

ACTIONS
Board of Supervisors Meeting of February 11, 2009

February 18, 2009

<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 3:01 p.m., by the Vice-Chairman, Ms. Mallek. All Board members were present. Also present were Bob Tucker, Larry Davis, Ella Jordan and Meagan Hoy. 	
<p>2. Joint Task Force on Affordable Housing (deferred from February 4, 2009).</p> <ul style="list-style-type: none"> Reviewed the Task Force recommendations and provided the attached direction. 	<p><u>County Executive staff/Ron White</u>: Proceed as directed. (Attachment 1)</p>
<p>3. Presentation: Resource Management Review.</p> <ul style="list-style-type: none"> Supported the County Executive bringing back an action plan on the recommendations and a timetable for the actions. 	<p><u>County Executive</u>: Proceed as directed.</p>
<p>4. Closed Meeting.</p> <ul style="list-style-type: none"> At 5:09 p.m., the Board went into Closed Meeting to consider appointments to boards, committees and commissions. 	
<p>7. Certify Closed Meeting.</p> <ul style="list-style-type: none"> At 6:01 p.m., the Board reconvened into open meeting and certified the closed meeting. (Mr. Slutzky did not return.) 	
<p>Non-Agenda.</p> <ul style="list-style-type: none"> REAPPOINTED all Board Members to their current committees for 2009, and indicated that the Eastern Connector Alignment Study Committee, the Affordable Housing Task Force, the Safer Chemical Committee, and the South Fork Rivanna Reservoir Stewardship Task Force have concluded their work and no longer require appointees. 	<p>(Attachment 2)</p>
<p>10. Recognition: Robert R. Humphris – Albemarle County Service Authority.</p> <ul style="list-style-type: none"> Ms. Mallek recognized Mr. Robert Humphris for his 30 years of service on the Albemarle County Service Authority. Donald Wagner and Clarence Roberts, current members of the ACSA, also thanked Mr. Humphris for his integrity and many years of service. Mr. Humphris said it was a privilege to serve on the Board for 30 years. Mr. Rooker thanked Mr. Humphris for his technical knowledge and for his help through the years. <p>Proclamation recognizing the National Association for the Advancement of Colored People (NAACP) Centennial Anniversary.</p> <ul style="list-style-type: none"> Ms. Mallek read the proclamation into the record and presented it to Rick Turner. Mr. Turner thanked the Board for their recognition, as well as Ella Jordan. He also invited Board Members to attend the Annual Founder's Day Celebration at Burley Middle School on Sunday, February 15th at 4:00 p.m. 	<p>(Attachment 3)</p>

<ul style="list-style-type: none"> • APPROVED, by a vote of 5:0 (Slutzky absent), for stand alone parking in accord with Section 18-4-12.11. 	
15. SP-2008-028. BB&T Crozet (Sign #37). <ul style="list-style-type: none"> • APPROVED, by a vote of 5:0 (Slutzky absent) subject to the two recommended conditions. 	<u>Clerk:</u> Set out conditions of approval. (Attachment 7)
16. CPA-2008-004. Economic Development Policy <ul style="list-style-type: none"> • DEFERRED, by a vote of 5:0 (Slutzky absent), the Economic Development Policy to allow staff to finalize the document for Board approval. 	<u>Clerk:</u> Schedule on March 4, 2009 consent agenda.
<p>From the Board: Matters Not Listed on the Agenda. <u>Ken Boyd:</u></p> <ul style="list-style-type: none"> • Updated the Board on a proposed fire rescue ordinance. The Board requested an electronic copy of the finalized draft. <p><u>Dennis Rooker:</u></p> <ul style="list-style-type: none"> • Updated the Board on Legislative Day, which he and other Board members attended. • The High Growth Coalition had a meeting, and members were updated on various pieces of legislation. • Legislation on private septic systems passed the House, and is on the way to the Senate. Ms. Thomas mentioned this will take alternative septic systems out of the Boards hands, and will impact the growth pattern in Albemarle County in a negative way. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> • Attended a VACo conference over the weekend and was updated on the latest cuts from the State. One of the cuts will be a reduction in the States support of constitutional officers. The other budget amendment would be to possibly take away funding for rail service. Mr. Rooker added that drug court funding will also be cut back. 	
17. Adjourn to February 25, 2009. <ul style="list-style-type: none"> • At 8:06 p.m. the Board adjourned to February 25, 2009. 	

/mrh

Attachment 1 – Task Force on Affordable Housing Recommendations

Attachment 2 – Board Member Committee Appointments, 2009

Attachment 3 – Proclamation recognizing the National Association for the Advancement of Colored People (NAACP) Centennial Anniversary

Attachment 4 - Resolution to accept road(s) in Mountain Harvest Farm Subdivision into the State Secondary System of Highways.

Attachment 5- Resolution to accept road(s) in Frays Grant Subdivision into the State Secondary System of Highways

Attachment 6 - Resolution to accept road(s) in Hollymead Town Center into the State Secondary System of Highways.

Attachment 7 - Conditions of Approval – Planning Items

Task Force on Affordable Housing Recommendations

- Commit to a permanent, dedicated, annual funding investment in affordable housing initiatives either by changing current funding priorities or increasing long-term revenue streams. Such funding should be dedicated to support the building and/or preserving of affordable housing (bricks and sticks). **Agreed this is a budget-level discussion and deferred to discuss as part of annual budget process.**
- Support the creation of a Regional Housing Fund to accept investments in affordable housing from both public and private sources. **Agreed to consider further detail from Housing Committee.**
- Amend the existing proffer policy to include these recommendations:
 - Cap the value of proffered units; **Staff to bring back an analysis**
 - Provide an incentive for developers to get more credit for deeper targeting of affordability by using a sliding scale; **Board recognized that they had previously given their approval to use a sliding scale as an incentive for deeper targeting of affordability. That scale should be provided to future applicants.**
 - Require proffered units to include an equal share of units affordable at extremely low-, very low-, and low-income levels **Staff to bring back an analysis**
 - Increase the term of affordability for proffered rental units to a minimum of 15 years. **Staff to bring back an analysis**
 - Require deed restrictions or deeds of trust to ensure longer term affordability. **Requested that the Housing Committee “swiftly” bring back recommendations for ensuring long-term affordability through the use of deeds of trust or deed restrictions.**
- Support the building of Single Room Occupancy housing. **Recognized potential collaboration with City for a future project addressing level of support when the project comes forward.**
- Support and encourage the creation of security measures and supportive services in new and existing neighborhoods to ensure that affordable housing is safe and pleasant. **Recognized current initiatives by Police Dept. should continue and be available to all interested owners/landlords.**
- Promote the use of tax credits for developers by offering technical assistance. **Continue to provide assistance and referrals upon request. Look at the recommended roles of a Housing Ombudsman**
- Consider issuing general obligation bonds to fund affordable housing initiatives. **No agreement to move forward**
- Provide funding for loans to developers of affordable housing. **No agreement to move forward**
- Aggregate all County housing funds including cash proffers to create a fund which would be under the control of the Albemarle County Housing Committee. **Considered this as an administrative recommendation for staff to develop further.**
- Review and remove unnecessary regulatory barriers that impact affordability including consideration of a streamlined approval process for developments that propose affordable housing units. **Development process review tasked with this. A question of who defines “unnecessary”.**
- Provide support for the Thomas Jefferson Community Land Trust. **Wants more info on TJCLT before considering support**
- Establish a Housing Ombudsman Office to serve both area residents and developers of affordable housing. **Housing Committee to review, discuss, and develop recommendations with pros and cons**
- To the extent allowed by law, pay all employees, and strongly encourage their contractors to pay, a living wage. The Task Force recommends, as a first step, that the Human Resource Departments of the City, County, and UVa develop criteria for establishing a living wage. **No agreement to move forward**
- Support regional transit networks and options. **Consensus that current support and work towards regional transit should continue**
- Continue to support regional non-profits such as Piedmont Housing Alliance (PHA), Habitat for Humanity, and the Albemarle Housing Improvement Program (AHIP) whose missions are to address affordable housing. **Consensus of agreement with this recommendation**

Board Member:**Term Began:****Ken Boyd:**

Albemarle County Fire Rescue Advisory Board	1/09/08
CIP Oversight Committee	1/09/08
C'Ville/Albemarle/UVA Planning and Coordination Council Policy Committee	2/01/06
Darden Towe Memorial Park Committee	1/07/04
Fiscal Impact Advisory Committee	2/01/06

Lindsay Dorrier:

Audit Committee	1/05/00
CIP Oversight Committee	
Jail Authority	1/04/06
Lewis and Clark Exploratory Center Board	1/07/04
Police Department Citizens Advisory Committee	2/01/06
Rivanna River Basin Commission	9/13/06

Dennis Rooker:

Audit Committee	2/01/06
C'Ville/Albemarle/UVA Planning and Coordination Council Policy Committee	2/01/02
High Growth Coalition	1/09/08
MPO	1/09/02

David Slutzky:

Agricultural and Forestal Advisory Committee	2/01/06
Darden Towe Memorial Park Committee	2/01/06
Hazardous Materials Local Emergency Planning Committee	2/01/06
MPO	2/01/06

Sally Thomas:

Building Committee	1/07/04
High Growth Coalition	2/01/06
Historic Preservation Committee	2/01/06
Lewis and Clark Exploratory Center Board	2/01/06
Rivanna River Basin Commission	9/13/06
TJPDC	1/05/94

Ann Mallek:

ACE	1/09/08
Albemarle County Fire Rescue Advisory Board	1/09/08
Building Committee	1/09/08
Piedmont Workforce Network Council	1/09/08
TJPDC	1/09/08

PROCLAMATION

**NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP)
CENTENNIAL ANNIVERSARY**

WHEREAS, on February 12, 1909, the National Association for the Advancement of Colored People (the NAACP) was founded by a diverse multi-racial group of activists of varying political and religious backgrounds, all committed to the common cause of equality; and

WHEREAS, the mission of the NAACP is to ensure the political, educational, social and economic equality of rights of all persons and to eliminate racial hatred and racial discrimination; and

WHEREAS, since its inception, the NAACP has advanced its mission through reliance upon the press, the petition, the ballot and the courts, and has successfully utilized the legal system and moral persuasion, to tear down the barriers of racism, discrimination, education, and economic and political exclusion in this country; and

WHEREAS, the sustained efforts of the NAACP led to desegregation of America's public schools, military, election to public office and public places of accommodation; and

WHEREAS, more than 1,700 NAACP units in the United States, Italy, Germany and Japan are the life blood of the Association, acting as grassroots 'freedom fighters' in their communities; and

WHEREAS, this nation has benefited significantly from the NAACP's unwavering commitment to civil rights and the vision of a society free of injustice; and

WHEREAS, the Albemarle-Charlottesville NAACP Branch was formed July 12, 2001 upon approval of a merger request from the Albemarle and Charlottesville branches thereby allowing the two localities to be more effective in working to ensure an end to discrimination and to continue the promotion of understanding, harmony and racial justice for all citizens in the community; and

WHEREAS, the County of Albemarle and all its citizens have benefited from the dedication of these principles on the part of the membership of the Albemarle-Charlottesville NAACP and from their unwavering commitment to achieving its mission for the betterment of its citizenry;

NOW, THEREFORE, BE IT RESOLVED, that I, David Slutzky, Chairman of the Board of Supervisors of Albemarle County, Virginia, do hereby recognize the significance of **February 12, 2009** as the **100th Anniversary of the NAACP**, and encourage all our citizenry to recognize the significant contributions and commitment this organization has played in leading social change in this community and across America.

RESOLUTION

WHEREAS, the street(s) in **Mountain Harvest Farm Subdivision**, as described on the attached Additions Form AM-4.3 dated **February 11, 2009**, 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 **Mountain Harvest Farm Subdivision**, as described on the attached Additions Form AM-4.3 dated **February 11, 2009**, 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.

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The road(s) described on Additions Form AM-4.3 is:

- 1) **Mountain Harvest Lane (State Route 1013)** from the intersection of Route 684 (Half Mile Branch Road) to the cul-de-sac, as shown on plat recorded in the office the Clerk of Circuit Court of Albemarle County in Deed Book 3603, page 746, with a 50-foot right-of-way width, for a length of 0.36 miles.

Total Mileage – 0.36

RESOLUTION

WHEREAS, the street(s) in **Frays Grant Subdivision**, as described on the attached Additions Form AM-4.3 dated **February 11, 2009**, 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 **Frays Grant Subdivision**, as described on the attached Additions Form AM-4.3 dated **February 11, 2009**, 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.

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The road(s) described on Additions Form AM-4.3 is:

- 1) **Frays Ridge Crossing (State Route 1880)** from the intersection of Route 664 to the end of state maintenance, as shown on plat recorded in the office the Clerk of Circuit Court of Albemarle County in Deed Book 3074, pages 166-182, with a 50-foot right-of-way width, for a length of 1.44 miles.

Total Mileage – 1.44

RESOLUTION

WHEREAS, the street(s) in **Hollymead Town Center**, as described on the attached Additions Form AM-4.3 dated **February 11, 2009**, 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 **Hollymead Town Center**, as described on the attached Additions Form AM-4.3 dated **February 11, 2009**, 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.

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The road(s) described on Additions Form AM-4.3 is:

- 1) **Town Center Drive (State Route 1719)** from the intersection of Route 29 (Seminole Trail) to the end of state maintenance, as shown on plat recorded in the office the Clerk of Circuit Court of Albemarle County in Deed Book 3224, page 245, with a 96 foot variable right-of-way width, for a length of 0.07 miles.

Total Mileage – 0.07

**CONDITIONS OF APPROVAL
PLANNING ITEMS**

PROJECT: SP-2008-028. BB&T Crozet (Sign #37).

1. Development shall be in general accord with the site plan titled "Grading, Site, and Utility Plan for BB&T", dated September 12, 2008; and
2. The reduction in the required number of stacking spaces is limited to one (1) space. Further reduction will require an amendment to the special use permit.