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COMMONWEALTH of VIRGINIA

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Bryan W. Horn
Director

Commission on Local Government

September 8, 2023

11:00 a.m.

Virginia Housing Center

4224 Cox Road

Glen Allen, VA 23060

Members Present

Ceasor T. Johnson, D.Min, Chair (attending virtually)

Edwin S. Rosado, Vice Chair

Diane M. Linderman, PE

Robert W. Lauterberg

Call to Order

Members Absent

None

Due to lack of a physical quorum, the Commission was delayed in convening its meeting. Staff updated the Commissioners who were present on numbers VI and VII on the agenda, as no votes were required.

The Commission on Local Government (CLG) Vice Chair, Edwin Rosado, called the meeting to order at 11:40 a.m.

Mr. LeGrand Northcutt, Senior Policy Analyst at the Virginia Department of Housing and Community Development (DHCD) initiated a roll call vote. Mr. Northcutt informed Vice Chair Rosado that a quorum of Commissioners Linderman, Rosado, and Lauterberg were present in person, with the Commissioner Johnson attending virtually.

Commissioner Johnson resumed his position as chair.

Pursuant to the Commission's electronic meetings policy, Commissioner Johnson attended virtually under provision #2, that his principal residence is more than 60 miles from the location of the meeting. He attended from Lynchburg. There was no objection to his virtual participation.



Administration

The draft agenda was adopted unanimously on a motion by Commissioner Lauterberg and a second by Commissioner Linderman.

The minutes from the July 21st, 2023 regular meeting were adopted unanimously on a motion by Commissioner Rosado and a second by Commissioner Linderman.

Chair Johnson opened the floor for the public comment period.

There were no public comments, and the Chair closed the public comment period.

Chair Johnson introduced the following guests who were in attendance, both in person and virtually:

- Andrew Malloy and Kyle Flanders from the Department of Housing and Community Development;
- George Lyle, the County Attorney from Henry County;
- Greg Haley, representing the Town of Leesburg;
- Max Hlavin, representing Loudoun County;
- Paul Jacobson representing the City of Martinsville;
- Interim City Manager Glen Adams from Martinsville;
- County Administrator Dale Wagoner from Henry County.

Staff Report and Updates

Mr. Northcutt gave an update on articles of interest to the Commission that were distributed in the meeting packet. The articles noted that James City County and the City of Williamsburg have moved forward in the efforts to separate their school systems, the City of Hopewell has hired a new City Manager focused on submitting required financial reports, and land near the area that is subject to the Loudoun and Leesburg Annexation case has been rezoned.

Cases before the Commission

Greg Haley presented three review schedules for the Loudoun and Leesburg Annexation case for the week of March 4, 2024: a 5-day review schedule, the original 4-day schedule, and an alternative 4-day schedule.

Loudoun County and the Town of Leesburg

After debating the merits of traveling the day before or the morning of a hearing, Commissioner Linderman moved to adopt a review schedule based on the alternative 4-day schedule presented by Mr. Haley, starting at 9:00 am on March 5 and ending before 2:00 on March 8.



Staff would then schedule the specifics of when hearings would occur within that period. The motion was seconded by Commissioner Rosado and approved unanimously.

Staff agreed to work with Mr. Haley and Mr. Hlavin to agree upon a review schedule that maximized the amount of presentation time for the parties within the time bounds set by the Commission.

Commissioner Lauterberg recused himself from the discussion and the vote since he will not be participating in the case due to a conflict of interest.

Cases before the
Commission

The Commission heard a presentation from Georgy Lyle, Attorney for Henry County, on the Economic Growth Sharing Agreement submitted to the Commission.

Henry County and the City of
Martinsville

Mr. Northcutt presented a proposed review schedule for the Commission's report of the Agreement with a report due date of November 4.

The Commissioners asked questions about the timing of the review and how much money was already committed to the development of the sites in question. County Administrator Dale Wagoner from Henry County answered that the localities would have to raise money on the bond market if they did not receive the promised grant from the Harvest Foundation by the end of the year.

Commissioner Linderman moved to adopt the proposed review schedule. The motion was seconded by Commissioner Rosado and passed unanimously.

Recess

Upon the suggestion of the Chair, the Commission recessed at 12:34.

The Vice Chair called the meeting back to order at 12:50.

Commissioner Johnson did not return to the meeting after the recess.

Regulatory Reduction

Mr. Northcutt presented the goals of regulatory reduction and a revised regulatory reduction timeline from the July meeting. At the suggestion of staff, the Commission decided to no longer seek to



reduce regulations for 1VAC50-10, and will endeavor to have draft text of regulatory changes for 1VAC50-20 adopted at the January meeting.

Mr. Northcutt presented staff's proposed changes to 1VAC50-20 sections 1 through 390. There was no discussion, and this section will be taken up again in final form at the January meeting.

Mr. Kyle Flanders will lead the Commission's regulatory reduction efforts until the January meeting.

Catalog of State and Federal Mandates on Local Governments

Mr. Chase Sawyer presented changes to the catalog of state and federal mandates on local governments for the 2023 session.

There were additional entries submitted by the Department of Labor and Industry after the deadline for publishing the meeting packet. Mr. Sawyer suggested that the catalog be approved subject to those changes.

Commissioner Lauterberg moved to adopt the 2023 Catalog of State and Federal Mandates on Local Governments with the additions from the Department of Labor and industry. The motion was seconded by Commissioner Rosado and approved unanimously.

Mr. Sawyer will publish the catalog and notify stakeholders as required by the Virginia Code before the November meeting.

Regular meeting schedule

The next meeting of the Commission will be held in person with a virtual option at the Virginia Housing Center on November 3, 2023.

The Commission will schedule its regular meetings for 2024 at the November meeting.

Adjournment

Commissioner Linderman moved to adjourn, seconded by Commissioner Lauterberg. The meeting adjourned at 1:30.

