

**ACTIONS**  
**Board of Supervisors Meeting of July 10, 2013**

July 11, 2013

<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>	<u>PODCAST</u>
<p>1. Call to Order.</p> <ul style="list-style-type: none"> <li>Meeting was called to order at 3:30 p.m., by the Chair, Ms. Mallek. All BOS members were present. Also present were Tom Foley, Larry Davis, Ella Jordan and Travis Morris.</li> </ul>		<a href="#">Listen</a>
<p>2. <b>WORK SESSION:</b> Solid Waste Service Options.</p> <ol style="list-style-type: none"> <li><b>AGREED</b> that the County should proceed towards three County convenience centers to be run by a private contractor, working towards at least one center opening before July 1, 2014.</li> <li><b>AGREED</b> to continue support for the McIntire Recycling Center operated by RSWA with the expectation this could be reconsidered a couple of years after the convenience centers are all in operation.</li> <li><b>AGREED</b> to seek public input regarding the location and services provided with the convenience centers before finalizing the site selection and <b>DIRECTED</b> staff to proceed with contracting services and construction of the sites.</li> <li><b>DIRECTED</b> staff to pursue extension of the current agreements with RSWA to operate the Ivy MUC through June 30, 2014 and the continued operation of McIntire Recycling Center as described above.</li> </ol>	<p><u>Mark Graham:</u> Proceed as directed; bring back to Board when ready to move forward.</p>	
<p>3. Closed Meeting.</p> <ul style="list-style-type: none"> <li>At 4:34 p.m., Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia under Subsection (1) to consider the appointment of the Scottsville District member of the Board of Supervisors who will hold that office until a replacement Board member is elected in a special election to be held on November 5, 2013 and such person qualifies for the office; and under Subsection (1) to conduct the annual performance review of the County Executive.</li> </ul>		
<b>6:00 P.M. – Regular Night Meeting</b>		
<p>4&amp;5. Call to Order and Certify Closed Meeting.</p> <ul style="list-style-type: none"> <li>Meeting was called to order at 6:03 p.m., by the Chair, Ms. Mallek.</li> </ul>		<a href="#">Listen</a>
<p>5. Certify Closed Meeting.</p> <ul style="list-style-type: none"> <li>At 6:03 p.m., the Board certified the closed meeting.</li> </ul>		
<p>8. Adoption of Final Agenda.</p> <ul style="list-style-type: none"> <li>Mr. Boyd added for discussion Highland Ridge development.</li> <li><b>ACCEPTED</b> the final agenda.</li> </ul>		
<p>9. Brief Announcements by Board Members.</p> <ul style="list-style-type: none"> <li>There were none.</li> </ul>		
<p>10. Appointment of Scottsville District representative on the Board of Supervisors.</p>	<p><u>Clerk:</u> Forward signed copy of resolution to Clerk of Circuit</p>	

	<ul style="list-style-type: none"> <li>By a vote of 5:0, <b>APPOINTED</b> William B. "Petie" Craddock as Interim Supervisor to the Scottsville District to serve until his successor is elected and <b>ADOPTED</b> resolution to appoint Scottsville District Board Member.</li> </ul>	Court and County Attorney's Office. (Attachment 1)	
11.	<p>From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <li><u>Doug Arrington</u> asked for clarification of a letter dated May 17, 2007, IN RE: ZMA-2006-011 Whittington PRD – Amendment (Sign #70).</li> <li><u>Anne Bedarf</u> spoke on the County's Natural Heritage Committee and a newly formed taskforce "CART" (Charlottesville Albemarle Recycling Taskforce).</li> <li><u>Charles Battig</u> spoke on two questions he previously presented to the Board via email in regards to the Waste Management Funding dilemma.</li> <li><u>Joe Draego</u> spoke in opposition of red light cameras and asked the Board to reconsider its objections to removing the cameras.</li> <li><u>Nancy Carpenter</u> spoke on the housing vouchers for the residents of The Crossings at 4<sup>th</sup> and Preston.</li> </ul>		<a href="#">Listen</a>
12.2	<p>Resolution to add Petty Cash Fund for Ivy Fire Station and Albemarle-Charlottesville Regional Jail.</p> <ul style="list-style-type: none"> <li><b>ADOPTED</b> resolution to reestablish the existing petty cash funds and to add a petty cash fund for the Ivy Fire Station and the Albemarle-Charlottesville Regional Jail.</li> </ul>	<u>Clerk</u> : Forward signed copy of resolution to Finance and County Attorney's Office. (Attachment 2)	<a href="#">Listen</a>
12.3	<p>SUB-2013-42. Old Trail Block 14 – Special Exception to Waive Overlot Grading Plan Standards for Driveways.</p> <ul style="list-style-type: none"> <li><b>APPROVED</b> special exception subject to three conditions.</li> </ul>	<u>Clerk</u> : Set out conditions of approval. (Attachment 3)	
13.	<p><b>Pb. Hrg.: SP-2013-00009. All Things Pawssible (Sign #13).</b></p> <ul style="list-style-type: none"> <li>By a vote of 5:0, <b>APPROVED</b> SP-2013-00009 subject to conditions, as recommended by staff.</li> </ul>	<u>Clerk</u> : Set out conditions of approval. (Attachment 3)	<a href="#">Listen</a>
14.	<p><b>Pb. Hrg: SP-2013-00011. Verizon Wireless/Boiling Siding/Brochu Property - Tier III Personal Wireless Service Facility (Sign #5).</b></p> <ul style="list-style-type: none"> <li>By a vote of 5:0 <b>APPROVED</b> SP-2013-00011 subject to the condition as recommended by staff.</li> </ul>	<u>Clerk</u> : Set out conditions of approval. (Attachment 3)	<a href="#">Listen</a>
15.	<p><b>Pb. Hrg.: ZMA-2013-000001. The Lofts At Meadowcreek (Sign #15).</b></p> <ul style="list-style-type: none"> <li>By a vote of 5:0, <b>DEFERRED</b> indefinitely ZMA-2013-000001, at the request of the applicant.</li> <li>By a vote of 5:0, <b>DEFERRED</b> indefinitely the special exception waivers.</li> <li><b>DIRECTED</b> staff to proceed with review of the proffer policy.</li> </ul>	<u>Mark Graham</u> : Proceed as directed.	<a href="#">Listen</a>
16.	<p>From the Board: Committee Reports and Matters Not Listed on the Agenda. <u>Ken Boyd</u>:</p> <ul style="list-style-type: none"> <li>Discussed the Highland Ridge development</li> </ul>		<a href="#">Listen</a>

<p>and asked the Board to consider extending water and sewer to the development.</p> <ul style="list-style-type: none"> <li>• <u>Josh Davis</u> announced that he was leaving the School Division after four years and said that Albemarle County is a wonderful community and works well because of the professionalism of the Board and County staff.</li> <li>• By a vote of 5:0. <b>ADOPTED</b> resolution to set the FY14 Compensation and Benefits for the County Executive.</li> </ul>	<p><u>Clerk:</u> Forward copy of resolution to County Attorney's Office and Human Resources. (Attachment 4)</p>	
<p>17. From the County Executive: Report on Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> <li>• There were none.</li> </ul>		
<p>18. Adjourn to July 25, 2013, 12:30 p.m., Department of Forestry Building.</p> <ul style="list-style-type: none"> <li>• At 8:04 p.m., the meeting was adjourned.</li> </ul>		

ewj/tom

Attachment 1 – Resolution to appoint Scottsville District Board Member

Attachment 2 – Resolution to reestablish existing petty cash funds

Attachment 3 – Conditions of Approval

Attachment 4 – Resolution FY14 Compensation and Benefits for the County Executive

**RESOLUTION TO APPOINT  
SCOTTSVILLE DISTRICT BOARD MEMBER**

**WHEREAS**, in the general election held on November 8, 2011, Christopher J. Dumler was elected in the Scottsville District of Albemarle County, Virginia, to serve a four-year term on the Albemarle County Board of Supervisors commencing January 1, 2012 and ending December 31, 2015; and

**WHEREAS**, on June 5, 2013, Mr. Dumler resigned as the Scottsville District member on the Board effective June 5, 2013, creating a vacancy in the seat representing the Scottsville District; and

**WHEREAS**, pursuant to *Virginia Code* § 24.2-228, the Board may within forty-five days of the vacancy appoint a qualified voter of the Scottsville District to serve as the Board member for the Scottsville District until the qualified voters of the Scottsville District fill the vacancy by special election and the person so elected has qualified for the office; and

**WHEREAS**, a Writ of Election has been issued ordering a special election to be held on November 5, 2013 to fill the Scottsville District member vacancy on the Board; and

**WHEREAS**, the Board finds it is proper and in the best interest of the County to appoint a Board member for the Scottsville District who will hold such office until the qualified voters elect a Board member to serve for the remainder of the term of office by special election and the person so elected has qualified for the office.

**NOW, THEREFORE, BE IT RESOLVED THAT** the Albemarle County Board of Supervisors hereby appoints William B. Craddock, a qualified voter in the Scottsville District, to serve as the Board member for the Scottsville District on the Albemarle County Board of Supervisors until the qualified voters of the Scottsville District elect a Board member in a special election to be held on November 5, 2013, to fill the vacancy for the remainder of the term of office ending December 31, 2015, caused by the resignation of Christopher J. Dumler, and the person so elected has qualified for the office.

**RESOLUTION**

**WHEREAS**, Virginia Code §15.2-1229, provides that the governing body of any county may establish by resolution one or more petty cash funds not exceeding \$5,000 each for the payment of claims arising from commitments made pursuant to law; and

**WHEREAS**, the Board of Supervisors adopted a Resolution on June 2, 2010 establishing petty cash funds; and

**WHEREAS**, the Board of Supervisors now desires to add certain petty cash funds for the above stated purpose.

**NOW, THEREFORE, BE IT RESOLVED THAT** the Board of Supervisors of Albemarle County, Virginia establishes the following petty cash funds:

Finance Department	\$4,350.00
Social Services	200.00
Community Development	100.00
Police Department	1,800.00
Fire and Rescue	150.00
Fire and Rescue – Hollymead Fire Station	500.00
Fire and Rescue – Ivy Fire Station	1,000.00
Fire and Rescue – Monticello Fire Station	200.00
Commonwealth’s Attorney	300.00
Parks & Recreation	100.00
Albemarle-Charlottesville Regional Jail	300.00
Total	<u>\$9,000.00</u>

## CONDITIONS OF APPROVAL

### **SUB-2013-42. Old Trail Block 14 – Special Exception to Waive Overlot Grading Plan Standards for Driveways.**

1. Garages shall be set back from the edge of pavement of the alley at least seven (7) feet.
2. Driveway grades shall be eight (8) percent or less. The grade transition on the driveway shall not exceed ten (10) percent.
3. The applicant shall obtain approval of an amended overlot grading plan for each block, phase, or sub-phase within Block 14 before any permits are issued within Block 14.

### **SP-2013-00009. All Things Pawssible (Sign #13).**

1. Development of the use shall be in general accord with the conceptual plan titled "All Things Pawssible Conceptual Plan" dated March 18, 2013, and revised May 28, 2013, 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, as shown on the plan:
  - a. Location of outdoor play areas
  - b. Height, type and material for fencing around outdoor play areas
  - c. Location of approved parking areas

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

2. The total number of dogs admitted for daycare each day shall not exceed seventy (70) dogs.
3. The total number of dogs kept for boarding shall not exceed thirty (30) dogs.
4. The total number of guests invited for events shall not exceed seventy-five (75) people.
5. Dogs located in outdoor play areas shall be supervised by the permittee's staff.
6. Off-site parking shall be provided for any event open to the public or allowed by Condition 4 for which more than twelve (12) guests are invited. Prior to the first event or in conjunction with approval of a site plan for the site, whichever occurs first, the permittee shall obtain approval of an instrument for shared parking as provided under Albemarle County Code §§ 18-4.12.8(e) and 18-4.12.10 for up to sixty-three (63) invited guests.
7. The use shall commence on or before July 10, 2018 or permit shall expire and be of no effect.

### **SP-2013-00011. Verizon Wireless/Boiling Siding/Brochu Property - Tier III Personal Wireless Service Facility (Sign #5).**

1. Development and use shall be in general accord with the conceptual plan titled "Boiling Siding (Brochu Property) 3706 Irish Road, Esmont, VA22937" prepared by Justin Y. Yoon latest revision date 5/15/13 (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. Distance above reference tree

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

**RESOLUTION TO SET FY 14  
COMPENSATION & BENEFITS FOR  
THE COUNTY EXECUTIVE**

**WHEREAS**, the County of Albemarle operates under the County Executive Form of Government; and

**WHEREAS**, the Board of Supervisors determines the compensation and benefits to be paid to the County Executive for the performance of his duties and responsibilities.

**NOW, THEREFORE, BE IT RESOLVED** that the Albemarle County Board of Supervisors hereby deems that Thomas C. Foley, County Executive, shall receive the following compensation and benefits for FY 14, beginning July 1, 2013:

- 1) Annual salary of \$ 178,039.
- 2) Annual vehicle allowance of \$6,300.
- 3) Annual deferred Compensation paid by the County in the amount of \$23,000.
- 4) Annual leave equivalent to that of a County employee with twenty three (23) years of consecutive employment with the County.
- 5) Such other benefits provided to all County employees in the Personnel Policy & Procedures Manual.
- 6) In the event of termination by the Board or resignation at the request of the Board, the continuation of salary and health insurance benefits for six months on a monthly basis beginning the next month after the date of separation from employment.