

<p style="text-align: center;">ACTIONS Board of Supervisors Meeting of June 6, 2018</p>		
<u>AGENDA ITEM/ACTION</u>		<p style="text-align: right;">June 7, 2018</p> <u>VIDEO</u>
<p>1. Call to Order.</p> <ul style="list-style-type: none"> Meeting was called to order at 9:05 a.m., by the Chair, Ms. Mallek. All BOS members present with the exception of Mr. Randolph who arrived at 9:22 a.m., and Ms. McKeel who arrived at 9:41 a.m. Also present were Jeff Richardson, Greg Kamptner and Claudette Borgersen. 		<p style="text-align: right;">Link to video</p>
<p>4. Adoption of Final Agenda.</p> <ul style="list-style-type: none"> By a vote of 4:0:2 (Randolph, McKeel absent), ADOPTED the final agenda as amended. 		
<p>5. Brief Announcements by Board Members.</p> <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Encouraged citizens to remove the Ailanthus tree from their property to discourage the breeding of the Spotted Lantern Fly. Announced that there is a new logo for the Workforce Development Board. <p><u>Liz Palmer:</u></p> <ul style="list-style-type: none"> Encouraged citizens to report storm damage to the Emergency Operation Center. <p><u>Ned Galloway</u></p> <ul style="list-style-type: none"> Congratulated the 2018 graduating High School Seniors. 		
<p>6. Proclamation of Support for the Albemarle Amateur Radio Club's Field Day Exercises.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED proclamation and presented to Michael Rein. 	(Attachment 1)	
<p>7. From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <u>Clark Tracy</u>, Jack Jouett District, spoke on behalf of the Kingfishers Group and thanked the Board for their responsiveness to the problems with the ramp at the Rivanna Reservoir. <u>Kristin Cummings</u>, Samuel Miller District, spoke towards the positive support from emergency services, engineers, and Supervisors to address the need for an emergency egress on Holcomb Drive Extended. 		
<p>8.2 FY 2018 Appropriations.</p> <ul style="list-style-type: none"> ADOPTED Resolution to approve appropriations #2018087, #2018088, #2018089 and #2018090 for local government and school division projects and programs. 	<p><u>Clerk:</u> Forward copy of signed resolution to OMB and County Attorney's office. (Attachment 2)</p>	
<p>8.3 Lease Renewal Agreement, Crozet Running, LLC.</p> <ul style="list-style-type: none"> ADOPTED resolution to approve resolution approving the Lease Renewal Agreement. 	<p><u>Clerk:</u> Forward copy of signed resolution to Facilities and Environmental Services and County Attorney's office. (Attachment 3)</p> <p><u>County Attorney:</u> Provide clerk with fully executed copy of agreement. (Attachment 4)</p>	

8.4	<p>ACSA Jurisdictional Area Amendment Request, Crozet Treatment Plant Expansion.</p> <ul style="list-style-type: none"> • SET a public hearing for July 11, 2018 to receive public comment on a proposal to amend the Albemarle County Service Authority Jurisdictional Area Map to designate: <ul style="list-style-type: none"> • TMP 057000000029B for “Water and Sewer Service.”; and • TMP 057000000010A for “Limited Service, water and sewer to serve the RWSA public water treatment plant use only.” 	<p><u>Clerk:</u> Schedule on July 11, 2018 agenda and advertise in Daily Progress.</p>
8.5	<p>Designation of a Segment of Route 637, Dick Woods Road, as a Rural Rustic Road.</p> <ul style="list-style-type: none"> • ADOPTED resolution. 	<p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney’s office. (Attachment 5)</p>
8.6	<p>Resolution to accept road(s) in the Jefferson Village Subdivision into the State Secondary System of Highways.</p> <ul style="list-style-type: none"> • ADOPTED resolution. 	<p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney’s office. (Attachment 6)</p>
8.7	<p>Reappointment of Juandiego Wade as the County of Albemarle’s Proxy for JAUNT.</p> <ul style="list-style-type: none"> • REAPPOINTED Juandiego Wade as Albemarle’s JAUNT proxy which shall be valid until September 20, 2020. 	<p><u>Clerk:</u> Notify appropriate individuals.</p>
8.7a	<p>Resolution Confirming the Declaration of a Local Emergency.</p> <ul style="list-style-type: none"> • ADOPTED resolution. 	<p><u>Clerk:</u> Forward copy of signed resolution to County Executive and County Attorney’s office. (Attachment 7)</p>
9.	<p>BF Yancey Transition Advisory Committee Recommendations for Long-Term Use.</p> <ul style="list-style-type: none"> • By a vote of 6:0, APPROVED the BF Yancey Transition Advisory Committee recommendations and ENDORSED staff’s operational approach to support them including: <ol style="list-style-type: none"> 1. Use of the County’s current policies regarding short-term special event uses and the long-term leasing of space to manage uses in the Yancey Elementary School Building. 2. Continuance of an advisory group for maintenance and operational concerns. 	<p>(Attachment 8)</p>
10.	<p>2018 Bond Referendum - Project Identification.</p> <ul style="list-style-type: none"> • Discussed and continued at the end of agenda. 	
11.	<p>Elected Official & Executive Staff Guide to Emergency Events.</p> <ul style="list-style-type: none"> • RECEIVED. 	
12.	<p>Local Climate Action Planning Process – Presentation and Guidance.</p> <ul style="list-style-type: none"> • RECEIVED. 	
13.	<p>Charlottesville-Albemarle Society for the Prevention of Cruelty to Animals (CASPCA) Annual Report.</p> <ul style="list-style-type: none"> • RECEIVED. 	
14.	<p>Board-to-Board, May 2018, A monthly report from the Albemarle County School Board to the Albemarle County Board of Supervisors.</p> <ul style="list-style-type: none"> • Removed from agenda. 	<p><u>Clerk:</u> Reschedule for later meeting.</p>
15.	<p>Closed Meeting.</p> <ul style="list-style-type: none"> • At 1:46 p.m., the Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia: 	

<ul style="list-style-type: none"> Under Subsection (1), <ol style="list-style-type: none"> To consider Appointments to boards, committees, and commissions in which there are pending vacancies or requests for reappointments. To conduct the annual performance reviews of the Board Clerk and the County Attorney. Under Subsection (3), to discuss and consider the disposition of real property in the City of Charlottesville related to court facilities, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the County. Under Subsection (6), to discuss and consider the investment of public funds for infrastructure improvements in Crozet where bargaining is involved and where, if made public initially, would adversely affect the financial interest of the County. Under Subsection (8), to consult with and be briefed by legal counsel and staff regarding specific legal matters requiring legal advice relating to: <ol style="list-style-type: none"> The negotiation of an agreement for, and the possible relocation of, court facilities; A pending zoning text amendment; and The legal authority of the County when a local emergency is declared. 		
<p>16. Certify Closed Meeting.</p> <ul style="list-style-type: none"> At 3:28 p.m., the Board reconvened into open meeting and certified the closed meeting. 		
<p>17. Boards and Commissions:</p> <ul style="list-style-type: none"> APPOINTED, Mr. Randy Nolt, to the Social Services Advisory Board as the Scottsville District representative, to fill an unexpired term commencing July 1, 2018 and ending December 31, 2019. REAPPOINTED, Mr. Charles Riegler and Ms. Leslie Hamilton to the Solid Waste Alternatives Advisory Committee (SWAAC), with said terms to expire May 31, 2022. 	<p><u>Clerk:</u> Prepare appointment/reappointment letters, update Boards and Commissions book, webpage, and notify appropriate persons.</p>	
<p>18. From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <u>Ruth Buckwalter</u>, Rio District, spoke towards concern of the quality control in the tax collector office (finance department). 		
<p>19. <u>FY19 Appropriations.</u></p> <ul style="list-style-type: none"> By a vote of 6:0, adopted resolutions to approve appropriations #2019001, #2019002, #2019003, and #2019004 for local government and school projects and programs. 	<p><u>Clerk:</u> Forward copy of signed resolutions to OMB and County Attorney's office. (Attachments 9 and 10)</p>	
<p>20. <u>Pb. Hrg: SP 2017-27 Keswick Tier III Personal Wireless Service Facility.</u></p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED resolution to approve the special exception to allow disturbance of the buffer. By a vote of 6:0, ADOPTED resolution to deny the special exceptions for an increase in the number of arrays and increased antenna projection. By a vote of 6:0, ADOPTED the attached Resolution to deny SP201700027. 	<p><u>Clerk:</u> Forward copy of signed resolutions to Community Development and County Attorney's office. (Attachment 11)</p> <p>(Attachment 12)</p> <p>(Attachment 13)</p>	

21.	<u>Open Air Burning Regulations for Land Clearing and Development Operations.</u> <ul style="list-style-type: none"> By a vote of 6:0, AUTHORIZED staff to submit a proposed ordinance to the Virginia Air Pollution Control Board for its approval. 	<u>Clerk:</u> After approval from the Virginia Air Pollution Control Board, schedule on agenda and advertise in Daily Progress. <u>County Attorney:</u> Notify Clerk when ready to schedule.	
22.	<u>Ordinance to amend County Code Chapter 5, Building Regulations, Article 4, Smoke Detectors.</u> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED ordinance. 	<u>Clerk:</u> Forward copy of signed ordinance to County Attorney's office. (Attachment 14)	
23.	From the Board: Committee Reports and Matters Not Listed on the Agenda. a. Discussion: Equal Justice Initiative-Wood's Crossing Memorial Project Update. <ul style="list-style-type: none"> Discussed. 		
21.	From the County Executive: Report on Matters Not Listed on the Agenda. <ul style="list-style-type: none"> There were none. 		
10.	2018 Bond Referendum - Project Identification. (<i>continued</i>) <ul style="list-style-type: none"> Motion to authorize \$58 million for schools and \$12 million for local government in a bond referendum failed by a vote of 2:4 (Dill, Mallek, Palmer and Randolph). 		
23.	Adjourn to June 13, 2018, 1:00 p.m., Lane Auditorium <ul style="list-style-type: none"> The meeting was adjourned at 6:04 p.m. 		

ckb/tom

Attachment 1 – Proclamation Radio Club Field Day.

Attachment 2 – Resolution to Approve Additional FY 18 Appropriations.

Attachment 3 – Resolution to Approve a Lease Renewal Agreement

Attachment 4 – Lease Renewal Agreement

Attachment 5 – Resolution to Designate a Segment of Route 637, Dick Woods Road, as a Rural Rustic Road.

Attachment 6 – Resolution to accept road(s) in the Jefferson Village Subdivision into the State Secondary System of Highways.

Attachment 7 – Resolution Confirming the Declaration of a Local Emergency

Attachment 8 – Yancey Transition Advisory Committee Recommendations

Attachment 9 – Resolution to Appropriate FY 19 On-going Funding of Multi-Year Capital Projects for the Fiscal Year Ending June 30, 2019

Attachment 10 – Resolution to Approve Additional FY 19 Appropriations

Attachment 11 – Resolution to Approve Special Exception for SP 2017-27 Keswick Tier III Personal Wireless Service Facility (Buffer Disturbance)

Attachment 12 – Resolution to Deny Special Exceptions for SP 2017-27 Keswick-Tier III Personal Wireless Service Facility

Attachment 13 – Resolution to Deny SP 2017-27 Keswick – Tier III Personal Wireless Service Facility

Attachment 14 – Ordinance No. 18-5(2), to Amend Chapter 5, Building Regulations, Article 4, Smoke Detectors

**Proclamation
Albemarle Amateur Radio Club Field Day Exercises
June 2018**

- WHEREAS,** Amateur Radio Operators have provided countless hours of community services to our many Emergency Response organizations and to other local organizations; and
- WHEREAS,** these Amateur Radio services are provided wholly uncompensated; and
- WHEREAS,** these same individuals have further demonstrated their value in public assistance by providing free radio communications for local parades, bike-a-thons, walk-a-thons, fairs, and other charitable public events; and
- WHEREAS,** the state of Virginia recognizes and appreciates the diligence of these “hams” who also serve as members of the Amateur Radio Emergency Service and as weather spotters in the Skywarn program of the US Government Weather Bureau; and
- WHEREAS,** the ARRL Amateur Radio Field Day exercise will take place on **June 23-24, 2018** and is a 24 hour emergency preparedness exercise and demonstration of the Radio Amateurs’ skills and readiness to provide self-supporting communications without further infrastructure being required;
- NOW, THEREFORE, BE IT RESOLVED** that we, the Albemarle County Board of Supervisors, do hereby recognize the Albemarle Amateur Radio Club for its Field Day activities and its service to the community.

**RESOLUTION TO APPROVE
ADDITIONAL FY 18 APPROPRIATIONS**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 1) That Appropriations #2018087, #2018088, #2018089 and #2018090 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, 2018.

**RESOLUTION TO APPROVE A LEASE RENEWAL AGREEMENT BETWEEN THE COUNTY OF
ALBEMARLE AND CROZET RUNNING, LLC**

WHEREAS, the Board finds it in the best interest of the County to authorize Crozet Running, LLC to continue to lease a portion of the Crozet Library, located at 2020 Crozet Avenue, Crozet, Virginia.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby authorizes the County Executive to execute a Lease Renewal Agreement between the County of Albemarle and Crozet Running, LLC, once it has been approved as to form and substance by the County Attorney.

LEASE RENEWAL AGREEMENT

THIS LEASE RENEWAL AGREEMENT, dated March 13, 2018, is by and between the COUNTY OF ALBEMARLE, VIRGINIA, Landlord, and CROZET RUNNING, LLC, Tenant.

WHEREAS, the Landlord and Tenant entered into an Agreement of Lease, dated August 14, 2013 (the "Lease"), for the Tenant's lease of certain Leased Premises from the Landlord;

WHEREAS, the initial term of the Lease runs for five years from October 1, 2013;

WHEREAS, Section 3.2 of the Lease allows said Lease to be renewed for an additional period as may be mutually agreed by the Landlord and Tenant; and

WHEREAS, pursuant to Section 3.2 of the Lease, the parties now wish to renew said Lease for a mutually-agreed additional period.

NOW, WHEREFORE, the Landlord and Tenant hereby agree as follows:

1. The parties' Agreement of Lease, dated August 14, 2013, is hereby renewed for an additional term of one year, commencing on October 1, 2018 and expiring September 30, 2019.
2. Thereafter, the parties' Lease shall automatically renew for additional 12-month terms unless written notice is given by either Landlord or Tenant no later than 60 days prior to the expiration of any term.
3. All other provisions of the parties' Agreement of Lease, dated August 14, 2013, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the day and year first above written.

TENANT

CROZET RUNNING, LLC

By: 

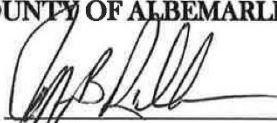
Michelle Andersen, Registered Agent

LANDLORD

This Lease Renewal Agreement is executed on behalf of the County of Albemarle by Jeffrey B. Richardson, County Executive, pursuant to a Resolution of the Albemarle County Board of Supervisors.

COUNTY OF ALBEMARLE, VIRGINIA

By: _____


Jeffrey B. Richardson, County Executive

Approved as to form:


Albemarle County Attorney

**RESOLUTION TO DESIGNATE A SEGMENT OF ROUTE 637,
DICK WOODS ROAD, AS A RURAL RUSTIC ROAD**

WHEREAS, Virginia Code § 33.2-332 permits the hard-surfacing of certain unpaved roads deemed to qualify for designation as a Rural Rustic Road; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1,500 vehicles per day; and

WHEREAS, the Board of Supervisors of Albemarle County, Virginia desires to consider whether Route 637, Dick Woods Road, from Route 151 Critzer Shop Road to the Albemarle County Line should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of any pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board's six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors hereby designates Route 637, Dick Woods Road, from Route 151 Critzer Shop Road to the Albemarle County Line, a Rural Rustic Road, and requests that the Resident Engineer for the Virginia Department of Transportation concur in this designation; and

BE IT FURTHER RESOLVED, the Board requests that Route 637, Dick Woods Road, from Route 151 Critzer Shop Road to the Albemarle County Line, be hard-surfaced and, to the fullest extent prudent, be improved within the existing right-of-way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Virginia Department of Transportation Resident Engineer.

The Board of County Supervisors of Albemarle County, Virginia, in regular meeting on the 6th day of June 2018, adopted the following resolution:

R E S O L U T I O N

WHEREAS, the street(s) in **Jefferson Village Subdivision**, as described on the attached Additions Form AM-4.3 dated **June 6, 2018**, fully incorporated herein by reference, is shown on plats recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Board that the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle Board of County Supervisors requests the Virginia Department of Transportation to add the street(s) in **Jefferson Village Subdivision**, as described on the attached Additions Form AM-4.3 dated **June 6, 2018**, to the secondary system of state highways, pursuant to §33.2-705, Code of Virginia, and the Department's Subdivision Street Requirements; and

BE IT FURTHER RESOLVED that the Board guarantees a clear and unrestricted right-of-way, as described, exclusive of any necessary easements for cuts, fills and drainage as described on the recorded plats; and

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

* * * * *

Report of Changes in the Secondary System of State Highways

Project/Subdivision Jefferson Village Subdivision

Type Change to the Secondary System of State Highways: Addition

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements for cuts, fills and drainage, as required, is hereby guaranteed:

Reason for Change: New subdivision street

Pursuant to Code of Virginia Statute: §33.2-705

Street Name and/or Route Number

◆ Adams Court, State Route Number 857

Old Route Number: 0

- From: Route 830, Colonial Drive

To: .034 Miles South to CDS, a distance of: 0.03 miles.

Recordation

Reference: DB

4976, PG 463-

472 Right of Way

width (feet) = 0

**RESOLUTION CONFIRMING THE
DECLARATION OF A LOCAL EMERGENCY
(Virginia Code § 44-146.21)**

WHEREAS, the County Executive is designated as the Director of Emergency Management for the County of Albemarle; and

WHEREAS, on May 30, 2018, a major rain event occurred, during which it is estimated that between 8 and 10 inches of rain fell in the most impacted areas (the “Event”) in the County; and

WHEREAS, the Event caused major flooding resulting in the loss of life, property damage that is still being assessed, road closures, and the loss of public water in the northern part of the County; and

WHEREAS, because of the adverse impacts of the Event, County Executive Jeffrey B. Richardson, acting in his capacity as the Director of Emergency Management, declared a local emergency on May 30, 2018 pursuant to Virginia Code § 44-146.21; and

WHEREAS, the Albemarle County Board of Supervisors could not timely convene to declare the Event to be a local emergency.

NOW THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors confirms the Director of Emergency Management’s declaration of a local emergency on May 30, 2018.

Yancey Transition Advisory Committee Recommendations to the Board of Supervisors

- Create a use policy that accommodates long-term tenants and “ad hoc” (short-term/hourly) users of common spaces.
- Allow, as quickly as feasible, opportunity for use by the following organizations (which have expressed interest in use of the building and have engaged with the community throughout the transition process):
 - County Users
 - Albemarle County Police Department (ACPD)
 - Parks and Recreation (P&R)
 - Department of Voter Registration and Elections (polling location)
 - Community Partners/Agencies
 - JABA
 - PVCC
 - Bread of Life/Food Pantry
 - Thomas Jefferson Health District
 - Private
 - Education Transformation Centre
 - Little Learners Daycare
 - Exercise Class
 - Yoga Class
 - Girl Scouts
 - Telemedicine opportunities
 - Hourly rentals for functions including reunions and birthday parties
- Allow for historic materials curated by the community to be displayed in the front lobby and entry hall
- Advertise available classrooms for long-term tenant leases (as the County has done for other properties ie. Crozet Library, Crozet Depot)
- Appoint a standing advisory committee that meets quarterly to ensure a community connection with the County’s operation of the community center
- Provide support for an onsite building attendant during approved uses
- Support for future interest by area stakeholders to form a 501c3 to lease and manage the BF Yancey Community Center

For the Fiscal Year Ending June 30, 2019
Appropriation # 2019001

Whereas, purchase orders and contracts encumbered at the end of the fiscal year must be carried over into the next year for payments; and

Whereas, capital and special revenue projects that are not completed within one fiscal year necessitate the budgeting and appropriation of the remaining balance of project funds from one fiscal year to the succeeding fiscal year; and

Whereas, the encumbrances are estimated at \$12,179,508.36 as of June 30, 2018, and approval of an estimated remaining balance of \$49,127,604.90 for unencumbered capital project balances and special revenue project balances will give the responsible departments and agencies continuous access to project funding; and

Whereas, the total amount of estimated encumbrances and unencumbered capital project balances and special revenue project balances, net of transfers, is \$61,307,113.26 set forth as follows:

Total School Division Capital Improvement Fund:

School Division Capital Improvement Fund Appropriations

High School Capacity Planning	\$272,601.77
Learning Space Modernization 2016 Referendum Project	\$7,979,589.08
School Maintenance/Replacement Program	\$8,917,788.65
School Security Improvements Program	\$2,017,889.61
Scottsville Elementary School Site Work Improvements	\$74,742.03
Western Albemarle High School Environmental Studies Academy	\$5,492.62
Western Albemarle High School Environmental Studies Academy Phase 2 2016 Referendum Project	\$6,042,831.45
Woodbrook Elementary School Addition-Modernization	\$6,423,844.10
CATEC Contingency	\$144,700.00
Administrative Technology	\$41,073.05
Instructional Technology	\$303,090.00
State Technology Grant	\$726,000.00
Telecommunications Network Upgrade	\$254,861.69
School Bus Replacement Program	\$1,171,966.31
Total School Division Capital Improvement Fund Appropriations	\$34,376,470.36

School Division Capital Improvement Fund Sources

Revenue From Local Sources (Other Transfers)	\$11,875,886.09
Revenue From the Commonwealth	\$200,000.00
Use of Fund Balance	\$22,300,584.27
Total School Division Capital Improvement Fund Sources	\$34,376,470.36

Total General Government Capital Improvement Fund:**General Government Capital Improvement Fund Appropriations**

Acquisition of Conservation Easements (ACE) Program	\$1,196,418.93
Fire Rescue Apparatus Replacement Program	\$231,752.57
City-County Owned Facilities Maintenance/Replacement	\$560,619.08
City-County Owned Parks Maintenance/Replacement	\$800,000.00
County Office Building McIntire Windows Replacement	\$159,561.00
Connector Road Study: Berkmar Dr. Extended-Lewis and Clark Dr.	\$491,556.21
Cory Farm Greenway Connector	\$44,594.00
Cost of Bond Issuance	\$353,684.28
County-Owned Parks Maintenance/Replacement	\$1,000,000.00
County View Project	\$8,339.12
County-Owned Facilities Maintenance/Replacement	\$1,074,468.30
Court Facilities Addition/Renovation	\$3,249,563.55
Crozet Park Maintenance/Replacement and Improvements	\$297,344.56
Fire Rescue Mobile Burn Unit	\$180,000.00
Geographic Information Services (GIS) Project	\$347,865.97
Greenways/Blueways Program	\$681,199.26
Ivy Landfill Remediation	\$344,054.29
Neighborhood Improvements Funding Initiative (NIFI)	\$1,209,225.00
Pantops Master Plan	\$108,731.45
Pantops Public Safety Station	\$177,280.81
Parks Restroom Renovation/Modernization	\$423,626.88
Pilot Fundraising Parks Project	\$2,500.00
Places 29 Small Area Study	\$30,789.76
Police County 800Mhz Radio Replacements	\$35,041.63
Police Mobile Command Center Replacement	\$188,593.00
Police Technology Upgrade	\$198,331.18
Preddy Creek Park Phase II	\$9,181.11
Public Safety Tactical Robot	\$85,000.00
Rescue 8 Renovation	\$2,100.35
Rivanna Master Plan	\$50,000.00
Roadway Landscaping	\$33,785.30
Sidewalk Program Contingency	\$71,251.91
Sidewalk, Crozet Ave N & South Pantops Drive/State Farm Blvd	\$76,077.58
Sidewalk, Hydraulic & Barracks Rd	\$84,319.21
Sidewalk, Ivy Road (US Route 250 West)	\$1,991,325.25
Sidewalk, Old Lynchburg Road	\$19,571.30
Sidewalk, Rio Rd. Avon St. Rt 250	\$2,998,007.56
Street Improvement - Local	\$1,360.44
Time and Attendance System	\$133,125.23
Borrowed Proceeds Transfer	\$11,846,796.94
Transportation Revenue Sharing Program	\$3,440,000.00
Total General Government Capital Improvement Fund Appropriations	\$34,237,043.01

General Government Capital Improvement Fund Sources

Borrowed Proceeds	\$17,684,214.12
Revenue From Local Sources (Other Transfers)	\$1,704,237.53
Revenue From Other Local Sources	\$1,073,503.00
Revenue From the Commonwealth	\$4,635,079.65

Use of Fund Balance	\$9,140,008.72
Total General Government Capital Improvement Fund Sources	\$34,237,043.01

Total Regional Firearms Training Center Capital Improvement Fund:

Regional Firearms Training Center Capital Improvement Fund Appropriations

Regional Firearms Training Center	\$250,362.93
Total Regional Firearms Training Center Capital Improvement Fund Appropriations	\$250,362.93

Regional Firearms Training Center Capital Improvement Fund Sources

Use of Fund Balance	\$250,362.93
Total Regional Firearms Training Center Capital Improvement Fund Sources	\$250,362.93

Total Water Resources Capital Improvement Fund:

Water Resources Capital Improvement Fund Appropriations

Chapel Hill Stream Restoration	\$400,832.00
Hollymead Dam Spillway Improvement	\$2,196,019.00
Large-Scale Best Management Practice (BMP) Retrofits on Private Lands	\$132,943.80
Water Resources Infrastructure Program	\$202,381.10
Water Resources Total Maximum Daily Load (TMDL)	\$1,136,610.00
Total Water Resources Capital Improvement Fund Appropriations	\$4,068,785.90

Water Resources Capital Improvement Fund Sources

Revenue From Local Sources (Other Transfers)	\$1,006,264.80
Revenue From the Commonwealth	\$208,062.40
Revenue From the Federal Government	\$159,000.00
Use of Fund Balance	\$2,695,458.70
Total Water Resources Capital Improvement Fund Sources	\$4,068,785.90

Total Special Revenue Funds:

Special Revenue Capital Improvement Fund Appropriations

Avinity Proffer Fund	\$823,247.36
Avon Park Proffer Fund	\$64,596.33
Belvedere Station Proffer Fund	\$20,000.00
Estes Park Proffer Fund	\$191,752.11
Grayrock West Proffer Fund	\$83,019.50
Haden Place Proffer Fund	\$37,133.00
Liberty Hall Proffer Fund	\$4,196.83
Livengood Proffer Fund	\$177,280.81
Lofts at Meadows Proffer Fund	\$52,217.63
Martha Jefferson Hospital Proffer Fund	\$76,077.58
Old Trail Village Proffer Fund	\$94,385.15
Westhall 1.2 Proffer Fund	\$9,859.00
Wickham Pond Proffer Fund	\$30,538.17
Willow Glen Proffer Fund	\$134,319.21
Total Special Revenue Capital Improvement Funds Appropriations	\$1,798,622.67

Special Revenue Funds Sources

Use of Fund Balance	\$1,798,622.67
Total Special Revenue Funds Sources	\$1,798,622.67

Total Belvedere Bond Default Project Fund:

Belvedere Bond Default Project Fund Appropriations

Belvedere Bond Default Project	\$221,248.00
Total Belvedere Bond Default Project Fund Appropriations	\$221,248.00

Belvedere Bond Default Project Fund Sources

Use of Fund Balance	\$221,248.00
Total Belvedere Bond Default Project Fund Sources	\$221,248.00

Whereas, approval of an estimated remaining balance amount at the beginning of the fiscal year facilitates the payment of outstanding bills and ensures continuity of ongoing projects; and

Whereas, a properly advertised public hearing was held on June 6, 2018 on the proposed amendment to the FY 19 Budget and all citizens who asked to speak were heard.

Now, therefore, be it resolved that the Albemarle County Board of Supervisors:

1. Does hereby budget and appropriate the remaining balance of \$61,307,113.26 for encumbered purchase orders and contracts and the unencumbered capital and special revenue project balances of June 30, 2018, as set forth above; and
2. Does hereby authorize the County Executive to adjust this amount downward, if necessary, to accurately reflect the actual encumbered amounts and actual unencumbered capital and special revenue project amounts at the end of FY 18; and
3. Does hereby authorize the County Executive to close out a Capital project and transfer any unencumbered residual funds to the Capital Improvement Fund fund balance.

This resolution shall become effective on July 1, 2018.

**RESOLUTION TO APPROVE
ADDITIONAL FY 19 APPROPRIATIONS**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 1) That the FY 19 Budget is amended to increase it by \$61,357,334.56, which amount includes the sum of \$61,307,113.26 budgeted and appropriated this day pursuant to the "Resolution to Appropriate FY 19 On-going Funding of Multi-Year Capital Projects" pertaining to Appropriation #2019001; and
- 2) That Appropriations #2019002, #2019003, #2019004, are approved; and
- 3) That the appropriations referenced in Paragraphs #1 and #2, 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, 2019.

**RESOLUTION TO APPROVE SPECIAL EXCEPTION
FOR SP 2017-27 KESWICK-TIER III PERSONAL WIRELESS SERVICE FACILITY**

WHEREAS, Virginia Oil Company Incorporated is the owner of Tax Map and Parcel Number 09400-00-00-03900 (the "Property");

WHEREAS, Edward Donohue (the "Applicant"), who is the authorized agent of the owner, filed an application for a special use permit to install a 150 foot tall steel monopole, five arrays of platform-mounted antennas, associated ground-equipment in a 10,000 square foot fenced compound, and an access road (SP 2017-27); and

WHEREAS, Albemarle County Code § 18-21.7(c) requires the maintenance of a 20 foot undisturbed buffer between commercially zoned property and Rural Areas zoned property, which may be waived by special exception; and

WHEREAS, the Applicant filed a request for a special exception in conjunction with SP 2017-27 to waive the requirements of County Code § 18-21.7(c).

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 §§ 18-21.7(c), 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 exception to authorize the waiver of County Code § 18-21.7(c). as set forth above, subject to the condition attached hereto.

* * * * *

SP 2017-27 Keswick-Tier III Personal Wireless Service Facility Special Exception Condition

1. Disturbance of the buffer is limited to that necessary to construct a single access road providing access to permitted uses on the RA, Rural Areas zoned portion of the property.

**RESOLUTION TO DENY SPECIAL EXCEPTIONS
FOR SP 2017-27 KESWICK-TIER III PERSONAL WIRELESS SERVICE FACILITY**

WHEREAS, Virginia Oil Company Incorporated is the owner of Tax Map and Parcel Number 09400-00-00-03900 (the "Property");

WHEREAS, Edward Donohue (the "Applicant"), who is the authorized agent of the owner, filed an application for a special use permit to install a 150 foot tall steel monopole, five arrays of platform-mounted antennas, associated ground-equipment in a 10,000 square foot fenced compound, and an access road (SP 2017-27); and

WHEREAS, Albemarle County Code § 18-5.1.40(b)(2)(a) limits the number or arrays to three, which may be modified by special exception; and

WHEREAS, Albemarle County Code § 18-5.1.40(b)(2)(c) requires that antennas be mounted so that in no case shall 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, the Applicant filed a request for special exceptions in conjunction with SP 2017-27 to modify the requirements of County Code § 18-5.1.40(b)(2)(a) and County Code §18-5.1.40(b)(2)(c).

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)(a), 18-5.1.40(b)(2)(c), and 18-33.9, and the information provided at the Planning Commission and Board of Supervisors' meetings, the Albemarle County Board of Supervisors hereby denies the special exceptions to authorize the modification of County Code § 18-5.1.40(b)(2)(a) and County Code § 18-5.1.40(b)(2)(c).

**RESOLUTION TO DENY
SP 2017-27 KESWICK – TIER III PERSONAL WIRELESS SERVICE FACILITY**

WHEREAS, Virginia Oil Company Incorporated is the owner of Tax Map and Parcel Number 09400-00-00-03900 (the “Property”);

WHEREAS, Edward Donohue (the “Applicant”), who is the authorized agent of the owner, filed an application for a special use permit to install a 150 foot tall steel monopole, five arrays of platform-mounted antennas, associated ground-equipment in a 10,000 square foot fenced compound, and an access road, and the application is identified as Special Use Permit 201700027 Keswick-Tier III Personal Wireless Service Facility (“SP 2017-27”); and

WHEREAS, on February 20, 2018, after a duly noticed public hearing, the Albemarle County Planning Commission recommended denial of SP 2017-27 by a vote of 7 to 0; and

WHEREAS, on June 6, 2018, the Albemarle County Board of Supervisors held a duly noticed public hearing on SP 2017-27.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the staff report prepared for SP 2017-27 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 denies SP 2017-27 for the following reasons:

1. The location, height and design of the monopole, and the method of antenna attachment, do not minimize visibility and defeat concealment techniques/elements established and relied upon by the County in siting PWSFs as provided for in section 5.1.40(b) of the Zoning Ordinance, the Comprehensive Plan, and the Personal Wireless Service Facilities Policy.
2. The proposal fails to meet section 5.1.40(b)(6) of the Zoning Ordinance because the facility is not adequately screened and sited to minimize its visibility from the entrance corridor and adjacent parcels.
3. The tower fails to meet section 5.1.40(b)(6) of the Zoning Ordinance because the facility would be visible from a resource identified in an open space easement.
4. The proposal fails to meet section 5.1.40(b)(2) of the Zoning Ordinance because the facility does not propose the flush mounted antennas.
5. The tower fails to meet section 5.1.40(b)(2) of the Zoning Ordinance because the facility proposes five arrays instead of a maximum of three.
6. The facility is inconsistent with the Comprehensive Plan.
7. Under FCC regulations if approved the monopole would be permitted to increase in height by 20 feet and install antenna extending up to 20 feet from the monopole which would further increase the visibility of the facility.

ORDINANCE NO. 18-5(2)

AN ORDINANCE TO AMEND CHAPTER 5, BUILDING REGULATIONS, ARTICLE 4, SMOKE DETECTORS, OF THE CODE OF THE COUNTY OF ALBEMARLE, VIRGINIA

BE IT ORDAINED By the Board of Supervisors of the County of Albemarle, Virginia, that Chapter 5, Building Regulations, Article 4, Smoke Detectors, is hereby amended and reordained as follows:

By Amending and Renaming:

- Sec. 5-400 ~~Applicability~~ Smoke alarms required in certain buildings.
 Sec. 5-401 ~~Smoke detector required~~ Installation of smoke alarms.
 Sec. 5-402 Certificate that smoke ~~detector~~ alarm is in working order.
 Sec. 5-403 Interim testing, repairing, and maintaining a smoke ~~detector~~ alarm.

Chapter 5. Building Regulations**Article 4. Smoke Alarms****Sec. 5-400 Smoke alarms in certain buildings.**

Smoke alarms shall be installed in the following structures or buildings if smoke alarms have not been installed in accordance with the Building Code:

- A. *Dwelling units.* Any building containing one or more dwelling units.
- B. *Hotels and motels.* Any hotel or motel regularly used, offered for, or intended to be used to provide overnight sleeping accommodations for one or more persons.
- C. *Rooming houses.* Any rooming house regularly used, offered for, or intended to be used to provide overnight sleeping accommodations.

(§ 5-6.1, 12-9-81; 4-13-88; Code 1988, § 5-6.1; § 5-400, Ord. 98-A(1), 8-5-98; Ord. 18-5(1), 3-14-18)

State law reference-Virginia Code § 15.2-922.

Sec. 5-401 Installation of smoke alarms.

Smoke alarms required to be installed pursuant to County Code § 5-400 shall be installed only in conformance with the provisions of the Building Code. In addition:

- A. *Power.* Smoke alarms may be either battery operated or AC powered.
- B. *Wiring.* The installation of smoke alarms shall not require new or additional wiring.
- C. *Maintenance.* Smoke alarms shall be maintained in accordance with the Statewide Fire Prevention Code (Virginia Code § 27-94 *et seq.*) and Virginia Code § 36-105(C)(6), Part III of the Uniform Statewide Building Code.
- D. *Upgrading not required.* Nothing in this article shall be construed to require the upgrading of any smoke alarms provided by the Building Code in effect at the time of the last renovation of the building, for which a building permit was required, or as otherwise provided in the Building Code.

(§ 5-6.1, 12-9-81; 4-13-88; Code 1988, § 5-6.1; § 5-401, Ord. 98-A(1), 8-5-98; Ord. 18-5(1), 3-14-18)

State law reference-Virginia Code § 15.2-922.

Sec. 5-402 Certificate that smoke alarm is in working order.

The owner of a rental unit shall provide the tenant a certificate that all smoke alarms are present, have been inspected by the owner, his employee, or an independent contractor, and are in good working order.

(§ 5-6.1, 12-9-81; 4-13-88; Code 1988, § 5-6.1; § 5-402, Ord. 98-A(1), 8-5-98; Ord. 18-5(1), 3-14-18)

State law reference-Virginia Code § 15.2-922.

Sec. 5-403 Interim testing, repairing, and maintaining a smoke alarm.

Except for smoke alarms located in public or common areas of multifamily buildings, interim testing, repair, and maintenance of smoke alarms in rented or leased dwelling units shall be the responsibility of the tenant in accordance with Virginia Code § 55-225.4 or 55-248.16, as applicable.

(§ 5-6.1, 12-9-81; 4-13-88; Code 1988, § 5-6.1; § 5-403, Ord. 98-A(1), 8-5-98; Ord. 18-5(1), 3-14-18)

State law reference-Virginia Code § 15.2-922.

This ordinance shall be effective on and after July 1, 2018.