



# Albemarle County

## Meeting Agenda Board of Supervisors

*Supervisor, Rivanna District Norman G. Dill*  
*Supervisor, Rio District Ned L. Gallaway*  
*Supervisor, White Hall District Ann H. Mallek*  
*Supervisor, Jack Jouett District Diantha H. McKeel*  
*Supervisor, Samuel Miller District Liz A. Palmer*  
*Supervisor, Scottsville District Rick Randolph*  
*County Executive, Jeffrey B. Richardson*  
*Clerk, Claudette K. Borgersen*

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Wednesday, October 16, 2019

1:00 PM

Lane Auditorium

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### Regular Second Meeting

1. Call to Order.
2. Pledge of Allegiance.
3. Moment of Silence.
4. Adoption of Final Agenda.
5. Brief Announcements by Board Members.
6. Recognitions:
  - 6.1. [19-512](#) Proclamation Recognizing October as Domestic Violence Awareness Month.
7. From the Public: Matters Not Listed for Public Hearing on the Agenda.
8. Consent Agenda (on next sheet)

#### 1:30 p.m. - Action Items:

9. [19-508](#) Resolution to Establish a Community-wide Greenhouse Gas Emissions Reduction Target.  
*(Andy Lowe, Environmental Compliance Manager)*
10. [19-457](#) Resolution Supporting State Funding for Biscuit Run Park.

**11. Legislative Priorities:**

11.1. [19-503](#) Proposed 2020 County Legislative Positions and Policy Statements.

*(Greg Kamptner)*

11.2. [19-511](#) Proposed 2020 Thomas Jefferson Planning District Legislative Program.

*(David Blount, TJPDC Legislative Liaison)*

**3:15 p.m. - Presentation:**

12. [19-510](#) Rivanna Water and Sewer Authority (RWSA) Quarterly Report.

*(Bill Mawyer, RWSA Executive Director)*

**13. 3:45 p.m. - Closed Meeting.**

*Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia:*

• *Under Subsection (1):*

1. *To discuss and consider the annual performance of the County Executive; and*

2. *To discuss and consider appointments to the Region Ten Community Services Board and three County committees; and*

• *Under Subsection (3), to discuss the disposition of County-owned property in the Scottsville Magisterial District, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board; and*

• *Under Subsection (8), to consult with and be briefed by legal counsel and staff regarding specific legal matters requiring legal advice relating to the public's access to and use of the County Office Buildings and their grounds located on McIntire Road and 5th Street.*

*\*Closed meeting motion subject to change\**

**14. Certify Closed Meeting.****15. Boards and Commissions:**

15.1. [19-450](#) Vacancies and Appointments.

*(Travis Morris)*

**6:00 p.m.****16. From the Public: Matters Not Listed for Public Hearing on the Agenda.**

**Action Item:**

17. [19-505](#) Rules for the Public's Use of the County Office Buildings and Their Grounds.

*(Greg Kamptner)*

**Public Hearing:**

18. [19-504](#) Ordinance to Amend County Code Chapter 10, Offenses - Miscellaneous. To receive public comment on its intent to adopt an ordinance to amend County Code Chapter 10, Offenses - Miscellaneous, by: 1) amending County Code § 10-103, Disorderly conduct in public places, to designate the County Executive as the "person in charge" for the purpose of ejecting any person from any County property any person who engages in disorderly conduct pursuant to County Code § 10-103, and to provide for the County Executive's delegation of this authority to others; 2) amending County Code § 10-120, Trespass – After having been forbidden to do so, to: (i) provide that any owner, lessee, custodian, or person lawfully in charge of any real property may designate the Albemarle County Police Department as a "person lawfully in charge of the property" for the purpose of enforcing a trespass pursuant to County Code § 10-120; (ii) provide that any designation shall be in writing on County-approved forms and may be accepted or rescinded at the discretion of the Chief of Police; and (iii) designate the County Executive as the "person lawfully in charge of the property" for the purpose of enforcing a trespass on County property pursuant to County Code § 10-120, and to provide for the County Executive's delegation of this authority to others; and 3) repealing County Code § 10-120.1, Designation of police to enforce trespass violations.

*(Greg Kamptner)*

**19. From the Board: Committee Reports and Matters Not Listed on the Agenda.**

- 19.1. [19-458](#) Rural Area Five-acre Exemption for the Barking Dog Ordinance.

**20. From the County Executive: Report on Matters Not Listed on the Agenda.**

21. **Adjourn to October 22, 2019, 2:00 p.m., Room 228-B, County Office Building, 401 McIntire Rd.**

**CONSENT AGENDA****8. FOR APPROVAL (by recorded vote):**

- 8.1. [19-507](#) Authorization to Schedule Public Hearing for Ordinance to Amend County Code Chapter 4, Animals.  
*(Greg Kamptner)*
- 8.2. [19-497](#) Amendment to Woolen Mills Economic Opportunity Fund Performance Agreement.  
*(Roger Johnson)*
- 8.3. [19-481](#) ZMA201500007 Brookhill Special Exception to Code of Development.  
*(Cameron Langille)*
- 8.4. [19-493](#) Special Exception for disturbance of Critical Slopes for B2019-01427-SF on TMP 63-19E.  
*(Tori Kanellopoulos)*
- 8.5. [19-509](#) Resolution to accept road(s) in the Old Trail Subdivision Blocks 28 and 29 into the State Secondary System of Highways. (White Hall Magisterial District)
- 8.6. [19-498](#) VACo 2019 Annual Meeting Voting Credentials.

**8. FOR INFORMATION (no vote necessary):**

- 8.7. [19-514](#) Rio29 Form Based Code Planning Commission Work Session Summary 9-17-2019.  
*(Rachel Falkenstein)*

Thank you for attending today's public hearing. During the 2019 Calendar Year, the Chair is Ned L. Gallaway and the Vice-Chair is Rick Randolph.

During the time set aside for "Matters Not Listed for Public Hearing on the Agenda", individuals may address the Board of Supervisors concerning any issue not listed on the agenda for Public Hearing. Individuals are allowed three minutes to speak, unless otherwise decided. A sign-up sheet is provided at the meeting.

During Public Hearings, the Board will only acknowledge speakers addressing the item listed for Public Hearing. Speakers are limited to one appearance of three minutes per public hearing item. A sign-up sheet is provided at the meeting and you may sign up online in advance of the meeting at <http://www.albemarle.org/bosspeakers/>. Speakers will be called forward in an alternating pattern of in person sign ups and online sign ups. Applicants are limited to a ten minute presentation of their proposal and are allowed a five minute rebuttal at the close of the public hearing.

Time keeping is conducted through a timer and a light system at the podium. The green light will go on when you begin speaking and this begins your allotted time; a yellow light indicates you have one minute to finish your comment; a red light indicates your time has expired. If more than 10 speakers are signed up to speak, the time allotted to speak will be reduced to two minutes and the yellow light will indicate you have 30 seconds to finish your comment. In order to give all speakers equal treatment and courtesy, the Board requests that speakers adhere to the following guidelines:

When called to the speaker's podium, state your name and magisterial district;

Address comments directly to the Board as a whole;

Give written statements and other supporting material to the Clerk;

If you represent a group or organization, you may ask others present to raise their hands and be recognized;

If you exceed your allotted time, you will be asked to end your comments;

If a speaker does not use all allocated time, the unused time may not be shared with another speaker;

Speakers are permitted one opportunity to comment during each of the public comment periods per meeting;

Back-and-forth debate is prohibited;

Do not speak from your seat or out of turn;

Persons in the audience are encouraged to raise their hands to indicate their support or opposition to speakers at the podium or any item during the meeting;

Please refrain from applause and other forms of approval or disapproval, as a courtesy to each speaker;

Signs are permitted in the meeting room so long as they are not attached to any stick or pole and do not obstruct the view of persons attending the meeting.

**All comments are live streamed, recorded and published on the Albemarle County website.**

**Please turn off all pagers and cellular telephones.**

Clerk, Board of County Supervisors  
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Charlottesville, Virginia  
22902-4596