

ACTIONS
Board of Supervisors Meeting of October 6, 2010

October 12, 2010

<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>
<p>1. Call to Order.</p> <ul style="list-style-type: none"> Meeting was called to order at 9:01 a.m. by the Chair, Ann Mallek. All BOS members were present. Also present were Bob Tucker, Larry Davis, Ella Jordan, and Meagan Hoy. 	
<p>4. Recognitions.</p> <p>a. Farmington Country Club/The First Tee National School Program, Rodney Thomas.</p> <ul style="list-style-type: none"> Mr. Thomas recognized Philip Seay for his work with the First Tee, and recognized Farmington Country Club for the use of their golf course. <p>b. Sherriff's Office Reaccreditation, Chip Harding.</p> <ul style="list-style-type: none"> Chief Longo presented plaque to Sheriff Harding. <p>c. Albemarle Firefighters Association for their fundraising in support of the MDA, Liz Nixon.</p> <ul style="list-style-type: none"> Ms. Nixon thanked Chief Eggleston and the entire Fire Department for their involvement with the Fill-the-Boot Campaign. <p>d. Proclamation recognizing the 100th Anniversary of the Crozet Volunteer Fire Company.</p> <ul style="list-style-type: none"> Chair read proclamation and presented to Chief Gentry of the Crozet Fire Department. <p>e. Virginia Wine Month - October 2010, Lee Catlin.</p> <ul style="list-style-type: none"> Chair read proclamation and presented to Lee Catlin. 	<p>(Attachment 1)</p> <p>(Attachment 2)</p>
<p>5. From the Board: Matters not listed on the Agenda.</p> <p><u>Dennis Rooker:</u></p> <ul style="list-style-type: none"> Updated the Board on the recent MPO meeting and the new member, Jim Rich. Asked staff to prepare an insert to be included in the tax bills explaining the Water Supply Plan and reasons why the ASCA and the BOS jointly support it. Suggested a joint meeting with the ASCA to discuss the Water Supply Plan, to be scheduled in October, if possible. <p>CONSENSUS of Board to schedule a joint meeting.</p> <p><u>Duane Snow:</u></p> <ul style="list-style-type: none"> TJPDC has scheduled an open house for October 7th at 6:00 p.m. They have added a new conference room and a media room. The rooms are open to the public for rent. <p><u>Rodney Thomas:</u></p> <ul style="list-style-type: none"> He and Ms. Mallek attended the 100 year celebration for the Crozet Fire Department. Updated the Board on the recent Elected 	<p><u>Lee Catlin:</u> Proceed as directed.</p> <p><u>Clerk:</u> Set up meeting. (Note: Meeting scheduled for November 5, 2010.)</p>

<p>Officials' City/County Fire/Rescue meeting. He suggested that staff be included in future meetings, and asked if the Board wanted the committee to discuss consolidation.</p> <ul style="list-style-type: none"> Updated the Board on the exit ramp at Best Buy. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Beginning in January, PVCC will house the only Artisan Studio School in the Commonwealth. 	
<p>6. From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <u>Jeff Werner, representing PEC</u>, spoke about his support of the Water Supply Plan, and voiced his support of a joint meeting with the ACSA. <u>Jeff Werner, a City of Charlottesville resident</u>, proposed a new alternative to the Water Supply Plan, "Dredge fresh, dredge local." <u>Neil Williamson, representing the Free Enterprise Forum</u>, expressed support for the Community Water Supply Plan. He also spoke about the proposed movie theaters, and how the process has been short but effective. 	
<p>7.2 FY 2010 ACE Appraisals and Easement Acquisitions.</p> <ul style="list-style-type: none"> APPROVED the three (3) appraisals by Pape and Company for applications from the year FY 10 applicant pool; APPROVED the purchase of ACE easements on the top three ranked properties from the year FY 10 applicant pool, (Lively, Pugh/ Stanerson, and Barksdale properties); and AUTHORIZED staff to invite these three applicants to make written offers to sell conservation easements to the County. 	<p><u>Ches Goodall:</u> Proceed as approved.</p>
<p>7.3 FY 2010 Budget Amendment and Appropriations.</p> <ul style="list-style-type: none"> APPROVED the budget amendment in the amount of \$ 1,483,264.84; and APPROVED appropriations #2010100, #2010101, #2010102, and #2010103. 	<p><u>Clerk:</u> Forward copy of signed appropriations to Finance, OMB and appropriate individuals.</p>
<p>7.4 FY 2011/12 Operating and Capital Budget Calendar.</p> <ul style="list-style-type: none"> ADOPTED the attached preliminary budget calendar. (Note: Times for March work sessions and public hearings are included on schedule.) 	<p>(Attachment 3)</p>
<p>7.5 Rivanna River Basin Commission Memorandum of Understanding regarding grant for Downtown Crozet Stormwater Wetlands Project.</p> <ul style="list-style-type: none"> AUTHORIZED the County Executive to sign the Memorandum of Understanding. 	<p><u>Clerk:</u> Coordinate signatures and forward copy of fully executed document to Rivanna River Basin Commission and County Attorney's office.</p>
<p>7.6 2008 State Homeland Security Grant; Citizen Preparedness (CFDA # 97.073) Resolution.</p> <ul style="list-style-type: none"> ADOPTED the attached Resolution authorizing the County Executive, the ECC Emergency Management Coordinator or the EOC Executive Director to execute all VDEM Grant documents 	<p><u>Clerk:</u> Forward copy of signed resolution to ECC and County Attorney's office. (Attachment 4)</p>

	necessary for receipt of the 2009 State Homeland Security Grant.	
7.7	2009 State Homeland Security Grant; Citizen Preparedness (CFDA # 97.073) Resolution. <ul style="list-style-type: none"> • ADOPTED the attached Resolution authorizing the County Executive, the ECC Emergency Management Coordinator or the EOC Executive Director to execute all VDEM Grant documents necessary for receipt of the 2009 State Homeland Security Grant. 	<u>Clerk:</u> Forward copy of signed resolution to ECC and County Attorney's office. (Attachment 5)
7.8	2009 State Homeland Security Grant; Regional Emergency Operations Center Plan Project (CFDA # 97.073) Resolution. <ul style="list-style-type: none"> • ADOPTED the attached Resolution authorizing the County Executive, the ECC Emergency Management Coordinator or the EOC Executive Director to execute all VDEM Grant documents necessary for receipt of this 2009 State Homeland Security Grant. 	<u>Clerk:</u> Forward copy of signed resolution to ECC and County Attorney's office. (Attachment 6)
7.9.	Resolution requesting roads in Retriever Run Subdivision into the State Secondary System of Highways. <ul style="list-style-type: none"> • ADOPTED the attached resolution. 	<u>Clerk:</u> Forward copy of signed resolution to Ana Kilmer and County Attorney's office. (Attachment 7)
8.	Public Hearing: FY 2011 Budget Amendment and Appropriations. <ul style="list-style-type: none"> • APPROVED the FY 2011 Budget Amendment in the amount of \$18,842,469.76; and • APPROVED appropriations #2011031, #2011032, #2011033, #2011034, #2011035, #2011036, #2011037, #2011038, #2011039, #2011040, #2011041, #2011042, #201143, #201144, #2011045, #2011046, and #2011047. 	<u>Clerk:</u> Forward copy of signed appropriations to Finance, OMB and appropriate individuals.
9.	Public Hearing: To consider granting an easement to 1100 Crozet Avenue, LLC across property owned by the County known as Parcel ID 05600-00-00-01100. <ul style="list-style-type: none"> • AUTHORIZED the County Executive to sign the following documents, each in a form acceptable to the County Attorney: <ol style="list-style-type: none"> a. the proposed Agreement between the County, 1100 Crozet Avenue, LLC, and Gwendolyn H Smith; b. the proposed Deed of Easement from 1100 Crozet Avenue, LLC to the County for a drainage easement across TMP 056A2-01-00-00700; c. the proposed Deed of Easement from Gwendolyn H. Smith to the County for a drainage easement across TMP 056A2-01-00-007A0; and d. the proposed Deed of Easement from the County to 1100 Crozet Avenue, LLC for a sewer lateral easement across TMP 056A2-01-00-00700. 	<u>County Attorney:</u> Provide Clerk's office with fully executed copy of documents.
10.	JAUNT's Annual Report, Donna Shaunesey. <ul style="list-style-type: none"> • RECEIVED. 	
11.	Update on Proposed Tethering Ordinance	<u>Clerk:</u> Schedule on agenda when ready to

<ul style="list-style-type: none"> • DIRECTED staff to amend the definitions of “adequate shelter”, “adequate space”, and “treatment/adequate treatment” of Chapter 4, Animals and Fowl, to better clarify and define suitable space and treatment. The Board also asked that staff research the possibility of requiring the use of a pulley system or running line for tethered dogs. 	<p>come back to the Board.</p>
<p>12. County Owned Properties Overview, Bill Letteri.</p> <ul style="list-style-type: none"> • CONSENSUS of Board to further evaluate and discuss the following properties on the Land Banked Properties List: Earlysville Village, Adjacent Agnor-Hurt, Forest Lakes, Keene, and Polo Grounds Road (to include consultation with School Board regarding the use of the Polo Grounds Road property as a future school site). 	<p><u>Clerk:</u> Schedule on agenda when ready to come to the Board.</p>
<p>13. Closed Meeting.</p> <ul style="list-style-type: none"> • At 12:45 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; under Subsection (3) to discuss the acquisition of real property for a public safety facility because a discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board; under Subsection (7) to consult with Legal Counsel and staff regarding a specific matter requiring legal advice relating to a Board of Zoning Appeals decision; and under Subsection (7)) to consult with Legal Counsel and staff regarding a specific matter requiring legal advice relating to an interjurisdictional agreement. 	
<p>14. Certify Closed Meeting.</p> <ul style="list-style-type: none"> • At 2:15 p.m., the Board reconvened and certified the closed meeting. 	
<p>15. Boards and Commissions: Appointments.</p> <ul style="list-style-type: none"> • APPOINTED Peter Wiley to the Historic Preservation Committee, with said term to expire June 4, 2013. • REAPPOINTED Wallace McKeel to the Jefferson Area Board for Aging, with said term to expire October 20, 2012. • REAPPOINTED Robert Burke and Raymond East to JAUNT, with said terms to expire September 30, 2013. • REAPPOINTED William Schrader to the Joint Airport Commission with said term to expire December 1, 2013. • REAPPOINTED Steve Elliott to the TJ Emergency Medical Services Council, with said term to expire January 1, 2013. 	<p><u>Clerk:</u> Prepare appointment/reappointment letters, update Boards and Commissions book, webpage, and notify appropriate persons.</p>
<p>16. TMDL Update, Rivanna River Basin Commission, Leslie Middleton.</p> <ul style="list-style-type: none"> • RECEIVED. 	
<p>17. Work Session: Places29, A Master Plan for the</p>	

<p>Northern Development Areas, David Benish/Judith Wiegand.</p> <ul style="list-style-type: none"> • HELD. Public Hearing scheduled for November 10, 2010. 	
<p>18. Work Session: Solid Waste Management Options, Mark Graham.</p> <ul style="list-style-type: none"> • CONSENSUS that the Chair send a letter to the Mayor asking if the City plans to continue to support the RSWA's McIntire Road Recycling Facility. 	<p><u>Mark Graham:</u> Draft letter for Chair's signature.</p>
<p>19. From the Board: Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> • There were none. 	
<p>NonAgenda. The Board recessed at 3:28 p.m.</p>	
<p>20. <u>Joint Meeting with School Board.</u></p> <ul style="list-style-type: none"> • Call to Order. The meeting was called to order at 4:10 p.m., by the Board Chair and School Board Chair. 	
<p>21. Total Compensation Report.</p> <ul style="list-style-type: none"> • CONSENSUS to pick-up the five percent (5%) member contribution to VRS for VRS Plan 2 employees, effective July 1, 2011. • CONSENSUS to use a one percent (1%) scale adjustment for budgeting purposes for classified employees. 	
<p>24. Adjourn to October 12, 2010, 9:00 a.m., Room 241.</p> <ul style="list-style-type: none"> • At 5:32 p.m., the meeting was adjourned. 	

ewj/mrh

Attachment 1 – Proclamation - Crozet Volunteer Fire Department 100th Anniversary

Attachment 2 – Proclamation - Virginia Wine Month

Attachment 3 – FY 11/12 Budget Calendar

Attachment 4 – Resolution - 2008 State Homeland Security Grant; Citizen Preparedness (CFDA # 97.073)

Attachment 5 – Resolution- 2009 State Homeland Security Grant; Citizen Preparedness (CFDA # 97.073)

Attachment 6 – Resolution - 2009 State Homeland Security Grant; Regional Emergency Operations Center Plan Project (CFDA # 97.073)

Attachment 7 – Resolution - Retriever Run Subdivision

**Proclamation
Crozet Volunteer Fire Department 100th Anniversary**

Whereas in 1910 the Crozet Volunteer Fire Department was founded by farmers and business owners in Crozet, who began a tradition of public service to their community, through fundraising, purchasing equipment, getting training, and fighting fires; and

Whereas over the 100 year history of the Fire Department, hundreds of volunteers have served their community by dedicating their time with the support of their families and employers; and

Whereas in the early 1910's the early fire notification was a siren that was installed on the Apple Cold Storage building, now Mountainside Senior Living, with a single phone number for the fire station. Six people had this phone number on a phone in their house and when called it would activate the siren; and

Whereas during that time Crozet was divided into four quadrants and the siren would tell the members which quadrant to go to. For structure fires the signal was repeated several times on the siren. The original water supply was four and six inch lines gravity fed from Mint Springs; and

Whereas the original fire house was built in 1930 on Route 810, a new fire house built next to the old one in 1965; and the current fire house built on Route 240 in 1985. In 1937 a brand new 1937 Seagrave engine was bought and delivered to the fire station by train car. The 1937 Seagrave is still in working order, pump and all, and still stationed at the Fire Department; and

Whereas in 1990 Crozet was the first fire station in the County to have Class B foam piped in to the pump on an engine; in 1992 Crozet was the first fire station in the County to have Class A foam piped into a brush truck for more effective brush fire fighting; and in 2003 Crozet was the first fire station in the County to purchase a brand new engine with Compressed Air Foam System (CAFS).

Now, Therefore, Be It Resolved, that the Albemarle Board of County Supervisors does hereby recognize and express its appreciation to the Crozet Volunteer Fire Department for their many accomplishments during their 100 years of service and look forward to their second century of service.

**Proclamation
Virginia Wine Month**

Whereas, Virginia has become is a nationwide leader in wine and is now fifth in the nation both for wine production and number of wineries. Wine consumption has risen for 14 consecutive years in the U.S., and the proliferation of wine magazines, websites, blogs, and even a reality television show about wine, attests to the fact that wine is becoming more a part of mainstream American culture. Even in the middle of a recession, the sales of Virginia wine in FY2010 increased nearly 13% from FY2009, with the industry employing approximately 3,000 people and contributing almost \$350 million annually to the Virginia economy; and

Whereas, many of Albemarle's vineyards are run by families, promoting the possibility of successful agricultural enterprises that can be passed on to future generations. Active, viable farm wineries provide economic benefit not only for the winery owners and employees but also for other Albemarle rural area ventures that are supported by the patronage and purchasing power of the winery visitors and with fine wine invariably comes good food. This area's commitment to producing fine wines has inspired many local farmers to cultivate heritage and heirloom "boutique" crops. Several of our local restaurants and stores are equally committed to selling local where possible; and

Whereas, Albemarle County values its rural areas and the County's wineries practice stewardship in keeping their land active and protected in agricultural uses. Albemarle wineries are among the most scenic in the state, with mountain and forest vistas, waterside picnic spots, historic sites and a host of other amenities to accompany that special glass of wine. Albemarle wineries are places of entertainment, culture, enjoyment and social engagement whose proprietors are very focused on providing a quality experience to all their visitors, and Albemarle wineries are a vibrant part of that culture, including a starring role in the recent PBS documentary Vintage, the Winemakers Year; and

Whereas, wines from the Commonwealth, including those from Albemarle County, are winning national and international recognition for their elegant qualities. Virginia's terroir – those special characteristics of the land that affect wine – helps vintners create stylish and distinct wines. Everyone, including visitors, are benefitting from the resulting, unique culinary experiences; and

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors, does hereby recognize Albemarle County's contribution to the Virginia wine industry's success and encourage County residents to visit a winery or purchase Albemarle County and Virginia wines through local restaurants, grocers and specialty shops during **October 2010, Virginia Wine Month**.

FY 11/12 BUDGET CALENDAR

August 2010

- 6 CIP project requests due to OMB
- 11 BOS Budget Work Session
- 17 Joint BOS/School Board Retreat – Increase understanding of School Budget in context of County Budget

September 2010

- 13 Operating budget manual and instructions available for County departments

October 2010

- 6 Joint Compensation meeting with BOS and School Board
- 12 BOS Work Session – Local government departments' base budgets and future needs
- 13 BOS/School Board Joint Work Session – School baseline review and future needs
- 15 Complete budget request packet due to OMB

November 2010

- 3 CIP project information to Oversight Committee
- 3 BOS Work Session – five-year financial plan
- 9 CIP Oversight Committee meeting #1
- 10 BOS Work Session – five-year financial plan
- 12 Community agency submittals due to OMB
- 16 CIP Oversight Committee meeting #2
- 23 CIP Oversight Committee meeting #3 (if needed)

December 2010

- 1 BOS Work Session – five-year financial plan
- 8 Final BOS Work Session – five-year financial plan
- 8 Joint CIP meeting with BOS and School Board

February 2011

- 25 County Executive's Recommended Budget document distributed

March 2011

- 2 6:00 p.m. - Public Hearing on County Executive's Recommended Budget
- 7 9:00 a.m. - BOS Work Session
- 9 1:00 p.m. - BOS Work Session – School Division
- 14 9:00 a.m. - BOS Work Session – CIP
- 16 9:00 a.m. - BOS Work Session (if needed)
- 20 Advertize Tax Rate - Daily Progress
- 30 6:00 p.m. - Public Hearing on Board's Proposed Budget
- 30 6:00 p.m. - Public Hearing on the 2011 calendar year tax rate

April 2011

- 6 BOS sets the 2011 calendar year tax rate
- 6 BOS adopts FY 11/12 budget

Governing Body Resolution

BE IT RESOLVED BY THE Board of Supervisors
(Governing Body)

OF THE County of Albemarle, Virginia *THAT*
(Name of Applicant)

the ECC Emergency Management Coordinator , OR
(Name or Title of Authorized Agent)

the ECC Executive Director , OR
(Name or Title of Authorized Agent)

the County Executive ,
(Name or Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the named applicant, a public entity established under the laws of the State of Virginia, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of Virginia.

Passed and approved this 6th day of October, 2010

Certification

I, Ella W. Jordan, duly appointed and
(Name)

Clerk of the Board of Supervisors
(Title) (Governing Body)

do hereby certify that the above is a true and correct copy of a resolution passed and approved by

the Board of Supervisors of the Board of Supervisors
(Governing body) (Name of Applicant)

6th day of October, 2010

Clerk, Board of Supervisors
(Official Position)

Governing Body Resolution			
<i>BE IT RESOLVED BY THE</i>		<u>Board of Supervisors</u>	
		(Governing Body)	
<i>OF THE</i>	<u>County of Albemarle, Virginia</u>	<i>THAT</i>	
	(Name of Applicant)		
	<u>the ECC Emergency Management Coordinator</u>	, OR	
	(Name or Title of Authorized Agent)		
	<u>the ECC Executive Director</u>	, OR	
	(Name or Title of Authorized Agent)		
	<u>the County Executive</u>	,	
	(Name or Title of Authorized Agent)		
<p>is hereby authorized to execute for and on behalf of the named applicant, a public entity established under the laws of the State of Virginia, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of Virginia.</p>			
<p>Passed and approved this <u>6th</u> day of <u>October</u>, 2010</p>			
<i>Certification</i>			
I, <u>Ella W. Jordan</u>	, duly appointed and		
	(Name)		
<u>Clerk</u>	of the	<u>Board of Supervisors</u>	
(Title)		(Governing Body)	
do hereby certify that the above is a true and correct copy of a resolution passed and approved by			
the <u>Board of Supervisors</u>	of the <u>Board of Supervisors</u>		
(Governing body)	(Name of Applicant)		
<u>6th</u>	day of	<u>October</u>	, 2010

Governing Body Resolution

BE IT RESOLVED BY THE Board of Supervisors
(Governing Body)

OF THE County of Albemarle, Virginia *THAT*
(Name of Applicant)

the ECC Emergency Management Coordinator , *OR*
(Name or Title of Authorized Agent)

the ECC Executive Director , *OR*
(Name or Title of Authorized Agent)

the County Executive ,
(Name or Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the named applicant, a public entity established under the laws of the State of Virginia, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of Virginia.

Passed and approved this 6th day of October, 2010

Certification

I, Ella W. Jordan, duly appointed and
(Name)

Clerk of the Board of Supervisors
(Title) (Governing Body)

do hereby certify that the above is a true and correct copy of a resolution passed and approved by

the Board of Supervisors of the Board of Supervisors
(Governing body) (Name of Applicant)

6th day of October, 2010

The Board of County Supervisors of Albemarle County, Virginia, in regular meeting on the 6th day of October 2010, adopted the following resolution:

RESOLUTION

WHEREAS, the street(s) in **Retriever Run Subdivision**, as described on the attached Additions Form AM-4.3 dated **October 6, 2010**, 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 **Retriever Run Subdivision**, as described on the attached Additions Form AM-4.3 dated **October 6, 2010**, to the secondary system of state highways, pursuant to §33.1-229, 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.