

THOMAS JEFFERSON PLANNING DISTRICT COMMISSION
Draft Minutes April 2, 2009

City of Charlottesville

David E. Brown
Jason Pearson, Treasurer

Albemarle County

Sally H. Thomas
Ann H. Mallek

Fluvanna County

Charles W. Allbaugh, Vice Chair
Chris Fairchild

Greene County

Carl Schmitt
Andrea Wilkinson

Louisa County

Richard Havasy
Jackson Wright

Nelson County

Fred Boger
Connie Brennan, Chair

Commissioners Present:

David Brown – Charlottesville
Jason Pearson – Charlottesville
Sally Thomas – Albemarle County
Ann Mallek – Albemarle County
Chris Fairchild – Fluvanna County
Carl Schmitt – Greene County
Andrea Wilkinson – Greene County
Jack Wright – Louisa County
Fred Boger – Nelson County

Commissioners Absent:

Charles Allbaugh – Fluvanna County
Richard Havasy—Louisa County
Connie Brennan – Nelson County

Staff Present:

Billie Campbell, Chief Operating Officer
Melissa Barlow, Director of
Transportation Programs
Don Reed, Finance Director

Guests Present:

Melissa Celii, Charlottesville NDS

Call to Order: TJPDC Treasurer Jason Pearson called the meeting to order.

Matters from the Public: None.

Public Hearing: Billie Campbell briefed the Commission on the Draft Action Plan for 2009-2010. Notification of HOME and CDBG funding for the coming program year has not yet been received, so funding levels in the draft plan are estimated based on 2008-2009 levels. The 08-09 project using CHDO set-aside funds is designated as a rental development project in Greene County. The project description will be revised from purchase and rehabilitation as included in the draft plan to development of a new building of 4 to 6 rental units. The Regional Action Plan has been included as Regional Strategies. A summary of the Joint Task Force on Affordable Housing has also been included in the coordination section. The final plan will include the data from the 2009 Point in Time count, which is still being compiled. Jason Pearson opened the public hearing. No comments were received. The public hearing was closed. The plan will be brought back to the Commission for adoption in May.

Public Hearing: Billie Campbell briefed the Commission on the Draft Action Plan for 2009-2010. Notification of HOME and CDBG funding for the coming program year has not yet been received, so funding levels in the draft plan are estimated based on 2008-2009 levels

Presentation: Dave Davis, Director of the Office of Wetlands Protection at DEQ, gave a presentation on mitigation banks. The Virginia Water Protection (VWP) permit program requires a permit and some form of compensatory mitigation to result in “no net loss” of wetlands based on the nontidal wetlands law passed by the Virginia General Assembly in 2000.

Mitigation is a three part sequence, made up of avoidance, minimization and compensation. Purchasing mitigation bank credits is one form of mitigation and the subject of this presentation. There are no operational or proposed mitigation banks in the planning district. There are 59 approved and operational bank sites and 52 approved and operational banks. Generally, one acre of wetland equals one credit. Purchasing of mitigation bank credits does not eliminate the need to address avoidance and mitigation. A successful mitigation bank relies on landscape position, an understanding of the hydrology of the site. Financial assurances are necessary to establish a mitigation bank. Pre-application consultation with the interagency review team is encouraged. One acre of disturbed wetlands requires 2 units of credit to be purchased. Mitigation banks can be established within conservation easements.

Consent Agenda: Minutes: On a motion by Sally Thomas, seconded by David Brown, the Commission adopted the minutes of the March meetings as submitted, with Chris Fairchild abstaining.

IGRs: Additional IGRs were distributed at the meeting, both DEQ applications for funding: FY09-26 for Virginia Diesel Emission Reduction Recovery Grant and FY09-27 for the Coastal and Estuarine Land Conservation Program for the Davis Tract. On a motion by Sally Thomas, seconded by Carl Schmitt, the Commission directed staff to submit comments in support of FY09-24 for a Rural Development Grant Application by Cooper Vineyards and had no comments on the other three IGRs.

Fair Housing Month Resolution: On a motion by David Brown, seconded by Sally Thomas, the Commission adopted a resolution in support of April 2009 as Fair Housing Month.

Commissioner Roundtable Discussion: The topic for April was broadband. David Blount provided materials in the packet on the American Recovery and Reinvestment Act (ARRA) and Broadband Initiatives.

Albemarle County: David Blount and Bill Wanner met with Mike Culp and Lori Allshouse of Albemarle to the County's needs and consider the possibility of submitting a regional application. Albemarle has broadband to all schools and fire stations and wants to extend service to rural fire stations.

Fluvanna County is pursuing broadband funding. TJPDC assisted with some mapping work.

Nelson County: Fred Boger reported that Nelson County had DHCD grants in the past and would be presenting a proposal to the Board of Supervisors the following week. He handed out a summary developed for discussion purposed.

Greene County: Carl Schmitt reported that Greene County was interested in broadband, but was not ready to submit for stimulus funding yet. Funds are available in three phases and the county may pursue funding later. Greene would be interested in being included in a regional proposal.

Louisa County: Jack Wright reported that a broadband study for the county was still underway. A private company put up some towers around Lake Anna without any notification to the County.

Topic for March: The Roundtable topic for May will be employee health insurance benefits.

Financial Reports: Don Reed reviewed the memo, Consolidated Profit and Loss financial report, and Balance Sheet for the quarter ending December 31, 2008. Expenses exceeded revenue by \$23,967 in the quarter, for a year-to-date loss of \$45,527. The loss is due to low billable staff hours, the loss of the PWN program's contribution toward indirect costs, and the cost of the Executive Director search. **On a motion by Carl Schmitt, seconded by David Brown, the Commission accepted the financial reports.**

TJPDC Corporation: On a motion by David Brown, seconded by Ann Mallek, the Commission authorized a transfer of \$2,500 from TJPDC reserves to TJPDC Corporation for legal fees to prepare and submit the 1023 form to apply for non-profit status. The Commission directed staff to solicit input from the new Executive Director prior to preparing the 1023 form.

Selection Committee: On a motion by Carl Schmitt, seconded by Fred Boger, the Commission convened in closed session pursuant to the personnel exemption found at Section 2.2-3711 (A) (1) of the *Code of Virginia* to discuss the selection of a new TJPDC Executive Director and the terms of the employment offer.

On a motion by David Brown, seconded by Fred Boger, the Commission certified that to the best of each member's knowledge, only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the motion authorizing the closed session were heard, discussed or considered in the closed session.

Adjournment: There being no further business, the meeting was adjourned.