

<p style="text-align: center;">ACTIONS Board of Supervisors Meeting of September 7, 2016</p>		
		September 12, 2016
<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>	<u>VIDEO</u>
<p>1. Call to Order.</p> <ul style="list-style-type: none"> Meeting was called to order at 1:00 p.m. by the Chair, Ms. Palmer. All BOS members were present. Also present were Greg Kamptner, Claudette Borgersen and Travis Morris. 		Link to video
<p>4. Appointment of Clerk.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED resolution appointing Claudette Borgersen as Clerk. 	<p><u>Clerk:</u> Forward copy of signed resolution to H.R. and County Attorney's office. (Attachment 1)</p>	
<p>5. Adoption of Final Agenda.</p> <p><u>Liz Palmer:</u></p> <ul style="list-style-type: none"> Mentioned that she'll be asking for feedback at the end of the meeting on the agenda for the upcoming City/County Joint meeting. By a vote of 6:0, ADOPTED the final agenda. 		
<p>6. Brief Announcements by Board Members.</p> <p><u>Brad Sheffield:</u></p> <ul style="list-style-type: none"> Added for discussion the issue of a growing sinkhole on Commonwealth Drive and whether or not the Board wanted to pursue gathering information and the County taking responsibility and making the repair. <p><u>Norman Dill:</u></p> <ul style="list-style-type: none"> Added for discussion at the end of the agenda on the County joining in on an engery saving grant with the City of Charlottesville. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Announced that the 2016 Virginia Pesticide disposal program is organized by the Co-op Extension department and VDACS and on October 11 at IVY Muc is where residents can bring there old chemicals to be disposed. Passed out a brochure about America Craft Week and announced that the first two weeks in October is American Craft Week in Virginia. <p><u>Diantha McKeel:</u></p> <ul style="list-style-type: none"> Announced that factual brochures for theBond Referendum is available for distribution. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Announced that on September 19 at the Earlysville Community Center there will be a meeting to inform residents about the bond referendum. <p><u>Liz Palmer:</u></p> <ul style="list-style-type: none"> Announced RSWA's Household Hazardous Waste and Amnesty days. Announced that the RWSA's resevior water management and assessment is available on the Rivanna website under reservoir study. 		
<p>Non-Agenda.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED amended agenda. 		
<p>8. From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <u>David Blount</u>, TJPDC Legislative Liasion 		

	<p>addressed the Board and provided update on the regional legislative program.</p> <ul style="list-style-type: none"> • <u>Rex Linville</u>, resident of Redfields spoke on large amounts of debris in the entrance corridor as a result of the 5th Street Station development project. • <u>Helen Cauthen</u>, Executive Director, CVPED spoke on consent agenda item 9.6. • <u>Ron White</u>, Chief of Housing addressed the Board and provided update on Albemarle Housing Rehab grant. 		
9.2	<p>FY 2017 Appropriations.</p> <ul style="list-style-type: none"> • ADOPTED Resolution to approve appropriations #2017009, #2017020, #2017021, #2017023, #2017024, #2017025, #2017026, #2017027, #2017028 and #201729 for local government and school division projects and programs. 	<u>Clerk</u> : Forward copy of adopted resolution to OMB, Finance and County Attorney. (Attachment 2)	
9.3	<p>Request to increase Police Department's petty cash to \$2,500.</p> <ul style="list-style-type: none"> • ADOPTED resolution to amend existing petty cash funds. 	<u>Clerk</u> : Forward copy of adopted resolution to Finance and County Attorney's office. (Attachment 3)	
9.4	<p>Proposed Fiscal Agent Agreement for Health District Building.</p> <ul style="list-style-type: none"> • APPROVED the provision of the proposed fiscal agent services by the City of Charlottesville and AUTHORIZED the County Executive to sign the MOU for such services in a form approved by the County Attorney. 	<u>County Attorney</u> : Provide Clerk with copy of signed MOU.	
9.5	<p>Resolution to Support use of VHDA Financing for The Vue in Crozet.</p> <ul style="list-style-type: none"> • Pulled from consent agenda and added to regular agenda as item 25a. 		
9.6	<p>Approval of Resolution of Support for Virginia Initiative for Growth & Opportunity (GO Virginia).</p> <ul style="list-style-type: none"> • ADOPTED Resolution of Support. 	<u>Clerk</u> : Forward copy of signed resolution to Economic Development and County Attorney. (Attachment 4)	
9.7	<p>Old Trail Western Park.</p> <ul style="list-style-type: none"> • SET public hearing for October 12, 2016. 	<u>Clerk</u> : Schedule on October 12 agenda and advertise in Daily Progress.	
9.8	<p>County Grant Application/Award Report.</p> <ul style="list-style-type: none"> • Pulled from consent agenda and added to regular agenda. 		
10.	<p>FY 18 Operating and Capital Budget Calendar and Recommendation regarding ABRT Agency Funding Process.</p> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED FY 18 Budget Calendar. • Motion to direct staff to provide options on alternative funding for Legal Aide failed by a vote of 2:3:1 (McKeel/Palmer/Randolph) (Sheffield abstained). • By a vote of 3:2:1 (Dill/Mallek) (Sheffield abstained), CONCURRED with staff recommendation that the Legal Aide Justice Center continue participation in the ABRT Agency funding process. 	<u>Clerk</u> : Schedule on Boards calendar as adopted. (Attachment 5)	
11.	<p>Memorandum of Understanding between the County and Economic Development Authority.</p>	<u>County Attorney</u> : Notify clerk when ready to schedule.	

	<ul style="list-style-type: none"> • CONSENSUS, to direct staff to forward the MOU to the EDA for its consideration before it is returned to the Board for approval. 		
12.	<p>Water Resources Funding.</p> <ul style="list-style-type: none"> • By a vote of 6:0, AFFIRMED the level of service represented by the 10-Year Program Plan recommended by the Committee with the understanding that the Program Plan may be revised in the future to incorporate new information and to respond to new mandates. • By a vote of 6:0, SUPPORTED staffs recommendation for the formation of a stormwater utility and the other activities needed in its formation, including procurement of a funding consultant. 		
13.	<p>Agricultural-Forestal Districts Ordinance Amendments.</p> <ul style="list-style-type: none"> • By a vote of 6:0, SET public hearing for October 12, 2016. 	Clerk: Schedule on October 12 agenda and advertise in Daily Progress.	
14.	<p>Board-to-Board, August 2016, A monthly report from the Albemarle County School Board to the Albemarle County Board of Supervisors.</p> <ul style="list-style-type: none"> • Received. 		
15.	<p>FY 2016 Annual Grant Report.</p> <ul style="list-style-type: none"> • Received. 		
16.	<p>Dominion Power Solar Projects.</p> <ul style="list-style-type: none"> • Received. 		
17.	<p>Route 29 Solutions Project Delivery Advisory Panel (PDAP) Monthly Update.</p> <ul style="list-style-type: none"> • Received. 		
18.	<p>Closed Session. Personnel and Legal Matters.</p> <ul style="list-style-type: none"> • At 5:08 p.m., the Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia under subsection (1), to consider appointments to boards, committees, and commissions in which there are pending vacancies or requests for reappointments; and under subsection (7), to consult with and be briefed by legal counsel and staff regarding specific legal matters requiring legal advice relating to the negotiation of an agreement for, and the possible relocation of, court facilities. 		
19.	<p>Certified Closed Meeting.</p> <ul style="list-style-type: none"> • At 6:07 p.m., the Board reconvened into open meeting and certified the closed meeting. 		
20.	<p>Boards and Commissions: Vacancies and Appointments.</p> <ul style="list-style-type: none"> • APPOINTED Ms. Rush Otis to the 5th & Avon Community Advisory Committee with said term to expire September 30, 2018. • APPOINTED Mr. Dade Van Der Werf to the Architectural Review Board with said term to expire November 14, 2020. • REAPPOINTED Mr. Ross Stevens to the Historic Preservation Advisory Committee with said term to expire June 4, 2019. • APPOINTED Mr. Richard Hiss and Ms. Lauri Wilson to the Pantops Community Advisory Committee with said terms to expire June 30, 2018. • APPOINTED Ms. Marta Keane to the Places 	Clerk: Prepare appointment/reappointment letters, update Boards and Commissions book, webpage, and notify appropriate persons.	

	29 (HYDRAULIC) Community Advisory Committee to fill an unexpired term ending August 5, 2017.	
21.	<p>From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <p><u>The following individuals spoke on a proposed cell tower at Albemarle High School:</u></p> <ul style="list-style-type: none"> • Mariela Santamaria • Noe Gaitan <p><u>The following individuals spoke towards consent agenda item #9.5:</u></p> <ul style="list-style-type: none"> • Mike Marshall • Daniel Shea 	
22.	<p>Pantops Station 16 Update.</p> <ul style="list-style-type: none"> • Received. 	
	<p>From the County Executive: Report on Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> • Highlighted various items on the County Executive's monthly report. • Provided update on the current legislative efforts. 	
23.	<p><u>Pb. Hrg.: SP-2016-00004. Albemarle High School Communications Facility – Tier III PWSF.</u></p> <ul style="list-style-type: none"> • By a vote of 5:1(Mallek), ADOPTED resolution SP 2016-04 Albemarle High School (Jack Jouett) Tier III PWSF. • By a vote of 6:0, ADOPTED resolution to approve special exceptions. 	<p><u>Clerk:</u> Forward copy of signed resolutions to Community Development and County Attorney's office. (Attachment 6)</p>
24.	<p><u>Pb. Hrg.: ZMA-2015-00008. Adelaide.</u></p> <ul style="list-style-type: none"> • Motion to defer at the request of the application failed by a vote of 3:3 (Sheffield/Dill/Mallek). • Motion to reconsider PASSED by a vote of 5:1(Mallek). • By a vote of 5:1(Mallek), DEFERRED ZMA-2015-00008 indefinitely. 	
25.	<p>From the Board: Committee Reports and Matters Not Listed on the Agenda.</p> <p>Consent Agenda Item #9.5:</p> <ul style="list-style-type: none"> • General consensus to defer to September 14, 2016. <p>Solar Energy Grant:</p> <ul style="list-style-type: none"> • By a vote of 6:0, AUTHORIZED Chair to send letter to City of Charlottesville requesting to join solar energy grant application. <p>Commonwealth Circle Sinkhole discussion:</p> <ul style="list-style-type: none"> • Discussed. <p>Liz Palmer:</p> <ul style="list-style-type: none"> • Announced that she sent out in email regarding the joint City/County meeting agenda and requested that Supervisors email any additions to her. <p>Ann Mallek:</p> <ul style="list-style-type: none"> • Announced that she had been invited to go to the Local Government Policy Council meeting which is at the same time as the joint City/County meeting. 	<p><u>Clerk:</u> Schedule on September 14 agenda.</p>
26.	<p>From the County Executive: Report on Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> • Moved to an earlier portion of the agenda. 	

27.	Adjourn to September 12, 2016, 2:00 p.m., Room 241. • The meeting was adjourned at 10:32 p.m.		
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Attachment 1 – Resolution Appointing the Clerk for the Board of Supervisors

Attachment 2 – Resolution to Approve Additional FY 17 Appropriations

Attachment 3 – Petty Cash Resolution

Attachment 4 – Resolution of Support Virginia Initiative for Growth & Opportunity Go Virginia

Attachment 5 – Adopted FY 18 Budget Calendar

Attachment 6 – Resolution to Approve SP 2016-04 Albemarle High School (Jack Jouett) Tier III PWSF and
Resolution to Approve Special Exceptions for SP 2016-04 Albemarle High School (Jack
Jouett) Tier III PWSF

**RESOLUTION APPOINTING THE
CLERK FOR THE BOARD OF SUPERVISORS**

BE IT RESOLVED by the Board of Supervisors of Albemarle County, Virginia, that Claudette K. Borgersen is hereby appointed the Clerk for the Albemarle County Board of Supervisors effective September 7, 2016 pursuant to Virginia Code § 15.2-1538, and that she shall have all those powers and duties of a Clerk for the Board of Supervisors as provided by law.

**RESOLUTION TO APPROVE
ADDITIONAL FY 17 APPROPRIATIONS**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 1) That Appropriations #2017009, #2017020, #2017021, #2017023, #2017024, #2017025, #2017026, #2017027, #2017028, and #2017029 are approved; and
- 2) That the appropriations referenced in Paragraph #1, above, are subject to the provisions set forth in the Annual Resolution of Appropriations of the County of Albemarle for the Fiscal Year ending June 30, 2017.

RESOLUTION

WHEREAS, Virginia Code § 15.2-1229 provides that the governing body of any county may establish by resolution one or more petty cash funds not exceeding \$5,000 each for the payment of claims arising from commitments made pursuant to law; and

WHEREAS, the Board of Supervisors adopted a Resolution on June 4, 2014 establishing petty cash funds; and

WHEREAS, the Board of Supervisors now desires to amend the June 4, 2014 Resolution by increasing the petty cash fund for the Police Department and eliminating the petty cash fund for Social Services.

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Supervisors of Albemarle County, Virginia re-establishes the following petty cash funds:

Finance Department	\$4,350.00
Community Development	100.00
Police Department	2,500.00
Fire and Rescue	150.00
Commonwealth's Attorney	300.00
Parks & Recreation	100.00
Total	\$7,500.00

RESOLUTION

WHEREAS, the Board of Supervisors of the County of Albemarle, Virginia, desire to make the determination required by Section 36-55.30:2.B of the Code of Virginia of 1950, as amended, in order for the Virginia Housing Development Authority to finance the economically mixed project (the "Project") described as:

The VUE

1166 and 1194 Blue Ridge Avenue, Crozet, VA

TMP 05600-00-00-006A0 and TMP 05600-00-00-11500

A residential community consisting of 126 unit garden-style apartments and,

WHEREAS, the Project is a by-right development with an approved initial site plan.

NOW, THEREFORE, BE IT RESOLVED that the Board determines that:

- (1) the ability to provide residential housing and supporting facilities that serve persons or families of lower or moderate income will be enhanced if a portion of the units in the Project are occupied or held available for occupancy by persons and families who are not of low and moderate income; and
- (2) private enterprise and investment are not reasonably expected, without assistance, to produce the construction or rehabilitation of decent, safe and sanitary housing and supporting facilities that will meet the needs of low and moderate income persons and families in the surrounding area of the Project and will induce other persons and families to live within such area and thereby create a desirable economic mix of residents in such area.

**RESOLUTION OF SUPPORT
VIRGINIA INITIATIVE
FOR GROWTH & OPPORTUNITY
GO VIRGINIA**

WHEREAS, the Virginia Initiative for Growth and Opportunity (GO Virginia) was initiated to encourage collaboration on private-sector growth and job creation by business, education, and government in each region; and

WHEREAS, the GO Virginia coalition's work is guided by three main points: (1) Virginia urgently needs strong private-sector growth; (2) Growth in Virginia's diverse regions requires collaboration; and (3) State government must be a catalyst and partner; and

WHEREAS, GO Virginia supports a voluntary, incentive-based approach as the best way to encourage regional cooperation on private-sector growth; and

WHEREAS, the General Assembly has approved \$35.95 million for GO! Grants, enacted legislation effective on July 1, 2016 and directed that guidelines be developed to implement the legislation by October 15, 2016; and

WHEREAS, as a regional economic development organization, the Central Virginia Partnership for Economic Development's main focus – fostering collaboration to promote economic growth and job creation in the region – aligns exactly with the GO Virginia initiative; and

WHEREAS, the Partnership has led a successful collaboration of public, private and educational stakeholders for two decades and is uniquely positioned to foster the regional cooperation required to successfully execute GO Virginia; and

WHEREAS, the Albemarle County Board of Supervisors agrees that the success and sustainability of Virginia's economic future depends on strong private-sector growth and supports state policies that encourage business, education, and local government to work together to create jobs and achieve shared economic development goals; and

WHEREAS, it is anticipated that Planning Districts 9 and 10 will be combined to serve as a single region for the GO Virginia program and both Planning District Commission Directors have agreed to be integrally involved in supporting the Partnership in this endeavor.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors supports the GO Virginia initiative to strengthen Virginia's economy in each region and, in the event that Planning Districts 9 and 10 are combined to serve as one of the defined regions for implementation of GO Virginia, supports the Central Virginia Partnership for Economic Development as the lead organization for GO Virginia in our region.

ADOPTED FY 18 BUDGET DEVELOPMENT CALENDAR**September 2016**

- Wednesday 14 BOS/School Board Joint Work Session – Discussion Items to include: Funding Formula, Budget Development Guidelines, Program and Service Inventory Overview, Major Budget Drivers
 Thursday 29 BOS Work Session – Strategic Plan Priorities
 Thursday 29 BOS Work Session – Priority Driven Budgeting

October 2016

- Tuesday 11 BOS Work Session – Priority Driven Budgeting
 Wednesday 12 BOS/School Board Joint Work Session – Compensation and Benefits

November 2016

- Wednesday 9 Board Work Session
 – Two Year Balanced Fiscal Plan in context of Five Year Financial Plan
 – Preliminary FY 18 – FY 22 CIP Overview (Amendment Year)
 TBD BOS Work Session – Two Year Balanced Fiscal Plan in context of Five Year Financial Plan
 Monday 21 CIP Oversight Committee Meeting #1
 Tuesday 29 CIP Oversight Committee Meeting #2

December 2016

- Wednesday 7 BOS Work Session – Two Year Balanced Fiscal Plan in context of Five Year Financial Plan with Public Comment on 2 Year Balanced Fiscal Plan
 Wednesday 14 BOS Work Session – Approve Balanced Two Year Fiscal Plan / Guidance for Annual Budget

February 2017

- Friday 17 (Noon) County Executive's Presentation to Board - Recommended Budget
 Tuesday 21 Public Hearing on County Executive's Recommended Budget
 Thursday 23 BOS Budget Work Session #1
 Monday 27 BOS Budget Work Session #2

March 2017

- Wednesday 1 Regular BOS meeting
 Thursday 2 BOS Budget Work Session #3
 Tuesday 7 BOS Budget Work Session #4 - Finalize Tax Rate for Advertisement/Approval of Board's Proposed Budget
 Wednesday 8 Regular BOS meeting
 Tuesday 28 BOS Work Session #5 (If Needed)
 Thursday 30 BOS Work Session #6 (If Needed)

April 2017

- Mon.-Fri. 3-7 Spring Break
 Wednesday 5 Regular BOS meeting
 Tuesday 11 Public Hearing on the CY 17 tax rate and Board's Proposed Budget
 Wednesday 12 Regular BOS meeting
 Thursday 13 Holiday
 Tuesday 18 BOS sets tax rate and adopts budget

* Public Engagement Opportunities will occur throughout Budget Development Process

**To meet operational requirements, BOS must set the CY 17 tax rate by April 18

**RESOLUTION TO APPROVE
SP 2016-04 ALBEMARLE HIGH SCHOOL (JACK JOUETT) TIER III PWSF**

WHEREAS, the County of Albemarle School Board is the owner of Tax Map and Parcel Number 06000-00-00-078A0 (the "Property"); and

WHEREAS, Milestone Communications filed an application for a special use permit to install a 125 foot tall steel monopole, three arrays of platform-mounted antennas, associated ground-equipment in a 3,610 sf fenced compound, and a small gravel parking area, and the application is identified as Special Use Permit 2016-04 Albemarle High School (Jack Jouett) Tier III PWSF ("SP 2016-04"); and

WHEREAS, on August 9, 2016, after a duly noticed public hearing, the Albemarle County Planning Commission recommended approval of SP 2016-04 with conditions; and

WHEREAS, on September 7, 2016, the Albemarle County Board of Supervisors held a duly noticed public hearing on SP 2016-04.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the staff report prepared for SP 2016-04 and all of its attachments, the information presented at the public hearing, and the factors relevant to a special use permit in Albemarle County Code §§ 18-10.2.2(48) and 18-33.8, the Albemarle County Board of Supervisors hereby approves SP 2016-04, subject to the conditions attached hereto.

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SP-2016-00004 ALBEMARLE HIGH SCHOOL (Jack Jouett) Tier III PWSF Conditions

1. The development of the site, and any modifications to the arrays, shall be in general accord with the plan titled "*Milestone Communications Site Name: Albemarle High School, New 3,610 SF fenced compound and new 125'- 0" monopole.*" prepared by Andrew M. Miller, and dated 7/25/16 (hereafter "Conceptual Plan"), as determined by the Director of Planning and the Zoning Administrator. To be in general accord with the Conceptual Plan, development and use shall reflect the following major elements within the development essential to the design of the development, including but not limited to all concealment elements, concealment technique, and concealment elements of the eligible support structure, as shown and described on the Conceptual Plan and mentioned below:
 - a. Color (*monopole - matt galvanized steel*) (*antennas non-reflective gray*) (*remote radio heads – white*) (*ground equipment – dark brown*);
 - b. Location of ground equipment;
 - c. 200 foot tree preservation area.

Minor modifications to the plan which do not conflict with the elements above may be made to ensure compliance with the Zoning Ordinance.

2. The tower height shall not exceed 105 feet above ground level.

**RESOLUTION TO APPROVE SPECIAL EXCEPTIONS
FOR SP 2016-04 ALBEMARLE HIGH SCHOOL (JACK JOUETT) TIER III PWSF**

WHEREAS, the County of Albemarle School Board is the owner of Tax Map and Parcel Number 06000-00-00-078A0 (the "Property"); and

WHEREAS, Milestone Communications (the "Applicant") filed an application for a special use permit to install a 125 foot tall steel monopole, three arrays of platform-mounted antennas, associated ground-equipment in a 3,610 square foot fenced compound, and a small gravel parking area, and the application is identified as Special Use Permit 2016-04 Albemarle High School (Jack Jouett) Tier III PWSF ("SP 2016-04"); and

WHEREAS, Albemarle County Code § 18-5.1.40(b)(2)(c) requires that antennas be mounted so that in no case may the farthest point of the back of the antenna be more than 18 inches from the facility, which may be modified by special exception; and

WHEREAS, Albemarle County Code § 18-5.1.40(b)(11) requires that each monopole be a dark brown natural or painted wood color that blends into the surrounding trees, and that the antennas be a color that closely matches that of the monopole; and

WHEREAS, the Applicant filed a request for special exceptions in conjunction with SP 2016-04 to modify the requirements of County Code § 18-5.1.40(b)(2)(c) and County Code § 18-5.1.40(b)(11).

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the executive summary and staff report prepared in conjunction with the application, all of the factors relevant to the special exceptions in County Code §§ 18-5.1.40(b)(2)(c), 18-5.1.40(b)(11), and 18-33.9, and the information provided at the Planning Commission and Board of Supervisors' meetings, the Albemarle County Board of Supervisors hereby approves the special exceptions to authorize the modification of County Code § 18-5.1.40(b)(2)(c) and County Code § 18-5.1.40(b)(11) as set forth above, subject to the conditions attached hereto.

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SP 2016-04 Albemarle High School (Jack Jouett) Tier III PWSF Special Exception Conditions

1. No antenna shall project more than four feet six inches (4'6") from the center pole to the back of the antenna and no more than five feet seven inches (5'7") from the center pole to the face of the antenna.
2. The monopole shall remain matt galvanized steel, the antennas shall be painted non-reflective gray to match the color of the monopole, and the remote radio heads mounted behind the antennas shall be painted white.