



## **2016 Updated Guidelines & Criteria for the Transportation Partnership Opportunity Fund (TPOF)**

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January 19, 2016

## Transportation Partnership Opportunity Fund

- ❑ **Transportation Partnership Opportunity Fund was created by Chapter 847 of the 2005 Acts of Assembly and amended by Chapter 684 of the 2015 Acts of Assembly (Section 33.2-1529.1 of the Code of Virginia).**
- ❑ **The Act authorizes monies to be awarded from the Fund by the Governor as grants (up to \$5 million), revolving loans (up to \$30 million), or other financing tools and equity contributions to an agency or political subdivision of the Commonwealth of Virginia for qualifying transportation projects.**
- ❑ **Guidelines and criteria for use of TPOF were developed by VDOT, the Secretary of Transportation and the Secretary of Commerce and Trade on behalf of the CTB.**
- ❑ **Semi-annual reporting by the Governor to House and Senate required**

## 2016 Updated Guidelines & Criteria Major Changes

- Updated to reflect the new requirements set out in Chapter 684 of the 2015 Acts of Assembly.
- Awards are now for the sole purpose of addressing transportation aspects of economic development opportunities.
- Award agreement now includes performance criteria and funding claw backs in the event of poor performance.
- Inclusion of performance guidelines and extending reporting requirements by the applicant if application is successful.

# Guidelines & Criteria

## Major Changes

	Previous 2005 Guidelines & Criteria	Updated Code Requirements and/or Recommendation
Applicant Eligibility	<ul style="list-style-type: none"> <li>Agency or political subdivision of the Commonwealth</li> <li>A private entity or operator that has submitted a proposal or that has executed a comprehensive agreement to develop a transportation facility pursuant to the PPTA</li> </ul>	<ul style="list-style-type: none"> <li>Agency or political subdivision of the Commonwealth</li> </ul>
Eligibility of Project Type	<ul style="list-style-type: none"> <li>Meet economic development criteria of the Governor's Opportunity Fund</li> <li>Design-Build and/or PPTA Requirements</li> </ul>	<ul style="list-style-type: none"> <li>The project meets the economic development criteria of the Commonwealth's Opportunity Fund; or, in cases where the project is solely retaining jobs, the project must meet the economic development criteria of the Virginia Investment Partnership Grant Program.</li> </ul>

# Guidelines & Criteria

## Major Changes

	Previous 2005 Guidelines & Criteria	Updated Code Requirements and/or Recommendation
Award Requirements	<ul style="list-style-type: none"> <li>• Bi-annual reporting requirements</li> <li>• Performance agreement for economic development awards was required but, the agreements were not executed.</li> </ul>	<ul style="list-style-type: none"> <li>• Inclusion of performance guidelines and extending reporting requirements by the applicant if application is successful.</li> <li>• Award agreement will include performance criteria and funding claw backs in the event of poor performance</li> <li>• Annual and interim social economic report will be required in order to properly document and track job creation or retention, investment and general economic improvements of the project</li> </ul>

## 2016 Updated Financial Criteria Requirements

- ❑ Greater emphasis on how the TPOF funding will advance the development of a transportation facility.
- ❑ More emphasis on project matching funds and where these funds will be sourced from demonstrating the importance of the project and the applicants commitment.
- ❑ Expanded application requirements around the financial reporting obligations of the applicant.
- ❑ Failure to meet performance criteria will trigger partial or total claw back of the award.
  - Enhances the use of the funds and will demonstrate that the TPOF commitment has fulfilled its intentions.

## 2016 Updated Economic Development Criteria Requirements

- Set specific criteria for approval that covers Commonwealth Opportunity Fund (COF) or the Virginia Investment Partnership Grant Program (VIP) regarding job creation or retention.**
- More emphasis given to projects that show greater economic development and the advancement of the transportation system.**
- New reporting requirements that require successful applicants to submit detailed social and economic development performance reports.**

# Capitalization of TPOF

## □ History of Previous Funding provided to TPOF - \$405M

- \$23,600,000 and \$26,400,000 from the Toll Facility Revolving Account and from the Highway Construction Fund, respectively, pursuant to Chapter 951 of the Acts of Assembly of 2005;
- \$305,000,000 pursuant to Chapter 847 of the Acts of Assembly of 2007; and,
- \$50,000,000 made available July 1, 2011 from the Commonwealth Transportation Fund pursuant to Item 452 H. of Chapter 890 of the Acts of Assembly of 2011.

## □ New Dedicated Revenue to TPOF

- House Bill 1887, effective July 1, 2015, provides the TPOF with one-third of all interest, dividends, and appreciation that may accrue to the Transportation Trust Fund and the Highway Maintenance and Operating Fund.



# TPOF Capitalizations

## TPOF Capitalizations

July 1, 2006	\$50,000,000
July 1, 2011	\$50,000,000
Interest Earnings	\$11,359,133
<b><i>Total Funding Available</i></b>	<b><i>\$111,359,133</i></b>
<b>Awards &amp; Reductions</b>	<b>\$92,947,949</b>
<b>Balance (as of July 2015)</b>	<b>\$18,411,184</b>

## Item 449.10 Capitalization

Month 2007	\$305,000,000
<b>Awards</b>	<b>\$273,929,353</b>
<b>Balance (as of July 2015)</b>	<b>\$31,070,647</b>

*Proposed repurpose of this allocation balance was included in the Governor's 2016 Budget Bill*

# Transportation Partnership Opportunity Fund Awards to Date

## Transportation Partnership Opportunity Fund Awards

Project	Amount	Type of Assistance	Eligibility Criteria
County of Prince George	\$10,000,000	Grants	Economic Development
City of Newport News	\$5,000,000	Grant	Economic Development
County of Accomack	\$3,250,968	Grant	Economic Development
City of Winchester	\$3,046,781	Grant	Economic Development
Department of Aviation	\$151,085	Grant	Economic Development
County of Giles	\$724,878	Grant	Economic Development
EDA of Newport News	\$1,000,000	Grant	Economic Development
Virginia Comm. Space Flight Authority*	\$25,000,000	Grants	Economic Development
Town of Leesburg	\$5,000,000	Grant	Design-Build Project
County of Loudoun	\$3,000,000	Grant	Design-Build Project
County of Rockingham	\$5,000,000	Grant	Design-Build Project
County of Prince William	\$4,978,062	Grant	Design-Build Project

\* Virginia Commercial Space Flight Authority received a total of 5 grants

## Transportation Partnership Opportunity Fund Awards to Date

### Transportation Partnership Opportunity Fund Awards (cont.)

<b>Project</b>	<b>Amount</b>	<b>Type of Assistance</b>	<b>Eligibility Criteria</b>
County of Accomack	\$4,000,000	Grant	Design-Build Project
Rt. 28 HTIDC	\$5,000,000	Grant	PPTA Project
VDOT – CFX	\$1,772,740	Grant	PPTA Project
VDOT – CFX (Hawks Nest)	\$10,000,000	Grants	PPTA Project
State Route 28 HTIDC	\$5,000,000	Grant	PPTA Project

### Transportation Partnership Opportunity Fund Item 449.10 Awards

<b>Project</b>	<b>Amount</b>	<b>Type of Assistance</b>	<b>Eligibility Criteria</b>
U.S. Route 50 Widening	\$14,721,767	Grant	Design-Build Project
I-295/Medowville Interchange	\$5,000,000	Grant	Design-Build Project
NSC Right-of-Way Acquisition	\$20,000,000	Grant	Per FTA Requirements
I-495 Capital Beltway HOT Lanes	\$157,207,586	Grant	PPTA Project
U.S. Route 58 - Hillsville Bypass	\$77,000,000	Grant	PPTA Project

## Recommendation

- CTB approval of the updated TPOF Guidelines and Criteria.**
- CTB direct VDOT staff to deliver the revised guidelines and criteria to the Governor.**