



Albemarle County

Meeting Agenda Board of Supervisors

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

Wednesday, November 2, 2022

1:00 PM

Lane Auditorium

Regular First 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. Proclamations and Recognitions:
 - 6.1. [22-466](#) Resolution Celebrating Veterans Day.
7. From the Public: Matters on the Agenda but Not Listed for Public Hearing or on Matters Previously Considered by the Board or Matters that are Pending Before the Board.
8. Consent Agenda (on next sheet)

1:40 p.m. - Action Item:

9. [22-456](#) Funding Requests to Support Homeless Services and Affordable Housing.
(Stacy Pethia, Housing Policy Manager)

2:15 p.m. - Recess

2:30 p.m. - Work Session:**10. [22-464](#) Five-Year Financial Plan Work Session.**

(Andy Bowman, Chief, Office of Management and Budget)

11. 5:00 p.m. - Closed Meeting.

Closed meeting pursuant to section 2.2-3711(A) of the Code of Virginia:

- *under subsection (1), to discuss and consider the annual performance of the Clerk of the Board of Supervisors, and appointments to various boards and commissions including, without limitation, Architectural Review Board, Blue Ridge Committee for Shenandoah Park Relations, Places 29 (North) Community Advisory Committee, and Places 29 (Rio) Community Advisory Committee;*
- *under subsection (3), to discuss and consider the acquisition of an interest in real property in the City of Charlottesville and in the White Hall Magisterial District where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the County; and*
- *under subsection (8), to consult with and be briefed by legal counsel regarding specific legal matters requiring legal advice relating to (1) the County's rights under the terms of the memorandum of agreement between the County and the City of Charlottesville concerning the County courts and under state law, and (2) proposed amendments to Chapter 8 of the Albemarle County Code.*

Closed meeting motion subject to change

12. Certify Closed Meeting.**13. Boards and Commissions:****13.1. [22-424](#) Vacancies and Appointments.**

(Travis Morris)

6:00 p.m.**14. From the County Executive: Report on Matters Not Listed on the Agenda.****15. From the Public: Matters on the Agenda but Not Listed for Public Hearing or on Matters Previously Considered by the Board or Matters that are Pending Before the Board.****Public Hearings:**

16. [22-450](#) An Ordinance to Amend County Code Chapter 8, Licenses, and Chapter 15, Taxation. To receive public comment on its intent to adopt an ordinance to amend County Code Chapter 8, Licenses and Chapter 15, Taxation by amendment. The proposed ordinance would amend County Code § 8-201, When License application and license tax are due; penalties to comply with Virginia Code. The proposed ordinance would also amend County Code § 15-106 by referencing County Code Chapter 8 and also to comply with Virginia Code as enabled in Virginia Code §§ 58.1-3703.1, 58.1-3981 and 58.1-3990, to be effective immediately.

(Jian Lin, Chief of Revenue Administration)

17. [22-481](#) An Ordinance to Amend County Code Chapter 8, Licenses. To receive public comment on its intent to adopt an ordinance to amend County Code Chapter 8, Licenses by reorganizing and rewriting the chapter, the proposed ordinance would amend County Code § 8-703, Pawnbrokers; limitation on number of licenses issued in County by adding reference to Virginia Code § 54.1-4002 as enabled by Virginia Code §§ 54.1-4000, 58.1-3703, 58.1-3706, and 58.1-3716, to be effective on and after January 1, 2023.

(Jian Lin)

18. [22-482](#) An Ordinance to Amend County Code Chapter 15, Taxation. To receive public comment on its intent to adopt an ordinance to amend County Code Chapter 15, Taxation by reorganizing the chapter, the proposed ordinance would amend County Code § 15-800, Personal property tax imposed; omission of taxpayers from the personal property book if the tangible personal property tax results in less than five dollars and no assessment shall be made. The proposed ordinance would add County Code § 15-806 Manufactured homes; proration of tangible personal property tax; which defines the guidelines of proration for manufactured homes within the County as enabled by Virginia Code §§ 58.1-3518, 58.1-3518.1, 58.1-3521 and 58.1-3001, to be effective on and after January 1, 2023.

(Jian Lin)

Action Item:

19. [22-467](#) ZMA202100013 Southwood Phase 2.

(Rebecca Ragsdale, Planning Manager)

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

21. Adjourn to November 4, 2022, 9:00 a.m. Lane Auditorium.

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

- 8.1. [22-458](#) Fiscal Year 2023 Appropriations
(Andy Bowman)
- 8.2. [22-449](#) Tax Refund Approval Request.
(Jian Lin)
- 8.3. [22-483](#) Set Public Hearing to Consider the Adoption of an Ordinance to Create a Commercial Property Clean Energy (C-PACE) Finance Program.
(Gabe Dayley)
- 8.4. [22-468](#) Resolution to Accept Road(s) for the Dry Bridge Road Project into the State Secondary System of Highways and to Abandon/Delete a Portion of Dry Bridge Road. (Samuel Miller Magisterial District).
(Frank Pohl)
- 8.5. [22-457](#) SE202200048 Fifth Street Landing Self-Storage – Special Exception, Building Stepback Waiver.
(Mariah Gleason)
- 8.6. [22-465](#) SE202200050 Goodwill Donation Center Special Exception.
(Cameron Langille)

8. FOR INFORMATION (no vote necessary):

- 8.7. [22-476](#) Board-to-Board, October 2022, a monthly report from the Albemarle County School Board to the Albemarle County Board of Supervisors.
(Phil Giaramita)

Thank you for attending today's public hearing. During the 2022 Calendar Year, the Chair is Donna P. Price and the Vice-Chair is Bea LaPisto-Kirtley.

Opportunities for the public to access and participate in this meeting are posted on the Albemarle County website on the Board of Supervisors home page and on the Albemarle County calendar. Participation will include the opportunity to comment on those matters for which comments from the public will be received.

During the time set aside for "From the Public: Matters on the Agenda but Not Listed for Public Hearing or on Matters Previously Considered by the Board or Matters that are Pending Before the Board" ("From the Public"), individuals may address the Board of Supervisors concerning matters previously considered by the Board or matters that are pending before the Board. Up to 10 persons may speak during each "From the Public" session. The 10 speakers are determined on a first-come, first-served basis. Each speaker may speak for up to three minutes and at only one "From the Public" session at each 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. 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.

Speaker may include a presentation, provided that the presentation is received by the Clerk at least 48 hours before the meeting.

To speak during Public Hearings and "From the Public" Albemarle County community members may sign up online in advance of the meeting at <https://albemarle.legistar.com/Calendar.aspx>. Click on eComment for the select meeting. To create an account, click on the sign-up link at the top right corner of the eComment webpage. Residents who are unable to sign up in advance of the meeting may do so during the meeting either through the webinar chat or in person, provided there are remaining slots available. If you require assistance, please contact the clerk's office at clerk@albemarle.org or call 434-296-5843.

Time keeping is conducted by the Clerk. In order to give all speakers equal treatment and courtesy, the Board requests that speakers adhere to the following guidelines:

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. 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 all device notifications to vibrate.

Clerk, Board of County Supervisors
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22902-4596