



COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION
1401 EAST BROAD STREET
RICHMOND, VIRGINIA 23219 2000

Stephen C. Brich, P.E.
Commissioner

March 21, 2019

The Honorable Ralph Northam
Governor
P.O. Box 1475
Richmond, VA 23218

The Honorable Stephen D. Newman
President Pro Tempore of the Senate
P.O. Box 480
Forest, VA 24551

The Honorable Kirk M. Cox
Speaker of the House
Virginia House of Delegates
P.O. Box 1205
Colonial Heights, VA 23834

The Honorable Shannon Valentine
Secretary of Transportation
P.O. Box 1475
Richmond, VA 23218

Dear Ladies and Gentlemen:

Based on information available in January 2018, the former Commissioner of Highways made a finding that it was in the public interest (such finding, the "Finding of Public Interest") to advance the development and procurement of the I-64 Hampton Roads Bridge-Tunnel Expansion Project (the "Project") via the design-build delivery method pursuant to the Public-Private Transportation Act of 1995, as amended (Virginia Code §§ 33.2-1800 *et seq.*). I re-affirmed the Finding of Public Interest on May 9, 2018, at a meeting of the Transportation Public-Private Partnership Steering Committee. Following this re-affirmation, the Virginia Department of Transportation (the "Department") prepared procurement documents consistent

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with the benefits described in the Finding of Public Interest and advanced the procurement of the Project.

The Department received technical proposals in January 2019 and price proposals in February 2019 from Hampton Roads Capacity Constructors (“HRCC”) and Hampton Roads Connector Partners (“HRCP”) in response to the Request for Proposals for the Project. After a comprehensive review of each proposal by my staff, I have determined that the technical and price proposals submitted by HRCP provides the best overall value to the Department, and that HRCP should be awarded the Comprehensive Agreement for the Project.

With respect to the foregoing determination, please accept this letter as my certification, given pursuant to § 33.2-1803(D), that:

- (1) the Finding of Public Interest, as re-affirmed by me on May 9, 2018, is still valid;
- (2) the transfer, assignment, and assumption of risks, liabilities, and permitting responsibilities by the private sector set forth in the Comprehensive Agreement have not materially changed since the Finding of Public Interest was issued;¹ and
- (3) because the Project has no element of private financing, the concept of a maximum public contribution to be established in accordance with § 33.2-1803.1:1 does not apply and therefore, no maximum public contribution was established.

In closing, the Department is engaged in the final steps necessary for financing and entering into a Comprehensive Agreement for the I-64 Hampton Roads Bridge-Tunnel Expansion Project and we look forward, with great anticipation, to delivering this critical Project to the Hampton Roads region. In the meantime, should you have questions regarding the Project or its status, please do not hesitate to contact me.

Sincerely,



Stephen C. Brich, P.E.
Commissioner of Highways

¹ Please note that no certification relating to the mitigation of revenue risk by the private sector is required as the scope of work set forth in the Comprehensive Agreement is limited to the design and construction of the Project and does not otherwise include the financing or long-term operation of the Project by the private sector.