

**HENRICO COUNTY  
NOTICE OF SPECIAL MEETING  
BOARD OF SUPERVISORS**

Please take notice that a special meeting of the Board of Supervisors will be held on **Tuesday, December 14, 2021, at 6:00 p.m.** in the County Manager's Conference Room on the Third Floor of the Administration Building at the Henrico County Government Center, Parham and Hungary Spring Roads, Henrico, Virginia.

The matters to be reviewed by the Board at this time are:

- |                  |                                   |
|------------------|-----------------------------------|
| 6:00 - 6:15 p.m. | Community Affairs Update          |
| 6:15- 6:30 p.m.  | Intercultural Liaison Partnership |
| 6:30 - 6:45 p.m. | Regular Meeting Agenda Items      |

*Tanya N. Brackett*

Tanya N. Brackett, CMC  
Clerk, Henrico County Board of Supervisors  
December 9, 2021

**COUNTY OF HENRICO, VIRGINIA**  
**Henrico County Board Room**  
**Board of Supervisors' Agenda**  
**December 14, 2021**  
**7:00 p.m.**

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

**APPROVAL OF MINUTES** – November 30, 2021, Regular and Special Minutes

**MANAGER'S COMMENTS**

**BOARD OF SUPERVISORS' COMMENTS**

**RECOGNITION OF NEWS MEDIA**

**PRESENTATIONS**

- 408-21 Resolution - Commending the Glen Allen High School Boys Cross Country Team.
- 409-21 Resolution - Commending the Glen Allen High School Boys Volleyball Team.

**APPOINTMENT**

- 410-21 Resolution - Appointment of Member - Board of Social Services.

**PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS**

- 411-21 Eagle Construction of VA, LLC: Request to conditionally rezone from A-1  
REZ2021- Agricultural District to RTHC Residential Townhouse District (Conditional)  
00050 part of Parcel 738-769-3891 containing 14.582 acres located between the  
Three Chopt north line of N. Gayton Road and the terminus of Belair Place. The applicant  
proposes an age-restricted condominium community. The RTH District allows  
a maximum gross density of 9 units per acre. The use will be controlled by  
zoning ordinance regulations and proffered conditions. The 2026  
Comprehensive Plan recommends Suburban Residential 1, density should not  
exceed 2.4 units per acre. The Planning Commission voted to recommend the  
Board of Supervisors **grant** the request.
- 412-21 SKM, LLC: Request to conditionally rezone from A-1 Agricultural District to  
REZ2021- B-2C Business District (Conditional) Parcel 733-764-9576 and part of Parcels  
00044 733-765-4819 and 734-765-1504 containing 7.219 acres located at the  
Three Chopt northwest intersection of W. Broad Street (U.S. Route 250) and N. Gayton  
Road. The applicant proposes a commercial development. The uses will be  
controlled by zoning ordinance regulations and proffered conditions. The 2026  
Comprehensive Plan recommends Urban Mixed-Use and Environmental  
Protection Area. The site is in the West Broad Street Overlay District. The  
Planning Commission voted to recommend the Board of Supervisors **grant**  
the request.

- 279-21  
REZ2021-  
00037  
Three Chopt
- Ram Misra: Request to amend proffers accepted with C-8C-01 on Parcel 737-754-6589 located on Brandyview Lane approximately 265' west from its intersection with Clary Preston Drive. The applicant proposes to amend Proffer #9 regarding the rear yard setback and landscape buffer. The existing zoning is R-3C One-Family Residence District (Conditional). The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. The Planning Commission voted to recommend the Board of Supervisors **deny** the request. **(Deferred from the November 9, 2021, meeting.)**
- 413-21  
REZ2021-  
00053  
Fairfield
- David Hulburt and Sheryl Finneran: Request to amend proffers accepted with C-4C-94 on Parcel 787-745-3698 located on the east line of Chamberlayne Road (U.S. Route 301) approximately 180' north of its intersection with Wilmer Avenue. The applicant proposes to amend Proffer #1 regarding prohibited uses. The existing zoning is O-1C Office District (Conditional). The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.
- 414-21  
REZ2021-  
00054  
Fairfield
- Kingman Investment Properties, LLC: Request to amend proffers accepted with C-40C-91 and C-70C-97 on Parcel 789-754-3978 located on the north line of Wilkinson Road approximately 200' west of its intersection with Upham Drive. The applicant proposes to amend and add proffers regarding general conformance to the existing Plan of Development, existing buildings, permitted uses and restrictions, hours of operation, signage, outside speakers, parking lot standards, exterior lighting, signage, public address, perimeter landscaping, and outside storage. The existing zoning is B-2C Business District (Conditional). The 2026 Comprehensive Plan recommends Commercial Concentration. The site is located in the Enterprise Zone. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.
- 415-21  
REZ2021-  
00060  
Fairfield
- Stanley Martin Homes, LLC: Request to conditionally rezone from A-1 Agricultural District, R-5AC and R-6C General Residence Districts (Conditional) to R-5AC (3.59 acres) and R-6C (0.56 acres) General Residence Districts (Conditional) Parcels 785-758-8049, 786-758-0294, and 786-758-0555 and part of Parcels 785-758-3485, -5283, -8854, -9568, -9882, and 785-759-7748 containing 4.15 acres located approximately 400' northeast of the intersection of Scott Road and Scott Place. The applicant proposes a residential development of townhomes and single-family dwellings. The R-5A District allows a density of 6 units per acre. The R-6 District allows a density of 12 units per acre for townhouses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Planned Industry. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.
- 416-21  
REZ2021-  
00055  
Tuckahoe
- Wilton Commercial, LLC: Request to conditionally rezone from B-1 Business District to B-2C Business District (Conditional) Parcels 741-742-1739, 740-742-9565, and 740-742-9327 containing 5.191 acres located on the north line of Patterson Avenue (State Route 6) approximately 175' west of its intersection with Pump Road. The applicant proposes commercial uses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The 2026

Comprehensive Plan recommends Commercial Concentration and Environmental Protection Area. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

417-21  
PUP2021-  
00020  
Tuckahoe

Wilton Commercial, LLC: Request for a Provisional Use Permit under Sections 24-4205 and 24-2306 of Chapter 24 of the County Code to allow an automated teller machine as a principal use on Parcels 741-742-1739, 740-742-9565, and 740-742-9327 located on the north line of Patterson Avenue (State Route 6) approximately 175' west of its intersection with Pump Road. The existing zoning is B-1 Business District. B-2C Business District (Conditional) zoning is proposed with REZ2021-00055. The 2026 Comprehensive Plan recommends Commercial Concentration and Environmental Protection Area. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

### **PUBLIC HEARINGS - OTHER ITEMS**

- 389-21      Ordinance - To Amend and Reordain Section 9-1 Titled “Magisterial districts” of the Code of the County of Henrico to Reapportion Population Among the County’s Election Districts to Comply with State and Federal Law. **(Deferred from the November 30, 2021, meeting.)**
- 390-21      Ordinance - To Amend and Reordain Section 9-2 Titled “Precincts and polling places” of the Code of the County of Henrico to Make Changes Necessitated by Reapportionment of the County’s Election Districts. **(Deferred from the November 30, 2021, meeting.)**
- 418-21      Resolution - Amendments to FY 2021-22 Annual Fiscal Plan.
- 419-21      Resolution - Amendments to FY 2021-22 Annual Fiscal Plan - American Rescue Plan Act - Coronavirus State and Local Fiscal Recovery Funds for Henrico County Public Schools.
- 420-21      Resolution - Authorizing County Manager to Submit Seventh Amended Henrico County FY 2019-20 Annual Consolidated Action Plan and to Execute Contracts for ESG Activities.
- 421-21      Resolution - Signatory Authority - Boundary Line Adjustments - Virginia Center Commons - Fairfield District.
- 422-21      Ordinance - Vacation of Portion of Right-of-Way - Old Route 33 - Brookland District.
- 423-21      Ordinance - Vacation of Building Line - Westham Subdivision - Tuckahoe District.
- 424-21      Resolution - Signatory Authority - Easement Agreement - Virginia Electric and Power Company - Tuckahoe District.
- 425-21      Resolution - Support for Limited Access Modification - Route 60 - White Oak Technology Park - Varina District.

## **PUBLIC COMMENTS**

### **GENERAL AGENDA**

- 426-21 Resolution - Approval of Issuance of Bonds - Beth Sholom Lifecare Community Corporation - Economic Development Authority of Henrico County, Virginia - Tuckahoe District.
- 427-21 Resolution - Quarterly Appropriation of Funds for Third Quarter of FY 2021-22.
- 428-21 Resolution - Signatory Authority - Amended and Restated Declaration of Covenants - Virginia Center Commons - Fairfield District.
- 429-21 Resolution - Approval of Comprehensive Agreement - Indoor Sports Facility and Convocation Center - Fairfield District.
- 430-21 Resolution - To Set Public Hearing for Abandonment of a Portion of Old Route 33 - Brookland District.
- 431-21 Resolution - Acquisition of Right-of-Way and Easements - 4611 Sadler Road - Sadler Road Improvements Project - Three Chopt District.
- 432-21 Resolution - Acquisition of Right-of-Way and Easements - 4200 Dominion Boulevard - Sadler Road Improvements Project - Three Chopt District.
- 433-21 Resolution - Acquisition of Right-of-Way and Easements - 4240 Dominion Boulevard - Sadler Road Improvements Project - Three Chopt District.
- 434-21 Resolution - Acquisition of Real Property - Westwood Avenue - Brookland District.



**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS' RESUME  
December 14, 2021**

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**PRESENTATIONS**

**RESOLUTION - Commending the Glen Allen High School Boys Cross Country Team.**

This resolution commends the Glen Allen High School Boys Cross Country Team on winning the 1<sup>st</sup> Virginia High School League Class 5 State Championship, the first state title won by the cross country team in the school history.

**RESOLUTION - Commending the Glen Allen High School Boys Volleyball Team.**

This resolution commends the Glen Allen High School Boys Volleyball Team on defeating Frank Cox High School to capture the Virginia High School League Class 6 State Championship in boys' volleyball in their fourth consecutive appearance in the state title match.

**APPOINTMENT**

**RESOLUTION - Appointment of Member - Board of Social Services.**

This Board paper appoints the following person to the Board of Social Services for a four-year term expiring June 30, 2025, or thereafter when her successor shall have been appointed and qualified:

Brookland District    Debbie J. Gordon

**PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS**

REZ2021-00050  
Three Chopt

Eagle Construction of VA, LLC: Request to conditionally rezone from A-1 Agricultural District to RTHC Residential Townhouse District (Conditional) part of Parcel 738-769-3891 containing 14.582 acres located between the north line of N. Gayton Road and the terminus of Belair Place. The applicant proposes an age-restricted condominium community. The RTH District allows a maximum gross density of 9 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Suburban Residential 1, density should not exceed 2.4 units per acre. Acting on a motion by Mrs. Thornton, seconded by Mr. Mackey, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it would not be expected to adversely affect the pattern of zoning and land use in the area, and it is not expected to have a precedent setting effect on the zoning in the area.

REZ2021-00044  
Three Chopt  
SKM, LLC: Request to conditionally rezone from A-1 Agricultural District to B-2C Business District (Conditional) Parcel 733-764-9576, and part of Parcels 733-765-4819, and 734-765-1504 containing 7.219 acres located at the northwest intersection of W. Broad Street (U.S. Route 250) and N. Gayton Road. The applicant proposes a commercial development. The uses will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Urban Mixed-Use and Environmental Protection Area. The site is in the West Broad Street Overlay District. Acting on a motion by Mrs. Thornton, seconded by Mr. Baka, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it would assist in achieving the appropriate development of adjoining property and it is an appropriate business zoning in this area.

REZ2021-00037  
Three Chopt  
Ram Misra: Request to amend proffers accepted with C-8C-01 on Parcel 737-754-6589 located on Brandyview Lane approximately 265' west from its intersection with Clary Preston Drive. The applicant proposes to amend Proffer #9 regarding the rear yard setback and landscape buffer. The existing zoning is R-3C One-Family Residence District (Conditional). The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. Acting on a motion by Mrs. Thornton, seconded by Mr. Witte, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **deny** the request because it does not meet the original intent of the proffers and would likely set an adverse precedent for the area. **(Deferred from the November 9, 2021, meeting.)**

REZ2021-00053  
Fairfield  
David Hulburt and Sheryl Finneran: Request to amend proffers accepted with C-4C-94 on Parcel 787-745-3698 located on the east line of Chamberlayne Road (U.S. Route 301) approximately 180' north of its intersection with Wilmer Avenue. The applicant proposes to amend Proffer #1 regarding prohibited uses. The existing zoning is O-1C Office District (Conditional). The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. Acting on a motion by Mr. Archer, seconded by Mr. Witte, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because the changes do not greatly reduce the original intent of the proffers and it is not expected to adversely impact surrounding land uses in the area.

REZ2021-00054  
Fairfield  
Kingman Investment Properties, LLC: Request to amend proffers accepted with C-40C-91 and C-70C-97 on Parcel 789-754-3978 located on the north line of Wilkinson Road approximately 200' west of its intersection with Upham Drive. The applicant proposes to amend and add proffers regarding general conformance to the existing Plan of Development, existing buildings, permitted uses and restrictions, hours of operation, signage, outside speakers, parking lot standards, exterior lighting, signage, public address, perimeter landscaping, and outside storage. The existing zoning is B-2C Business District (Conditional). The 2026 Comprehensive Plan recommends Commercial Concentration. The site is located in the Enterprise Zone. Acting on a motion by Mr. Archer, seconded by Mr. Witte, the Planning

Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it would not adversely affect the adjoining area if properly developed as proposed and it is an appropriate business zoning in this area.

REZ2021-00060  
Fairfield

Stanley Martin Homes, LLC: Request to conditionally rezone from A-1 Agricultural District, R-5AC and R-6C General Residence Districts (Conditional) to R-5AC (3.59 acres) and R-6C (0.56 acres) General Residence Districts (Conditional) Parcels 785-758-8049, 786-758-0294, and 786-758-0555 and part of Parcels 785-758-3485, -5283, -8854, -9568, -9882, and 785-759-7748 containing 4.15 acres located approximately 400' northeast of the intersection of Scott Road and Scott Place. The applicant proposes a residential development of townhomes and single-family dwellings. The R-5A District allows a density of 6 units per acre. The R-6 District allows a density of 12 units per acre for townhouses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Planned Industry. Acting on a motion by Mr. Archer, seconded by Mr. Mackey, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it would permit development of the land for residential use in an appropriate manner and the proffered conditions will assure a level of development otherwise not possible.

REZ2021-00055  
Tuckahoe

Wilton Commercial, LLC: Request to conditionally rezone from B-1 Business District to B-2C Business District (Conditional) Parcels 741-742-1739, 740-742-9565, and 740-742-9327 containing 5.191 acres located on the north line of Patterson Avenue (State Route 6) approximately 175' west of its intersection with Pump Road. The applicant proposes commercial uses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Commercial Concentration and Environmental Protection Area. Acting on a motion by Mr. Baka, seconded by Mrs. Thornton, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it is reasonable and would not be expected to adversely affect the pattern of zoning and land use in the area.

PUP2021-00020  
Tuckahoe

Wilton Commercial, LLC: Request for a Provisional Use Permit under Sections 24-4205 and 24-2306 of Chapter 24 of the County Code to allow an automated teller machine as a principal use on Parcels 741-742-1739, 740-742-9565, and 740-742-9327 located on the north line of Patterson Avenue (State Route 6) approximately 175' west of its intersection with Pump Road. The existing zoning is B-1 Business District. B-2C Business District (Conditional) zoning is proposed with REZ2021-00055. The 2026 Comprehensive Plan recommends Commercial Concentration and Environmental Protection Area. Acting on a motion by Mr. Baka, seconded by Mrs. Thornton, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it is reasonable in the light of the surrounding uses and existing zoning on the property.

## **PUBLIC HEARINGS - OTHER ITEMS**

### **ORDINANCE - To Amend and Reordain Section 9-1 Titled “Magisterial districts” of the Code of the County of Henrico to Reapportion Population Among the County’s Election Districts to Comply with State and Federal Law.**

This Board paper would reapportion population among the County’s election districts. The County last reapportioned its election districts in 2011. Reapportionment is legally required every 10 years.

The proposed ordinance will be the subject of public hearings before the Board on November 30 and December 14. At the end of the November 30 public hearing, the ordinance should be deferred to December 14 for consideration after the second public hearing.

The Director of Planning and County Attorney recommend approval of the Board paper, and the County Manager concurs. **(Deferred from the November 30, 2021, meeting.)**

### **ORDINANCE - To Amend and Reordain Section 9-2 Titled “Precincts and polling places” of the Code of the County of Henrico to Make Changes Necessitated by Reapportionment of the County’s Election Districts.**

This Board paper proposes changes to precincts and polling places as part of the County’s 2021 reapportionment plan. Staff provided details of the proposed changes to the Board by letter dated November 8 and at its meeting on November 9. In addition, the details of the proposed changes are available online at <https://henrico.us/reapp2021/>.

The proposed ordinance will be the subject of public hearings before the Board on November 30 and December 14. At the end of the November 30 public hearing, the ordinance should be deferred to December 14 for consideration after the second public hearing.

The Director of Planning, General Registrar, and County Attorney recommend approval of the Board paper, and the County Manager concurs. **(Deferred from the November 30, 2021, meeting.)**

### **RESOLUTION - Amendments to FY 2021-22 Annual Fiscal Plan.**

The Board approved a resolution on November 30, 2021, that received requests to appropriate funds for certain programs, directed their advertisement, and set the date for a public hearing. This paper, if approved after the public hearing, would amend the Annual Fiscal Plan and appropriate funds for expenditure for the indicated purposes.

The Budget Director recommends approval of the Board paper, and the County Manager concurs.

**RESOLUTION - Amendments to FY 2021-22 Annual Fiscal Plan - American Rescue Plan Act - Coronavirus State and Local Fiscal Recovery Funds for Henrico County Public Schools.**

This Board paper, if approved, amends the Annual Fiscal Plan and appropriates federal Coronavirus State and Local Fiscal Recovery funds under the American Rescue Plan Act of 2021 for Henrico County Public Schools.

The Budget Director recommends approval of the Board paper, and the County Manager concurs.

**RESOLUTION - Authorizing County Manager to Submit Seventh Amended Henrico County FY 2019-20 Annual Consolidated Action Plan and to Execute Contracts for ESG Activities.**

This Board paper would authorize the County Manager to submit a seventh amended Henrico County Annual Consolidated Action Plan for FY 2019-20 to the United States Department of Housing and Urban Development to reallocate ESG funds to homeless assistance programs and the regional inclement weather shelter, to recapture unspent funds from existing and expired programs, and to allocate additional funds for program administration. These funds were allocated to Henrico County by the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) and are subject to an expenditure deadline of September 2022.

The Board paper also authorizes the County Manager to execute contracts with subrecipients to perform activities using these funds.

The Department of Community Revitalization has prepared a table summarizing how \$220,191 will be reallocated.

The Director of Community Revitalization recommends approval of the Board paper, and the County Manager concurs.

**RESOLUTION - Signatory Authority - Boundary Line Adjustments - Virginia Center Commons - Fairfield District.**

This Board paper would authorize the Chairman to execute a deed of boundary line adjustment for the exchange of parcels at Virginia Center Commons.

The County owns approximately 24.7 acres at Virginia Center Commons, which it purchased for its planned indoor sports facility and convocation center. VCC Partners LLC ("VCC Partners") and Shamin VCC, LLC ("Shamin") own adjoining property containing approximately 28.252 acres. VCC Hotel, LLC ("VCC Hotel") owns adjoining property containing approximately 6.244 acres. The parties wish to adjust the boundary lines of their existing parcels to facilitate the planned development of their respective parcels.

The County is willing to convey 0.665 acre of its property to VCC Partners and Shamin in exchange for 0.289 acre of the VCC Partners and Shamin property. The County is willing to

convey 0.486 acre of its property to VCC Hotel in exchange for 0.237 acre of the VCC Hotel property.

The Director of Recreation and Parks recommends approval of the Board paper, and the County Manager concurs.

**ORDINANCE - Vacation of Portion of Right-of-Way - Old Route 33 - Brookland District.**

This ordinance will vacate a portion of an unimproved variable width right-of-way along the eastern boundary of two parcels in the Laurel Heights subdivision. The owners of the adjoining parcels have requested the vacation to increase the size of their parcels. The right-of-way is not necessary for public transit.

The Real Property Division has processed the requested vacation through the Departments of Planning, Public Works, and Public Utilities without objection. The Director of Public Works recommends approval of the Board paper; the County Manager concurs.

**ORDINANCE - Vacation of Building Line - Westham Subdivision - Tuckahoe District.**

This ordinance will vacate the 35' side building line located on the southern part of Lot 4, Block AA of the Westham subdivision, also known as 700 Baldwin Road. The property owners, Madison Johnson and Stuart Johnson, requested the vacation to add an addition to their home.

The Real Property Division has processed the requested vacation through the Departments of Planning, Public Works, and Public Utilities without objection. The Director of Public Works recommends approval of the Board paper; the County Manager concurs.

**RESOLUTION - Signatory Authority - Easement Agreement - Virginia Electric and Power Company - Tuckahoe District.**

This Board paper would authorize the Chairman to execute an agreement to convey an easement to Virginia Electric and Power Company for installation of underground electric line facilities across County property at 1521 Pemberton Road. The underground facilities will alleviate load issues and provide more reliability to County facilities and the surrounding area. The easement will not interfere with the County's use of land.

The Real Property Division has processed this request through the Departments of Planning, Public Utilities, and Public Works without objection. The Director of Public Works recommends approval of the Board paper; the County Manager concurs.

**RESOLUTION - Support for Limited Access Modification - Route 60 - White Oak Technology Park - Varina District.**

This Board paper would express the County's support for ending limited access restrictions on Route 60 from Technology Boulevard to Elko Road. The Virginia Department of Transportation imposed these restrictions when it changed the alignment of Route 60 in the

1970s. The Economic Development Authority has requested the Board's support for elimination of such restrictions in order to increase opportunities for further development of White Oak Technology Park. The County's support is necessary for consideration of the request by the Commonwealth Transportation Board.

The Director of Public Works recommends approval of the Board Paper, and the County Manager concurs.

## **PUBLIC COMMENTS**

## **GENERAL AGENDA**

### **RESOLUTION - Approval of Issuance of Bonds - Beth Sholom Lifecare Community Corporation - Economic Development Authority of Henrico County, Virginia - Tuckahoe District.**

This Board paper approves the issuance of bonds in an amount not to exceed \$31,500,000 by the County's Economic Development Authority for the benefit of Beth Sholom Lifecare Community Corporation, a not-for-profit Virginia nonstock corporation, and its affiliates. The affiliated organizations own and operate rehabilitation, skilled nursing, and memory care facilities in Henrico County in the Tuckahoe District.

The bonds will be used to refund certain bonds, the proceeds of which were used to finance a renovation project at Beth Sholom Home of Virginia's Healthcare Center, to refinance other existing debt which financed the development of Beth Sholom Gardens and Beth Sholom Parkside, and costs related to a debt service reserve fund and costs of issuing the bonds. By resolution dated December 1, 2021, the EDA approved issuance of the bonds, subject to the approval of the Board.

The Executive Director of the Economic Development Authority recommends approval of this Board paper; the County Manager concurs.

### **RESOLUTION - Quarterly Appropriation of Funds for Third Quarter of FY 2021-22.**

This Board paper appropriates funds for the third quarter of FY 2021-22 to allow the expenditure of a portion of the funds budgeted in the County's Annual Fiscal Plans during January, February, and March 2022. The Board of Supervisors approved the FY 2021-22 Annual Fiscal Plans on April 13, 2021.

The Budget Director recommends approval of the Board paper, and the County Manager concurs.

### **RESOLUTION - Signatory Authority - Amended and Restated Declaration of Covenants - Virginia Center Commons - Fairfield District.**

This Board paper would authorize the County Manager to execute an amended and restated declaration of covenants for Virginia Center Commons that would replace the existing

covenants with covenants appropriate for mixed-use development, including the County's planned indoor sports facility and convocation center on the property.

The amended and restated declaration of covenants establishes the County's property as a separate "Convocation and Recreational Center District" and exempts the County's property from assessments and other costs imposed by the declaration.

The Director of Recreation and Parks recommends approval of the Board paper, and the County Manager concurs.

**RESOLUTION - Approval of Comprehensive Agreement - Indoor Sports Facility and Convocation Center - Fairfield District.**

This Board paper would approve and authorize the County Manager to execute a Comprehensive Agreement with Rebkee Co. under The Public-Private Education Facilities and Infrastructure Act of 2002 for construction of an indoor sports facility and convocation center on property owned by the County at Virginia Center Commons.

The parties previously entered into a First Interim Agreement, a Second Interim Agreement, and a Third Interim Agreement governing earlier phases of the project. The Guaranteed Maximum Price for all phases of the project, including the final phase governed by the Comprehensive Agreement, is \$50,000,000.

The Director of Recreation and Parks recommends approval of the Board paper, and the County Manager concurs.

**RESOLUTION - To Set Public Hearing for Abandonment of a Portion of Old Route 33 - Brookland District.**

This Board paper would set a date for a public hearing to consider the abandonment of a portion of Old Route 33 from its intersection with Hungary Spring Road to its terminus at a parcel owned by Laurel Land LLC. Laurel Land LLC has requested the abandonment.

The Real Property Division has processed this request through the Departments of Planning, Public Utilities, and Public Works without objection. The Director of Public Works recommends approval of the Board paper; the County Manager concurs.

**RESOLUTION - Acquisition of Right-of-Way and Easements - 4611 Sadler Road - Sadler Road Improvements Project - Three Chopt District.**

This Board paper would authorize the acquisition of right-of-way containing 28,354.71 square feet; a permanent utility easement containing 13,790 square feet; a permanent drainage easement containing 566.40 square feet; temporary construction easements containing 50,361.34 square feet; a prescriptive right of way containing 15,571.51 square feet; and joint use utility easements containing 22,599.87 square feet (the "Right-of-Way and Easements") across the property located at 4611 Sadler Road, Glen Allen, VA 23060, identified as Tax Map Parcel 747-766-9022 for the Sadler Road Improvements Project. The owner has agreed to accept \$324,738 for the Right-of-Way and Easements.

The Deputy County Manager for Community Operations and the Director of Public Works recommend approval of the Board paper; the County Manager concurs.

**RESOLUTION - Acquisition of Right-of-Way and Easements - 4200 Dominion Boulevard - Sadler Road Improvements Project - Three Chopt District.**

This Board paper would authorize the acquisition of a permanent roadway easement containing 5,231.34 square feet for a bike trail; right-of-way containing 745.94 square feet; and a temporary construction easement containing 8,594.38 square feet (the “Right-of-Way and Easements”) across the property at 4200 Dominion Boulevard owned by Nancy L. Goldstein, Trustee of The Branch Water Realty Trust U/D/T dated March 9, 2012. The Owner has agreed to accept \$131,657 for the Right-of-Way and Easements.

The Deputy County Manager for Community Operations and the Director of Public Works recommend approval of the Board paper; the County Manager concurs.

**RESOLUTION - Acquisition of Right-of-Way and Easements - 4240 Dominion Boulevard - Sadler Road Improvements Project - Three Chopt District.**

This Board paper would authorize the acquisition of right-of-way containing 2,893.88 square feet; a permanent utility easement for Dominion Energy Virginia containing 5,566.53 square feet; and a temporary construction easement containing 6,372.64 square feet (the “Right-of-Way and Easements”) across the property at 4240 Dominion Boulevard, Glen Allen, VA 23060, identified as Tax Map Parcel 747-761-2490, for the Sadler Road Improvements Project. FPLC Richmond Sub, LLC owns the property and has agreed to accept \$128,000 for the property.

The Deputy County Manager for Community Operations and the Director of Public Works recommend approval of the Board paper; the County Manager concurs.

**RESOLUTION - Signatory Authority - Acquisition of Real Property - 2200 Westwood Avenue - Brookland District.**

This Board paper authorizes the County Manager to execute a purchase agreement and accept the deed to acquire a 4.611-acre parcel at 2200 Westwood Avenue for future construction of a new sewage pumping station, a water pumping station, and water storage tanks. Westwood 2190, LLC has agreed to sell the property for \$3,350,000.

The Director of Public Utilities recommends approval of the Board paper; the County Manager concurs.