

1 **TOBACCO REGION REVITALIZATION COMMISSION**

2 701 East Franklin Street, Suite 501

3 Richmond, Virginia 23219

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9 **Full Commission Meeting (Informal)**

10 Tuesday, January 31, 2017

11 8:30 A.M.

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 Crowne Plaza

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 Richmond, Virginia

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1 DELEGATE KILGORE: Good morning.
2 We don't have a quorum as of yet, so I'm going to turn it over
3 to you Evan and tell us about the CAER building, that deal.
4 We've got three members on the way and we'll get there but
5 let's go ahead until we get all the members here.

6 MR. FEINMAN: Thank you, Mr.
7 Chairman and I'll remind everybody this currently is not a
8 deal yet because we don't have a quorum, more of an
9 informational visit and we'll wait until all our members arrive
10 to get this done.

11 I think you know that the Commission
12 has funded CAER in a number of different ways for many
13 years and there's been some issues with their long term goals
14 or long term sustained goals.

15 They received a proposal from Liberty
16 University where Liberty would take over the facility and then
17 make it a centerpiece of an energy focus engineering campus.
18 That's only about ten or twelve miles down the road from
19 Liberty's main campus. It was attractive to them as they
20 acquired a remote campus. The initial proposal was for
21 Liberty to purchase the building at the appraised value, which
22 is \$4.37 million and then use the proceeds from that purchase
23 to build themselves a second building right next to it as a
24 beginning of their buildout of the campus. I expressed some
25 concerns about the proposal given the fact that we have

1 funded it with taxpayer dollars and the building and all
2 proceeds from the sale would leave the public coffers.

3 The Commission asked me to meet with
4 them and come up with a solution that honored our concerns
5 but still got this deal rolling and I think I've done that. We
6 had a couple of very cordial negotiations and not a lot of
7 contention.

8 Where we landed is that essentially
9 Liberty will purchase just the building and not the control
10 room or the actual cullin loop which is the much more
11 valuable piece of the structure. They'll purchase the building
12 at the building appraised value of \$4,338,500. We will take
13 half of that money and CAER will take half of that money.
14 Our half we said we will earmark for Bedford County in the
15 Southside Economic Development Committee's allocation for
16 them. That with respect to the fact that there's a couple of
17 businesses in there right now and Bedford would get about
18 \$150,000 a year in property taxes from this facility, which
19 they won't get once it's owned by a non-profit university at
20 Liberty. Other than that, we can do what we will with the
21 money.

22 CAER will take their half and they're
23 going to pay all of the transactional fees out of their portion of
24 the money. They're going to work with Liberty on that \$1.7
25 million worth of build out for Liberty's new campus and they

1 will collaborate with Liberty for purposes of setting up a new
2 energy cluster which will be in keeping with CAER's nonprofit
3 building mission. That would be more with their portion of it.

4 Now, the long and short of it, I think this
5 is a pretty good deal. We take some of our claw back back
6 and we allocate some of it to the project really reflective of the
7 fact that Liberty is taking on an asset that's in the red we
8 funded and injecting some new capital into it in the form of
9 millions and millions of dollars, as many as nine million
10 dollars and Jonathan can speak to the specifics of that. So, in
11 reaching an accommodation I think this will work well for all
12 the parties. So I'll be happy to take up some questions and
13 I'm sure the other parties will, too.

14 DELEGATE KILGORE: I think everyone
15 has the revised proposal that Evan worked on and I appreciate
16 Evan the work you've done on this because the rest of us were
17 busy during the session. So I think you've accomplished what
18 we've asked you to do. He is correct because this appears to
19 be in the red and it appears to be a possibility that
20 Commission funds could be at risk anyway. So I think this
21 proposal is a win-win for everyone. Does anyone have any
22 questions?

23 DELEGATE MARSHALL: Since we don't
24 have a quorum?

25 DELEGATE KILGORE: As soon as the

1 door opens, we'll have a quorum.

2 DELEGATE MARSHALL: Can someone
3 from CAER tell us about what's going to happen or anything
4 new since our last meeting?

5 MR. BAILEY: I'm Bob Bailey, executive
6 director for the Center of Advanced Engineering and Research.
7 And we also have representatives from Liberty University and
8 Bedford County if you have questions relative to their role in
9 this project.

10 Evan is exactly right. We sat down and
11 worked out a proposal that would provide the funding back to
12 the Commission and then would be put into Bedford County's
13 allocation. We've been talking with the county about the
14 building in the park, so that's another aspect of this proposal
15 that would do what you had before plus a significant research
16 campus. CAER has been very supportive of this because our
17 vision in the beginning was to create a research university
18 environment and we think this is a big step in that direction to
19 make that happen.

20 Are there any specific questions that
21 you'd like to address?

22 DELEGATE MARSHALL: Let's talk about
23 the curriculum that they will have at this location.

24 MR. WHITT: I'm Jonathan Whitt, vice
25 president of special projects at Liberty University. To answer

1 your question, we really view this project as an exciting
2 opportunity. We can build on the initial investment with
3 CAER and on that property for energy research and we want
4 to focus on that property. Liberty University School of
5 Engineering will be moving to that campus and working with
6 the private sector to scale up our engineering programs. One
7 of the things we've been saying for a while is that we view this
8 also that this will give us increased job opportunities and a lot
9 of promise for CAER job development. As you know in the
10 Commonwealth and as a university, we love to really double
11 down academically supporting that energy sector.

12 MR. BAILEY: As part of my role, I sit on
13 the advisory board for the engineering school and specifically
14 part of the plan will include the addition of two undergraduate
15 degrees, at least one new Master's and maybe two Master's
16 degrees and as part of a research university building towards
17 a Ph.D. We know that the Ph.D. would have some kind of
18 energy focus and that hasn't been defined yet exactly what
19 that would be. But that would include two new
20 undergraduate degrees, at least one new Master's and
21 possibly two Master's degrees and a Ph.D. available.

22 DELEGATE KILGORE: Does anyone else
23 have any questions?

24 MS. CARTER: I have a question so I can
25 understand the process here moving forward. When this deal

1 is done, half will go to the center CAER and half would go to
2 Liberty University?

3 MR. BAILEY: No, half will come back to
4 the Commission and allocated to Bedford County under their
5 Southside Economic Development allocation.

6 MS. CARTER: Now this is my question
7 here, Liberty is going to take the money that comes to CAER
8 and do certain things with that money?

9 MR. BAILEY: Yes, CAER will collaborate
10 with Liberty University for build out on the campus because
11 that's part of this whole thing.

12 MS. CARTER: Then will Liberty at that
13 time own the building?

14 MR. BAILEY: Yes.

15 MS. CARTER: So part of it goes to CAER
16 and part to Liberty?

17 MR. BAILEY: Yes, that's part of the
18 collaborative process that we have undertaken and a partner
19 in building out that campus and building out the programs.

20 MS. CARTER: What kind of collaboration
21 will there be with this body once that's done, any?

22 MR. FEINMAN: Obviously, I don't want
23 to speak for Liberty but I'm sure they'll be happy to work with
24 us moving forward with anything we can partner on. We
25 moved in a controlled, we take this claw back, our property

1 interest in the building.

2 MR. BAILEY: With the exception, there is
3 three grants that are related.

4 MR. FEINMAN: Yes, I should have said
5 that. We punted a little bit on that matter and we'll figure that
6 out over the coming years. We continue to have a property
7 interest in controlling the rights of any transfer of the control
8 room equipment and we're going to figure that out over the
9 coming year. There wasn't a time crunch on that and that
10 was complicated and we decided not to reach it here.

11 DELEGATE KILGORE: Anyone have any
12 more questions?

13 DELEGATE BYRON: Mr. Chairman, I
14 just wanted to say thank you to the staff and to Evan in
15 particular for the time and effort you put into reaching this
16 amicable agreement. I think we do have a great opportunity
17 here to do something that we'll all be very proud of in the
18 future. So thank you.

19 DELEGATE KILGORE: All right, thank
20 you. Does anyone else have any questions? We now have a
21 quorum, so we can get started.

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23 NOTE: THE INFORMAL PORTION OF THE MEETING IS NOW
24 CONCLUDED.

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1 CERTIFICATE OF THE COURT REPORTER

2

3 I, Medford W. Howard, Registered Professional
4 Reporter and Notary Public for the State of Virginia at large,
5 do hereby certify that I was the court reporter who took down
6 and transcribed the proceedings of the **Tobacco Region**
7 **Revitalization Commission Full Commission meeting**
8 **(Informal) when held on Tuesday, January 31, 2017 at**
9 **8:30 a.m. at the Crown Plaza in Richmond, Virginia.**

10 I further certify this is a true and accurate
11 transcript, to the best of my ability to hear and understand
12 the proceedings.

13 Given under my hand this 4th day of February,
14 2017.

15

16 _____
17 Medford W. Howard

18 Registered Professional Reporter

19 Notary Public for the State of Virginia at Large

20

21 My Commission Expires: October 31, 2018.

22 Notary Registration Number: 224566

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1 **APPEARANCES:**

- 2 The Honorable Terry G. Kilgore – Chairman
3 Ms. Gayle F. Barts
4 The Honorable Kathy J. Byron
5 Mr. John R. Cannon
6 Ms. Mary Rae Carter
7 The Honorable A. Benton Chafin, Jr.
8 Ms. Rebecca Coleman
9 The Honorable James Edmunds
10 Mr. Basil Goodin, Secretary of Agriculture & Forestry
11 Ms. Missy Neff Gould
12 The Honorable Franklin D. Harris
13 Mr. John Holland
14 The Honorable Daniel W. Marshall, III
15 The Honorable Donald W. Merricks
16 Mr. Dale Moore
17 The Honorable Edward Owens
18 Mr. Cecil E. Shell

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1 **APPEARANCES: (cont'd)**

2 COMMISSION STAFF:

3 Mr. Evan Feinman – Executive Director

4 Mr. Chris E. Piper – Deputy Executive Director

5 Mr. Timothy S. Pfohl – Grants Program Administration

6 Director

7 Ms. Sarah K. Capps – Grants Program Administrator,

8 Southside Virginia

9 Ms. Stephanie Kim – Budget Director

10 Mr. Jordan L. Butler – Public Relations Coordinator

11 Ms. Stacey Richardson – Executive Assistant

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13 COUNSEL FOR THE COMMISSION:

14 Ms. Elizabeth Myers, Assistant Attorney General

15 Richmond, Virginia.

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1 DELEGATE KILGORE: We have a
2 quorum, I understand. I'm calling the meeting to order and
3 call the roll.

4 MR. FEINMAN: Ms. Barts?

5 MS. BARTS: Here.

6 MR. FEINMAN: Secretary Brown?

7 SECRETARY BROWN: (No response.)

8 MR. FEINMAN: Delegate Byron?

9 DELEGATE BYRON: Here.

10 MR. FEINMAN: Mr. Cannon?

11 MR. CANNON: Here.

12 MR. FEINMAN: Senator Carrico?

13 SENATOR CARRICO: (No response.)

14 MR. FEINMAN: Senator Chafin?

15 SENATOR CHAFIN: Here.

16 MR. FEINMAN: Ms. Coleman?

17 MS. COLEMAN: Here.

18 MR. FEINMAN: Delegate Edmunds?

19 DELEGATE EDMUNDS: Here.

20 MR. FEINMAN: Secretary Goodin?

21 SECRETARY GOODIN: Here.

22 MR. FEINMAN: Ms. Gould?

23 MS. GOULD: Here.

24 MR. FEINMAN: Mr. Harris?

25 MR. HARRIS: Here.

1 MR. FEINMAN: Ms. Carter?
2 MS. CARTER: Here.
3 MR. FEINMAN: Mr. Holland?
4 MR. HOLLAND: Here.
5 MR. FEINMAN: Delegate Kilgore?
6 DELEGATE KILGORE: Here.
7 MR. FEINMAN: Ms. Lowe?
8 MS. LOWE: (No response.)
9 MR. FEINMAN: Delegate Marshall?
10 DELEGATE MARSHALL: Here.
11 MR. FEINMAN: Mr. Merricks?
12 MR. MERRICKS: Here.
13 MR. FEINMAN: Mr. Mills?
14 MR. MILLS: (No response.)
15 MR. FEINMAN: Mr. Montgomery?
16 MR. MONTGOMERY: (No response.)
17 MR. FEINMAN: Mr. Moore?
18 MR. MOORE: Here.
19 MR. FEINMAN: Delegate Morefield?
20 DELEGATE MOREFIELD: (No response.)
21 MR. FEINMAN: Mr. Owens?
22 MR. OWENS: Here.
23 MR. FEINMAN: Senator Ruff?
24 SENATOR RUFF: (No response.)
25 MR. FEINMAN: Mr. Shell?

1 MR. SHELL: Here.
2 MR. FEINMAN: Mr. Spiers?
3 MR. SPIERS: (No response.)
4 MR. FEINMAN: Senator Stanley?
5 SENATOR STANLEY: (No response.)
6 MR. FEINMAN: Mr. Sutherland?
7 MR. SUTHERLAND: (No response.)
8 MR. FEINMAN: Delegate Wright?
9 DELEGATE WRIGHT: (No response.)
10 MR. FEINMAN: You do have a quorum,
11 Mr. Chairman.

12 DELEGATE KILGORE: Do I have a
13 motion to approve the 1/10/17 minutes?

14 MR. OWENS: So moved.

15 DELEGATE KILGORE: I've got a motion
16 and a second to approve the minutes. All those in favor say
17 aye. (Ayes.) Opposed? (No response.) The minutes are
18 approved. On the CAER proposal, do you need any further
19 discussion? All right, I've got a motion to approve the
20 proposal of the CAER. Any more discussion or any more
21 comment? All those in favor say aye. (Ayes.) Opposed? (No
22 response.) All right, that motion carries. Thank you and
23 thank you Evan and the staff for your hard work on this
24 project.

25 Now we're going to go to the Massey

1 Bridge Funding Request. Tim?

2 MR. PFOHL: Thank you, Mr. Chairman.
3 Yesterday the Commission received a new funding request for
4 a project funded under the healthcare objective and metrics
5 under the Special Projects program. It is a thorough and
6 detailed request from the Massey Cancer Center VCU to
7 continue funding for the two cancer research and resource
8 centers in southern Virginia. One is in Danville and one in
9 Lawrenceville. This is an out of cycle request so this has not
10 gone through the Committee review process, the Special
11 Projects program currently has an available balance of \$6
12 million. The game plan is to announce a cycle this summer
13 for September funding decision. Consideration of this request
14 would come out of that balance and then would be available in
15 the next cycle. We've provided the executive summary from
16 the applicant and the outcome metrics, the line item detail
17 operating budget and the milestones and deliverables for the
18 request. Again, this is continuation funding for the two
19 centers that the Commission has been funding for a number
20 of years out of the Special Projects program, so it's nothing
21 really new and this is very well known to us and this involves
22 two centers. With that, I'll let Delegate Marshall address it.

23 DELEGATE KILGORE: All right, Delegate
24 Marshall, Special Projects.

25 DELEGATE MARSHALL: Thank you, Mr.

1 Chairman. I'll ask the two representatives from Massey to
2 come forward please and maybe you can give us a little
3 update. We have some new members here who have not
4 heard about what you do. Briefly tell us what you do in
5 Lawrenceville and in Danville.

6 DR. HOULIHAN: I'm Dr. Houlihan
7 representing Virginia Commonwealth University Massey
8 Cancer Center. We're here this morning to request some
9 bridge funding because the current grant was awarded last
10 year and it expired September 30th, 2016.

11 Since that time, Massey has recognized
12 the importance of continuing these projects and activities that
13 are currently carried on down in the Lawrenceville area and in
14 the Danville area. The cancer resource and research centers
15 have been funded by the Commission for a number of years
16 indicated by Mr. Pfohl.

17 To give members of the Commission and
18 especially new members a little perspective on the activities
19 that are going on and the results that we have achieved down
20 there. Since the inception, we have actually served over
21 37,000 residents of the region. This includes cancer
22 prevention, control, education, seminars, conferences,
23 regional activities as well as most recently provider education.
24 We're taking this opportunity to work with those providers
25 that provide experience serving the communities in the region.

1 That includes the importance of cancer prevention as well as
2 those individuals that have been diagnosed with cancer to give
3 them an opportunity to live a healthy life.

4 We have recently embarked upon several
5 collaborative endeavors to include activities with the tax
6 organization in the area of AHAB for the state as well as a
7 number of educational institutions. We have partnered with
8 the hospitals in Danville, Martinsville, Farmville, Emporia,
9 South Hill and South Boston. We have actually brought those
10 leaders to the table together to work out programs in order to
11 serve those residents down there.

12 It's important while the members of the
13 Commission might not necessarily have an opportunity to visit
14 the various centers, the two centers, we do encourage you to
15 please come to one of them and take a look and talk to the
16 residents in the communities. We have received letters and
17 faxes from those individuals that we've been able to help.

18 We also provide funding opportunities for
19 travel for individuals that have been diagnosed down there
20 that need to come to Massey for a second opinion or for
21 detailed treatment options. We have opened a number of
22 clinical trials down in the area, especially out of hospitals
23 where patients actually have an opportunity to participate in
24 innovative clinical trials and treatment options that have
25 absolutely benefited them.

1 We have also performed in almost 600
2 community events and we use a number of different venues in
3 locations and partner with virtually everyone in the Southside
4 region. Recently, members of the legislature had an
5 opportunity to get some information from the cancer center
6 and thank them for their continued support. I want to let you
7 know as well not only do we partner with the hospital systems
8 and other entities such as the American Cancer Society and
9 the Coleman Foundation.

10 We also work with nine school systems,
11 eleven religious organizations, 37 local businesses in the area
12 and they have partnered with us because they recognize a
13 healthy workforce is a productive workforce and that's really
14 the purpose of the cancer research centers are for.

15 DELEGATE MARSHALL: If you will
16 briefly tell us about the cancer rates in Southside Virginia.

17 DR. HOULIHAN: The cancer rates
18 continue to be the worst in the state of Virginia. The
19 Southside region or actually the health outcome lags behind
20 the areas of Appalachia. We recognize there's a tremendous
21 need and we are working diligently and more importantly and
22 recently the areas in Brunswick County with the Lawrenceville
23 center serve have been recognized as one of the three hotspots
24 in the nation for colon and rectal cancer. We actually
25 implemented and putting together programs to not only for

1 education but screening, diagnosis and treatment for
2 individuals that have actually received this disease.

3 DELEGATE MARSHALL: With your help
4 because a lot of those cancers could be preventable, correct?

5 DR. HOULIHAN: Correct. We found that
6 the healthy lifestyle living is one of the basic preventive
7 measures as well as seeing physicians for their primary care.
8 Early diagnosis usually an indication of a better outcome for
9 those individuals that have been diagnosed.

10 DELEGATE KILGORE: I know you all
11 have been doing a great job. Does anyone else have any
12 questions?

13 MR. OWENS: When did we give this
14 allocation, Mr. Chairman? I know they do good work but is it
15 fair to other potential applicants for Special Projects money to
16 just let them step in right now and do this application?

17 DELEGATE KILGORE: I think it's
18 something we have committed to funding and I think that's
19 the reason that the Chairman of the Special Projects, it's
20 something we've done in the past and committed to in the
21 past.

22 DELEGATE MARSHALL: It's not a new
23 project. We've funded it many times, is that right Tim?

24 MR. PFOHL: There's a total of five grants
25 to Massey, not all of which involve funding for these centers

1 but the two most recent grants I believe are the ones that are
2 primarily concentrated for funding of the centers.

3 DELEGATE MARSHALL: The cycle for
4 healthcare for Special Projects, we did want to have a pause
5 for what they were doing. You've heard that 37,000 people in
6 our region have been served by them.

7 MR. OWENS: Will this project meet the
8 standard or the plan to provide these services?

9 DELEGATE MARSHALL: Hopefully they'll
10 cure cancer.

11 DR. HOULIHAN: I can answer that. The
12 plan is actually set up to be sustainable. We're working with
13 the research committee at VCU as well as Hampton
14 University. We anticipate submitting what is called a planning
15 grant integration program at Hampton University who has a
16 history of community engagement research as well as VCU
17 who has the patient side research address the Southside
18 region. Recently in working with the Center for Health
19 Innovation as well as the Virginia Foundation for Health
20 submitting joint applications where they would focus on their
21 missions and we'd actually be able to partner with them in
22 order to provide funding for our work that we've been working
23 on. We have a large grant proposal that we are preparing to
24 submit for HPV related cancers.

25 DELEGATE MARSHALL: That's a match.

1 MR. OWENS: Are we going to match this
2 with another or review it?

3 DELEGATE MARSHALL: Special Projects
4 in the fall will have a healthcare related round of funding.
5 This right here bridges them to that time in September. That's
6 why this is the bridge.

7 DELEGATE KILGORE: This is the bridge
8 funding.

9 MR. OWENS: What's our total
10 investment to date?

11 MR. PFOHL: \$5.3 million in five grants.

12 MS. CARTER: I have a question. I see
13 there's some staff and salaries here.

14 DR. HOULIHAN: They are residents of
15 Southside. I do want to make one additional proffer about
16 funding. Since the inception, Massey has matched \$9 million
17 so we are actually multiplying in order to build a foundation
18 and we're now poised to have additional funding in order to
19 launch the next phase.

20 MR. OWENS: Is that \$9 million been
21 spent in our footprint?

22 DR. HOULIHAN: Yes.

23 DELEGATE BYRON: Certainly the
24 subject matter is not something anyone wishes on anyone to
25 have to deal with cancer. I would just add that maybe when

1 Special Projects before the fall, maybe we could get or bring
2 some of the residents of the footprint in to share some of their
3 stories or to actually hear from some of them.

4 DELEGATE MARSHALL: What Senator
5 Ruff and I have proposed to do is visit the Danville location
6 and we can get some other people to help. When you consider
7 37,000 residents, Doctor, maybe you can send to our staff and
8 they can send it to the full Commission; you gave a report a
9 couple of years ago about the amount of what cancer was
10 doing in our area and you mentioned that we were one of the
11 hot spots. It's one thing to have jobs but if you don't get a
12 healthy employees to work there, you're fighting a losing
13 battle.

14 MR. HARRIS: Mr. Chairman, I'd rather
15 have quarterly.

16 MS. GOULD: When did we, we set the
17 schedule or the term ends or healthcare, was it in the fall?

18 MR. FEINMAN: Every Committee meets
19 at the call of the Chairman. What we do with each Committee
20 Chairman, we try to get a gauge on the landscape of the
21 requests that are out there and if it's going to be a little thin,
22 we push it back. My concern with the grant round, fund them
23 all regardless. We've been working with Delegate Marshall.
24 We pulled back a little bit. That has delayed some of these
25 things.

1 MS. GOULD: When was that decision
2 made to push back Special Projects from the spring to fall?

3 MR. PFOHL: Over the last couple of
4 months.

5 MS. GOULD: I guess the question is if
6 the applicant was made aware of this two months ago, why are
7 we getting a proposal two days before a specially called
8 meeting?

9 DELEGATE MARSHALL: They didn't
10 know that we were pushing back. They respond to what we
11 put out.

12 DELEGATE KILGORE: Any other
13 questions?

14 MS. BARTS: If these funds are not made
15 available, what will happen with these physicians?

16 MR. FEINMAN: The grant applications
17 and without this as their baseline, will maybe able to serve
18 302 patients over this period with the funding, I would think
19 there's going to be a difference.

20 DR. HOULIHAN: Some of the activities
21 we will continue because of a relationship with healthcare
22 facilities in Southside and hospitals at VCU. We would have
23 some clinical trials but we would not have other activities.
24 We'd have to scale them back substantially.

25 DELEGATE KILGORE: Are there any

1 other questions? Do I have a motion?

2 MR. SHELL: I'd have to abstain.

3 DELEGATE KILGORE: Do I have a
4 motion to approve this? Do I have a second? All those in
5 favor say aye. (Ayes.) Opposed? (Nos.) We have three nos
6 and one abstention. Thank you. Any other business to come
7 before the Commission? All right. Is there any public
8 comment? All right, then we're adjourned.

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10 PROCEEDINGS CONCLUDED.

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CERTIFICATE OF THE COURT REPORTER

I, Medford W. Howard, Registered Professional Reporter and Notary Public for the State of Virginia at large, do hereby certify that I was the court reporter who took down and transcribed the proceedings of the **Tobacco Region Revitalization Commission Full Commission meeting when held on Tuesday, January 31, 2107 at 8:30 a.m. at the Crowne Plaza in Richmond, Virginia.**

I further certify this is a true and accurate transcript, to the best of my ability to hear and understand the proceedings.

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Medford W. Howard
Registered Professional Reporter
Notary Public for the State of Virginia at Large

My Commission Expires: October 31, 2018.
Notary Registration Number: 224566