

ACTIONS
Board of Supervisors Meeting of May 1, 2013

May 2, 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 back to order at 9:02 a.m., by the Chair, Ms. Mallek. All BOS members were present. Also present were Tom Foley, Larry Davis, Ella Jordan and Travis Morris. 		Listen
<p>4. Adoption of Final Agenda.</p> <ul style="list-style-type: none"> Ms. Mallek added for discussion fracking in the George Washington National Forest. Ms. Mallek asked for information on the Volunteer Coordinator job description position in Fire and Rescue. (Mr. Foley commented that this item is scheduled for discussion by the Board on June 5th.) ACCEPTED the final agenda. 		
<p>5. Brief Announcements by Board Members.</p> <p><u>Rodney Thomas:</u></p> <ul style="list-style-type: none"> Announced that Nelson Shaw, former Albemarle County Forester, recently passed away. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Announced that seven applications, totaling over 1,500 acres, have been received for the ACE Program. Announced that Preservation Week 2013 begins on Friday, May 3rd. There is a State effort at rebranding for the Piedmont Workforce Network; trying to reach out to get the attention of business interests to help the job seekers. Commented further on the passing of Nelson Shaw. Announced that this week the UVA Health Systems presented its annual commitment to community service awards. The 2013 award recipient for community service was presented to Western Albemarle Rescue Squad Chief, Kostas Alibertis. 		
<p>6. Recognitions:</p> <p>a. Paul Wright for service on the Architectural Review Board.</p> <ul style="list-style-type: none"> Chair recognized and presented with Certificate of Appreciation. <p>b. Proclamation recognizing May 5-11, 2013 as Municipal Clerks Week.</p> <ul style="list-style-type: none"> Chair read proclamation and presented to Ella Jordan and Travis Morris. <p>c. Proclamation recognizing May 6-10, 2013 as Public Service Recognition Week.</p> <ul style="list-style-type: none"> Chair read proclamation. 	<p>(Attachment 1)</p> <p>(Attachment 2)</p>	Listen
<p>7. From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <p><u>The following individuals spoke about the buffer requirements for SP-2003-14, cell phone tower located at 18 Deer Path in Bellair Subdivision:</u></p>		Listen

<ul style="list-style-type: none"> • Dade Van Der Werf • Joel Loving • Ralph Feil • Jennifer Greeson • Sharon Donovan • Dennis Rooker added this item to the Board's agenda for discussion at the end of the meeting. • <u>Charles Battig</u> spoke about Dominion Powers opt out provision for smart meters and wi fi in schools. <p><u>The following residents of Walnut Hills Subdivision spoke about the blasting going on at the Airport:</u></p> <ul style="list-style-type: none"> • Rit Venerus • Jonathan Boersma • Keywood Cheves <p><u>The following residents spoke about the need to pave the unpaved portion of Gillums Ridge Road:</u></p> <ul style="list-style-type: none"> • Timothy McLaughlin • James Vitt • Justin Smith • Scott Williams • Dianne Vitt <ul style="list-style-type: none"> • <u>Chuck Boldt</u> asked the Board to take over administration of Section 32 of the County Code, that it review any action taken on SDP-2013-0008. • <u>Melinda Crawford, Executive Director of the Airport,</u> spoke about the Airport expansion project and the blasting issue. 		
<p>8.2 Rio Road West Property Acquisition.</p> <ul style="list-style-type: none"> • ADOPTED Resolution approving the purchase of 705 Rio Road West (TMP 61-120K) and AUTHORIZED the County Executive to execute any documents required to complete the property acquisition, upon the review and approval of the documents by the County Attorney. • APPROVED Resolution of Official Intent to Reimburse Expenditures with Proceeds of a Borrowing. 	<p><u>Clerk:</u> Forward copy of signed resolutions to OFD and County Attorney's office. (Attachments 3 and 4)</p>	<p>Listen</p>
<p>8.3 Audio Streaming of Board of Supervisors Meetings.</p> <ul style="list-style-type: none"> • APPROVED acquiring an ad-free audio stream of Board meetings on the U Stream channel for a six-month trial period at a cost of \$99 per month with a re-evaluation at the end of the trial period. 	<p><u>Clerk:</u> Proceed as approved.</p>	
<p>8.4 Line of Duty Act (LODA) Trust Agreement between VACORP and Albemarle County.</p> <ul style="list-style-type: none"> • ADOPTED Resolution authorizing the County Executive to execute Trust Agreement. 	<p><u>Clerk:</u> Forward copy of signed resolution to Finance, OMB and County Attorney's office. (Attachment 5)</p>	
<p>8.5 ZMA-2004-00007. Belvedere – Variations from Code of Development.</p> <ul style="list-style-type: none"> • APPROVED variation #52 subject to the following condition: <ol style="list-style-type: none"> 1. The Belvedere Code of Development must 	<p><u>David Benish/Ellie Ray:</u> Proceed as approved.</p>	

	be updated to reflect the proposed changes prior to approval of the Phase II Final Plat.		
8.6	SDP-2013-00009. Seminole Trail Fire Station – Zoning Ordinance Waivers. <ul style="list-style-type: none"> • APPROVED the critical slopes waiver and the buffer zone waiver as recommended by staff. 	<u>David Benish/Elle Ray</u> : Proceed as approved.	
8.7	Resolution to Approve an Alternate to Act for the County Executive pm The Blue Ridge Juvenile Detention Commission. <ul style="list-style-type: none"> • ADOPTED Resolution. 	<u>Clerk</u> : Forward copy of adopted resolution to OMB, Finance and County Attorney’s office. (Attachment 6)	
9.	First Quarter CY 2013 – Capital Projects Status Report. <ul style="list-style-type: none"> • RECEIVED. 		Listen
10.	Implementing Multi-year Capital Budgeting. <ul style="list-style-type: none"> • By a vote of 6:0, APPROVED implementing the County’s multi-year CIP policy for the CIP project budgets, as recommended, and DIRECTED staff to include in the June 2013 FY 14 Appropriation Resolution: (a) an appropriation that will carry forward funding for the currently funded capital project budgets in FY 13 that are recommended to carry forward into FY 14 in an amount not to exceed a total of \$15,000,000 [Carry Forward Into FY 14 Recommended Category] and (b) an appropriation for those CIP projects that have not incurred expenditures or encumbrances in FY 13 but are recommended to carry forward into FY 14 [No Expenditure-Carry Forward Recommended Category]. The total amount of these CIP projects is estimated at \$7,907,303. 	<u>OFD/OMB</u> : Proceed as approved.	Listen
11.	Courts Study Results Update. <ul style="list-style-type: none"> • RECEIVED. 		Listen
12.	Economic Vitality Plan Quarterly Report. <ul style="list-style-type: none"> • RECEIVED. 		Listen
13.	Closed Meeting. <ul style="list-style-type: none"> • At 11:44 a.m., the Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia under Subsection (1) to consider appointments to boards, committees, and commissions in which there are pending vacancies or requests for reappointments; under Subsection (7) to consult with and be briefed by legal counsel and staff regarding probable litigation concerning thirteen retired employee’s compensation claims because a public discussion would adversely affect the litigating posture of the County; and under Subsection (7) to consult with and be briefed by legal counsel and staff regarding specific legal matters regarding a lease of County property. 		Listen
14.	Certified Closed Meeting. <ul style="list-style-type: none"> • At 1:04 p.m., the Board reconvened into open meeting and certified the closed meeting. 		
15.	Boards and Commissions: Appointments.	<u>Clerk</u> : Prepare appointment/	

<ul style="list-style-type: none"> • APPOINTED Mr. John Gobble to the Fiscal Impact Advisory Committee, with said term to expire July 8, 2014. • REAPPOINTED Mr. Peter Wiley, Mr. Steven Meeks and Mr. Ross Stevens to the Historical Preservation Committee, with said terms to expire June 4, 2016. • REAPPOINTED Ms. M. Waltine Eubanks and Mr. Gary Grant to the Jefferson Area Board for Aging Advisory Council, with said terms to expire May 31, 2015. 	reappointment letters, update Boards and Commissions book, webpage, and notify appropriate persons.	
16. An ordinance to amend Chapter 2, Administration, of the Albemarle County Code, <u>to amend Section 2-202, Compensation of board of supervisors.</u> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED Ordinance No. 13-2(1). 	<u>Clerk:</u> Forward copy of signed ordinance to County Attorney's office, and forward EAR forms to Human Resources and Payroll. (Attachment 7)	Listen
17. Consider granting water and sewer easements to the Albemarle County Service Authority across portions of Old Trail Park (TMP 55E-01--H) to provide sanitary sewer and water service to nearby properties in the Old Trail Subdivision. <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED Resolution approving the ACSA easements and AUTHORIZED the County Executive to sign, in a form approved by the County Attorney, the Deeds of Easement on behalf of the County. 	<u>Clerk:</u> Forward copy of signed resolution to Parks and Rec and County Attorney's office. (Attachment 8) <u>County Attorney:</u> Provide Clerk with copy of signed documents.	
18. FY 2013 Budget Amendment and Appropriations. <ul style="list-style-type: none"> • By a vote of 6:0, APPROVED the FY 2013 Budget Amendment in the amount of \$12,127,434.00 and APPROVED appropriations #2013086, #2013087, #2013088, #2013089 and #2013090 to provide funds for various local government projects and programs. 	<u>Clerk:</u> Forward approved appropriations to Finance, OMB and appropriate individuals.	
19. Board-to-Board Quarterly Report, Steve Koleszar. <ul style="list-style-type: none"> • RECEIVED. 		Listen
20. Albemarle County Service Authority Quarterly Report, Gary O'Connell. <ul style="list-style-type: none"> • RECEIVED. 		Listen
21. Rivanna Water and Sewer Authority Quarterly Report, Tom Frederick. <ul style="list-style-type: none"> • RECEIVED. 		Listen
22. Contradictory Consequences – Cash Proffers White Paper, Neil Williamson, Free Enterprise Forum. <ul style="list-style-type: none"> • RECEIVED. 		Listen
23. Work Session: Review of County's Priority List of Secondary Road Improvements and the VDOT Six Year Secondary Construction Program Budget. <ul style="list-style-type: none"> • By a vote of 6:0, SET public hearing for June 12, 2013. • Agreed to move Gillums Ridge Road to the top of the priority list for unpaved roads. 	<u>Clerk:</u> Schedule and advertise public hearing.	Listen
NonAgenda. <ul style="list-style-type: none"> • Discussed the buffer requirements for SP-2003-14, cell phone tower located at 18 Deer Path in Bellair Subdivision. Took no action. 		Listen
24. From the Board: Committee Reports and Matters Not Listed on the Agenda. <u>Ann Mallek:</u> <ul style="list-style-type: none"> • Discussed fracking in the George Washington 		Listen

<p>National Forest. Agreed that the Chair would prepare and circulate a letter for the Board's review.</p> <ul style="list-style-type: none"> Reported on the Mayors and Chairs meeting. <p><u>Rodney Thomas:</u></p> <ul style="list-style-type: none"> Announced that the Rivanna River Basin Commission received a \$25,000 grant. Announced that with the assistance of the City and the County, the Lewis and Clark Exploratory Center are now able to complete its work. <p><u>Dennis Rooker:</u></p> <ul style="list-style-type: none"> Asked if staff had selected citizen members to serve on the firing range committee. <p><u>Ken Boyd:</u></p> <ul style="list-style-type: none"> Asked for information from the Board representatives on the TJPDC about the status of the Eastern Connector and grants. 		
<p>25. From the County Executive: Report on Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> Announced that he would not be present for the May 8, 2013 Board meeting; Assistant County Executive, Bill Letteri, would be present. 		Listen
<p>26. Adjourn.</p> <ul style="list-style-type: none"> At 4:49 p.m., the meeting was adjourned. 		

ewj/tom

- Attachment 1 – Proclamation recognizing May 5-11, 2013 as Municipal Clerks Week
- Attachment 2 – Proclamation recognizing May 6-10, 2013 as Public Service Recognition Week
- Attachment 3 – Resolution to Authorize Acquisition of Property Located at 705 Rio Road West (TMP 61-120K)
- Attachment 4 – Resolution of Official Intent to Reimburse Expenditures with Proceeds of a Borrowing
- Attachment 5 – Resolution Approving the LODA Trust Agreement Between VACORP and the County of Albemarle
- Attachment 6 – Resolution to Approve an Alternate to Act for the County Executive pm The Blue Ridge Juvenile Detention Commission
- Attachment 7 – Ordinance No. 13-2(1) – Board Compensation
- Attachment 8 – Resolution Approving Deed of Easement Between the County of Albemarle and the Albemarle County Service Authority for Service to Old Trail Subdivision

**Municipal Clerks Week
May 5-11, 2013**

- Whereas,** *the Municipal Clerk is a time honored and vital part of local government that exists throughout the world and serves as an information center on functions of local government and community; and*
- Whereas,** *the Municipal Clerk is the oldest among public servants; and*
- Whereas,** *the Municipal Clerk provides a professional link between the citizens and local governing bodies and agencies of government at all levels; and*
- Whereas,** *Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and*
- Whereas,** *Municipal Clerks continually strive to improve the administration of the affairs of the Office of Municipal Clerk through participation in education programs, seminars, workshops and the annual meeting of their state, province, county and international professional organizations; and*
- Whereas,** *it is most appropriate that we recognize the accomplishments of the Municipal Clerk;*
- Now, Therefore, Be It Resolved** *that, we, the Albemarle County Board of Supervisors, do recognize*

May 5 – 11, 2013 as Municipal Clerks Week

and further extend appreciation to Ella W. Jordan, CMC (Certified Municipal Clerk) Clerk, and Travis O. Morris, Senior Deputy Clerk, and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Signed and sealed this 1st day of May, 2013.

**PUBLIC SERVICE RECOGNITION WEEK
MAY 6-10, 2013**

WHEREAS, *Americans are served daily by public servants at the federal, state, county, and city levels. These unsung heroes do the work that keeps our nation working; and*

WHEREAS, *public service is among the most demanding and noble of professions; and*

WHEREAS, ***Public Service Recognition Week** is observed annually to celebrate and recognize the valuable service that public servants provide to the nation; and*

WHEREAS, *over 500 Albemarle County Local Government employees work tirelessly to serve our residents, businesses, and visitors, providing them with outstanding customer service while maintaining careful stewardship of the resources with which they have been entrusted; and*

WHEREAS, *without these public servants at every level, continuity would be impossible in a democracy that regularly changes its leaders and elected officials; and*

WHEREAS, *we appreciate the many accomplishments and contributions made daily by these public servants;*

NOW, THEREFORE, BE IT RESOLVED *that we, the Albemarle County Board of Supervisors, do proclaim*

May 6-10, 2013 as Public Service Recognition Week

and call upon the citizens of Albemarle County to join their fellow citizens across the County to recognize the crucial role of public employees.

Signed and sealed this 1st day of May, 2013.

**RESOLUTION TO AUTHORIZE ACQUISITION OF PROPERTY
LOCATED AT 705 RIO ROAD WEST (TMP 61-120K)**

WHEREAS, the County entered into a contingent Agreement of Sale for property located at 705 Rio Road West (TMP 61-120K) dated December 27, 2012; and

WHEREAS, the Board desires to purchase the property located at 705 Rio Road West (TMP 61-120K) to provide necessary public facilities.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors hereby approves the acquisition of the property located at 705 Rio Road West (TMP 61-120K), and authorizes the County Executive to execute any documents required to complete the property acquisition, upon the review and approval of the documents by the County Attorney. This includes the acceptance of any easement necessary for the intended use of the property.

**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 Albemarle County Parcel No. 06100-00-00-120K0 (also known as 705 Rio Road West) (hereinafter, 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 \$11,820,373.

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.

**RESOLUTION APPROVING THE LODA TRUST AGREEMENT
BETWEEN VACORP AND THE COUNTY OF ALBEMARLE**

WHEREAS, the County opted out of the State’s Line of Duty Act (LODA) Plan and purchased prospective LODA coverage from VACORP effective July 1, 2012; and

WHEREAS, the County had existing LODA claims prior to June 30, 2012, and is therefore required to join the VACORP LODA Trust and to enter into a LODA Trust Agreement with VACORP regarding the coverage of those claims.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby authorizes the County Executive to sign, in a form approved by the County Attorney, the LODA Trust Agreement between VACORP and the County of Albemarle.

VACORP LODA TRUST

The County of Albemarle, a political subdivision of the Commonwealth of Virginia (“Grantor”), being authorized and directed to do so, does make this trust agreement dated April 3, 2013 with VACORP, a local government risk sharing pool, which is an instrument of the government of the Commonwealth of Virginia, as Trustee (“the Trustee”). The Trustee and any successor Trustees are all referred to herein as “the Trustee.”

The name of this trust agreement is the “VACORP LODA TRUST dated April 3, 2013” (“Trust”) and is effective July 1, 2012.

**ARTICLE 1
TRUST PROVISIONS**

- A. Transfer of Assets and Liabilities. Contemporaneously with the execution of this trust, Grantor (hereinafter “Member”) does transfer to the Trustee of the Trust all liabilities appertaining to any claim which they may have prior to July 1, 2012 under the Line of Duty Act pursuant to §9.1-400 et seq. of the 1950 Code of Virginia, as amended (“Act”) and does promise to timely pay for said liabilities.
- B. Line of Duty Act Trust Fund. By entering into this Trust, the Member acknowledges that it has opted out of the Commonwealth of Virginia Line of Duty Act Trust Fund.
- C. Eligibility of Members. The Member shall purchase liability insurance from Trustee covering claims under the Act. Likewise the Member shall timely pay to the Trustee all premiums for said insurance and monies for claims prior to July 1, 2012. In the event a Member purchases insurance from other than the Trustee, the Trustee and this Trust shall have no liability or obligation to such Member.
- D. Administration of Claims. During the existence of this Trust, the Trustee shall administer all pre-July 1, 2012 claims of its members under this Trust, shall provide the administration of all claims and shall provide insurance to insure against claims under the Act to all Members as of July 1, 2012.
- E. Insurance & Payments by Members. The Member is obligated to purchase liability insurance for claims under the Act from the Trustee and pay the Trustee those payments for insurance and claims as provided for under the Act, which payments must be timely made. If a payment is overdue by thirty (30) days, or if an insurance premium payment is not made within thirty (30) days of the invoice date, then the Trustee shall not provide claims administration, insurance or payment to claimants, until payments are brought current and all insurance coverage is purchased from the Trustee.

**ARTICLE II
TRUSTEE PROVISIONS**

- A. Trustee's Management Powers. The Trustee shall have the powers granted by law and the powers in Sections 64.2-105, 64.2-777 and 64.2-778 of the 1950 Code of Virginia, as amended, as in effect on the date of the signing of this agreement. These sections are incorporated in this agreement by this reference.
- B. Trustee's Compensation. The Trustee, or any successor Trustee, shall receive compensation for services rendered. The corporate Trustee, or any successor corporate Trustee, shall receive compensation for services rendered according to their list of fees published from time to time.
- C. Resignation of Trustee. The Trustee may resign as Trustee by notice to the Members. The resignation shall take effect upon the effective appointment of a successor Trustee.
- D. Successor Trustee. The Trustee shall have the right to designate a successor Trustee who shall be any natural person or corporation having trust powers, which shall be effective upon the resignation or termination of corporate existence of the Trustee. Such designation shall be made while such Trustee is serving as Trustee by an instrument executed by the Trustee during and by the successor Trustee. In the event that the Trustee does not appoint a successor Trustee or a successor Trustee does not appoint its successor Trustee, which it shall have the privilege to do hereunder, the Members shall have the right to appoint a Trustee.
- E. Actions of Prior Trustee. No Trustee serving under this agreement shall be responsible for or required to inquire into any acts or omissions of a prior Trustee.

**ARTICLE III
RIGHTS RESERVED BY MEMBERS**

- A. Revocation and Amendment. The Member reserves the right to opt out of this Trust by a writing signed by the Member and delivered to the Trustee. All obligations of Member to the Trust shall be paid by Member prior to opting out. Any amendment that changes the duties or compensation of the Trustee shall require the consent of the Trustee.
- B. New Members. The Member agrees that new members as defined by the Act may become Members if the Trustee accepts them.

**ARTICLE IV
MISCELLANEOUS PROVISIONS**

- A. Protection from Claims. To the extent permitted by law, the principal and income of any trust shall not be liable for the debts of any beneficiary or subject to alienation or anticipation by a beneficiary, except as otherwise provided.
- B. Governing Law. This agreement shall be governed by the laws of Virginia.
- C. Signatures. This trust may be executed in counterparts and electronically.

**RESOLUTION TO APPROVE AN ALTERNATE
TO ACT FOR THE COUNTY EXECUTIVE ON THE
BLUE RIDGE JUVENILE DETENTION COMMISSION**

WHEREAS, the City of Charlottesville and the Counties of Albemarle, Fluvanna and Green (“Participating Jurisdictions”) established the Blue Ridge Juvenile Detention Commission (“Commission”) in 1998 by a Concurrent Resolution of the governing bodies; and

WHEREAS, the Concurrent Resolution established the powers and responsibilities of the Commission and the respective rights and obligations of the Participating Jurisdictions for the Commission; and

WHEREAS, pursuant to Section 2 of the Concurrent Resolution, one Commission member from each Participating Jurisdiction is the Participating Jurisdiction’s current county administrator, county executive or city manager or their alternates designated as permitted by state law; and

WHEREAS, after consultation with the Chief Judge of the Juvenile and Domestic Relations District Court, the Board wishes to designate the Assistant County Executive for Community Services to act as the alternate for the County Executive to attend Blue Ridge Juvenile Detention Commission meetings and vote in place of the County Executive in his absence; and

WHEREAS, the Board finds that approval of an alternate for the County Executive will improve and facilitate the efficient operations of the County Executive’s Office and the Blue Ridge Juvenile Detention Commission.

NOW, THEREFORE BE IT RESOLVED THAT the Albemarle County Board of Supervisors hereby approves the designation of the Assistant County Executive for Community Services as the alternate to attend and vote in place of the County Executive at Blue Ridge Juvenile Detention Commission meetings when the County Executive is absent from such meetings.

ORDINANCE NO. 13-2(1)

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 2, ADMINISTRATION, ARTICLE II, BOARD OF SUPERVISORS, OF THE CODE OF THE COUNTY OF ALBEMARLE, VIRGINIA.

BE IT ORDAINED by the Board of Supervisors of the County of Albemarle, Virginia, that Chapter 2, Administration, Article II, Board of Supervisors, of the Code of the County of Albemarle, Virginia, is hereby amended and reordained by amending Section 2-202, Compensation of Board of Supervisors, as follows:

CHAPTER 2. ADMINISTRATION**ARTICLE II. BOARD OF SUPERVISORS****Sec. 2-202 Compensation of board of supervisors.**

The salary of the board of supervisors shall be fifteen thousand one hundred thirty-one (\$15,131.00) for each board member effective July 1, 2013. In addition to the regular salary, the vice-chairman shall receive a stipend of thirty-five dollars (\$35.00) for each and every meeting chaired and the chairman shall receive an annual stipend of one thousand eight hundred dollars (\$1,800.00).

(6-13-84; 5-8-85; 5-14-86; 7-1-87; 7-6-88; 6-7-89; Ord. of 6-13-90; Ord. of 8-1-90; Ord. of 8-7-91; Ord. of 7-1-92; Ord. No. 95-2(1), 6-14-95; Ord. No. 98-2(1), 6-17-98; Code 1988, § 2-2.1; Ord. 98-A(1), 8-5-98; Ord. No. 99-2(1), 5-5-99; Ord. No. 00-2(1), 6-7-00; Ord. 01-2(2), 6-6-01; Ord. 02-2(2), 5-1-02; Ord. 03-2(1), 6-4-03; Ord. 04-2(1), 6-2-04; Ord. 05-2(1), 6-1-05, Ord. 06-2(1), 6-7-06; Ord. 07-2(1), 6-6-07; Ord. 08-2(2), 6-4-08; Ord. 11-2(1), 5-4-11; Ord. 12-2(1), 5-2-12; Ord. 13-2(1), 5-1-13)

State law reference--Compensation of board of supervisors, Va. Code § 15.2-1414.3.

This ordinance shall be effective on and after July 1, 2013.

RESOLUTION APPROVING DEED OF EASEMENT BETWEEN THE COUNTY OF ALBEMARLE AND THE ALBEMARLE COUNTY SERVICE AUTHORITY FOR SERVICE TO OLD TRAIL SUBDIVISION

WHEREAS, the County of Albemarle owns certain property located in the Old Trail Subdivision (Parcel 055E0-01-00-000H0); and

WHEREAS, easements across this County-owned property are necessary for the Albemarle County Service Authority (ACSA) to provide sanitary sewer and water service to the Old Trail Subdivision.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby approves the granting of these certain easements to the ACSA, and authorizes the County Executive to sign, in a form approved by the County Attorney, two Deeds of Easement with ACSA for sanitary sewer and waterline easements across Parcel 055E0-01-00-000H0.