

ACTIONS		
Board of Supervisors Meeting of October 1, 2025		
		October 2, 2025
AGENDA ITEM/ACTION	ASSIGNMENT	VIDEO
1. Call to Order. <ul style="list-style-type: none"> The meeting was called to order at 1:01 p.m. by the Chair, Mr. Andrews. All BOS members were present except for Ms. LaPisto-Kirtley, who participated remotely. Also present were Trevor Henry, Andy Herrick, Claudette Borgersen, Travis Morris. Jeff Richardson joined the meeting later in the afternoon. 		
4. Adoption of Final Agenda. <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED the final agenda. 		
5. Brief Announcements by Board Members. <u>Bea LaPisto Kirtley:</u> <ul style="list-style-type: none"> Remarked that Albemarle County had been featured on the Today Show showcasing the County's fall foliage, the Monticello Wine Trail, and the University of Virginia. <u>Mike Pruitt:</u> <ul style="list-style-type: none"> Mentioned that the previous weekend he, and his elected counterparts in the City, ran the Loop de'Ville, celebrating the Rivanna Trail Foundation, and he encouraged everyone to enjoy the region's outdoor activities. Announced that early voting was underway and that community members could cast their ballot at the Fifth Street County Office Building for several contested local offices and three contested State offices. Commented on the impact of vitriol in politics on the personal lives of local elected leaders and their families. <u>Diantha McKeel:</u> <ul style="list-style-type: none"> Mentioned that she had recently attended an Albemarle County Public Schools' event to recognize and celebrate the new Scholars Studio. <u>Ann Mallek:</u> <ul style="list-style-type: none"> Shared her experience at the Scholars Studio event and expressed appreciation for the planning, the faculty, and the students. Reported that the Rivanna River Basin Commission Conference was a great success, and that there were many enlightening speakers from various state and local departments. Reported that now was the time to collect and drop off walnuts for the Department of Forestry and they will grow them in their nursery for future planting. Commented that she was excited to attend the Southwood dedication and celebration of 25 new homes for the families, and the dedication of the Monacan Tribute Park. Reported that the Shenandoah, Augusta, Waynesboro Thomas Jefferson Planning District Metropolitan Planning Organizations (MPO) had met the previous day, and that she had shared the packets with the Board. She commented that many of the projects in the packet were underway. <u>Jim Andrews:</u> <ul style="list-style-type: none"> Commented that he and Ms. Mallek had 		

[Link to Video](#)

	attended the groundbreaking for Afton Scientific on Monday, which was also attended by the Governor and Lieutenant Governor.	
6.	<p>Proclamations and Recognitions.</p> <p>a. VACo Achievement Award – Albemarle County Pharmacy Project.</p> <ul style="list-style-type: none"> Gage Harter made comments regarding the award. <p>b. Proclamation Recognizing National 4-H Week.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED proclamation and presented to Sam Leech and Sarah Brown. 	(Attachment 1)
7.	<p>Public Comment on: Matters Previously Considered or Currently Pending Before the Board (Other than Scheduled Public Hearings).</p> <ul style="list-style-type: none"> The following individuals spoke regarding agenda item #10, Data Center Phase 2 Zoning Text and Zoning Map Amendment Update Presentation. <ul style="list-style-type: none"> <u>Tom Olivier</u> <u>Christina Libre Isell</u> <u>Brian Carlton</u> <u>Sadhbh O'Flynn</u> <u>Randy Fleishman</u> The following Individuals spoke regarding agenda item #11, AC44: Final Draft Work Session. <ul style="list-style-type: none"> <u>Tom Loach</u> <u>Emily Smith</u> <u>Neil Williamsmon</u> <u>Doug Holladay</u> <u>Dick Payne</u> 	
8.2	<p>Fiscal Year 2026 Appropriations.</p> <ul style="list-style-type: none"> ADOPTED resolution approving appropriations #2026010; #2026011; #2026012; #2026013; #2026014; and #2026015 for the County government projects and programs. 	<u>Clerk</u> : Forward copy of signed resolution to Finance and Budget and County Attorney's office. (Attachment 2)
9.	<p>Presentation: VDOT Quarterly Report.</p> <ul style="list-style-type: none"> Received. 	
10.	<p>Presentation: Data Center Phase 2 Zoning Text and Zoning Map Amendment Update Presentation.</p> <ul style="list-style-type: none"> Received. 	
	<p>Recess.</p> <ul style="list-style-type: none"> At 2:48 p.m., the Board recessed and reconvened at 3:02 p.m. 	
11.	<p>Work Session: AC44: Final Draft Work Session.</p> <ul style="list-style-type: none"> HELD. 	<u>Community Development</u> : Proceed as discussed.
12.	<p>Closed Meeting.</p> <ul style="list-style-type: none"> At 5:42 p.m., the Board went into closed meeting pursuant to section 2.2-3711(A) of the Code of Virginia: under subsection (1) to discuss and consider appointments to various boards and commissions including, without limitation: the Community Policy and Management Team, the Crozet Community Advisory Committee, the Piedmont Virginia Community College Board, the Places 29 (Hydraulic) Community Advisory Committee, and the Places 29 (Rio) Community Advisory Committee; under subsection (6) to discuss and consider the investment of public funds related to an existing performance agreement with 	

<p>Agrospheres, Inc., where bargaining is involved and where, if made public initially, would adversely affect the financial interest of the County;</p> <ul style="list-style-type: none"> • under subsection (8), to consult with legal counsel regarding specific legal matters (including a performance agreement with Agrospheres, Inc.) requiring the provision of legal advice by such counsel; and • under subsection (29), to discuss the negotiation or re-negotiation of a public contract with Agrospheres, Inc., involving the expenditure of public funds, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the County and the Board. 		
<p>13. Certify Closed Meeting.</p> <ul style="list-style-type: none"> • At 6:03 p.m., the Board reconvened into an open meeting and certified the closed meeting. 		
<p>14. Boards and Commissions:</p> <p>a. Vacancies and Appointments.</p> <ul style="list-style-type: none"> • APPOINTED, Al Mulhim to the Crozet Community Advisory Committee to fill an unexpired term ending on March 31, 2026. • APPOINTED, Adrian Felts to the Piedmont Virginia Community College Board with said term to expire on June 30, 2028. • APPOINTED, Forrest Mitchell to the Places 29 (Hydraulic) Community Advisory Committee with said term to expire on August 5, 2027. • APPOINTED, Martha Davis to the Places 29 (Rio) Community Advisory Committee with said terms to expire on September 30, 2027. • REAPPOINTED, Rick Seaman to the Places 29 (Rio) Community Advisory Committee with said terms to expire on September 30, 2027. 	<p><u>Clerk</u>: Prepare appointment/reappointment letters and welcome pamphlet, update Boards and Commissions book, webpage, and notify appropriate persons.</p>	
<p>15. From the County Executive: Report on Matters Not Listed on the Agenda.</p> <p><u>Jeff Richardson</u>:</p> <ul style="list-style-type: none"> • There were none. 		
<p>16. Public Comment on: Matters Previously Considered or Currently Pending Before the Board (Other than Scheduled Public Hearings).</p> <ul style="list-style-type: none"> • <u>Mariane Doyle</u>, Executive Director of the Center for Nonprofit Excellence (CNE), spoke regarding their October 16, 2025, <i>Day of Learning</i> and invited the Board to attend. • <u>Alicia Lenahan</u>, Scottsville District, spoke regarding recent Immigration and Customs Enforcement's (ICE) presence and actions in their community. 		
<p>17. <u>Pb. Hrg.: TA-2025-02 - Structure Height Regulations in Industrial Districts.</u></p> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED the ordinance to allow approval of a special exception to increase building height above the current maximum height of 65 feet in the industrial districts. 	<p><u>Clerk</u>: Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 3)</p>	
<p>11. Work Session (Continued): AC44: Final Draft Work Session.</p> <ul style="list-style-type: none"> • HELD. 		
<p>18. From the Board: Committee Reports and Matters Not Listed on the Agenda.</p> <p><u>Ned Gallaway</u>:</p>		

<ul style="list-style-type: none"> • Stated that he would forward a draft addressing funding for transportation across all six jurisdictions, which was to be presented to the Thomas Jefferson Planning District Commission (TJPDC). • Reported that he had recently attended a presentation at the Central Virginia Regional Housing Partnership, where Virginia Housing discussed a workforce development housing grant. 		
<p>19. Adjourn to October 15, 2025, 1:00 p.m. Lane Auditorium.</p> <ul style="list-style-type: none"> • The meeting was adjourned at 7:08 p.m. 		

ckb/tom

Attachment 1 – Proclamation Recognizing National 4-H Week

Attachment 2 – Resolution to Approve Additional FY 2026 Appropriations

Attachment 3 – Ordinance No. 25-18(3)

PROCLAMATION RECOGNIZING NATIONAL 4-H WEEK

WHEREAS, October 5-11, 2025, is National 4-H Week in the United States, and more than 1,800 students aged 5 to 19 are involved in 4-H in Albemarle County and the City of Charlottesville; and

WHEREAS, Virginia Cooperative Extension System conducts 4-H programs through the state land-grant universities, Virginia Tech and Virginia State, with the mission to help young people acquire knowledge, develop skills, and form attitudes which will help them become self-directed, productive members of society; and

WHEREAS, 4-H addresses issues facing youth wherever they live – in inner cities, suburbs, and rural communities and helps break barriers by focusing on learning-by-doing, building self-esteem, leadership, and citizenship skills, and focuses on critical issues such as protecting the environment; and, provide programs on food and nutrition, science and technology, natural resources, substance abuse prevention, animal and plant sciences, career education, community pride, citizenship, and leadership.

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

Sunday, October 5 through Saturday, October 11, 2025, as

NATIONAL 4-H WEEK

and encourage community youth and families to participate fully in the wide range of available programs and activities Albemarle/Charlottesville 4-H provides.

Signed this 1st day of October 2025.

**RESOLUTION TO APPROVE
ADDITIONAL FY 2026 APPROPRIATIONS**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 1) That the FY 26 Budget is amended to increase it by \$4,108,767;
- 2) That Appropriations #2026010; 2026011; 2026012; 2026013; 2026014; and #2026015 are approved;
- 3) That the appropriations referenced in Paragraph #2, above, are subject to the provisions set forth in the Annual Resolution of Appropriations of the County of Albemarle for the Fiscal Year ending June 30, 2026.

ORDINANCE NO. 25-18(3)

AN ORDINANCE TO AMEND CHAPTER 18, ZONING, ARTICLE III, DISTRICTS REGULATIONS, 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 18, Zoning, Article III, District Regulations is hereby reordained and amended as follows:

By Amending:

Sec. 26.4 Structure height

Chapter 18. Zoning

Article III District Regulations

SECTION 26 - INDUSTRIAL DISTRICTS - GENERALLY

Sec. 26.4 – Structure height

Except as otherwise provided in section 4.10, or as authorized by special exception, structures may be erected to a height not to exceed 65 feet. The minimum stepback requirements for any story that begin above 40 feet in height or for each story above the third story, whichever is less, in height shall be as provided in section 4.20.

(§ 26.4, [Ord. 13-18\(1\)](#), 4-3-13; § 26.6, 12-10-80, 9-9-92; [Ord. 15-18\(4\)](#), 6-3-15; [Ord. 17-18\(4\)](#), 8-9-17)