



Albemarle County

Meeting Agenda Board of Supervisors

*Supervisor, Rio District Ned Gallaway
Supervisor, Rivanna District Bea LaPisto-Kirtley
Supervisor, White Hall District Ann H. Mallek
Supervisor, Jack Jouett District Diantha H. McKeel
Supervisor, Samuel Miller District Liz A. Palmer
Supervisor, Scottsville District Donna P. Price
County Executive, Jeffrey B. Richardson
Clerk, Claudette K. Borgersen*

Wednesday, May 20, 2020

3:00 PM

Electronic Meeting

Regular Second Meeting

This meeting is being held pursuant to and in compliance with Ordinance No. 20-A (6); An Ordinance to Ensure the Continuity of Government During the Covid-19 Disaster. The opportunities for the public to access and participate in the electronic meeting are posted on the Albemarle County website at www.albemarle.org/bos.

1. Call to Order.
2. Pledge of Allegiance.
3. Moment of Silence.
4. Adoption of Final Agenda.
5. Brief Announcements by Board Members.
6. Consent Agenda (on next sheet)

3:30 p.m. - Work Session:

7. [20-326](#) Amendment to Woolen Mills Economic Opportunity Fund Performance Agreement and Update on WillowTree Relocation Status.
(Roger Johnson, Director of Economic Development)

4:15 p.m. - Discussion Item:

8. [20-323](#) Miller School and Owensville Roads Through Truck Restriction Updates.
(Kevin McDermott, Principal Planner - Transportation)

9. [20-259](#) Discussion: From the Public: Matters Not Listed for Public Hearing at meetings held by electronic communications means.
(Greg Kamptner)

10. 5:00 p.m. - Closed Meeting.

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

- *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-owned portion of Court Square.*

Closed meeting motion subject to change

11. Certify Closed Meeting.

6:00 p.m.

Public Hearings:

12. [20-321](#) Virginia Community Development Block Grant (CDBG). To solicit public input on local community development and housing needs in relation to Community Development Block Grant (CDBG) funding for potential projects in the locality. Information on the amount of funding available, the requirements on benefit to low- and moderate-income persons, eligible activities, and plans to minimize displacement and provide displacement assistance as necessary will be available. Citizens will also be given the opportunity to comment on the County's past use of CDBG funds.
(Stacy Pethia, Principal Planner – Housing)

13. [20-228](#) SP201900006 Boyd Tavern. PROJECT: SP201900006 Boyd Tavern Market MAGISTERIAL DISTRICT: Scottsville TAX MAP/PARCEL: 09400-00-00-03900 LOCATION: Parcel located approximately 200 feet southwest from the intersection of State Route 616 (Black Cat Road) and Mechunk Road. Parcel has frontage along State Route 616. The northern portion of the parcel is adjacent to the I-64 interchange at Exit 129. PROPOSAL: Proposal for new 4,000 square foot gross-floor-area-maximum auto service station with five fuel pumps under two canopies, convenience store and restaurant on the approx. 3.28-acre portion of the site that is zoned C-1 Commercial and fronts on State Route 616 (Black Cat Road). PETITION: Automobile service station, convenience store, and restaurant per Zoning Ordinance 18-22.2.2(16)(a)(b)(c) on an approx. 3.28 acre portion of a parcel totaling 12.486 acres. No dwelling units are proposed. ZONING: This parcel is zoned both: RA Rural Area - agricultural, forestal, and fishery uses; residential density (0.5 unit/acre in development lots); and C-1 Commercial – retail sales and service; residential by special use permit (15 units/ acre). OVERLAY DISTRICT(S): Entrance Corridor; Steep Slopes – Critical COMPREHENSIVE PLAN: Rural Area – preserve and protect agricultural, forestal, open space, and natural, historic and scenic resources; residential (0.5 unit/ acre in development lots). POTENTIALLY IN MONTICELLO VIEWSHED: Yes.

(Tori Kanellopoulos, Planner)

14. [20-313](#) VDOT FY 21-26 Secondary Six-Year Plan. To receive public comment on the proposed Secondary Six-Year Plan for Fiscal Years 2021 through 2026 in Albemarle County, and on the Secondary System Construction Budget for Fiscal Year 2021.

(Daniel Butch, Transportation Planner)

15. [20-335](#) Ordinance to Establish Due Dates for Filing Certain Tax Returns and Paying Certain Local Taxes During the COVID-19 Disaster. To receive comments on its intent to adopt an ordinance to extend the following tax-related deadlines: (1) the deadline to file returns for all items of tangible personal property and machinery and tools from May 1 to June 1, 2020 (ref. Virginia Code § 58.1-3518, County Code § 15-801); (2) the deadline for paying the first installment of taxes for real estate, tangible personal property, machinery and tools, and mobile homes for 2020 from June 5 to June 30, 2020 (ref. County Code § 15-101(A)); this extension does not apply to the first installment of taxes for public service corporations; (3) the deadline for paying business license taxes from June 15 to June 30, 2020 (ref. County Code § 8-201(B)); and (4) the deadline to pay the transient occupancy and food and beverage taxes collected during the months of March, April, and May 2020 to July 20, 2020; this extension does not alter the time at which these taxes are collected, nor the deadline for reporting these taxes (ref. County Code §§ 15-902(F) and 15-1002(F)).

(Greg Kamptner)

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

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

18. Adjourn to June 3, 2020, 1:00 p.m., Electronic Meeting pursuant to Ordinance NO. 20-A(6).

CONSENT AGENDA**6. FOR APPROVAL (by recorded vote):**

- 6.1. [20-325](#) Appropriation of Funding to Support the Sheltering of Homeless During the COVID-19 Pandemic.
(Stacy Pethia)
- 6.2. [20-324](#) Special Exception for ZMA201300017 - Spring Hill Village.
(Tori Kanellopoulos)
- 6.3. [20-318](#) Resolution Supporting the VDOT Albemarle Design-Build Bundle.
(Kevin McDermott)
- 6.4. [20-350](#) Emergency Ordinance to Amend Ordinance No. 20-A(6), An Ordinance to Ensure Continuity of Government During the COVID-19 Disaster
(Greg Kamptner)

Thank you for attending today's public hearing. During the 2020 Calendar Year, the Chair is Ned L. Gallaway and the Vice-Chair is Donna P. Price.

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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