

Poquoson	Mayor Gordon Helsel	Absent
	Mr. Randy Wheeler	Aye
Portsmouth	Mayor Shannon Glover	Aye
	Mr. LaVoris Pace	Aye
Town of Smithfield	Mayor T. Carter Williams	Absent
	Mr. Michael Stallings	Aye
Southampton County	Supervisor William Gillette	Absent
	Mr. Michael Johnson	Aye
Suffolk	Vice-Mayor Leroy Bennett	Aye
	Mr. Albert Moor	Not Recorded
Surry County	Supervisor Robert Elliott	Absent
	Ms. Melissa Rollins	Aye
Virginia Beach	Mayor Robert Dyer	Aye
	Councilwoman Barbara Henley	Absent
	Councilman Louis Jones	Absent
	Councilman Guy Tower	Aye
	Councilwoman Rosemary Wilson	Absent
	Councilwoman Sabrina Wooten	Absent
	Mr. Patrick Duhaney	Aye
Williamsburg	Mayor Douglas Pons	Absent
	Mr. Andrew Trivette	Aye
York County	Supervisor Sheila Noll	Aye
	Mr. Neil Morgan	Absent

The Motion Carried with 29 votes in favor, none against, and no abstentions.

Chesapeake Bay Preservation Act (CBPA) Amended Regulations

Chair Andria McClellan introduced the next agenda item, the Chesapeake Bay Preservation Act (CBPA) Amended Regulations, to be presented by Ms. Whitney S. Katchmark, HRPDC Principal Water Resources Engineer.

Ms. Katchmark briefed the Commission on the schedule and process for developing regional comments regarding the proposed regulatory amendments to the CBPA presented to the State Water Control Board in December 2020. The proposed amendments incorporate resiliency and sea-level rise and mature trees into the criteria in response to House Bill 504 from the 2020 Virginia General Assembly session. The draft regulations are available for public comment in the Virginia Register until May 3, 2021.

Additional information on the public comment for the two proposed regulatory amendments can be found here:

<https://townhall.virginia.gov/l/viewstage.cfm?stageid=9192> [Climate Adaptation]

<https://townhall.virginia.gov/l/viewstage.cfm?stageid=9193> [Trees]

Ms. Katchmark outlined the schedule, which included a briefing to the HRPDC Chief Administrative Officers Committee on March 3, followed by a briefing to the Regional Environmental Committee for feedback on the initial draft comment letter. The revised draft letter would then be sent to the localities for review on March 9, with comments due March 22. After briefing the Coastal Resiliency Committee and the Planning Directors, the Regional Environmental Committee would vote on endorsing the comment letter. Finally, the Commission will be asked at the April 15, 2021 meeting to consider submitting the letter to the State Water Control Board.

Chair McClellan thanked Ms. Katchmark for informing the Commission of the proposed revisions and the opportunity to comment. She also commented that this process could potentially result in some unfunded mandates.

Ms. Katchmark indicated that the revisions are left open to interpretation.

**Commissioner Mamie Johnson departed*

2021 General Assembly Session Update

Mr. Robert A. Crum, Jr., HRPDC Executive Director, briefed the Commission on the 2021 Virginia General Assembly session focusing on the following items of interest to the Hampton Roads region:

- Mr. Crum expanded upon his earlier report regarding Senate Bill 1445, which passed and was approved on February 15. The bill identifies eligible health care providers qualified to administer vaccines and more clearly enables the localities to launch vaccination clinics using the health care providers that all localities already employ as well as qualified volunteers. The bill also addressed the issue of immunity for the individuals administering vaccines. Mr. Crum thanked Commissioner Andrew Trivette for notifying the Commission about Senate Bill 1445 during the January meeting, which allowed for immediate action. He asked if Commissioner Trivette had anything to add.

Commissioner Trivette commented that Senate Bill 1445 provided a necessary foundation to solve what was, at the time, a critical issue. He indicated that the adopted bill authorizes the localities to launch vaccination clinics, identifies trained medical professionals, and grants the necessary immunity to those issuing vaccines. He thanked the Commissioners for prioritizing and supporting the initiative.

- Commissioner Michael Johnson briefed the Commission on a legislative item of particular interest to Southampton County. He reported that legislation was passed

during the 2020 Virginia General Assembly session that authorized counties, for the first time, to levy taxes on the sale of cigarettes; however, the effective date was delayed until July 21, 2021. Senate Bill 1326, introduced during the 2021 Virginia General Assembly session, would require counties to become members of regional cigarette tax boards encompassing at least ten member localities in order to impose the tax. Commissioner Johnson shared concern that the language was overly prescriptive, and in effect, limited a county's ability to exercise the new authority. Mr. Johnson stated that the bill had been amended on the Senate floor on February 5 to no longer include the mandate to participate in a regional cigarette tax board, but the bill did stipulate that it is the policy of the Commonwealth to encourage participation, where practical, in regional cigarette tax boards encompassing at least six member localities. The bill further directs the Department of Taxation to establish a task force to develop methods for modernizing the local cigarette tax collection system, provide assistance as appropriate to localities seeking to form a new regional cigarette tax board, and submit recommendations to the General Assembly by November 21, 2021.

**Commissioners Phillip Bazzani and Courtney Doyle departed*

Mr. Crum encouraged early planning in the spring for the next General Assembly session to begin in the winter.

Chair Andria McClellan proposed a future discussion regarding a possible Government Relations Subcommittee to spearhead regional advocacy efforts.

Three-Month Tentative Schedule

Chair Andria McClellan referenced the Three-Month Tentative Schedule and indicated that there was no meeting scheduled for March and that the next Commission meeting was scheduled for April 15, 2021. She asked Mr. Crum to briefly describe the topics noted for the April and May Commission meetings.

Mr. Crum indicated that the updates tentatively scheduled for the Commission meeting in April included the Virginia Coastal Resilience Master Plan, Regional Economic Development, and the Chesapeake Bay Preservation Area Regulations. The meeting in May will include a presentation of the proposed Fiscal Year 2022 budget for Commission consideration as well as a presentation on the updated Annual HRPDC Work Program.

Advisory Committee Summaries

Chair Andria McClellan noted that the Advisory Committee Summaries were provided for information purposes.

**Commissioner Patrick Duhaney departed*

For Your Information

Chair Andria McClellan announced and asked Mr. Crum to comment on the For Your Information agenda item.

Mr. Crum reported that members of the Commission require formal appointment by the participating subdivisions, and he referenced the appointment of Portsmouth Mayor Glover and the reappointment of Supervisor Phillip Bazzani of Gloucester County.

Old/New Business

There was no old or new business.

Adjournment

With no further business to come before the Hampton Roads Planning District Commission, the meeting adjourned at 2:01 p.m.

Andria P. McClellan
Chair

Robert A. Crum, Jr.
Executive Director