

ACTIONS
Board of Supervisors Meeting of June 5, 2013

June 6, 2013

<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>	<u>PODCAST</u>
<p>1. Call to Order.</p> <ul style="list-style-type: none"> • Meeting was called to order at 9:02 a.m., by the Chair, Ms. Mallek. All BOS members were present, except Mr. Dumler. Also present were Tom Foley, Larry Davis, Ella Jordan and Travis Morris. 		Listen
<p>Non Agenda.</p> <ul style="list-style-type: none"> • Mr. Snow read a statement from Mr. Dumler announcing his resignation as the Scottsville District representative on the Board of Supervisors. • By a vote of 5:0, ADOPTED process for filling the Scottsville District vacancy on the Board: within 15 days of today, County to file petition with Circuit Court asking Court to set special election for November 5, 2013; AUTHORIZED advertisement of vacancy from June 6 through June 20th; candidates to make public comments on interest to fill Board seat and respond to questions from Board members on July 3rd; Board to go into closed meeting to discuss the candidates; and Board to make appointment on July 10th. 		
<p>4. Adoption of Final Agenda.</p> <ul style="list-style-type: none"> • Item 8.1, Resolution: Airport Runway Construction Project, was moved to Item 17a on the regular agenda. • Item 17, Justice Reinvestment Initiative Program, was moved up on the agenda to Item 11a. • Item 15, SP-2012-00032. Bellair CSA Barn, was moved to consent agenda for deferral to July 3, 2013. • Ms. Mallek added to the end of the agenda for discussion a request to study how neighboring communities allow paid fire staff to volunteer in their locality. • By a vote of 5:0, ADOPTED the final agenda. 		Listen
<p>5. Brief Announcements by Board Members.</p> <p><u>Dennis Rooker:</u></p> <ul style="list-style-type: none"> • Mentioned transportation meeting that he and Mr. Thomas attended with InSync traffic management system. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> • Recognized the Albemarle students who excelled in the Global Finals of Destination ImagiNation competition in Knoxville, TN. 		
<p>6. Recognitions:</p> <p>a. Introduction of Jim Northup, Superintendent, Shenandoah National Park.</p> <ul style="list-style-type: none"> • HELD. <p>b. Department of Social Services Family Support Program, Kathy Ralston.</p> <ul style="list-style-type: none"> • HELD. 		

<p>c. Business Appreciation Week 2013.</p> <ul style="list-style-type: none"> Chair read proclamation and recognized Susan Stimart. Recognized Barbara Kessler, PWN Co-Chair, and Elizabeth Bouldin-Clopton, Workforce Center Manager and Goodwill Industries employee; Clay Wimberley, President, and Chuck Pistole, Customer Service Manager, from Wimberley Photography; and Kelly Louk, Executive Director, and Danielle Flippin, Community Relations, from Heritage Inn. 	(Attachment 1)	
<p>7. From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <u>Jonathan Boersma</u> spoke about blasting at the Airport. <u>Daniel Bowman</u> spoke about action Board took on proposed Route 29 north bypass. <u>Preston Gentry, Tom Loach and Timmy Cersley</u> asked the Board to reconsider its decision and allow paid career staff to volunteer at fire station. <u>Charles Battig</u> spoke about wi-fi in the School system. <u>Nancy Carpenter</u> spoke about the need to resolve the housing voucher issue at The Crossing, and commented on the justice Reinvestment Initiative Program. <u>John Martin</u> spoke about the need for planning for the future of solid waste. <u>Gary Grant</u> presented the Board with a Resolution of Appreciation from the JMRL. <u>Helen Cauthen</u> shared with the Board the Central Virginia Partnership for Economic Development's new regional brochure and to officially announce its new name. <u>Steve Peters</u> expressed support in Mr. Dumler's resignation from the Board. <u>Stacey Norris</u> spoke about animal welfare laws. <u>A. C. Shackelford</u> thanked the Board for its continued funding of the Virginia Cooperative Extension. 		Listen
<p>8.1 Resolution: Airport Runway Construction Project.</p> <ul style="list-style-type: none"> Moved to Item 17a. 		
<p>8.2 Public Recreational Facilities Authority Fiscal Services Memorandum of Agreement.</p> <ul style="list-style-type: none"> AUTHORIZED County Executive to execute proposed Memorandum of Agreement, approved as to form and content by the County Attorney, for the provision of fiscal services to the Albemarle County PRFA. 	<p><u>County Attorney's office:</u> Provide Clerk with fully executed copy of document. (Attachment 2)</p>	Listen
<p>8.3 FY 2013 Budget Amendment and Appropriations.</p> <ul style="list-style-type: none"> APPROVED appropriations #2013091, #2013092, #2013093, #2013094, #2013095, #2013096, #2013097, and #2013098 to provide funds for various local government projects and programs. 	<p><u>Clerk:</u> Forward copy of signed form to OMB, Finance and appropriate individuals.</p>	
<p>8.4 FY 13/14 Resolution of Appropriations.</p> <ul style="list-style-type: none"> Pulled for discussion at the end of agenda. 		
<p>8.5 FY 13/14 Historic Preservation Funding.</p>	<p><u>OMB:</u> Prepare appropriation</p>	

	<ul style="list-style-type: none"> • AUTHORIZED the expenditure of \$13,000 as proposed by the Albemarle Charlottesville Historical Society with the condition that any unused funds be returned to the County to be used by Community Development for assistance with updating the County's GIS information on Registered Historic Resources. Based on the Board's direction, staff will prepare an appropriation for approval at a future Board meeting 	<p>form. <u>Community Development:</u> Proceed as approved.</p>	
8.6	<p>Capital Improvement Program Process.</p> <ul style="list-style-type: none"> • APPROVED the revised charters for the TRC and the OC (Attachment B), and APPROVED the FRC Charter to implement the following changes to the CIP Process: <ul style="list-style-type: none"> • Maintain a two-year CIP to the Board planning cycle that allows new requests each year of the cycle and amends the CNA (years 6-10) every other year in the second year of the planning cycle; • Revise the TRC Charter to reflect the primary deliverable of TRC will be a ranked summary of projects and, in consultation with the FRC, forwarding a balanced five-year CIP to the Board; • Revise the OC Charter to establish the Director of OFD as the co-facilitator for the OC; and • Implement the FRC Recommendation. 	<p><u>OFD/OMB:</u> Proceed as approved. (Attachment 3)</p>	
8.7	<p>Rivanna Solid Waste Authority (RSWA) Support Agreements.</p> <ul style="list-style-type: none"> • AUTHORIZED County Executive to sign agreements with RSWA on behalf of the County, subject to approval as to content and form by the County Attorney 	<p><u>Community Development/General Services:</u> Proceed as approved. <u>County Attorney:</u> Provide Clerk's office with fully executed copy of agreements. (Attachment 4)</p>	
8.7a	<p>SP-2012-00032. Bellair CSA Barn (Sign # 90).</p> <ul style="list-style-type: none"> • DEFERRED to July 3, 2013. 	<p><u>Clerk:</u> Schedule on the agenda.</p>	
9.	<p>Virginia Tourism Development Financing Program.</p> <ul style="list-style-type: none"> • DIRECTED staff to develop a draft ordinance and bring back to the Board. 	<p><u>Lee Catlin:</u> Proceed as directed.</p>	<p>Listen</p>
10.	<p>Division Chief of Volunteer Services.</p> <ul style="list-style-type: none"> • By a vote of 5:0, ENDORSED the addition of the Chief of Volunteer Services position as presented with the expectation that it will enhance the performance of the overall combination system through improved coordination, communication and collaboration between and among the various volunteer departments and the career staff. 	<p><u>Human Resources/Fire/Rescue:</u> Proceed as approved.</p>	<p>Listen</p>
11.	<p>Community Health Improvement Plan, Lillian Peake.</p> <ul style="list-style-type: none"> • RECEIVED. 		<p>Listen</p>
11a.	<p>Justice Reinvestment Initiative Program.</p> <ul style="list-style-type: none"> • RECEIVED. 		<p>Listen</p>
12.	<p>Closed Meeting.</p> <ul style="list-style-type: none"> • At 12:14 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 		<p>Listen</p>

	vacancies or requests for reappointments; under Subsection (7) to consult with and be briefed by legal counsel and staff regarding specific legal matters regarding a lease of County property; and under Subsection (7) to consult with and be briefed by legal counsel and staff regarding specific legal matters requiring the provision of legal advice related to the negotiation of a regional public safety agreement.		
13.	<p>Certified Closed Meeting.</p> <ul style="list-style-type: none"> At 1:32 p.m., the Board reconvened into open meeting and certified the closed meeting. 		
14.	<p>Boards and Commissions: Appointments.</p> <ul style="list-style-type: none"> APPOINTED Mr. Ronald Spears to the Community Policy & Management Team with said term to expire July 1, 2016. REAPPOINTED Ms. Kirsten Miles, Mr. John Donohue, and Mr. Michael Peoples to the Jefferson Area Disability Services Board with said terms to expire June 30, 2016. REAPPOINTED Mr. Tom Weaver, Mr. Dennis Dutterer, Mr. George Emmitt, Ms. Diane Caton, Mr. Ronald Cottrell, Mr. Lynwood Bell and Mr. John Chavan to the Pantops Community Advisory Council with said terms to expire June 30, 2016. APPOINTED Mr. A. Bruce Dotson to the Piedmont Virginia Community College Board with said term to expire June 30, 2017. REAPPOINTED Ms. Nancy Gansneder to the Region Ten Community Services Board with said term to expire June 30, 2016. REAPPOINTED Mr. Rod Gentry to the Workforce Investment Board with said term to expire June 30, 2016. APPOINTED Ms. Janet Turner-Giles to the Workforce Investment Board with said term to expire June 30, 2014. 	Clerk: Prepare appointment/reappointment letters, update Boards and Commissions book, webpage, and notify appropriate persons.	
15.	<p><u>Pb. Hrg: SP-2012-00032. Bellair CSA Barn (Sign # 90).</u></p> <ul style="list-style-type: none"> Moved to Consent Agenda Item 8.7a. 		
16.	<p><u>Pb. Hrg: SP-2013-00003. Verizon Wireless/Simeon/Orrock Property - Tier III Personal Wireless Service Facility (Sign # 6).</u></p> <ul style="list-style-type: none"> By a vote of 5:0, APPROVED SP-2013-00003 Orrock Property Verizon Tier III PWSF with the conditions outlined by staff. 	Clerk: Set out conditions of approval. (Attachment 5)	Listen
17.	<p>Justice Reinvestment Initiative Program.</p> <ul style="list-style-type: none"> Moved to Item 11a. 		
17a.	<p>Resolution: Airport Runway Construction Project.</p> <ul style="list-style-type: none"> By a vote of 5:0, ADOPTED Resolution 	Clerk: Forward copy of signed resolution to Melinda Crawford and County Attorney's office. (Attachment 6)	Listen
18.	<p>From the Board: Committee Reports and Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> By a vote of 5:0, APPROVED the Annual Resolution of Appropriations for FY 13/14 that allocates a total of \$322,454,521 to various General Government and School Division 	Clerk: Forward copy of signed resolution to OMB, Finance and County Attorney's office. (Attachment 7)	Listen

<p>operating, capital improvement, and debt service accounts for expenditure in FY 13/14.</p> <ul style="list-style-type: none"> • By a vote of 5:0, APPROVED the Resolution of Official Intent to Reimburse Expenditures with Proceeds of a Borrowing. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> • Asked County Executive to schedule on future agenda report on the functioning of the Fire & Rescue Ordinance. • Discussed allowing paid fire staff to volunteer in the County. 	<p><u>Clerk:</u> Forward copy of signed resolution to OMB, Finance and County Attorney's office. (Attachment 8)</p> <p><u>County Executive:</u> Notify Clerk when ready to schedule on agenda.</p>	
<p>19. From the County Executive: Report on Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> • There were none. 		
<p>20. Adjourn.</p> <ul style="list-style-type: none"> • At 2:48 p.m., the meeting was adjourned. 		

ewj/tom

- Attachment 1 – Proclamation – Business Appreciation Week 2013
- Attachment 2 – Public Recreational Facilities Authority Fiscal Services Memorandum of Agreement
- Attachment 3 – Revised Technical Review Committee Charter; Revised Oversight Committee Charter; Financial Review Committee Charter
- Attachment 4 – Rivanna Solid Waste Authority (RSWA) Support Agreements
- Attachment 5 – Conditions of Approval on Planning items
- Attachment 6 – Resolution: Airport Runway Construction Project
- Attachment 7 – Resolution of Appropriations
- Attachment 8 – Resolution of Official Intent to Reimburse

Business Appreciation Week 2013

WHEREAS, Governor Robert F. McDonnell has recognized June 3 – 7, 2013 as **Business Appreciation Week** in the **Commonwealth of Virginia**, where an attractive and prosperous business environment has been fostered since 1607; and

WHEREAS, economic vitality is a stated goal of Albemarle County's Strategic Plan and an important component of our Comprehensive Plan; and

WHEREAS, businesses succeed in providing economic opportunities while supporting the County's goals and values of resource protection and an attractive, vibrant, and livable community; and

WHEREAS, Albemarle County businesses strengthen our County by promoting job creation, innovative technologies, and employ a diverse workforce to preserve the economic well-being of all our citizens; and

WHEREAS, Albemarle County applauds the success of the Virginia Workforce Center – Charlottesville that provides valuable resources to both job seekers and employers to help our local workforce enhance their skills for the needs of today's work environments by offering grant resources toward training programs and certifications; and connecting employers to important work-force related tax incentives, grant resources and local talent; and

WHEREAS, Albemarle County is very pleased to recognize local businesses and workforce development partners during Business Appreciation Week 2013 for which the theme is "**Advancing Workforce Excellence,**"

NOW, THEREFORE, BE IT RESOLVED that, we, the Albemarle County Board of Supervisors, do hereby recognize

June 3 – 7, 2013

As

BUSINESS APPRECIATION WEEK

in the County of Albemarle, and express our appreciation to our local, regional and state business partners for their valuable contribution to our community.

Signed and sealed this 5th day of June, 2013.

**ALBEMARLE COUNTY PUBLIC RECREATIONAL FACILITIES AUTHORITY
(PRFA) FISCAL SERVICES MEMORANDUM OF AGREEMENT**

This Memorandum of Agreement is entered into this 16th day of May 2013, by and between the County of Albemarle, a political subdivision of the Commonwealth of Virginia (the "County") and the Albemarle County Public Recreational Facilities Authority, a political subdivision of the Commonwealth of Virginia (the "PRFA").

WITNESSETH:

Whereas, the PRFA has requested, and the County has agreed, to provide fiscal services to the PRFA beginning June 1, 2013.

Wherefore, the parties have agreed on the following services and compensation:

1. The PRFA will provide all start-up information (including this Agreement, W -9 tax form and the funds to be deposited) by May 15, 2013.
2. The County will receive, account, segregate, maintain and disburse funds for the PRFA.
3. The County shall provide said fiscal services for the PRFA for an administrative fee of one percent (1 %) of the PRFA's monthly funds received.
4. Any funds designated for the PRFA shall be received by the County and shall be appropriated annually (or as requested by the PRFA) by the Albemarle County Board of Supervisors for the purposes of the PRFA. The accounting of the funds shall be separately kept in a segregated fund designated for the PRFA. After said appropriation, the expenditure of said funds shall be at the sole discretion of the PRFA, subject to applicable law, and the limiting conditions of any contract, gift, or grant. If the Board of Supervisors should fail or refuse to appropriate any PRFA-designated funds to the PRFA, this agreement shall be subject to termination, with all such funds returned to the PRFA, pursuant to the terms of Section 10 herein.
5. An agent for the County shall deduct said administrative fee from the PRFA's account within 30 days of the end of any month in which the PRFA has received funds.
6. Funds being held in the County's PRFA account will accrue interest based on the County's monthly allocation process.
7. Funds will be disbursed only for PRFA-approved expenditures and only after approval by an authorized PRFA Member.
8. All PRFA Fiscal Activity, processed through County Records, will be subject to the County's Annual Audit.
9. This agreement may be amended with the mutual consent of the parties.
10. This agreement may be terminated by either party upon 30 days' written notice, in which event any remaining funds shall be turned over to the PRF A for its own management.
11. This agreement shall be effective when it has been signed by both parties.

In witness whereof, the parties hereto have executed this Memorandum of Agreement, effective as of the day and year set forth above.

COUNTY OF ALBEMARLE

By: _____
Thomas C. Foley, County Executive
Date: _____

ALBEMARLE COUNTY PUBLIC
RECREATIONAL FACILITIES AUTHORITY

By: _____
Charlotte D. Buttrick, Chair
Date: _____

Capital Program Technical Review Committee Charter

Charge: The Capital Improvement Program (Capital Program) is the planning guide for County expenditures for major capital facilities and equipment and includes a five-year approved Capital Improvement Plan (CIP) balanced to revenues and a Capital Needs Assessment (CNA) to identify long-term capital needs beyond the five-year CIP. The Capital Program Technical Review Committee will assist the County in the Capital Program process by assuring that the technical aspects and costs of each of the requested projects have been well researched and documented. The team will also review, evaluate and document the need for each project and make recommendations for priority funding based on the established capital project evaluation criteria. The Capital Program Technical Review Committee will report their recommendations to the County Executive's Office and the Capital Program Oversight Committee.

Member Responsibilities:

- Review all project requests for clarity, accuracy and appropriate timing;
- Meet with project submitters to clarify requests and propose revisions, if needed;
- Rank requested projects based on established evaluation criteria;
- Review available revenues and debt service requirements for project requests based on approved County financial policies;
- Prioritize projects based on their ranking and available revenues;
- Together with the Financial Review Committee, develop a recommended CIP scenario (s) for the five-year CIP and the five-year CNA based on revenue projections approved by the Financial Review Committee;
- Forward the joint recommendation to the Capital Program Oversight Committee for their review.

Committee Composition: The Capital Program Technical Review Committee is recommended to be composed of the following members:

Director of Office of Facilities Development (Facilitator)
 Director of General Services
 Director of Building Services
 Director of Planning or Chief of Planning
 Executive Director, Fiscal Services
 Chief of Police or Chief of Fire Rescue¹
 Senior Project Manager
 Budget Analyst

¹Public Safety Representative alternates.

The Office of Facilities Development's Director will serve as the facilitator to ensure that the Committee's work is documented and effectively communicated.

Time Frame:

The CIP Technical Team will meet as needed during the month of October.

Capital Program Oversight Committee Charter

Charge: The Capital Improvement Program (Capital Program) is the planning guide for County expenditures for major capital facilities and equipment and includes a five-year approved Capital Improvement Plan (CIP) balanced to revenues and a Capital Needs Assessment (CNA) to identify long-term capital needs beyond the five-year CIP. The Capital Program Oversight Committee will assist the County in the Capital Program process by reviewing and evaluating the recommended Capital Improvement Program brought forward by the Capital Program Technical Review Committee. The Committee will assure that the proposed Capital projects are aligned with County policies, established priorities, guiding principles and long term vision, as defined in the County's Strategic Plan. The Committee will also assure that the recommended five-year CIP is aligned with approved financial policies and that the County's financial stability is maintained through the prudent use of its revenues. The Capital Program Oversight Committee will report its recommendations directly to the County Executive.

Member Responsibilities:

- Review the recommended Capital Improvement Program presented by the Capital Program Technical Review Committee;
- Ensure that the proposed project ranking is properly and consistently applied;
- Propose modifications/improvements to the project ranking system;
- Ensure that all Capital projects carry out the County's long-range goals and objectives;
- Ensure that the recommended five-year CIP addresses County needs through the proper timing, prioritization and balance of local government and school division projects;
- Ensure that County revenues are used wisely to address the County's capital needs and that the recommended CIP conforms to approved financial policies, including the use of on-going revenues and borrowed funds;
- Propose revisions or adjustments to the five-year CIP proposed by the Capital Program Technical Review Committee, if needed;
- Recommend a five-year CIP with any documented revisions to the County Executive.

Team Composition:

Two members of the Albemarle County Board of Supervisors
Two members of the Albemarle County School Board
One Planning Commission representative
One community/business representative

Staff Support:

Assistant County Executives
Assistant Superintendents of Schools
Director of Facilities Development
Director of Management and Budget
Director of Finance

The Director of Facilities Development and the Director of Management and Budget will serve as co-facilitators to ensure that the Committee's work is documented and effectively communicated.

Time Frame:

The Capital Program Oversight Committee will meet during the month of November.

Capital Program Financial Review Committee Charter

Charge: The Capital Improvement Program (Capital Program) is the planning guide for County expenditures for major capital facilities and equipment and includes a five-year approved Capital Improvement Plan (CIP) balanced to revenues and a Capital Needs Assessment (CNA) to identify long-term capital needs beyond the five-year CIP. The Financial Review Committee (FRC) will assist the County in the Capital Program process by reviewing the Capital revenue and debt assumptions (current and project requests) to assure that they are accurate and have been well researched and documented. The FRC's will review provide the base scenario for Technical Review Committee's ranked projects and together provide a recommended scenario. The FRC will review Oversight Committee's scenarios and final recommendation to assure that the recommended five-year CIP is aligned with approved financial policies. The Capital Program Financial Review Committee will report their recommendations to the appropriate Committee , Board, or Staff.

Member Responsibilities:

- Review all current revenues for accuracy and appropriate timing including the use of on-going revenues and borrowed funds based on approved County financial policies;
- Review all project requests to clarify and/or identify revenues or offsets including the use borrowed funds, for accuracy, and for appropriate timing based on approved County financial policies;
- Review current debt service schedule for accuracy and appropriate timing based on approved County financial policies;
- Ensure scenario(s) developed for the five-year CIP are aligned with approved financial policies and that the County's financial stability is maintained through the prudent use of its revenues
- Ensure scenario(s) developed for the five-year CNA are aligned with approved financial policies and that the County's financial stability is maintained through the prudent use of its revenues
- Together with the Technical Review Committee, develop a recommended CIP scenario (s) for the five-year CIP and the five-year CNA based on revenue projections approved by the Financial Review Committee;
- Forward recommendations to the requesting Committee, Board, or staff.

Committee Composition: The Capital Program Financial Review Committee is recommended to be composed of the following members:

OMB representative
Finance Department representative
School Division representative
TRC Facilitator

The OMB Representative will serve as the facilitator to ensure that the Committee's work is documented and effectively communicated.

Time Frame:

The Capital Program Financial Review Committee will meet a minimum of three times during the cycle: base assumptions review, Technical Review Committee Scenario(s), and the Oversight Committee Scenario(s).

A
**AMENDMENT NO. 1 TO
 IVY MATERIAL UTILIZATION CENTER PROGRAMS AGREEMENT
 BETWEEN
 THE COUNTY OF ALBEMARLE
 AND
 THE RIVANNA SOLID WASTE AUTHORITY**

This **Amendment No. 1** to the **Ivy Material Utilization Center Programs Agreement** (this "Amendment") is made this ___day of _____, 2013 by and between the **County of Albemarle, Virginia** (the "County") and the **Rivanna Solid Waste Authority** (the "Authority", individually a "Party", and together referred to as the "Parties").

WHEREAS, the County and the Authority entered into a certain Ivy Material Utilization Center Programs Agreement dated August 23, 2011 (the "Agreement"), providing for the County's financial support for, and the Authority's operation of, the Ivy MUC; and

WHEREAS, the Agreement provided that such financial support and operations continue through the Authority's fiscal year ending June 30, 2012, with the County retaining an exclusive option to extend the Agreement for two successive one-year periods by giving prior written notice to the Authority; and

WHEREAS, the County exercised its first option to extend the term of the Agreement through June 30, 2013, but elected not to exercise its second option to extend the term through June 30, 2014;

WHEREAS, the County desires to extend the Agreement for six months through December 31, 2013; and

WHEREAS, in accordance with the County's request, the Authority declined to exercise an exclusive five-year option available to the Authority, effective July 1, 2013 through June 30, 2018 under a Disposal Agreement between the Authority and Waste Management, and is pursuing a new disposal agreement for solid waste received at the Ivy MUC for a shorter term ending December 31, 2013; and

WHEREAS the termination of the existing Disposal Agreement will result in less solid waste tonnage being brought to the Ivy MUC by Waste Management and less revenue for the Authority, requiring the Authority to reduce the hours of operation of the Ivy MUC to achieve a corresponding reduction in operating expenses.

NOW, THEREFORE, the Parties agree to amend the Agreement as follows:

1. **Amendment to Section 4.** Section 4 of the Agreement, entitled "Quarterly Payments," is amended by inserting the following sentences at the end of such section:

For the fiscal year beginning July 1, 2013, the County agrees to make payments to the Authority on the first day of July and October, each payment equal to one-quarter of the Authority's proposed annual budget for that fiscal year. Within thirty (30) days of completion of the audited financial statements for the fiscal year ending June 30, 2014, the County shall make a subsequent payment to, or receive a refund from, the Authority based upon the difference between the budgeted and actual revenues and expenses as provided in Section 5 below.

2. **Amendment to Section 5.** Section 5 of the Agreement, entitled "Increase or Decrease in the Ivy Material Utilization Center Deficit," is amended by inserting the following sentence at the end of such section:

For the fiscal year beginning July 1, 2013, the Authority shall adopt an annual budget that shall include a December 31, 2013 expense target equal to one-half of the annual budget amount for all cost centers that affect the total Ivy MUC expenses. Upon completion of the audited financial statements of the Authority for the fiscal year ending June 30, 2014, the accounting of

increases or decreases in actual Ivy MUC expenses (including allocations to Ivy Transfer Station and Ivy Operations from Administration) and reductions or increases in revenues, shall be based upon the full accrual accounting of those expenses and revenues as of December 31, 2013.

3. **Amendment to Section 6.** Section 6 of the Agreement, entitled "Term of Agreement," is amended and restated as follows:

6. **Term of Agreement**

This Agreement shall be effective upon execution and the County's financial participation requirements shall be retroactive to July 1, 2011 and shall continue through December 31, 2013.

4. **New Section 15.** A new Section 15 is inserted into the Agreement as follows:

15. **Labor Force.**

The obligation of the Authority to provide the services at the Ivy MUC required of it hereunder is contingent upon the Authority's ability to retain an adequate labor force to provide such services.

5. **Miscellaneous.** Capitalized terms used herein shall have the meanings ascribed to them in the Agreement unless otherwise specifically defined herein. Except as expressly modified hereby, all other terms and conditions of the Agreement shall remain unchanged and shall continue in full force and effect. This Amendment may be executed in two or more counterparts, each of which shall be deemed an original, and all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, the Parties have executed this Amendment as of the dates below.

COUNTY OF ALBEMARLE:

Thomas C. Foley
County Executive

Date

RIVANNA SOLID WASTE AUTHORITY:

Thomas L. Frederick, Jr.
Executive Director

Date

**AMENDMENT NO. 1 TO
LOCAL GOVERNMENT SUPPORT AGREEMENT FOR RECYCLING PROGRAMS
AMONG
THE CITY OF CHARLOTTESVILLE
THE COUNTY OF ALBEMARLE
AND
THE RIVANNA SOLID WASTE AUTHORITY**

This **Amendment No. 1** to the **Local Government Support Agreement for Recycling Programs** (this "Amendment") is made this ____ day of _____, 2013 by and among the **City of Charlottesville, Virginia** (the "City"), the **County of Albemarle, Virginia** (the "County") and the **Rivanna Solid Waste Authority** (the "Authority", individually a "Party", and together referred to as the "Parties").

WHEREAS, the City, the County and the Authority entered into a certain Local Government Support Agreement for Recycling Programs dated August 23, 2011 (the "Agreement") providing the terms of the City's and County's shared financial support and Authority's operation of the Recycling Services; and

WHEREAS, the Agreement provided that such financial support and operations continue through the Authority's fiscal year ending June 30, 2012, with the City and County retaining an exclusive option to extend the Agreement for two successive one-year periods by giving prior written notice to the Authority; and

WHEREAS, the City and County exercised their first option to extend the term of the Agreement through June 30, 2013, but the County elected not to exercise its second option to extend the term through June 30, 2014; and

WHEREAS, the County desires to extend the term of the Agreement for six months through December 31, 2013, and the City is agreeable to an extension for such period.

NOW, THEREFORE, the Parties agree to amend the Agreement as follows:

1. **Amendment to Section 2.** Section 2 of the Agreement, entitled "Quarterly Payments," is amended by inserting the following sentences at the end of such section:

For the fiscal year beginning July 1, 2013, the City and the County each agree to make payments to the Authority on the first day of July and October, each payment equal to one-quarter of the Authority's proposed annual budget for that fiscal year for recycling programs. Within thirty (30) days of completion of the audited financial statements for the fiscal year ending June 30, 2014, the City and the County shall each make a subsequent payment to, or receive a refund from, the Authority based upon the difference between the budgeted and actual revenues and expenses as provided in Section 3 below.

2. **Amendment to Section 3.** Section 3 of the Agreement, entitled "Increase or Decrease in the Recycling Operations Deficit," is amended by inserting the following sentence at the end of such section:

For the fiscal year beginning July 1, 2013, the Authority shall adopt an annual budget that shall include a December 31, 2013 expense target equal to one-half of the annual budget amount for all cost centers that affect the total Recycling Services expenses. Upon completion of the audited financial statements of the Authority for the fiscal year ending June 30, 2014, the accounting of increases or decreases in actual Recycling Services expenses (including Administrative Services expenses as defined in Section 1 of the Recycling Agreement) and reductions or increases in revenues, shall be based upon the full accrual accounting of those expenses and revenues as of December 31, 2013.

3. **Amendment to Section 4.** Section 4 of the Agreement, entitled "Term of Agreement," is amended and restated as follows:

4. **Term of Agreement**

This Agreement shall be effective upon execution and the financial participation requirements shall be retroactive to July 1, 2011 and shall continue through December 31, 2013.

4. **New Section 13.** A new Section 13 is inserted in the Agreement, as follows:

13. **Labor Force.**

The obligations of the Authority to provide the Recycling Services required of it hereunder is contingent upon the Authority's ability to retain an adequate labor force to provide such services.

5. **Miscellaneous.** Capitalized terms used herein shall have the meanings ascribed to them in the Agreement unless otherwise specifically defined herein. Except as expressly modified hereby, all other terms and conditions of the Agreement shall remain unchanged and shall continue in full force and effect. This Amendment may be executed in two or more counterparts, each of which shall be deemed an original, and all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, the Parties have executed this Amendment as of the dates below.

CITY OF CHARLOTTESVILLE:

Maurice Jones
City Manager

Date

COUNTY OF ALBEMARLE:

Thomas C. Foley
County Executive

Date

RIVANNA SOLID WASTE AUTHORITY:

Thomas L. Frederick, Jr.
Executive Director

Date

Conditions of Approval**SP-2013-00003. Verizon Wireless/ Simeon/Orrock Property - Tier III Personal Wireless Service Facility**

1. Development and use shall be in general accord with the conceptual plan titled "Simeon (Orrock Property) 1240 Thomas Jefferson Parkway, Charlottesville, VA 22902" prepared by Justin Y. Yoon latest revision date 4/2/13 (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, as shown on the Conceptual Plan:
 - a. Height
 - b. Mounting type
 - c. Antenna type
 - d. Number of antenna
 - e. Distance above reference tree
 - f. Color
 - g. Location of ground equipment and monopole

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

**RESOLUTION REGARDING THE CHARLOTTESVILLE-ALBEMARLE
REGIONAL AIRPORT RUNWAY EXTENSION PROJECT**

WHEREAS, the Charlottesville-Albemarle Airport Authority (“Authority”) is in the process of completing the Charlottesville-Albemarle Airport (“Airport”) runway extension project to expand services to the community and bring areas of the Airport into Federal Aviation Administration (“FAA”) compliance and to maintain eligibility for FAA grants; and

WHEREAS, some residents living near the Airport have expressed concern that on-site blasting for rock materials to complete the project has damaged their properties; and

WHEREAS, the Board of Supervisors wishes to express its concern regarding the impact of the project on property of residents living near the Airport.

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Supervisors hereby directs its appointee to the Authority to support the following:

- continued direct outreach to residents living near the Airport and the completion of all home assessments that are initiated;
- continued monitoring and notification to residents that goes beyond minimum requirements;
- the Authority’s previous action to hire a separate geo-technical professional to assess any long-term effects of repeated blasting;
- close coordination with all State and Federal agencies in assessing and addressing the impacts of the project;
- the full investigation of all known claims attributed to the blasting and a fair resolution and settlement of such claims to compensate property owners for any damages prior to the closure of the contract for the project; and
- no future blasting at the Airport without Board of Supervisors prior approval.

ANNUAL RESOLUTION OF APPROPRIATIONS OF THE COUNTY OF ALBEMARLE FOR THE FISCAL YEAR ENDING JUNE 30, 2014		
A RESOLUTION making appropriations of sums of money for all necessary expenditures of the COUNTY OF ALBEMARLE, VIRGINIA, for the fiscal year ending June 30, 2014; to prescribe the provisions with respect to the items of appropriation and their payment; and to repeal all previous appropriation ordinances or resolutions that are inconsistent with this resolution to the extent of such inconsistency.		
BE IT RESOLVED by the Albemarle County Board of Supervisors:		
<u>SECTION I - GENERAL GOVERNMENT (Fund 1000)</u>		
That the following sums of money be and the same hereby are appropriated from the GENERAL FUND to be apportioned as follows for the purposes herein specified for the fiscal year ending June 30, 2014:		
Paragraph One: GENERAL MANAGEMENT AND SUPPORT		
	Board of Supervisors	\$599,994
	County Executive	\$1,189,801
	Human Resources	\$655,864
	County Attorney	\$1,016,955
	Finance Department	\$4,658,755
	Management and Budget	\$342,516
	Information Technology	\$2,516,804
	Voter Registration/ Elections	<u>\$565,954</u>
		\$11,546,643
Paragraph Two: JUDICIAL		
	Circuit Court	\$99,312
	General District Court	\$37,285
	Magistrate	\$4,350
	Juvenile Court	\$113,381
	Clerk of the Circuit Court	\$780,096
	Sheriff's Office	\$2,196,868
	Commonwealth's Attorney	<u>\$1,042,113</u>
		\$4,273,405
Paragraph Three: PUBLIC SAFETY		
	Police Department	\$15,151,349
	Fire/Rescue Department	\$9,554,146
	Volunteer Fire/Rescue	\$2,020,342
	TJEMS	\$19,257
	Fire/Rescue Tax Credit	\$62,000
	City Fire Contract	\$150,000
	Inspections and Building Codes	\$1,108,821
	Forest Fire Extinction	\$23,929
	Emergency Communications Center	\$2,191,183
	Albemarle Charlottesville Regional Jail	\$3,415,945
	Community Attention Home	\$60,149
	Juvenile Detention Center	\$841,223
	Foothills Child Advocacy Center	\$30,385
	Offender Aid and Restoration	\$159,229
	SPCA Shelter Contribution	\$532,249
	VJCCA	<u>\$52,231</u>
		\$35,372,438
Paragraph Four: GENERAL SERVICES / PUBLIC WORKS		
	Facilities Development Department	\$193,425
	General Services	\$3,537,624
	Rivanna Solid Waste Authority	<u>\$300,000</u>
		\$4,031,049

Paragraph Five: HUMAN SERVICES		
	Department of Social Services	\$10,987,870
	Bright Stars Transfer	\$661,025
	Comprehensive Services Act Transfer	\$2,350,000
	Tax Relief for Elderly/Disabled	\$975,000
	Health Department	\$568,471
	Region Ten	\$658,856
	ABRT	\$15,356
	AIDS/HIV Services Group	\$3,600
	Boys & Girls Club	\$20,000
	Charlottesville Free Clinic	\$116,390
	Children, Youth & Family Services	\$74,490
	Computers 4 Kids	\$13,379
	JABA	\$301,780
	Jefferson Area CHIP	\$301,500
	Jefferson Area United Transit Network	\$1,151,711
	Housing Collaboration Contingency	\$15,000
	Legal Aid Justice Center	\$38,700
	Madison House	\$9,900
	Piedmont CASA	\$9,270
	Piedmont Virginia Community College	\$24,962
	Piedmont Workforce Network	\$13,805
	SARA	\$20,000
	Shelter for Help in Emergency	\$85,514
	United Way	\$117,100
		\$18,533,679
Paragraph Six: PARKS, RECREATION AND CULTURE		
	Department of Parks & Recreation	\$2,443,740
	Jefferson-Madison Regional Library - Regional	\$891,088
	Jefferson-Madison Regional Library - Charlottesville-Albemarle	\$1,923,998
	Jefferson-Madison Regional Library - Crozet Library	\$291,444
	Jefferson-Madison Regional Library - Scottsville Library	\$144,726
	Jefferson-Madison Regional Library - Extension Services	\$197,675
	African American Festival	\$2,700
	Ashlawn Highland Festival	\$3,800
	Historic Preservation Contingency	\$13,000
	Literacy Volunteers	\$25,287
	Municipal Band	\$8,000
	Piedmont Council of the Arts	\$5,000
	Visitor's Bureau	\$666,195
		\$6,616,653
Paragraph Seven: COMMUNITY DEVELOPMENT		
	Department of Community Development	\$4,027,609
	Housing Office	\$482,674
	VPI Extension Service	\$181,901
	Soil & Water Conservation	\$115,646
	AHIP	\$400,000
	Charlottesville Area Transit	\$815,567
	CVSBCC	\$10,000
	MACAA	\$107,440
	Piedmont Housing Alliance	\$34,500
	Planning District Commission	\$124,024
	Streamwatch	\$10,380
		\$6,309,741
Paragraph Eight: REVENUE SHARING AGREEMENT		
	Revenue Sharing Agreement	\$16,931,333

Paragraph Nine: TAX REFUNDS, ABATEMENTS, & OTHER REFUNDS:		
	Refunds and Abatements	\$163,500
Paragraph Ten: OTHER USES OF FUNDS		
	Transfer to School Fund - Recurring	\$103,332,028
	Transfer to School Division Debt Service	\$12,428,551
	Transfer to School Division Capital Projects	\$1,152,877
	Transfer to General Government Debt Service	\$3,953,334
	Transfer to General Government Capital Projects	\$1,467,298
	Transfer to Vehicle Replacement Fund	\$214,348
	Economic Development Fund	\$250,000
	Grants Leveraging Fund	\$100,000
	Innovation Fund	\$166,500
	Intern Fund	\$166,500
	Fuel Contingency	\$100,000
	Training Pool	\$50,000
	Reserve for Contingencies	\$243,578
	Salary Reserve - Reclassifications	\$80,000
	Salary Reserve - Merit	\$290,000
	VERIP Program	\$722,312
		\$2,168,890
Total GENERAL FUND appropriations for the fiscal year ending June 30, 2014:		\$228,495,767
To be provided as follows:		
	Revenue from Local Sources	\$197,200,516
	Revenue from the Commonwealth	\$23,163,795
	Revenue from the Federal Government	\$4,243,141
	Transfers	\$2,500,963
	Use of Fund Balance	\$1,387,352
Total GENERAL FUND resources available for fiscal year ending June 30, 2014:		\$228,495,767
SECTION II: REGULAR SCHOOL FUND (Fund 2000)		
That the following sums of money be and the same hereby are appropriated for SCHOOL purposes herein specified to be apportioned as follows for the fiscal year ending June 30, 2014:		
Paragraph One: REGULAR SCHOOL FUND		
	Instruction	\$118,092,839
	Administration, Attendance, and Health	\$6,891,421
	Pupil Transportation	\$9,383,265
	Operation and Maintenance	\$14,650,799
	School Food Services and Other Non-Instructional Services	\$0
	Facilities	\$152,500
	Debt Service and Fund Transfers	\$3,404,355
	Technology	\$2,725,462
	Contingency/Reserve	\$0
Total REGULAR SCHOOL FUND appropriations for fiscal year ending June 30, 2014:		\$155,300,641

To be provided as follows:		
	Revenue from Local Sources (General Fund Transfer)	\$ 103,332,028
	Revenue from Other Local Sources	\$2,052,531
	Revenue from the Commonwealth	\$43,389,921
	Revenue from the Federal Government	\$2,863,218
	Transfers	\$875,000
	Use of Fund Balance	\$2,787,943
Total REGULAR SCHOOL FUND resources available for fiscal year ending June 30, 2014:		\$155,300,641
<u>SECTION III: OTHER SCHOOL FUNDS</u>		
That the following sums of money be and the same hereby are appropriated for the purposes herein specified to be apportioned as follows for the fiscal year ending June 30, 2014:		
Paragraph One: OTHER SCHOOL FUNDS		
	Instruction	\$6,906,545
	Administration, Attendance, and Health	\$693,748
	Pupil Transportation	\$918,437
	Operation and Maintenance	\$121,886
	School Food Services and Other Non-Instructional Services	\$6,695,616
	Facilities	\$0
	Debt Service and Fund Transfers	\$875,000
	Technology	\$1,000,000
	Contingency/Reserve	\$0
Total OTHER SCHOOL FUND appropriations for fiscal year ending June 30, 2014:		\$17,211,232
To be provided as follows:		
	Revenue from Local Sources	\$8,355,413
	Revenue from the Commonwealth	\$496,028
	Revenue from the Federal Government	\$6,396,481
	Transfers	\$1,608,615
	Use of Fund Balance	\$354,695
Total OTHER SCHOOL FUND resources available for fiscal year ending June 30, 2014:		\$17,211,232
<u>SECTION IV: OTHER SPECIAL REVENUE FUNDS</u>		
That the following sums of money be and the same hereby are appropriated for OTHER PROGRAM purposes herein specified to be apportioned as follows for the fiscal year ending June 30, 2014:		
Paragraph One: OTHER SPECIAL REVENUE FUNDS		
	Comprehensive Services Act Program Expenditures (Fund 1551)	\$8,621,312
	Bright Stars Program (Fund 1553)	\$1,169,520
	Darden Towe Memorial Park (Fund 4200)	\$285,411
	MJ Health Grant (Fund 1563)	\$5,000
	Courthouse Maintenance Fund (Fund 9150)	\$44,156
	Tourism Enhancement (Fund 1810)	\$1,627,180
	Criminal Justice Grant Programs (Fund 1520)	\$751,590
	Victim-Witness Program (Fund 1225)	\$117,921
	Metropolitan Planning Organization Funding (Fund 1208)	\$10,000
	Housing Assistance Fund (Fund 1227)	\$3,095,000
	Vehicle Replacement (Fund 9200)	\$1,012,048
	FEMA-Safer Grant (Fund 1595)	\$551,764
	Facilities Development (Fund 1925)	\$956,642
	Economic Development Authority (Fund 6850)	\$40,000
	Old Crozet School Operations (Fund 8610)	\$74,577
Total OTHER SPECIAL REVENUE FUND appropriations for fiscal year ending June 30, 2014:		\$18,362,121

To be provided as follows:		
	Revenue from Local Sources	\$1,881,124
	Revenue from the Commonwealth	\$5,880,201
	Revenue from the Federal Government	\$3,718,144
	Transfers	\$6,555,825
	Use of Fund Balance	\$326,827
Total OTHER SCHOOL FUND resources available for fiscal year ending June 30, 2014:		\$18,362,121

SECTION V - GENERAL GOVERNMENT CAPITAL IMPROVEMENTS FUND (Fund 9010)

That the following sums of money be and the same hereby are appropriated from the GENERAL GOVERNMENT CAPITAL IMPROVEMENTS FUND to be apportioned as follows for the purposes herein specified for the fiscal year ending June 30, 2014:

Paragraph One: ADMINISTRATION		
	Tax/Rev System Replacement	\$50,000
		\$50,000
Paragraph Two: COURTS		
	Clerk of the Circuit Court System Upgrade	\$35,000
	Court Square Maintenance/Replacement	\$198,511
	J&DR Court Maintenance/Replacement	\$28,000
	J&DR Phone System Replacement	\$20,400
	Old Jail Facility Maintenance	\$18,540
	Sheriff's Office Maintenance/Replacement Projects	\$20,000
		\$320,451
Paragraph Three: PUBLIC SAFETY		
	Fire/Rescue Apparatus Replacement	\$3,574,000
	Ivy Station 14	\$6,000
	Seminole Trail VFD Renovation/Addition	\$45,000
	Firearms Range Facility	\$481,874
	County 800 Mhz Radio Replacements	\$609,768
	Police Mobile Data Computers	\$144,450
	Police Patrol Video Cameras	\$130,620
		\$4,991,712
Paragraph Four: PUBLIC WORKS		
	City/County Co-Owned Maintenance/Replacement	\$40,470
	County Facilities Maintenance/Replacement	\$656,449
	Ivy Landfill Remediation	\$523,000
	Moore's Creek Septage Receiving	\$109,441
	Old Crozet School Maintenance	\$73,469
	Storage Facility Lease-General Government	\$63,000
		\$1,465,829
Paragraph Five: COMMUNITY/NEIGHBORHOOD DEVELOPMENT		
	Crozet Streetscape Phase II	\$81,900
	Master Plan Implementation	\$31,200
	Sidewalk Construction Program	\$112,800
	Transportation Projects	\$5,625
	Transportation Projects and Revenue Sharing	\$1,045,000
		\$1,276,525
Paragraph Six: HEALTH AND WELFARE		
	DSS Document Management System	\$80,000
	Health Department Maintenance/Replacement	\$14,197
		\$94,197

Paragraph Seven: PARKS, RECREATION & CULTURE		
	Parks - Maintenance/Replacement	\$464,710
		\$464,710
Paragraph Eight: LIBRARIES		
	City/County Branch Library Repair/Maintenance	\$242,927
	Crozet Library	\$14,400
		\$257,327
Paragraph Nine: TECHNOLOGY AND GIS		
	County Server/Infrastructure Upgrade	\$421,200
Paragraph Ten: OTHER USE OF FUNDS		
	Future General Government Project Management Services	\$45,351
Paragraph Eleven: CARRY FORWARD OF FY 12/13 APPROPRIATIONS		
	All unspent and unencumbered appropriations allocated for General Government capital projects included in Attachment B are re-appropriated for completion of the projects. Upon completion of a capital project, the County Executive is authorized to close out the project and transfer any unencumbered unexpended residual funds to the Capital Improvement Fund fund balance.	
	Recommended Carry Forward	\$22,888,280
	Recommended Carry Forward (no FY13 Expenditures)	\$7,004,750
		\$29,893,030
Total GENERAL GOVERNMENT CAPITAL IMPROVEMENTS FUND appropriations for fiscal year ending June 30, 2014:		\$39,280,332
To be provided as follows:		
	Revenue from Local Sources (General Fund Transfer)	\$1,467,298
	Revenue from Local Sources (Other Transfers)	\$93,156
	Revenue from Other Local Sources	\$722,358
	Revenue from the Commonwealth	\$500,000
	Bond Proceeds	\$4,109,823
	Use of Fund Balance	\$2,494,667
	Use of Fund Balance for Carry Forward of FY 12/13 Appropriations	\$29,893,030
Total GENERAL GOVERNMENT CAPITAL IMPROVEMENTS FUND resources available for fiscal year ending June 30, 2014:		\$39,280,332
<u>SECTION VI: SCHOOL DIVISION CAPITAL IMPROVEMENTS FUND (Fund 9000)</u>		
That the following sums of money be and the same hereby are appropriated from the SCHOOL DIVISION CAPITAL IMPROVEMENTS FUND for the purposes herein specified to be apportioned as follows for the fiscal year ending June 30, 2014:		
Paragraph One: EDUCATION (SCHOOL DIVISION)		
	Administrative Technology	\$183,000
	Agnor Hurt Elementary Addition/Renovation	\$383,601
	Contemporary Learning Spaces	\$277,000
	Instructional Technology	\$575,000
	Murray High School Phases 1-2 Addition/Renovation	\$567,390
	School Bus Replacement	\$1,541,244
	School Maintenance/Replacement	\$5,665,294
	State Technology Grant	\$786,000
	Storage Facility Lease	\$150,000
	Telecommunications Network Upgrade	\$900,000
	Future School Project Management Services	\$133,562
		\$11,162,091

Paragraph Two: CARRY FORWARD OF FY 12/13 APPROPRIATIONS		
All unspent and unencumbered appropriations allocated for School Division capital projects included in Attachment B are re-appropriated for completion of the projects. Upon completion of a capital project, the County Executive is authorized to close out the project and transfer any unencumbered unexpended residual funds to the Capital Improvement Fund fund balance.		
	Recommended Carry Forward	\$355,864
Total SCHOOL DIVISION CAPITAL IMPROVEMENTS FUND appropriations for fiscal year ending June 30, 2014:		\$11,517,955
To be provided as follows:		
	Revenue from Local Sources (General Fund Transfer)	\$1,152,877
	Revenue from Other Local Sources	\$14,982
	Revenue from the Commonwealth	\$1,086,000
	Bond Proceeds	\$7,014,536
	Use of Fund Balance	\$1,893,696
	Use of Fund Balance for Carry Forward of FY 12/13 Appropriations	\$355,864
Total SCHOOL DIVISION CAPITAL IMPROVEMENTS FUND resources available for fiscal year ending June 30, 2014:		\$11,517,955
SECTION VII: STORMWATER CAPITAL IMPROVEMENTS FUND (Fund 9100)		
That the following sums of money be and the same hereby are appropriated from the STORM WATER CAPITAL IMPROVEMENTS FUND for the purposes herein specified to be apportioned as follows for the fiscal year ending June 30, 2014:		
Paragraph One: STORMWATER PROJECTS		
	Stormwater TMDL Maintenance Study	\$125,000
	Stormwater Transfer	\$266,445
	WAHS Stormwater Improvements	\$13,200
	Water Resources Projects	\$12,600
	Future Stormwater Project Management Services	\$15,092
		\$432,337
Paragraph Two: CARRY FORWARD OF FY 12/13 APPROPRIATIONS		
All unspent and unencumbered appropriations allocated for Stormwater capital projects included in Attachment B are re-appropriated for completion of the projects. Upon completion of a capital project, the County Executive is authorized to close out the project and transfer any unencumbered unexpended residual funds to the Capital Improvement Fund fund balance.		
	Recommended Carry Forward	\$554,888
	Recommended Carry Forward (no FY13 Expenditures)	\$902,553
		\$1,457,441
Total STORM WATER CAPITAL IMPROVEMENTS FUND appropriations for fiscal year ending June 30, 2014:		\$1,889,778
To be provided as follows:		
	Use of Fund Balance	\$432,337
	Use of Fund Balance for Carry Forward of FY 12/13 Appropriations	\$1,457,441
Total STORM WATER CAPITAL IMPROVEMENTS FUND resources available for fiscal year ending June 30, 2014:		\$1,889,778
SECTION VIII: DEBT SERVICE		
That the following sums of money be and the same hereby are appropriated for the function of DEBT SERVICE to be apportioned as follows from the GENERAL GOVERNMENT DEBT SERVICE FUND and the SCHOOL DIVISION DEBT SERVICE FUND for the fiscal year ending June 30, 2014:		
Paragraph One: SCHOOL DIVISION DEBT SERVICE FUND (Fund 9900)		
	Debt Service - School Division	\$12,704,060
Total SCHOOL DIVISION DEBT SERVICE appropriations for fiscal year ending June 30, 2014:		\$12,704,060

Paragraph Two: GENERAL GOVERNMENT DEBT SERVICE FUND (Fund 9910)		
	Debt Service - General Government	\$4,094,923
Total GENERAL GOVERNMENT DEBT SERVICE appropriations for fiscal year ending June 30, 2014:		\$4,094,923
To be provided as follows:		
	Revenue from Local Sources (Transfer from General Fund)	\$3,953,334
	Revenue from Other Local Sources	<u>\$141,589</u>
Total GENERAL GOVERNMENT DEBT SERVICE resources available for fiscal year ending June 30, 2014:		\$4,094,923
GRAND TOTAL - DEBT SERVICE FUNDS		\$16,798,983
TOTAL APPROPRIATIONS MENTIONED IN SECTIONS I - VIII OF THIS RESOLUTION FOR THE FISCAL YEAR ENDING JUNE 30, 2014		
<u>RECAPITULATION:</u>		
Appropriations:		
Section I	General Fund	\$228,495,767
Section II	School Fund	\$155,300,641
Section III	Other School Funds	\$17,211,232
Section IV	Other Special Revenue Funds	\$18,362,121
Section V	General Government Capital Improvements Fund	\$39,280,332
Section VI	School Division Capital Improvements Fund	\$11,517,955
Section VII	Storm Water Capital Improvements Fund	\$1,889,778
Section VIII	Debt Service	\$16,798,983
		\$488,856,809
Less Inter-Fund Transfers		(\$134,695,953)
GRAND TOTAL - ALBEMARLE COUNTY APPROPRIATIONS		\$354,160,856
<u>SECTION IX: EMERGENCY COMMUNICATIONS CENTER</u>		
That the following sums of money be and the same hereby are appropriated from the EMERGENCY COMMUNICATIONS CENTER FUND for the purposes herein specified to be apportioned as follows for the fiscal year ending June 30, 2014:		
Paragraph One: EMERGENCY COMMUNICATIONS CENTER FUND		
	Emergency Communications Center	\$5,313,437
Total EMERGENCY COMMUNICATIONS CENTER FUND appropriations for fiscal year ending June 30, 2014:		\$5,313,437
To be provided as follows:		
	Albemarle County	\$2,191,183
	City of Charlottesville	\$1,567,491
	University of Virginia	\$673,355
	Revenue from Other Local Sources	\$306,446
	Revenue from the Commonwealth	\$560,825
	Revenue from the Federal Government	<u>\$14,137</u>
Total EMERGENCY COMMUNICATIONS CENTER FUND resources available for fiscal year ending June 30, 2014:		\$5,313,437

BE IT FURTHER RESOLVED THAT the County Executive is hereby authorized to administratively approve budget transfers of unencumbered funds of up to \$50,000.00 per fund in the fiscal year from one classification, department, or project to another within the same general governmental fund.

BE IT FURTHER RESOLVED THAT the Director of Finance is hereby authorized to transfer monies from one fund to another, from time to time as monies become available, sums equal to, but not in excess of, the appropriations made to these funds for the period covered by this appropriation resolution.

SECTION VII

All of the monies appropriated as shown by the contained items in Sections I through IX are appropriated upon the provisos, terms, conditions, and provisions herein before set forth in connection with said terms and those set forth in this section. The Director of Finance (Betty Burrell) and Clerk to the Board of Supervisors (Ella W. Jordan) are hereby designated as authorized signatories for all bank accounts.

Paragraph One

Subject to the qualifications in this resolution contained, all appropriations are declared to be maximum, conditional, and proportionate appropriations - the purpose being to make the appropriations payable in full in the amount named herein if necessary and then only in the event the aggregate revenues collected and available during the fiscal year for which the appropriations are made are sufficient to pay all of the appropriations in full.

Otherwise, the said appropriations shall be deemed to be payable in such proportion as the total sum of all realized revenue of the respective funds is to the total amount of revenue estimated to be available in the said fiscal year by the Board of Supervisors.

Paragraph Two

All revenue received by any agency under the control of the Board of Supervisors included or not included in its estimate of revenue for the financing of the fund budget as submitted to the Board of Supervisors may not be expended by the said agency under the control of the Board of Supervisors without the consent of the Board of Supervisors being first obtained, nor may any of these agencies or boards make expenditures which will exceed a specific item of an appropriation.

Paragraph Three

No obligations for goods, materials, supplies, equipment, or contractual services for any purpose may be incurred by any department, bureau, agency, or individual under the direct control of the Board of Supervisors except by requisition to the purchasing agent; provided, however, no requisition for items exempted by the Albemarle County Purchasing Manual shall be required; and provided further that no requisition for contractual services involving the issuance of a contract on a competitive bid basis shall be required, but such contract shall be approved by the head of the contracting department, bureau, agency, or individual, the County Attorney, and the Purchasing Agent or Director of Finance. The Purchasing Agent shall be responsible for securing such competitive bids on the basis of specifications furnished by the contracting department, bureau, agency, or individual.

In the event of the failure for any reason of approval herein required for such contracts, said contract shall be awarded through appropriate action of the Board of Supervisors.

Any obligations incurred contrary to the purchasing procedures prescribed in the Albemarle County Purchasing Manual shall not be considered obligations of the County, and the Director of Finance shall not issue any warrants in payment of such obligations.

Paragraph Four

Allowances out of any of the appropriations made in this resolution by any or all County departments, bureaus, or agencies under the control of the Board of Supervisors to any of their officers and employees for expense on account of the use of such officers and employees of their personal automobiles in the discharge of their official duties shall be paid at the rate established by the County Executive for its employees and shall be subject to change from time to time.

Paragraph Five

All travel expense accounts shall be submitted on forms and according to regulations prescribed or approved by the Director of Finance.

Paragraph Six

All resolutions and parts of resolutions inconsistent with the provisions of this resolution shall be and the same are hereby repealed.

Paragraph Seven

This resolution shall become effective on July first, two thousand and thirteen.

List of Multi-Year Capital Projects for Carry Forward into FY 13/14

<u>General Government - Recommended Carry Forward</u>	<u>Estimated Carry Forward</u>
ACE Program	751,524.15
Apparatus Repl Program: E. RIVANNA ENGINE 21	80,000.00
Apparatus Repl Program: MONTICELLO-AMBULANCE	288,750.00
Apparatus Repl Program: SCOTTSVILLE-AMB 706	288,750.00
Apparatus Repl Program: SYSTEM AMBULANCE	200,000.00
City-County Branch Library Repair/Maintenance	109,999.00
Computer Assisted Mass Appraisal	370,000.00
Court Square Maint/Repl Program	352,484.89
Crozet Avenue North Sidewalk	400,000.00
Crozet Library	400,000.00
Crozet Streetscape Phase II	900,000.00
Fire Department Contingency	54,501.93
Firearms Range	914,362.10
Fire Rescue Mobile Data Computers Repl	22,356.41
Fontaine Avenue	70,000.00
GIS Project	330,730.86
Greenway Program	46,139.46
Hollymead-Powell Creek Drive	160,000.00
Ivy Fire Station	325,000.00
Ivy Landfill Remediation	711,823.34
Northside Library*	8,779,032.00
Old Jail Facility Maintenance	7,258.28
Parks Maintenance	104,061.62
Places 29 Master Plan	1,170,921.12
Police Technology Upgrade	730,000.00
Public Works Facility Maintenance-General	388,376.04
Records Management	153,494.93
Seminole Trail VFD Renov/Add	3,095,000.00
Sheriff's Office Maint/Repl	10,000.00
South Pantops	425,000.00
Tax/Rev System Replacement	648,175.00
Transportation Improvement - Local	382,800.00
Contingency	217,739.00
	22,888,280.13

*This Northside Library project was approved at the May 1, 2013 Board meeting and was therefore not included in the original list of recommended carry forward.

<u>General Government - No Expenditure - Recommended Carry Forward</u>	
Avon Street	70,992.22
City View Project	8,339.12
County Library Facilities Repair/Maintenance	24,000.00
Crozet Main Street	92,084.62
ECC Computer Aided Dispatch System	150,000.00

List of Multi-Year Capital Projects for Carry Forward into FY 13/14

ECC Emergency Telephone System	1,343,208.00
Health Department Maint/Repl	32,940.00
Keene Landfill	50,000.00
Pantops Master Plan	108,731.45
Public Works Facility Maintenance - Jessup House	31,750.00
Public Works Facility Maintenance - Wheeler Building	41,240.00
Recreation Facility	2,030,000.00
Revenue Sharing Program	2,500,000.00
Roadway Landscaping	90,625.00
Sidewalk Contingency	83,735.54
Street Lights	35,231.74
Sunridge Road	6,696.42
Voting Machine Replacements	305,175.77
	7,004,749.88

School Division - Recommended Carry Forward

Greer E S Renov/Add Phase II	10,000.00
School CIP Maintenance	320,000.00
Storage Lease - Schools	5,870.00
VMF Lifts	15,000.00
Contingency	4,994.00
	355,864.00

Stormwater - Recommended Carry Forward

Church Road Basin	426,000.00
Dam Break Study	59,100.00
WAHS Stormwater Improvement	62,000.00
Contingency	7,788.00
	554,888.00

Stormwater - No Expenditure - Recommended Carry Forward

Multi-Facility Maintenance	360,000.00
Stormwater Management Program	417,552.86
Stormwater TMDL Study	125,000.00
	902,552.86

**RESOLUTION OF OFFICIAL INTENT TO REIMBURSE
EXPENDITURES WITH PROCEEDS OF A BORROWING**

WHEREAS, the Albemarle County Board of Supervisors, Virginia (the “Borrower”) intends to acquire, construct and equip the items and projects set forth in Exhibit A hereto (collectively, the “Project”); and

WHEREAS, plans for the Project have advanced and the Borrower expects to advance its own funds to pay expenditures related to the Project (the “Expenditures”) prior to incurring indebtedness and to receive reimbursement for such Expenditures from proceeds of tax-exempt bonds or taxable debt, or both.

NOW, THEREFORE, BE IT RESOLVED by the Albemarle County Board of Supervisors that:

1. The Borrower intends to utilize the proceeds of tax-exempt bonds (the “Bonds”) or to incur other debt to pay the costs of the Project in an amount not currently expected to exceed \$41,017,684.

2. The Borrower intends that the proceeds of the Bonds be used to reimburse the Borrower for Expenditures with respect to the Project made on or after the date that is no more than 60 days prior to the date of this Resolution. The Borrower reasonably expects on the date hereof that it will reimburse the Expenditures with the proceeds of the Bonds or other debt.

3. Each Expenditure was or will be, unless otherwise approved by bond counsel, either (a) of a type properly chargeable to a capital account under general federal income tax principles (determined in each case as of the date of the Expenditure); (b) a cost of issuance with respect to the Bonds; (c) a nonrecurring item that is not customarily payable from current revenues; or (d) a grant to a party that is not related to or an agent of the Borrower so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the Borrower.

4. The Borrower intends to make a reimbursement allocation, which is a written allocation by the Borrower that evidences the Borrower’s use of proceeds of the Bonds to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Project is placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The Borrower recognizes that exceptions are available for certain “preliminary expenditures,” costs of issuance, certain de minimis amounts, expenditures by “small issuers” (based on the year of issuance and not the year of expenditure) and expenditures for construction of at least five years.

5. The Borrower intends that the adoption of this Resolution confirms the “official intent” within the meaning of Treasury Regulations Section 1.150-2 promulgated under the Internal Revenue Code of 1986, as amended.

6. This Resolution shall take effect immediately upon its passage.

**CAPITAL IMPROVEMENT PROGRAM
BONDED PROJECTS
FY 2013/14**

Schools	Amount
Agnor Hurt Elementary Addition/Renovation	\$383,601
Contemporary Learning Spaces	\$277,001
Murray High School Phases 1-2 Addition/Renovation	\$567,390
School Maintenance Projects	\$5,111,544
Telecommunications Network Upgrade	<u>\$675,000</u>
Schools Subtotal	\$7,014,536
General Fund	Amount
County 800 MHz Radio Replacements	\$609,768
County Server Infrastructure Upgrade	\$379,080
Fire Rescue Apparatus Replacement	3,075,975
Seminole Trail VFD Renovation/Addition	<u>\$45,000</u>
General Fund Subtotal	\$4,109,823
TOTAL DEBT ISSUE – FY 2013/14 PROJECTS	\$11,124,359

PREVIOUSLY APPROPRIATED PROJECTS TO BE BONDED

Schools	Amount
1. School Maintenance Projects	<u>\$3,776,873</u>
Schools Subtotal	\$3,776,873
General Fund	Amount
1. County Server Infrastructure Upgrade	\$405,000
2. Crozet Library*	\$7,856,301
3. ECC Emergency Telephone System	\$556,760
4. Fire Rescue Apparatus Replacement	\$390,000
5. Firearms Range	\$522,765
6. Fire Rescue Lifepacks	\$362,682
7. Ivy Fire Station (Apparatus & Equipment)	\$752,625
8. Seminole Trail VFD Renovation/Addition	\$3,449,946
9. 705 Rio Road West	<u>\$11,820,373</u>
General Fund Subtotal	\$26,116,452
TOTAL DEBT ISSUE – ALL PROJECTS	\$41,017,684

*Project previously anticipated to be funded or partially funded with cash.