



**Northern Virginia Transportation Authority**  
*The Authority for Transportation in Northern Virginia*

**GOVERNANCE AND PERSONNEL COMMITTEE**

**Thursday, November 14, 2019**

**5:30 PM**

**3040 Williams Drive, Suite 200**

**Fairfax, VA 22031**

**MEETING SUMMARY**

**I. Call to Order**

Mr. Minchew

- Mr. Minchew informed the Committee that he was standing in temporarily as the Chair for the Governance and Personnel Committee (GPC) on behalf of Chair Randall and called the meeting to order at 5:55 PM.
- Attendees:
  - Members: Mr. Minchew, Chairman Nohe, Mayor Wood, Mayor Parrish (Arrived 5:58 PM)
    - To establish a quorum, Chairman Nohe appointed himself, Mayor Wood and Mayor Parrish to the Governance and Personnel Committee.
  - Staff: Monica Backmon (Executive Director); Michael Longhi (CFO); Richard Stavros (Investment & Debt Manager); Peggy Teal (Assistant Finance Officer); Dev Priya Sen (Financial Analyst); Erica Hawksworth (Communications & Public Affairs Manager)
  - Other Attendees: Tracy Baynard (McGuireWoods Consulting LLC); Bob Brown (Loudoun County); Paolo Belita (Prince William County); Rich Roisman (Arlington County); Ellen Posner (Council of Counsels – Fairfax County Department of Transportation); Noelle Dominguez (Fairfax County).

**II. Approval of Meeting Summary**

- Motion to approve the minutes of the October 10, 2019, meeting of the GPC was made by Mayor Wood, seconded by Chairman Nohe. Motion passed.

**Discussion Items**

**III. 2020 General Assembly Session Update**

Ms. Backmon, Executive Director  
Ms. Baynard, McGuireWoods Consulting, LLC

- ✓ Ms. Baynard noted that there are no major changes for the 2020 Legislative Priorities submitted since the last meeting and briefly reviewed by noting:
  - Restoration of Long-Term Funding to the Authority.
  - Amendment of the Virginia Investment of Public Funds Act to include Fitch Ratings to support the Virginia Treasurer's Association.

- ✓ Ms. Baynard discussed the new leadership positions for the Virginia House Democratic Caucus for Northern Virginia.
- ✓ Mr. Minchew asked if there are any plans to create new committees or rename the committees, to which Ms. Baynard responded, that changes are still under discussion and are yet to be finalized.
- ✓ Ms. Baynard discussed the incoming Majority Leaders for House and Senate with the Committee.
- ✓ Mr. Minchew discussed the role of the Transportation Committee regarding the HB2313 Transportation Bill.
- ✓ Ms. Baynard reviewed the revised draft of the Legislative Program and discussed the amendment made after the October 10<sup>th</sup> Governance and Personnel Committee (GPC) meeting discussion (changes were highlighted).
- ✓ Ms. Baynard indicated that comments were not received after the revised draft was sent to the GPC.
- ✓ Ms. Baynard reviewed the State of Good Repair section noting:
  - Commonwealth Transportation Board (CTB) and Virginia Department of Transportation (VDOT) are having extensive discussions on the maintenance program, changing performance measures and funding source for the maintenance of primary and secondary roads.
  - Ms. Baynard added that VDOT is offering CTB performance metrics on road maintenance where CTB will sign-off on the recommendations in early December.
  - Mr. Minchew asked when the budget would be presented to the Joint Money Committee. In response, Ms. Baynard clarified that more details to come hopefully after the Governor presents his budget to the Joint Money Committee on December 17<sup>th</sup>, 2019.
- ✓ Discussing other updates to the proposed Legislative Program, Ms. Baynard reviewed the SmartScale section on page 2:
  - Ms. Baynard discussed the changes, noting that the Authority supports the allocation of state funds via objective data analysis and with a lot more transparency on the metrics.
  - VDOT and CTB are discussing amendments for Round 4 of SmartScale.
  - Mayor Wood noted he attended the CTB fall public meeting and commented to the CTB that metrics and scoring methods are needed for the allocated budgets to support State or Federal road projects and noted Route 1 as an example.
  - Ms. Baynard noted that the CTB received a lot of comments from the localities and stakeholders regarding Round 3. These comments will be addressed as part of the Round 4 analysis.
  - Ms. Backmon discussed the annual meeting hosted by CTB members Ms. Hynes and Mr. Kasproicz regarding the SmartScale and Revenue Sharing Programs.
  - Mr. Minchew and Mayor Wood briefly discussed the significance of the Land Use criteria in Smart Scale.

- ✓ Ms. Baynard concluded by indicating that State of Good Repair and SmartScale under State Funding are the two major changes and asked the Committee if there are any other comments:
  - Ms. Backmon noted in regards to the Authority's number one legislative priority - the restoration of long-term funding, Secretary Valentine has stated that the administration is considering Governor Northam's proposed budget amendments from last year.
  - Ms. Baynard added that during the campaign, many candidates mentioned how much of a hole had been created for the Authority with the loss of funding.
  - Mayor Parrish asked for a brief explanation of Governor Northam's amendments, to which Ms. Baynard explained that during the VETO session, Governor Northam proposed to restore one percent of the Transient Occupancy Tax (TOT) and raise five cents on the Grantor's Tax for Planning District 8. Mayor Parrish asked about the impact it created regarding NVTAs restoration, to which Mr. Longhi responded the impact was around \$50 million in total.
  - Mayor Parish asked if the answer was to raise taxes in Northern Virginia, to which Ms. Baynard responded, that the discussion is on the table now and the main focus is to see substantial state funding in any restoration for the Authority.
  - Chairman Nohe stated that two percent TOT and fifteen cents Grantor's Tax that was taken away from the Authority and diverted to Metro, and that two percent of TOT flows to Prince William County, Manassas and Manassas Park as a local revenue and that the TOT is restricted to transit only.
  - Chairman Nohe continued the discussion stating, Prince William County, Manassas and Manassas Park overperformed on Sales Tax but underperformed on TOT.
  - Ms. Backmon noted the I-81 funds that comes to the Authority is \$9.3 million for FY2020, \$13.7 million for FY2021, and just under \$20 million for FY2022. Ms. Backmon further noted, that by looking at the current receipt trend, the Authority will not be near the projected \$9.3 million for FY2020.
  - Mayor Parrish offered that a stronger statement regarding how the Authority funding should be replaced should be considered with more emphasis on the state funding rather than additional fees and/or taxes on the region.
  - Mayor Parrish stated that he believes that the statewide revenue should be the first source of funding to be considered to replace dedicated regional funds transferred to the Metro Capital Fund in recognition of existing taxes and tolls as Northern Virginia commuters already pay to support extensive multi-modal transportation projects in the region.
  - Mayor Wood discussed how the proposed legislative program would be discussed in the General Assembly, to which Ms. Backmon responded, that in the past, the Authority has given the flexibility to the Chairman to discuss the Authority's legislative matters with the General Assembly.
  - Ms. Backmon added that the draft 2020 Legislative Program is on the Authority's meeting agenda for tonight (November 2019) and that major

changes will be sent to the Authority members before the December meeting.

- Mr. Minchew thanked Ms. Baynard for the review of the draft 2020 Legislative Program.

#### **IV. Preparation of Executive Director 2019 Performance Evaluation**

Mr. Minchew

##### **Closed Session** **(Personnel Matter)**

A motion was made by Mayor Parrish to enter closed session as authorized by Virginia Code Section 2.2-3711.A.1, for the purpose of discussing the Executive Director's annual performance review.

Motion made by Mayor Parrish, seconded by Mayor Wood, and approved unanimously. (Entered closed session at 6:29PM).

Mayor Parrish made a motion to reconvene from the closed session noting only matters lawfully exempted from the open meeting requirements under Chapter 37, Title 2.2 of the Code of Virginia and only those matters as were identified in the Motion by which the closed session was convened were heard, discussed or considered by the Committee.

Motion made by Mayor Parish, seconded by Mayor Wood and approved unanimously. (Reconvened from closed session at 6:56PM)

#### **V. Adjournment: 6:57 PM**

**Next Meeting: December 12, 2019 at 5:00 PM**