



The Authority
for Transportation in Northern Virginia

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY
AGENDA
September 11, 2008

7:30 pm
Fairfax City Hall

- I. Call to Order** Chairman Zimmerman
- II. Roll Call** Clerk (Pam Martin)
- III. Minutes of the July 10, 2008 Meeting**

Action Items

- IV. Approval of Resolution on Reduction in NVTA Operating Activities** Mr. Biesiadny
- V. Approval of Resolution Authorizing the Chairman and Vice Chairman to Sign Checks on Behalf of NVTA** Mr. Mason
- VI. Approval of Resolution Expressing Appreciation to Jurisdictions, Agencies and Staff** Mr. Mason
- VII. Approval of Letter on I-66 Transit/TDM Study** Mr. Biesiadny
- VIII. Approval of Reallocation of RSTP Funding** Mr. Biesiadny
- IX. Approval of Testimony for CTB's Fall Transportation Meeting** Mr. Biesiadny

Discussion Items

- X. Closing of NVTA Office** Mr. Mason
- XI. Status of Refund Process** Mr. Mason
- XII. Initial Discussion of 2009 Legislative Program** Mr. Biesiadny

Information Items

- XIII. Update on TIP/CLRP** Mr. Biesiadny

- XIV. Update on TIP Amendments** Mr. Biesiadny
- XV. Update on Air Quality** Mr. Biesiadny
- XVI. Update on VTrans 2035** Mr. Biesiadny
- XVII. NVTA Financial Status** Mr. Mason
- XVIII. Status of Major Transportation Studies and Projects in Northern Virginia**
- XIX. Correspondence**
- A. Finance Committee Summary Minutes – July 10, 2008 (Draft)
 - B. Letter to Senator Harry Reid in support of dedicated funding for WMATA
 - C. Letter from Morteza Salehi, District Administrator, VDOT, noting that NVTA’s list of potential FY08 bonus obligation projects will be submitted to VDOT Programming Division.

Adjournment

XX. Adjournment

Next Meeting: Proposed: December 11, 2008

Fairfax City Hall – 7:30 pm
Fairfax, Virginia

**Northern Virginia Transportation Authority
4031 University Drive (Ste 200)
Fairfax, Virginia 22030
www.TheNovaAuthority.org**

**SUMMARY MINUTES
NORTHERN VIRGINIA TRANSPORTATION AUTHORITY**

July 10, 2008

**George Mason High School
Falls Church, Virginia**

NVTA Members Present:

Voting Members:

Christopher Zimmerman, Chairman	Arlington County
Martin Nohe, Vice Chairman	Prince William County
Judy Connally	Governor's Appointee (CTB)
Gerry Connolly	Fairfax County
William Euille	City of Alexandria
Jeffrey Greenfield (for R. Lederer)	City of Fairfax
Joe May	House of Delegates
Sharon Pandak	Governor's Appointee
Bryan Polk	City of Manassas Park
Thomas Rust	House of Delegates
David Snyder	City of Falls Church
Jonathan Way (for H. Parrish)	City of Manassas
Scott York	Loudoun County

Non-voting Members:

Corey Hill	DRPT
Morteza Salehi	VDOT
Kristen Umstaddt	Town Representative

Staff:

John Mason	Executive Director
Toni Copeland	Clerk
Various jurisdictional staffs	

Item I: Call to Order

Chairman Zimmerman called the meeting to order at 7:06 p.m.

Item II: Roll Call

The roll was called and members present were as noted above.

Item III: Approval of the Minutes of June 10, 2008

Mr. Connolly moved, and Mr. York seconded, the approval of the minutes of June 10, 2008, as presented. The motion carried unanimously.

Item IV: Public Comment on Transportation Needs in Northern Virginia

After a presentation by Mr. Biesiadny summarizing NVTA's activities to implement HB 3202 and restore funding after the Virginia Supreme Court decision, the amount of funding lost and NVTA's future role, Mr. Zimmerman directed the clerk to call the speakers. Eight speakers offered a range of comments on Northern Virginia transportation issues and concerns, including comments opposing additional taxes and fees; support for dedicated funding for the Washington Metropolitan Area Transit Authority and the Virginia Railway Express; support for investments in transit; the need for NVTA to adopt a list of a finite number of major transportation projects as Hampton Roads has done; and the need to reevaluate the Authority's focus and mission.

Item V: Report of Nominating Committee and Appointment of Town Representative

Mr. Nohe reported on the recommendation of the Town Representative Nominating Committee and moved appointment of Kristen Umstadt, mayor of Leesburg, as the town representative. The motion was seconded by Mr. York and carried unanimously. Ms. Umstadt was invited to join the Authority members at the table.

Item VI. Approval of Project List for Bonus Obligation Funding

Mr. Connolly moved, and Mr. Nohe seconded, the approval of the list of projects for FY 2008 Federal Bonus Obligation funding attached to the July 8, 2008, revised report. The motion carried unanimously.

Item VII. Approval of Deadline for CMAQ/RSTP Applications

Mr. Connolly moved, and Mr. York seconded, to establish Friday, September 26, 2008, as the submission deadline for FY 2010 Congestion Mitigation and Air Quality (CMAQ) and Regional Surface Transportation Program (RSTP) applications. The motion carried unanimously.

Item VIII. Ratification of Agreement between NVTA and Fairfax County

Mr. Connolly moved, and Mr. Euille seconded, ratification of the agreement between NVTA and Fairfax County attached to the July 3, 2008, report for provision of funds to address NVTA's FY 2008 financial obligations.

Additional Item: Reports from Managers of Regional and State Transportation Agencies

Mr. Catoe, General Manager of the Washington Metropolitan Area Transit Authority, addressed the criticalness of funding for Metro. He spoke about increased ridership and capital costs and the need for replacement of infrastructure (including rail cars) on a schedule consistent with its life expectancy. He discussed some of the side effects of not addressing the capital needs, as well as the need to address increased operating costs. He said Metro was able to reprioritize capital funds for FY 09 to address needs for the next few years; however, there are still unmet needs in FY 09 and beyond. He concluded that the federal government and the region must come together to invest in the system that is essential to the growth and economic viability of the area. After discussion, NVTA members expressed their support for funding the capital needs of Metro.

Mr. Dale Zehner, Chief Executive Officer of the Virginia Railway Express (VRE), spoke about funding issues and the need for the purchase of additional locomotives and a potential increase in fares. He noted that NVTA funding from HB 3202 would have allowed VRE's to purchase locomotives, expand service, address insurance requirements and address increased fuel costs. He said that trains are at capacity with standees on some of the trains at peak hours. VRE will discuss funding issues with its Operations Board in August.

Mr. Alfred Harf, Executive Director of the Potomac and Rappahannock Transportation Commission (PRTC), stated that ridership is up by 16% in the last four months with vehicles at capacity. The cost of fuel continues to be a challenge. The PRTC is drafting a coping plan which proposes a fare increase, fare indexing policy, supplementation of service hours, expedited purchases of buses and fareboxes, and other items.

Mr. Corey Hill, Chief of Transportation for the Department of Rail and Public Transportation (DRPT), gave a presentation on the Department's Total Six Year Improvement Program (SYIP) which is approved by the Commonwealth Transportation Board. He also reported on a new system in process for assessment management.

Mr. William Cutler, P.E., Assistant District Administrator at the Virginia Department of Transportation (VDOT), gave a presentation on the impacts to VDOT from SYIP funding reductions and delays and cuts in projects in the future. He provided a list of 101 projects in Northern Virginia that have been affected by cuts in SYIP funding.

Item IX. Update on General Assembly Activities

In a general discussion, Mr. York suggested that Northern Virginia establish a committee to investigate Northern Virginia statehood.

Item X. Update on Advocacy

A general discussion by Authority members ensued, in which concern was expressed with respect to the General Assembly's failure to resolve the transportation funding issue in its recent special session.

Item XI. VDOT Update

See "Additional Item" above.

Item XII. Transit/Rail Funding Update

See "Additional Item" above.

Item XIII. Closing of NVTA Office

Consistent with guidance from the NVTA meeting in June, Mr. Mason presented a plan for the closing of NVTA office and its operations. Following discussion and a general sensing that NVTA should cease operations, Mr. Euille moved, and Mr. Zimmerman seconded, that NVTA hold an additional meeting of the Authority in September 2008 to discuss matters relating to the closing of the NVTA office and operations, with a view to adjourning indefinitely until such time as a dedicated funding source is identified. Following a question by Mr. Way and further discussion, Chairman Zimmerman clarified that a decision about meetings beyond September 11, 2008, would be made at the September 11, 2008, meeting. The motion carried by a vote of 13 to 1, Mr. Way voting "no". Chairman Zimmerman provided additional guidance that NVTA staff, in coordination with the Council of Counsels, prepare a list of activities that NVTA must legally continue to undertake and those which may be desirable for it to continue to undertake.

NVTA members expressed their gratitude to John Mason, Tom Biesiadny, the Jurisdictional and Agency Coordinating Committee, and others involved with NVTA for their time and support. Mayor Euille also expressed his thanks to the Technical Advisory Committee for their willingness to serve.

Item XIV. Status of Refund Process

No comments.

Item XV. NVTA Financial Status

No comments.

Item XVI. Update on TIP/CLRP

No comments.

Item XVII. TIP Amendments

No comments.

Item XVIII. Air Quality Amendments

No comments.

Item XIX. Status of Major Transportation Studies and Projects in Northern Virginia

No comments.

Item XX. Executive Director's Report

No comments.

Item XXI. Correspondence

No comments.

Item XXII. Adjournment

The meeting adjourned at 9:44 p.m.

IV.

Northern Virginia Transportation Authority

MEMORANDUM

TO: Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority

Members
Northern Virginia Transportation Authority

FROM: Tom Biesiadny, Chairman
Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority

John Mason, Executive Director
Northern Virginia Transportation Authority

SUBJECT: Approval of Resolution on Reduction in NVTA Operating Activities (Item IV.)

DATE: September 5, 2008

Recommendation:

The Jurisdiction and Agency Coordinating Committee and Executive Director recommend that the Northern Virginia Transportation Authority approved the attached resolution regarding a reduction in NVTA's Operating Activities, due to a lack of funding.

Background:

Despite NVTA's good faith efforts to implement HB 3202 (2007), on February 29, 2008, the Virginia Supreme Court ruled that the Virginia General Assembly did not have the constitutional authority to delegate its taxing powers to NVTA. During the 2008 Regular Session and a subsequent Special Session, the General Assembly was unable to agree on a new funding mechanism for NVTA. Consequently, although the Virginia Department of Transportation continues to provide NVTA with an annually \$50,000 planning grant, there is not sufficient funding to maintain NVTA's current operations. NVTA's Executive Director, the Jurisdiction and Agency Coordinating Committee and the Council of Counsels have worked cooperatively to prepare the attached resolution to implement changes to NVTA's activities to reflect current funding levels.

Christopher Zimmerman, Chairman
Members, Northern Virginia Transportation Authority
September 5, 2008
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The resolution contains five parts. These parts are summarized as follows:

1. It directs that NVTA terminate its lease, close its administrative offices and transfer the functions of its Executive Director to a combination of its Finance Committee, the Jurisdiction and Agency Coordinating Committee and the Council of Counsels;
2. It approves a new reduced meeting schedule that will allow NVTA to continue to meet its basic statutory responsibility. This new meeting schedule proposes a December 11, 2008, meeting primarily to adopt a 2009 legislative program; approve FY 2010 Congestion Mitigation and Air Quality funds and Regional Surface Transportation Program recommendations; endorse NVTA final testimony to the Commonwealth Transportation Board; and accept NVTA's FY 2008 Audit. It also proposes a joint meeting with the Northern Virginia Transportation Commission in Richmond on February 5, 2009, primarily to discuss legislation introduced during the 2009 General Assembly session.
3. It temporarily suspends Article 4 subsection A of its By-laws, and establishes December 11, 2008, as the NVTA Annual Meeting for 2009, rather than January 8, 2009. This meeting would include the selection of officers for 2009.
4. It ratifies the letter from Chairman Zimmerman to John Mason, dated August 15, 2008, terminating the "Employment Agreement" executed on January 11, 2008.
5. It directs the Jurisdiction and Agency Coordinating Committee to continue its efforts on behalf of NVTA. These efforts specifically include:
 - a. finalizing testimony for the CTB's Fall Transportation Public Hearing;
 - b. incorporating NVTA's suggestions into the 2009 Legislative Program and having the program ready for consideration by NVTA on December 11, 2008;
 - c. preparing a list of recommended FY 2010 CMAQ and RSTP projects;
 - d. continuing to monitor regional transportation projects such as:
 - i. The I-95/395 HOT Lanes Project
 - ii. The Beltway HOT Lanes Project
 - iii. The I-66 Transit/TDM Study
 - iv. The Statewide Rail Plan
 - v. VTrans 2035 Planand prepare a status report for the December 11, 2008, NVTA meeting;
 - e. approving requests to reallocate CMAQ and RSTP funds between projects that NVTA has approved in the past. Give provisional approval to reallocate funds to projects not previously approved by NVTA, subject to NVTA's concurrence at the NVTA next meeting; and
 - f. continuing to coordinate regional transportation issues, based on past NVTA direction.

We will be available at the Authority meeting on September 11, 2008, to answer questions.

Cc: Members, Jurisdiction and Agency Coordinating Committee and Counsel of Counsels

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

- RESOLUTION ____ -

REDUCTION IN OPERATING ACTIVITIES

WHEREAS, the Northern Virginia Transportation Authority ("NVTA") was created by the General Assembly in 2002 to, among other things, prepare a regional transportation plan for Planning District Eight; construct or acquire the transportation facilities included in the transportation plan; set regional transportation policies and priorities for regional transportation projects; provide general oversight of regional mass transit and congestion mitigations programs and regional transportation issues; develop regional transportation priorities and policies to improve air quality; advocate for the transportation needs of Northern Virginia; and collect and impose taxes and fees authorized by law; and

WHEREAS, on July 12, 2007, the NVTA did impose seven taxes and fees authorized by the General Assembly in Chapter 896 of the Code of Virginia, to be effective on January 1, 2008; and

WHEREAS, on February 29, 2008, the Virginia Supreme Court ruled that the General Assembly did not have the authority under the Virginia Constitution to delegate its taxing powers to the NVTA; and

WHEREAS, on March 3, 2008, the NVTA ceased collection of the seven taxes and fees authorized by Chapter 896 of the Code of Virginia; and

WHEREAS, the General Assembly has not restored any transportation funding to NVTA;

NOW, THEREFORE, BE IT RESOLVED, THAT effective September 30, 2008, the Northern Virginia Transportation Authority shall terminate its lease, close its administrative offices and transfer the functions of its Executive Director to a combination of its Finance Committee, the Jurisdiction and Agency Coordinating Committee and the Council of Counsels, as described in Attachment I; and

BE IT FURTHER RESOLVED THAT the NVTA will only meet on a reduced schedule to address its on-going statutory responsibilities, as described in Attachment II or at the call of the Chairman;

BE IT FURTHER RESOLVED THAT the NVTA temporarily suspends Article 4 subsection A of its By-laws, and adopts the revised FY 2009 meeting schedule described in Attachment III, including the establishment of December 11, 2008, as the NVTA Annual Meeting for 2009, rather than January 8, 2009.

BE IT FURTHER RESOLVED THAT the NVTA ratifies the letter from its Chairman, Christopher Zimmerman, to its Executive Director, John Mason, dated August 15, 2008, included as Attachment IV, terminating the "Employment Agreement" executed on January 11, 2008. In doing so, the NVTA expresses its appreciation to Mr. Mason for his efforts on NVTA's behalf over the past nine months.

BE IT FURTHER RESOLVED THAT the NVTA directs the Jurisdiction and Agency Coordinating Committee to continue its efforts on behalf of NVTA, as described in Attachment V.

Approved by the Northern Virginia Transportation Authority on this 11th day of September 2008.

By: _____
Chairman

Attest: _____
Vice Chairman

Proposed Transfer of Operating Functions

Functional Activities				
Coord of various staffs	ED	No ED	JACC (TB)	
Coordination of meetings	ED	No ED	JACC (TB)	9/30/08
Planning & programming	JACC	No change	JACC (TB)	
Legislative support	JACC	No change	JACC (TB)	
Records maintenance	ED	No ED	JACC (TB)	9/20/08
Mail and distribution	ED	No ED	JACC (TB)	9/30/08
Coord of TAC & PCAC	ED	Not anticipated		
Public outreach/PR	NVTC	No change	NVTC (KQ)	
Website management	NVTC	No change	NVTC (ER)	
Banking	ED/Arl	No ED	Arlington	9/30/08
Accounting/audit	ED/NVTC	No ED	NVTC (SK)	9/30/08
Financial files maintenance	ED/NVTC	No ED	NVTC (SK)	9/30/08
Insurance coverage	ED	No ED	NVTC (SK)	9/30/08
Information focal point	ED	No ED	NVTC (KQ)	9/30/08
Legal advice	C of C's	No change	C of C's	
Financial advice	Fin Comm	No change	Fin Comm	
Staff spt to Finance Comm	ED		FWG staff	9/30/08
Clerk	Various		TBD	
Audit	ED/NVTC	No ED	NVTC (SK)	9/30/08

NVTA Statutory Responsibilities Assuming No Specific Funding

Pursuant to §15.2 – 4833 of the Code of Virginia

The Authority shall employ a chief executive officer and such staff as it shall determine to be necessary to carry out its duties and responsibilities under this chapter.

Pursuant to §15.2 – 4838 of the Code of Virginia

The Authority shall be responsible for long-range transportation planning for regional transportation projects in Northern Virginia. In carrying out this responsibility, the Authority shall, on the basis of a regional consensus, whenever possible, set regional transportation policies and priorities for regional transportation projects.

Pursuant to §15.2 – 4840 of the Code of Virginia [1]

The Authority shall have the following duties and responsibilities:

1. General oversight of regional programs involving mass transit or congestion mitigation, including, but not necessarily limited to, carpooling, vanpooling, and ridesharing;
2. Long-range regional planning, both financially constrained and unconstrained;
3. Recommending to state, regional, and federal agencies regional transportation priorities, including public-private transportation projects, and funding allocations;
4. Developing, in coordination with affected counties and cities, regional priorities and policies to improve air quality;
5. Allocating to priority regional transportation projects any funds made available to the Authority and, at the discretion of the Authority, directly overseeing such projects;
6. Recommending to the Commonwealth Transportation Board priority regional transportation projects for receipt of federal and state funds;
8. General oversight of regional transportation issues of a multijurisdictional nature, including but not limited to intelligent transportation systems, signalization, and preparation for and response to emergencies;
9. Serving as an advocate for the transportation needs of Northern Virginia before the state and federal governments;
10. Applying to and negotiating with the government of the United States, the Commonwealth of Virginia, or any agency, instrumentality, or political subdivision thereof, for grants and any other funds available to carry out the purposes of this chapter and receiving, holding, accepting, and

administering from any source gifts, bequests, grants, aid, or contributions of money, property, labor, or other things of value to be held, used and applied to carry out the purposes of this chapter subject, however, to any conditions upon which gifts, bequests, grants, aid, or contributions are made. Unless otherwise restricted by the terms of the gift, bequest, or grant, the Authority may sell, exchange, or otherwise dispose of such money, securities, or other property given or bequeathed to it in furtherance of its purposes;

[1] Items not listed have been accomplished or do not apply given the lack of funding.

Revised Meeting Schedule to Address Statutory Responsibilities

December 11, 2008

- Election of Officers
- Adopt 2009 Work Program and Meeting Schedule
- Endorse Testimony for the CTB's Fall Transportation (Pre-Allocation) Public Hearing
- Adopt 2009 Legislative Agenda
- Adopt FY 2010 CMAQ/RSTP Project List
- Receive Briefing and Accept FY 2008 Audit
- Receive Briefing on a Major Regional Transportation Study or Project
- Discuss TPB/MWAQC/MWCOG Issues, if any

February 5, 2009 (*VaCo/VML Day in Richmond; Joint Meeting with NVTC*)

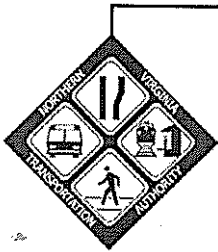
- Discuss Relevant Transportation Legislation Introduced During the General Assembly Session
- Adopt Guidance for Testimony for CTB Public Hearing on Six Year Program
- Discuss TPB/MWAQC/MWCOG Issues, if any

(Future meeting schedule will depend on General Assembly action during the 2009 session)

Attachment IV

Letter to Executive Director

Attached



The Authority
for Transportation in Northern Virginia

The Northern Virginia Transportation Authority

4031 UNIVERSITY DRIVE ♦ SUITE 200 ♦ FAIRFAX, VA 2203

PH: 703-766-4650 ♦ FAX: 703-766-4654

WWW.THENOVAAUTHORITY.ORG

August 15, 2008

Mr. John Mason
Executive Director
Northern Virginia Transportation Authority
4031 University Drive (Ste 200)
Fairfax, Virginia 22030

Dear Mr. Mason:

It is with regret that, on behalf of the Northern Virginia Transportation Authority and in accordance with our employment agreement with you, I must notify you that your employment with the Northern Virginia Transportation Authority will end effective September 30, 2008, or sooner as described below. This termination action is necessitated by the failure of the General Assembly to agree an approach to dedicated funding for the Authority. I recognize that you will want to complete any tasks resulting from the Authority's meeting of September 11 and to ensure an orderly closure of the NVTa office thereafter. It may be possible to conclude all necessary tasks before September 30. Accordingly, following the meeting of September 11, please notify me whether September 30 or an earlier date is the most suitable final work date to conclude your employment with the Authority.

Consistent with your proposed budget for FY09 presented at the June 12 meeting and the subsequent update of NVTa's financial posture (reflecting a positive balance through September 30, 2008) provided at the July 10 meeting, it is confirmed that you will be paid from July 1 through to your final working date at a half-day rate, to include pro rata benefits as described in your employment agreement.

My colleagues join with me in extending appreciation for your energetic and professional leadership in starting the process of establishing the Authority as an effective operating agency.

Sincerely,

Christopher Zimmerman
Chairman

Cc: Members, Northern Virginia Transportation Authority

Direction to Jurisdiction and Agency Coordinating Committee

The Jurisdiction and Agency Coordinating Committee is directed to take the following actions prior to the NVTA's December 11, 2008, meeting:

- Finalize testimony for the CTB's Fall Transportation (Pre-Allocation) Public Hearing;
- Incorporate NVTA's suggestions into the 2009 Legislative Program and have the program ready for consideration by NVTA on December 11, 2008;
- Prepare a list of recommended FY 2010 CMAQ and RSTP projects
- Continue to monitor regional transportation projects such as:
 - The I-95/395 HOT Lanes Project
 - The Beltway HOT Lanes Project
 - The I-66 Transit/TDM Study
 - The Statewide Rail Plan
 - VTrans 2035 Planand prepare a status report for the December 11, 2008, NVTA meeting
- Approve requests to reallocate CMAQ and RSTP funds between projects that NVTA has approved in the past, following one week notice (via email) to NVTA members to provide an opportunity for objections. Give provisional approval to reallocate funds to projects not previously approved by NVTA, subject to NVTA's concurrence at the NVTA next meeting.
- Continue to coordinate regional transportation issues, based on past NVTA direction.

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY**MEMORANDUM**

TO: The Honorable C. Zimmerman, Chairman, and Members
Northern Virginia Transportation Authority

FROM: John Mason, Executive Director

SUBJECT: Authorization for Chairman and Vice Chairman to Sign Checks

DATE: August 25, 2008

ISSUE(S): With departure of executive director, there is a need for signature authorization for NVTA checks.

RECOMMENDATION: Recommend that chairman and vice chairman be authorized to sign NVTA checks as was the procedure prior to hiring of executive director.

PROPOSED MOTION: *Mr. Chairman, I move approval of attached resolution authorizing the chairman and the vice chairman to sign checks on behalf of NVTA for items approved by NVTA.*

SUMMARY:

- Consistent with the Financial Working Group guidance, Resolution 11-08 authorized the chairman and vice chairman to sign checks on behalf of NVTA.
- Upon hiring of an executive director, Resolution 20-08 authorized the executive director to sign checks on behalf of NVTA.
- NVTA Bylaws, Article VIII, Section A, provide for normal signing of checks and drafts by the executive director or, in the absence of executive director, “those authorized from time to time by vote of the Authority”.
- With the closing of operational NVTA office and departure of executive director, this resolution reverts authorization for check signing to the procedure that existed prior to having an executive director.

FISCAL IMPACT: None.

COORDINATION:

- Finance Committee
- Council of Counsels
- M. Longhi
- S. Kalkwarf

ATTACHMENT(S):

- Attachment A: Resolution Authorizing the Chairman and Vice Chairman to Sign Checks on Behalf of NVTA for Items Approved by NVTA

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

- RESOLUTION YY-BB -

AUTHORIZING THE CHAIRMAN AND VICE CHAIRMAN TO SIGN CHECKS ON BEHALF OF NVTA FOR ITEMS APPROVED BY NVTA

WHEREAS, upon hiring an executive direction, the Northern Virginia Transportation Authority (“NVTA”) approved Resolution 20-08 that authorized the executive director to sign checks within certain limits;

WHEREAS, the General Assembly has not restored dedicated transportation funding to NVTA; and

WHEREAS, the lack of dedicated funding requires that NVTA terminate staff and close office operations; and

WHEREAS, NVTA may continue to need to write a limited number of checks; and

WHEREAS, this resolution is consistent with the recommendations of the Financial Working Group dated June 1, 2007; and

WHEREAS, this resolution is consistent with the provisions of Article VIII, Section A, of the NVTA Bylaws that states “Checks and drafts shall be signed in the name of the Authority by the Executive Director, or, in the Executive Director’s absence, those authorized from time to time by vote of the Authority”.

NOW, THEREFORE, BE IT RESOLVED THAT the Northern Virginia Transportation Authority authorizes its chairman and vice chairman to sign checks on behalf of the NVTA for items approved by the NVTA as previously authorized by Resolution 11-08;

AND BE IT FURTHER RESOLVED THAT the authority given in Resolution 20-08, authorizing the NVTA’s executive director to sign checks, is withdrawn.

Adopted by the Northern Virginia Transportation Authority on this 11th day of September 2008.

By: _____
Chairman

Attest: _____
Vice Chairman

VI.

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

MEMORANDUM

TO: The Honorable C. Zimmerman, Chairman, and Members
Northern Virginia Transportation Authority

FROM: John Mason, Executive Director

SUBJECT: Appreciation for Jurisdictional and Agency Support

DATE: September 3, 2008

ISSUE(S): The Authority desires to express appreciation to the jurisdictions and agencies that have supported NVTA over the last several years.

RECOMMENDATION: Recommend approval of the attached resolution expressing appreciation to jurisdictions and agencies.

PROPOSED MOTION: *Mr. Chairman, I move approval of attached resolution expressing appreciation to the jurisdictions and agencies that have supported NVTA over the last several years.*

SUMMARY:

- At its January 10 meeting, the Authority directed that a method for extending appreciation for jurisdictional and agency support be developed.
- With the Supreme Court decision overruling the General Assembly's approach to dedicated funding, it was realized that we would be phasing out the NVTA office and staff. In conversation with Chairman Zimmerman, we agreed that the logical timing for this action would be in conjunction with closing down office operations.
- The attached resolution will be sent to the chairs or chief administrative officers of the relevant Northern Virginia agencies and jurisdictions. Approximately 23 transmitting letters will be signed by the chairman. Additional letters will be sent by me to those agencies involved in the refunding process.

FISCAL IMPACT: None.

COORDINATION:

- JACC

ATTACHMENT:

- Attachment A: Resolution Expressing Appreciation for Jurisdictional and Agency Support

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

- RESOLUTION YY- CC

APPRECIATION FOR JURISDICTIONAL AND AGENCY SUPPORT

WHEREAS, the Northern Virginia Transportation Authority (“NVT A”) was created by the General Assembly in 2002, to among other things, prepare a regional transportation plan for Northern Virginia; construct or acquire the transportation facilities included in the transportation plan; set regional transportation policies and priorities for regional transportation projects; provide general oversight of regional mass transit and congestion mitigation programs and regional transportation issues; develop regional transportation priorities and policies to improve air quality; advocate for the transportation needs of Northern Virginia; and collect taxes and fees authorized by law; and,

WHEREAS, from 2002 to 2007, there was limited funding authorized to support the activities that NVT A was directed to accomplish and therefore the local jurisdictions and regional transportation planning and operating agencies of Northern Virginia, along with state transportation agencies, agreed to support the activities of the NVT A by contributing staff resources from their jurisdictions and agencies; and,

WHEREAS, the significant progress made by NVT A from 2002 to 2007 was underpinned by the extraordinary professional support from jurisdictional and agency staffs that resulted in annual coordination of regional transportation priorities and recommendations to the National Capital Region Transportation Planning Board, the Commonwealth Transportation Board and the General Assembly; completion of *TransAction 2030* – a long range transportation plan for Northern Virginia; coordination of allocations for discretionary funding; coordination of legislative and advocacy issues; coordination of comments and action on major transportation projects affecting Northern Virginia ;and many other routine NVT A activities and actions; and,

WHEREAS, with the authorization of dedicated funding for NVT A by the General Assembly in 2007, the jurisdictional and agency staffs increased their contributed support to plan the plethora of actions necessary to establish an operating organization and immediately implement the authorized regional taxes and fees, coordinate an initial package of projects within a Six Year Plan, and design a major bond initiative;

WHEREAS, this increased effort involved staff from many non-transportation related disciplines, including law, finance, accounting, tax administration, debt management, public works, public affairs, legislative, purchasing and human resources; and

WHEREAS, on February 29, 2008, the Virginia Supreme Court ruled that the General Assembly did not have the authority under the Virginia Constitution to delegate its taxing powers to the NVT A; and,

WHEREAS, this staff continued to provide assistance to NVRTA with refund activities and other on-going activities after the Court decision, including efforts to restore NVRTA's funding;

WHEREAS, the Authority recognizes that, without the extraordinary support from jurisdictional and agency staffs, guided by outstanding staff leadership, it would have been impossible for the Authority to have achieved the progress it has to date;

NOW, THEREFORE, BE IT RESOLVED, THAT the Northern Virginia Transportation Authority extends its appreciation to the counties of Arlington, Fairfax, Loudoun, and Prince William, and to the cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park, and to the the towns of Dumfries, Herndon, Leesburg, Purcellville, and Vienna as well as to the Northern Virginia Transportation Commission, the Northern Virginia Regional Commission, the Potomac and Rappahannock Transportation Commission, the Washington Metropolitan Area Transit Authority, the Virginia Railway Express, the Virginia Department of Transportation, the Virginia Department of Rail and Public Transportation, Department of Motor Vehicles, Department of Taxation, State Police, Clerks of the Court, the Motor Vehicle Dealer Board, and the staffs of the Secretary of Finance and Transportation, for their extraordinary support to the Authority over the past six years;

BE IT FURTHER RESOLVED THAT this expression of NVRTA's appreciation be sent to the chief administrative officer in each of Northern Virginia's jurisdictions and to the executive directors of the Northern Virginia Transportation Commission, the Potomac and Rappahannock Transportation Commission, the Northern Virginia Regional Commission, the Washington Metropolitan Area Transit Authority, the Virginia Railway Express, and the Northern Virginia Regional Commission; the Virginia Department of Transportation Commissioner; and the Directors of the Virginia Department of Rail and Public Transportation; the Virginia Tax Commissioner and the Virginia Department of Motor Vehicles Commissioner; the Clerks of the Court; Town Managers; State Police; Motor Vehicle Dealer Board; and the Secretaries of Transportation and Finance;

BE IT FURTHER RESOLVED THAT letters of appreciation signed by the chairman be forwarded to the key staff members who have provided the leadership that ensured the achievement of the Authority's progress to date.

Approved by the Northern Virginia Transportation Authority on this 11th day of September 2008.

By: _____
Chairman

Attest: _____
Vice Chairman

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

- RESOLUTION ____ -

COMMENDING JOHN MASON FOR HIS SERVICE TO THE AUTHORITY

WHEREAS, the Northern Virginia Transportation Authority ("NVTA") hired John Mason on January 10, 2008, to serve as its first Executive Director; and

WHEREAS, John Mason has worked tirelessly to organize NVTA's administrative offices; draft personnel policies; secure insurance; prepare for regular and special NVTA meetings; organize the NVTA Finance Committee and Technical Advisory Committee; answer questions from the public, vendors, public agencies and others regarding the taxes and fees that NVTA implemented on January 1, 2008; update NVTA's By Laws; establish administrative procedures; assist the Jurisdiction and Agency Coordinating Committee with their activities in support of NVTA's mission and goals; prepare for NVTA's FY 2008 audit; and represent the NVTA at various regional and statewide meetings; and

WHEREAS, on February 29, 2008, the Virginia Supreme Court ruled that the General Assembly did not have the authority under the Virginia Constitution to delegate its taxing powers to the NVTA; and

WHEREAS, on March 3, 2008, the NVTA ceased collection of the seven taxes and fees authorized by Chapter 896 of the Code of Virginia; and

WHEREAS, the General Assembly has not restored any transportation funding to NVTA to date; and

WHEREAS, John Mason, working with state and local agencies, coordinated NVTA's refund process and continued to address numerous issues related to refunds and other NVTA matters; and

WHEREAS, John Mason has demonstrated a high degree of professionalism throughout his tenure as Executive Director;

NOW, THEREFORE, BE IT RESOLVED, THAT the Northern Virginia Transportation Authority expresses its sincere appreciation to John Mason for his energetic, thoughtful, dedicated and steadfast service to the NVTA during the past nine months; and

BE IT FURTHER RESOLVED THAT the NVTA regrets that it is no longer able to retain John Mason in the capacity of Executive Director;

BE IT FURTHER RESOLVED THAT the NVTA wishes John Mason well in his future endeavors.

Approved by the Northern Virginia Transportation Authority on this 11th day of September 2008.

By: _____
Chairman

Attest: _____
Vice Chairman

VII.

Jurisdiction and Agency Coordinating Committee Northern Virginia Transportation Authority

MEMORANDUM

TO: Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority

Members
Northern Virginia Transportation Authority

FROM: Tom Biesiadny, Chairman
Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority

SUBJECT: Approval of Letter on I-66 Transit/Transit Demand Management Study
(Item VII.)

DATE: September 5, 2008

Recommendation:

The Jurisdiction and Agency Coordinating Committee recommends that the Northern Virginia Transportation Authority approved the attached letter to Secretary of Transportation Pierce Homer expressing concerns regarding the scope of the I-66 Transit/Transit Demand Management (TDM) Study.

Background:

NVTA and the Northern Virginia localities have been requesting a multimodal study of the I-66 corridor for several years. The currently adopted Constrained Long-Range Plan (CLRP) entry for the I-66 Spot Improvements references TPB's resolution, TPB R11-2006, which states that: "Separate from the action on this TIP amendment [for preliminary engineering of spot improvements] ... NVTA asked that funding be sought for a long-range multimodal environmental document that will address the public transportation needs for the I-66 Multimodal Corridor. This document will include a comprehensive and objective evaluation of long-term public transportation needs in the I-66 multimodal corridor... As part of the multimodal environmental document, VDOT should study *value pricing and relatively low-cost traffic-operation solutions such as provision of express bus service and HOV-3* (italics added)."

Christopher Zimmerman, Chairman
Members, Northern Virginia Transportation Authority
September 5, 2008
Page Two

The JACC understands that the I-66 Transit/TDM study is intended to fulfill this commitment. As such, the JACC believes that the study should include an examination of pricing or changes to the HOV incentives, as stated in the CLRP. The JACC also believes that operational issues, such as occupancy requirements and hours of operation should be included in the study, because these factors will impact the estimated transit and TDM usage in the corridor. Such a comprehensive approach will ensure that the I-66 Transit/TDM study will result in recommendations to maximize person throughput in the I-66 corridor.

Staff from several individual jurisdictions have discussed these concerns with Department of Rail and Public Transportation staff, but have been unsuccessful in expanding the scope of the study to include the points outlined above. Staff from other jurisdictions and several Northern Virginia transportation agencies also share these concerns. The attached letter is intended to document concerns and add NVTA's support to the need for addressing them.

JACC Members and I will be available at the Authority meeting on September 11, 2008, to answer questions.

Attachments: a/s

Cc: Members, NVTA Jurisdiction and Agency Coordinating Committee
John Mason, Executive Director



The Northern Virginia Transportation Authority

September 12, 2008

The Honorable Pierce Homer
Secretary of Transportation
1111 East Broad Street, Third Floor
Richmond, Virginia 23219

Dear Secretary Homer:

I am writing to share our concerns about the scope of the I-66 Transit/TDM study recently initiated by the Department of Rail and Public Transportation (DRPT). While we are encouraged that the state has begun this study and is providing Northern Virginia localities opportunities to participate, we are requesting that changes to high-occupancy-vehicle (HOV) incentives and pricing be included as part of this study.

As you know, Northern Virginia localities have been requesting a multimodal study of the I-66 corridor for several years. The currently adopted Constrained Long-Range Plan (CLRP) entry for the I-66 Spot Improvements references TPB's resolution, TPB R11-2006, noting that: "Separate from the action on this TIP amendment [for preliminary engineering of spot improvements] ... NVTVA asked that funding be sought for a long-range multimodal environmental document that will address the public transportation needs for the I-66 Multimodal Corridor. This document will include a comprehensive and objective evaluation of long-term public transportation needs in the I-66 multimodal corridor... As part of the multimodal environmental document, VDOT should study *value pricing and relatively low-cost traffic-operation solutions such as provision of express bus service and HOV-3* (italics added)." It is the NVTVA's understanding that the I-66 Transit/TDM study is intended to fulfill that commitment, and as such should include an examination of pricing or changes to the HOV incentives, as stated in the CLRP.

Aside from meeting the requirements of the currently adopted CLRP, undertaking an evaluation of HOV restrictions (occupancy and hours) and congestion pricing as part of the I-66 Transit/TDM study will also ensure that person throughput is maximized in the I-66 corridor. Travel time, predictability and cost have an enormous influence on the choice users make regarding mode of travel, especially with regard to transit. Considering the potential impacts on all three of those factors that could be made with congestion pricing and/or modified HOV restrictions, it is important to include them in the project scope in order to obtain a fully accurate picture of how the I-66 corridor will function in

The Honorable Pierce Homer
September 12, 2008
Page Two

the future. If congestion pricing and HOV modifications are not included in the scope, the study will not adequately address the corridor's potential for additional TDM or transit use, and an opportunity to improve mobility to the greatest extent possible will have been missed.

Thank you for the opportunity to comment on this very important study. Please do not hesitate to contact me should you have any questions.

Sincerely,

Christopher Zimmerman
Chairman

Cc: Members, Northern Virginia Transportation Authority
John Mason, NVTA Executive Director
David Ekern, Commissioner, VDOT
Matthew O. Tucker, Director, DRPT

VIII.

Jurisdictional and Agency Coordinating Committee Northern Virginia Transportation Authority

MEMORANDUM

TO: Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority

Members
Northern Virginia Transportation Authority

FROM: Tom Biesiadny, Chairman
Jurisdictional and Agency Coordinating Committee
Northern Virginia Transportation Authority

SUBJECT: Reallocation of Regional Surface Transportation Program Funds and Congestion Mitigation and Air Quality Funds for Fairfax and Prince William Counties (Agenda Item VIII)

DATE: September 5, 2008

Recommendation:

The Jurisdictional and Agency Coordinating Committee (JACC) recommends that the Northern Virginia Transportation Authority approve the attached letter to VDOT's Northern Virginia District Administrator Morteza Salehi endorsing Fairfax and Prince William Counties' request to reallocate Regional Surface Transportation Program (RTSP) funds and Congestion Mitigation and Air Quality (CMAQ) funds.

Background:

Attached is a request from Fairfax County Board of Supervisors Chairman Gerald E. Connolly requesting reallocation of the following RSTP funds:

- Reallocate \$2,268,000 in FY 2009 RSTP grant funding from the Richmond Highway widening project (UPC #89888) to Phase Two of the Engineering Providing Ground (EPG) Section of the Fairfax County Parkway (UPC # 88557). Fairfax County initially requested the funding for the Richmond Highway project, particularly to assist with providing access to Fort Belvoir following the Base Realignment and Closure (BRAC) recommendations. However, since that time, the cost of the EPG Section of the Fairfax County Parkway has increased significantly. Rather than start a new project that will take a number of years to fund, it is important that the existing BRAC-related projects be fully funded. This funding will specifically allow existing traffic movements to be maintained following the completion of the EPG section of the Fairfax County Parkway.

Christopher Zimmerman, Chairman
Members, Northern Virginia Transportation Authority
September 5, 2008
Page Two

Also attached is a request from Tom Blaser, Director, Prince William County Department of Transportation, requesting reallocation of the following RSTP and CMAQ funds:

- Reallocate \$1,000,000 in RSTP grant funding from the Cushing Road Park-and-Ride Lot/I-66 at Route 234 (UPC # 72803) to the Route 28 widening project (PWC0011).
- Reallocate \$1,000,000 in CMAQ grant funding from the Horner Road Park-and-Ride Lot (UPC # 87948) to the Cushing Road Park-and-Ride Lot/I-66 at Route 234 (UPC # 72803).

Fairfax and Prince William County staff, JACC Members and I will be available at the Authority meeting on September 11, 2008, to answer questions.

Cc: Members, NVTa Jurisdictional and Agency Coordinating Committee
John Mason, NVTa Executive Director

Northern Virginia Transportation Authority

4031 University Drive, Suite 200
Fairfax, Virginia 22030

September 12, 2008

Mr. Morteza Salehi
District Administrator
Virginia Department of Transportation
14685 Avion Parkway
Chantilly, Virginia 20151-1104

Reference: Request to Reallocate Fairfax and Prince William County RSTP and CMAQ Funds

Dear Mr. Salehi:

On September 11, 2008, the Northern Virginia Transportation Authority endorsed the attached requests from Fairfax and Prince William Counties to reallocate the following Regional Surface Transportation Program (RSTP) and Congestion Mitigation and Air Quality (CMAQ) funds:

- Reallocate \$2,268,000 in FY 2009 RSTP grant funding from the Richmond Highway widening project (UPC #89888) to Phase Two of the Engineering Providing Ground (EPG) Section of the Fairfax County Parkway (UPC # 88557).
- Reallocate \$1,000,000 in RSTP grant funding from the Cushing Road Park-and-Ride Lot/I-66 at Route 234 (UPC # 72803) to the Route 28 widening project (PWC0011).
- Reallocate \$1,000,000 in CMAQ grant funding from the Horner Road Park-and-Ride Lot (UPC # 87948) to the Cushing Road Park-and-Ride Lot/I-66 at Route 234 (UPC # 72803).

Please take the necessary steps to reallocate these funds in the Transportation Improvement Program and the State Transportation Improvement Program. Thank you very much.

Sincerely,

Christopher Zimmerman
Chairman

Robert McDonald, Transportation Planning Section, VDOT
Randy Hodgson, Transportation Planning Section, VDOT
Katharine D. Ichter, Director, Fairfax County Department of Transportation
Tom Blaser, Director, Prince William County Department of Transportation
John Mason, Executive Director, NVTA

September 5, 2008

Mr. Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority
4031 University Drive, Suite 200
Fairfax, Virginia 22030

Reference: Request for NVTA Approval to Reallocate Regional Surface Transportation Program Funds

Dear Mr. Zimmerman:

Fairfax County seeks the Northern Virginia Transportation Authority's approval to reallocate previously approved Regional Surface Transportation Program (RSTP) funds. This reallocation will expedite the construction of Phase Two of the Engineering Providing Ground (EPG) Section of the Fairfax County Parkway project by utilizing currently available funding. The requested adjustment is as follows:

Phase Two of the EPG Section of the Fairfax County Parkway

- Transfer all remaining FY 2009 RSTP funding (approximately \$2,268,000) from the Richmond Highway widening project south of Armistead Road (UPC #89888), to Phase Two of the EPG section of the Fairfax County Parkway (UPC # 88557).

If you have any questions, please call Kathy Ichter at (703) 324-1166 or Tom Biesiadny at (703) 324-1154. Thank you for your assistance.

Sincerely,

Gerald E. Connolly, Chairman
Fairfax County Board of Supervisors

Cc: Morteza Salehi, Administrator, Northern Virginia District, VDOT
Robert McDonald, Chief, Transportation Planning Section, Northern Virginia District, VDOT
Michael A. Estes, PE, Director, Local Assistance Division, VDOT
Diane Mitchell, Administrator, Programming Division, VDOT
Bud Siegel, PE, Arlington/Fairfax Preliminary Engineering Manager, VDOT
Randy Hodgson, Transportation Planning, Northern Virginia District, VDOT
Katharine D. Ichter, Director, Fairfax County Department of Transportation

September 5, 2008

Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority
4031 University Drive, Suite 200
Fairfax, VA 22030

Dear Chairman Zimmerman:

Prince William County seeks the approval of the Northern Virginia Transportation Authority (NVTA) to re-allocate previously approved Regional Surface Transportation Program (RSTP) funds. One million dollars (\$ 1,000,000) of the previously approved RSTP funds for the Cushing Road Park and Ride Lot/I-66 @ Rt. 234 (72803) will be moved to the Route 28 widening (PWC0011) in Prince William County.

Prince William County would also like to re-allocate \$1 million of the previously approved Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds from the Horner Road Commuter Lot (UPC 87948) and put it towards the Cushing Road Park and Ride Lot.

If you have any questions or comments on this request, please contact Monica Backmon from my staff at (703) 792-6273.

Sincerely,

Thomas Blaser
Director of Transportation

cc: Coles District Supervisor

Rick Canizales, Transportation Planning Manager, Prince William County
Kanti Kanathur, Transportation Planning, VDOT Northern Virginia District
Maria Sinner, Prince William Preliminary Engineering Manager, VDOT

**Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority**

MEMORANDUM

TO: Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority

Members
Northern Virginia Transportation Authority

FROM: Tom Biesiadny, Chairman
Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority

SUBJECT: Approval of Testimony for Commonwealth Transportation Board's Fall
Transportation Meeting (Item IX.)

DATE: September 5, 2008

Recommendation:

The Jurisdiction and Agency Coordinating Committee (JACC) recommends that the Northern Virginia Transportation Authority approved the basis elements of testimony for the Commonwealth Transportation Board (CTB)'s Fall Transportation Meeting, in concept, and authorize NVTA's Chairman to approve any adjustments that may be necessary, due to information that may become available between now and the hearing, particularly regarding any reductions in state transportation funding levels.

Background:

Each fall, the Commonwealth Transportation Board holds public hearings around the state to receive suggestions for projects that should be included in the Six Year Program. The Northern Virginia public hearing will likely be in November. Since the NVTA will not be meeting again until December 11, 2008, the JACC is seeking NVTA's approval of conceptual the basic elements for the testimony that will be refined over the next two months. In particular, since state transportation revenues are apparently not meeting expectations, the CTB will likely be required to make additional reduction in the Six Year Program.

Any reductions will be on top of the 44 percent cuts in the Primary, Secondary and Urban Highway Program and the 10 percent reductions in transit assistance adopted by the CTB in June 2008. With this in mind, the JACC is recrafting the testimony to recognize the difficult situation the CTB faces, update local efforts in Northern Virginia, reiterate NVTA's principles and to focus primarily on non-monetary changes the CTB can implement to assist Northern Virginia.

Christopher Zimmerman, Chairman
Members, Northern Virginia Transportation Authority
September 5, 2008
Page Two

The proposed basic elements of testimony include:

- Acknowledging the challenges that the CTB faces in trying to balance projects and revenues in the Six Year Program;
- Updating the CTB on NVTA's reduction in Operations
- Summarizing efforts that the NVTA local governments are making to raise transportation funding;
- Reiterating the NVTA's Eight Principles for Transportation Funding;
- Reiterating the affects of inflation and economic factors on the availability of transportation funding;
- Highlighting that VDOT is quickly becoming a maintenance-only agency;
- Requesting that construction projects that are funded continue to be implemented as scheduled;
- Requesting continued funding for VRE's track leases from federal funds;
- Allowing NVTA to help set priorities for federal bonus obligation funding;
- Encouraging additional training on VDOT's Chapter 527 land use review regulations;
- Considering comments from local governments and regional transportation agencies on Secondary Street Acceptance standards and Access Management Standards;
- Streamlining environmental reviews for locally administered projects;
- Addressing Northern Virginia concerns with the I-95/395 High Occupancy Toll project, including distribution of a bus only lane study and a safety study for public comment;
- Addressing Northern Virginia concerns with the I-66 Transit/TDM Study, including inclusion of incentives, operational parameters (hours and occupancy) and pricing as part of the study.

Since the CTB's public hearing will likely be two months away, the JACC requests that NVTA's Chairman be authorized to approve the final the testimony, including changes to address circumstances between now and then. If substantive changes are made to the basic elements, the JACC will return to the NVTA on December 11, 2008, to seek ratification of the final testimony.

JACC Members and I will be available at the Authority meeting on September 11, 2008, to answer questions.

Attachments: a/s

Cc: Members, NVTA Jurisdiction and Agency Coordinating Committee
John Mason, Executive Director

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

MEMORANDUM

TO: The Honorable C. Zimmerman, Chairman, and Members
Northern Virginia Transportation Authority

FROM: John Mason, Executive Director [or other]

SUBJECT: Closing of NVTA Office and Operations

DATE: September 3, 2008

Consistent with the agreed approach discussed at NVTA's July 10, 2008 meeting, the closing of the NVTA office and shift of functions to jurisdictions/agencies has been coordinated.

The attached spreadsheet reflects:

- **Functional Activities** section summarizes the responsibilities to be shifted. This is authorized by Resolution YY-AA.
- **Closing Activities** listing summarizes the many administrative actions associated with the closure of NVTA office that I am responsible for.
- **External Coordination** section reflects coordination affected with key jurisdictions/agencies and staff.
- **Required NVTA Action – 9/11/08** lists the three resolutions for approval at September 11 meeting to confirm above arrangements.
- **Letters of Appreciation** section lists the categories of letters of appreciation prepared for chairman's and executive director's signatures.

All actions noted above will be completed no later than September 30. If completed prior to that time, I will inform you by email.

Coordination:

- JACC
- NVTC (R. Taube)
- Arlington County (M. Longhi)
- Council of Counsels
- Finance Committee

Attachment:

- Attachment A: Closing Office and Operations

	NOW	COMMENT	> 9/30	EFF DATE	NOTES
<u>Functional Activities</u>					To be approved by Resolution YY-AA
Coord of various staffs	ED	No ED	JACC (TB)		
Coordination of meetings	ED	No ED	JACC (TB)	9/30/08	
Planning & programming	JACC	No change	JACC (TB)		
Legislative support	JACC	No change	JACC (TB)		
Records maintenance	ED	No ED	JACC (TB)	9/20/08	
Mail and distribution	ED	No ED	JACC (TB)	9/30/08	
Coord of TAC & PCAC	ED	Not anticipated			
Public outreach/PR	NVTC	No change	NVTC (KQ)		
Website management	NVTC	No change	NVTC (ER)		
Banking	ED/Arl	No ED	Arlington	9/30/08	
Check signing	ED	No ED	Chr/V Chr	NLT 9/30/08	Resolution YY-BB
Accounting/audit	ED/NVTC	No ED	NVTC (SK)	9/30/08	
Financial files maintenance	ED/NVTC	No ED	NVTC (SK)	9/30/08	
Insurance coverage	ED	No ED	NVTC (SK)	9/30/08	
Information focal point	ED	No ED	NVTC (KQ)	9/30/08	
Legal advice	C of C's	No change	C of C's		
Financial advice	Fin Comm	No change	Fin Comm		
Staff spt to Finance Comm	ED		FWG staff	9/30/08	S. Kalkwarf, M. Longhi, and JACC
Clerk	Various		TBD		
Audit	ED/NVTC	No ED	NVTC (SK)	9/30/08	
<u>Closing Activities</u>					To be coordinated by ED
Cancel office lease	ED	Completed 7/15/08			Rm 311 effective 7/31/08
Notify VRS	ED	Completed 7/23/08			Had explored for HR benefits

Notify State Treasurer - Risk	ED				Maintain coverage for authority mbrs
Notify VML; chg contract	ED	Coordinated 7/24/08			Liability coverage thru 9/30/08
Notify IRS	ED		NVTC (SK)		Form 941 by 10/31/09
Notify VEC	ED		NVTC (SK)		Following final payroll
W-2 filing	ED		NVTC (SK)		Due 1/31/09
Form 940	ED		NVTC (SK)		Due 1/31/09
Chg of address for IRS and VEC	ED		NVTC (SK)		
Chg of address for VA D/Tax	ED		NVTC (SK)		
Notify Paychex	ED	Completed 7/23/08			Explored for outsourcing payroll
Cancel banking PO box	Arl (ML)			7/31/08	PO box revert to Arl. LB deposit acct closed
Cancel procurement card	ED			NLT 9/26/08	Will be destroyed
Establish NVTA PO box	ED	Completed 9/2/08		NLT 9/15/08	
Revise NVTA voicemail msg	ED			NLT 9/19/08	
Inform all of office/address	ED			NLT 9/19/08	Info on closing of ofc and new PO address
Create address labels	ED			NLT 6/20/08	Needed for envelopes, etc.
Transfer TA 2030 files	ED		JACC	By 9/15/08	One box
Transfer admin files	ED		JACC	By 9/15/08	Approximately 6 file drawers
Transfer electronic files	ED		JACC	By 9/20/08	
Transfer financial files	ED		NVTC (SK)	By 9/15/08	
Transfer historical files	ED		JACC	By 9/20/08	
Transfer computers	ED				Explore storage options
Transfer router	ED				Explore storage options
Transfer Xerox printer	ED				Explore storage options
Transfer computer desk	ED				Explore storage options
Transfer office materials	ED				Explore storage options
Transfer office supplies	ED				Explore storage options
Transfer 50,000 envelopes	ED				Explore storage options

Transfer brochures	Balmar				Determine number
Transfer 2030 framed map	ED				With stored items
Draft needed resolutions	ED			By 8/29/08	Coordinated with staffs
Wrap of 9/11 mtg rqts	ED			NLT 9/30/08	
<u>External Coordination Required</u>					
With NVTC	ED	Actg, PR, and website			NVTC concurred
With Arlington	ED	Banking			
With JACC/FFX County	ED/TB	Admin and storage			
<u>Required NVTA Action - 9/11/08</u>					
Resolution - Mtgs & Respons	ED/JACC				Transfer of Functions, Statutory Resp, Mtgs
Resolution - Check Signing	ED	Cancel 20-08			Revert to Chr/V Chr signing
Resolution - Appreciation	ED				
<u>Letters of Appreiation</u>					
To be signed by chairman	ED			By 9/5/08	Estimate 23 letters
To be signed by ED	ED			By 9/19/08	

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

MEMORANDUM

TO: The Honorable C. Zimmerman, Chairman, and Members
Northern Virginia Transportation Authority

FROM: J. Mason, Executive Director

SUBJECT: Refund Status

DATE: September 8, 2008

The refund process has worked smoothly. The circuit courts and state agencies that executed the refunding have ensured a well run program.

The “big picture”:

- **Total of NVTA-related taxes/fees received (by NVTA, state and local agencies/jurisdictions collecting on behalf of NVTA): \$35,455,647.20**
- **Of above number, total directly received by NVTA and remitted to circuit courts and state agencies for refunding: \$14,283,005.30**
- **Remaining taxes/fees with NVTA: \$0 (zero)**
- **Total refunded to date by circuit courts (to settlement agents) and state agencies (to individuals who paid tax/fee): \$22,938,279.37**
- **With refunding process still under way, exact projection of total amount of refunds not available.**

The details by category (with two DMV registration fees combined):

- **Grantor’s tax**
 - ✓ Received by NVTA: \$11,900,812.60
 - ✓ Disbursed to circuit courts by NVTA: \$11,900,812.60
 - ✓ Additional collected by circuit courts, not forwarded to NVTA: \$561,039.61
 - ✓ Total grantor’s tax collected: \$12,461,853.20
 - ✓ As of 9/4, remitted to settlement agents by circuit courts: \$11,649,774.00

XI.

- ✓ Anticipate remitting to settlement agents (Fairfax County Circuit Court): \$60,743.20
- ✓ Anticipate remitting to Treasurer: \$751,346.00

- **Vehicle registration fees (initial and registration)**
 - ✓ Received by DMV: \$11,260,193.00
 - ✓ Refunded by DMV: \$11,252,693.00
 - ✓ Anticipate remitting to Treasurer: \$7,500.00

- **Transient occupancy tax (TOT)**
 - ✓ Received by NVTAs: \$355,490.00
 - ✓ Remitted by NVTAs to Treasurer: \$355,490.00
 - ✓ Additional amount received by Treasurer: \$3,346,384.72
 - ✓ Total TOT received: \$3,701,874.72
 - ✓ Refunded by Treasurer as of 9/4/08: \$512.77
 - ✓ Remaining: \$3,701,361.95; however, there are pending claims

- **Car rental tax**
 - ✓ Received by DMV: \$950,000.00
 - ✓ Remitted to Treasurer: \$950,000.00
 - ✓ Refunded by Treasurer as of 9/4/08: \$2,748.63
 - ✓ Remaining: \$947,251.37; however, there are pending claims

- **Safety inspection fee**
 - ✓ Received by NVTAs: \$2,026,702.70
 - ✓ Remitted to Treasurer: \$2,026,702.70
 - ✓ Refunded by Treasurer as of 9/4/08: \$14,680.50
 - ✓ Remaining: \$2,012,022.20; however, there are pending claims

- **Car repair tax**
 - ✓ Received by Department of Taxation: \$5,055,023.57
 - ✓ Remitted to Treasurer: \$5,055,023.57
 - ✓ Refunded by Treasurer as of 9/4/08: \$17,870.47
 - ✓ Remaining: \$5,037,153.10; however, there are pending claims

Details of various special taxes/fees refunds are:

- **Grantor's tax.**
 - Alexandria Circuit Court:
 - ✓ Received \$258,017.20 from NVTAs
 - ✓ Additional collected, not forwarded to NVTAs: \$540,915.20
 - ✓ Total grantor's tax collected: \$798,932.40
 - ✓ Refunded \$792,272.00 to 95 settlement agents representing 445 transactions.
 - ✓ Have \$6,660.40 remaining, representing 12 transactions
 - ✓ Anticipate remitting \$6,660.40 to Treasurer

- Arlington Circuit Court:
 - ✓ Received \$1,636,235.20 from NVTA
 - ✓ Additional collected, not forwarded to NVTA: \$0
 - ✓ Total grantor's tax collected: \$1,646,235.20
 - ✓ Refunded \$1,636,245.20 to 140 settlement agents representing 554 transactions
 - ✓ Have \$0 remaining
 - Fairfax Circuit Court:
 - ✓ Received \$4,612,267.40 from NVTA
 - ✓ Additional collected, not forwarded to NVTA: \$18,912.80
 - ✓ Total grantor's tax collected: \$4,631,181.20
 - ✓ Refunded \$4,299,452.40, representing 1946 transactions
 - ✓ Have \$331,728.80 remaining.
 - ✓ Anticipate refunding an additional \$60,743.20 in the next two weeks to three (3) settlement agents
 - ✓ Anticipate remitting \$270,985.60 to Treasurer
 - Loudoun Circuit Court:
 - ✓ Received \$2,234,389.60 from NVTA
 - ✓ Additional collected, not forwarded to NVTA: \$1,211.60
 - ✓ Total grantor's tax collected: \$2,235,601.20
 - ✓ Refunded \$2,164,618.00
 - ✓ Have \$70,983.20 remaining, involving 23 settlement agents who have been repeatedly contacted
 - ✓ Anticipate remitting \$70,983.20 to Treasurer
 - Prince William Circuit Court:
 - ✓ Received \$3,149,903.20 from NVTA
 - ✓ Additional collected, not forwarded to NVTA: \$0
 - ✓ Total grantor's tax collected: \$3,149,903.20
 - ✓ Refunded \$2,747,186.40 to 199 settlement agents
 - ✓ Have \$402,716.80 remaining, representing 30 transactions
 - ✓ Anticipate remitting \$402,716.80 to Treasurer
- **Taxes and fees being remitted by State Treasurer (Division of Unclaimed Property).** A total of \$11,733,600.99 has been received in the following categories:
 - TOT: \$3,701,874.72
 - Car rental tax: \$ 950,000.00
 - Safety Inspection Fee: \$2,026,702.70
 - Car repair tax \$5,055,023.57

As of 9/4/08, State Treasurer has paid out 1,511 claims totaling \$35,812.37. The average claim amount is \$23.70. The majority of the claims paid have been for the car repair tax and the safety inspection fee.

**Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority**

MEMORANDUM

TO: Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority

Members
Northern Virginia Transportation Authority

FROM: Tom Biesiadny, Chairman
Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority

SUBJECT: Initial Review of 2009 Legislative Program Suggestions (Item XII.)

DATE: September 5, 2008

The Jurisdiction and Agency Coordinating Committee is beginning to prepare for the 2009 General Assembly session. Attached is an initial list of suggested items for NVTA's 2009 Legislative Program. Although the NVTA was not successful in achieving new funding to replace the revenues originally approved in HB 3202 (2007), some of NVTA's 2008 legislative initiatives were addressed. The General Assembly passed legislation to:

- modify the VDOT revenue sharing program to clarify that amounts of less than \$1 million can be requested; that proffers can be used for 100 percent of the local match; that the highest priority for funding will be projects implemented by the local government, and that VDOT is able to assist with some phases of the projects.
- increase the limits on task order contracts (which allow contractors to be secured for multiple design tasks using a single procurement) from \$1 million to \$5 million. The limit on individual tasks was increased from \$200,000 to \$1,000,000.
- increase the limit on highway construction projects that local government can undertake using their own employees from \$300,000 to \$600,000.

Since the NVTA is not expected to meet again until December 11, 2008, the JACC is interested in receiving the NVTA's comments on the proposed items. In addition, the JACC is also interested in any other items NVTA members would like to have included in the 2009 Legislative Program.

The JACC will develop more specific information and recommendations on each of these items and submit them to the NVTA at the December 11, 2008, meeting for consideration.

Christopher Zimmerman, Chairman
Members, Northern Virginia Transportation Authority
September 5, 2008
Page Two

Jurisdiction and Agency Coordinating Committee members and I will be available at the September 11, 2008, NVTA meeting to answer questions.

Cc: Members, NVTA Jurisdiction and Agency Committee
John Mason, Executive Director

Suggested 2008 Legislative Positions

STATE

TRANSPORTATION FUNDING

Support additional state and regional transportation funding for highway, transit, bicycle and pedestrian improvements. (*Updates and reaffirms previous position.*)

Specifically, the NVTA seeks reinstatement of exclusive Northern Virginia revenues in the range of \$300 million annually, as well as Northern Virginia's portion of additional statewide revenues. Such revenues should be provided from stable, reliable, proven and permanent source(s). These revenues should also provide at least \$50 million annually for Washington Metropolitan Area Transit Authority capital improvements and \$25 million annually for Virginia Railway Express capital and operating expenses. Specific VRE requests include: \$25M for locomotives, \$4.5M Insurance Trust Fund contribution, \$1M operating funding for additional service (3 new trains)

In addition, the NVTA asks the General Assembly to meet the Commonwealth's statutory 95 percent share of transit operating and capital costs (net of fares and federal assistance). This would require approximately \$190 million annually in new funds for the limited transit projects and eligible operating costs included in CTB's six-year program.

BASE REALIGNMENT AND CLOSURE (BRAC) RECOMMENDATIONS

Support the inclusion of sufficient funding in the 2009-2010 budget to ensure significant fiscal resources to address the enormous planning and transportation issues associated with the Base Realignment and Closure Commission recommendations. This is particularly critical, because the BRAC relocations will occur in 2011, and there is significant lead time required to implement needed transportation improvements. (*Reaffirms previous position.*)

PEDESTRIAN SAFETY

Support revisions to Virginia's existing pedestrian legislation to clarify the responsibilities of drivers and pedestrians in order to reduce the number of pedestrian injuries and fatalities that occur each year. In particular, support legislation that would require motorists to stop for pedestrians in crosswalks at unsignalized intersections on roads where the speed is 35 mph or less. Recent events throughout the region have highlighted a growing concern for the safety of pedestrians attempting to cross streets. Many Northern Virginia jurisdictions are exploring a variety of means to effectively provide for pedestrian safety while avoiding both the potential for serious vehicular accidents and the potential for creating a false sense of security for the pedestrians. (*Reaffirms previous position.*)

SECONDARY ROAD DEVOLUTION

Oppose any legislative or regulatory moratorium on the transfer of newly constructed secondary roads to VDOT for the purposes of ongoing maintenance. Also oppose any legislation that would require the transfer of secondary road construction and maintenance responsibilities to counties. (*Reaffirms previous position.*)

FEDERAL

SURFACE TRANSPORTATION PROGRAM REAUTHORIZATION (Position Under Development)

DEDICATED FUNDING FOR WMATA

NVTA calls upon Congress to adopt federal legislation to fully fund WMATA's capital needs, pursuant to the principles adopted by the Northern Virginia Transportation Commission. These principles are:

1. Legislation should seek to establish a new partnership among the federal, state, and local governments of the region to sustain the metro system that is so vital to the interests of all.
 - ◆ As noted in the 2004 report of the "Blue Ribbon Panel," the federal government is heavily dependent on Metro. About half the riders during peak times are federal workers; a substantial portion of the stations serve federal facilities; the system is vital to the functioning of Washington as a capital city, for both tourists and travelers who come to do business with the U.S. government.
2. Federal legislation should actually dedicate funds, not just mandate state/local dedication.
 - ◆ This means that there should be a federal revenue source (or sources) that will generate funds that can exclusively be used to fund a federal share of Metro capital and operating expenses. (Simply establishing a funding authorization level subject to annual appropriations does not constitute a federal match.)
3. Direct participation by the federal government in the governance of WMATA must be based on participation by the federal government as a funding partner.
 - ◆ As long as the federal government provides dedicated revenues for WMATA it should qualify for one board member. As it renews its funding, its vote on the board should also be renewed.

- ◆ If the federal government agrees to participate as a full funding partner to the same extent as the current state and local partners, then the federal government should qualify for two voting members.

This represents approximately \$150 million in additional federal funding annually to meet Metro's unfunded needs to ensure that the system can continue to operate efficiently. *(Updates previous position).*

FUNDING FOR THE VIRGINIA RAILWAY EXPRESS

NVTA calls upon Congress to provide a minimum of \$50 million for the acquisition of new VRE locomotives during the remainder of the SAFETEA-LU authorization to help the Commonwealth and the region fully fund this critical capital need. Also, the NVTA supports federal legislation that would authorize and appropriate monies for expansion of VRE beyond its current operation, specifically the Gainesville-Haymarket expansion. In addition, the NVTA supports federal legislation that would authorize funding for the completion of expansion capacity demands within the existing territory as set forth in SAFETEA-LU. *(Reaffirms previous position.)*

FUNDING FOR TRANSPORTATION EMERGENCY PREPAREDNESS

NVTA calls upon Congress to provide increased security funding to local and regional transportation agencies in the metropolitan Washington area. *(Reaffirms previous position.)*

FUNDING FOR THE METROPOLITAN AREA TRANSPORTATION OPERATIONS COORDINATION (MATOC) PROGRAM

NVTA calls upon Congress to provide increased funding to transportation agencies in the metropolitan Washington area to meet MATOC objections. *(New position, under review).*

COMMUTER BENEFITS

NVTA supports legislation that would increase the level of tax-free transit benefits employers can provide to employees above the current \$115 per month, as a way to make transit service more attractive to commuters who currently drive alone. In addition, NVTA supports legislation to permanently extend the current transit benefit to all branches of the federal government. *(Reaffirms previous position.)*

AMTRAK RESTRUCTURING

NVTA opposes legislation that shifts the funding responsibility for Amtrak services to individual states or coalitions of states. Under such scenarios, Amtrak would likely be forced to compete for already scarce transit funding. This would be detrimental to local transit systems, particularly if additional state funding for transit is not identified. In addition, NVTA advocates that any Amtrak reauthorization legislation ensure continued

VRE access to Washington Union Station and yards. *(Reaffirms previous position.)*

FUNDING FOR CONSTRUCTION OF AN I-66 TRUCK INSPECTION AND WEIGH STATION

NVTA advocates that funding be included in the Homeland Security budget for these I-66 inspection and weigh stations. *(Reaffirms previous position.)*

**Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority**

MEMORANDUM

TO: Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority

Members
Northern Virginia Transportation Authority

FROM: Tom Biesiadny, Chairman
Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority

SUBJECT: Constrained Long Range Plan (CLRP) and Transportation Improvement Program (TIP) Project Update (Agenda Item XIII.)

DATE: September 5, 2008

On July 16, 2008, the Transportation Planning Board (TPB) adopted an FY 2009-2014 TIP without updating the 2007 CLRP. This new TIP excluded all proposed changes to the TIP that affected regional air quality conformity which were originally approved by TPB on April 16, 2008. These conformity affecting changes included those projects that relied on anticipated Northern Virginia Transportation Authority funding. These NVTA-funded projects had to be excluded, because, during its Special Session in July, the Virginia General Assembly did not restore the Northern Virginia funding invalidated by the Virginia Supreme Court on February 29, 2008.

The TPB's July 16, 2008, action to adopt the air quality conformity neutral TIP will allow the Virginia Department of Transportation to receive approval for a new FY 2009 State Transportation Improvement Program (STIP) before the existing FY 2007 STIP expires at the end of September 2008. This will allow federal funding to continue to flow to projects statewide.

TPB staff is in the process of developing the 2008 update to the 2007 CLRP and conducting an air quality conformity analysis on this new CLRP. The recently adopted FY 2009 TIP will be amended to include funding for new projects, and/or reflect funding changes to existing projects consistent with the new CLRP. These updates to the CLRP and TIP will also exclude projects relying upon NVTA funding. This conformity analysis is expected to be complete in October 2008. The TPB is scheduled to release a new 2008 CLRP and the amended FY 2009 TIP for public comment in October, and is then expected to consider adoption of this documents in November 2008.

In addition, the TPB is beginning the process for the FY 2010-2015 TIP and 2009 CLRP. Project submissions for these documents will be due on December 5, 2008. The schedules for development of the amendments to the FY 2009-2014 TIP/2008 CLRP and the FY 2010-2015 TIP and 2009 CLRP are attached.

Christopher Zimmerman, Chairman
Members, Northern Virginia Transportation Authority
September 5, 2008
Page Two

JACC members and I will be available at the September 11, 2008, NVTA meeting to answer questions.

Cc: Members, NVTA Jurisdiction and Agency Coordinating Committee
John Mason, Executive Director

**Schedule for the 2008 Financially Constrained Long-Range Transportation Plan
(CLRP) and FY 2009 – 2014 Transportation Improvement Program (TIP)
without NVTA funding**

*October 17, 2007	TPB Releases Final Call for Projects-- Transportation Agencies Begin Submitting Project Information through On-Line Database
January 4, 2008	Transportation Agencies submit draft On-Line Project Submissions. Technical Committee reviews draft Plan and TIP Project Submissions and draft Scope of Work for the Air Quality Conformity Assessment
January 11, 2008	<u>DEADLINE</u> : Plan and TIP Project Submissions and draft Scope of Work finalized for transmittal to TPB
*January 16, 2008	Plan and TIP Project Submissions and draft Scope of Work Released for Public Comment
February 15, 2008	Public Comment Period Ends
*February 20, 2008	TPB Reviews Public Comments and is asked to Approve Project Submissions and draft Scope of Work
April 25, 2008	<u>DEADLINE</u> : Transportation Agencies Complete TIP Project Submissions and finalize Congestion Management Documentation Forms (where needed) and CLRP Forms ¹ . (Submissions must not impact conformity inputs; note that the deadline for conformity inputs was January 11, 2008).
May 15, 2008	TPB Citizen Advisory Committee hosts a public meeting on the Draft TIP.
*May 21, 2008	TPB Receives Status Report on the Draft Plan, TIP and Conformity Assessment
June 12, 2008	Draft Plan, TIP and Conformity Assessment Released for Public Comment at Citizens Advisory Committee (CAC)
*June 18, 2008	TPB Briefed on the Draft Plan, TIP and Conformity Assessment
July 12, 2008	Public Comment Period Ends
<hr/>	
*July 16, 2008	TPB Adopts Conformity Neutral TIP; Reviews Project Inputs and Schedule for Updated Conformity Analysis Without NVTA Funding
*September 17, 2008	TPB Briefed on Conformity Assessment
October 9, 2008	Updated Draft Plan, TIP and Conformity Assessment Released for Public Comment at Citizens Advisory Committee (CAC)
*October 15, 2008	TPB Briefed on the Updated Draft Plan, TIP and Conformity Assessment
November 8, 2008	Public Comment Period Ends
*November 19, 2008	TPB Reviews Public Comments and Responses to Comments, and is Presented the Updated Draft Plan, TIP and Conformity Assessment for Adoption

*TPB Meeting



**Schedule for the 2009 Financially Constrained Long-Range
Transportation Plan (CLRP) and FY 2010 – 2015 Transportation
Improvement Program (TIP)**

Draft 07/28/2008

Item #2

September 11, 2008	TPB Citizen Advisory Committee Hosts a Public Meeting on the TIP and CLRP Development Process
*September 17, 2008	TPB is Briefed on Draft Call for Projects
*October 15, 2008	TPB Releases Final Call for Projects-- Transportation Agencies Begin Submitting Project Information through On-Line Database
December 5, 2008	<u>DEADLINE:</u> Transportation Agencies Complete Submission of Draft On-Line Project Inputs. Technical Committee Reviews Draft Plan and TIP Project Submissions and Draft Scope of Work for the Air Quality Conformity Assessment
January 9, 2009	Tech Committee Reviews Plan and TIP Project Submissions and Draft Scope of Work
January 15, 2009	Plan and TIP Project Submissions and Draft Scope of Work Released for Public Comment
*January 21, 2009	TPB is Briefed on Project Submissions and Draft Scope of Work
February 14, 2009	Public Comment Period Ends
*February 18, 2009	TPB Reviews Public Comments and is asked to Approve Project Submissions and Draft Scope of Work
April 24, 2009	<u>DEADLINE:</u> Transportation Agencies Complete TIP Project Submissions and Finalize Congestion Management Documentation Forms (where needed) and CLRP Forms ¹ . (Submissions must not impact conformity inputs; note that the deadline for conformity inputs was December 5, 2008).
*May 20, 2009	TPB Receives Status Report on the Draft Plan, TIP and Conformity Assessment
June 11, 2009	Draft Plan, TIP and Conformity Assessment Released for Public Comment at Citizens Advisory Committee (CAC) and the TPB Citizen Advisory Committee Hosts a Public Meeting on the Draft TIP.
*June 17, 2009	TPB Briefed on the Draft Plan, TIP and Conformity Assessment
July 11, 2009	Public Comment Period Ends
*July 15, 2009	TPB Reviews Public Comments and Responses to Comments, and is Presented the Draft Plan, TIP and Conformity Assessment for Adoption
*TPB Meeting	

XVII.

Jurisdiction and Agency Coordinating Committee Northern Virginia Transportation Authority

MEMORANDUM

TO: Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority

Members
Northern Virginia Transportation Authority

FROM: Tom Biesiadny, Chairman
Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority

SUBJECT: Update on TIP Amendments (Agenda Item XVII.)

DATE: September 5, 2008

VDOT submitted an FY 2009-2014 TIP amendment package to the Transportation Planning Board (TPB) for approval in September. The amendment package is attached. The amendment package contains two projects. These projects are summarized below. This amendment package was approved by the TPB Steering Committee on September 5, 2008.

- Construct Sidewalks in the Town of Vienna. The amendment will provide \$5,000 in FY 2009 federal demonstration funds to construct a sidewalk on Dogwood Street from Moore Avenue to Cedar Lane.
- Tysons Corner 511 Project. The amendment will provide \$400,000 in federal Intelligent Transportation System (ITS) funds for five to seven plasma screens for heavily traveled part of Tysons Corner Center. These screens will provide shoppers and employees with the latest traffic information.

Jurisdiction and Agency Coordinating Committee members and I will be available at the September 11, 2008, NVTA meeting to answer questions.

Cc: Members, NVTA Jurisdiction and Agency Coordinating Committee
John Mason, Executive Director

August 26, 2008

National Capital Region
Transportation Improvement Program Amendment

The Honorable Phil Mendelson
Chairman, National Capital Region
Transportation Planning Board
Metropolitan Washington Council of Governments
777 North Capitol Street, N.E.; Suite 300
Washington, DC 20002-4201

Dear Chairman Mendelson:

The Virginia Department of Transportation's (VDOT) Northern Virginia District Office requests the amending of the FY 2009-2014 Transportation Improvement Program (TIP) to add the following two new projects. These new projects do not affect the currently approved air quality conformity analyses for the FY 2009-2014 TIP as the projects are not regionally significant (for air quality conformity purposes) and are not included in the regional air quality conformity analyses network. The Town of Vienna is prepared to move forward on their sidewalk project and has initiated action to sign funding agreements with VDOT. VDOT's NoVa Northern Region Operations Center is proposing to place five to seven large plasma screens in strategic places in Tysons Corner Mall to alert the citizens to the latest traffic information based upon VDOT's recently instituted VaTraffic system.

VDOT requests that the TPB's Steering Committee approve this amendment at its September 5, 2008 meeting. Once the amendment is approved, VDOT further requests that the Tysons Corner Mall Traffic Information (UPC# 90446) be placed in the STIP Grouping –Construction: Safety/ITS/Operational Improvements. A copy of the project listing proposed to be added to the FY 2009-2014 TIP is attached.

VDOT Urban Project:

- Construct Sidewalks in Town of Vienna (UPC 89857). This new TIP project will construct new sidewalks on Dogwood Street, between Moore Avenue and Cedar Lane. Proposed amendment will add \$5,000 of FY 09 federal Demonstration funds in FY09 for preliminary engineering.

VDOT ITS Project

- Tysons Corner 511 Project. This new TIP project will place five to seven plasma screens in heavily traveled areas of Tysons Corner Mall to provide the public with the latest traffic information based upon the new VaTraffic service recently inaugurated by VDOT.

Upon approval of this amendment, please furnish copies of the approval to Ms. Jo Anne Sorenson (VDOT's Northern Virginia office) and to Mr. Chad Tucker in VDOT's Transportation and Mobility Planning Division in Richmond. Thank you for your consideration of and action on this request.

Sincerely,

Morteza Salehi
District Administrator
VDOT – Northern Virginia District

**NORTHERN VIRGINIA
TRANSPORTATION IMPROVEMENT PROGRAM
CAPITAL COSTS (in \$1,000)**

TIP AMENDMENT 8/21/08

FY 2009-2014

Changes to existing entries are noted in bold.

Agency Project ID	Facility, Location, Description	Phase	Annual Element											Program Total FY 09-14	Funding Source	Funding Shares Fed/st/lo					
			Prev	FY 09	FY 10	FY 11	FY 12	FY 13	FY 14	FY 15	FY 16	FY 17	FY 18								
89857	Facility: Construct missing sidewalk on Dogwood St. From: Cottage Street To: Center Street Jurisdiction: Vienna	P.E.		5		0	0	0	0	0	0	0	0	0	0	\$5	Fed Demo	80%	20%		
		ROW	0	0	0																
		Const	0	\$0																	
Description: Construct sidewalk		Reason for the Adjustment: Allocate \$5,000 for PE to 89857 from Fed - Demo funds.																			
VDOT NOVA URBAN																					
90446	Facility: Tysons Corner 511 Project From: To: Jurisdiction: Fairfax County	P.E.		400		0	0	0	0	0	0	0	0	0	0	\$400	Fed NH	80%	20%		
		ROW	0	0	0																
		Const	0	\$0																	
Description: Tysons Corner 511 Project(Placing plasma screens in Mail to bring latest traffic information to the public		Reason for the Adjustment: Allocate \$400,000 to ITS project in NoVa District.																			
VDOT NOVA ITS																					

**Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority**

MEMORANDUM

TO: Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority

Members
Northern Virginia Transportation Authority

FROM: Tom Biesiadny, Chairman
Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority

SUBJECT: Update on Regional Air Quality (Agenda Item XV.)

DATE: September 5, 2008

This memorandum is intending to provide the NVTa with a brief update on regional air quality activities.

The 2008 ozone season began on May 1, 2008. This year the Environmental Protection Agency strengthened the eight hour ground level ozone standard from 84 parts per billion to 75parts per billion. The EPA also revised the Air Quality Index used in forecasting poor air quality days to correspond to the new tougher standard. As a result, the region will likely experience an increase in the numbers of code orange air quality days. So far this season, the region has experienced four actual code red days and 15 actual code orange days. Last year, seven of these code orange days would have been classified as code yellow. There were 15 actual code orange days and no code red days in 2007.

The Metropolitan Washington Council of Governments (COG)'s Climate Change Steering Committee (CCSC) is currently reviewing its "National Capital Region Climate Action Report." At its most recent meeting on June 25, 2008, after considerable discussion, the committee decided to adopt language suggested by COG's Department of Environmental Programs staff related to conducting an air quality conformity analysis for greenhouse gases. The language reads: "Collaborate with TPB (Transportation Planning Board) to evaluate how a regional process modeled after the current regional conformity process for air quality planning might be adapted to address greenhouse gas emissions."

The COG Board of Directors is scheduled to review the draft report on July 9, 2008, and release it for member and stakeholder comments. The comment period is expected to last until September 30, 2008. The CCSC is scheduled to meet in October to consider comments received. The COG Board of Directors is scheduled to consider the final report at its November 12, 2008, meeting.

More detailed information on these and other related topics is attached. JACC members and I will be available at the Authority meeting on September 11, 2008, to answer questions.

Cc: Members, NVTa Jurisdiction and Agency Coordinating Committee
John Mason, Executive Director

Additional Air Quality Information September 5, 2008

Ground Level Ozone: The metropolitan Washington region is currently in non-attainment of the National Ambient Air Quality Standards (NAAQS) for ground level ozone. The region is required to attain the standards by June 2010. A State Implementation Plan (SIP) on how the region anticipates to attain the standards by this date was submitted to the US EPA in June 2007. The SIP established new emissions limits (budgets) for transportation sector. The US EPA has yet to take action on either the SIP or the proposed new mobile source emissions budget. One of the reasons for the delay in EPA's action in the new mobile source emissions budgets is a recent court ruling that overturned a US EPA rule, Clean Air Interstate Rule (CAIR). The Washington region's SIP accounted for the benefits from the CAIR rule. The US EPA, state air agencies and MWAQC are examining the next course of action. Regional transportation planning and its air quality conformity analyses may continue to proceed using the interim emissions budgets for the mobile sector previously published by the US EPA.

Particulate Matter (PM2.5): The metropolitan Washington region is currently in non-attainment of the NAAQS for particulate matter 2.5 microns or smaller (PM2.5). The region is required to attain the standards by April 2010. A State Implementation Plan (SIP) on how the region anticipates to attain the standards by this date was submitted to the US EPA in April 2008. The SIP established new emissions limits (budgets) for transportation sector. The US EPA has yet to take action on either the SIP or the proposed new mobile source emissions budget. One of the reasons for the delay in EPA's action in the new mobile source emissions budgets is a recent court ruling that overturned a US EPA rule, Clean Air Interstate Rule (CAIR). The Washington region's SIP accounted for the benefits from the CAIR rule. The US EPA, state air agencies and MWAQC are examining the next course of action. Regional transportation planning and its air quality conformity analyses may continue to proceed using the interim emissions budgets for the mobile sector previously published by the US EPA.

Air Quality Action Days: The metropolitan Washington region has had a very active public education and call for volunteer action program for the past ten years. The program, Clean Air Partners, forecasts poor air quality days and works with businesses, organizations and individuals to encourage them to take voluntary actions that would reduce emissions of pollutants. Before 2006 the program was limited to the ozone season (May thru September) and focused on forecasting days with high levels of ozone. Since 2007, the program has expanded to include days with high level of particulate matter and spans the entire year. Poor air quality days are color coded with Orange, Red and Purple days representing increasing risks to public health and requiring increasingly more proactive actions be taken to avoid exposure and reduce emissions. In March of this year the EPA revised Air Quality Index (AQI) used to classify poor air quality days to match the new tougher eight hour ozone standards. Using the revised AQI, this year, to date, there have been 15 code Orange and four code Red days. In 2007 (with the less restrictive AQI), the region had a total of 15 code Orange and no code Red days.

Climate Change: The Metropolitan Washington Council of Governments (COG)'s Climate Change Steering Committee (CCSC) recently released a Draft of its "National Capital Region Climate Action Report" for stakeholder comments. The comment period is expected to last until September 30, 2008. The CCSC is scheduled to meet in October to consider comments received. The COG Board of Directors is scheduled to consider the final report at its November 12, 2008, meeting.

A large part of the report talks about Transportation and Land Use – its contribution to greenhouse gases causing climate change, forecast trends for these two in this region and opportunities to take proactive actions to reduce greenhouse gases and minimize climate change. The Transportation Planning Board intends to comment on the Draft report.

The Virginia Energy Plan, released in September 2007, set a goal for the Commonwealth to reduce greenhouse gas emissions by 30 percent by 2025. The reduction in emissions will be partially achieved through energy conservation and renewable energy actions listed in the energy plan. In December 2007, Virginia Governor Timothy Kaine established a Commission on Climate Change, to identify additional steps that need to be taken to achieve the emissions reduction goal in a report scheduled to be issued by December 15, 2008.

XVI.

Jurisdiction and Agency Coordinating Committee Northern Virginia Transportation Authority

MEMORANDUM

TO: Christopher Zimmerman, Chairman
Northern Virginia Transportation Authority

Members
Northern Virginia Transportation Authority

FROM: Tom Biesiadny, Chairman
Jurisdiction and Agency Coordinating Committee
Northern Virginia Transportation Authority

SUBJECT: Update on VTrans 2035 (Agenda Item XVI.)

DATE: September 5, 2008

The Multimodal Office within the Office of the Secretary of Transportation has begun the process for developing VTrans 2035. This project will be an update and expansion of VTrans 2025, the state's current long range transportation plan. Deputy Secretary of Transportation Ralph Davis has indicated that he would like to see VTrans 2035 truly be a 25-year look at Virginia's transportation needs for all modes.

To officially kick-off the project, the Multimodal Office is considering a statewide transportation summit in November 2008. The exact date and location has not been finalized. The members of the VTrans Coordinating Committee were asked to prepare lists of nominees for participation in the summit. Based on input from jurisdiction and agency staff, the attached list was submitted to the Multimodal Office.

The VTrans Coordinating Committee will be meeting on September 11, 2008. I will provide a verbal update at the NVTA meeting that evening.

Cc: Members, NVTA Jurisdiction and Agency Coordinating Committee
John Mason, Executive Director

Northern Virginia Nominations for VTrans 2035 Summit
August 21, 2008

Alexandria

William D. Euille, Mayor
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alexvamayor@aol.com

Note: Chairman, Northern Virginia Transportation Commission. Member, Northern Virginia Transportation Authority and Washington Metropolitan Area Transit Authority Board of Directors

Timothy R. Lovain, Councilman
City of Alexandria
City Hall
301 King Street, Room 2300
Alexandria, Virginia 22314
(703) 838-4500

Please use the following link to communicate with him:

<http://www3.alexandriava.gov/contactus/mailto.php?id=610>

Note: Member, National Capital Region Transportation Planning Board. Alternate: Northern Virginia Transportation Commission and Virginia Railway Express Operations Board

Paul C. Smedberg, Councilman
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Please use the following link to communicate with him:

<http://www3.alexandriava.gov/contactus/mailto.php?id=610>

Note: Member, Northern Virginia Transportation Commission and Virginia Railway Express Operations Board

The City's Transportation Commission was only recently assembled. The Mayor and Mr. Lovain are on the Transportation Commission. While the Mayor currently convenes the group, a permanent Chairman has not been named.

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Deputy Director/Transportation
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Arlington

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Note: Chairman, Northern Virginia Transportation Authority and the Washington Metropolitan Area Transit Authority. Vice Chairman: Northern Virginia Transportation Commission. Member, National Capital Region Transportation Planning Board and Virginia Railway Express Operations Board

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City of Fairfax

Robert Lederer, Mayor
City of Fairfax
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rlederer@fairfax.va.gov

Note: Member, Northern Virginia Transportation Authority

Fairfax County

Gerald E. Connolly, Chairman
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Note: Secretary/Treasurer, Northern Virginia Transportation Commission. Member, Northern Virginia Transportation Authority

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Note: Chairman, Virginia Rail Advisory Board. Vice Chairman, Virginia Railway Express Operations Board. Member, Northern Virginia Transportation Commission

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Note: Member, Northern Virginia Transportation Commission, Washington Metropolitan Area Transit Authority Board of Directors and Virginia Railway Express Operations Board. Chairman, Fairfax County Board of Supervisors Transportation Committee

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Note: Member, Northern Virginia Transportation Commission, Washington Metropolitan Area Transit Authority Board of Directors and National Capital Region Transportation Planning Board

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Note: Member, Northern Virginia Transportation Commission and Virginia Railway Express Operations Board

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Note: Member, National Capital Region Transportation Planning Board

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Falls Church

David F. Snyder, Councilmember

City of Falls Church

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Note: Member, Northern Virginia Transportation Authority, Northern Virginia Transportation Commission and National Capital Region Transportation Planning Board

Loudoun County

Scott C. York, Chairman

Loudoun County Board of Supervisors

1 Harrison Street, S.E., Fifth Floor

P.O. Box 7000

MSC #01

Leesburg, Virginia 20177-7000

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chairmanyork@aol.com

Note: Member, Northern Virginia Transportation Authority

Manassas

Harry J. Parrish II, Mayor

City of Manassas

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Hparrish2@starpower.net

Note: Member, Northern Virginia Transportation Authority

Manassas Park

Brian E. Polk, Vice Mayor

City of Manassas Park

One Park Center Court

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Note: Member, Northern Virginia Transportation Authority

Prince William County

Martin E. Nohe, Vice Chairman
Prince William County Board of Supervisors
4360 Ridgewood Center Drive
Prince William, Virginia 22192
(703) 792-4620
mnohe@pwcgov.org

Note: Vice Chairman, Northern Virginia Transportation Authority. Member, Potomac and Rappahannock Transportation Commission. In addition, Prince William County has requested that Mr. Nohe be the County's highest priority participant.

Corey A. Stewart, Chairman
Prince William Board of County Supervisors
1 County Complex Court
Prince William, Virginia 22192
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cstewart@pwcgov.org

Note: Alternate Member, Potomac and Rappahannock Transportation Commission

John T. Stirrup, Gainesville District Supervisor and Vice Chairman
Prince William County Board of Supervisors
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Note: Alternate Member, Potomac and Rappahannock Transportation Commission and the Virginia Railway Express Operations Board. Member, Working Group on Infrastructure in Virginia of the Attorney General's Government and Regulatory Reform Task Force.

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Ricardo Canizales, Transportation Planning Manager
Prince William County Department of Transportation

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Note: Chairman, Northern Virginia Transportation Authority's TransAction 2030 Project

Town of Herndon

William B. "Bill" Tirrell, Sr., Councilmember

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Town of Leesburg

Kristen C. Umstattd, Mayor

Town of Leesburg

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Note: Member, Northern Virginia Transportation Authority

Calvin K. Grow P.E.

Transportation Engineer

Town Of Leesburg

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Town of Purcellville

Robert W. Lazaro, Jr., Mayor

Town of Purcellville

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Town of Vienna

M. Jane Seeman, Mayor
Town of Vienna
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Holly Chu, Director
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National Capital Region Transportation Planning Board (MPO)

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Northern Virginia Transportation Authority

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Note: Member, Commonwealth Transportation Board and Northern Virginia
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Note: Member, Northern Virginia Transportation Authority

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Note: Other NVTAs members are listed elsewhere within this document.

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Northern Virginia Transportation Commission

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Virginia Railway Express

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Note: Member, Prince William County Board of Supervisors and the Potomac and Rappahannock Transportation Commission

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NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

MEMORANDUM

TO: The Honorable C. Zimmerman, Chairman, and Members
Northern Virginia Transportation Authority

FROM: J. Mason, Executive Director

SUBJECT: Financial Status

DATE: September 9, 2008

We ended FY08 with a positive balance of \$21,938.92 in our general and administrative fund (G&A). This balance carries over into FY09.

For FY09, by the end of September the currently projected balance is \$41,504.58. I expect this to be slightly less as there may be minor expenses over the next two weeks. Later in the fiscal year, following the audits for FY08 and FY09, projected balance is \$4,504.58. Realistically, some expenses (e.g., public hearing, reproduction costs) should be anticipated; therefore, the final balance will probably be less.

Importantly, it will be essential to ensure that expenses after September 30 are very limited to essential items.

The FY08 audit preparations are well under way. The FY09 audit will be done at the end of FY09. With my departure, Scott Kalkwarf will be responsible for coordinating audits.

Attachments:

- A. FY08 G&A Financial Statement
- B. FY09 Projected Statement of Revenues, Expenditures and Changes in Fund Balance (July 1 – September 30, 2008)

Coordination:

S. Kalkwarf
M. Longhi

XVII.A

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY
BALANCE SHEET
JUNE 30, 2008
(UNAUDITED)

ASSETS

Cash and Cash Equivalents

Wachovia Checking	\$ 9,596.92
Wachovia ACH/Deposit	38,034.43
LGIP Common Account	616.43
LGIP Tax Account	<u>1,769.12</u>

Total Cash and Cash Equivalents 50,016.90

Other Assets

Interest Revenue Due	24.93
Deposits - Rent	<u>2,350.00</u>

Total Other Assets 2,374.93

Total Assets \$ 52,391.83

LIABILITIES

Accrued Expenses	\$ 18,240.61
Due to Other Governments	7,171.04
Payroll Taxes Payable	<u>5,041.26</u>

Total Liabilities 30,452.91

FUND BALANCE

Unreserved 21,938.92

Total Fund Balance 21,938.92

Total Liabilities and Fund Balance \$ 52,391.83

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY
STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
GENERAL AND ADMINISTRATIVE FUND
FISCAL YEAR ENDED JUNE 30, 2008
(UNAUDITED)

GENERAL AND ADMINISTRATIVE REVENUE

Intergovernmental Revenue - Grants

State Grant Revenue - G&A	\$ 50,000.00	
Local Grant Revenue - G&A	220,000.00	
Total Intergovernmental Revenue - Grants		270,000.00

Interest Income

Interest Income - LGIP	24,963.72	
Interest Income - Wachovia	17,810.46	
Interest Income - Other	1,616.00	
Total Interest Income		44,390.18

Total General and Administrative Revenue		314,390.18
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GENERAL & ADMINISTRATIVE EXPENDITURES

Payroll and Benefits

Salaries and Wages	62,500.00	
Temporary Employment	25,016.37	
FICA & Medicare Taxes	5,001.93	
Unemployment Compensation Tax	56.00	
Total Payroll and Benefits		92,574.30

Office Expenses

Office Rent	14,100.00	
Office Supplies	1,301.96	
Copier, Duplication and Printing	2,612.81	
Postage and Delivery	1,008.22	
Telephone - Local	800.00	
Computer HW / SW Expense	3,870.78	

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY
STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
GENERAL AND ADMINISTRATIVE FUND
FISCAL YEAR ENDED JUNE 30, 2008
(UNAUDITED)

Office Expenses (continued)

Property and Liability Insurance	1,183.00	
Bank Fees	13,988.33	
Total Office Expenses		38,865.10

Travel and Meetings

Conference Registration	125.00	
Automobile Allowance	2,884.62	
Meeting Expenses - NVTA	2,061.31	
Per Diems - Board	2,200.00	
Total Travel and Meetings		7,270.93

Public Information

Public Information / Outreach	50,711.02	
Website Development and Hosting	3,942.11	
Personnel Recruiting	858.00	
Advertising	68.20	
Total Public Information		55,579.33

Professional Fees

Accounting and Financial Services	64,000.00	
Legal Fees	33,921.60	
Other Professional Fees	240.00	
Total Professional Fees		98,161.60

Total General and Administrative Expenditures	292,451.26
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Change in Fund Balance (Revenue over Expenditures)	21,938.92
Fund Balance at Beginning of Year	-
Fund Balance at End of Year	\$ 21,938.92

XVII.B

**NORTHERN VIRGINIA TRANSPORTATION AUTHORITY
PROJECTED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE
GENERAL AND ADMINISTRATIVE FUND
JULY 1, 2008 THROUGH SEPTEMBER 30, 2008**

GENERAL AND ADMINISTRATIVE REVENUE

State Grant Revenue - G&A	<u>\$ 50,000.00</u>
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GENERAL & ADMINISTRATIVE EXPENDITURES

Payroll and Benefits		
Salaries and Wages	16,250.00	
Temporary Employment	2,978.38	
FICA & Medicare Taxes	<u>1,300.50</u>	
Total Payroll and Benefits		20,528.88

Office Expenses		
Office Rent	5,650.00	
Office Supplies	586.55	
Copier, Duplication and Printing	514.40	
Postage and Delivery	258.00	
Telephone - Local	320.00	
Bank Fees	<u>428.01</u>	
Total Office Expenses		7,756.96

Travel and Meetings		
Automobile Allowance	750.00	
Meeting Expenses - NVTA	<u>964.50</u>	
Total Travel and Meetings		1,714.50

Public Information		
Public Information / Outreach	<u>434.00</u>	
Total Public Information		434.00

Total General and Administrative Expenditures		<u>30,434.34</u>
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Change in Fund Balance (Revenue over Expenditures)		19,565.66
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Fund Balance at Beginning of Year		<u>21,938.92</u>
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Estimated Fund Balance at September 30, 2008		41,504.58
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Expenditures expected to be incurred after September 30, 2008

Auditing Fees - FY 08 Audit (not to exceed)	22,000.00	
Auditing Fees - FY 09 Audit (estimated)	<u>15,000.00</u>	
		<u>37,000.00</u>

Estimated Remaining Balance		\$ 4,504.58
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STATUS OF MAJOR TRANSPORTATION STUDIES AND PROJECTS IN NORTHERN VIRGINIA
(Information as of September 4th, 2008)

Route 95/395 High-Occupancy Toll (HOT) Lanes PPTA

- Study website address is www.virginiadot.org/projects/const-project.asp?ID=296
- On October 24, 2006, an Interim Agreement was signed between Fluor-Transurban and VDOT for 56 miles of High-Occupancy Toll Lanes on I-95 and I-395. The interim agreement with Fluor-Transurban under the Public-Private Transportation Act of 1995 will advance the required preliminary work on the project.
- The proposed 56-mile HOT lanes project between Massaponax and Arlington will expand the existing high-occupancy vehicle (HOV) lanes and will extend HOV lanes south to Massaponax. HOT lanes allow drivers of low-occupancy vehicles to pay a toll to use HOV lanes. Carpoolers, buses and other transit operators would use the lanes for free.
- The interim agreement requires Fluor-Transurban to complete required preliminary engineering work, an operation plan including enhancements to transit infrastructure such as park-and-ride lots and bus stations, and an in-depth traffic and revenue study. Private partners will use the toll revenue to finance construction and operation of the HOT lanes, as well as to provide funding for additional transit in the corridor.
- Fluor / Transurban continues working to develop environmental, transit, and traffic study requirements, and has received (January 16, 2008) TPB formal action approving the project in the 2007 CLRP.

Route 495 High-Occupancy Toll (HOT) Lanes PPTA

- Study website is www.virginiahotlanes.com
- On April 28, 2005, a Comprehensive Agreement was signed between Fluor-Transurban and VDOT for 14 miles of the Capital Beltway. Fluor is the contractor and Transurban is the Toll Operator and Investor. The Comprehensive Agreement includes the development, design, finance, construct, maintenance and operation of HOT lanes on the Capital Beltway.
- The project includes adding four General Purpose Lanes to the outside in each direction of the Capital Beltway generally located between Old Dominion Drive in the north and Phase VIII of the Springfield Interchange in the south. The typical section consists of a continuous 12-lane system made up of eight general-purpose lanes and four HOT lanes.
- A subsequent Environmental Summary document is being prepared to update environmental impacts due to design refinements since the Environmental Reevaluation.
- A Design Public Hearing was held on May 20 and 21. The public comment period ended June 5. Comments are being compiled and responded to. This material, along with revised design, will be presented to the Chief Engineer for his review and concurrence.
- A resolution in support of the Project was considered by the Fairfax County Board of Supervisors on June 30. The Board of Supervisors voted to conditionally support the Project.
- Selective Clearing of Staging Areas within existing VDOT Right of Way is underway.
- Financial Close occurred on December 31, 2007.
- Heavy construction was scheduled to begin July 2008. Early start area will be the Little River Turnpike Interchange.
- An Amended and Restated Comprehensive Agreement (ARCA), as well as sub-agreements focused on Technical Requirements, Performance Points and Joint Operating and Maintenance Protocols, were agreed to by FTU and VDOT in late December, 2007.
- FTU is now advancing design in preparation for Design Public Hearing. Design is being reviewed by VDOT via a series of Technical Review Meetings arranged by technical discipline. The design as of April 4, 2008 will be placed in the public arena at VDOT facilities and online for public review prior to the Design Public Hearing.
- The Detailed Proposals, Comprehensive Agreement and additional information may be found on the project web site located at www.virginiadot.org/projects/ppta-defaultHOTLANESCapitalBeltway.asp. A new website, www.virginiahotlanes.com, is also in development by FTU.

Capital Beltway South Side Mobility Study (CBSSMS)

- Study website address is www.southsidecapitalbeltway.org
- VDOT & Maryland SHA jointly undertaking 2 Beltway mobility studies to identify possible measures for congestion reduction; MdSHA study examining west side of Beltway (VA 193 to I-270 & along I-270 to I-370); VDOT study examining Beltway from MD 5 (Branch Avenue) west to Springfield Interchange;
- CBSSMS proposes to examine Beltway lane geometry between WW Bridge and Springfield Interchange (“gap” study) to identify discontinuities, and develop recommendations for near-term & long-term modal use of median lanes on Bridge (structurally designed to support heavy rail loading);
- CBSSMS findings and recommendations will help guide design of Beltway / US 1 interchange ramps;
- Study includes 2 phases: Phase 1 (collection of completed studies and transportation recommendations & examination of modal recommendations) is essentially complete; Phase 2 includes travel demand forecasting and result in mobility suggestions.
- Since there will not be connecting HOV / transit systems in place on both sides of the bridge when the remaining span of the bridge opens, the Maryland and Virginia Secretaries of Transportation have agreed that the median lanes will be initially striped out and used only for incident management or maintenance of traffic, per the FHWA Record of Decision. A separate follow-on study to determine transit ridership demand has been suggested in order to provide data needed to pursue any FTA New Starts initiative determined to be feasible. Study team consultant staff are coordinating with MWCOG staff regarding use of the new regional travel demand model to develop initial market demand information for use in any follow-on study.
- A Technical Committee meeting was held March 6th to discuss the planned transit demand market study. The regional travel forecast model (Version 2.2) has been obtained from MWCOG and is being used in the market demand study now underway by the consultant (transit staff in the Parsons Brinckerhoff New York Office). This demand study is anticipated to be completed in the fall, 2008.

U. S. Route 1 Location Study

- Study website address is www.virginiadot.org/projects/studynova-rt1.asp.
- VDOT’s NoVA District is managing the study.
- Project is broken into three sections for environmental analyses and documentation.
 - Project A: South of Russell Road to Route 123 (Prince William County)
 - Project B: Route 123 to Telegraph Road (Prince William and Fairfax Counties)
 - Project C: Telegraph Road to Capital Beltway (Fairfax County)
- CTB Approved Project B on April 15, 2004. Federal Highway Administration issued Finding of No Significant Impact (FONSI) for Study B on May 28, 2004.
- CTB Approved Project A on July 15, 2004. Federal Highway Administration issued Finding of No Significant Impact (FONSI) for Study A on March 19, 2007.
- Project C is on hold pending the conclusions of a separate transit study.
- Cost estimates for final reports for Projects A and B are underway.

Dulles Corridor Metrorail Project

- The project website address is www.dullesmetro.com.
- The Dulles Corridor Metrorail project is moving ahead with additional utility and site preparation work and the acquisition of rights-of-way in keeping with the guidelines set forth in the May 12 decision by The Federal Transit Administration (FTA) to move the Dulles Corridor Metrorail Project into the Final Design stage of FTA’s New Starts Process. FTA committed \$158.7 million to be used for project design and engineering, additional utility relocations, acquisitions of rights-of-way, project administration, and the design of rail cars.
- Washington Gas has completed the bulk of its relocations in the service roads along the south side of Route 7 between Gosnell Road and Route 123 in Tysons Corner. Lane Construction is now doing additional utility work. So

far, utility relocation traffic impacts have been minimal. Access to all businesses has been, and will continue to be maintained throughout all utility relocations. Communications outreach efforts with business executed by the Airports Authority and Dulles Transit Partners, the project's design-build contractor, have been intensive and daily to ease impacts of work in the service roads. All utilities are being placed below ground.

- The project team is working on request for a Full Funding Grant Agreement. The project is seeking \$900 million in federal funds. FTA's recent approval for entering Final Design is a key step in FTA's New Starts process.
- The project team has and will hold more than 15 outreach sessions leading to Fairfax County's anticipated approval of stations' sites as being in accord with the county's Comprehensive Land Use Plan.
- The Metropolitan Washington Airports Authority and Dulles Transit Partners, a partnership of Bechtel and Washington Group Inc., signed the design-build contract for the 11 mile extension on June 19, 2007. Phase 1 of the extension includes an aerial alignment through Tysons Corner, the long-standing locally preferred route. The project is being managed by the Airports Authority.
- When completed, the 23-mile extension of the existing Metrorail line will run from just west of the East Falls Church Metro Station to Route 772 in Loudoun County. The project will be built in two phases. The first will connect East Falls Church with Wiehle Avenue and includes four stations in Tysons Corner. Phase 2 runs from Wiehle Avenue on the Eastern edge of Reston through Washington Dulles International Airport westward into Eastern Loudoun.
- All stations are served by pedestrian access bridges and have escalators and elevators in the bridge access structures and in the stations.
- Phase 1 is expected to begin revenue service in 2013.

I-66 Spot Improvements

- The study web site is located at I-66spotimprovements.com and is also linked via VDOT's web site under Projects and Studies in Northern Virginia.
- There are three spot improvements identified to ease the congestion within the study area:
 - Extension of the Fairfax Drive on-ramp to Sycamore Street
 - Extension of the Washington Blvd on-ramp to the Dulles Airport Access Road
 - Extension of the Lee Highway/Spout Run on-ramp to Glebe Road
- The right of way verification has been completed and may be viewed upon request at Suite 900 in Arlington Co and the plan room at VDOT (Chantilly). Contact Tamara Ashby in Arlington County at 703-228-3833 or Jeff Daily in VDOT at 703-383-2205.
- IDEA-66 has evolved into I-66 Spot Improvements, the preliminary engineering phase of the implementation of three spot improvements on I-66 westbound inside the Capital Beltway. For more information about the I-66 spot improvements, please visit our new website at www.I-66spotimprovements.com.

Woodrow Wilson Bridge Project

- Project website address is www.wilsonbridge.com/
- The Wilson Bridge Project is comprised of a 7-1/2 mile Beltway (I-95/I-495) reconstruction, including the replacement of the 40-year old, 6-lane, one-mile long bridge to a 12-lane bridge. The project also includes reconstruction of four interchanges: Telegraph Road and U.S. Route 1 in Virginia, and I-295 and MD Route 210 (Indian Head Highway) interchanges in Maryland.
- US Route 1 Interchange: Of the 9 contracts, six have been completed and two are under construction, with the last US Route 1 contract, the Jones Point Park contract, not due to be advertised until 2009. Traffic adjustments continue at the US Route 1 interchange as interim and temporary ramps are located and shifts are made to advance the construction. The new southbound Route 1 Bridge opened to traffic during the weekend of June 7, 2008, one week ahead of the full incentive date for the contractor.
- Telegraph Road Interchange: Of the 3 contracts, two are complete (VB-1 and VB-5), and one (VB-2/3/6) **is 9% complete**. The VB-2/3/6 contract includes grade separated improvements south of the beltway that were not in the original plans. These improvements add significant value and extend the WWB program completion to 2013.
- In aggregate, construction for the entire WW Bridge program (including VDOT, MSHA and DDOT elements) is

82% complete. The switch to open the Inner Loop Local lanes started on Friday, May 30 and was complete by Sunday, June 1, 2008. Over the remaining months of 2008, traffic **is scheduled to** shift to its final alignment with the opening of through lanes on the Inner Loop and Outer Loop Bridges.

- Public presentation materials and construction schedule graphics have been added to the website; see www.wilsonbridge.com/updates.htm
- This period, the project won its third ARTBA National Quality Award (2004, 2005 and 2008) for Environmental Excellence as well as the ASCE OPAL Project of the Year award.

I-66 Multimodal Transportation & Environmental Study (outside Beltway)

- Study website is www.virginiadot.org/projects/studynova-rt66.asp.
- Funding was obtained to re-start the study; TIP/STIP approvals were obtained. VDOT obtained FHWA authorization to access the funds, and the project was reopened.
- Study manager updated study approach (including consideration of HOT lanes per the 2004 General Assembly), determined data needs and developed study timeline.
- The project study is in early stages of DEIS "re-start"; an overall scope of work and schedule is in development.
- FHWA revoked the Notice of Intent (NOI) for this project in May 2008 due to inactivity; initiating coordination with FHWA to determine proper course of action for restart; another NOI will be required for the project restart.**

Tri-County Parkway Study

- Study website address is www.virginiadot.org/project/tcp.asp
- Proposed termini for the TCP Study includes a northern terminus at the intersection of US 50 and Route 606 (Loudoun County Parkway, formerly, Old Ox Road), and a southern terminus at the VA 28/VA 234 Bypass Interchange.
- On November 17th, 2005 the Commonwealth Transportation Board approved the West Two Alternative as the location for the Tri-County Parkway. The West Two alternative begins at the I-66 and Route 234 interchange and ends at Route 50 in Loudoun County.
- Based on alignment shift, the following tasks need to be completed before FHWA can issue a Record of Decision (ROD): complete 106 Process; DEIS Reevaluation; review/ revise Final Environmental Impact Statement (FEIS), FHWA legal sufficiency; FEIS approval/printing/distribution.**
- Project Manager will be updating project schedule to incorporate remaining tasks and new tasks associated with alignment shift.**

Route 28 improvements – Public-Private Partnership Act (PPTA) project

- The PPTA team currently maintains a web page on the project at www.28freeway.com
- The proposed improvements on Route 28 include design and construction at 6 interchanges: Waxpool Road, Sterling Boulevard, Old Ox Road, Barnsfield Road, McLearn Road, and Westfields Boulevard; and design and construction of several parallel road segments including Davis Drive, Loudoun County Parkway, Centreville Road, and Pacific Boulevard. All 6 interchanges were opened to traffic by December 2006.
- Design and construction of four additional interchanges at a total cost of approximately \$111 Million is now underway, with construction to be completed by 2009 as follows: Nokes Boulevard, full clover interchange; Innovation Avenue, partial interchange; Frying Pan Road, trumpet style interchange; and Willard Road, urban diamond interchange.

Information compiled by VDOT NoVA District Transportation Planning Section

XIX.

Correspondence

NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

Summary Minutes **Finance Committee Meeting**

July 10, 2008
George Mason High School
Falls Church, Virginia

Committee Members Present:

Scott York, Chairman
Jeffrey Greenfield (for R. Lederer)
Sharon Pandak
Jonathan Way (for H. Parrish)

Loudoun County
City of Fairfax
Governor's Appointee
City of Manassas

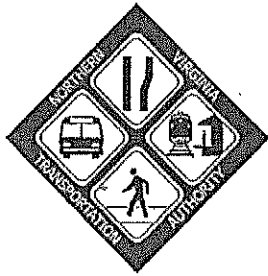
Summary Notes:

Chairman York called the meeting to order at 6:48 pm.

Mr. Mason presented a short briefing on the one item for action – approval of an auditor for FY08. He explained that state law requires an annual audit and that it was advantageous to “piggy back” on the Northern Virginia Transportation Commission’s contract with PBGH. As NVTC’s contract with PBGH was competitively bid, approval would be consistent with NVTA interim procurement policy.

Ms. Pankak moved to approve the recommendation to have PBGH conduct the audit of NVTA’s FY08 financial records. The motion was seconded by Mr. Greenfield and unanimously adopted.

The meeting adjourned at 6:55 pm.



Northern Virginia Transportation Authority

The Authority for Transportation in Northern Virginia

4031 University Drive ♦ Suite 200 ♦ Fairfax, VA 22030

www.TheNoVaAuthority.org

July 25, 2008

The Honorable Harry Reid
Senate Majority Leader
528 Hart Senate Office Building
Washington, DC 20510

Dear Majority Leader Reid:

As Chairman of the Northern Virginia Transportation Authority, I am writing you to support your efforts to secure legislation to provide dedicated Federal funding for the Washington Metropolitan Area Transit Authority (WMATA).

NVTA has long supported dedicated funding for WMATA, because we recognize the important role WMATA plays, not only for the citizens of the region, but also for the Federal government. Nearly half of Metrorail's peak period riders are Federal employees.

One of the strongest pieces of evidence of WMATA's critical role is the recent ridership growth experienced, as gas prices have skyrocketed. Metrorail is now routinely carrying over 800,000 passengers per day.

Unfortunately, as ridership has grown, the need for investment in the system has become even more obvious. Equipment failures and delays have become more frequent, and WMATA has not always been able to accommodate everyone who would like to use the system.

It is important that all of WMATA's partners, including the Federal government, form a new partnership to address WMATA critical infrastructure needs over the next ten years.

Thank you for your leadership on this issue.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Zimmerman", written over a horizontal line.

Christopher Zimmerman
Chairman

Cc: Members, Northern Virginia Transportation Authority

The Honorable John Warner, U.S. Senate
The Honorable James Webb, U.S. Senate
The Honorable Tom Davis, U.S. House of Representatives
The Honorable Jim Moran, U.S. House of Representatives
The Honorable Frank Wolf, U.S. House of Representatives
John Mason, Executive Director



COMMONWEALTH of VIRGINIA

DAVID S. EKERN, P.E.
COMMISSIONER

DEPARTMENT OF TRANSPORTATION

14685 Avion Parkway
Chantilly, VA 20151
(703) 383-VDOT (8368)

July 25, 2008

The Honorable Christopher Zimmerman
Chairman, Northern Virginia Transportation Authority
4031 University Drive, Suite 200
Fairfax, VA 22030

Dear Chairman Zimmerman:

Thank you for the list of projects that the Northern Virginia Transportation Authority recommends for consideration if the Commonwealth receives additional Federal FY08 obligation authority.

Your list will be submitted to our Programming Division in Richmond. They will review the projects submitted by all the VDOT Districts and select the projects to propose to the Federal Highway Administration as candidates for the additional funding.

Sincerely,

A handwritten signature in black ink, appearing to read "Morteza Salehi".

Morteza Salehi
District Administrator

Copy: Robert McDonald
Jo Anne Sorenson