



Glenn Youngkin
Governor

Caren Merrick
Secretary of
Commerce and Trade

COMMONWEALTH of VIRGINIA

Bryan W. Horn
Director

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Commission on Local Government

September 9, 2022

11:00 A.M.

Henrico, Virginia

Members Present

Diane M. Linderman, PE, Chair
Ceasor T. Johnson, D.Min, Vice Chair (attending virtually)
Rosemary M. Mahan (attending virtually)
Stephanie Davis, PhD
Edwin S. Rosado

Members Absent

None

Call to Order

The Commission on Local Government (CLG) Chair, Diane M. Linderman, called the meeting to order at 11:00 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 Chair Linderman that a quorum of Commissioners Linderman, Davis, and Rosado was present in person. Commissioner Mahan attended the meeting virtually via google meets from her residence in Hague, Virginia, due to medical condition that prevented her attendance.

Commissioner Johnson attended the meeting as a member of the public until his attendance could be approved under the new electronic meetings policy.

Administration

After discussion, Section IX of the draft agenda was stricken, and the remaining agenda adopted unanimously on a motion by Commissioner Davis and second by Commissioner Rosado.

The minutes from the July 8th regular meeting were adopted unanimously on a motion by Commissioner Davis and second by Commissioner Rosado.

Chair Linderman opened the floor for the public comment period.



Adam Farris of Pulaski County appeared before the Commission for the public comment period and noted that he was interested in observing the proceedings related to the Town of Dublin and Pulaski County.

The public comment period was closed.

Staff Report and Updates

Mr. Chase Sawyer, Senior Policy Analyst at the Department of Housing and Community Development, introduced himself to the Commission as the newest member of the Commission's staff.

Mr. Northcutt gave an update on articles of interest to the Commission that were distributed in the meeting packet.

Electronic Meetings Policy

Mr. Northcutt gave an overview of proposed changes to the Commission's electronic meetings policy. Changes were written incorporate the provisions of HB 444 (2022) which provides for increased options for virtual attendance and all-virtual public meetings.

Chair Linderman suggested changes to the draft policy to provide clarity and allow the chair to deny a request for virtual attendance if a quorum will not be present in person.

The Commission discussed what must be included in the minutes when a member is attending virtually and the necessity of needing a process to vote against a Commissioner attending virtually.

Commissioners Davis and Mahan suggested changes related to formatting and providing clarity of what must be recorded in the minutes.

After discussion Commissioner Rosado moved adoption of the Electronic Meetings Policy subject to the changes discussed in the meeting and final approval of the Chair. The motion was seconded by Commissioner Davis. The motion passed unanimously by roll call vote.

Virtual attendance of Commissioner Johnson

Pursuant to the newly adopted Electronic Meetings Policy, Chair Linderman waived the requirement to notify the chair ten days before the meeting for absences, and requested the Commissioner Johnson be allowed to join the meeting virtually. There was no objection.

Commissioner Johnson attended the remainder of the meeting virtually because his principle place of residence was more than 60 miles from



the meeting location. He attended from his home in Lynchburg, Virginia.

Updates on Commission Cases

Mr. Northcutt provided an update on Commission cases. The Martinsville Reversion is proceeding to a hearing before a special three judge panel. The Town of Dublin has indicated to staff that they may be filing an agreement defining annexation rights in the near future, and there have been reports that the town of Warrenton has approached Fauquier County about a potential annexation.

Staff presented alternative timelines for the potential agreement defining annexation rights (assuming that it is filed with the Commission before its next regular meeting) and the process for reviewing such agreements when they come before the Commission.

The Commission gave approval for staff to invite officials from the Town of Dublin and Pulaski County to the November meeting if a case is filed with the Commission before that time. The Commission further requested that staff ask the Town and County to present to the Commission and again to the public at multiple meetings.

Updates to the regulatory process

Staff gave a presentation on guidance from the Office of Regulatory Management. The presentation covered how the Commission may be affected by new rules related to the Unified Regulatory Plan and periodic reviews of regulations.

Catalog of State and Federal Mandates

Mr. Northcutt presented the changes to the 2021 edition of the Catalog of State and Federal Mandates on Local Governments. The changes were approved unanimously upon a motion by Commissioner Rosado, seconded by Commissioner Davis.

Commission Workgroup Updates

Staff gave updates on the Broadband Stakeholder Advisory Workgroup and the Virginia Code Commission Workgroup on Public Notices.

PDC Annual Reports

Mr. Sawyer gave an update on the annual reports of the Planning District Commissions. Those reports will be presented to the Commission at a later meeting.

Events of Interest

The Commission discussed upcoming events of interest, which include the Virginia Municipal League's Annual Conference, The Virginia Association of County's Annual Conference, and the Virginia Governor's Housing Conference.

Other business

There was no other business brought before the Commission.



Adjournment

Commissioner Rosado moved to adjourn until the next regular meeting on November 4th with a second by Commissioner Mahan. The motion passed unanimously.

