

ACTIONS
Board of Supervisors Meeting of February 4, 2026

February 5, 2026

<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>	<u>VIDEO</u>
<p>1. Call to Order.</p> <ul style="list-style-type: none"> The meeting was called to order at 1:00 p.m. by the Chair, Mr. Gallaway. All BOS members were present except for Ms. Mallek, who arrived at 6:00 p.m. Also present were Jeff Richardson, Andy Herrick, Claudette Borgersen, and Travis Morris. 		Link to Video
<p>4. Adoption of Final Agenda.</p> <ul style="list-style-type: none"> By a vote of 5:0:1 (Mallek absent), ADOPTED final agenda. 		
<p>5. Brief Announcements by Board Members.</p> <p><u>Bea LaPisto-Kirtley:</u></p> <ul style="list-style-type: none"> Commented on the student senate meeting she attended on January 23, 2026, at Albemarle High School. <p><u>Ned Gallaway:</u></p> <ul style="list-style-type: none"> Remarked that at the Thomas Jefferson Planning District Commission mayor/chairs meeting, he shared with the chair of the Fluvanna County Board of Supervisors the comments the Albemarle County Board recently received regarding the Tenaska power plant and the opinions of those comments. 		
<p>7. From the Public: Matters Not Listed for Public Hearing on the Agenda or on Matters Previously Considered by the Board or Matters that are Pending Before the Board.</p> <ul style="list-style-type: none"> <u>Gary Grant</u>, Rio District, commented on the assessor's presentation from the January 21, 2026, meeting, his property tax increase, and his experience with requesting an assessment review. He also commented on the Albemarle County security breach and snow cone funding. 		
<p>8.1 Fiscal Year 2026 Virginia Department of Health (VDH) Local Government Agreement.</p> <ul style="list-style-type: none"> ADOPTED Resolution to approve the FY 26 Virginia Department of Health (VDH) Local Government Agreement and to authorize the County Executive to execute the Agreement after it is approved as to form and substance by the County Attorney. 	<p><u>Clerk:</u> Forward copy of signed resolution to Finance and Budget, and County Attorney's office. (Attachment 1)</p> <p><u>County Attorney:</u> Provide Clerk with copy of fully executed agreement. (Attachment 2)</p>	
<p>8.2 Resolution Confirming and Ending Declaration of Local Emergency.</p> <ul style="list-style-type: none"> ADOPTED resolution. 	<p><u>Clerk:</u> Forward copy of signed resolution to County Attorney's office. (Attachment 3)</p>	
<p>9. Revised Brookhill License Agreements for Improvements on County Property Parcel ID 046B5-00-00-001C0.</p> <ul style="list-style-type: none"> By a vote of 5:0:1 (Mallek absent), ADOPTED Resolution authorizing the County Executive to sign the authorization letter to VDOT and the revised license agreements with the developer to construct and maintain the Ashwood Boulevard Connection and associated improvements, and to assume rights to the VDOT stormwater management facility on County property, once the licenses have been approved to form and substance by the County Attorney. 	<p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 4)</p>	
<p>10. Closed Meeting.</p>		

<ul style="list-style-type: none"> • At 1:21 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 5th & Avon Community Advisory Committee, the Albemarle Conservation Easement Authority, the Albemarle County Service Authority, the Fire Prevention Code Appeals Board, the Local Board of Building Code Appeals, the Pantops Community Advisory Committee, the Piedmont Virginia Community College Board, the Planning Commission, and the Social Services Advisory Board; • under subsection (8), to consult with legal counsel regarding specific legal matters (including the County’s role in federal law enforcement) requiring the provision of legal advice by such counsel; and • under subsection (19), to discuss plans related to the security of the County Office Buildings, and the safety of persons using such buildings. 		
<p>11. Certify Closed Meeting.</p> <ul style="list-style-type: none"> • At 6:00 p.m., the Board reconvened into an open meeting and certified the closed meeting. 		
<p>12. Boards and Commissions:</p> <p>a. Vacancies and Appointments.</p> <ul style="list-style-type: none"> • REAPPOINTED, Mr. Jay Fennell to the Albemarle Conservation Easement Authority with said term to expire on December 13, 2028. • APPOINTED, Ms. Diantha McKeel to the Albemarle County Service Authority as the Jack Jouett District representative, with said term to expire on December 31, 2029. • APPOINTED, Ms. Natalie Gomez to the Pantops Community Advisory Committee, with said term to expire on June 30, 2027. • REAPPOINTED, Ms. Willie M. Gray to the Social Services Advisory Board as the Samuel Miller District representative with said term to expire on December 31, 2029. 	<p><u>Clerk</u>: Prepare appointment/reappointment letters, update Boards and Commissions book, webpage, and notify appropriate persons.</p>	
<p>13. From the County Executive: Report on Matters Not Listed on the Agenda.</p> <p><u>Trevor Henry</u>:</p> <ul style="list-style-type: none"> • Presented a review of Winter Storm Fern. 		
<p>14. Public Comment on: Matters Previously Considered or Currently Pending Before the Board (Other than Scheduled Public Hearings). <u>The following individuals spoke regarding Immigration and Customs Enforcement (ICE) actions:</u></p> <ul style="list-style-type: none"> • Alicia Lenahan • Susan McCulley 		
<p>15. <u>Pb. Hrg.: ZMA-2025-00011 5546 Three Notch'd Road.</u></p> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED ordinance to approve ZMA-2025-00011. 	<p><u>Clerk</u>: Forward copy of signed ordinance to Community Development and County Attorney’s office. (Attachment 5)</p>	
<p>16. <u>Pb. Hrg.: SP202400017 Funk Brothers Furniture.</u></p> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED resolution to approve SP202400017. 	<p><u>Clerk</u>: Forward copy of signed resolution to Community Development and County Attorney’s office. (Attachment 6)</p>	
<p>17. From the Board: Committee Reports and Matters Not Listed on the Agenda.</p> <p><u>Fred Missel</u>:</p>		

<ul style="list-style-type: none"> • Reported that he had recently attended a JABA (Jefferson Area Board for Aging) meeting and was impressed by the breadth of work done by the organization. • Commented that he had attended the Albemarle Broadband Authority meeting on January 28th, 2026, where he learned about the Virginia Telecommunications Initiative (VATI) and that Comcast had recently received Broadband Equity, Access, and Deployment (BEAD) funding awards. <p><u>Sally Duncan:</u></p> <ul style="list-style-type: none"> • Mentioned that she had attended the recent CARTA (Charlottesville Albemarle Regional Transit Authority) meeting and the discussion was centered around Winter Storm Fern preparations. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> • Mentioned that the RWSA (Rivanna Water & Sewer Authority) meeting had been snowed out Tuesday, but information regarding the \$200 billion of capital projects could be found on the RWSA website. • Remarked that the Three Notched Trail survey would still be live for a few more days and made suggestions for potential improvements. <p><u>Mike Pruitt:</u></p> <ul style="list-style-type: none"> • Announced that Councilor Oschrein was elected as the new chair of CARTA. He said that the work of the group was awaiting the results of a prioritization study. <p><u>Bea LaPisto-Kirtley:</u></p> <ul style="list-style-type: none"> • Commented that she and Mike Pruitt recently attended the Pantops CAC (Community Advisory Committee) meeting where they discussed issues regarding Parks and Recreation and Broadband. • Mentioned that she would soon bring forward a change to the (SWAAC Solid Waste Alternatives Advisory Committee) charter to receive Board input on whether there should be two board members as liaisons or one Board member and an RWSA member. <p><u>Ned Gallaway:</u></p> <ul style="list-style-type: none"> • Reported that the Places 29 (Rio) CAC discussed a rezoning that would occur on either side of Carrsbrook Drive. • Mentioned that the executive committee of the Regional Housing Partnership met and discussed its strategic plan and that details about UVA's targets for their affordable housing initiative at North Fork were coming forward. 		
<p>17. Adjourn to February 18, 2026, 3:00 p.m. Lane Auditorium.</p> <ul style="list-style-type: none"> • The meeting was adjourned at 7:23 p.m. 		

ckb/tom

- Attachment 1 – Resolution to Approve the FY26 Agreement Between the County and VDH
- Attachment 2 – **DRAFT** Virginia Department of Health Agreement
- Attachment 3 – Resolution Confirming Declaration of Local Emergency and Declaring Emergency Ended
- Attachment 4 – Resolution to Authorize the County Executive to Sign a Letter to VDOT and Revocable License Agreements
- Attachment 5 – Ordinance No. 26-18(1) ZMA 2025-00011
- Attachment 6 – Resolution to Approve SP202400017 Funk Brothers Furniture

**RESOLUTION TO APPROVE THE FY 26 AGREEMENT
BETWEEN THE COUNTY OF ALBEMARLE AND
THE COMMONWEALTH OF VIRGINIA DEPARTMENT OF HEALTH**

WHEREAS, the Board finds it is in the best interest of the County to enter into Agreement with the Commonwealth of Virginia Department of Health for the operation of the local Blue Ridge Health District Health Department.

NOW, THEREFORE, BE IT RESOLVED that, pursuant to Virginia Code § 32.1-31, the Board of Supervisors of Albemarle County, Virginia hereby approves the FY 26 Agreement between the County of Albemarle and the Commonwealth of Virginia Department of Health and authorizes the County Executive to execute the agreement on behalf of the County after it is approved as to form and substance by the County Attorney.

Electronic Signature Agreement Page

**STATEMENT OF AGREEMENT TO
PROCESS NEEDED SIGNATURES OF
THE VIRGINIA DEPARTMENT OF
HEALTH (VDH) LOCAL
GOVERNMENT AGREEMENT
ELECTRONICALLY**

VDH and The Albemarle County Board of Supervisors agree to use electronic signatures, as authorized in Title 59.1, Chapter 42.1 Uniform Electronic Transactions Act of the Code of Virginia.

Jeffrey B. Richardson, County Executive
Authorizing officer printed name and title

Authorizing officer signature

Dr. Susan Fischer Davis
Chief Deputy Commissioner, Community Health Services
Virginia Department of Health

Dr. Susan Fischer Davis
Authorizing signature

**AGREEMENT BETWEEN THE VIRGINIA DEPARTMENT OF HEALTH AND
THE ALBEMARLE COUNTY BOARD OF SUPERVISORS FOR FUNDING AND
SERVICES OF THE ALBEMARLE COUNTY HEALTH DEPARTMENT**

This agreement ("Agreement") for the services to be provided by the Albemarle County Health Department and the funding therefore is by and between the Virginia Department of Health ("VDH") and Albemarle County Board of Supervisors (collectively "the Parties").

The Agreement is created in satisfaction of the requirements of § 32.1-31 of the Code of Virginia (1950), as amended, in order to operate the Albemarle County Health Department under the terms of this Agreement.

NOW, THEREFORE, in consideration of the covenants and agreements in this Agreement, the sufficiency of which is acknowledged, the Parties agree as follows.

§ 1. VDH, over the course of one fiscal year, will pay an amount not to exceed \$1,119,530.00, from the state general fund to support the cooperative budget in accordance with, and dependent upon, appropriations by the General Assembly, and in like time frame, the Board of Supervisors of Albemarle County will provide by appropriation and in equal quarterly payments a sum of \$915,979.00 local matching funds and \$54,299.00 one-hundred percent local funds for a total of \$970,278.00 local funds for this fiscal year.

FWT

In addition, the Board of Supervisors has approved the Albemarle County Health Department to carry forward \$0.00 in local matching funds for a total of \$915,979.00 matching funds and an additional \$57,496.68 in one-hundred percent local funds from the prior fiscal year closing locality balance.

These joint funds will be distributed in timely installments, as services are rendered in the operation of the Albemarle County Health Department, which shall perform public health services in Albemarle County as indicated in Attachment A(1.), and will perform services required by local ordinances as indicated in Attachment A(2.). Payments from the local government are due on the third Monday of each fiscal quarter.

§ 2. The term of the agreement begins July 1, 2025. This Agreement will be automatically extended on a state fiscal year to year renewal basis under the existing terms and conditions of the Agreement unless timely written notice of termination is provided by either party. Such written notice shall be given at least 60 days prior to the beginning of the fiscal year in which the termination is to be effective.

§ 3. The Commonwealth of Virginia ("Commonwealth") and VDH shall be responsible for providing liability insurance coverage and will provide legal defense for state employees of the local health department for acts or occurrences arising from performance of activities conducted pursuant to state statutes and regulations.

- A. The responsibility of the Commonwealth and VDH to provide liability insurance coverage shall be limited to and governed by the Commonwealth of Virginia Public Liability Risk Management Plan, established under § 2.2-1837 of the Code of Virginia (1950), as amended. Such insurance coverage shall extend to the services specified in Attachments A(1.) and A(2.), unless the locality has opted to provide coverage for the employee under the Public Officials Liability Self-Insurance Plan, established under § 2.2-1839 of the Code of Virginia (1950), as amended, or under a policy procured by the locality.
- B. The Commonwealth and VDH will be responsible for providing legal defense for those acts or occurrences arising from the performance of those services listed in Attachment A(1.), conducted in the performance of this contract, as provided for under the Code of Virginia and as provided for under the terms and conditions of the Commonwealth of Virginia Public Liability Risk Management Plan.

- C. Services listed in Attachment A(2.), any services performed pursuant to a local ordinance, and any services authorized solely by Title 15.2 of the Code of Virginia (1950), as amended, when performed by a state employee, are herewith expressly exempted from any requirements of legal defense or representation by the Attorney General or the Commonwealth. For purposes of assuring the eligibility of a state employee performing such services for liability coverage under the Commonwealth of Virginia Public Liability Risk Management Plan, the Attorney General has approved, pursuant to § 2.2-507 of the Code of Virginia (1950), as amended, and the Commonwealth of Virginia Public Liability Risk Management Plan, the legal representation of said employee by the city or county attorney, and, the Board of Supervisors of Albemarle County hereby expressly agrees to provide the legal defense or representation at its sole expense in such cases by its local attorney.
- D. In no event shall the Commonwealth or VDH be responsible for providing legal defense or insurance coverage for local government employees.

§ 4. Title to equipment purchased with funds appropriated by the local government and transferred to the Commonwealth, either as match for state dollars or as a purchase under appropriated funds expressly allocated to support the activities of the local health department, will be retained by the Commonwealth and will be entered into the Virginia Fixed Asset Accounting and Control System. Local appropriations for equipment to be locally owned and controlled should not be remitted to the Commonwealth, and the local government's procurement procedures shall apply in the purchase. The locality assumes the responsibility to maintain the equipment and all records thereon.

§ 5. This Agreement may only be amended or otherwise modified by an instrument in writing signed by the Parties.

 Dr. Susan Fischer Davis
 Chief Deputy Commissioner
 Community Health Services
 Virginia Department of Health

 Local authorizing officer signature

Jeffrey B. Richardson
 Authorizing officer printed name

 Date

County Executive
 Authorizing officer title

 Ryan McKay
 District Health Director
 Blue Ridge Health District

 Date

 Date

Approved as to form by the Office of the Attorney General on July 23, 2018

Attachments: Local Government Agreement, Attachment A(1.)
 Local Government Agreement, Attachment A(2.)

LGA-Revised February 2024

LGA-Revised February 2024

LOCAL GOVERNMENT AGREEMENT, ATTACHMENT A(1.)

VIRGINIA DEPARTMENT OF HEALTH
COMMUNITY HEALTH SERVICES

BASIC PUBLIC HEALTH SERVICES TO BE **ASSURED** BY LOCAL HEALTH DEPARTMENTS
INCOME LEVEL A IS DEFINED BY THE BOARD OF HEALTH TO BE MEDICALLY INDIGENT ([32.1-11](#))

For Each Service Provided, Check Block for Highest Income Level Served			
COLLABORATIVE COMMUNITY HEALTH IMPROVEMENT PROCESS	Income A only	Defined by Federal Regulations	All (specify income level if not ALL)
Assure that ongoing collaborative community health assessment and strategic health improvement planning processes are established. To include public health, health care systems and community partners. As provided for in §32.1-122.03 Code Link- 32.1-122.03 ; State Health Plan Link Virginia Plan for Well-Being 2016-2020			X
COMMUNICABLE DISEASE SERVICES	Income A only	Defined by Federal Regulations	All (specify income level if not ALL)
Immunization of patients against certain diseases, including Childhood Immunizations As provided for in 32.1-46 Code Link- 32.1-46			X
Sexually transmitted disease screening, diagnosis, treatment, and surveillance 32.1-57, Districts may provide counseling Code Link- 32.1-57			X
Surveillance and investigation of disease 32.1-35 and 32.1-39 Code Links- 32.1-35 , 32.1-39 , 32.1-43			X
HIV/AIDS surveillance, investigation, and sero prevalence survey 32.1-36, 32.1-36.1, 32.1-39 Code Links- 32.1-36 , 32.1-36.1 , 32.1-39			X
Tuberculosis control screening, diagnosis, treatment, and surveillance 32.1-49, 32.1-50.1, and 32.1-54 Code Links- 32.1-49 , 32.1-50 , 32.1-50.1			X
FAMILY PLANNING SERVICES	Income A only	Defined by Federal Regulations	All
Clinic services including drugs and Contraceptive supplies Family Planning Population Research Act of 1970, Title X Code Link- 32.1-77 , 42 U.S.C 300 et seq., and 42 CFR Part 59		X	
Pregnancy testing and counseling Family Planning Population Research Act of 1970, Title X Code Link- 32.1-77 , 42 U.S.C. 300 et seq., and 42 CFR Part 59\		X	

LOCAL GOVERNMENT AGREEMENT, ATTACHMENT A(1.)

VIRGINIA DEPARTMENT OF HEALTH
COMMUNITY HEALTH SERVICES

BASIC PUBLIC HEALTH SERVICES TO BE **ASSURED** BY LOCAL HEALTH DEPARTMENTS
INCOME LEVEL A IS DEFINED BY THE BOARD OF HEALTH TO BE MEDICALLY INDIGENT ([32.1-11](#))

CHILD HEALTH SERVICES	Income A only	Defined by Federal Regulations	All
Children Specialty Services; diagnosis, treatment, follow-up, and parent teaching 32.1-77, 32.1-89 and 32.1-90 Code Links 32.1-77 , 32.1-89 , 32.1-90			X
Screening for genetic traits and inborn errors of metabolism, and provision of dietary supplements Code Links 32.1-65 , 32.1-67 , 32.1-68			X
Well child care up to age 18 Board of Health Code Link 32.1-77	X		
WIC: Federal grant requirement Public Law 108-265 as amended, Child Nutrition Act of 1966; Child Nutrition and WIC Reauthorization Act 2009 Code Link 42 U.S.C. § 1786; 7 C.F.R. Part 26		X	
EPSDT: DMAS MOA Social Security Act section 1905(r) (5) Code Link 32.1-11			X
Blood lead level testing Code Link 32.1-46.1 , 32.1-46.2			X
Outreach, Patient and Community Health Education Code Link 32.1-11 , 32.1-11.3			X
Community Education Code Link 32.1-11 , 32.1-23			X
Pre-school Physicals for school entry Code Link 22.1-270			X
Services for Children with Special health care needs Title V, Social Security Act Code Link 32.1-77			X
Child restraints in motor vehicles Code Link 46.2-1095 , 46.2-1097			X
Babycare, Child : DMAS MOA			X
MATERNAL HEALTH SERVICES	Income A only	Defined by Federal Regulations	All
Prenatal and post partum care for low risk and intermediate risk women, Title V, Social Security Act Code Link 32.1-77		X	
Babycare, Maternal : DMAS MOA		X	
WIC: Federal grant requirement Public Law 108-265 as amended, Child Nutrition Act of 1966; Child Nutrition and WIC Reauthorization Act 2009 Code Link 42 U.S.C §1786 and 7CFR Part 26		X	

LOCAL GOVERNMENT AGREEMENT, ATTACHMENT A(1.)

VIRGINIA DEPARTMENT OF HEALTH
COMMUNITY HEALTH SERVICES

ENVIRONMENTAL HEALTH SERVICES
BASIC PUBLIC HEALTH SERVICES TO BE ASSURED BY LOCAL HEALTH DEPARTMENTS

<p>The following services performed in accordance with the provisions of the Code of Virginia, the regulation of the Board of Health and/or VDH agreements with other state or federal agencies and VDH policies. Data regarding the below services shall be entered in, or exported to, the statewide environmental health database for all available data fields. Local health department staff shall be responsible for responding to all complaints, constituent responses, media inquiries, and Freedom of Information Act request related to the following services.</p>	
<p>Investigation of communicable diseases: Pursuant to §§ 32.1-35 and 32.1-39 of the Code of the Code of Virginia, the local health director and local staff are responsible for investigating any outbreak or unusual occurrence of a preventable disease that the Board of Health requires to be reported. Code Links-32.1-35, 32.1-39</p>	X
<p>Marinas: Pursuant to § 32.1-246 of the Code of Virginia, local health department staff are responsible for permitting marinas and other places where boats are moored and is responsible for inspecting them to ensure that their sanitary fixtures and sewage disposal facilities are in compliance with the Marina Regulations (12VAC5-570-10 et seq.) Code Link-32.1-246</p>	X
<p>Migrant labor camps: Pursuant to §§ 32.1-203-32.1-211 of the Code of Virginia, local health departments are responsible for issuing, denying, suspending and revoking permits to operate migrant labor camps. Local health departments also must inspect migrant labor camps and ensure that the construction, operation and maintenance of such camps are in compliance with the Rules and Regulations Governing Migrant Labor Camps (12VAC5-501-10 et seq.). Code Links-32.1 Chapter 6 Article 6</p>	X
<p>Milk: Pursuant to §§ 3.2-5206, 3.2-5208 of the Code of Virginia and the agency's MOA with VDACS, the local health department is responsible for issuing, denying, suspending and revoking permits for Grade "A" milk processing plants which offer milk and or milk products for sale in Virginia. Local health departments are also responsible for the inspection of Grade "A" milk plants for compliance with the Regulations Governing Grade "A" Milk (2VAC5-490-10). Code Links- 3.2-5206, 3.2-5208</p>	
<p>Alternative discharging sewage systems: Pursuant to § 32.1-164(A) of the Code of Virginia, local health departments are responsible for issuing, denying and revoking construction and operation permits for alternative discharging systems serving individual family dwellings with flows less than or equal to 1,000 gallons per day on a monthly average. Local health departments are also required to conduct regular inspections of alternative discharging systems in order to ensure that their construction and operation are in compliance with the Alternative Discharging Sewage Treatment Regulations for Individual Family Dwellings (12VAC5-640-10 et seq.). Code Link-32.1-164</p>	X
<p>Onsite sewage systems: Pursuant to § 32.1-163 et seq. of the Code of Virginia, local health department staff is responsible for reviewing and processing site evaluations and designs of onsite sewage systems in accordance with applicable state regulations and may perform such evaluations and designs as allowed. Local health department staff is also responsible for issuing, denying and revoking construction and operation permits for conventional and alternative onsite sewage systems. Local health department staff are responsible for assuring that onsite sewage systems are inspected at time of construction for compliance with the Sewage Handling and Disposal Regulations (12VAC5-610-20 et seq.; "SHDR") and the Alternative Onsite Sewage System Regulations (12VAC5-613-10 et seq.; "AOSS Regulations"); local health department staff may perform such inspections as required. Local health department staff is also responsible for assuring the performance, operation, and maintenance of onsite sewage systems are in compliance with the SHDR and AOSS Regulations. Code Link-32.1-163</p>	X
<p>Rabies: Pursuant to § 3.2-6500 et seq. of the Code of Virginia, the local health department is responsible for investigating complaints and reports of suspected rabid animals exposing a person, companion animal, or livestock to rabies. Code Link- 3.2-6500</p>	X

LOCAL GOVERNMENT AGREEMENT, ATTACHMENT A(1.)

VIRGINIA DEPARTMENT OF HEALTH
COMMUNITY HEALTH SERVICES

ENVIRONMENTAL HEALTH SERVICES

BASIC PUBLIC HEALTH SERVICES TO BE ASSURED BY LOCAL HEALTH DEPARTMENTS

<p>Restaurants/eating establishments: Pursuant to § 35.1-14 of the Code of Virginia, local health departments are responsible for issuing, denying, renewing, revoking and suspending permits to operate food establishments. In addition, local health departments are required to conduct at least one annual inspection of each food establishment to ensure compliance with the requirements of the Food Regulations (12VAC5-421-10 et seq.). These regulations include requirements and standards for the safe preparation, handling, protection, and preservation of food; the sanitary maintenance and use of equipment and physical facilities; the safe and sanitary supply of water and disposal of waste and employee hygiene standards. Code Link- 35.1-14</p>	<p>X</p>
<p>Hotels/Motels: In accordance with § 35.1-13 of the Code of Virginia, local health department staff is responsible for issuing, denying, revoking and suspending permits to operate hotels. The local health department is responsible for conducting inspections of hotels to ensure compliance with the Hotel Regulations (12VAC5-431-10 et seq.). These regulations include requirements and standards for physical plant sanitation; safe and sanitary housekeeping and maintenance practices; safe and sanitary water supply and sewage disposal and vector and pest control. Code Link-35.1-13</p>	<p>X</p>
<p>Wells: Pursuant to § 32.1-176.4, and the resulting authority provided by the Board, local health departments are responsible for issuing, denying and revoking construction permits and inspection statements for private wells. Local health departments are also responsible for inspecting private wells to ensure that their construction and location are in compliance with the Private Well Regulations. (12VAC5-630-10 et seq.) Code Link-32.1-176.4</p>	<p>X</p>
<p>Homes for adults: The local health department, at the request of the Department of Social Services (DSS), will inspect DSS-permitted homes for adults to evaluate their food safety operations, wastewater disposal and general environmental health conditions. (22VAC40-80-160(B)(3))</p>	<p>X</p>
<p>Juvenile Justice Institutions: Pursuant to § 35.1-23 of the Code of Virginia and the agency's memorandum of understanding with the Department of Corrections, local health departments are responsible for conducting at least one annual unannounced inspection of juvenile justice institutions in order to evaluate their kitchen facilities, general sanitation and environmental health conditions. Code Link-35.1-23</p>	<p>X</p>
<p>Jail inspections: Pursuant to § 53.1-68 of the Code of Virginia and the agency's memorandum of understanding with the Department of Corrections, local health departments are responsible for conducting at least one annual unannounced inspection of correction facilities in order to evaluate their kitchen facilities, general sanitation and environmental health conditions. Code Link-53.1-68</p>	<p>X</p>
<p>Daycare centers: At the request of DSS will inspect DSS-permitted daycare centers to evaluate their food safety operations, wastewater disposal and general environmental health conditions. (22VAC40-80-160(B)(3))</p>	<p>X</p>
<p>Radon Pursuant to § 32.1-229, local health department may assist VDH Central Office with Radon testing and analysis. Code Link-32.1-229.</p>	<p>X</p>
<p>Summer camps/ Campgrounds: Pursuant to §§ 35.1-16 and 35.1-17 of the Code of Virginia and the corresponding regulations, local health departments are responsible for issuing, denying, and revoking permits to operate summer camps and campgrounds. The local health department is responsible for conducting inspections of summer camps and campgrounds not less than annually to ensure that their construction, operation and maintenance are in compliance with the Regulations for Summer Camps (12VAC5-440-10 et seq.) and the Rules and Regulations Governing Campgrounds (12VAC5-450-10 et seq.). Code Links-35.1-16, 35.1-17</p>	<p>X</p>

LOCAL GOVERNMENT AGREEMENT, ATTACHMENT A(1.)

VIRGINIA DEPARTMENT OF HEALTH
COMMUNITY HEALTH SERVICES

OTHER PUBLIC HEALTH SERVICES
BASIC PUBLIC HEALTH SERVICES TO BE ASSURED BY LOCAL HEALTH DEPARTMENTS

The following services performed in accordance with the provisions of the Code of Virginia, the regulations of the Board of Health and/or the policies and procedures of the State Department of Health	
Pre-Admission Screenings (PAS) DMAS MOA Code Link- 32.1-330	X
Comprehensive Services Act Community Policy and Management Teams (CPMT) 2.2-5201-2.2-5211 Code Link- 2.2-5201 , 2.2-5211	X
Interagency Coordinating Council (Infants/Toddlers) Early Intervention Services Code Link- 2.2-5305 , 2.2-5306	X
Vital Records Code Link- 32.1-254 , 32.1-255 , 32.1-272	X
Immunizations for maternity and post-partum patients Code Link- 32.1-11 , 32.1-325 , 54.1-3408 .	X
AIDS Drug Assistance Program (ADAP) Code Link- 32.1-11 .	X
Emergency Preparedness and Response Code Link- 32.1-42 , 32.1-43 et seq., 32.1-229 .	X
HIV Counseling, Testing and Referral Code Link- 32.1-37.2	X

LOCAL GOVERNMENT AGREEMENT, ATTACHMENT A(1.)

VIRGINIA DEPARTMENT OF HEALTH
COMMUNITY HEALTH SERVICES

OPTIONAL PUBLIC HEALTH SERVICES

For Each Service Provided, Check Block for Highest Income Level Served			
COMMUNICABLE DISEASE SERVICES	Income A only	Defined by Federal Regulations	All
Foreign Travel Immunizations			
Other:			
CHILD HEALTH SERVICES			
Disabled disability Waiver Screenings DMAS MOA Code Link- 32.1-330 Other:			
Other			
MATERNAL HEALTH SERVICES	Income A only	Defined by Federal Regulations	All
Other:			
FAMILY PLANNING SERVICES	Income A only	Defined by Federal Regulations	All
Nutrition Education			
Preventive Health Services			
Pre-Conception Health Care			
Other:			
MEDICAL SERVICES - Please identify services	Income A only	Defined by Federal Regulations	All
Community Education			
Other			

VIRGINIA DEPARTMENT OF HEALTH
COMMUNITY HEALTH SERVICES

OPTIONAL PUBLIC HEALTH SERVICES

For Each Service Provided, Check Block for Highest Income Level Served
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SPECIALTY CLINIC SERVICES - Please identify services	Income A only	Defined by Federal Regulations	All
DENTAL HEALTH SERVICES - Please identify services	Income A only	Defined by Federal Regulations	All

LOCAL GOVERNMENT AGREEMENT, ATTACHMENT A(2.)

VIRGINIA DEPARTMENT OF HEALTH
COMMUNITY HEALTH SERVICES

PUBLIC HEALTH ENVIRONMENTAL SERVICES PROVIDED
UNDER LOCAL ORDINANCE OR CONTRACT

Neither the <i>Code of Virginia</i> nor Regulations of the Board of Health requires the following services to be provided by the local health department	Place an X in this column if service is provided for locality	Local ordinance code cite	Provide a brief description of local ordinance requirements
Water supply sanitation- Inspection of Water Supplies. Code Link- 15.2-2144 on local regulation			
Other Environmental – identify services below			
Smoking Ordinances	X	Albemarle Code §7-307 Charlottesville Code § 24.1-11	Enforcement
Water Supplies and Sewer System	X	Albemarle County Code, Chapter 18, Section 4.1	Enforcement- Establishes minimum area requirements for original and replacement subsurface drain fields that are more restrictive than state regulations require
Location of Onsite Sewage	X	Albemarle County Code, Chapter 18, Section 4.2.4	Enforcement – In support of Section 4.2(Critical Slopes), intent is to discourage onsite sewage systems on slopes of twenty (20) percent or greater
Types of structures, improvements and activities which may be allowed in a stream buffer by program authority	X	Albemarle County Code, Chapter 17, Section 600	Enforcement – In support of Chapter 17 (Stream Buffers), intent is to provide stream buffers in the development area, water supply protection area and rural area which require sewage disposal systems to be located a minimum of 100 horizontal feet from a perennial or intermittent stream and 200 horizontal feet from the flood plain of any public water supply impoundment. The applicable state regulations require a minimum of 50 horizontal feet.

**RESOLUTION CONFIRMING THE DECLARATION OF A LOCAL EMERGENCY
AND DECLARING THE LOCAL EMERGENCY ENDED
(Winter Storm Fern, January 2026)
(Virginia Code § 44-146.21)**

WHEREAS, on January 22, 2026, the Governor of Virginia issued the “Declaration of State Emergency Due to Severe Winter Weather” anticipating significant snow, along with sleet, ice, freezing rain, and temperatures below freezing for several days that could cause transportation difficulties and power outages (the “Storm”); and

WHEREAS, the Storm was forecasted to affect central Virginia and Albemarle County, causing significant snow and ice accumulation and temperatures below freezing for several days causing transportation difficulties and power outages; and

WHEREAS, because of the likely adverse impacts of the Storm, County Executive Jeffrey B. Richardson, acting in his capacity as the Director of Emergency Management, declared a local emergency on January 24, 2026, pursuant to *Virginia Code § 44-146.21*; and

NOW THEREFORE, BE IT RESOLVED, the Albemarle County Board of Supervisors hereby confirms the Director of Emergency Management’s declaration of a local emergency by this Resolution and pursuant to *Virginia Code § 44-146.21(A)*; and

BE IT FURTHER RESOLVED that, there being no further emergency actions to be taken in response to the Storm, the local emergency is ended.

**RESOLUTION TO AUTHORIZE THE COUNTY EXECUTIVE TO SIGN
A LETTER TO VDOT AND REVOCABLE LICENSE AGREEMENTS FOR CONSTRUCTION OF THE
ASHWOOD BOULEVARD CONNECTION AND ASSOCIATED IMPROVEMENTS WITHIN COUNTY
PROPERTY AS PART OF THE BROOKHILL DEVELOPMENT**

WHEREAS, on March 26, 2024, Albemarle County (the “County”) entered into three non-exclusive revocable license agreements with Brookhill Towncenter, LLC (the “developer”) to grant access to the developer to make improvements on County-owned parcel 046B5-00-00-001C0 (“parcel 46B5-1C”) and

WHEREAS, the developer has proposed to amend the road alignment of the Ashwood Boulevard Connection, which changes the location of the license areas on County-owned parcel 046B5-00-00-001C0, which require revisions to license agreements entered into on March 26, 2024;

WHEREAS, the developer has proposed to modify an existing Virginia Department of Transportation (VDOT) stormwater facility located within an easement on parcel 46B5-1C, and VDOT requires authorization from the County to discuss with the developer such modifications and maintenance of the stormwater facilities.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors authorizes the County Executive to sign a letter to VDOT and non-exclusive revocable license agreements on behalf of the County for construction of the Ashwood Boulevard Connector road and its associated improvements, stormwater management facilities construction and maintenance, and landscaping improvements on County-owned property located in the Brookhill development, once the letter and licenses are approved as to form and substance by the County Attorney.

**ORDINANCE NO. 26-18(1)
ZMA 2025-00011**

**AN ORDINANCE TO AMEND THE ZONING MAP FOR
PARCEL 056A2-01-00-05000**

WHEREAS, an application ZMA2025-00011 was submitted to rezone parcel 056A2-01-00-05000 from R-2 Residential to R-4 Residential; and

WHEREAS, on November 25, 2025, after a duly noticed public hearing, the Planning Commission recommended approval of ZMA 2025-00011;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Albemarle, Virginia, that upon consideration of the transmittal summary and staff report prepared for ZMA 2025-00011 and their attachments, the proffer statement signed January 16, 2026, the information presented at the public hearings, any written comments received, the material and relevant factors in *Virginia Code* § 15.2-2284 and *Albemarle County Code* § 18-33.6, and for the purposes of public necessity, convenience, general welfare, and good zoning practices, the Board hereby approves ZMA 2025-00011.

**RESOLUTION TO APPROVE SP202400017
FUNK BROTHERS FURNITURE**

WHEREAS, upon consideration of the staff report prepared for SP202400017 Funk Brothers Furniture, the recommendation of the Planning Commission and the information presented at the public hearing on November 25, 2025, any comments received, and all of the relevant factors in Albemarle County Code §§ 18-10.2.2(36) and 18-33.8(A), the Albemarle County Board of Supervisors hereby finds that the proposed special use would:

1. not be a substantial detriment to adjacent parcels;
2. not change the character of the adjacent parcels and the nearby area;
3. be in harmony with the purpose and intent of the Zoning Ordinance, with the uses permitted by right in the Rural Areas district, and with the public health, safety, and general welfare (including equity); and
4. be consistent with the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby approves SP202400017 Funk Brothers Furniture, subject to the conditions attached hereto.

* * *

SP202400017 FUNK BROTHERS FURNITURE- Conditions

Staff recommends approval with the following conditions:

1. The development of the use must be in general accord (as determined by the Director of Planning and the Zoning Administrator) with the sheet titled, "Funk Brothers Furniture Concept Plan" prepared by Funk Brothers Furniture dated May 21, 2024, last revised August 8, 2025. To be in general accord with the Concept Plan, development and use must reflect the following major elements as shown on the Plan:
 - a. Location of the existing building envelopes; and
 - b. Location of parking and loading space envelopes

Minor modifications to the Plan that do not conflict with the elements above may be made to ensure compliance with the Zoning Ordinance.
2. Industrial setbacks in accordance with Section 18-4.20(b) must be established and maintained on parcel.
3. A 30-foot use buffer in accordance with Section 18-26.5(c) must be established and maintained along the shared boundary with TMP 79A1-0B-29. The use buffer area may not be disturbed other than to install screening or landscaping screening.
4. A Certificate of Appropriateness must be obtained for a landscape plan prior to issuance of a Zoning Clearance to commence the gift, craft, and antique shop use. The plan must provide landscaping to offset visual impacts of the use on the Entrance Corridors, consistent with the Entrance Corridor Design Guidelines for landscaping and section 32 of the Zoning Ordinance and must be approved by the Agent. The agent may request any additional details on the plan to address health and safety (ex. Fire emergency access) or other conditions of special use permit approval.
5. The use must commence on or before February 4, 2031, or the permit shall expire and be of no effect.