfm?stageid=9193> [Trees]

MPPDC Executive Director, Lewie Lawrence mentioned there was something of concern that came up on the webinar this morning in which he brought to the attention of DEQ and the Coastal Zone Management Program via email. There was a grant funded under NOAA called the Project of Special Merit the Department of Environmental Quality (DEQ) applied for that will develop the guidance document for how the regulations are supposed to be interpreted at the local level. This begs the question, “Why is VIMS already developing maps under this grant and looking at moving the RPA line before any of the regulations have been promulgated?” This action is setting in motion the outcome that the RPA line will move. That is not what the regulations lay out and not what the grant that DEQ was funded by NOAA requires. The proposed regulations are intended to keep the RPA static. The concern at this point is in how the State is encouraging VIMS to rearrange all the lines on the map without taking into consideration any of the land use implications. Mr. Lawrence believes the fix at this point, is for VIMS to ask for a six-month extension and allow the technical work to happen right after the regulatory process has unfolded. MPPDC Chairman, Tom Swartzwelder stated this is a good area for the zoning administrators and/or planners to participate in.

XXI. Other Business

MPPDC Chairman, Tom Swartzwelder announced the Northern Neck PDC received a \$10M VATI grant for a fiber project for their member localities. In an effort to inform the Commissioners in case they are faced with questions from the public, Mr.

Swartzwelder stated that over the years, with the last time being around 5 years ago, the MPPDC and the Middle Peninsula Regional Broadband Authority have made numerous attempts to request state and federal funding, but efforts fall short each time due to the lack of local investment in project proposals.

XXII. Adjournment

Chairman Swartzwelder requested a motion to adjourn. Ms. Pope so moved, Ms. Alsop seconded, motion carried.

**Note: All handouts distributed at a meeting are filed in the official MPPDC record book of the minutes. Copies of all PowerPoint presentations, if any, are filed with the official minutes.*

COPY TESTE:

(Secretary)

Project Financial Report

Middle Peninsula Planning District Commission
 Period Ending: 1/31/2021

Run Date: 02/18/2021
 Run Time: 3:54:07 pm
 Page 1 of 1

Expenditures

Code	Description	Budget	Curr Month	Project Total	Un/Over	% Budget	Revenues	Balance
30013	Housing Loan Admin - EE&CBG I	318.88	76.90	122.16	196.72	38.31%	171.52	49.36
30118	FY20 MPA Staff Support	0.00	0.00	(0.17)	0.17	0.00%	(0.17)	0.00
30119	Essex Planning Grant-Broadban	3,411.18	36.80	3,256.07	155.11	95.45%	3,000.00	(256.07)
30121	FY21 MPA Staff Support	4,000.00	222.31	3,489.86	510.14	87.25%	3,166.50	(323.36)
30170	Sm Bus Loan Admin - MPBDP St	22,865.81	79.39	22,715.74	150.07	99.34%	26,834.48	4,118.74
30180	Covid Three Rivers PSA	2,350.64	0.00	2,350.64	0.00	100.00%	2,350.64	0.00
30182	Covid CARES Act LOCAL PROJEC	281,478.42	386.19	281,478.42	0.00	100.00%	281,375.94	(102.48)
30216	FY20 TDM Operating	84,807.00	(5,945.60)	77,369.04	7,437.96	91.23%	71,051.57	(6,317.47)
30217	FY21 TDM Operating (Funded C	44,253.00	4,052.89	26,273.67	17,979.33	59.37%	4,444.16	(21,829.51)
30318	FY21 Rural Transportation Planr	72,500.00	7,204.21	32,491.35	40,008.65	44.82%	5,057.43	(27,433.92)
30420	Onsite Loan Management	164,912.75	956.20	162,718.29	2,194.46	98.67%	189,063.46	26,345.17
30450	Septic Pumpout	36,804.00	79.73	11,513.57	25,290.43	31.28%	13,573.48	2,059.91
31002	GA Lobby	25,850.00	5,000.00	10,000.00	15,850.00	38.68%	32,930.00	22,930.00
31212	Mid Pen AHMP Update	142,863.00	3,351.64	43,127.79	99,735.21	30.19%	26,517.32	(16,610.47)
31500	Living Shoreline Incentive Progr:	23,683.58	285.72	23,140.80	542.78	97.71%	37,246.34	14,105.54
32015	PAA Staff Support	12,200.00	1,188.15	5,338.16	6,861.84	43.76%	6,633.03	1,294.87
32018	PAA - Go VA Bay Direct	17,364.00	1,152.22	12,141.27	5,222.73	69.92%	5,936.62	(6,204.65)
32019	PAA - VMRC Public Fishing Pier/	10,000.00	0.00	0.00	10,000.00	0.00%	0.00	0.00
32151	NFWF Ware River Landowners L	199,914.09	264.80	43,142.27	156,771.82	21.58%	31,738.80	(11,403.47)
32153	Coastal TA FY20	69,000.00	231.05	68,854.48	145.52	99.79%	69,000.00	145.52
32154	ANPDC EcoTourism 3	58,333.00	206.45	58,697.28	(364.28)	100.62%	52,550.66	(6,146.62)
32155	DEQ Planner #16889	65,000.00	144.56	64,795.72	204.28	99.69%	54,537.74	(10,257.98)
32156	PAA - DEQ Hogg Island- Subs: VI	3,585.00	42.05	3,460.60	124.40	96.53%	0.00	(3,460.60)
32157	NFWF Mathews-\$70k Revolving	128,442.00	161.79	4,986.70	123,455.30	3.88%	0.00	(4,986.70)
32158	DEQ CZM Coastal TA 21	129,000.00	5,167.77	30,326.14	98,673.86	23.51%	12,579.19	(17,746.95)
32159	DEQ Planner Yr2	39,741.00	2,779.80	2,779.80	36,961.20	6.99%	0.00	(2,779.80)
32160	DEQ CZM ANPDC EcoTourism 4	27,500.00	1,166.97	6,284.02	21,215.98	22.85%	2,916.72	(3,367.30)
38021	FY21 Local Projects	213,670.00	46,948.80	81,105.00	132,565.00	37.96%	193,923.88	112,818.88
38801	VPA Hole in Wall (Mathews)	129,395.00	521.71	120,525.55	8,869.45	93.15%	26,862.01	(93,663.54)
38802	VPA Davis Creek (Mathews)	132,128.00	511.66	120,816.39	11,311.61	91.44%	28,001.10	(92,815.29)
38803	VPA Aberdeen Creek (Glouceste	117,528.00	2,154.98	99,147.29	18,380.71	84.36%	90,663.33	(8,483.96)
38804	VPA Timberneck Creek (Glouces	115,328.00	2,211.70	98,911.07	16,416.93	85.77%	89,208.69	(9,702.38)
38805	PAA - VPA Dredging Business Pl:	40,500.00	6,434.88	18,545.44	21,954.56	45.79%	11,205.91	(7,339.53)
38806	VPA Cedarbush (Gloucester)	175,000.00	906.23	52,244.47	122,755.53	29.85%	19,286.78	(32,957.69)
38807	VPA Parrots Creek (Middlesex)	150,000.00	1,711.04	28,489.17	121,510.83	18.99%	17,142.36	(11,346.81)
38808	VPA Winter Harbor (Mathews)	150,000.00	1,877.65	43,247.82	106,752.18	28.83%	0.00	(43,247.82)
Totals:		2,893,726.35	91,570.64	1,663,885.87	1,229,840.48	57.50%	1,408,969.49	(254,916.38)

Balance Sheet by Category

Middle Peninsula Planning District Commission
 Period Ending: 1/31/2021
 Format: 1 Board

Run Date: 2/18/21
 Run Time: 3:54:41 pm
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Assets:

Not Assigned to a Code	128,193.00
Cash in Bank	416,867.59
Cash in Bank, Restricted	348,451.58
Receivables	307,597.45
Property & Equipment	2,563.20
Prepaid Pension (Deferred Outflows)	28,175.57

Assets:	\$1,231,848.39
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Liabilities:

Not Assigned to a Code	7,085.27
Accounts Payable	364,071.21
VRA Loan Payables	348,959.30
Accrued Leave	47,208.28
Deferred Inflows (VRS)	67,268.00
Net Pension Liabilities	29,544.00
Cost Allocation Control	6,058.19

Liabilities:	\$870,194.25
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Equity:

Not Assigned to a Code	(289,489.31)
Local Initiatives/Information Resources	22,336.96
Economic Development	5,134.11
Transportation Programs	4,544.62
Onsite Repair & Pumpout	28,808.96
Housing	49.36
Coastal Community & Environmental	(13,556.96)
Public Access Auth Programs	1,294.87
Temporarily Restricted	177,307.09
General Fund Balance	425,224.44

Equity:	\$361,654.14
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Total Liabilities and Equity	\$1,231,848.39
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Balance:	\$0.00
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Agencywide R&E by Category

Middle Peninsula Planning District Commission
 Period Ending: 1/31/2021
 Format: 1 Agencywide R&E

Run Date: 2/18/2021
 Run Time: 3:55:14 pm
 Page 1 of 1

Without Indirect Cost Detail

Code & Description	Budget	Current	YTD	Un/Over	% Bud
Revenues					
	0.00	0.00	1,464.00	(1,464.00)	0.00%
Local Match	0.00	30,032.84	52,935.86	(52,935.86)	0.00%
Local Annual Dues	148,099.00	0.00	138,099.00	10,000.00	93.25%
Local Other Revenues	134,013.05	13,939.94	313,460.58	(179,447.53)	233.90%
Local Other Organizations	70,949.00	3,166.50	16,805.44	54,143.56	23.69%
State Revenues	1,113,642.00	36,135.36	252,091.23	861,550.77	22.64%
Federal Revenues	412,478.43	21,981.32	29,789.81	382,688.62	7.22%
Miscellaneous Income	1,600.00	228.48	1,641.53	(41.53)	102.60%
RevolvingLoan Program Income	2,380.00	703.81	69,521.71	(67,141.71)	2921.08%
Revenues	1,883,161.48	106,188.25	875,809.16	1,007,352.32	46.51 %
Expenses					
Personnel	503,706.06	36,280.20	305,517.73	198,188.33	60.65%
Communications	0.00	(15.99)	(15.99)	15.99	0.00%
Equipment & Supplies	700.00	0.00	369.96	330.04	52.85%
Travel	4,000.00	0.00	67.16	3,932.84	1.68%
Professional Development	4,660.00	0.00	1,175.00	3,485.00	25.21%
Contractual	1,167,114.92	10,042.90	442,635.51	724,479.41	37.93%
Miscellaneous	24,100.00	0.00	203,295.83	(179,195.83)	843.55%
Regional Share	0.00	30,032.84	52,935.86	(52,935.86)	0.00%
	0.00	15,230.69	110,112.45	(110,112.45)	0.00%
Expenses	1,704,280.98	91,570.64	1,116,093.51	588,187.47	65.49 %
Agency Balance	178,880.50	14,617.61	(240,284.35)		

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Middle Peninsula Planning District Commission
Executive Director's Report of Regional Progress
February 19, 2021

Note: On May 23, 2018, the Commission voted to direct staff to email all future documents including the Commission meeting packets in an effort to save on postage. As we strive to make this report more informative and user friendly, some previously contained information may now be accessed by clicking on the following link(s):

- For Demographic Information:
http://virginialmi.com/report_center/community_profiles/5109000318.pdf
- For MPPDC Website: <http://www.mppdc.com/>

MPPDC Staff and Contact Information

Executive Director: Lewis Lawrence

Contact Info: llawrence@mppdc.com (804) 758-2311x24 (804) 832-6747 (cell)

Programs: *Coastal Zone Technical Assistance, Local Initiatives, Public Access Authority*

Deputy Director: Curt Smith

Contact Info: csmith@mppdc.com (804) 758-2311x28 (804) 384-7509 (cell)

Programs: *Rural Transportation Planning, Dredging Coordination, General Environmental Management*

Chief Financial Officer: Heather Modispaw

Contact Info: hmodispaw@mppdc.com (804) 758-2311x22

Programs: *Commuter/Employer Transportation Services, Septic Repair Assistance, Living Shoreline Incentive Program, Revolving Loan Programs Administration, PDC Finance & Grants Administration, PAA Staff Support, MPA Staff Support*

Special Projects Planner: Jackie Rickards

Contact Info: jrickards@mppdc.com (215) 264-6451 (cell)

Programs: *Environmental Programs, Hazard Mitigation Planning, Grant Writing, Graphic Arts*

Executive Assistant: Dawn Mantell

Contact Info: dmantell@mppdc.com (804) 758-2311x21

Programs: *Septic Pumpout Assistance, PDC Staff Support, MPA Staff Support, PAA Staff Support, Facilities Scheduling*

INFORMATION RESOURCES/ASSISTANCE

- Updated www.mppdc.com website – meeting notices, reports, news releases, GoVA meetings, and MPA notices, etc.

COASTAL COMMUNITY DEVELOPMENT/ ENVIRONMENTAL

Funding – VDEQ, VIMS, VDCR, local match from MPPDC General Fund & partners

Project 31500 - Living Shoreline Incentive Program RLF

MPPDC submitted a proposal to the National Fish and Wildlife Foundation for VIMS. The objective of this project is to leverage previous funding from NFWF to install oyster bag sills at two publicly owned (MPCBPAA) properties on and monitor them for a year. In addition, existing oyster bag sill installations at four private locations will be monitored to determine overall project effectiveness. This work will provide recommendations for installations along fetch-limited shorelines of Chesapeake Bay.

- Received phone call from client requesting payoff amount for their loan. Provided loan payoff report.
- Followed up with DEQ regarding reimbursement request submitted last month. No response to date.
- *Executed ACH loan payments for loans. All MPPDC loan funding programs require that loan recipients authorize loan payments to be made automatically from loan recipients' bank accounts. Loan clients authorize the payments at loan closing (ACH Authorizations). MPPDC staff process these payments on the 15th of each month. This places the onus to not make a payment on the loan client contacting MPPDC staff prior to the loan processing date of the 12th of the month to request a payment be held. This has significantly reduced defaults and delinquent repayments of MPPDC loans.*
- **Revolving uncommitted funds - \$49,320**

Project 32018 – GoVa Bay Direct

This project is a special COVID economic development project that will facilitate electronic commerce between those who want to purchase “local” seafood/agricultural products and those who can sell “local” seafood/agricultural products by customizing an established mobile and web application to address the unique economic pandemic challenges facing the Middle Peninsula.

- Participated in conference call with Jennifer Morgan regarding how to submit reimbursement requests. Instructed Phondini to resubmit their invoice so contributed services are billed separately and not as a credit amount.
- Requested invoice for \$4,000 cash contribution from Marker Nine.
- Continued to work with Phondini and Consociate Media on Bay Direct App development. The app is currently in the final draft review stage.
- Reviewed the draft <https://baydirectva.com> as an education and outreach tool to promote the site.
- Received an inquiry from a King William Board of Supervisors member looking for background information on the project and ways to promote awareness for the agricultural community.

Project 32151 – NFWF Landowners Living Shorelines & Shoreline Management – Ware River

This is a two-part project that focused on continuing coastal resiliency and mitigation efforts, while simultaneously improving water quality, managing shoreline erosion and marsh loss. First, MPPDC staff will work directly with FEMA National Flood Insurance repetitive loss property owners to offer grant and loan funds through the MPPDC Living Shorelines Incentives Revolving loan to install living shorelines. Second, MPPDC will contract with VIMS to create a grant template to be used by localities to receive funding through the Virginia Waterway Maintenance Fund.

- Consulted with the selected property owner to review multiple bids for the construction of the living shoreline project designed by VIMS.
- Consulted with VRA and NFWF staff to determine how best to structure the financing package and reimbursement once construction is initiated.
- Consulted with VIMS Shoreline Studies program to determine the tons of stone and sand needed to cross-check bid submission estimates.
- Coordinated with VIMS staff on final products.
- Finalized inventory of 120 tidal waterways in the region from topo maps and tax maps. The inventory will serve as a critical baseline in determining local/regional dredging priorities.

Project 32158 – Virginia Coastal TA FY21

This project provides ongoing support to member localities of the Planning District Commission and other stakeholders committed to improving community development and coastal management within the coastal zone.

- Convened 5 weekly meetings of the Middle Peninsula Local Government Administrators (LGA) and with Dr. Rich Williams, Director of the Three Rivers Health District to discuss ongoing pandemic and vaccine deployment matters.
- Consulted with Del. Keith Hodges regarding numerous bills impacting the Middle Peninsula. Discussed scenic rivers and enactment clause along with possible ways to make the program more coastal compatible.
- Referred local government Attorney, Andrew McRoberts of Sands Anderson to the Town of Urbanna to advise on VMRC permitting matters.
- Consulted with Chris Beatley of Premier Tech regarding elevated engineered septic systems and possible General Assembly budget amendment to the Middle Peninsula for a pilot.
- Consulted with a landowner interested in purchasing land in Mathews County near New Point. Landowner had questions about Dutchman’s Point and land owned by the Middle Peninsula Chesapeake Bay Public Access Authority (MPCBPAA). Advised the citizen to also check with Mathews County as the site may be turned over to Mathews County for other public need under consideration.
- Provided assistance to an assisted living facility in Essex County regarding vaccine matters.
- Consulted with Michael Meredith of Meredith Marine regarding living shoreline marine construction building opportunities under the Middle Peninsula Fight the Flood Program and future NFWF grant opportunities.
- Consulted with Ann Phillips, Special Assistant to the Governor and Matt Strickler, Secretary of Natural Resources regarding appointment as Subcommittee Chair for project identification. Discussed the role of the Chair and the expectations as related to the development of the Virginia Flood Resiliency Master Plan.
- Consulted with Shep Moon, Virginia Coastal Zone Management Program (CZM) regarding the development of the next generation management plans as a potential Section 309 strategy.
- Consulted with the CEO for NATRX and VIMS Shoreline Studies Program on ways to leverage lower cost shoreline protection products that offer same level of resiliency as granite.
- Consulted with a Gloucester County absentee landowner regarding possible donation of waterfront land on Perrin River.

- Consulted with DCR staff regarding two proposals submitted to the Land and Water Conservation Fund to review proposal scores for submitted proposal. The Public Access Authority was #6 application and the top five were funded. The Town of Tappahannock did well and was above the middle of the applications submitted, which is good for the first attempt.
- Compiled data and worked with Berkley Group GIS staff to create a geodatabase (online map with data) showing flood hazard risks and sharing on the Fight the Flood website.
- Continued developing the structure for the Access database that will contain and relate non-spatial data and connect to the geodatabase.
- Developed an intake form for the Fight the Flood website where participants can report needs and the information can be used for advancing the implementation of projects using grants and loans.
- Developed administrative matrix for project workflow in the Fight the Flood program.
- Developed and submitted comments regarding the draft guidelines for the VA Community Flood Preparedness Fund.
- Participated in DEQ meeting on proposed amendments to the Chesapeake Bay Preservation Act. Communicated outcomes to member jurisdictions and registered to participate in a stakeholder working group and GIS modeling technical advisory group.
- Developed application to have the region designated as an Economic Development District by the US EDA. Coordinated with the local government administrators on required proposal elements.
- Coordinated with staff from the VA SolSmart team regarding prospects for conducting the solar technical assistance program regionally for the PDC and local governments. Discussed the program with local government administrators and local planners.
- Met with Wetlands Watch staff to discuss the development of a state database for prospective resilience projects.
- Coordinated with US Army Corps of Engineers regarding Section 510 habitat restoration funding projects.
- Reviewed 2020 Water Resource Development Act and coordinated with US Army Corps Norfolk District regarding authorized opportunities for local dredging and reuse/restoration activities.
- Met with RAFT team to explore opportunities for program in Middle Peninsula for FY21.
- Participated in working group exploring solutions for abandoned vessels in Virginia.
- Reviewed and tracked coastal and environmental bills introduced during the 2021 General Assembly.
- Advised a prospective business on potential grant opportunities for launching business.
- Coordinated with local economic development practitioners on the development of smallscale manufacturing activities for the region.
- Coordinated with local planners regarding updates to the regional list of projects in the VA Outdoors Plan.
- Participated in the Virginia Bay Enhancement Working Group meeting for beneficial use of dredge material to identify prospective locations for beneficial reuse of material from the York Spit Channel in the Chesapeake Bay. Developed conceptual restoration project with VIMS staff in the vicinity of the

Hole In The Wall in Mathews County.

- Participated in discussion regarding the proposed creation of the Chesapeake Bay National Recreation Area.
- Gave presentation to the VA Port Authority regarding Waterway Maintenance Fund priority projects.
- Coordinated with one current and one prospective Fight the Flood business.
- Participated in the January Coastal Policy Team meeting.

Project 32160 – ANPDC Eco Tourism IV Promoting Ecotourism to Support Conservation of Conserved Lands and Resilient Communities

This project will build on the efforts completed between 2017 – 2019. During this project PDC's will focus on implementing actions identified in the 36-month Marketing Strategy and Action Plan. PDC's will also organize a business resiliency training for local businesses. Finally, PDCs will create a tiered priority list for paddling launch sites that need signage enhancements and will begin the development of graphic design content for the selected launch sites.

- Attended the quarterly meeting of the Coastal Virginia Alliance on February 12, 2021. Agenda items included regional updates, DCR outdoor plan and the inclusion of water trails in the plan, the Chesapeake Bay National Recreation Area, standard practices agreement of water trails website PDC's and website users, business resilience training regional updates, and year 2 CZM project scoping.
- Provided ANPDC with bullets about potential eco-tourism marketing opportunities within the Middle Peninsula. This information will be presented on February 16, 2021 at the Virginia Eco Tour Guide course.
- Coordinated with MPPDC staff on tasks and workplan (products #1, 2, 5, and 8).
- Prepared for participation in February 12, 2021 Steering Committee meeting (product #1)
- Developed plan for conducting Ecotourism Business Resiliency training (product #5).
- Prepared Scope of Work for Ecotourism V proposal.

Project 38805 – Local Government Dredging Implementation Business Plan Development

This project will study and determine the most cost effective and efficient alternative for local government dredging operations using existing and new channel survey information.

- Continued to communicate with US Army Corps of Engineers regarding categorical permission in federally authorized channels. Public comment period slated for February 2021.
- 15 channel characterization surveys (bathy. & sed. cores) are scheduled for completion in February.
- Sediment sampling: all 15 sites have been visited, augers taken, locations and sediment description have been put into GIS.
- Bathymetric surveys: Field work has been completed for 9 creeks with the remainder of creeks having field days scheduled throughout February to finish up the creeks. Post-processing of the data is ongoing and will continue as the creeks are surveyed.
- Drone surveys of the 15 creeks to establish basemaps for the sediment and bathymetric data has begun and will be completed during February.
- Other GIS assessments are ongoing. The tidal prisms are being determined for all waterways and a review of gray literature & online reports to find existing data and determine reported issues is ongoing. 21

- Developed White Paper Describing a financial model intended for use for evaluating local dredging projects.
- Developed White Paper summarizing Grant and Loan Resources for Dredging Activities.
- Developed time and cost templates which describe the major components of each dredging phase for use with the 11 existing federal navigation channels.
- Began discussions leading to development of similar templates to be used for the 11 nonfederal navigation channels.
- Identified and provided guidance to team members on how to search relevant dredging databases for relevant dredging and disposal equipment based on historical and current dredging/disposal projects (BetaSAM and USASpending).
- Worked with team members to ensure that dredging information was being shared for use on their portions of the project.
- Identified disposal needs, reuse opportunities and prospects for project economies of scale during a February meeting with VIMS.
- Coordinated with a shoreline protection business regarding innovative designs for shoreline structures in high energy environments.
- Researched cost of dredging equipment and procedures via document review and interviews with local/state dredging agencies in North Carolina, Florida, and Texas.

Project 38806 – Cedarbush Creek Dredging Design

This project will focus on the pre-planning activities to dredging Cedarbush Creek in Gloucester County. Pre-planning includes surveying the channel, conducting sediment sampling, and a benthic, marine and fishery assessment as well as gathering information for the permitting of the dredging project.

- Organized existing data on the channel and potential disposal areas including creation of GIS database.
- Surveying/coring work has been completed.
- Sediment sampling for contamination has been completed with no issues found.
- Benthic/Fisheries literature review is complete. Physical parameters have found, compiled, and put into GIS if possible.
- Post-processing of cores and bathymetric surveys is underway. Processing of the cores will take 5-6 weeks. Sediment sample analysis for grain size will occur as samples are taken. The channel determination and volume calculations are underway.
- Held discussions with VA Department of Conservation and Recreation regarding the construction of an upland placement area at the Middle Peninsula State Park. VDCR has agreed to explore the prospect if funding becomes available and if certain conditions are met regarding no impacts to critical habitat, maintenance of the facility, and contamination of the dredged material. The facility could hold material from Aberdeen, Timberneck, and Cedarbush Creeks.

Project 38807 – Parrots Creek Dredging Design

This project will focus on the pre-planning activities to dredging Parrots Creek in Middlesex County. Pre-planning includes surveying the channel, conducting sediment sampling, and a benthic, marine and fishery assessment as well as gathering information for the permitting of the dredging project.

- Organized existing data on the channel and potential disposal areas including creation of GIS database.
- Surveying/coring work has been completed.
- Post-processing of cores and bathymetric surveys is underway. Processing of the cores will take 5-6 weeks. Sediment sample analysis for grain size will occur as samples are taken. The channel determination and volume calculations are underway.
- Benthic/Fisheries literature review is complete. Physical parameters have found, compiled, and put into GIS if possible.

Project 38808 – Winter Harbor Dredging Design

This project will focus on the pre-planning activities to dredging Winter Harbor in Mathews County. Pre-planning includes surveying the channel, conducting sediment sampling, and a benthic, marine and fishery assessment as well as gathering information for the permitting of the dredging project.

- Organized existing data on the channel and potential disposal areas including creation of GIS database.
- Surveying/coring work has been completed.
- Post-processing of cores and bathymetric surveys is underway. Processing of the cores will take 5-6 weeks. Sediment sample analysis for grain size will occur as samples are taken. The channel determination and volume calculations are underway.
- Benthic/Fisheries literature review is complete. Physical parameters have found, compiled, and put into GIS if possible.

Project 32015 - Staff Support to Middle Peninsula Chesapeake Bay Public Access Authority (MPCBPAA)

Middle Peninsula Chesapeake Bay Public Access Authority Special Project – Support of Executive Order 23, Goal 8 Coastal Management Coordination Public Access: Continue implementation of adopted annual work program, including identifying land, either owned by the Commonwealth or private holdings that can be secured for use by the general public as a public access site; researching and determining ownership of all identified sites; determining appropriate public use levels of identified access sites; developing appropriate mechanism for transferring title of Commonwealth or private holdings to the Authority; developing appropriate acquisition and site management plan. This Program allows the Authority to function by supporting the individual projects and operations of the Authority, as well as, by responding to daily requests for assistance from local government staff.

- Prepared vouchers, processed A/P, reconciled bank statements. Prepared monthly financial statements.
- Billed Gloucester Rowing Association for pool house electric bills.
- Finalizing setup of all new projects in GMS.

Project 32157 – Mathews NFWF

This project will design, permit, and monitor living shoreline in targeted locations on the East River and the North River.

- Convened a meeting with VIMS Shoreline Studies Program and NATRX to discuss how best to approach the inclusion of NATRX in the Mathews County East River project.
- Coordinated with VIMS staff on project design.

Project 32159 – DEQ Planner Yr2

MPPDC will continue to engage localities and regional and state partners regarding Bay WIP III programmatic actions and implementation activities with funding provided by DEQ.

- Worked with MPPDC Deputy Director, Curt Smith to establish budget allocation.
- Finalized contract with DEQ.
- Finalized work order with Berkley Group for staff assistance.
- Participated in the January meeting of the York River & Small Coastal Basins Roundtable Habitat Restoration Working Group meeting.
- Submitted support letter for CBNERRS grant proposal to update the State of the York River Report.

TRANSPORTATION

Funding – VDRPT, VDOT, local match from MPPDC General Fund

Project 30217 – Transportation Demand Management (TDM) Operating FY21

This program assists local commuters and employers with transportation issues. The main emphasis is on lowering the number of single occupancy vehicle commutes within and from the Middle Peninsula region through marketing and promotion of the program through local media and provision of ride matching services to commuters.

- Updated website – www.midpenrideshare.org.
- Provided Kathy Molin confirmation of remaining FY20 funding being spent out in FY21.
- Participated in monthly meeting with Kathy Molin. Topics of discussion were FY21 budget; ACT Fall Conference in Florida; and FY22 Proposal.
- Submitted FY22 TDM Operating Grant Proposal.
- ***Current commuter database – 405***
- ***Number of Commuters with logged alt mode trips in January – 74***
- ***Number of logged alt trips in January – 75***
- ***Reduced miles (VMT) in January – 593***
- ***Commuter Savings in January – \$341***

Project 30318 – Rural Transportation Planning FY21

This program provides rural transportation planning services through the Rural Transportation Planning Work Program which outlines specific tasks and goals to guide the rural planning of transportation services.

- Finalized scope for VA Office for Intermodal Planning and Investment’s Growth and Accessibility Planning Technical Assistance Program project. MPPDC will receive OIPI technical assistance to develop and adopt a planning process that will be utilized to evolve the MPPDC Rural Long-Range Transportation Plan into a living document focused primarily on identifying and prioritizing regional projects and recommendations for which local projects can or will score higher by using a performance-based criteria to more effectively and efficiently advance projects for implementation.
- Coordinated with VDOT and Middlesex regarding Transportation Alternatives Program funding for design and construction of bike trail at Deltaville.
- Coordinated with local planners to identify next steps for the development of a multiuse path along US Route 17. It was agreed that the MPPDC should pursue funding to conduct a corridor-wide study to better characterize potential issues presented by topography, wetlands, utilities, etc. The project will be added to the Long-Range Transportation Plan and presented to the MPPDC during 2021 for consideration.

- Worked with local and district VDOT staff to identify prospects in the Long-Range Transportation Plan that would be eligible and competitive for a STARS study.
- Coordinated with local VDOT staff regarding identification of projects for Smart Scale funding.
- Rescheduled the Planners Roundtable Meeting on January 27 due to conflict with DEQ meeting.
- Coordinated the February 24 Planners Roundtable meeting.
- Participated in the February 17 Commonwealth Transportation Board meeting.
- Participated in the February 3, VA Statewide Bicycle and Pedestrian Advisory Committee meeting.
- Worked with VDOT and King and Queen County staff on the bridge structural deficiency study. Once complete, funding strategies for bridges with structural deficiencies that may not be capable of being improved using available state-of-good-repair funds will be identified and incorporated into a draft of the Long Range Transportation Plan for consideration by the MPPDC.
- Submitted progress report to VDOT.

ONSITE REPAIR & PUMPOUT

Funding –VRA Loan Funds, local match from MPPDC General Fund, cost sharing

Project 30420/30428 - On-Site Technical Guidance Assistance and Revolving Loan Program

The On-Site Technical Guidance Program aids the Middle Peninsula localities and residents in the technical understanding and implementation of approaches to address On-Site Disposal Systems and improve water quality by assisting local homeowners with repairing failing septic systems through low-interest loans and/or grants. In addition, MPPDC received funding under the Water Quality Improvement Fund (WQIF) to provide grants to low to moderate income Middle Peninsula and New Kent County homeowners to repair failing septic systems impacting water quality and health in the region. Grants can be paired with loans from the MPPDC Onsite Wastewater Revolving Loan Fund to provide matching funds as required. It is anticipated this funding will be used to provide assistance to 20-27 homeowners.

- Continuing to receive phone calls from homeowners and contractors regarding assistance for septic repairs. Discussed septic repair program and instructed how to apply.
- Received two new septic repair loan applications.
- Received required documents from an LLC for septic repair loan. These documents will be presented and reviewed by MPPDC loan committee.
- *Executed ACH loan payments for septic repair loans. All MPPDC loan funding programs require that loan recipients authorize loan payments to be made automatically from loan recipients' bank accounts. Loan clients authorize the payments at loan closing (ACH Authorizations). These payments occur on the 15th of each month. This places the onus to not make a payment on the loan client contacting MPPDC staff prior to the loan processing date of the 12th of the month to request a payment to be held. This has significantly reduced defaults and delinquent repayments of MPPDC loans as well as collection efforts.*
- ***Remaining uncommitted septic repair funding \$74,009 in loan funds – \$0 in grant funds.***

ECONOMIC DEVELOPMENT

Funding – EDA, local match from MPPDC General Fund, BDP Loan Program Income

Project 30121 – Staff Support to Middle Peninsula Alliance (MPA) FY21

MPPDC staff are providing clerical and fiscal assistance to the Middle Peninsula Alliance.

- Prepared vouchers, processed A/P, processed deposits and balanced bank account. Prepared monthly financial statements.

- Provided Jennifer Morgan of GWRC documentation of cleared checks to assist in final grant close out so that reimbursement can be released to MPA.

Project 30170 - Small Business Revolving Loan Fund

MPPDC agreed to service Middle Peninsula Business Development Partnership's (MPBDP) Small Business Loan Portfolio after MPBDP's dissolution November 30, 2011. MPPDC established a revolving loan fund and staff initiate ACH loan payments from clients bank accounts and manages the accounts. Principal repaid will be held until the Commission determines the best use for these funds as allowed by the USDA (RBEG) original lending restrictions. Interest earned will be used to offset administration costs.

- *Executed ACH loan payments for MPBDP loans. All MPPDC loan funding programs require that loan recipients authorize loan payments to be made automatically from loan recipients' bank accounts. Loan clients authorize the payments at loan closing (ACH Authorizations). MPPDC staff process these payments on the 15th of each month. This places the onus to not make a payment on the loan client contacting MPPDC staff prior to the loan processing date of the 12th of the month to request a payment be held. This has significantly reduced defaults and delinquent repayments of MPPDC loans.*
- ***Funds available – \$144,742***

LOCAL INITIATIVES

Funding - local dues, PDC base-funding from VDHCD and/or MPPDC General Fund. Funding for specific projects may come from locality requesting assistance.

Project 38021 - Local & Regional Technical Assistance

This program responds to daily requests for technical assistance which other commission programs are unable to provide.

- Scheduled to attend a meeting on February 19, 2021 to review the Virginia Land Conservation Fund application to acquire 125 acres owned by South Garden, LLC which is adjacent to the Captain Sinclair Recreational Area.
- Consulted with Dr. Rich Williams, Director of the Three Rivers Health District on various vaccine deployment models and strategies for deployment across the Middle Peninsula. Coordinated for a regional outreach and public awareness vaccine education program to assist Dr. Williams with addressing public concerns.
- Convened a gathering of the Middle Peninsula Mayors, Town Managers and Board of Supervisors Chairs to discuss vaccine deployment issues and public expectations.

HOUSING

Funding –Housing Loan Program Income

Project 30013 – Energy Efficiency and Conservation Block Grant (EECBG) Revolving Loan Fund

The program emphasizes a community-based approach to help meet energy and climate protection goals. MPPDC was awarded a contract to provide weatherization renovations to 12 homeowners ineligible for LMI weatherization programs in each of the 6 counties. MPPDC subcontracted the promotion and construction portions of this project to Bay Aging but was tasked with administering the overall project. MPPDC is administering the revolving loan program per DMME.

- *Executed ACH loan payments for MPBDP loans. All MPPDC loan funding programs require that loan recipients authorize loan payments to be made automatically from loan recipients' bank accounts. Loan clients authorize the payments at loan closing (ACH Authorizations). MPPDC staff process these payments on the 15th of each month. This places the onus to not make a payment on the loan client contacting MPPDC staff prior to the loan processing date of the 12th of the month to request a payment be held. This has significantly reduced defaults and delinquent repayments of MPPDC loans.*

- **Funds available = \$45,146**

EMERGENCY SERVICES

Funding – VDEM/FEMA/Homeland Security

Project 31212 – Middle Peninsula All Hazards Mitigation Plan Update

MPPDC staff will work with participating localities to update the 2016 All-Hazards Mitigation Plan. The plan will address mitigation of several natural hazards impacting the region.

- As the All-Hazards Mitigation Plan (AHMP) is updated, Local Planning Team (LPT) members from Middle Peninsula localities will have the opportunity to review the updates and provide feedback. Below is a table that depicts the plan’s sections, section feedback due date for Middle Peninsula localities, and the localities that have provided feedback. Most recently, Section 3 Community Profiles were reviewed by LPT participants.

SECTION	TITLE	Section Feedback Due	Counties						Towns		
			Essex	Mathews	Middlesex	King William	King & Queen	Gloucester	West Point	Urbanna	Tappahannock
1	Intro	TBD									
2	Planning Process	TBD									
3	Community Profile	2/5/2021	X	X	X	X	X	X	X	X	X
4	Hazard Identification	TBD									
5	Risk Assessment Analysis (HAZUS)	TBD									
6	Capability Assessment	TBD									
7	Review of 2010 Strategies	TBD									
8	Mitigation Goals, Objects and Strategies	TBD									
9	Implementation Plan	TBD									
10	Plan Adoption	TBD									
11	Plan Maintenance	TBD									
12	Appendices	TBD									

- Hosted the second meeting of the Local Planning Team (LPT) meeting on February 8, 2021. Agenda items included a review of the local hazards, the capabilities assessment, and the National Flood Insurance Survey. The next meeting of the LPT is scheduled for February 22, 2021. Please note the MPPDC staff has created a project information page on the MPPDC website to provide project updates and access to local planning team documents:
<https://mppdc.com/index.php/service-centers/mandates/hazards>
- Attended a meeting with FEMA and VDEM to review the Regional AHMP update timeline and project details. FEMA recommended the inclusion of an Executive Summary in the AHMP update, integration of other regional plans (i.e. Transportation Plans) into the update, and participation in hazard trainings.
- Scheduled a meeting with the Middle Peninsula PDC staff, Middle Peninsula Tribes (i.e. Rappahannock, Upper Mattaponi, and Pamunkey Tribes), FEMA and VDEM to discuss the best way to integrate federally recognized Tribes into the AHMP update.
- Received a second updated work proposal from Dewberry to conduct a Hazus Assessment of the Middle Peninsula region. The update included two sea-level rise scenarios (i.e. the baseline level of Mean High High Water (MHHW) and an intermediate-high (2060) scenario of MHHW plus 3.02 feet. MPPDC staff will review and execute this contract.

- Corresponded with Garth Wheeler, Town of Urbanna Administrator to provide updates on the AHMP update and the progress made to date. LPT meeting invitations were sent to him for future participation.
- Corresponded with Leigh Mitchell, Natural Resources and Environmental Protection Coordinator of the Upper Mattaponi Indian Tribe regarding the Tribes expectation for inclusion within the AHMP update.
- Corresponded with Stephanie Heintz, Consociate Media to review the public outreach plan for the AHMP update. The outreach plan includes MPPDC website information page, print media, social media, public survey, and information sheets. A press release is scheduled for print by the end of February.
- Developed a hazards survey for locality and the tribe LPT participates to complete to get an insight about the 2016 hazards. Questions focused on what hazards a locality is least vulnerable to, consolidating hazards under single headings (i.e. flooding, winter weather, extreme temperatures) and adding hazards to the 2021 update.
- Consulted with Urbanna Town Mayor, Barbara Hartley regarding the towns engagement in the planning process required to update the Middle Peninsula All Hazard Mitigation Plan.

AGENCY ADMINISTRATION

Funding - Indirect cost reimbursements from all PDC projects

MPPDC Administration

Administrative services provided to MPPDC programs. Planned FY21 Indirect Cost rate =20.66%.

- Prepared vouchers, processed A/P, processed deposits and balanced bank account. Prepared monthly payroll run. Prepared monthly financial statements.
- Prepared financial reports and/or reimbursement requests for all projects requiring them.
- Successfully completed FOIA Training.
- MPPDC CFO and Deputy Director obtained membership with National Grants Management Association. Grants administration training for both to follow.
- Updated quarterly staff allocations. Reminded staff to complete timesheets and update award/grant Master File.

Closed Projects

Project 30118 – Staff Support to Middle Peninsula Alliance (MPA) FY20

MPPDC staff are providing clerical and fiscal assistance to the Middle Peninsula Alliance.

Project 30450 – Septic Pumpout Program

This project will provide grants to 100 LMI Middle Peninsula homeowners to assist them in complying with the Chesapeake Bay Act requirement to have their septic tanks pumped out or inspected every 5 years. Eligible homeowners will receive a voucher equal to 50% of pumpout cost (maximum value \$150).

- Continuing to receive phone calls requesting information on applying for septic pumpout assistance due to the informational cards Gloucester County circulated to its residents.

Project 32153 – Virginia Coastal TA FY20

This project provides ongoing support to member localities of the Planning District Commission and other stakeholders committed to improving community development and coastal management within the coastal zone.

Project 32154 – ANPDC Eco Tourism III

This project will build on ecotourism efforts from Year 1 and 2 and extend Middle Peninsula Watertrails into the Piankatank River and Rappahannock River. The Rural Coastal Virginia Ecotourism Steering Committee will refine the Virginia Watertrails website and will continue to promote watertrails and eco-tourism in Rural Coastal Virginia.

Project 32155 – DEQ Chesapeake Bay WIP Technical Assistance (Year 1)

MPPDC will continue to engage localities and regional and state partners regarding Bay WIP III programmatic actions and implementation activities with funding provided by DEQ.

Project 32156 – CZM Hog Island Resilience Design

This project will design shoreline protection measures and prepare a permit for the construction of the activities at Hog Island in Gloucester County.

Project 38801 – Hole-in-the-Wall Dredging Design

This project will focus on the pre-planning activities to dredging Hole-in-the-Wall in Mathews County. Pre-planning includes surveying the channel, conducting sediment sampling, and a benthic, marine and fishery assessment as well as gathering information for the permitting of the dredging project.

Project 38802 –Davis Creek Dredging Design

This project will focus on the pre-planning activities to dredging Davis Creek in Mathews County. Pre-planning includes surveying the channel, conducting sediment sampling, and a benthic, marine, and fishery assessment as well as gathering information for the permitting of the dredging project.

Project 38803 – Aberdeen Creek Dredging Design

This project will focus on the pre-planning activities to dredging Aberdeen Creek in Gloucester County. Pre-planning includes surveying the channel, conducting sediment sampling, and a benthic, marine, and fishery assessment as well as gathering information for the permitting of the dredging project.

Project 38804 –Timberneck Creek Dredging Design

This project will focus on the pre-planning activities to dredging Timberneck Creek in Gloucester County. Pre-planning includes surveying the channel, conducting sediment sampling, and a benthic, marine, and fishery assessment as well as gathering information for the permitting of the dredging project.

MPPDC: Membership, Appointments, Committee Assignments, and Networks

Coastal Policy Team (CPT): The CPT, whose members and alternates represent the Virginia Coastal Zone Management Program's key partners and eight planning district commissions, provides a forum for discussion and resolution of cross-cutting coastal resource management issues. Members serve on the team at the discretion of their agency or planning district commission director. The CPT recommends funding levels to the DEQ Director for coastal zone management projects. (MPPDC Staff 15 years +)

Virginia Coastal Resilience Technical Advisory Committee: As appointed by the Governor in EO-71, a Technical Advisory Committee (TAC) with representatives of state agencies, coastal planning districts and regional commissions, and academic advisors, among others will facilitate the coordination and the development of the Virginia Coastal Resilience Master Plan. The Commonwealth's Chief Resilience Officer, Special Assistant to the Governor for Coastal Adaptation and Protection, and TAC will work with localities, regional entities, citizens, and stakeholder groups to identify critical infrastructure, at-risk communities, adaptation strategies, and specific resilience projects for inclusion in the Plan.

Congressman Robert Wittman's Fisheries Advisory Committee and Environmental Advisory Committee: (MPPDC Staff 8 years +)

Virginia Sea Grant Program External Advisory Committee (EAC): The EAC provides stakeholder input on the strategic planning process, the research proposal review process, and on Commonwealth-wide trends and needs. The EAC is a diverse group of end-users including representatives from state agencies, the education community, coastal planning and management, the private sector, and NGOs. (MPPDC Staff 9 years+)

The Association for Commuter Transportation (ACT) (Telework Council Secretary): ACT is the premier association for professionals and organizations whose focus is the delivery of commuting options and solutions for an efficient transportation system. The Telework Council is concerned with promoting telework and providing telework information and technical assistance to employers (MPPDC Staff 10 years+)

Middle Peninsula Northern Neck Coordinated Human Services Mobility Committee: Provides direction for a unified comprehensive strategy for transportation service delivery in the Middle Peninsula and Northern Neck Planning Districts focused on unmet transportation needs of seniors, people with disabilities, and people with low incomes. (MPPDC Staff 12 years)

The Coastal Society: The Coastal Society is an organization of private sector, academic, and government professionals and students. The Society is dedicated to actively addressing emerging coastal issues by fostering dialogue, forging partnerships, and promoting communications and education. (MPPDC staff serves as a Director)

Eastern Virginia Groundwater Management Advisory Committee (EVGMAC) Workgroup #2B: EVGMAC is charged with assisting the State Water Commission and DEQ in developing, revising and implementing a management strategy for groundwater in Eastern Virginia Groundwater Management Area. Group #2B will identify trading options and programs used in other states; evaluate how trading programs might help with future growth and development, and individual and regional solutions; and evaluate feasibility, data needs, cost and possible participants.

Opportunities Identified to Implement Commission Priorities

April 2020 – January 2021

Service Center	Project Title and Description	Date Applied	Funding	Status
Community Develop.	DRPT Transportation Demand Management Program	Feb. 2021	\$82,402	Submitted
Environmental	VCZMP Restoration Project Design	Feb. 2021	\$60,000	Funded
Environmental	DEQ WIP Technical Assistance (Year 2)	Dec. 2020	\$72,500	Funded
Environmental	General Assembly Elevated Septic Pilot Program	Nov. 2020	\$120,000	Submitted
Environmental	FEMA BRIC Fight The Flood Project Scoping	Nov. 2020	\$100,000	Submitted
Environmental	FEMA BRIC Hog Island Resilience Construction	Nov. 2020	\$82,688	Submitted
Environmental	FEMA BRIC Cpt. Sinclair Poolhouse Mitigation	Nov. 2020	\$97,200	Submitted
Environmental	FEMA BRIC Ware River Living Shoreline Extension	Nov. 2020	\$97,500	Submitted
MPCBPAA	DCR Virginia Land Conservation Foundation – Tappahannock Acquisition	Nov. 2020	\$274,500	Not Funded
MPCBPAA	VTC Paddle & Pub Crawl Event	Sep. 2020	\$10,000	Funded
Community Develop.	VTC Rural Coastal VA marketing (ANPDC applicant)	Sep. 2020	\$10,000	Funded
Environmental	DEQ Nonpoint Program – Residential Septic Improvements	Sep. 2020	\$179,571	Funded
Community Develop.	DHCD – Community Business Launch	Aug. 2020	\$45,000	Not Funded
Environmental	VCZMP – Coastal Technical Assistance Program	July 2020	\$129,100	Funded
Environmental	DEQ VA Clean Water Revolving Loan Fund – Stormwater Improvements	July 2020	\$250,000	Not Funded
MPCBPAA	GO VA Bay Direct App	June 2020	\$115,500	Funded
Transportation	VDOT Rural Transportation Planning Program	May 2020	\$72,500	Funded
Transportation	USDOT BUILD – Working Waterfronts Enhancement Designs	May 2020	\$2,658,096	Not Funded
Emergency Mgmt.	VDEM – Cybersecurity	April 2020	\$231,920	Not Funded
Community Develop.	CZM ANPDC Ecotourism Year 4	April 2020	\$27,501	Funded
Environmental	NFWF Coastal Resilience Fund – Ware River Living Shoreline	April 2020	\$135,000	Not Funded
Environmental	NFWF Coastal Resilience Fund – Mathews Shoreline Resilience	April 2020	\$156,000	Not Funded
MPCBPAA	DCR Virginia Land Conservation Foundation – Abingdon Land Acquisition	April 2020	\$455,470	Not Funded
MPCBPAA	VMRC Recreation Fishing Fund – Cpt. Sinclair Dock Rebuild	April 2020	\$50,000	Funded

ACRONYMS

ACH	Automated Clearing House	MPRSC	Middle Peninsula Regional Security Center
AFG	Assistance to Firefighters Grants	NHD	Natural Heritage Data
AFID	Agricultural and Forestry Industries Development	NIMS	National Incident Management System
AHMP	All Hazards Mitigation Plan	NFWF	National Fish and Wildlife Foundation
BCC	Building Collaborative Communities Project	NOAA	National Oceanic and Atmospheric Administration
BOS	Board of Supervisors	NPS	National Park Services
CBPA	Chesapeake Bay Preservation Area	OCVA	Oyster Company of Virginia
CBSF	Chesapeake Bay Stewardship Fund	OLGA	On-line Grant Administration
CDBG	Community Development Block Grant	PAA	Public Access Authority
CEDS	Comprehensive Economic Development Strategy	RBEG	Rural Business Enterprise Grant
CIP	Capital Improvement Plan	RBOG	Rural Business Opportunity Grant
COI	Conflict of Interest	RFP	Request for Proposal
CRS	Credit Rating System	RFQ	Request for Qualifications
CVE	Countering Violent Extremism	RLF	Revolving Loan Fund
CZMP	Coastal Zone Management Program	RTP	Rural Transportation Planning
DEQ	Department of Environmental Quality	SERCAP	Southeast Rural Community Assistance Project
DGIF	Department of Game and Inland Fisheries	SHSG	State Homeland Security Grant
DHR	Department of Historic Resources	SWCD	Soil and Water Conservation District
DHCD	Department of Housing and Community Development	SWM	Storm Water Management
DMME	Department of Mines Minerals and Energy	SWRP	State Water Resource Plan
DOC	Department of Corrections	THIRA	Threat & Hazard Identification & Risk Assessment
DOE	Department of Energy	TIF	Tax Increment Financing
DRPT	Department of Rail and Public Transportation	TMDL	Total Maximum Daily Loads
EDA	Economic Development Administration	USDA	U.S. Department of Agriculture
EDO	Economic Development Organization	USFWS	U.S. Fish and Wildlife Service
EECBG	Energy Efficiency and Conservation Block Grant	VAPA	Virginia Planning Association
EOC	Emergency Operation Center	VAPDC	Virginia Association of Planning District Commissions
EPA	Environmental Protection Agency	VASG	Virginia Sea Grant
FEMA	Federal Emergency Management Agency	VAZO	Virginia Association of Zoning Officials
Fracking	Hydraulic Fracturing	VCP	Virginia Coastal Program
GIS	Geographic Information System	VCZMP	Virginia Coastal Zone Management Program
HAM	Amateur Radio	VCWRLF	Virginia Clean Water Revolving Loan Fund
HRPDC	Hampton Roads Planning District Commission	VDEM	Virginia Department of Emergency Management
LGA	Local Government Administrators	VDH	Virginia Department of Health
LPT	Local Planning Team	VDOT	Virginia Department of Transportation
LSIP	Living Shoreline Incentive Program	VDMME	Virginia Department of Mines, Minerals, and Energy
MOU	Memorandum of Understanding	VEE	Virginia Environmental Endowment
MPA	Middle Peninsula Alliance	Vertical Assets	"Towers or other structures that hold cell, broadband and other equipment"
MPBA	Middle Peninsula Broadband Authority	VHB	Vanasse Hangen Brustlin
MPCBPAA	Middle Peninsula Chesapeake Bay Public Access Authority	VIMS	Virginia Institute of Marine Science
MPEDRO	Middle Peninsula Economic Development and Resource Organization	VMRC	Virginia Marine Resource Commission

VOAD	Volunteer Organization Active in Disasters
VOP	Virginia Outdoors Plan
VRA	Virginia Resources Authority
VSMP	Virginia Stormwater Management Program
VTA	Virginia Transit Association
VWP	Virginia Water Protection
VWWR	Virginia Water Withdrawal Reporting
WIP	Watershed Implementation Plan
WQIF	Water Quality Improvement Fund

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RESOLUTION

To submit a proposal to the Virginia Port Authority for the shallow draft dredging of a priority waterway of the Middle Peninsula, Hole In The Wall in Mathews County, and for the beneficial use of dredged material at a priority public facility of the Middle Peninsula, Haven Beach in Mathews County.

WHEREAS, the federal government is no longer taking responsibility for maintaining safe boater access to Federally designated channels through shallow water dredging and maintenance of navigation infrastructure; and

WHEREAS, in May 2018, the Virginia General Assembly established the Virginia Waterway Maintenance Fund for the purpose of supporting shallow-draft dredging projects throughout the Commonwealth; and

WHEREAS, the waterways of the Middle Peninsula have played an important role in the development of Coastal Virginia’s Economy since colonial times; and

WHEREAS, these waterways and harbors also perform other valuable functions such as ports of refuge during inclement weather, ports for U.S. Coast Guard rescue stations, ports for law enforcement, ports for commercial fishing, ports for recreational vessels; and

WHEREAS, many waterways in the rural coastal Virginia and the Middle Peninsula Region still require regular maintenance dredging because of natural sedimentation, storm events, and littoral drift, among other factors; and

WHEREAS, the Virginia Waterway Maintenance Fund offers an opportunity for localities to address waterway dredging needs that are important to the region’s economy and way of life; and

WHEREAS, the Middle Peninsula Planning District Commission, in partnership with member jurisdictions and the Virginia Institute of Marine Science, has completed designs for four priority waterways, including Hole In The Wall and Davis Creek in Mathews County and Aberdeen and Timberneck Creeks in Gloucester County, as the region’s current top dredging priorities; and

WHEREAS, the Middle Peninsula Planning District Commission identified the Hole In The Wall dredging and beneficial use project as its top priority project for Virginia Port Authority Waterway Maintenance Funding during its meeting on January 27, 2021;

NOW, THEREFORE BE IT FURTHER RESOLVED that the Middle Peninsula Planning District Commission supports the submission of a proposal to the Virginia Port Authority Waterway Maintenance Fund for dredging of the Hole In The Wall in Mathews County and beneficial reuse of dredged material at Haven Beach in Mathews County.

This the _____ day of _____, 2021

ATTEST

(Clerk or Secretary)

(Chairman)

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**2021 Virginia General Assembly Regular Session
Budget Status Report**

Middle Peninsula Planning District Commission

Last Friday, the House and the Senate approved their competing versions of the budget. Each bill now goes to the other body where they will be conformed to the budget that passed their respective chambers. At the end of this process a conference committee composed of a small group of members from both money committees will be appointed to resolve the differences. Those members are expected to be named early this week. Below are all the amendments that we have identified that may be of interest to the region.

Specific MMPDC Related Amendments

Department of Housing and Community Development

Governor: No proposal

House: Adds \$120,000 over the biennium from the general fund for an elevated specific system pilot program at the Middle Peninsula Planning District Commission. Septic systems in coastal Virginia suffer from a constant threat of sea level rise, storm surges, and chronic flooding which can cause catastrophic failures of inground septic systems due to water inundation. The Middle Peninsula Planning District Commission will contribute \$10,000 to this pilot project.

Senate: No comparable amendment

Department of Health

Governor: No proposal

House: This amendment adds language directing the Virginia Department of Health (VDH) and Department of Environmental Quality, in partnership with the Middle Peninsula Planning District Commission, to initiate a three-year pilot program designed to study the use of engineered septic systems that house and treat sewage effluent in an elevated, self-contained unit suitable for areas with high water tables and susceptible to flooding in Coastal Virginia. A companion amendment in Item 114 provides funding to Middle Peninsula Planning District Commission for costs associated with the pilot program.

Senate: No comparable amendment

Department of Transportation

Governor: No proposal

House: Requires VDOT to report annually on the status of what transportation infrastructure in the Coastal Shore region is at risk to inundation from sea-level rise and what is being done to address the concerns.

Senate: No comparable amendment

Governor: No proposal

House: Restores \$294,000 the second year from the general fund to provide each of the 21 **Planning District Commissions with an increase** of \$14,000 per year.

Senate: Includes same amendment

Department of Conservation and Recreation:

Governor: No proposal

House: Increases the appropriation for agricultural best management practices by \$30.0 million from the general fund the second year, to a total of \$65 million.

Senate: No comparable amendment

Department of Environmental Quality

Governor: No proposal

House: No comparable amendment

Senate: Directs the creation of a multi-agency workgroup to review the practice of retiring agricultural land for the generation of nutrient credits and determine its impact on agricultural sustainability, farmland retention, farmland preservation, and functions of the nutrient credit exchange in the Virginia portion of the Chesapeake Bay watershed and its subwatersheds.

Governor: No proposal

House: No comparable amendment

Senate: Provides the funding for staffing dedicated to the erosion and sediment control program to review for solar project permitting and provide this service to projects upon the request of a locality pursuant to the provisions of SB 1258 of the 2021 General Assembly.

All other budget amendments of interest by subject area follow:

Health and Human Services

Department of Agriculture and Consumer Services

Governor: No proposal

House: Increases the first year general fund appropriation for the Virginia Food Access Investment Program from \$1.25 million to \$3.1 million.

Senate: No comparable proposal

Childrens' Services Act

House: No comparable amendment

Senate: Eliminates the annual two percent rate cap on increases that localities may pay for private day special services under the Children's Services Act. This rate cap was temporary until the completion of the rate setting study, which will be complete in fiscal year 2021.

Governor: No proposal

House: No comparable amendment

Senate: Removes language that allows localities to adjust daily or monthly rates for the 2020-2021 school year for virtual or distance learning provided by a private school serving with disabilities under the Children's Services Act.

Department of Health

Governor: Provides funds to continue support for a mass vaccination campaign to respond to the COVID-19 pandemic and have systems in place to efficiently store and distribute COVID-19 vaccines.

FY 2021

FY 2022

General Fund	\$30,184,899	\$59,123,029
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House: Added \$18.0 million in nongeneral funds the first year in addition to \$30.2 million from the general fund contained in the introduced budget for COVID-19 mass vaccination efforts. Replaces \$59.1 million the second year funding from the general fund for mass vaccination efforts with \$59.1 million in nongeneral funds. The source of the nongeneral funds in each year is funding provided from the federal Coronavirus Preparedness and Response Supplemental Appropriations Act (P.L. 116-123).

Senate: Includes same amendment

Governor: Provides funds in the second year for the U.S. Centers for Disease Control and Prevention's Epidemiology and Laboratory **Capacity grant for COVID-19 response to continue testing and containment efforts.**

	FY 2021	FY 2022
Nongeneral Fund	\$0	\$40,255,099

House: Supplants the general funds with newly available federal COVID -19 response funds.

Senate: Includes same amendment

Governor: Provides support to further enhance the **agency's communication efforts in response to the COVID-19 pandemic through the Virginia's Health is in Our Hands campaign.**

	FY 2021	FY 2022
General Fund	\$6,500,000	\$12,500,000

House: No change

Senate: No change

Governor: Provides funds to meet the **revised funding formula estimates for the cooperative health budget.** The agency will use a portion of this funding to hold harmless localities that would otherwise experience a decrease in general fund support.

	FY 2021	FY 2022
General Fund	\$0	\$10,200,000

House: No changes

Senate: Reduces funding to \$2.8 million by phasing in over three years the increase in local matching funds and the increase in state support for the updates to the local health department cooperative funding formula.

Governor: Provides funds to support **epidemiologist and communicable disease nurse positions at the Office of Epidemiology** for public health emergency response and to respond to the COVID-19 pandemic.

	FY 2021	FY 2022
General Fund	\$0	\$3,118,145
Positions	0.00	26.00

House: No change

Senate: No change

Governor: Provides support for the **contract with the University of Virginia's Biocomplexity Institute and the RAND corporation for COVID-19 data modeling services.**

	FY 2021	FY 2022
General Fund	\$722,472	\$1,444,944

House: No change

Senate: No change

Governor: Increases funds from federal Temporary Assistance for Needy Families (**TANF**) **funds for LARC and non-LARC contraceptives.** Additionally, this amendment adds language giving the Virginia Department of

Health the flexibility to shift funding from one category of contraceptives to the other based on patient volume and patient choice.

	FY 2021	FY 2022
Nongeneral Fund	\$0	\$1,000,000

House: No change

Senate: No change

Governor: Provides funds to support a **strategic public communications campaign with a focus on equity, diversity, and inclusion to maximize the reach of COVID-19 communications** to target Virginians of various socio-economic, geographic, racial and ethnic, generational, physical and mental abilities, religious, gender, language differences, and other unique similarities and differences.

	FY 2021	FY 2022
General Fund	\$600,000	\$0

House: No change

Senate: No change

Department of Social Services

Governor: Updates appropriation to **properly account for the anticipated cost of providing mandated Temporary Assistance for Needy Families (TANF) benefits**. Benefits include cash assistance payments, employment services and childcare.

	FY 2021	FY 2022
General Fund	\$1,747,069	\$1,378,372
Nongeneral Fund	(\$17,693,963)	(\$2,585,687)

House: No change

Senate: No change

Governor: Increases the appropriation for **federal pass through funding for local departments of social services**.

	FY 2021	FY 2022
Nongeneral Fund	\$8,000,000	\$8,000,000

House: No change

Senate: No change

Governor: Provides funding for **evidence-based and trauma-informed mental health, substance use disorder, and in-home parent skill based training to children at imminent risk of entering foster care and their families**. The reimbursable services are included in the federal title IV-E) Prevention Services Clearinghouse (Family First Prevention Services Act (FFPSA)). Also provides funding to create an evidence-based practices evaluation team. An evaluation team is required by the FFPSA to ensure that the provision of evidence-based practices provided to children and families are producing the desired outcomes to improve the safety, permanency and well-being of children. Funding was separately reallocated during the 2020 Special Session I to provide phased-in funding for local departments of social services to begin hiring staff and creating their prevention services departments in response to the FFPSA.

	FY 2021	FY 2022
General Fund	\$0	\$9,211,378
Nongeneral Fund	\$0	\$5,000,000

House: No change

Senate: No change

Governor: Removes **foster care placement funding in Psychiatric Residential Treatment Facilities** with federal Title IV-E funding. These placements qualify for Medicaid funding and are reflected in a corresponding decision package at the Office of Children's Services.

	FY 2021	FY 2022
General Fund	\$0	(\$5,024,583)
Nongeneral Fund	\$0	(\$5,024,584)

House: No change

Senate: No change

Governor: Adjusts funding to cover the cost of **providing foster care and adoption subsidy payments**. Based on recent expenditure trends and the impact of child welfare policy changes, this amendment adjusts the appropriation to cover the necessary costs of providing payments to foster care and adoptive families.

	FY 2021	FY 2022
General Fund	(\$917,838)	(\$716,572)
Nongeneral Fund	\$2,365,422	\$2,164,156

House: No change

Senate: No change

Governor: **Supplants general funds with nongeneral funds for foster care and adoptions** to account for the temporary enhanced Federal Medical Assistance Percentage rate. This adjustment has been calculated for January 1 through March 31, 2021, when the enhanced rate is set to expire.

	FY 2021	FY 2022
General Fund	(\$2,923,178)	\$0
Nongeneral Fund	\$2,923,178	\$0

House: No change

Senate: No change

Governor: Provides funding to **expand the SNAP Employment and Training (SNAPET)** program to 95 additional local departments of social services.

	FY 2021	FY 2022
General Fund	\$0	\$2,034,699
Nongeneral Fund	\$0	\$2,923,675
Positions	0.00	1.00

House: No change

Senate: No change

Governor: Provides funding for **two positions in the Central Office and staffing costs for local departments of social services to implement the Virginia Facilitated Enrollment program**. There is a corresponding package that the Department of Medical Assistance Services that include one-time funding for related changes to the Virginia Case Management System.

	FY 2021	FY 2022
General Fund	\$0	\$376,910
Nongeneral Fund	\$0	\$2,709,776
Positions	0.00	2.00

House: No change

Senate: No change

Governor: Continues Temporary Assistance for Needy Families (TANF) grant funding to the Federation of Virginia Food Banks to provide child nutrition programs.

	FY 2021	FY 2022
Nongeneral Fund	\$0	\$3,000,000

House: No change

Senate: No change

Governor: No proposal

House: This amendment restores \$2.2 million from the general fund and \$2.2 million from the nongeneral fund in fiscal year 2022 for local social services departments' (LDSS) to **increase minimum salary levels for LDSS family services by 20 percent, and to increase minimum salary levels for benefit program services, self-sufficiency services and administrative positions by 15 percent** that are currently below the new minimum threshold. These actions should assist in reducing the high turnover and vacancy rates in these LDSS positions

Senate: Includes same amendment

Governor: No proposal

House: No comparable amendment

Senate: Establishes an **interagency working group to develop recommendations for local criminal justice diversion programs to provide alternatives to arrest, conviction or incarceration for lower-level offenses.**

Specifically charges DSS, as administrator of the federal Community Services Block Grant, to establish an interagency working group to develop recommendations for implementation of local criminal justice diversion programs. Each diversion program should offer standards for providing persons charged with lower-level offenses alternatives to arrest, conviction or incarceration for lower-level offenses. The scope of these programs shall not include behavioral health issues as those priorities are being addressed elsewhere. The working group should include the appropriate offices and agencies of Health and Human Resources, Commerce and Trade, Public Safety and Homeland Security and the Governor's Chief Diversity, Equity and Inclusion Officer. The interagency working group shall work with community action agencies, local governments including local law enforcement, representatives of the judicial system, civil rights organizations as well as other stakeholders to develop locally-based solutions. The recommendations shall provide for two-generation whole family strategies that deal with meeting the needs of the potential offender and his or her entire family by addressing issues related to poverty, including homelessness. The DSS must submit its recommendations to the General Assembly no later than September 30,2021.

Department of Behavioral Health and Developmental Services

Governor: Provides funds to support **contracts for the diversion and discharge of individuals from state mental health facilities** and a **pilot mobile crisis program for those who have a primary diagnosis of dementia.** Additionally, language requires a multi-agency work group to determine system capacity and needs.

	FY 2021	FY 2022
General Fund	\$0	\$3,547,000
Positions	0.00	6.00

House: No change

Senate: No change

Governor: **Increases the availability of discharge planning funding for those individuals moving from state-operated mental health facilities to community placements.**

	FY 2021	FY 2022
General Fund	\$0	\$2,500,000

House: No change

Senate: No change

Governor: Amends language to **allow funds currently earmarked for law enforcement training in rural localities to be used to address additional CIT programs and programs at CIT assessment sites.** The localities currently served by these funds have adequate training funds remaining from the previous year’s distribution. Language requires that priority be given to rural localities in the distribution of these funds.

House: No change

Senate: No change

Governor: Provides **emergency regulatory authority to the State Board of Department of Behavioral Health and Developmental Services for regulations related to providers impacted by the federal Family First Prevention Services Act.** Language requires that any regulatory change be budget neutral.

House: No change

Senate: No change

Governor: No proposal

House: Modifies language related to **medication assisted treatment for individuals who are addicted to opioids.** Language changes (i) clarify that this pertains to funding received by Community Services Boards or a Behavioral Health Authority, (ii) clarify that the funding is used for appropriate long-acting, injectable prescription drug treatment regimens, and (iii) directs that the funding for medication assisted treatment also be prioritized for individuals that are not covered by insurance.

Senate: Includes same amendment

Housing, Community Development and Unemployment

Department of Forestry

Governor: No proposal

House: Directs the Department to convene a **stakeholder workgroup to provide recommendations for policies which encourage increased tree cover in communities, and the preservation of mature trees and tree cover on sites being developed.**

Senate: No comparable amendment

Department of Housing and Community Development

Governor: Increases support for the **Virginia Housing Trust Fund, including additional funds to support mortgage and rental assistance in the first year.**

	FY 2021	FY 2022
General Fund	\$15,700,000	\$25,000,000
Positions	0.00	4.00

House: Removes the second year funding increase. The additional \$40.7 million for the Virginia Housing Trust Fund in fiscal year 2021 served as a bridge to continue the Rent and Mortgage Relief program and is no longer needed in the second year due to the availability of over \$560 million in federal funds for rental assistance.

Senate: Removes the first year increase intended to support the Virginia Rent and Mortgage Relief Program and directs that funding distributed under the federal Consolidated Appropriations Act, P.L. 116-260 (2020) for rental assistance be designated as the primary source of funding for the Commonwealth's rental assistance program.

Governor: Provides an appropriation and position **authorization to administer federal funds received by the agency to provide coronavirus relief.**

	FY 2021	FY 2022
Nongeneral Fund	\$0	\$30,000,000

Positions 0.00 10.00

House: No change

Senate: No change

Governor: Increases support for **Virginia Telecommunication Initiative (VATI) to level fund grants from the program at \$49.7 million** and provide \$250,000 for administration.

	FY 2021	FY 2022
General Fund	\$0	\$15,250,000
Positions	0.00	2.00

House: No change

Senate: No change

Governor: No proposal

House: Adds \$424,000 from the general fund in the second year to develop a statewide broadband map and establishes parameters for the development of that map.

Senate: No comparable amendment

Governor: No proposal

House: Creates a one-year pilot that will allow public broadband authorities to compete for funds from the Virginia Telecommunications Initiative program. This is the recommendation of the Broadband Advisory Council

Senate: Includes same amendment

Governor: Provides funding to **continue the Eviction Prevention and Diversion Pilot Program** with the aim of reducing evictions throughout the Commonwealth.

	FY 2021	FY 2022
General Fund	\$0	\$3,300,000
Positions	0.00	2.00

House: No change

Senate: No change

Governor: Provides a one-time **increase for the Virginia Main Street Program.**

	FY 2021	FY 2022
General Fund	\$0	\$3,000,000

House: Removes the proposed increase for program in the second year due to the \$120 million in small business support being deployed through the Rebuild Virginia program. A companion amendment in item 128 provides additional funds for the Rebuild Virginia program from skilled games revenues.

Senate: No comparable amendment

Governor: Provides additional support to the **Southeast Rural Community Assistance Project, bringing total state support to \$1.6 million in 2022.**

House: No change

Senate: No change

Governor: No proposal

House: No comparable amendment

Senate: This amendment \$10.0 mill and 3 FTE **establishes the Virginia CDFI Fund (the Fund)** which may be comprised of appropriations, grants and loans from federal, state and private sources, and other types of financial assistance, to provide capital through grants to community development financial institutions (CDFIs), community development enterprises (CDE), or other such similar entities as permitted by law, whose primary

purpose is to provide financing in the form of loans, grants or forgivable loans to small business or community revitalization real estate projects in Virginia.

Governor: No proposal

House: Adds \$50,000 in the second year from the general fund pursuant to the passage of House Bill 2053 in the 2021 General Assembly, which directs the Department to lead a **workgroup to provide recommendations on increasing local development of accessory dwelling units on single-family dwelling lots.**

Senate: No comparable proposal

Governor: No proposal

House: Directs the Commission on Local Government to undertake a **review of the of mandatory property tax exemptions on local government revenues and services** and recommend potential options for mitigating fiscal impacts.

Senate: Includes same amendment

Governor: No proposal

House: Restores \$250,000 in each year from the general fund for an increase to the **Enterprise Zone grant program to help avoid grant proration** of real estate awards from the program.

Senate: Includes same amendment

Virginia Employment Commission

Governor: Provides **one-time support to cover costs associated with the increase in staffing** necessary to process the high volume of unemployment insurance claims as a result of the pandemic.

	FY 2021	FY 2022
General Fund	\$0	\$9,960,283

House: No change

Senate: No change

Governor: Provides **support for estimated interest on federal cash advances for unemployment insurance benefits** as a direct result of the pandemic. Interest payments will continue into the next biennium.

	FY 2021	FY 2022
General Fund	\$0	\$7,502,701

House: No change

Senate: No change

Governor: Provides **one-time support to incorporate CARES Act programs into the new unemployment insurance system** so that the agency can go live with the modernized system and remove the legacy system from the state’s mainframe.

	FY 2021	FY 2022
General Fund	\$0	\$5,000,000

House: No change

Senate: No change

Public Safety

Department of Emergency Management

Governor: Provides support for **estimated costs from January 2021 (fiscal year 2021) through December 2021 (fiscal year 2022) as the agency continues coordinating the Commonwealth’s response to the COVID-19 pandemic.**

	FY 2021	FY 2022
General Fund \$	41,965,587	\$36,930,220

House: Supplanted with newly available federal funds

Senate: Includes same amendment

Governor: Provides funding to begin **evaluating, upgrading, and maintaining the Integrated Flood Observation and Warning System (IFLOWS).** The IFLOWS is an automated flood warning system located in flash flood prone areas of western Virginia. The aging system is in need of repair and maintenance to operate properly. This action restores funding that was unallotted in Chapter 1289, 2020 Acts of Assembly.

	FY 2021	FY 2022
General Fund	\$0	\$1,000,000

House: No change

Senate: No change

Compensation Board

Governor: Provides **entry-level salary increases for regional jail officers** consistent with the 2018 Special Session I approved salary increases for all entry-level deputy sheriffs. The funding equalizes the pay grade for all entry-level correctional officers in local and regional jails. This action restores funding that was unallotted in Chapter 1289, 2020 Acts of Assembly.

	FY 2021	FY 2022
General Fund	\$0	\$2,625,182

House: No change

Senate: No change

Governor: Provides funding to meet **25 percent of the staffing need in Sheriffs’ offices and Commonwealth’s Attorneys’ offices.** This action restores funding that was unallotted in Chapter 1289, 2020 Acts of Assembly.

	FY 2021	FY 2022
General Fund	\$0	\$2,330,388

House: No change

Senate: No change

Governor: Adjusts **circuit court clerk personnel salaries to address pay equity with the district court clerk positions.** This action restores funding that was unallotted in Chapter 1289, 2020 Acts of Assembly.

	FY 2021	FY 2022
General Fund	\$0	\$1,837,167

House: No change

Senate: No change

Governor: No proposal

House: No comparable proposal

Senate: CB- Adds \$250,000 GF in FY 2022 to contract with the National Center for State Courts to assist the Compensation Board in a study, working in collaboration with the Virginia Association of Commonwealth's Attorneys, of **the staffing standards for Commonwealth's Attorney's offices**, to revise the workload measures used as the basis for the allocation of new positions so that they are not based solely on metrics related to felony charges and convictions. The budget language is supplemental to the provisions of SB 1226.

Governor: Provides funding to support positions in **Treasurer and Commissioner of Revenue offices**. This action restores funding that was unallotted in Chapter 1289, 2020 Acts of Assembly.

	FY 2021	FY 2022
General Fund	\$0	\$1,703,254

House: No change

Senate: No change

Governor: No proposal

House: Directs the Executive Secretary of the Supreme Court shall, with representatives from the Indigent Defense Commission, Virginia Community Criminal Justice Association, and other stakeholders identified by the Executive Secretary, to **review the requirements of House Bill 2286 of the 2021 Session regarding bail hearings and provisions** and produce (i) a plan for the implementation of the provisions of the bill, (ii) an estimate of the costs of implementing the provisions of the bill, and (iii) an estimate of potential off-setting savings resulting from implementation of the plan and report the findings to the General Assembly by December 1, 2021.

Senate: No amendment

Energy, Environment and Natural Resources

Department of Mines, Minerals and Energy

Governor: No proposal

House: DMME - This amendment directs the Department of Mines, Minerals, and Energy to establish a **workgroup to assess the feasibility of creating a Virginia Residential Property-Assessed Clean Energy (R-PACE) Program.**

Senate: No comparable amendment

Department of Conservation and Recreation

Governor: **Increases funding for water quality efforts**, including \$4.55 million for technical assistance to soil and water conservation districts and \$9.0 million for deposit to the Virginia Natural Resources Commitment Fund for agricultural best management practices. With this amendment, \$35.0 million will be available for the implementation of agricultural best management practices in 2022.

	FY 2021	FY 2022
General Fund	\$0	\$13,550,000

House: No change

Senate: No change

Governor: Provides for **additional floodplain management positions** to assist Virginia's residents, localities, and state and federal partners, and to ensure compliance with the National Flood Insurance Program.

	FY 2021	FY 2022
General Fund	\$0	\$229,637
Positions	0.00	2.00

House: No change

Senate: No change

Governor: Provides support for a **lead engineer position in the Dam Safety and Floodplain Management Program.**

	FY 2021	FY 2022
General Fund	\$0	\$170,758
Positions	0.00	1.00

House: No change
Senate: No change

Governor: Allocates the **Water Quality Improvement Fund deposit** in the Appropriation Act in 2022 associated with the 2020 discretionary general fund balances. This is a **companion to the amendment appropriating support for technical assistance and additional support to provide \$35 million for the implementation of agricultural best management practices in 2022.**

House: No change
Senate: No change

Department of Environmental Quality

Governor: Provides **support for the Water Protection program** including positions, equipment, and contractual work in air monitoring, compliance, permitting, and policy service areas.

	FY 2021	FY 2022
General Fund	\$0	\$8,315,476

House: No change
Senate: No change

Governor: Provides **support for the Air Protection program** including positions, equipment, and contractual work in air monitoring, compliance, permitting, and policy service areas.

	FY 2021	FY 2022
General Fund	\$0	\$1,978,451

House: No change
Senate: No change

Governor: Provides **support for the Land Protection program** including positions, equipment, and contractual work in air monitoring, compliance, permitting, and policy service areas.

	FY 2021	FY 2022
General Fund	\$0	\$1,659,834

House: No change
Senate: No change

Governor: Amends **hydrofluorocarbons language** to require that the agency implement rules consistent with federally approved manufacturing alternatives as they are approved.

House: DEQ - **Removes proposed language.**
Senate: Includes same amendment

Governor: Amends language to **continue the water quality enhancement fee paid by nonpoint source nutrient banks, and to require the workgroup of affected stakeholders to provide recommendations** to the Governor and General Assembly by November 1, 2021.

House: No change
Senate: No change

Governor: No proposal

House: Adds \$26.0 million from the general fund the second year **for deposit in the Stormwater Local Assistance Fund** for stormwater quality retrofits and upgrades.

Senate: No comparable proposal

Governor: No proposal

House: CA . Authorizes up to \$150,000,000 in **bond proceeds to reimburse entities for the design and installation of nutrient removal technology** as provided in Enhanced Nutrient Removal Certainty Program established in House Bill 2129 for capital costs incurred.

Senate: No comparable proposal

Virginia Marine Resources Commission

Governor: Provides funding for a **coastal resiliency manager position**. This position will manage the Waterways Improvement Fund and the agency’s approach to coastal resiliency in the Commonwealth.

	FY 2021	FY 2022
General Fund	\$0	\$78,150

House: No change

Senate: No change

Department of Wildlife Resources

Governor: No proposal

House: – Delays by one fiscal year the authority of the Department to assess fees for access to boat ramps it owns or manages, and directs the Department to study the costs and benefits or assess such access fees

Senate: Includes a comparable amendment

Transportation

Department of Rail and Public Transportation

Governor: No proposal

House: Authorizes the CTB to **waive the 25 percent cap on programs to reduce the impact of fares on low-income individuals**, including reduced-fare programs and elimination of fares in the Transit Ridership Incentive Program. This budget amendment will allow the CTB to allocate more funding to support the reduction or elimination of fares.

Senate: Provides \$5.0 million the first year from the federal Highway Infrastructure Programs portion of the CRRSA Act (P.L. 116-260) to the **Transit Ridership Incentive Program. Earmarks \$2.5 million to support programs that reduce the impact of fares on low-income individuals**, including reduced-fare programs and elimination of fares and the remaining \$2.5 million for regional connectivity programs focused on congestion reduction and mitigation of long-distance commuter routes.

Governor: No proposal

House: Includes \$500,000 pursuant to the passage of HJ 542 requiring DRPT to **study the Commonwealth's current public transportation system focusing on the equitable delivery of transportation services and the modernization of transit** in the Commonwealth. The resolution requires the DRPT to make a preliminary report by the end of calendar year 2021 and a final report by the end of calendar year 2022.

Senate: No comparable amendment

Department of Transportation

Governor: No proposal

House: Requires VDOT to report annually on the status of what **transportation infrastructure in the Coastal Shore region is at risk to inundation from sea-level rise** and what is being done to address the concerns.

Senate: No comparable amendment

Department of Education - Direct Aid

Governor: No proposal

House: No comparable amendment

Senate: Requires **all school divisions to offer in-person instruction** options in the 2021-2022 school year to a student if the parent or guardian requests.

Governor: (two amendments) **Updates Average Daily Membership projections based on actual Fall Membership data** submitted by local school divisions in fall 2020.

	FY 2021	FY 2022
General Fund	(\$199,432,610)	(\$201,146,159)

Provides funding to ensure that no school division loses state funding in the 2020-2022 biennium as compared to that school division's fiscal year 2021 and fiscal year 2022 state distributions as calculated in Chapter 56, 2020 Acts of Assembly, Special Session I. These payments account for declines in actual Fall Membership and projected Average Daily Membership as well as declines in Direct Aid program enrollment or participation during the 2020 calendar year as a result of the COVID-19 pandemic. The intent is to ensure that each division receives the same amount for FY 2021 and FY 2022 as was approved in Chapter 56, which was the budget approved in the 2020 regular General Assembly session. That budget used projected ADM for Spring 2020. It does not include additional funding if the actual Spring 2020 ADM exceeded those projections.

	FY 2021	FY 2022
General Fund	\$299,373,461	\$214,167,967

House: Reduces funding available for No Loss payments by \$64.7 million in FY 2021. The No Loss payments are reduced by an amount equal to 25 percent of each school division's ESSER II federal relief distribution, and such reduction is capped at 25% of the No Loss payment. The introduced budget proposed \$299.4 million for No Loss payments in the first year, however this was proposed prior to authorization of \$845.4 million in ESSER II subgrants to Virginia school divisions through the federal CRRSA Act of 2021, which became law on December 27, 2020. The House further reduces funding for No Loss Payments as proposed in the introduced budget by \$20.7 million in FY 2021 while adding \$1.8 million in FY 2022. The House further supplants \$30.0 million in first year general funds with nongeneral funds from gray machine revenues.

Senate: No comparable amendment

Governor: No proposal

House: Specifies that **students enrolled in full-time MOP programs shall be enrolled in a separate public school for public reporting purposes**, effective with the 2021-22 school year. Currently, school divisions are permitted to enroll full-time MOP students in a traditional public school for public reporting purposes, although though these students typically do not receive instruction from the staff of the school and reside outside of the enrolling school division. This would ensure that the public reporting information for traditional public schools reflects the student body that physically attends such traditional public schools.

Senate: No comparable amendment

Governor: **Updates funding provided to local school divisions based on the November 2020 sales tax forecast.** Additionally, pursuant to budget language in Chapter 56, 2020 Acts of Assembly, Special Session I, the fiscal year 2021 COVID-19 Local Relief Payments (gray machine tax revenues) are reduced based on the net increase from the sales tax update. The update to COVID-19 Local Relief Payments also accounts for the sales tax impact to the Supplemental Basic Aid account, which was not accounted for in the Chapter 56 appropriation.

	FY 2021	FY 2022
General Fund	\$42,335,519	\$46,595,740
Nongeneral Fund	(\$42,326,571)	\$0

House: No change

Senate: No change

Governor: Supplants nongeneral COVID-19 Relief Funds with general fund support for the Direct Aid COVID-19 Local Relief Payments to local school divisions that were provided in fiscal year 2021 to replace projected losses in sales tax revenue. A separate amendment adjusted the amount of the COVID-19 Local Relief Payments appropriation based on the net increase in general fund support to local school divisions from the sales tax update.

	FY 2021	FY 2022
General Fund	\$52,901,159	\$0
Nongeneral Fund	(\$52,901,159)	\$0

House: No change

Senate: No change

Governor: Provides the state share of a two percent bonus, effective September 1, 2021, for funded Standards of Quality, Academic Year Governor’s School Program, and Regional Alternative Education Program instructional and support positions.

	FY 2021	FY 2022
General Fund	\$0	\$80,068,012

House: Provides \$231.4 million the second year from the general fund and \$759,238 the second year from the Lottery Proceeds fund to provide a 5.0 percent salary increase, effective July 1, 2021. This represents an addition of \$151.7 million the second year, to the convert the 2.0 percent bonus payment that was proposed in the budget as introduced to a 5.0percent salary increase. To access these funds, school divisions must certify that salary increases an average of 5.0 percent will be provided during the 2020-22 biennium.

Senate: Provides \$139.8 million the second year from the general fund and \$455,787 the second year from the Lottery Proceeds fund to provide a 3.0 percent salary increase for SOQ-recognized instructional and support positions, to become effective August 1, 2021. This represents an addition of \$59.3 million the second year to provide a 3.0 percent salary increase in lieu of the 2.0 percent bonus that was proposed in the budget as introduced.

Governor: Adjusts funding for certain educational programs that exceed the foundation of the Standards of Quality. State or federal statutes or regulations mandate most categorical programs. These adjustments update the cost of continuing the current programs with the required data revisions.

	FY 2021	FY 2022
General Fund	(\$1,843,476)	(\$1,850,277)

House: No change

Senate: No change

Governor: No proposal

House: No comparable amendment

Senate: Adds \$49.2 million for the state's share of **three specialized student support positions per 1,000 students.** Specialized student support positions, consistent with Senate Bill 1257, **includes school social workers, school psychologists, school nurses, licensed behavior analysts, licensed assistant behavior analysts, and other licensed health and behavioral positions.** SB 1257 modifies a school personnel requirement in Standard 2 of the Standards of Quality. It requires each school board to provide at least three specialized student support positions, including school social workers, school psychologists, school nurses, licensed behavior analysts, licensed assistant behavior analysts, and other licensed health and behavioral positions, per 1,000 students. The effect is to remove a portion of these positions from the cap on support staff.

Governor: No proposal

House: Provides \$13.2 million the second year from the general fund to increase the **Cost of Competing Adjustment (COCA) for support positions in the school divisions in Planning District 8** and certain adjacent

divisions specified in the Appropriation Act that are eligible to receive COCA funds. For the nine Planning District 8 school divisions, this action would increase the adjustment factor from 10.6% to 18%. For the nine adjacent school divisions, this action would increase the adjustment factor from 2.65% to 4.5%. This restores and expands funding that was eliminated in Chapter 56, 2020 Special Session I that would have increased the adjustment factors from 10.6% to 16% and 2.65% to 4%.

Senate: No comparable amendment

Governor: Provides additional funding to adjust Standards of Quality salary payments for instructional and support positions in Accomack County and Northampton County school divisions to account for Maryland labor costs, consistent with Senate Bill 327 as introduced to the 2020 General Assembly Session.

	FY 2021	FY 2022
General Fund	\$0	\$2,740,726

House: Reduces the proposed amount to \$627,671 in the second year from the general fund and applies the partial Cost of Competing Adjustment (COCA) rate to Accomack and Northampton Counties, which is the rate applied to outlying Northern Virginia localities. The introduced budget included \$2.7 million to provide the full COCA rate to Accomack and Northampton Counties, which is the same rate applied to the core Northern Virginia localities in Planning District 8.

Senate: Removes Accomack and Northampton counties from the full cost of competing adjustment as included in the introduced budget and instead provides \$2.7 million from the Lottery Proceeds Fund the second year for one-time support to Accomack and Northampton school divisions for recruitment and retention efforts.

Governor: No proposal

House: Provides \$582,000 GF the second year as an incentive for the Alleghany County and Covington City school divisions to consolidate. Such payments are intended to beset at this amount for five years, with no adjustments. The Board of Education approved the consolidation of these divisions to be effective July 1, 2022.

Senate: Includes same amendment

Governor: No proposal

House: Appropriates \$30 million the second year from federal Elementary and Secondary School Emergency Relief funds authorized in the CRRSA Act of 2021 for grants to address COVID-19 related learning loss, remediation and recovery, and other student support needs related to the impact of COVID-19 on the public education system. Grants shall be awarded by the Department of Education, in consultation with a stakeholder workgroup convened to focus on remediation and recovery needs.

Senate: Provides \$30.0 million from the Lottery Proceeds Fund the second year to support the state share of \$117.18 per pupil the second year based on the estimated number of federal Free Lunch participants for one-time programs and initiatives to address learning loss experienced by students due to the COVID-19 pandemic. No local match is required to receive these state funds.

Governor: No proposal

House: Adds \$51.1 million the first year from gray machine revenues to support learning losses resulting from the COVID-19 pandemic. These payments will be distributed to school divisions based on the existing At-Risk Add-On formula, using an add-on range of 0% to 6%. No local match is required, and unexpended funds from the first year shall remain available in the second year. This amendment requires the Department of Education to include information on each school divisions' use of these funds in an annual report to the Chairs of the House Appropriations and Senate Finance and Appropriations Committees.

Senate: No comparable proposal

Governor: Supplants general funds with Lottery proceeds to reflect an increase in the estimate of Lottery proceeds to support K-12 public education. The fiscal year 2021 estimate increases from \$658.0 million to \$685.0 million, and the fiscal year 2022 estimate increases from \$666.1 million to \$690.9 million.

	FY 2021	FY 2022
General Fund	(\$27,071,726)	(\$24,798,667)
Nongeneral Fund	\$27,071,726	\$24,798,664

House: Increases the Lottery proceeds forecast by \$23.2 million to a total of \$708.2 million the first year and uses the increase to supplant a like amount of general funds.

Senate:

Governor: Adjusts state support for Lottery-funded programs based on actual participation and updated projections.

	FY 2021	FY 2022
General Fund	(\$18,720,887)	(\$8,633,348)

House: Adds \$20.1 million the first year and \$9.9 million the second year fund to ensure 40 percent of Lottery Proceeds are dedicated to Infrastructure and Operations Per Pupil Payments, formerly known as Supplemental Lottery Per Pupil Allocations. The additional funding increases these Per Pupil Payments by approximately \$30 per pupil the first year and \$15 per pupil the second year.

Senate: No comparable amendment

Governor: Provides state support for one full-time equivalent school counselor position per 325 students in grades kindergarten through 12 pursuant to the 2021-2022 school year staffing ratio required by § 22.1-253.13:2, Code of Virginia.

	FY 2021	FY 2022
General Fund	\$0	\$26,645,142

House: No change

Senate: No change

Governor: Updates the state cost of the English as a Second Language program based on data for verified English learners submitted by school divisions in fall 2020. A separate amendment adds data for presumptive English learners, which are those students who are identified through a preliminary screening process but who have not been screened formally. Formal screening involves the in-person administration of a screening instrument, and a number of school divisions have had difficulty administering the in-person screening because of the COVID-19 pandemic. The addition of presumptive English learners increases the state cost by \$4.3 million in fiscal year 2021 and increases the state cost by \$6.5 million in fiscal year 2022. The net impact of these actions is a decrease of \$7.6 million in fiscal year 2021 and a decrease of \$12.6 million in fiscal year 2022.

	FY 2021	FY 2022
General Fund	(\$11,841,463)	(\$19,043,255)

House: No change

Senate: No change

Governor: Adds the presumptive English learner designation in the update for the English as a Second Language program. Presumptive English learners are those students who are identified through a preliminary screening process but who have not been screened formally. Formal screening involves the in-person administration of a screening instrument, and a number of school divisions have had difficulty administering the in-person screening because of the COVID-19 pandemic. A separate amendment updates the state cost of the English as a Second Language program with data for verified English learners, which results in a decreased state cost of \$11.8 million in fiscal year 2021 and a decreased state cost of \$19.0 million in fiscal year 2022. The net

impact of these actions is a decrease of \$7.6 million in fiscal year 2021 and a decrease of \$12.6 million in fiscal year 2022.

	FY 2021	FY 2022
General Fund	\$4,251,850	\$6,490,911

House: No change

Senate: No change

Governor: Restores funding to maximize pre-kindergarten access for at-risk three- and four-year-old children. Chapter 56, 2020 Acts of Assembly, Special Session I, partially restored funding for this initiative by increasing the Virginia Preschool Initiative per-pupil amount from \$6,326 to \$6,959 in fiscal year 2022. This amendment increases the per pupil amount to \$7,655 in fiscal year 2022, which restores the balance of funding initially appropriated for this initiative in fiscal year 2022 in Chapter 1289, 2020 Acts of Assembly.

	FY 2021	FY 2022
General Fund	\$0	\$11,122,649

House: Reduces first year funding by \$15.9 million based on actual VPI enrollment reported in the 2020-2021 school year. The introduced budget retained \$21.0 million GF the first year in the undistributed balance to ensure that there were sufficient funds available to school divisions that exercised the enrollment flexibility contained in Superintendent's Memo #282-20. The House also eliminates the \$11.1 million proposed increase in the second year. Even with these changes, the VPI per pupil amount will increase by 10% from \$6,326 in FY 2021 to \$6,959 in FY 2022. The introduced budget would have increased the per pupil amount by 21% to \$7,655 in FY 2022.

Senate: Has same amendment

Governor: Extends the timeline for the Department of Education's plan to determine the gap between childcare market rates and the Virginia Preschool Initiative per pupil amount. The unique childcare conditions during the COVID-19 pandemic have made it difficult to assess accurate market rates and to project accurate values for add-on grants.

House: No change

Senate: No change

Governor: Adds language that authorizes, within the fiscal year, any funds appropriated for Virginia Preschool Initiative Payments that are not awarded to be used as flexible funding available to supplement any of the other initiatives in Item 145.C.14. This additional flexibility is intended to maximize the expansion of early childhood programming based on the needs of the localities.

House: No change

Senate: No change

Governor: No proposal

House: Requires the Department of Education to **prioritize serving at-risk four-year-old children when reallocating funds among components of the Virginia Preschool Initiative**, such as the community provider add-on, and the at-risk three-year-old pilot program.

Senate: No comparable amendment

Governor: Establishes a target inclusion rate for special education students in Virginia Preschool Initiative classrooms.

House: No change

Senate: No change

Governor: Expands eligibility for the Virginia Preschool Initiative - Provisional Teacher Licensure program to include provisionally licensed teachers in other publicly-funded preschool programs operated by the school division.

House: No change

Senate: No change

Governor: No proposal

House: Provides \$300,000 the second year for the **Literacy Lab- VPI Minority Educator Fellowship program**. Embedded language in House Bill 1800, as introduced, provided \$300,000 for this program in the second year, however the total allocation for Item 144 was not updated to reflect the additional funds.

Senate: Has same amendment

Governor: No proposal

House: Adds \$250,000 GF the second year to encourage **active learning for students in pre-K through 2nd grade**. The Department of Education will establish criteria by which to award these funds to school divisions. Local school divisions will use the grant funds to provide active learning curriculum that relate math and language Standard of Learning content into movement rich activities for students in pre-K through 2nd grade.

Senate: Has same amendment

Governor: Restores incentive payments to attract and retain early childhood educators in hard-to-serve preschool classrooms.

	FY 2021	FY 2022
General Fund	\$0	\$5,000,000

House: No change

Senate: No change

Governor: Updates the state cost of Remedial Summer School based on actual program participation in summer 2020.

	FY 2021	FY 2022
General Fund	(\$4,630,879)	\$0

House: No change

Senate: No change

Governor: No proposal

House: Captures savings of \$2.5 million GF the first year for **the School Meals Expansion program**. Under a federal waiver for the 2020-21 school year, all divisions are providing school meals at no cost to all students. These funds are no longer needed to eliminate the cost of reduced price school meals.

Senate: Includes a comparable amendment

Governor: No proposal

House: Provides \$6.5 million the second year from the federal Elementary and Secondary School Emergency Relief funds authorized in the federal CRRSA Act of 2021 for **one additional year of education for students with disabilities** who were 19 years of age or older and enrolled during the 2020-21 school year. This covers the state share of per-pupil costs and costs that do not qualify under the federal Individuals with Disabilities Education Act.

Senate: No comparable amendment

Governor: Amends eligibility for Foster Children Education Payments to include any student who was in foster care upon reaching 18 years of age but who has not yet reached 22 years of age. This change aligns

with § 22.1-3.4, Code of Virginia, as amended during the 2020 General Assembly Session, and is intended to ease the administrative burden of enrollment for students who no longer are supported by the foster care system but are continuing their education.

House: No change

Senate: No change

Governor: No proposal

House: No comparable proposal

Senate: Provides \$250,000 the second year for grants to support **one-time pilot programs to redesign a division's dual enrollment course offerings to align/link to the Passport and Uniform Certificate of General Studies** offered by Virginia's community colleges.

Governor: No proposal

House: Directs the Board of Education to **develop recommendations for funding state operated programs in local and regional juvenile detention centers**, which have experienced a significant decline in population in recent decades without an accompanying adjustment to state funding levels. This is a Commission on Youth recommendation.

Senate: Includes a comparable amendment

Governor: **Removes language referencing waivers for third grade science or history and social science Standards of Learning (SOL) assessments.** Legislation passed in the 2014 General Assembly Session limited third grade SOL testing to reading and math, so this language no longer is applicable.

House: No change

Senate: No change

Governor: **Clarifies language regarding the use of funds to support tuition for the Math/Reading Instructional Specialist Initiative.** Additionally, authorizes the award of prorated funds for positions filled after the beginning of the school year to encourage continued hiring of these specialists.

House: No change

Senate: No change

Governor: **Amends language to authorize using the most recent year of available data when calculating the Early Reading Intervention payments.** Existing language requires the Department of Education to calculate payments based on diagnostic tests administered in the previous year. Due to the mandatory school closures in March 2020, spring Phonological Awareness Literacy Screening (PALS) assessments were not conducted, and 2019-2020 school year data does not exist.

House: No change

Senate: No change

Governor: **Directs the Virginia Department of Education and the Virginia Department of the Treasury to develop recommendations for enhancing the Literary Fund's attractiveness as an ongoing source of school construction funding.** The overall health of the Literary Fund improves with increased use of loans from the Fund; however, localities are finding more cost-effective borrowing options and relying less on the Literary Fund as a financing source.

House: No change

Senate: No change

Governor: No proposal

House: Provides \$120,000 the second year from the general fund to support the purchase of albuterol and spacers for public schools in Virginia. **House Bill 2019 will require undesignated stock albuterol inhalers to be maintained in every public school.**

Senate: No comparable amendment

Governor: No proposal

House: Requires each Academic Year Governor's School to **post their diversity goals and implementation plans, and related annual progress reports to their websites.** In 2020, language was added to the Appropriation Act requiring Academic Year Governor's Schools to (i) establish diversity goals for its student body and faculty, (ii) to develop a plan to meet such goals, and (iii) provide an annual progress report to the Governor including information about admissions processes, outreach and demographics; however, no requirement was included to make such information easily accessible to the public.

Senate: No comparable amendment

Governor: **Restores additional funding for the Jobs for Virginia Graduates** program, which helps at-risk youth graduate from high school and transition from school to work.

	FY 2021	FY 2022
General Fund	\$0	\$1,670,000

House: No change

Senate: No change

Governor: No proposal

House: Restores \$350,000 the second year from the general fund to support **educational programming produced by Blue Ridge PBS.**

Senate: No comparable amendment

Governor: No proposal

House: Adds \$100,000 the second year from the general fund shall be provided to the **Metropolitan Junior Baseball League to implement a program to encourage racial equity in Virginia's collegiate baseball programs,** including academic supports for youth seeking to play collegiate baseball.

Senate: No comparable amendment

Governor: No proposal

House: Provides \$332,000 GF the second year **for improvements at the Holiday Lake 4-H Educational Center in Appomattox County,** including accessibility upgrades and improvements to: the medical clinic, emergency generators, exterior security lighting, infrastructure and buildings, challenge course, and other equipment. The center is used as an emergency evacuation location for Appomattox County Public Schools.

Senate: No comparable amendment

Department of Education – Central Office

Governor: Increases the agency's nongeneral fund appropriation in **support of the Virtual Virginia program** to reflect increased revenues and expenditures resulting from increased program participation.

	FY 2021	FY 2022
Nongeneral Fund	\$0	\$1,218,842

House: No change

Senate: No change

Governor: No proposal

House: No comparable amendment

Senate: Provides \$7.0 million in Governor's Education Emergency Relief Funds from the federal CRRSA Act (P.L. 116-260) to support the **continued expansion of Virtual Virginia's learning management system and additional free course enrollment slots** during the 2021-22 school year.

Governor: Includes \$1.0 million for a statewide contract for **digital content development, online learning, and related support services.**

House: Repurposes this funding into a direct grant for WHRO to operate the eMediaVA statewide digital content and online learning system.

Senate: No comparable amendment

Governor: No proposal

House: Provides \$208,000 the second year from the general fund to **replace Virginia's Career and Technical Education (CTE) curriculum database and content management system managed by the Virginia CTE Resource Center.** The previous CTE database, VERSO, suffered a crash and is no longer operable. The new system would be integrated into the state's learning management system and provide access for teachers, post-secondary institutions, families and business stakeholders to information including course competencies, credentials, workplace learning guides, career pathways and workplace readiness skills aligned to the Standards of Learning and the Profile of a Virginia Graduate.

Senate: No comparable amendment

Governor: Supports a **Cultural Proficiency Coordinator position** at the Department of Education to help school divisions develop processes and procedures that advance equity outcomes that are aligned with the EdEquityVA framework. Additionally, this amendment supports professional development aimed at addressing implicit bias, cultural competency, and culturally responsive instruction and curriculum.

	FY 2021	FY 2022
General Fund	\$0	\$365,300
Positions	0.00	1.00

House: No change

Senate: No change

Governor: Provides funding to support implementation of a **pre-kindergarten version of the Virginia Kindergarten Readiness Program** for four-year-old children enrolled in publicly-funded pre-kindergarten programs.

	FY 2021	FY 2022
General Fund	\$0	\$300,000

House: No change

Senate: No change

Governor: Provides general fund support for a **Deputy Superintendent of Early Childhood position** to continue oversight of the early childhood care and education transition and consolidation and ongoing early childhood programming. This position will be partially supported by the existing Child Care Development Fund nongeneral fund appropriation.

	FY 2021	FY 2022
General Fund	\$0	\$161,174
Positions	0.00	1.00

House: No change

Senate: No change

Governor: Adds language giving the Department of Education temporary **authority to make certain changes to the Child Care Development Fund (CCDF) State Plan** in response to COVID-19.

House: No change

Senate: No change

Governor: No proposal

House: Appropriates \$52.5 million the second year from the federal Child Care and Development Fund (CCDF) to implement the provisions of **House Bill 2206, which temporarily expands the Child Care Subsidy Program**. Recently, additional CCDF funds became available to states through the Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (CRRSA).

Senate: No comparable amendment

Governor: Clarifies that the **Department of Social Services will continue to have fiscal and operational responsibility** for the Temporary Assistance for Needy Families (TANF) Virginia Initiative for Employment and Work (VIEW) mandated childcare forecast, and that the Department of Education will **transfer Child Care Development Fund (CCDF) appropriation to the Department of Social Services** to support this responsibility.

House: No change

Senate: No change

Governor: No proposal

House: Directs the Department of Education **to submit a report on implementation of an early childhood mental health consultation program and identify any barriers to implementation** that may be addressed through legislative, regulatory or budgetary action.

Senate: No comparable amendment

Governor: **Expands the scope of the University of Virginia's Center for Advanced Study of Teaching and Learning** classroom observations and professional development to include publicly-funded early childcare programs to support the Department of Education's development of the uniform quality rating and improvement system.

House: No change

Senate: No change

Governor: : No proposal

House: No comparable amendment

Senate: Directs the Superintendent of Public Instruction to **convene a workgroup to make recommendations on the staffing standards for school nurses**. The recommendations shall include the appropriate school nurse staffing ratio and the required qualifications and training for school nurses.

Governor: : No proposal

House: Provides \$8.8 million the second year from federal Elementary and Secondary School Emergency Relief funds authorized in the federal CRRSA to **implement the provisions of House Bill 2027 to restructure Standards of Learning assessments for mathematics and reading in grades 3-8 from a single end-of-year assessment to a growth assessment system** that measures student progress above, at, and below grade level.

Senate: Similar amendment provides \$10.0 million in federal relief funds to implement the provisions of Senate Bill 1357 to **develop and administer a diagnostic assessment tool for use in the fall and winter and a growth measurement assessment administered in the spring to measure student progress and competency in grades 3-8 in English and mathematics** for use in the 2021-22 and 2022-23 school year pursuant to the. The Senate also captures savings in the amount of \$1.8 million GF in FY 2022 from the reduction of Standards of Learning assessments to the minimum federal requirements pursuant to SB1401.

Governor: : No proposal

House: Provides \$105,000 the second year from the general fund as a one-time appropriation to implement provisions in **House Bill 2299** that would direct the Department of Education to develop **training modules for IEP team members** and to implement a plan to improve the agency's approach **to oversight and technical assistance related to post-secondary transition planning** for students with disabilities.

Senate: Provides \$300,000 GF the second year for costs associated with implementation of Senate Bill 1288 which is similar in scope.

Governor: No proposal

House: Implements recommendation 8 **regarding the collection and publishing of data annually from each private special education day school, by campus**, from the JLARC Report "Review of the Children's Services Act and Private Special Education Day School Costs".

Senate: Has same amendment

Governor: No proposal

House: Implements recommendation 9 **regarding regulations for private special education day schools on restraint and seclusion** from the JLARC Report, "Review of the Children's Services Act and Private Special Education Day School Costs".

Senate: Has same amendment

Governor: : No proposal

House: No comparable amendment

Senate: Implement recommendations 8, **regarding a one-time targeted review of the transition sections of a random sample of students' individualized education programs (IEPs) in each school division** from the JLARC report "K-12 Special Education in Virginia".

Governor: No proposal

House: Implements recommendations 10, 12, 21, and 27 regarding **(i) state monitoring of compliance with special education requirements, (ii) special education complaint** procedures and practices, (iii) matters related to the applied studies diploma from the JLARC report "K-12 Special Education in Virginia".

Senate: Has same amendment for recommendations 10, 12, and 21.

Governor: No proposal

House: Implements recommendations 15 ,16, and 17 **regarding the review and update to regulations governing administrator preparation programs** from the JLARC report "Review of K-12 Special Education in Virginia".

Senate: Has same amendment for 15 and 17.

Governor: No proposal

House: Adds \$395,991 the second year from the general fund to establish three staff positions to implement provisions in **House Bill 2299 related to development and implementation of a statewide strategic plan for recruiting and retaining special education teachers** by JLARC's review of K-12 Special Education in Virginia.

Senate: Includes similar language but without funding.

Governor: No proposal

House: Adds \$180,000 the second year from the general fund as a one-time appropriation to implement recommendation 3 and policy option 1 **regarding the development and implementation of a pilot program to**

more comprehensively supervise school division compliance with a subset of key standards that was included in the JLARC report "Operations and Performance of the Virginia Department of Education."

Senate: No comparable amendment

Governor: No proposal

House: Implements recommendations 8, 9 and 10 **regarding an effective and appropriately-resourced school improvement program** from the JLARC report "Operations and Performance of the Virginia Department of Education".

Senate: No comparable amendment

Governor: Directs the Department of Education to **conduct a review of Family Life Education in the Commonwealth through school division reporting of local practices.** Requires the Department of Education to utilize the Youth Risk Behavior Survey to examine and report on any correlation that may exist between student behavior and the type of Family Life Education offered in a school division, along with best practices for teacher training and parent and community involvement.

House: No change

Senate: No change

Other Areas

Library of Virginia

Governor: No proposal

House: LVA- This amendment provides \$1.0 m funding to **restore state aid to local public libraries eliminated in the introduced budget.** State aid to local public libraries is currently funded in the second year at only 62 percent of the amount required. This amendment represents an additional step towards fully funding the state library aid formula over time.

Senate: Includes the same amendment

Department of Elections

Governor: No proposal

House: Continues funding to **reimburse general registrars for the cost of prepaid postage for the return of absentee ballots** at an amount estimated to be \$1.0 million.

Senate: No comparable amendment

Governor: No proposal

House: Includes \$3.5 million to **increase the salary scale for general registrars to equal the salary scale for treasurers and restores the funding level for registrars** and electoral boards to 100 percent of the cost.

Senate: Restores \$2.5 million for compensation of general registrars and electoral board members that was included in the budget as passed in March 2020, but unallotted in April and removed during the 2020 Special Session I.

Central Accounts

Governor: No proposal

House: No comparable proposal

Senate: Makes **contingent appropriations in the event that FY 2021 actual revenues exceed the official estimate in the following priority order: 1) Direct Aid - Fund One Additional SOQ Support Position, \$47,236,642; 2) Department of Medical Assistance Services - Increase DD Waiver Provider Rates to Reflect Minimum Wage Impact, \$20,000,000; 3) Virginia Retirement System Payment to Increase Actuarial Funding Status, \$200,000,000.**

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Middle Peninsula Planning District Commission
Legislative Report # 5
February 17, 2021

Last week and this week saw committees in both houses moving quickly to hear bills passed by the other chamber. The combination of severe limits on bill introduction and the usual legislative process attrition (only about half the bills introduced in either house made it to crossover) meant that most committees are dealing with far fewer bills at this point than in years past.

Last Friday, the House and the Senate approved their competing versions of the budget. Each bill now goes to the other body where they will be conformed to the budget that passed their respective chambers. At the end of this process a conference committee composed of a small group of members from both money committees will be appointed to resolve the differences. Those members are expected to be named early this week.

An analysis of the budget bill is attached as a separate report.

Middle Peninsula PDC Legislation:

The MPPDC has three primary bills – and they are moving through the General Assembly. A status report is provided below.

HB 2187 (Hodges) Recurrent Flooding Resiliency, Commonwealth Center; study topics to manage water quality, etc.

HB2187 as amended directs the Commonwealth Center for Recurrent Flooding Resiliency to (1) evaluate the development of a Flood Resiliency Clearinghouse Program, (2) work with DCR to evaluate solutions that manage both water quality and flooding – emphasizing nature-based solutions; and, (3) report its findings to the General Assembly. **It was unanimously reported from the Senate Agriculture, Conservation and Natural Resources Committee, 14-0 on Tuesday and is on the uncontested calendar in the Senate.**

HB2188: Del. Hodges and MPPDC are working with University of Virginia law students, who developed and are providing direct advocacy on this bill.

The House has included language in the Budget to address this pilot program. Under the direction of the Department of Housing and Community Development, *the House provides* \$120,000 over the biennium from the general fund for an elevated specific system pilot program at the Middle Peninsula Planning District Commission. Septic systems in coastal Virginia suffer from a constant threat of sea level rise, storm surges, and chronic flooding which can cause catastrophic failures of inground septic systems due to water inundation. The Middle Peninsula Planning District Commission will contribute \$10,000 to this pilot project.

MPPDC's lobbyist worked with Appropriations staff on the development of this language, and will coordinate any activity with the sponsoring Delegate and the UVA advocates.

[HB 2217](#) would grant the Chesapeake Bay Public Access Authority liability protections that are currently given to localities in relation to parks, recreational facilities, and playgrounds. It was approved in Senate Local Government, 11-1. We did communicate to the one Senator who opposed the measure, asking a question of liability for persons who lease land. That question was we believe answered to his satisfaction; the bill is on Second Reading in the Senate.

Other Bills of Interest:

[HB1903](#) provides local governing bodies the option of reducing the speed limit to less than 25 miles per hour, but not less than 15 miles per hour, in a business district or residence district. This bill has passed both the House and the Senate.

[HB2269](#) was reported from the Senate Finance and Appropriations unanimously and has passed the House. It enables 10% escalator every 5 years for solar and energy/battery storage beginning 7-1-26, and then every 5 years thereafter.

[HB2006](#) has been reported from both the House and the Senate. It treats energy storage systems the same as solar projects; including an option for localities to use M&T or Revenue Share of \$1,400/MW.

[SB1207](#) and [HB2201](#) are companion bills that mend the siting agreement language by clarifying that siting agreements can extend to battery/storage projects; and eliminates requirement for siting agreement to be limited to Opportunity Zones. They are both heading for passage with minimal opposition.

Budget Amendments:

A review of the budget for the Middle Peninsula PDC is attached.

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