



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

November 4, 2022

11:00 A.M.

Virtual

Members Present (attending virtually)

Diane M. Linderman, PE, Chair
Ceasor T. Johnson, D.Min, Vice Chair
Rosemary M. Mahan
Stephanie Davis, PhD
Edwin S. Rosado
Call to Order

Members Absent

None

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, Rosado, and Mahan were present for the virtual meeting.

Administration

Bryan Horn, Director of the Department of Housing and Community Development, introduced himself to the Commission and thanked the Commissioners for their work.

The Commission observed a moment of silence to remember Dr. John Moeser of Richmond, Virginia, who died on October 17, 2022. Among his many accomplishments, Dr. Moeser assisted with Commission with its 2018 Report on Annexation Alternatives.

The agenda was adopted unanimously on a motion by Commissioner Rosado and second by Commissioner Mahan.

The minutes from the September 9th regular meeting were adopted unanimously on a motion by Commissioner Mahan and second by Commissioner Rosado.



Staff Report and Updates

Chair Linderman opened the floor for the public comment period. There were no public comments, and the public comment period was closed.

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

The Commission recognized Commissioner Mahan in her final meeting as a Commissioner.

Commissioner Johnson joined the meeting virtually at 11:20.

Voluntary Settlement Agreement between the Town of New Market and Shenandoah County

Jason Ham of Litten & Sipe, LLP presented an overview of the Voluntary Settlement Agreement on behalf of both parties. Also present were Todd Walters representing the Town of New Market, and Evan Vass, representing Shenandoah County.

The parties proposed the following review timeline:

- Thursday, March 9th
 - 2:00-4:00 p.m.; presentations by the parties
 - 4:00-6:30 p.m.; break
 - 6:30-8:30 p.m.; public hearing
- Friday, March 10th
 - 10:00-11:30 a.m.; meeting of the Commission to discuss presentations

At the suggestion of Chair Lindeman, the Commission amended the start time of the Friday meeting to 9:00 a.m.

Town-initiated Annexation between the Town of Leesburg and Loudoun County

Greg Haley of Gentry Locke, presented an overview of the Town's involvement in the annexation. Also present on behalf of the Town were Jessica Arena, Chris Spera, and Andrew Bowman.

Andrew McRoberts of Sans Anderson introduced the County's involvement in the annexation. Also present on behalf of the County were Leo Rogers, Nick Lawrence, Max Lavan, and Loudoun County Supervisor Kristen Umstatt. Supervisor Umstatt presented an overview of the County's involvement in the annexation.

The parties proposed the following review timeline:

- Wednesday, May 17th
 - 9:00-noon; presentations by Town
 - Noon-2:00 p.m.; break
 - 2:00-5:00 p.m.; presentation by Town
- Thursday, May 18th



- 9:00-noon; presentations by County
- Noon-2:00 p.m.; break
- 2:00-5:00 p.m.; presentation by County
- 5:00-7:00 p.m.; break
- 7:00-10:00 p.m.; public hearing
- Friday, May 19th
 - 9:00-10:30 a.m.; closing arguments
 - 10:30- 11:00 a.m.; break
 - 11:00-1:00 p.m.; site visit
 - 1:00-2:00 p.m.; Meeting of the Commission to discuss presentations

At the suggestion of Commissioner Davis, the Commission amended the schedule by changing the site visit to Tuesday, May 16th from 3:00-6:00 p.m. and moving the commission meeting start time on Friday to 11:00 a.m.

The County will send a response to the Towns filings by February 1st, and the Town will send any reply by March 20th. The parties have agreed to a proposed due date for the Commission’s report of July 7th.

Commissioner Rosado moved and Commissioner Johnson seconded to, with the agreement of the parties, extend the due date for the Commission’s report beyond the statutory deadline to July 7th. The motion passed unanimously.

Commissioner Johnson moved and Commissioner Davis seconded to approve the review schedules as presented and amended. The motion passed unanimously.

2022 Cash Proffer Survey and Report

Mr. Chase Sawyer, Senior Policy Analyst at DHCD, presented the results of the 2022 Cash Proffer Survey and accompanying report to the Commission.

The Commissioners discussed the future of cash proffers and any changes that might be made to state law to assist rural and lower-growth localities with revenue collection.

Commissioner Davis moved to adopt the report with a second by Commissioner Mahan. The motion passed unanimously.

Commission Workgroup Updates

Staff gave updates on the Broadband Stakeholder Advisory Workgroup and the Virginia Code Commission Workgroup on Public Notices. Both workgroups have concluded their work.



Events of Interest	Commissioners were encouraged to attend the VACo annual conference, the Virginia Governor’s Housing Conference, and the Virginia Local Government Day.
Schedule of Regular Meetings for 2023	<p>Staff presented the proposed schedule of regular meetings for 2023. All meetings will begin at 11:00, place to be determined.</p> <ul style="list-style-type: none"> • January 6th • March 10th (in conjunction with meetings in New Market) • May 5th (virtual) • July 7th • September 8th • November 3rd (virtual) <p>Commissioner Rosado moved to adopt the proposed meeting schedule with a second by Commissioner Johnson. The motion passed unanimously.</p>
Other business	The Commission will elect its chair and vice chair at the January meeting.
Adjournment	Commissioner Johnson moved to adjourn until the next regular meeting on January 6 th , 2023 with a second by Commissioner Rosado. The motion passed unanimously.

