

**COUNTY OF HENRICO, VIRGINIA**  
**Board of Supervisors' Agenda**  
**January 27, 2009**  
**7:00 p.m.**

**PLEDGE OF ALLEGIANCE**

**INVOCATION** – Chaplain Dean Collings

**APPROVAL OF MINUTES** – January 13, 2009 Regular Meetings

**MANAGER'S COMMENTS**

**BOARD OF SUPERVISORS' COMMENTS**

**RECOGNITION OF NEWS MEDIA**

**PROCLAMATION**

Proclamation – American Legion Battlefields Post 144 Day – January 27, 2009

**RESIGNATION**

31-09                      Resolution – Resignation of Member – Board of Social Services.

**PUBLIC HEARINGS - REZONING CASES**

32-09                      Patrick J. Sanderson: Request to conditionally rezone from A-1 Agricultural  
C-20C-08                  District to O-2C Office District (Conditional), Parcels 740-766-3730, 740-766-  
Three Chopt              2619, 740-766-6112, 740-765-3690, 739-766-9601 and 739-766-9016, containing  
10.950 acres, located at the northeast intersection of Pouncey Tract Road (State  
Route 271) and Twin Hickory Lake Drive. The applicant proposes an office  
condominium park and bank. The uses will be controlled by proffered conditions  
and zoning ordinance regulations. The Land Use Plan recommends Office, Urban  
Residential, 3.4 to 6.8 units net density per acre, 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.

33-09                      Everett Wayne Beahr: Request to conditionally rezone from B-1 Business District  
C-38C-08                  to B-3C Business District (Conditional), Parcel 827-716-2023, containing 0.5  
Varina                      acre, located at the northwest intersection of E. Williamsburg Road (U.S. Route  
60) and Naglee Avenue. The applicant proposes a printing business. The use  
will be controlled by zoning ordinance regulations and proffered conditions. The  
Land Use Plan recommends Commercial Concentration. The site is in the  
Airport Safety Overlay District and the Enterprise Zone. The Planning  
Commission voted to recommend the Board of Supervisors **grant** the request.

293-08                      Ethan and Elizabeth Krash: Request to conditionally rezone from A-1  
C-26C-08                  Agricultural District to R-3C One-Family Residence District (Conditional),  
Three Chopt              Parcel 745-764-4296, containing 2.94 acres, located on the north line of Dublin  
Road approximately 250 feet east of its intersection with Belfast Road. The  
applicant proposes up to 6 single-family homes, an equivalent density of 2.04

units per acre. The R-3 District allows a minimum lot size of 11,000 square feet and a maximum gross density of 3.96 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Suburban Residential 1, 1.0 to 2.4 units net density per acre. The Planning Commission voted to recommend the Board of Supervisors deny the request. (Deferred from the December 9, 2008 Meeting)

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

- 34-09            Resolution - POD-01-08 - Approval of a Revised Master Plan and Plan of Development for Twin Hickory Park and Western Maintenance Facility.
- 35-09            Resolution - Signatory Authority - Lease of County Property - 3017 Irisdale Avenue - Brookland District.
- 36-09            Resolution - Signatory Authority - Quitclaim of Interest, If Any, In Land - 4507 Penick Road - Brookland District.

#### **PUBLIC COMMENTS**

#### **GENERAL AGENDA**

- 37-09            Resolution - Authorizing the Richmond Metropolitan Authority to Establish a Post-Employment Benefits Trust.
- 38-09            Resolution - Authorizing and Providing for the issuance and sale of not to exceed seventy-six million dollars (\$76,000,000) aggregate principal amount of water and sewer system refunding revenue bonds, series 2009, of Henrico County, Virginia, for the purpose of refunding all of the outstanding water and sewer system revenue and refunding revenue bonds, series 1999, of the county; authorizing the County Manager and the director of finance to fix the maturities, interest rates and other details of such bonds; approving the form of such bonds; authorizing the County Manager and the Director of Finance to negotiate the sale of such bonds to Morgan Keegan & Company, inc. and Davenport & Company LLC, as underwriters of such bonds, and authorizing the execution and delivery to such underwriters of a bond purchase agreement for such sale; authorizing the preparation and delivery of a preliminary official statement relating to such bonds and authorizing the distribution thereof; authorizing the preparation of a final official statement and continuing disclosure certificate relating to such bonds and authorizing the distribution thereof; authorizing a refunding trust agreement by and between the County and U.S. Bank National Association, as refunding trustee, and authorizing the execution and delivery of such refunding trust agreement; designating and giving irrevocable instructions for the redemption of such County's Water and Sewer system Revenue bonds being refunded; and ratifying certain acts and proceedings.

- 39-09 Resolution – Award of Annual Construction Contract – Miscellaneous Concrete and Asphalt Rehabilitation Projects.
- 40-09 Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Glen Allen Library.
- 41-09 Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Eastern Henrico Recreation Center.
- 42-09 Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #3.
- 43-09 Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #7.
- 44-09 Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #12.
- 45-09 Resolution - Acceptance of Roads.

COUNTY OF HENRICO, TO-WIT:

At a regular meeting of the Board of Supervisors of Henrico County, held in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia, on Tuesday, the 13<sup>th</sup> of January 2009, at the hour of 7:00 p.m.

**MEMBERS OF THE BOARD PRESENT**

The Honorable David A. Kaechele, Chairman  
The Honorable Patricia S. O'Bannon, Vice-Chairman  
The Honorable James B. Donati, Jr., Varina District Supervisor  
The Honorable Richard W. Glover, Brookland District Supervisor  
The Honorable Frank J. Thornton, Fairfield District Supervisor

**OTHER OFFICIALS PRESENT**

Mr. Virgil R. Hazelett, P.E., County Manager  
Mr. Joseph P. Rapisarda, Jr., County Attorney  
The Honorable Michael L. Wade, Sheriff  
Mr. Barry R. Lawrence, Clerk  
Mr. George T. Drumwright, Jr., Deputy County Manager for Community Services  
Ms. Angela N. Harper, FAICP, Deputy County Manager for Special Services  
Mr. Leon T. Johnson, Deputy County Manager for Administration  
Mr. Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations  
Mr. Randall R. Silber, Deputy County Manager for Community Development  
Department Heads and Key Officials

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The meeting was called to order by the Chairman at 7:02 p.m. Mr. Kaechele welcomed all to the first meeting of 2009, wished everyone a happy new year, noted that it would be a challenging year, and acknowledged the bigger Henrico family of board and commission appointees who were present.

Mr. Kaechele led the Board, staff, and public in reciting the Pledge of Allegiance.

Rev. Craig A. Sherouse, Ph.D., Second Baptist Church provided the invocation.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, the Board approved the minutes of the December 9, 2008 Regular and Special Meetings.

The vote of the Board was as follows:

<u>Aye</u>	<u>Nay</u>
David A. Kaechele	
Patricia S. O'Bannon	
James B. Donati, Jr.	
Richard W. Glover	
Frank J. Thornton	

## **MANAGER'S COMMENTS**

Contract work has been completed in the Board Room, which included the installation of new audio visual equipment as well as broadcast equipment in order to begin live Web streaming of Board meetings. Although Board meetings will not be streamed live to the public until February 10, test recording and live streaming of the video internally began with the January 13 meeting. County staff will show the Board a demonstration of the system at the Board's January 27 work session. With this new system, residents will be able to view Board meetings live or watch them later by accessing the archived videos.

## **BOARD OF SUPERVISORS' COMMENTS**

Mrs. O'Bannon commented on the importance of supporting our troops. Citizens can honor Henrico County employees in the military reserves who have served our country in Iraq and in other places overseas by making a contribution to [www.uso.org](http://www.uso.org). Persons contributing more than \$50 will receive a tote bag from the USO. Mrs. O'Bannon pointed out that the County maintains salaries and benefits for its employees who are called to active duty.

Mr. Thornton commented on the 75<sup>th</sup> anniversary of the County's Division of Police and the metamorphosis that has taken place within the Division during the past 75 years. He extended metaphorical flowers to the Division's personnel.

## **RECOGNITION OF NEWS MEDIA**

Mr. Kaechele recognized Zach Reid and Eva Russo from the *Richmond Times-Dispatch*.

## **PRESENTATION**

30-09 Resolution – Commemorating the 75<sup>th</sup> Anniversary Year of the Henrico County Division of Police.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 30-09 - see attached resolution.

Mr. Kaechele presented the resolution to Henry W. Stanley, Jr., Chief of Police. Joining Colonel Stanley from the Division of Police were Major Jim Fitzgerald, Assistant Chief, Administrative Operations; Major Tom Leary, Assistant Chief, Investigative Operations; Major Steve Alloway, Assistant Chief, Patrol Operations; Captain Fred Bolling, Commanding Officer, Organized Crime Section; Captain Hum Cardounel, Commanding Officer, Special Operations/Homeland Security; Captain Pete MacRae, Commanding Officer, Community Services; Captain Carl Mueller, Commanding Officer, Communications and Technology; Captain Joe Sands, Commanding Officer, Administrative Services; Captain Jan Stem, Commanding Officer, Patrol West Station; Lieutenant Mark Banks, Platoon Commander, Patrol Operations - South Station; Lieutenant Lynn Forstmann, Commander, Special

Enforcement Unit - Special Operations/Homeland Security; Lieutenant Jeff Gray, Commander, Range; Lieutenant Steve Schaaf, Commander, Criminal Investigations - Violent Crime; Lieutenant Joe Sperry, Director of Training; Sergeant Sal Mule', Training Sergeant; Sergeant Linda Toney, Inspections and Permits Unit Officer; Kim Johnson, Academy Coordinator; Officer Joe Maddux, Written Communications Specialist; Officer Mary Mueller, Inspections - Permits Unit; Investigator Judy Berger, Criminal Investigations - Cold Case Unit; Investigator Frank Curran, Criminal Investigations - Automated Fingerprint Identification System (AFIS) Unit; Investigators Ken Hill and Chris Maher, Criminal Investigations; Steve Weis, Emergency Communications Manager; Mary Bandeira, Criminal Investigations - AFIS Unit; and Crystal Delk, Public Information Coordinator, Community Services Section. Colonel Stanley presented each member of the Board with a 75<sup>th</sup> anniversary coin inscribed with the values of the Division as a token of the Division's appreciation for this resolution. Mr. Hazelett thanked the members of the Division staff who took time away from their duties and families to come to the meeting.

### **PUBLIC COMMENTS**

William Spencer, a resident of the Three Chopt District, thanked the Board for supporting Mr. Thornton and agreeing to build the Eastern Henrico Recreation Center to serve children in that area of the county.

### **APPOINTMENTS/ORGANIZATIONAL ITEMS**

1-09 Resolution – Election of Chairman.

Mr. Rapisarda assumed the Chair to conduct the election of the new Chairman of the Board of Supervisors. He called for nominations for the office of Chairman and Mr. Donati nominated Mr. Kaechele. Mr. Glover seconded the nomination. Mr. Rapisarda asked if there were any further nominations and hearing none declared that the nominations were closed.

On motion of Mr. Donati, seconded by Mr. Glover, and with Mrs. O'Bannon abstaining, the Board approved Agenda Item No. 1-09 – see attached resolution.

Mrs. O'Bannon explained her abstention by stating that she has the highest regard for Mr. Kaechele but also has a very high regard for the longstanding traditions of the Henrico County Board of Supervisors.

Following his election as Chairman, Mr. Kaechele expressed appreciation to the Board for its thoughtfulness and the vote. He said he looks forward to the opportunity of working with all of the Board members, the County Manager, County staff, and those who serve on appointed boards and commissions to make 2009 workable and the best year they can make it. Mr. Kaechele referred to the economic and fiscal challenges and issues of the past year and current year and offered hope that the economy is going to turn around sometime this year. He cited last year's efforts to keep this government

running with a high service level despite reduced revenues and he also named accomplishments from the previous year such as retaining the County's triple-A bond rating, contracting for the North Gayton Road Extension and John Rolfe Parkway projects, opening a new elementary school on Harvie Road, and purchasing the Tuckahoe Little League and Kain Road properties. Mr. Kaechele said he thinks this Board is dedicated to working within its income to maintain the County's tax rate and a high quality of service. He further remarked that the Board will have to make tough decisions, hold the line, and perhaps postpone some capital improvement timelines. Mr. Kaechele concluded by thanking Mr. Hazelett and his staff who contribute to making life a little easier for the Board of Supervisors.

2-09 Resolution – Election of Vice-Chairman.

On motion of Mr. Thornton, seconded by Mr. Donati, and by unanimous vote, the Board nominated Mrs. O'Bannon for the office of Vice-Chairman and approved Agenda Item No. 2-09 – see attached resolution.

Following her election as Vice-Chairman, Mrs. O'Bannon agreed with Mr. Kaechele that this is the year of the budget. She commented that a tight budget was analogous to a high wire act with the Budget Director and Director of Finance holding the wire tightly at each end, the Manager walking across it and carefully keeping his balance, and the Board catching him if he fails. She stated that the Board's job is to lower the wire, keep taxes as low as possible and expenses down, and ensure that the Manager gets across the wire.

3-09 Resolution - Establishment of Dates, Times and Location of Regular Meetings of the Board of Supervisors for 2009.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 3-09 – see attached resolution.

4-09 Resolution – Appointment of Member - Association of Volunteer Rescue Squads.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 4-09 – see attached resolution.

5-09 Resolution – Appointment of Members – Board of Building Code Appeals.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 5-09 – see attached resolution.

6-09 Resolution - Appointment of Members – Board of Real Estate Review and Equalization.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 6-09 – see attached resolution.

- 7-09 Resolution – Resignation of Member – Board of Social Services.
- On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 7-09 – see attached resolution.
- 8-09 Resolution - Appointment of Member – Board of Social Service.
- On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 8-09 – see attached resolution.
- 9-09 Resolution – Appointment of Member – Board of The Shops at White Oak Village Community Development Authority.
- On motion of Mr. Donati, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 9-09 – see attached resolution.
- 10-09 Resolution - Appointment of Members– Cable Television Advisory Committee.
- On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 10-09 – see attached resolution.
- 11-09 Resolution – Appointment of Members and Alternates – Central Virginia Waste Management Authority Board of Directors.
- On motion of Mrs. O'Bannon, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 11-09 – see attached resolution.
- 12-09 Resolution - Appointment of Members – Chickahominy Disability Services Board.
- On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 12-09 – see attached resolution.
- 13-09 Resolution – Appointment of Persons Eligible to Serve as Third Member of Employee Grievance Panels.
- On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 13-09 – see attached resolution.
- 14-09 Resolution – Appointment of Members – Henrico Area Mental Health and Mental Retardation Services Board.
- On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 14-09 – see attached resolution.
- 15-09 Resolution - Appointment of Members – Henrico County Planning Commission.



On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 15-09 – see attached resolution.

16-09 Resolution - Appointment of Members – Historic Preservation Advisory Committee.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 16-09 – see attached resolution.

17-09 Resolution - Appointment of Members – Keep Henrico Beautiful Committee.

On motion of Mr. Thornton, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 17-09 – see attached resolution.

18-09 Resolution - Appointment of Members – Library Advisory Board.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 18-09 – see attached resolution.

19-09 Resolution – Nomination of Members – Local Emergency Planning Committee.

On motion of Mr. Donati, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 19-09 – see attached resolution.

20-09 Resolution – Appointment of Member – Maymont Foundation Board of Directors.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 20-09 – see attached resolution.

21-09 Resolution – Appointment of Members – Parks and Recreation Advisory Commission.

On motion of Mr. Thornton, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 21-09 – see attached resolution.

22-09 Resolution – Appointment of Members and Alternates – Richmond Area Metropolitan Planning Organization.

Mrs. O'Bannon advised that she had presented the Richmond Area Metropolitan Planning Organization's (MPO's) list of regional priority transportation projects to the Commonwealth Transportation Board the previous evening at a public hearing. She noted that an article about the hearing in the January 13, 2009 *Richmond Times-Dispatch* referred to the region's top three priorities but failed to mention priority number four, the Huguenot Bridge Project.

On motion of Mr. Donati, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 22-09 – see attached resolution.

Mr. Hazelett announced that Lee Priestas, Director of Public Works and an alternate member of the Richmond Area Metropolitan Planning Organization, will be retiring on February 13, 2009.

- 23-09 Resolution – Appointment of Members – Richmond Area Metropolitan Planning Organization Citizens Transportation Advisory Committee.

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 23-09 – see attached resolution.

- 24-09 Resolution - Appointment of Member – Richmond Metropolitan Convention and Visitors Bureau Board of Directors.

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 24-09 – see attached resolution.

- 25-09 Resolution – Appointment of Members – Richmond Regional Planning District Commission.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 25-09 – see attached resolution.

- 26-09 Resolution – Nomination of Member – Stadium Operating Committee of the Richmond Metropolitan Authority.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 26-09 – see attached resolution.

- 27-09 Resolution – Resignation of Director from The Cultural Arts Center at Glen Allen Foundation.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 27-09 – see attached resolution.

- 28-09 Resolution – Appointment of Members – Transportation Safety Commission.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 28-09 – see attached resolution.

Mr. Kaechele thanked everybody for hanging in for the board and commission appointments. He noted that over 150 individuals had been appointed to 23 boards and commissions. Mr. Kaechele thanked the appointees for serving.

#### **PUBLIC HEARING ITEM**

- 29-08 Ordinance – To Amend and Reordain Section 23-283 of the Code of the County of

Henrico Titled "Installment payments" to Change the Interest Rate and to Amend and Reenact the Enactment Clause of Agenda Item 113-08 to Change the Effective Date for Connection Fee Increases From October 1, 2008 to January 1, 2010.

Bill Mawyer, Assistant Director of Public Utilities, clarified for Mr. Kaechele that the ordinance would effectively reduce the interest rate from 12 percent to 4.25 percent (the current Wall Street Journal rate plus 1 percent).

No one from the public spoke in opposition to this ordinance.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 29-08 – see attached ordinance.

There being no further business, the meeting was adjourned at 8:43 p.m.

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*Chairman, Board of Supervisors*  
Henrico County, Virginia

## **PROCLAMATION – American Legion Battlefields Post 144 Day**

American Legion Battlefields Post 144, which serves United States Armed Forces veterans and the Henrico County communities of Highland Springs and Sandston, was chartered on January 27, 1934. This proclamation recognizes January 27, 2009 as American Legion Battlefields Post 144 Day and acknowledges the 75<sup>th</sup> anniversary and proud history of this venerable Veterans organization.

# Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

## AMERICAN LEGION BATTLEFIELDS POST 144 DAY

January 27, 2009

**WHEREAS**, American Legion Battlefields Post 144 was chartered on January 27, 1934; and

**WHEREAS**, January 27, 2009 marks the Post's 75<sup>th</sup> anniversary of continuous service to United States Armed Forces veterans and the Henrico County communities of Highland Springs and Sandston; and

**WHEREAS**, more than 300 U.S. Armed Forces veterans are members of the Post; and

**WHEREAS**, the Post supports charitable organizations through its fund raising events; and

**WHEREAS**, in 2008, the Post donated over \$26,000 to local and state charities; and

**WHEREAS**, the Post actively supports the rehabilitation of military veterans at the Hunter Holmes McGuire Richmond VA Medical Center; and

**WHEREAS**, it is fitting to observe the anniversary of this American Legion Post in honor of those persons who have served in the U.S. Armed Forces in our nation's defense in every war, declared or undeclared, since the First World War, and to reflect upon their sacrifices and on the losses endured by their families and loved ones.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Board of Supervisors of Henrico County, Virginia hereby recognizes January 27, 2009 as American Legion Battlefields Post 144 Day, calls this observance to the attention of all Henrico citizens, and offers a special copy of this proclamation to American Legion Battlefields Post 144 in acknowledgement of the 75<sup>th</sup> anniversary and proud history of this venerable veterans organization.



*David A. Kaechele*

David A. Kaechele, Chairman  
Board of Supervisors

*Barry R. Lawrence*

Barry R. Lawrence, Clerk  
January 27, 2009

**RESOLUTION – Resignation of Member – Board of Social Services**

This Board paper accepts the resignation of Judith M. Roberts from the Board of Social Services as the Varina District representative.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 31-09  
Page No.

Agenda Title

RESOLUTION - Resignation of Member - Board of Social Services

For Clerk's Use Only:  <b>JAN 27 2009</b> Date _____ <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____  REMARKS: _____ _____ _____	<b>YES NO OTHER</b>  Donati, J. _____ Glover, R. _____ Kaechele, D. _____ O'Bannon, P. _____ Thornton, F. _____
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WHEREAS, on June 27, 2006, Judith M. Roberts was reappointed to the Board of Social Services as the Varina District Representative for a four-year term expiring June 30, 2010; and

WHEREAS, Mrs. Roberts submitted her resignation from the Board of Social Services by letter dated January 8, 2009 and directed to Jane Crawley, Director of Social Services.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia hereby accepts the resignation of Judith M. Roberts from the Board of Social Services.

By Agency Head \_\_\_\_\_

By County Manager \_\_\_\_\_

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Tests: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

Judith Roberts  
c/o Lisa King  
2430 8<sup>th</sup> Avenue  
Los Angeles, CA 90018

January 8, 2009

County of Henrico  
Department of Social Services  
Attn: Jane Crawley, Director  
8600 Dixon Powers Drive  
P. O. Box 90775  
Henrico, VA 23273-0775

Dear Mrs. Crawley:

Please accept this letter as my resignation from the Henrico County Social Services Board.

Sincerely,

*Judith M Roberts*

Judith Roberts  
Board Member

JAN 21 2009



32-09  
C-20C-08  
Three Chopt

Patrick J. Sanderson: Request to conditionally rezone from A-1 Agricultural District to O-2C Office District (Conditional), Parcels 740-766-3730, 740-766-2619, 740-766-6112, 740-765-3690, 739-766-9601 and 739-766-9016, containing 10.950 acres, located at the northeast intersection of Pouncey Tract Road (State Route 271) and Twin Hickory Lake Drive. The applicant proposes an office condominium park and bank. The uses will be controlled by proffered conditions and zoning ordinance regulations. The Land Use Plan recommends Office, Urban Residential, 3.4 to 6.8 units net density per acre, and Environmental Protection Area. The site is in the West Broad Street Overlay District. Acting on a motion by Mr. Branin, seconded by Mrs. Jones, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors grant the request because it conforms to the Office recommendations of the Land Use Plan, it would not adversely affect the adjoining area if properly developed as proposed, and the proffered conditions would provide for a higher quality of development than would otherwise be possible.

33-09  
C-38C-08  
Varina

Everett Wayne Beahr: Request to conditionally rezone from B-1 Business District to B-3C Business District (Conditional), Parcel 827-716-2023, containing 0.5 acre, located at the northwest intersection of E. Williamsburg Road (U.S. Route 60) and Naglee Avenue. The applicant proposes a printing business. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Commercial Concentration. The site is in the Airport Safety Overlay District and the Enterprise Zone. Acting on a motion by Mr. Jernigan, seconded by Mr. Branin, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors grant the request because it is appropriate business zoning in this area and the proffered conditions should minimize potential impacts on surrounding land uses.

293-08  
C-26C-08  
Three Chopt

Ethan and Elizabeth Krash: Request to conditionally rezone from A-1 Agricultural District to R-3C One-Family Residence District (Conditional), Parcel 745-764-4296, containing 2.94 acres, located on the north line of Dublin Road approximately 250 feet east of its intersection with Belfast Road. The applicant proposes up to 6 single-family homes, an equivalent density of 2.04 units per acre. The R-3 District allows a minimum lot size of 11,000 square feet and a maximum gross density of 3.96 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Suburban Residential 1, 1.0 to 2.4 units net density per acre. Acting on a motion by Mr. Branin, seconded by Mr. Archer, the Planning Commission voted 4-1 (one abstention) to recommend the Board of Supervisors deny the request because it would introduce and promote piece meal development, limit future road connectivity and create limited design and layouts for adjacent property in the future. **(Deferred from the December 9, 2008 Meeting.)**

**RESOLUTION — POD-01-08 — Approval of a Revised Master Plan and Plan of Development for Twin Hickory Park and Western Maintenance Facility**

This Board Paper is for Board of Supervisors' approval of a revised master plan and plan of development, as required by Sections 24-11(b) and 24-106 of the Henrico County Code, for Twin Hickory Park to provide a Western Maintenance Facility for the Division of Recreation and Parks consisting of a one-story, 5,745 square foot maintenance building, a service yard, two parking areas and related site improvements. This revision to POD-89-99 Northwest Park Master Plan deletes a previously proposed multi-use field and restroom building to accommodate the proposed maintenance facility and includes revisions to the park boundary to include an additional 1.1 acre parcel of land, revised trail locations, an updated library facility layout and an expanded shelter area. The 48.09 acre park property is located between Shady Grove Road and Twin Hickory Road, approximately 2,000 feet west of Nuckols Road on Parcels 744-771-3182 and 744-772-0941. The property is zoned A-1, Agricultural District and is located in the Three Chopt District.

The Planning Department has coordinated the review of the revised master plan of development with all County departments and has held a meeting with the project engineer and appropriate representatives of the Division of Recreation and Parks, the Department of Public Works, the Department of Public Utilities, the Division of Fire, the Division of Police, the Office of Building Construction and Inspections, and the Virginia Department of Transportation.

The Director of Planning recommends approval of the revised master plan and plan of development, subject to the staff recommendations, the staff plan dated January 27, 2009, and the conditions listed in the Board paper, and the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 34-09

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Agenda Title: RESOLUTION — POD-01-08 — Approval of a Revised Master Plan and Plan of Development for Twin Hickory Park and Western Maintenance Facility

For Clerk's Use	BOARD OF SUPERVISORS ACTION	YES	NO	OTHER
Only <b>JAN 27 2009</b>	Moved by (1) _____ Seconded by (1) _____			
( ) Approved	(2) _____ (2) _____			
( ) Denied	REMARKS: _____			
( ) Amended	_____			
( ) Deferred to: _____	_____			

	YES	NO	OTHER
Donati, J.	_____	_____	_____
Glover, R.	_____	_____	_____
Kaechele, D.	_____	_____	_____
O'Bannon, P.	_____	_____	_____
Thornton, F.	_____	_____	_____

WHEREAS, Sections 24-11(b) and 24-106 of the Henrico County Code require the submission of applications for plans of development for public facilities to the Board of Supervisors; and,

WHEREAS, an application has been submitted for the approval of POD-01-08, a revised master plan and plan of development for Twin Hickory Park to provide a Western Maintenance Facility for the Division of Recreation and Parks consisting of a 5,475 square foot maintenance building, a service yard, two parking areas and related site improvements; and

WHEREAS, the revision to POD-89-99 Northwest Park Master Plan deletes a previously proposed multi-use field and restroom building to accommodate the proposed maintenance facility and includes revisions to the park boundary to include an additional 1.1 acre parcel of land, revised trail locations, an updated library facility layout, and an expanded shelter area; and

WHEREAS, the 48.09 acre park property is located between Shady Grove Road and Twin Hickory Road, approximately 2,000 feet west of Nuckols Road on Parcels 744-771-3182 and 744-772-0941; is zoned A-1, Agricultural District; and is located in the Three Chopt District; and,

WHEREAS, the County Administration, including the Division of Recreation and Parks, the Department of Planning, the Department of Public Works, the Department of Public Utilities, the Division of Fire, the Division of Police, and the Office of Building Construction and Inspections, has reviewed the application along with the Virginia Department of Transportation and recommends approval subject to the staff recommendations and the staff plan dated **January 27, 2009**; and,

By Agency Head

By County Manager

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

02/08

**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE**

Agenda Item No. 34-09

Page No. 2 of 4

**Agenda Title: RESOLUTION — POD-01-08 — Approval of a Revised Master Plan and Plan of Development for Twin Hickory Park and Western Maintenance Facility**

---

WHEREAS, on **January 27, 2009**, the Board of Supervisors held a public hearing to receive comments on the application for approval.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors hereby approves the application, subject to the following conditions:

1. The Director of Public Utilities shall approve the construction plans for public water and sewer prior to beginning any construction of these utilities. The Department of Public Utilities shall be notified at least 24 hours prior to the start of any County water or sewer construction.
2. The parking lot shall be subject to the requirements of Section 24-98 of the Henrico County Code.
3. The parking spaces shall be marked on the pavement surface with four-inch wide white painted traffic lines. All lane lines and parking lines shall be white in color with the exception that those dividing traffic shall be yellow.
4. Sufficient, effective usable parking shall be provided. If experience indicates the need, additional parking shall be provided.
5. Curb and gutter and necessary storm sewer shall be constructed as shown on approved plans.
6. The plan of development shall be revised as annotated on the staff plan dated **January 27, 2009**, which shall be as much a part of this approval as if its details were fully described herein. Eight (8) sets of revised plans, including the detailed drainage, erosion control and utility plans shall be submitted by the design engineer who prepared the plans to the Department of Planning for final review. Upon notice from the Department of Planning that all comments have been addressed, twenty-one (21) sets of final plans for signature shall be submitted to the Department of Planning for approval signatures.
7. The Department of Public Works shall be notified at least 24 hours prior to the start of any construction.
8. A detailed landscaping plan shall be submitted to the Department of Planning for review and approval prior to the issuance of any occupancy permits.
9. All ground cover and landscaping shall be properly maintained in a healthy condition at all times. Dead plant materials shall be removed within a reasonable time and replaced during the normal planting season.
10. Prior to the approval of an electrical permit application and installation of the site lighting equipment, a plan including light spread and intensity diagrams and fixture specifications and mounting height details shall be submitted for Department of Planning review and approval. Non-recreational lighting poles should not exceed a maximum height of 25 feet.
11. All exterior lighting shall be designed and arranged to direct the light and glare away from nearby residential property and streets.

**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE**

Agenda Item No. 34-09

Page No. 3 of 4

**Agenda Title: RESOLUTION — POD-01-08 — Approval of a Revised Master Plan and Plan of Development for Twin Hickory Park and Western Maintenance Facility**

---

12. The site including the parking areas shall be kept clean of litter and debris on a daily basis. Trash container units/litter receptacles and recycling containers shall be maintained with scheduled regular pickups and shall be screened properly on all four sides. The gate(s) shall remain closed except when the receptacle(s) are being filled or serviced and shall be repaired or replaced as necessary. Details shall be included with the final site plan or required landscape plan review and approval.
13. Required fire lanes shall be marked and maintained in accordance with the Virginia Statewide Fire Prevention Code.
14. Traffic control signs shall be provided as indicated on the Planning staff plan. All signs shall be fabricated as shown in The National Manual on Uniform Traffic Control Devices for Streets and Highways and The Virginia Supplement to The Manual on Uniform Traffic Control Devices for Streets and Highways.
15. The assigned property number shall be displayed so it is easily readable from the street. If assistance is needed with the address, please contact the Department of Planning at 501-4284. The Planning Department must assign all property addresses.
16. The contractor shall have a set of plans approved by the Director of Public Works, Director of Public Utilities and the County Manager available at the site at all times when work is being performed. A designated responsible employee shall be available for contact by County inspectors.
17. The property shall be developed generally as shown on the plan filed with the case, and no major changes or additions to the layout shall be made without the approval of the Board of Supervisors.
18. Upon completion of the improvements and prior to the certification of the permanent occupancy permit, the engineer or land surveyor who prepared the POD plan shall furnish a statement to the effect that all construction, including water and sewer, is in conformance with the regulations and requirements of the POD.
19. The developer shall provide fire hydrants as required by the Department of Public Utilities and Division of Fire.
20. Insurance Service Offices (ISO) calculations should be included on the final construction plans for approval by the Department of Public Utilities prior to issuance of a building permit.
21. Any necessary offsite drainage easements must be obtained in a form acceptable to the County Attorney prior to final approval of the construction plans by the Department of Public Works.
22. Deviations from County standards for pavement, curb, or curb and gutter design shall be approved by the County Engineer prior to final approval of the construction plans by the Department of Public Works.
23. Vehicles shall be parked only in approved and constructed parking spaces.

**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE**

Agenda Item No. 34-09

Page No. 4 of 4

**Agenda Title: RESOLUTION — POD-01-08 — Approval of a Revised Master Plan and Plan of Development for Twin Hickory Park and Western Maintenance Facility**

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24. The construction shall be properly coordinated to ensure that safe access, circulation and adequate parking is provided for the facility. A plan to indicate the phasing of improvements and the handling of traffic (construction and employees) shall be submitted to the Department of Planning prior to the issuance of a building permit.
25. The conceptual master plan, as submitted with this application, is for planning and information purposes only. All subsequent detailed plans of development and construction needed to implement this conceptual plan may be administratively reviewed and approved and shall be subject to all regulations in effect at the time such subsequent plans are submitted for review/ approval.

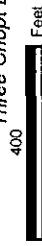
COMMENTS: The Director of Planning has reviewed the plans submitted by Rawlings Wilson & Associates and Austin Brockenbrough & Associates, LLP and recommends approval, and the County Manager concurs.





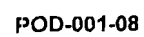
# **Twin Hickory Park Revised Master Plan & Western Maintenance Facility**

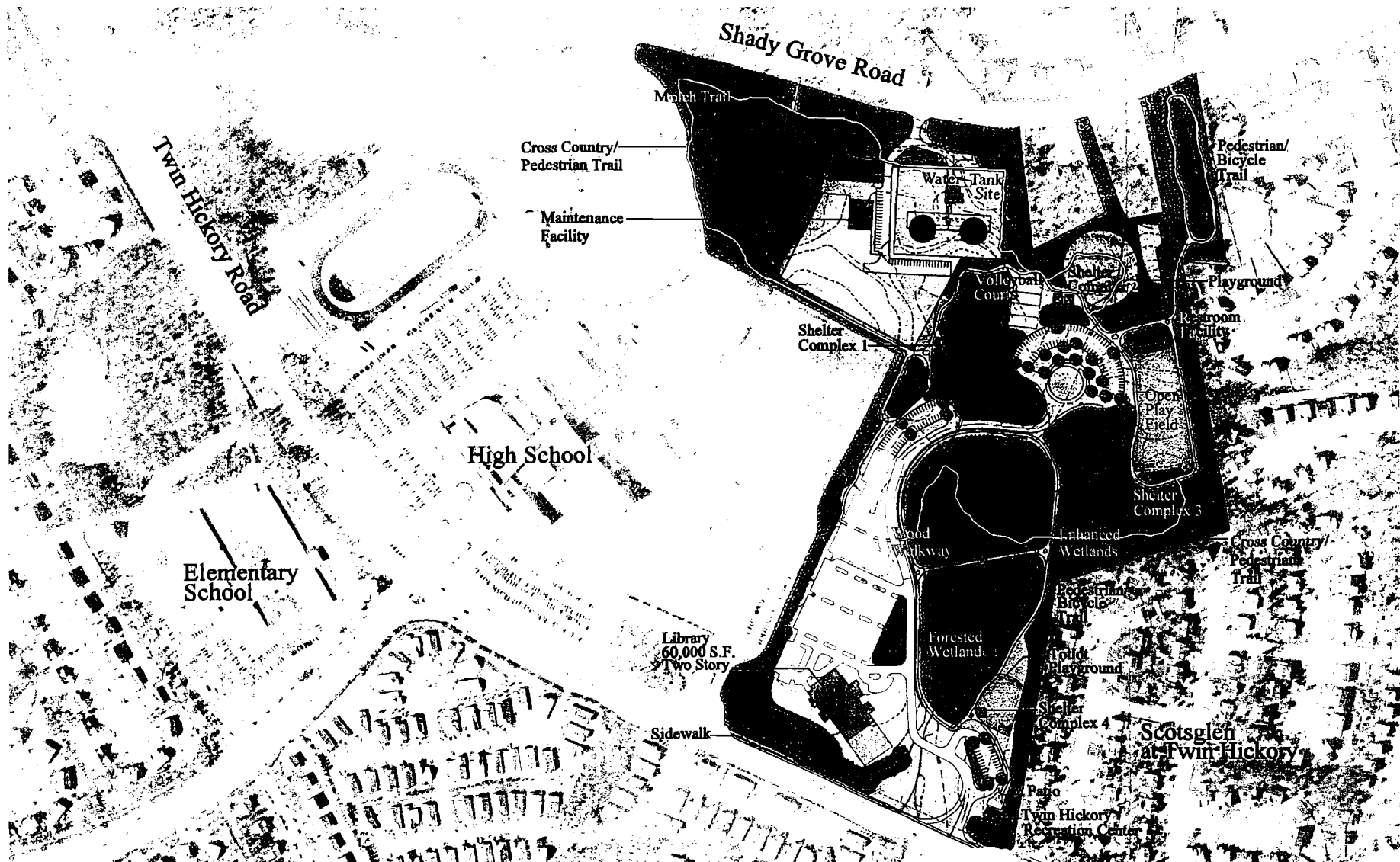
Three Chopt District



HPB December 2008 B

RHP December 2008 Ref: 744-771-3182 (pt)

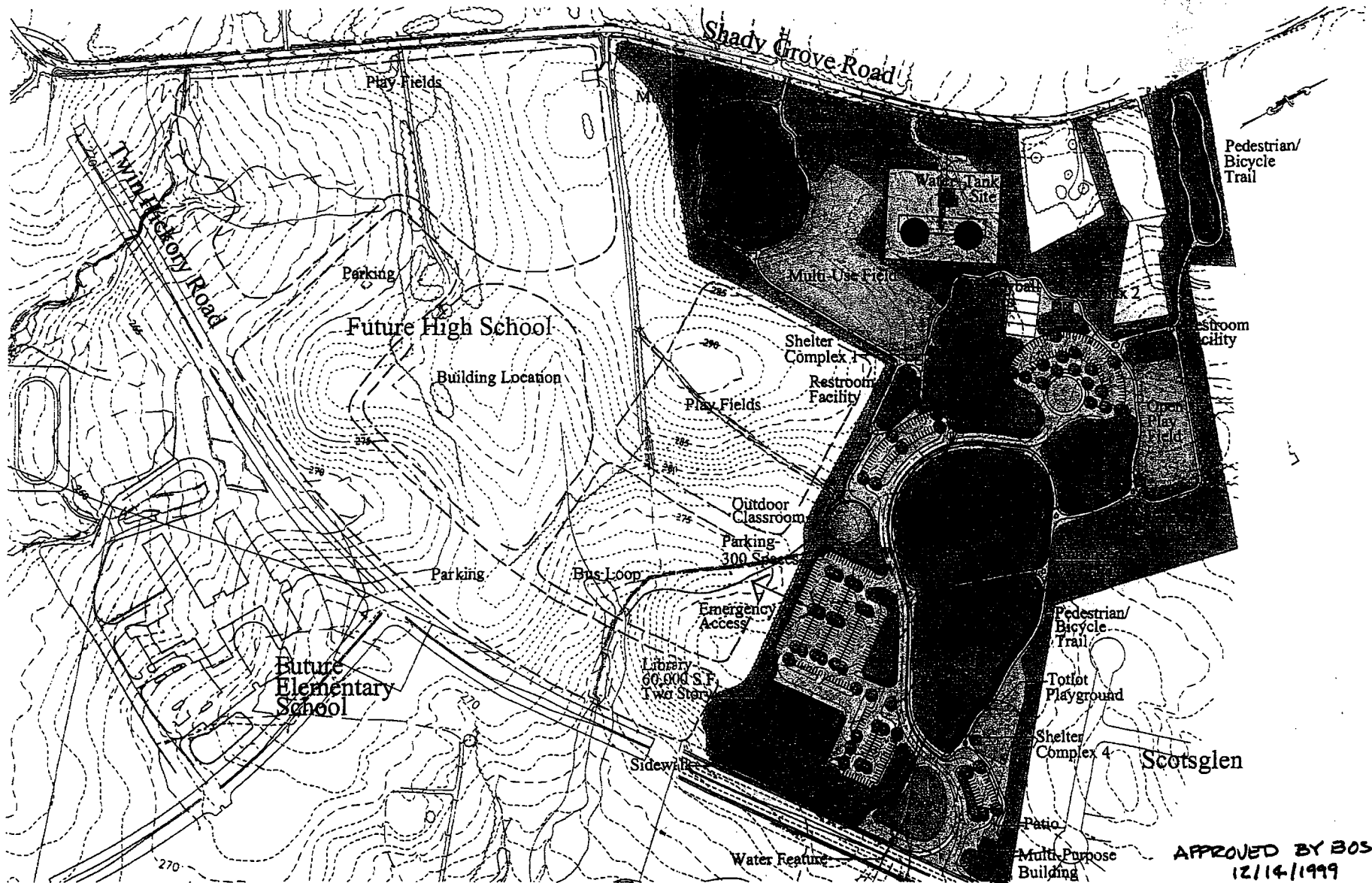




Hickory Associates, Inc., Landscape Architects and Planners  
1500 Peachtree Avenue, Richmond, Virginia 23226  
Tel: 804/341-1000 Fax: 804/341-1001  
Sincerely, E. J. Smith and M. C. Smith, Architects  
401 Northside Drive, Richmond, Virginia 23226  
Tel: 804/341-1000  
Landscape Architects  
1111 Commonwealth Road, Richmond, Virginia 23226  
Tel: 804/341-1000

Revised Master Plan  
Twin Hickory Park  
Henrico County Recreation and Parks  
Henrico County, Virginia



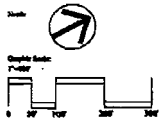


APPROVED BY BOS  
12/14/1999

Wheaton Associates, Inc. Landscape Architects, Land Planner  
2501 Potomac Avenue, Alexandria, Virginia 22304  
tel 703/745-7700 fax 703/745-7701 e-mail wae@wae.com  
J. M. Smith, North and McClellan Architects  
200 Southside Boulevard, Richmond, Virginia 23220  
tel 804/770-1000  
Thomas, Clark & Partners  
717 N. Courthouse Road, Richmond, Virginia 23224-0001  
tel 804/770-1000

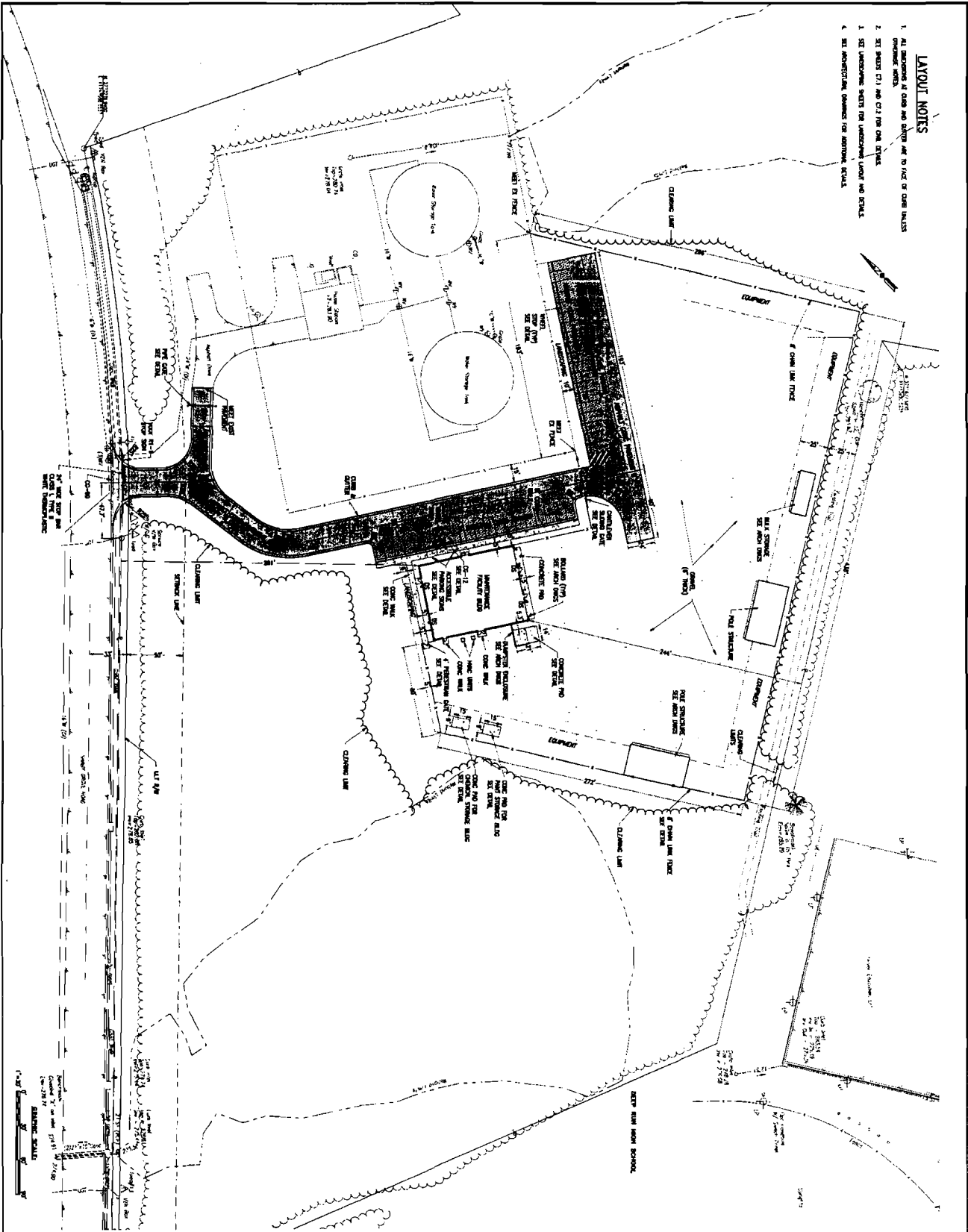
Master Plan  
Shady Grove/Northwest Park  
Henrico County Parks and Recreation  
Henrico County, Virginia  
POD 89-99

Project Number:  
89-99  
Date:  
Spring, 1999  
Drawn By:  
J.M. Smith



# LAYOUT NOTES

1. ALL DIMENSIONS ARE GIVEN UNLESS OTHERWISE NOTED.
2. SEE SHEETS C11 AND C12 FOR C&G DETAILS.
3. SEE LAYOUTING NOTES FOR LAYOUTING LIMIT AND DETAILS.
4. SEE ARCHITECTURAL DRAWINGS FOR MATERIAL DETAILS.



RECEIVED  
OCT 01 1988  
Engineering Department  
County of Henrico

P00 01-08

REVISED 11/14/78  
REVISED 07/17/78

**AUSTIN BROCKENBROUGH & ASSOCIATES, L.P.**  
Consulting Engineers  
P.O. Box 4602, Denver, Virginia 23043

**WESTERN MAINTENANCE FACILITY**  
DEPARTMENT OF RECREATION & PARKS  
COUNTY OF HENRICO

8501 SHADY GROVE ROAD  
GLENN ALLEN, VIRGINIA

**Rawlings Wilson & Associates**  
ARCHITECTS PLANNERS  
2300 WEST BROADWAY, SUITE 200  
DENVER, COLORADO 80202

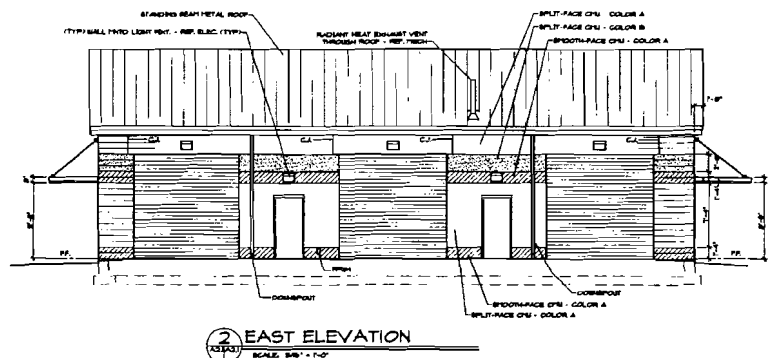


SHEET LAYOUT PLAN

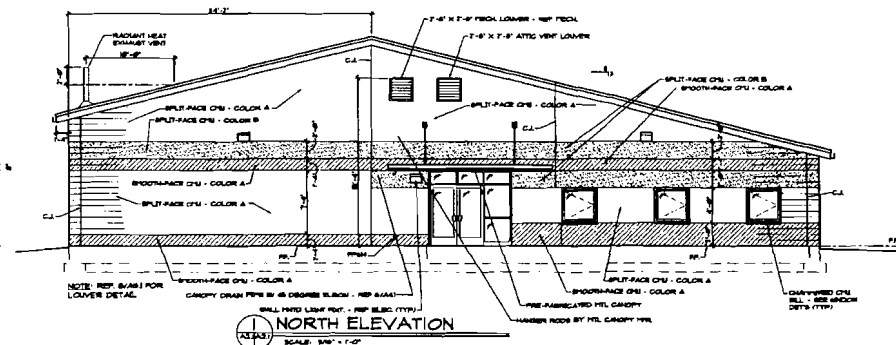
DATE 10/1/88  
DRAWN BY JAM  
CHECKED BY JAM  
DESIGNED BY JAM  
DATE 10/1/88

C3.1

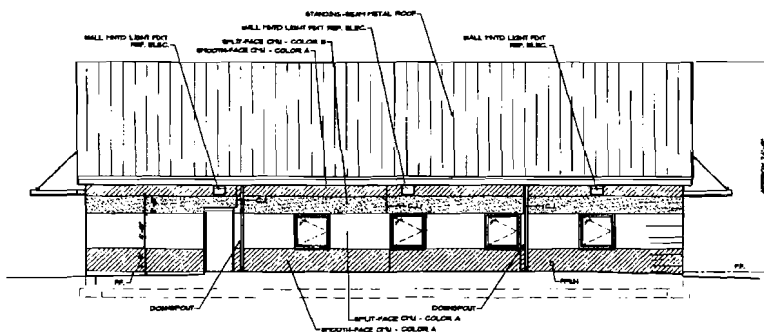




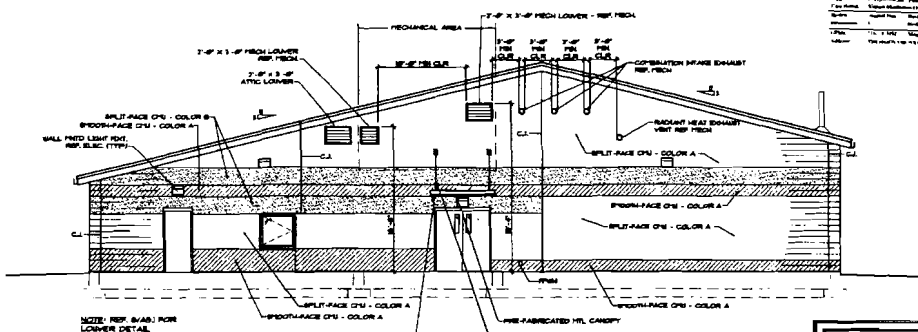
2 EAST ELEVATION  
SCALE: 3/8" = 1'-0"



1 NORTH ELEVATION  
SCALE: 3/8" = 1'-0"



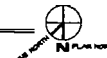
3 WEST ELEVATION  
SCALE: 3/8" = 1'-0"



4 SOUTH ELEVATION  
SCALE: 3/8" = 1'-0"

COLOR NOTES:  
CMU COLOR "A" TO BE BRICK-RED.  
CMU COLOR "B" TO BE BRICK-RED.  
METAL ROOF TO BE GRAY.  
ALUMINUM STITCHING AND LINDERS TO BE CLEAR ANODIZED (SILVER)

<b>REVIEW PRINT</b>		<b>NOT FOR CONSTRUCTION</b>	
WESTERN MAINTENANCE FACILITY DEPARTMENT OF RECREATION & PARKS COUNTY OF HENRICO		RAWLINGS WILSON & ASSOCIATES ARCHITECTS 1500 NORTH SHOREVIEW STREET ALEXANDRIA, VIRGINIA 22304 (703) 461-1111 FAX (703) 461-1112	
SHEET EXTERIOR ELEVATIONS		DRAWING NO. A2.1 SHEET 1 OF 3	
DATE	10/1/98	DRAWN	WLB
CHECKED	WLB	DATE	10/1/98
CONTR. NO.	10/1/98	DATE	10/1/98



ABBREVIATIONS	
APC	ACCEPTEE, PANEL CR
CPT	CAPITUL TIE BRACKET
CR	CONCRETE IN WALL
ES	EXPAND BARS
EP	EPoxy FLOOR COATING
EPS	EX-TRUDED INSULATION
STP	STITCHED STEEL WALL
FW, FWD	FRAMED

**NOTES**

1. PANE WALLS UP TO 400' O.C.

Project	RECAP-2376	Est. Date	1/1/1987
Project Report	UNIVERSITY RECAP-2376 FACILITY		
Master Copy	UNIVERSITY RECAP-2376	PC-2376-23	
Project Name	RECAP-2376	Project ID	
Core Name	UNIVERSITY RECAP-2376		
System	UNIVERSITY RECAP-2376	System Name	UNIVERSITY RECAP-2376
Administrator	UNIVERSITY RECAP-2376	System Admin	UNIVERSITY RECAP-2376
URL	UNIVERSITY RECAP-2376	System URL	UNIVERSITY RECAP-2376
Address	UNIVERSITY RECAP-2376	System Address	UNIVERSITY RECAP-2376



**RAW**  
**Rawlings Wilson & Associates**  
**ARCHITECTS PLANNERS**  
1100 NORTH PULASKI STREET  
MICHIGAN, VIRGINIA 21130  
(301) 286-6441 (FAX) 301-286-7718

**SCHEDULE**

**DRAWING NO.**

**A1.1**

**SHEET 1 OF 10**



**RESOLUTION – Signatory Authority – Lease of County Property – 3017 Irisdale Avenue – Brookland District**

Approval of this resolution will authorize the County Manager to execute a lease agreement for a County-owned home located at 3017 Irisdale Avenue by and between the County of Henrico, Virginia and a qualified U.S. Department of Housing and Urban Development ("HUD") Housing Choice Voucher Program applicant. The lease will be for one year commencing on February 1, 2009, with rent payable to the County at the rate of \$1,250.00 per month. The County Manager is further authorized to execute the necessary lease-related forms required by HUD. The Directors of MH/MR and Real Property recommend approval of this resolution.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 35-09  
Page No. 1 of 1

Agenda Title **RESOLUTION - Signatory Authority – Lease of County Property – 3017 Irisdale Avenue – Brookland District**

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	
Date <b>JAN 27 2009</b>	Moved by (1) _____ Seconded by (1) _____	YES NO OTHER
<input type="checkbox"/> Approved	(2) _____ (2) _____	Donati, J. _____
<input type="checkbox"/> Denied	REMARKS: _____	Glover, R. _____
<input type="checkbox"/> Amended	_____	Kaechele, D. _____
<input type="checkbox"/> Deferred to	_____	O'Bannon, P. _____
	_____	Thornton, F. _____

WHEREAS, the County of Henrico, Virginia owns a residence at 3017 Irisdale Avenue; and,

WHEREAS, a qualified applicant desires to lease this home from the County under the terms and conditions negotiated by the parties under a U.S. Department of Housing and Urban Development ("HUD") Housing Choice Voucher Program; and,

WHEREAS, the County desires to lease this residence to a person with a HUD Housing Choice Voucher; and,

WHEREAS, on January 27, 2009, the Board of Supervisors of Henrico County, Virginia held an advertised public hearing on this Resolution pursuant to Sections 15.2-1800 and 15.2-1813 of the Code of Virginia, 1950, as amended.

NOW, THEREFORE, BE IT RESOLVED by the Board, that the County Manager is authorized to execute: (1) a lease agreement on behalf of the County, in a form approved by the County Attorney, for 3017 Irisdale Avenue for a period of one year, commencing on February 1, 2009, at a rental of \$1,250.00 per month, and (2) the necessary forms required of the County by HUD.

Comments: If neither party gives at least 60 days written notice prior to the end of the term, the lease shall renew for an additional year under the same terms and conditions. The Directors of MH/MR and Real Property recommend approval of this action; the County Manager concurs.

By Agency Head

By County Manager

Routing:

Yellow to: \_\_\_\_\_

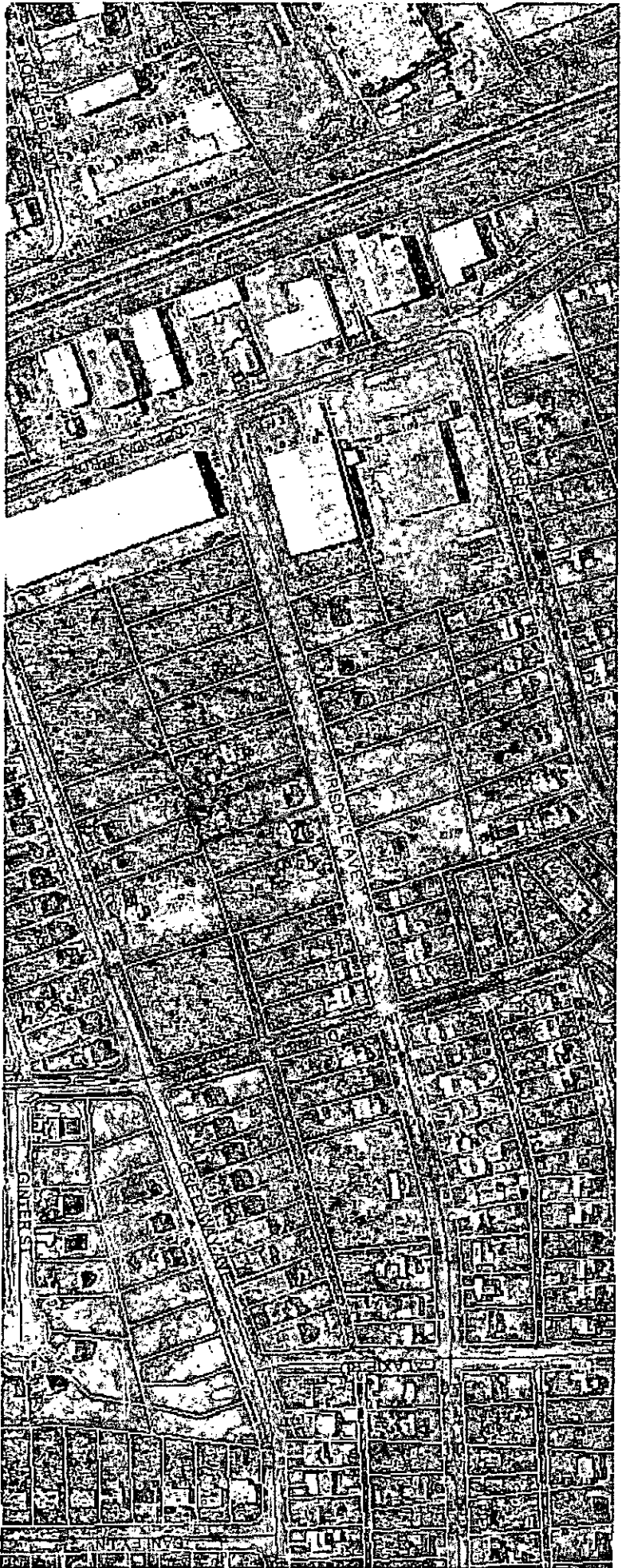
Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_



VICINITY MAP

3017 IRISDALE AVENUE

**RESOLUTION – Signatory Authority – Quitclaim of Interest, If Any, In Land -  
4507 Penick Road - Brookland District**

Approval of this Resolution will authorize the Chairman and Clerk to execute a Quitclaim Deed releasing any interest the County may have in a narrow strip of land across a six-acre parcel at 4507 Penick Road. The strip of land is shown in dashed lines on a recorded Plan of Greendale Forest but this strip was never dedicated to the County and the developer recorded a document in the Clerk's Office of the Circuit Court showing that it retained ownership to this strip. Attack Walker/Penick Road, LLC, owner of the six-acre parcel, has filed suit in the Henrico Circuit Court to quiet title and has requested the County quitclaim its interest, if any, in the narrow strip. There are no County facilities in the strip of land and no future need is anticipated. The Real Property Department and the Department of Public Works recommend approval of this action.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 36-09

Page No.

1 of 1

Agenda Title

**RESOLUTION - Signatory Authority - Quitclaim Of Interest, If Any, In Land-  
4507 Penick Road - Brookland District**

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	
<b>JAN 27 2010</b> Date	Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____	YES NO OTHER
<input type="checkbox"/> Approved	REMARKS: _____	Donati, J. _____
<input type="checkbox"/> Denied	_____	Glover, R. _____
<input type="checkbox"/> Amended	_____	Kaechele, D. _____
<input type="checkbox"/> Deferred to	_____	O'Bannon, P. _____
		Thornton, F. _____

WHEREAS, Attack Walker/Penick Road, LLC, a Virginia limited liability company (the "Owner"), is the owner of a tract of land contiguous to Greendale Forest Subdivision and known as 4507 Penick Road (the "Parcel"); and,

WHEREAS, the Owner has requested the County of Henrico, Virginia release any interest it may have in a portion of the Parcel shown in dashed lines on the Plan of Greendale Forest recorded in Plat Book 13, page 113 in the Clerk's Office of the Circuit Court of Henrico County, Virginia and shaded on the attached copy of the Plan marked Exhibit "A" (the "Shaded Portion"); and,



WHEREAS, there are no County facilities and no future need by the County for the Shaded Portion and the County is willing to release any interest it may have to allow for development of the Parcel; and,

WHEREAS, this resolution was advertised pursuant to Section 15.2-1813 of the Code of Virginia, 1950, as amended (the "Code"), and a public hearing was held pursuant to Section 15.2-1800 of the Code on January 27, 2009.

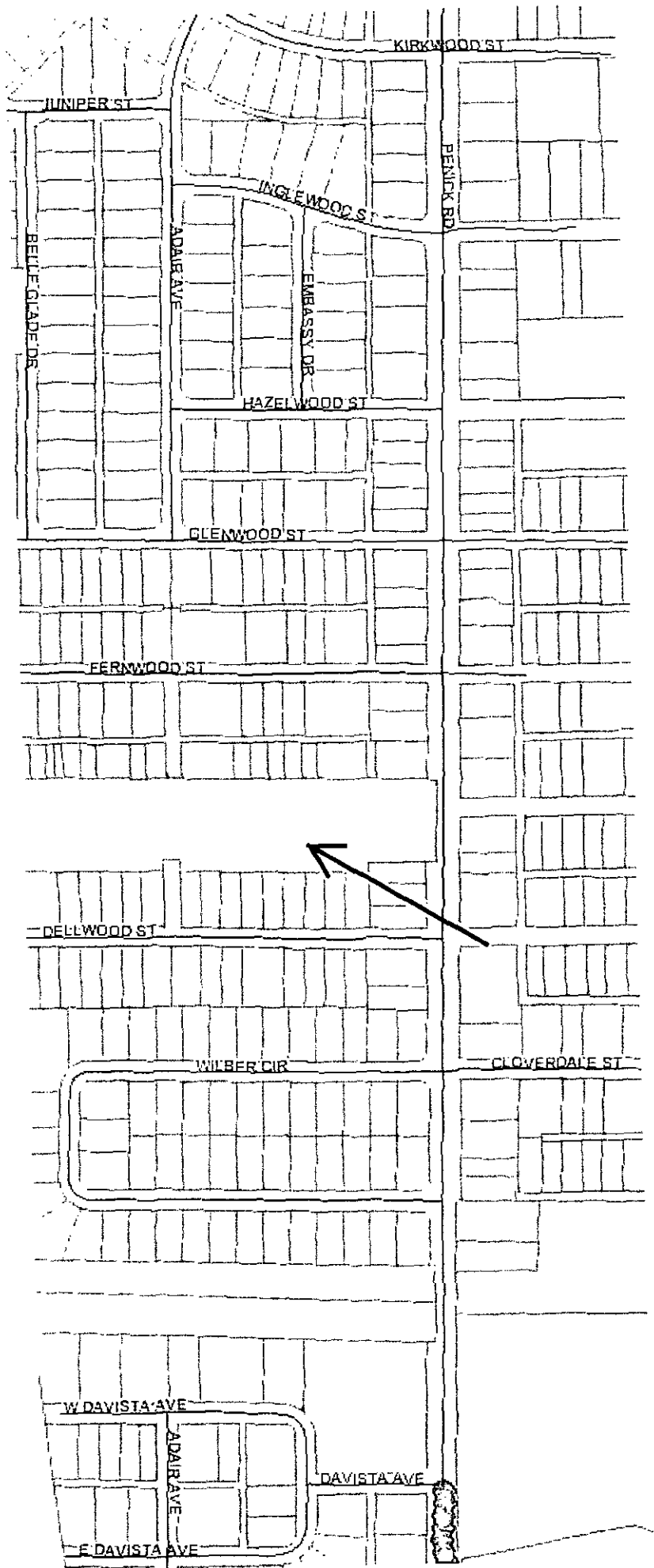
NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Henrico County, Virginia that:

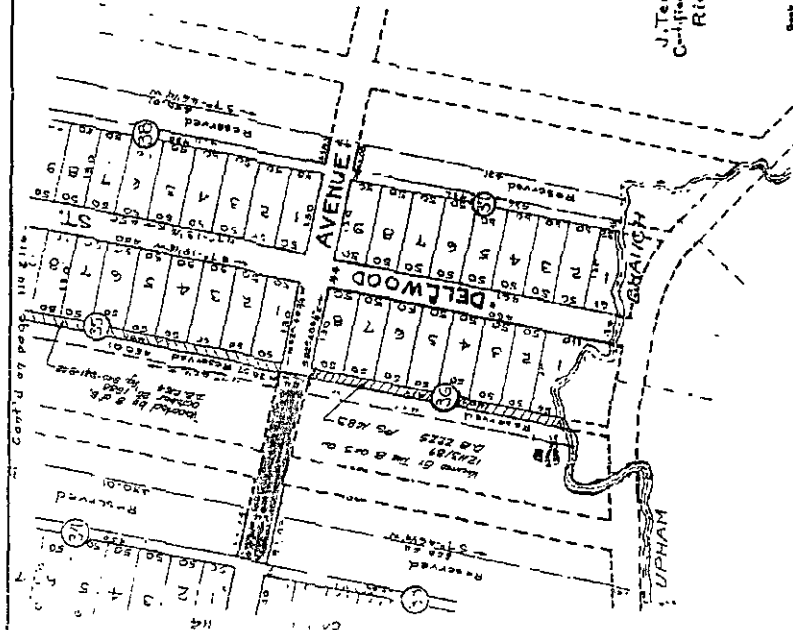
The Chairman and Clerk are authorized to execute a Quitclaim Deed, in a form approved by the County Attorney, releasing unto Attack Walker/Penick Road, LLC, a Virginia limited liability company, the interest, if any, of the County in the Shaded Portion.

Comments: This request has been routed through the Department of Public Works, Public Utilities and Planning without objection. The Director of Real Property recommends approval of this action; the County Manager concurs.

By Agency Head 	By County Manager 
Routing: Yellow to: _____	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____

VICINITY MAP  
4507 PENICK ROAD





PLAN OF  
**GREENDALE FOREST**  
 SITUATED ON THE NEW BETHLEHEM BOULEVARD  
 NORTH OF AND ADJACENT TO RICHMOND  
 HENRICO COUNTY  
 VIRGINIA

SCALE: 1"=100' FEB. 23, 1958.

DEVELOPED BY  
**L.E. & J.S. HARVIE-REALTORS**  
 RICHMOND-VIRGINIA

J. Temple Wadhill  
 Certified Civil Engineer  
 Richmond-Va.

See plat for full description of lots  
 and for full description of  
 easements, etc.



PLAT BOOK 13 PG. 113

Cont'd on page 114.

EXHIBIT "A"

**RESOLUTION – Authorizing the Richmond Metropolitan Authority to Establish a Post-Employment Benefits Trust**

Section 15.2-1544 of the Virginia Code allows the Board of Supervisors (the "Board") to authorize the governing body of any other political subdivision that it appoints in whole or in part to establish and fund a trust for the purpose of accumulating and investing assets to fund post-employment benefits other than pensions ("OPEB") for its active and former employees. The Richmond Metropolitan Authority (the "RMA"), a political subdivision of the Commonwealth, is governed by a board of directors consisting of eleven members, two of whom are appointed by the Board. The RMA Board of Directors has requested that the Board authorize it to establish and fund a trust for the purpose of accumulating and investing assets to fund OPEB for its active and former employees. This Resolution authorizes the RMA Board of Directors to do so.





COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 37-09  
Page No. 1 of 1

Agenda Title: **RESOLUTION** – Authorizing the Richmond Metropolitan Authority to Establish a Post-Employment Benefits Trust

For Clerk's Use Only:

BOARD OF SUPERVISORS ACTION

YES NO OTHER

Date: **JAN 27 2009**

Moved by (1) \_\_\_\_\_ Seconded by (1) \_\_\_\_\_  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Donati, J. \_\_\_\_\_  
Glover, R. \_\_\_\_\_  
Kaechele, D. \_\_\_\_\_  
O'Bannon, P. \_\_\_\_\_  
Thornton, F. \_\_\_\_\_

- ☐ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to: \_\_\_\_\_

**WHEREAS**, Section 15.2-1544 of the Virginia Code allows the Board of Supervisors (the "Board") to authorize the governing body of any other political subdivision that is appointed in whole or in part by it to establish and fund a trust for the purpose of accumulating and investing assets to fund post-employment benefits other than pensions ("OPEB") for its active and former employees; and

**WHEREAS**, the Richmond Metropolitan Authority (the "RMA") is a political subdivision of the Commonwealth governed by a board of directors consisting of eleven members, two of whom are appointed by the Board; and

**WHEREAS**, the RMA Board of Directors has requested that the Board authorize it to establish and fund a trust for the purpose of accumulating and investing assets to fund OPEB for its active and former employees.

**NOW, THEREFORE, BE IT RESOLVED** by the Board that it authorizes the RMA Board of Directors to establish and fund a trust for the purpose of accumulating and investing assets to fund OPEB for its active and former employees.

Comments: The County Manager recommends approval of this Board Paper.

By Agency Head \_\_\_\_\_

By County Manager \_\_\_\_\_

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

**RESOLUTION - AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED SEVENTY-SIX MILLION DOLLARS (\$76,000,000) AGGREGATE PRINCIPAL AMOUNT OF WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2009, OF HENRICO COUNTY, VIRGINIA, FOR THE PURPOSE OF REFUNDING ALL OF THE OUTSTANDING WATER AND SEWER SYSTEM REVENUE AND REFUNDING REVENUE BONDS, SERIES 1999, OF THE COUNTY; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO FIX THE MATURITIES, INTEREST RATES AND OTHER DETAILS OF SUCH BONDS; APPROVING THE FORM OF SUCH BONDS; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO NEGOTIATE THE SALE OF SUCH BONDS TO MORGAN KEEGAN & COMPANY, INC. AND DAVENPORT & COMPANY LLC, AS UNDERWRITERS OF SUCH BONDS, AND AUTHORIZING THE EXECUTION AND DELIVERY TO SUCH UNDERWRITERS OF A BOND PURCHASE AGREEMENT FOR SUCH SALE; AUTHORIZING THE PREPARATION AND DELIVERY OF A PRELIMINARY OFFICIAL STATEMENT RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF; AUTHORIZING THE PREPARATION OF A FINAL OFFICIAL STATEMENT AND CONTINUING DISCLOSURE CERTIFICATE RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF; AUTHORIZING A REFUNDING TRUST AGREEMENT BY AND BETWEEN THE COUNTY AND U.S. BANK NATIONAL ASSOCIATION, AS REFUNDING TRUSTEE, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH REFUNDING TRUST AGREEMENT; DESIGNATING AND GIVING IRREVOCABLE INSTRUCTIONS FOR THE REDEMPTION OF SUCH COUNTY'S WATER AND SEWER SYSTEM REVENUE BONDS BEING REFUNDED; AND RATIFYING CERTAIN ACTS AND PROCEEDINGS**

At the present time, an opportunity exists to seek savings in interest costs on certain outstanding bonds of the water and sewer system of the County.

Nothing in this refunding shall pledge the full faith and credit of the County as the debt incurred through this refunding will be paid entirely through revenues of the water and sewer system of the County.

This authorization will expire on June 30, 2009.

**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE**

Agenda Item No. **38-09**  
Page No. 1 of 21

Agenda Title    **See Below**

<p>For Clerk's Use Only:</p> <p style="font-size: 1.2em; font-weight: bold;">JAN 27 2009</p> <p>Date _____</p> <p><input type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to _____</p>	<p><b>BOARD OF SUPERVISORS ACTION</b></p> <p>Moved by (1) _____ Seconded by (1) _____</p> <p style="margin-left: 40px;">(2) _____ (2) _____</p> <p>REMARKS: _____</p> <p>_____</p> <p>_____</p>	<table style="width: 100%;"><tr><td></td><td style="text-align: center;"><b>YES NO OTHER</b></td></tr><tr><td>Donati, J.</td><td style="text-align: center;">_____</td></tr><tr><td>Glover, R.</td><td style="text-align: center;">_____</td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;">_____</td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;">_____</td></tr><tr><td>Thornton, F.</td><td style="text-align: center;">_____</td></tr></table>		<b>YES NO OTHER</b>	Donati, J.	_____	Glover, R.	_____	Kaechele, D.	_____	O'Bannon, P.	_____	Thornton, F.	_____
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Glover, R.	_____													
Kaechele, D.	_____													
O'Bannon, P.	_____													
Thornton, F.	_____													

**AGENDA TITLE: RESOLUTION - AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED SEVENTY-SIX MILLION DOLLARS (\$76,000,000) AGGREGATE PRINCIPAL AMOUNT OF WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2009, OF HENRICO COUNTY, VIRGINIA, FOR THE PURPOSE OF REFUNDING ALL OF THE OUTSTANDING WATER AND SEWER SYSTEM REVENUE AND REFUNDING REVENUE BONDS, SERIES 1999, OF THE COUNTY; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO FIX THE MATURITIES, INTEREST RATES AND OTHER DETAILS OF SUCH BONDS; APPROVING THE FORM OF SUCH BONDS; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO NEGOTIATE THE SALE OF SUCH BONDS TO MORGAN KEEGAN & COMPANY, INC. AND DAVENPORT & COMPANY LLC, AS UNDERWRITERS OF SUCH BONDS, AND AUTHORIZING THE EXECUTION AND DELIVERY TO SUCH UNDERWRITERS OF A BOND PURCHASE AGREEMENT FOR SUCH SALE; AUTHORIZING THE PREPARATION AND DELIVERY OF A PRELIMINARY OFFICIAL STATEMENT RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF; AUTHORIZING THE PREPARATION OF A FINAL OFFICIAL STATEMENT AND CONTINUING DISCLOSURE CERTIFICATE RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF; AUTHORIZING A REFUNDING TRUST AGREEMENT BY AND BETWEEN THE COUNTY AND U.S. BANK NATIONAL ASSOCIATION, AS REFUNDING TRUSTEE, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH REFUNDING TRUST AGREEMENT; DESIGNATING AND GIVING IRREVOCABLE INSTRUCTIONS FOR THE REDEMPTION OF SUCH COUNTY'S WATER AND SEWER SYSTEM REVENUE BONDS BEING REFUNDED; AND RATIFYING CERTAIN ACTS AND PROCEEDINGS**

The Board of Supervisors adopted the attached resolution.

Comments: This resolution was prepared by the County's New York bond counsel and has been reviewed and approved as to form by the County Attorney.

<p>By Agency Head _____ <i>gllk</i></p> <hr/> <p>Routing:</p> <p>Yellow to: _____</p> <p>Copy to: _____</p>	<p>By County Manager _____ <i>gllk</i></p> <hr/> <p>Certified: _____</p> <p>A Copy Teste: _____</p> <p style="text-align: right;">Clerk, Board of Supervisors</p> <p>Date: _____</p>
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**HENRICO COUNTY, VIRGINIA  
2009 SUPPLEMENTAL RESOLUTION**

**RESOLUTION - AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED SEVENTY-SIX MILLION DOLLARS (\$76,000,000) AGGREGATE PRINCIPAL AMOUNT OF WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2009, OF HENRICO COUNTY, VIRGINIA, FOR THE PURPOSE OF REFUNDING ALL OF THE OUTSTANDING WATER AND SEWER SYSTEM REVENUE AND REFUNDING REVENUE BONDS, SERIES 1999, OF THE COUNTY; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO FIX THE MATURITIES, INTEREST RATES AND OTHER DETAILS OF SUCH BONDS; APPROVING THE FORM OF SUCH BONDS; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO NEGOTIATE THE SALE OF SUCH BONDS TO MORGAN KEEGAN & COMPANY, INC. AND DAVENPORT & COMPANY LLC, AS UNDERWRITERS OF SUCH BONDS, AND AUTHORIZING THE EXECUTION AND DELIVERY TO SUCH UNDERWRITERS OF A BOND PURCHASE AGREEMENT FOR SUCH SALE; AUTHORIZING THE PREPARATION AND DELIVERY OF A PRELIMINARY OFFICIAL STATEMENT RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF; AUTHORIZING THE PREPARATION OF A FINAL OFFICIAL STATEMENT AND CONTINUING DISCLOSURE CERTIFICATE RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF; AUTHORIZING A REFUNDING TRUST AGREEMENT BY AND BETWEEN THE COUNTY AND U.S. BANK NATIONAL ASSOCIATION, AS REFUNDING TRUSTEE, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH REFUNDING TRUST AGREEMENT; DESIGNATING AND GIVING IRREVOCABLE INSTRUCTIONS FOR THE REDEMPTION OF SUCH COUNTY'S WATER AND SEWER SYSTEM REVENUE BONDS BEING REFUNDED; AND RATIFYING CERTAIN ACTS AND PROCEEDINGS**

**ADOPTED \_\_\_\_\_, 2009**

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**HENRICO COUNTY, VIRGINIA  
2009 SUPPLEMENTAL RESOLUTION**

**RESOLUTION - AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED SEVENTY-SIX MILLION DOLLARS (\$76,000,000) AGGREGATE PRINCIPAL AMOUNT OF WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2009, OF HENRICO COUNTY, VIRGINIA, FOR THE PURPOSE OF REFUNDING ALL OF THE OUTSTANDING WATER AND SEWER SYSTEM REVENUE AND REFUNDING REVENUE BONDS, SERIES 1999, OF THE COUNTY; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO FIX THE MATURITIES, INTEREST RATES AND OTHER DETAILS OF SUCH BONDS; APPROVING THE FORM OF SUCH BONDS; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO NEGOTIATE THE SALE OF SUCH BONDS TO MORGAN KEEGAN & COMPANY, INC. AND DAVENPORT & COMPANY LLC, AS UNDERWRITERS OF SUCH BONDS, AND AUTHORIZING THE EXECUTION AND DELIVERY TO SUCH UNDERWRITERS OF A BOND PURCHASE AGREEMENT FOR SUCH SALE; AUTHORIZING THE PREPARATION AND DELIVERY OF A PRELIMINARY OFFICIAL STATEMENT RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF; AUTHORIZING THE PREPARATION OF A FINAL OFFICIAL STATEMENT AND CONTINUING DISCLOSURE CERTIFICATE RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF; AUTHORIZING A REFUNDING TRUST AGREEMENT BY AND BETWEEN THE COUNTY AND U.S. BANK NATIONAL ASSOCIATION, AS REFUNDING TRUSTEE, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH REFUNDING TRUST AGREEMENT; DESIGNATING AND GIVING IRREVOCABLE INSTRUCTIONS FOR THE REDEMPTION OF SUCH COUNTY'S WATER AND SEWER SYSTEM REVENUE BONDS BEING REFUNDED; AND RATIFYING CERTAIN ACTS AND PROCEEDINGS**

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

SECTION 1. Definitions. (a) Unless the context shall clearly indicate some other meaning, all the words and terms used in this 2009 Supplemental Resolution which are defined in the Resolution, entitled "A RESOLUTION AUTHORIZING THE ISSUANCE OF TWELVE MILLION EIGHT HUNDRED SEVENTY THOUSAND DOLLARS (\$12,870,000) BONDS OF HENRICO COUNTY, VIRGINIA, FOR THE PURPOSE OF REFUNDING IN

ADVANCE OF MATURITY WATER AND SEWER SYSTEM REVENUE BONDS, SERIES OF 1975, OF HENRICO COUNTY, VIRGINIA, HERETOFORE ISSUED FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, RECONSTRUCTING, IMPROVING, EXTENDING AND ENLARGING A UNIFIED WATER SUPPLY AND SANITARY SEWERAGE SYSTEM IN HENRICO COUNTY; PRESCRIBING THE FORM AND DETAILS OF THE BONDS AUTHORIZED HEREBY; COVENANTING AS TO THE ESTABLISHMENT, MAINTENANCE, REVISION AND COLLECTION OF RATES AND CHARGES FOR THE SERVICES, FACILITIES AND COMMODITIES OF SAID SYSTEM AND THE COLLECTION AND DISBURSEMENT OF THE REVENUES DERIVED THEREFROM; PLEDGING SAID REVENUES TO THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THE SAME BECOME DUE AND LIMITING THE PAYMENT OF SAID BONDS SOLELY TO SAID REVENUES; SETTING FORTH THE LIMITATIONS ON THE ISSUANCE OF ADDITIONAL BONDS PAYABLE FROM SAID REVENUES; AND MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE FOREGOING”, adopted by the Board on November 23, 1977 and amended by resolutions adopted by the Board on January 13, 1999 and February 18, 1999 (such Resolution, as from time to time amended or supplemented by Supplemental Resolutions being defined in such Resolution and referred to herein as the “Resolution”), shall for all purposes of this 2009 Supplemental Resolution have the respective meanings given to them in the Resolution.

(b) Unless the context shall clearly indicate some other meaning, the following terms shall, for all purposes of the Resolution and of any certificate, resolution or other instrument amendatory thereof or supplemental thereto (including for all purposes of this 2009 Supplemental Resolution) and for all purposes of any opinion or instrument or other document therein mentioned, have the following meanings, with the following definitions to be equally applicable to both the singular and plural forms of such terms:

“2009 Bonds” shall mean the Bonds authorized by this 2009 Supplemental Resolution and issued under the Resolution and this 2009 Supplemental Resolution at any time Outstanding.

“2009 Refunding Trust Agreement” shall mean the refunding trust agreement between the County and a Trustee referred to in Section 10 hereof.

“2009 Refunding Trustee” shall mean U.S. Bank National Association.

“2009 Supplemental Resolution” shall mean this Supplemental Resolution.

“1986 Code” shall mean the Internal Revenue Code of 1986 and the regulations promulgated by the United States Department of the Treasury thereunder from time to time.

“Official Statement” shall mean the Official Statement of the County relating to the 2009 Bonds.

“Preliminary Official Statement” shall mean the Preliminary Official Statement of the County relating to the 2009 Bonds.

“Refunded Bonds” shall mean all of the outstanding Water and Sewer System Revenue Bonds, Series 1999, maturing in 2010 through 2014 and in 2017, 2022, and 2028.

Unless the context shall clearly indicate otherwise or otherwise require, (i) all references in this 2009 Supplemental Resolution to the Resolution (without specifying in such references any particular section of the Resolution) shall be to the Resolution as amended and supplemented, (ii) all references by number in this 2009 Supplemental Resolution to a particular section of the Resolution shall be to the section of that number of the Resolution, and if such section shall have been amended or supplemented, to such section as so amended and supplemented and (iii) all references by number in this 2009 Supplemental Resolution to a particular section of this 2009 Supplemental Resolution shall be only to the section of that number of this 2009 Supplemental Resolution.

Whenever used in this 2009 Supplemental Resolution, the words “herein”, “hereinbefore”, “hereinafter”, “hereof”, “hereunder”, and other words of similar import, refer to this 2009 Supplemental Resolution only and to this 2009 Supplemental Resolution as a whole and not to any particular article, section or subdivision hereof; and the words “therein”, “thereinbefore”, “thereof”, “thereunder”, and other words of similar import, refer to the Resolution as a whole and not to any particular article, section or subdivision thereof.

## SECTION 2. Authorization of Issuance of 2009 Bonds.

(a) For the purpose of refunding the Refunded Bonds, there are hereby authorized to be issued, and shall be issued, under and secured by the Resolution, including this 2009 Supplemental Resolution, a series of Bonds in the aggregate principal amount of not to exceed \$76,000,000, to be designated as the “Henrico County, Virginia, Water and Sewer System Revenue Refunding Bonds, Series 2009”.

(b) The 2009 Bonds shall be dated as of their date of issue; shall be issued in fully registered form; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered or lettered, or both, as shall be determined by the Paying Agent and Registrar for the 2009 Bonds, which numbers or letters shall have the letter “R” prefixed thereto; and shall mature and become due and payable on May 1 in each of the years, not to exceed thirty years, and in the principal amounts to be determined by the County Manager and the Director of Finance, and shall bear interest from the date thereof payable on November 1, 2009, and semiannually on each May 1 and November 1 thereafter, at the rates per annum, not to exceed 6.00% per annum, to be determined by the County Manager and the Director of Finance.

The 2009 Bonds, if any, in term form, as determined by the County Manager and the Director of Finance (the “2009 Term Bonds”) shall be retired by sinking fund installments which shall be accumulated in the Sinking Fund Account in the Revenue Fund in amounts, in addition to the amounts required to be deposited therein for the Outstanding Bonds, sufficient to



redeem on May 1 of each year, at a redemption price equal to the principal amount of the 2009 Bond or 2009 Bonds to be redeemed, together with interest accrued thereon to the date fixed for redemption, the principal amount of such 2009 Bonds as determined by the County Manager and the Director of Finance.

SECTION 3. Book-Entry Only System; Appointment of Principal Paying Agent and Registrar; Payment of 2009 Bonds; Books of Registry; Exchanges and Transfers of 2009 Bonds.

(a) The 2009 Bonds shall be issued, upon initial issuance, in fully registered form and registered in the name of Cede & Co., a nominee of The Depository Trust Company, New York, New York ("DTC"), as registered owner of the 2009 Bonds, and immobilized in the custody of DTC. One fully registered 2009 Bond for the principal amount of each maturity shall be registered to Cede & Co. Beneficial owners of 2009 Bonds shall not receive physical delivery of 2009 Bonds. Individual purchases of 2009 Bonds may be made in book-entry form only in principal amounts of \$5,000 and integral multiples thereof. While registered in the name of Cede & Co., principal and interest payments on the 2009 Bonds shall be made by wire transfer to DTC or its nominee as registered owner of such 2009 Bonds on the applicable payment date, notwithstanding the provisions of Section 3(d) hereof.

Transfers of principal and interest payments to the participants of DTC, which include securities brokers and dealers, banks, trust companies, clearing corporations and certain other organizations (the "Participants") shall be the responsibility of DTC. Transfers of principal and interest payments to beneficial owners of the 2009 Bonds by the Participants is the responsibility of the Participants and other nominees of such beneficial owners. The Paying Agent and Registrar, hereinafter referred to, shall notify DTC of any notice required to be given pursuant to the Resolution, as supplemented by this 2009 Supplemental Resolution, not less than fifteen (15) calendar days prior to the date upon which such notice is required to be given; *provided* that the failure to provide such notice to DTC shall not invalidate any action taken or notice given by the Paying Agent and Registrar hereunder.

Transfers of ownership interests in the 2009 Bonds shall be made by DTC and its Participants, acting as nominees of the beneficial owners of the 2009 Bonds, in accordance with rules specified by DTC and its Participants. The County makes no assurances that DTC, its Participants or other nominees of the beneficial owners of the 2009 Bonds shall act in accordance with such rules or on a timely basis.

(b) Replacement 2009 Bonds (the "Replacement 2009 Bonds") shall be issued directly to beneficial owners of 2009 Bonds rather than to DTC, or its nominee, but only in the event that:

(i) DTC determines not to continue to act as securities depository for the 2009 Bonds; or

(ii) the County has advised DTC of its determination that DTC is incapable of discharging its duties; or

(iii) the County has determined that it is in the best interest of the beneficial owners of the 2009 Bonds not to continue the book-entry system of transfer.

Upon occurrence of the events described in clause (i) or (ii) above the County shall attempt to locate another qualified securities depository. If the County fails to locate another qualified securities depository to replace DTC, the County shall execute and deliver Replacement 2009 Bonds substantially in the form set forth in Section 8 hereof to the Participants. In the event the County makes the determination noted in clause (iii) above (the County undertakes no obligation to make any investigation to determine the occurrence of any events that would permit the County to make any such determination) and has made provisions to notify the beneficial owners of 2009 Bonds by mailing an appropriate notice to DTC, the County shall execute and deliver Replacement 2009 Bonds substantially in the form set forth in Section 8 hereof to any Participants making a request for such Replacement 2009 Bonds. The County shall be entitled to rely on the records provided by DTC as to the Participants entitled to receive Replacement 2009 Bonds. Principal of and interest on the Replacement 2009 Bonds shall be payable as provided in paragraph (d) of this Section 3 hereof, and such Replacement 2009 Bonds will be transferable and exchangeable in accordance with paragraph (e) of this Section 3.

(c) Appointment of Principal Paying Agent and Registrar. U.S. Bank National Association is hereby designated as the Paying Agent and Registrar for the 2009 Bonds (herein referred to as the "Paying Agent" or "Principal Paying Agent" or "Registrar" or "Paying Agent and Registrar").

(d) Payment of 2009 Bonds. (i) The interest on the 2009 Bonds shall be payable by check, draft or wire transfer mailed by the Paying Agent and Registrar to the registered owners of the 2009 Bonds at their addresses as the same appear on the books of registry as of the fifteenth day of the month next preceding each interest payment date.

(ii) The principal of the 2009 Bonds shall be payable at the office of the Paying Agent and Registrar in Richmond, Virginia.

(iii) The principal of and interest on the 2009 Bonds shall be payable in such coin or currency of the United States of America as at the respective dates of payment is legal tender for public and private debts.

(e) Books of Registry; Exchanges and Transfers of Bonds.

(i) At all times during which any 2009 Bond remains Outstanding and unpaid, the Paying Agent and Registrar shall keep or cause to be kept at its office in Richmond, Virginia, books of registry for the registration, exchange and transfer of the 2009 Bonds. Upon presentation at the office of the Paying Agent and Registrar for such purpose, the Paying Agent and Registrar, under such reasonable regulations as it may prescribe, shall register, exchange, transfer, or cause to be registered, exchanged or transferred, on the books of registry the 2009 Bonds as herein set forth.

(ii) Any 2009 Bond may be exchanged at the office of the Paying Agent and Registrar for a like aggregate principal amount of such 2009 Bonds in other authorized principal amounts of the same interest rate and maturity.

(iii) Any 2009 Bond may, in accordance with its terms, be transferred upon the books of registry by the person in whose name it is registered, in person or by his duly authorized agent, upon surrender of such 2009 Bond to the Paying Agent and Registrar for cancellation, accompanied by a written instrument of transfer duly executed by the registered owner in person or his duly authorized agent, in form satisfactory to the Paying Agent and Registrar.

(iv) All transfers or exchanges pursuant to this Section 3(e) shall be made without expense to the holder of such 2009 Bonds, except as otherwise herein provided, and except that the Paying Agent and Registrar shall require the payment by the holder of the 2009 Bond requesting such transfer or exchange of any tax or other governmental charges required to be paid with respect to such transfer or exchange. All 2009 Bonds surrendered pursuant to this Section 3(e) shall be canceled.

#### SECTION 4. Redemption of 2009 Bonds.

(a) Optional Redemption. The 2009 Bonds which mature on or after May 1, 2020 shall be subject to redemption at the option of the County prior to the stated maturities thereof, on or after May 1, 2019, in whole or in part at any time at par, together with the interest accrued thereon to the date fixed for redemption.

(b) Mandatory Redemption. The 2009 Bonds, if any, in term form shall also be subject to redemption as determined by the County Manager and the Director of Finance.

(c) Redemption By Lot. In the event less than all of the 2009 Bonds of a particular maturity are called for redemption, the particular 2009 Bonds of such maturity or portion thereof in installments of \$5,000 to be redeemed shall be selected by lot.

(d) Notice of Redemption. Notice of any such redemption shall be mailed not less than thirty (30) days prior to the date fixed for redemption by first class mail, postage prepaid, to the registered owner of the 2009 Bonds to be redeemed at such address as it appears on the books of registry kept by the Paying Agent and Registrar for the 2009 Bonds as of the close of business on the forty-fifth (45th) day preceding the date fixed for redemption. Such notice shall specify the date, numbers and maturities of the 2009 Bonds to be redeemed, the date and place fixed for their redemption, and if less than the entire principal amount of any 2009 Bond is to be redeemed, that such 2009 Bond must be surrendered in exchange for the principal amount thereof to be redeemed and the issuance of a new 2009 Bond equalling in principal amount that portion of the principal amount thereof not redeemed, and shall also state that upon the date fixed for redemption there shall become due and payable upon each 2009 Bond called for redemption the principal amount thereof, together with the interest accrued thereon to the date fixed for redemption, and that from and after such date interest thereon shall cease to accrue.

(e) Effect of Redemption. When notice of redemption of any 2009 Bonds shall have been given as hereinabove set forth, such 2009 Bonds shall become due and payable on the date so specified for their redemption at a price equal to the principal amount thereof, together with the interest accrued thereon to such date. Whenever payment of such redemption price shall have been duly made or provided for, interest on the 2009 Bonds so called for redemption shall cease to accrue from and after the date so specified for their redemption. All redeemed 2009 Bonds shall be canceled and not reissued.

SECTION 5. Execution and Authentication of 2009 Bonds; CUSIP Identification Numbers.

(a) Execution of 2009 Bonds. The 2009 Bonds shall be executed in the name of the County by the manual or facsimile signatures of the Chairman and the Clerk of the Board, and the seal of the County shall be impressed, or a facsimile thereof printed, on the 2009 Bonds.

(b) Authentication of 2009 Bonds. The County Manager and the Director of Finance shall direct the Paying Agent and Registrar to authenticate the 2009 Bonds and no 2009 Bond shall be valid or obligatory for any purpose unless and until the certificate of authentication endorsed on such Bond shall have been manually executed by an authorized signator of the Paying Agent and Registrar. Upon the authentication of any 2009 Bond, the Paying Agent and Registrar shall insert in the certificate of authentication the date as of which such 2009 Bond is authenticated. The execution and authentication of the 2009 Bonds in the manner above set forth is adopted as a due and sufficient authentication of the 2009 Bonds.

(c) CUSIP Identification Numbers. CUSIP identification numbers may be printed on the 2009 Bonds, but neither the failure to print any such number on any 2009 Bonds, nor any error or omission with respect thereto, shall constitute cause for failure or refusal by the successful bidder for the 2009 Bonds to accept delivery of and pay for the 2009 Bonds in accordance with the terms of its proposal to purchase the 2009 Bonds. No such number shall constitute or be deemed to be a part of any 2009 Bond or a part of the contract evidenced thereby and no liability shall attach to the County or any of its officers or agents because of or on account of any such number or any use made thereof.

SECTION 6. Covenant as to Compliance with 1986 Code. The County hereby covenants to comply with the provisions of Sections 103 and 141 through 150 of the 1986 Code and the applicable Treasury Regulations promulgated thereunder, applicable to the 2009 Bonds throughout the term of the 2009 Bonds.

SECTION 7. Sources of Payment of 2009 Bonds. The principal of and interest on the 2009 Bonds are payable solely from, and secured solely by, a pledge of the Revenues to be derived from the operation of the County's Water and Sewer System, subject to the prior application of such Revenues to provide for the expenses of operation and maintenance of such System and on a parity with the Outstanding principal amount of Water and Sewer System Bonds of the County and on a parity with the payment of principal of and interest on all Bonds and interest on all Bond Anticipation Notes hereafter issued under the Resolution.

SECTION 8. Form of 2009 Bonds. The 2009 Bonds shall be in substantially the form set forth in Exhibit A hereto with such necessary or appropriate variations, omissions and insertions as are incidental to their numbers, interest rates and maturities or as are otherwise permitted or required by law or this 2009 Supplemental Resolution.

SECTION 9. Sale of the 2009 Bonds. The County Manager and the Director of Finance are hereby authorized to sell the 2009 Bonds to Morgan Keegan & Company, Inc. and Davenport & Company LLC, as underwriters of the 2009 Bonds (the "Underwriters"), upon such terms and conditions as such officers shall approve upon the advice of counsel and to enter into and execute and deliver to the Underwriters a Bond Purchase Agreement in such form as such officers executing the same shall approve upon the advice of counsel, such approval to be conclusively evidenced by the execution thereof. Pursuant to the Bond Purchase Agreement, the purchaser will agree to purchase all of the 2009 Bonds upon the terms and conditions to be provided therein and in this 2009 Supplemental Resolution.

The County Manager and the Director of Finance are hereby authorized to prepare a Preliminary Official Statement and a final Official Statement in such form and substance as the County Manager and the Director of Finance upon the advice of counsel shall approve. The Underwriters of the 2009 Bonds are hereby authorized to use the Preliminary Official Statement relating to the 2009 Bonds and to make such Preliminary Official Statement available for use by prospective and ultimate purchasers of the 2009 Bonds. The County Manager and the Director of Finance are hereby authorized to execute the final Official Statement relating to the 2009 Bonds and to deliver the final Official Statement as so executed to the Underwriters and the ultimate purchasers of the 2009 Bonds. There is hereby further authorized the use of the final Official Statement relating to the 2009 Bonds by the Underwriters and the purchasers of such Bonds in effecting sales of the 2009 Bonds. Each of the County Manager and the Director of Finance may certify that (i) the Preliminary Official Statement is "deemed final" as of its date solely for purposes and within the meaning of Paragraph (b)(1) of Rule 15c2-12 ("Rule 15c2-12") promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934, and (ii) the information which precedes the signatures of the County Manager and the Director of Finance contained in each final Official Statement is as of the date thereof true and correct in all material respects and does not contain any untrue or misleading statement and does not omit to state a material fact necessary to make the final Official Statement, and the statements and information therein contained, not misleading.

A Continuing Disclosure Certificate, in such form as the Director of Finance upon the advice of counsel shall approve, and the Director of Finance is hereby authorized to execute such Certificate. The County covenants with the holders and beneficial owners from time to time of the Bonds that it will, and hereby authorizes the appropriate officers and employees of the County to take all action necessary or appropriate to, comply with and carry out all of the provisions of the Continuing Disclosure Certificate as amended from time to time. Failure of the County to perform in accordance with the Continuing Disclosure Certificate shall not constitute an event of default under the Resolution or this 2009 Supplemental Resolution.

**SECTION 10. Approval of Form of 2009 Refunding Trust Agreement and Terms, Conditions, and Provisions Thereof; Execution and Delivery of 2009 Refunding Trust Agreement; Appointment of 2009 Refunding Trustee; Authorization of Purchase of Securities; Designation of Refunded Bonds for Redemption.**

(a) The form of the 2009 Refunding Trust Agreement as executed, and the terms, conditions, and provisions thereof, are hereby approved, ratified and confirmed by the Board, and the County Manager is hereby authorized and directed to execute and deliver to the 2009 Refunding Trustee the 2009 Refunding Trust Agreement substantially in such form, together with such changes as shall be approved by the County Manager, upon the advice of counsel (including the County Attorney and bond counsel), such approval to be conclusively evidenced by his execution thereof. There shall be transferred to the 2009 Refunding Trustee from the Principal and Interest Accounts in the Revenue Fund such amounts on credit to such accounts for the payment of principal and interest on the Refunded Bonds for deposit into the Refunding Trust Fund thereunder such amounts as shall be determined by the Director of Finance.

(b) U.S. Bank National Association is hereby appointed as the 2009 Refunding Trustee under the 2009 Refunding Trust Agreement.

(c) The 2009 Refunding Trustee is hereby authorized to purchase from moneys deposited in the Refunding Trust Fund created and established under the 2009 Refunding Trust Agreement United States Government Securities as referred to in the Refunding Trust Agreement. Such securities so purchased shall be held by the 2009 Refunding Trustee under and in accordance with the provisions of the 2009 Refunding Trust Agreement. The County Manager and the Director of Finance are hereby authorized to execute, on behalf of the County, any instruments required to be executed on behalf of the County in connection with investments contemplated by the 2009 Refunding Trust Agreement.

(d) The Board hereby designates the Refunded Bonds for redemption in accordance with the provisions of the 2009 Refunding Trust Agreement on the date and at the price set forth below, if the County Manager and the Director of Finance determine to refund such Refunded Bonds:

<u>Series</u>	<u>Redemption Date</u>	<u>Redemption Price</u>
Water and Sewer System Revenue Bonds, Series 1999	May 1, 2009	102%

**SECTION 11. Application of Proceeds of the 2009 Bonds.** The proceeds of sale of the 2009 Bonds received by the County shall be applied as follows:

(a) an amount equal to the accrued interest on the 2009 Bonds, if any, from their date of issuance to the date of the delivery thereof and payment therefor shall be deposited

in the Revenue Fund and credited to the Interest Account therein and applied on November 1, 2009 to the payment of the interest payable on the 2009 Bonds on such date;

(b) an amount required to be deposited into the 2009 Refunding Trust Fund to provide for the refunding in advance of their stated maturities and defeasance of the Refunded Bonds shall be deposited with the 2009 Refunding Trustee under the 2009 Refunding Trust Agreement and applied, together with other available moneys of the County so deposited thereunder, as provided therein;

(c) an amount shall be deposited in the Revenue Fund and credited to the Reserve Account therein sufficient to insure that there is on deposit in such Reserve Account an amount equal to the maximum Debt Service Requirement on all Bonds outstanding; and

(d) the balance of the proceeds of the 2009 Bonds shall be deposited in the Construction Fund and applied to the payment of the costs of issuance of the 2009 Bonds.

SECTION 12. Debt Service Payments. For the purpose of providing for the payment of the interest on the 2009 Bonds, not later than November 1, 2009 and on or before May 1 and November 1 in each year, thereafter, there shall be credited to the Interest Account an amount such that, if the same amount were so paid and credited to the Interest Account on each May 1 and November 1 thereafter and prior to the next date upon which an installment of interest falls due on the 2009 Bonds, the aggregate of the amounts so credited to the Interest Account, would on such date be equal to the installment of interest then falling due on the 2009 Bonds. In making such credits to the Interest Account, any amounts paid into the Revenue Fund and credited to the Interest Account representing accrued interest received on the sale of the 2009 Bonds and any other credit otherwise made to such account shall be taken into consideration and allowed for.

For the purpose of providing for the payment of the principal of the 2009 Bonds issued as Serial Bonds, not later than May 1 of the calendar year next preceding the first installment due date of a serial principal payment, and on or before May 1 of each succeeding year thereafter, so long as any 2009 Bonds issued as Serial Bonds are Outstanding, there shall be credited to the Principal Account an amount such that, if the same amount were so credited to the Principal Account on May 1 of each succeeding year thereafter and prior to the next date upon which an installment of principal falls due on the 2009 Bonds issued as Serial Bonds, the aggregate of the amounts so credited to the Principal Account together with any other moneys theretofore credited to the Principal Account, would on such date be equal to the installment of principal of such 2009 Bonds issued as Serial Bonds then falling due.

For the purpose of providing moneys to retire the 2009 Term Bonds issued, if any, not later than May 1 in the year of the first redemption date of 2009 Term Bonds, and on and before May 1 in each year thereafter, so long as any 2009 Term Bonds are Outstanding, there shall be credited to the Sinking Fund Account for the purpose of retiring the 2009 Term Bonds an amount such that, if the same amount were so paid and credited to the Sinking Fund Account to provide for the retirement of the 2009 Term Bonds on May 1 of each year thereafter and prior to the next date upon which a Sinking Fund Account installment falls due, the aggregate of the

amounts so credited to such account would on such date be sufficient to redeem the 2009 Term Bonds in the principal amounts determined in accordance with Section 2 hereof.

SECTION 13. Amendment to Debt Service and Debt Service Reserve Forward Delivery Agreement. The County Manager and the Director of Finance are hereby authorized to amend that certain Debt Service and Debt Service Reserve Forward Delivery Agreement, dated as of July 24, 2000, by Sun Trust Bank (now U.S. Bank National Association) as trustee, the County as issuer, and First Union National Bank (now Wachovia Bank) as provider with respect to certain Bonds of the County, including the Refunded Bonds, upon such terms as they approve upon the advice of counsel and to enter into and execute and deliver any agreement amending such agreement in such form as such officers executing the same shall approve upon advice of counsel, such approval to be conclusively evidenced by the execution thereof.

SECTION 14. 2009 Supplemental Resolution Is a "Supplemental Resolution" under the Resolution; 2009 Bonds Are "Bonds" and "Additional Bonds" under the Resolution.

(a) This 2009 Supplemental Resolution is adopted pursuant to Section 18A of the Resolution. This 2009 Supplemental Resolution (i) supplements the Resolution, (ii) is hereby found, determined, and declared to constitute and to be a "Supplemental Resolution" within the meaning of the quoted words as defined and used in the Resolution and (iii) is adopted pursuant to and under the authority of the Resolution.

(b) The 2009 Bonds are hereby found, determined and declared to constitute and to be "Additional Bonds" and "Bonds" within the meaning of the quoted words as defined and used in the Resolution. The 2009 Bonds shall be entitled to the benefits, security and protection of the Resolution, equally and proportionately with any other Bonds heretofore or hereafter issued thereunder; shall be payable from the Revenues of the Water and Sewer System on a parity with all Bonds heretofore or hereafter issued under the Resolution; shall rank *pari passu* with all Bonds heretofore or hereafter issued under the Resolution; and shall be equally and ratably secured with all Bonds heretofore or hereafter issued under the Resolution by a prior and paramount lien and charge on the Revenues, without priority or distinction by reason of series, number, date, date of sale, date of issuance, date of execution and authentication or date of delivery; all as is more fully set forth in the Resolution. It is hereby further found, determined and declared that no default exists in the payment of the principal of or interest and premium, if any, on any Bond issued under the Resolution and that all mandatory redemptions, if any, of Bonds required to have been made under the terms of the Resolution or any Supplemental Resolution have been made.

SECTION 15. Filing of this 2009 Supplemental Resolution with Circuit Court. The County Attorney be and hereby is authorized and directed to file a copy of this 2009 Supplemental Resolution, certified by the Clerk of the Board to be a true and correct copy thereof, with the Circuit Court of the County.

SECTION 16. Effect of Article and Section Headings and Table of Contents. The headings or titles of articles and sections hereof, and any table of contents appended hereto



or copies hereof, shall be for convenience of reference only and shall not affect the meaning or construction, interpretation or effect of this 2009 Supplemental Resolution.

SECTION 17. Effectiveness of this 2009 Supplemental Resolution. This 2009 Supplemental Resolution shall be effective from and after the adoption hereof by the Board; *provided* that in the event any 2009 Bonds authorized for issuance under this 2009 Supplemental Resolution shall not have been issued and delivered on or before June 30, 2009, this 2009 Supplemental Resolution shall thereafter be void and the authorization herein shall terminate and be of no further force and effect.

(FORM OF 2009 BOND)

UNITED STATES OF AMERICA  
COMMONWEALTH OF VIRGINIA  
HENRICO COUNTY  
WATER AND SEWER SYSTEM REFUNDING REVENUE BOND,  
SERIES 2009

REGISTERED

REGISTERED

No. R-\_\_

\$ \_\_\_\_\_

INTEREST RATE:

MATURITY DATE:

DATE OF BOND:

CUSIP NO.:

%

May 1, \_\_\_\_

REGISTERED HOLDER: CEDE & CO.

PRINCIPAL SUM:

Henrico County (hereinafter referred to as the "County"), a political subdivision of the Commonwealth of Virginia, for value received, hereby acknowledges itself indebted and hereby promises to pay to the Registered Holder (named above), or registered assigns, but solely from the revenues and moneys pledged to the payment hereof hereinafter specified and not otherwise, on the Maturity Date (specified above), unless this Bond shall have been called for previous redemption and payment of the redemption price shall have been duly made or provided for, the Principal Sum (specified above), and to pay interest on such Principal Sum, but solely from such revenues and moneys pledged to the payment hereof hereinafter specified and not otherwise, on the first day of November 1, 2009, and semiannually on the first day of May and the first day of November of each year thereafter (each such date is hereinafter referred to as an "interest payment date"), from the date hereof or from the interest payment date next preceding the date of authentication hereof to which interest shall have been paid, unless such date of authentication is an interest payment date, in which case from such interest payment date, or unless such date of authentication is within the period from the sixteenth (16th) day to the last day of the calendar month next preceding the following interest payment date, in which case from such following interest payment date, such interest to be paid until the maturity or redemption hereof at the Interest Rate (specified above) per annum, by wire transfer or by check or draft mailed by the Registrar hereinafter mentioned to the Registered Holder in whose name this Bond is registered upon the books of registry of the County kept by the Registrar as of the close of business on the fifteenth (15th) day (whether or not a business day) of the calendar month next preceding each interest payment date at the address of the Registered Holder hereof as it appears on such books of registry.

The principal on this Bond is payable on presentation and surrender hereof at the corporate trust office of U.S. Bank National Association as Paying Agent and Registrar, in the

City of Richmond, Virginia. Principal of and interest on this Bond are payable in such coin or currency of the United States of America as at the respective dates of payment thereof is legal tender for public and private debts.

This Bond is one of a duly authorized series of Bonds (herein referred to as the "Bonds") of the aggregate principal amount of \_\_\_\_\_ dollars (\$ \_\_\_\_\_) of like date, denomination and tenor herewith except for number, interest rate, maturity and redemption provisions, and is issued under and pursuant to and in full compliance with the Constitution and statutes of the Commonwealth of Virginia, including Chapter 26 of Title 15.2 of the Code of Virginia, 1950 (the same being the Public Finance Act of 1991), a resolution duly adopted on November 23, 1977 by the Board of Supervisors of the County, entitled "A RESOLUTION AUTHORIZING THE ISSUANCE OF TWELVE MILLION EIGHT HUNDRED SEVENTY THOUSAND DOLLARS (\$12,870,000) BONDS OF HENRICO COUNTY, VIRGINIA, FOR THE PURPOSE OF REFUNDING IN ADVANCE OF MATURITY WATER AND SEWER SYSTEM REVENUE BONDS, SERIES OF 1975, OF HENRICO COUNTY, VIRGINIA, HERETOFORE ISSUED FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, RECONSTRUCTING, IMPROVING, EXTENDING AND ENLARGING A UNIFIED WATER SUPPLY AND SANITARY SEWERAGE SYSTEM IN HENRICO COUNTY; PRESCRIBING THE FORM AND DETAILS OF THE BONDS AUTHORIZED HEREBY; COVENANTING AS TO THE ESTABLISHMENT, MAINTENANCE, REVISION AND COLLECTION OF RATES AND CHARGES FOR THE SERVICES, FACILITIES AND COMMODITIES OF SAID SYSTEM AND THE COLLECTION AND DISBURSEMENT OF THE REVENUES DERIVED THEREFROM; PLEDGING SAID REVENUES TO THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THE SAME BECOME DUE AND LIMITING THE PAYMENT OF SAID BONDS SOLELY TO SAID REVENUES; SETTING FORTH THE LIMITATIONS ON THE ISSUANCE OF ADDITIONAL BONDS PAYABLE FROM SAID REVENUES; AND MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE FOREGOING," as amended, and a resolution supplemental thereto duly adopted by such Board on \_\_\_\_\_, 2009, entitled "RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED SEVENTY-SIX MILLION DOLLARS (\$76,000,000) AGGREGATE PRINCIPAL AMOUNT OF WATER AND SEWER SYSTEM REFUNDING REVENUE BONDS, SERIES 2009, OF HENRICO COUNTY, VIRGINIA, FOR THE PURPOSE OF REFUNDING ALL OF THE OUTSTANDING WATER AND SEWER SYSTEM REVENUE AND REFUNDING REVENUE BONDS, SERIES 1999, OF THE COUNTY; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO FIX THE MATURITIES, INTEREST RATES AND OTHER DETAILS OF SUCH BONDS; APPROVING THE FORM OF SUCH BONDS; AUTHORIZING THE COUNTY MANAGER AND THE DIRECTOR OF FINANCE TO NEGOTIATE THE SALE OF SUCH BONDS TO MORGAN KEEGAN & COMPANY, INC. AND DAVENPORT & COMPANY LLC, AS UNDERWRITERS OF SUCH BONDS, AND AUTHORIZING THE EXECUTION AND DELIVERY TO SUCH UNDERWRITERS OF A BOND PURCHASE AGREEMENT FOR SUCH SALE; AUTHORIZING THE PREPARATION AND DELIVERY OF A PRELIMINARY OFFICIAL STATEMENT RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF;

AUTHORIZING THE PREPARATION OF A FINAL OFFICIAL STATEMENT AND CONTINUING DISCLOSURE CERTIFICATE RELATING TO SUCH BONDS AND AUTHORIZING THE DISTRIBUTION THEREOF; AUTHORIZING A REFUNDING TRUST AGREEMENT BY AND BETWEEN THE COUNTY AND U.S. BANK NATIONAL ASSOCIATION, AS REFUNDING TRUSTEE, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH REFUNDING TRUST AGREEMENT; DESIGNATING AND GIVING IRREVOCABLE INSTRUCTIONS FOR THE REDEMPTION OF SUCH COUNTY'S WATER AND SEWER SYSTEM REVENUE BONDS BEING REFUNDED; AND RATIFYING CERTAIN ACTS AND PROCEEDINGS" (such resolutions being herein referred to collectively as the "Resolution") for the purpose of refunding certain outstanding Water and Sewer System Revenue Bonds of the County.

This Bond and the series of Bonds of which this is one and interest thereon are payable solely from, and secured equally and ratably solely by a lien and charge on, the revenues derived from the operation of the water and sewer system of the County, consisting of the plants and properties, real and personal, tangible and intangible, owned or operated by the County, used for or pertaining to the supply, storage, treatment, transmission and distribution of water, or the collection, transmission, treatment, and disposal of sewage, and all additions, improvements, enlargements, extensions, expansions and betterments to such plants and properties hereafter constructed or otherwise acquired (exclusive of any such plants and properties constituting separate utility systems and financed other than by Bonds or Additional Bonds issued under the Resolution), subject, however, to the prior payment from said revenues of the expenses of operation and maintenance of the water and sewer system, on a parity with the payment of principal of and interest on all Bonds and interest on all Bond Anticipation Notes issued under the Resolution. This Bond and the series of Bonds of which this is one are not a debt of the County within the meaning of any constitutional or statutory limitation upon the creation of general obligation indebtedness of the County, nor does this Bond or the Bonds of the series of which it is one impose any general liability upon the County, and the County shall not be liable for the payment hereof or thereof out of any funds of the County except the revenues of the water and sewer system of the County, which revenues have been pledged to the punctual payment of the principal of and interest on this Bond and the series of Bonds of which this is one in accordance with the provisions of the Resolution.

Reference is hereby made to the Resolution, to all of the provisions of which any Registered Holder of this Bond by his acceptance hereof hereby assents, for definitions of terms; the description of and the nature and extent of the security for the Bonds issued under the Resolution, including this Bond; the description of the plants and properties constituting the water and sewer system of the County; the description of and the nature and extent of the security for, and the revenues and the moneys pledged to the payment of the interest on and principal of, the Bonds issued under the Resolution, including this Bond; the nature and extent and manner of enforcement of the pledge; the covenants of the County as to the fixing, maintaining and revising of rates, rentals, fees and charges for the services, facilities and commodities of the water and sewer system of the County; the covenants of the County as to the collection, deposit and application of the revenues of the water and sewer system of the County; the conditions upon which other Bonds may hereafter be issued under the Resolution payable on

a parity with this Bond from the revenues of the water and sewer system of the County and equally and ratably secured herewith; the conditions upon which the Resolution may be amended or supplemented without the consent of the holder of any Bond and upon which it may be amended only with the consent of the holders of sixty-six and two-thirds per cent (66-2/3%) in principal amount of all Bonds then outstanding under the Resolution or only with the consent of the holder of each Bond affected thereby; the rights and remedies of the holder hereof with respect hereto; the rights, duties and obligations of the County; the provisions discharging the Resolution as to this Bond and the lien and pledge of this Bond on the revenues of the water and sewer system of the County if there shall have been deposited with the paying agent for this Bond on or before the maturity or redemption hereof moneys sufficient to pay the principal hereof and the interest hereon to the maturity or redemption date hereof, or certain specified securities maturing at such times and in such amounts which, together with the earnings thereon, would be sufficient for such payment; and for the other terms and provisions of the Resolution.

The Bonds of the series of which this Bond is one maturing on and before May 1, 2019 are not subject to redemption prior to their stated maturities thereof. The Bonds of the series of which this Bond is one (or portions thereof in installments of \$5,000) maturing on and after May 1, 2020 are subject to redemption at the option of the County prior to the stated maturities thereof, on or after May 1, 2019 in whole or in part at any time and at the redemption price of par, together with the interest accrued on such principal amount to the date fixed for redemption. [The Bonds of the series of which this Bond is one maturing May 1, \_\_\_\_ shall be redeemed pursuant to the Resolution on May 1 in each year commencing \_\_\_\_\_ 1, \_\_\_\_, from moneys to be credited to the Sinking Fund Account in the Revenue Fund for the redemption of said Bonds, such redemption to be made at a redemption price equal to the principal amount thereof, together with the interest accrued on such principal amount to the date fixed for the redemption thereof.] In the event less than all of the Bonds of a particular maturity are called for redemption, the particular Bonds of such maturity or portions thereof in installments of \$5,000 to be redeemed shall be selected by lot.

If this Bond is redeemable and this Bond (or any portion of the principal amount thereof in installments of \$5,000) shall be called for redemption, notice of the redemption hereof, specifying the date, number and maturity of this Bond, the date and place fixed for its redemption, payable upon such redemption, and if less than the entire principal amount of this Bond is to be redeemed, that this Bond must be surrendered in exchange for the principal amount thereof to be redeemed and the issuance of a new Bond equaling in principal amount that portion of the principal amount hereof not to be redeemed, shall be mailed not less than thirty (30) days prior to the date fixed for redemption by first class mail, postage prepaid, to the Registered Holder of this Bond at his address as it appears on the books of registry maintained by the Registrar as of the close of business on the forty-fifth (45th) day preceding the date fixed for redemption. If notice of redemption of this Bond shall have been given as aforesaid, and payment of the principal amount of this Bond (or the portion of the principal amount hereof to be redeemed) and of the accrued interest payable upon such redemption shall have been duly made or provided for, interest hereon shall cease to accrue from and after the date so specified for the redemption hereof.

Subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the series of which this Bond is one, this Bond may be exchanged at the principal office of the Registrar for a like aggregate principal amount of Bonds of other authorized principal amounts and of the series of which this Bond is one. This Bond is transferable by the Registered Holder hereof, in person or by his attorney duly authorized in writing, at the principal office of the Registrar but only in the manner, subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the series of which this Bond is one, and upon the surrender hereof for cancellation. Upon such transfer a new Bond or Bonds of authorized denominations and of the same aggregate principal amount of the series of which this Bond is one will be issued to the transferee in exchange herefor.

This Bond shall not be valid or obligatory unless the certificate of authentication hereon shall have been manually signed by an authorized signator of the Registrar.

It is hereby certified, recited and declared that all acts, conditions and things required to have happened, to exist and to have been performed precedent to and in the issuance of this Bond and the series of which it is one, have happened, do exist and have been performed in regular and due time, form and manner as required by law, and that the Bonds of the series of which this Bond is one do not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, the County, by its Board of Supervisors, has caused this Bond to be executed by the manual or facsimile signature of the Chairman of such Board; the seal of the County to be impressed or imprinted hereon, attested by the manual or facsimile signature of the Clerk of such Board; and this Bond to be dated as of the \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Chairman of the Board of Supervisors,  
Henrico County, Virginia

\_\_\_\_\_  
Clerk of the Board of Supervisors,  
Henrico County, Virginia

(Seal)

## CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds delivered pursuant to the within-mentioned proceedings.

U.S. BANK NATIONAL ASSOCIATION,  
Registrar

By: \_\_\_\_\_  
Authorized Signature

Dated: \_\_\_\_\_, 2009

## ASSIGNMENT

For value received, the undersigned hereby sell(s), assign(s) and transfer(s) unto

\_\_\_\_\_  
\_\_\_\_\_  
(Please print or type name and address, including postal zip code, of transferee)

PLEASE INSERT SOCIAL SECURITY  
OR OTHER TAX IDENTIFYING NUMBER  
OF TRANSFEREE:

--

Dated: \_\_\_\_\_  
Signature(s) Guaranteed

NOTICE: Signature(s) must be guaranteed by a member firm of The New York Stock Exchange, Inc. or a commercial bank or trust company.	(Signature(s) of Registered Holder) NOTICE: The signature(s) above must correspond with the name of the Registered Holder as it appears on the front of this Bond in every particular, without alteration or enlargement or any change whatsoever.
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## **Resolution – Award of Annual Construction Contract – Miscellaneous Concrete and Asphalt Rehabilitation Projects**

This resolution awards a contract to **Colony Construction, Inc.** for miscellaneous concrete and asphalt rehabilitation projects for an initial term commencing February 1, 2009 and ending January 31, 2010 with the option for the County to renew for four additional one-year terms. The contract provides for all labor, materials, supplies, and equipment, necessary for the construction of and rehabilitation of various County property roadways, parking areas, ramps, and other miscellaneous concrete and asphalt projects.

This contract will be awarded on a unit price basis and, for selection and evaluation purposes, the lowest responsive bid was determined by multiplying the unit price bid times the unit quantities specified in the bid documents. Bids received on November 5, 2008 were as follows:

<b><u>Bidder</u></b>	<b><u>Bid</u></b>
<b>Colony Construction, Inc.</b>	<b>\$1,177,920.00</b>
Talley & Armstrong, Inc.	\$1,418,567.60
Blakemore Construction Corp.	\$1,536,775.40
Central Contracting Co., Inc.	\$2,853,653.50

After review and evaluation of the bids received, and based on the unit prices contained in those bids, it has been determined that **Colony Construction, Inc.** is the lowest responsive and responsible bidder.

Funding to support the contract is available.





COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 39-09  
Page No. 1 of 2

Agenda Title: **Resolution – Award of Annual Construction Contract – Miscellaneous Concrete and Asphalt Rehabilitation Projects**

For Clerk's Use Only: <b>JAN 27 2009</b> Date: _____  ( ) Approved ( ) Denied ( ) Amended ( ) Deferred to: _____	BOARD OF SUPERVISORS ACTION  Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____  REMARKS: _____ _____ _____	YES NO OTHER  Donati, J. _____ Glover, R. _____ Kaechele, D. _____ O'Bannon, P. _____ Thornton, F. _____
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**WHEREAS**, four (4) bids were opened on November 6, 2008 in response to IFB #08-8484-8JK and Addenda No.1, 2, 3, and 4 for Miscellaneous Concrete and Asphalt Rehabilitation Projects; and,

**WHEREAS**, for selection and evaluation purposes, the lowest responsive bid was determined by multiplying the unit prices bid times the unit quantities specified in the bid documents, with the following results:

<u>BIDDER</u>	<u>BID</u>
Colony Construction, Inc.	\$1,177,920.00
Talley & Armstrong, Inc.	\$1,418,567.60
Blakemore Construction Corp.	\$1,536,775.40
Central Contracting Co., Inc.	\$2,853,653.50

**WHEREAS**, after review and evaluation of all bids, and based on the unit prices contained in those bids, it has been determined that **Colony Construction, Inc.** is the lowest responsive and responsible bidder; and,

**WHEREAS**, based on the unit prices in the bid submitted by **Colony Construction, Inc.**, it is anticipated that the cost of the contract to be awarded will be \$1,177,920.00.

By Agency Head \_\_\_\_\_

By County Manager \_\_\_\_\_

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_  
Clerk, Board of Supervisors

Date: \_\_\_\_\_

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 39-09  
Page No. 2 of 2

Agenda Title: **Resolution – Award of Annual Construction Contract – Miscellaneous Concrete and Asphalt Rehabilitation Projects**

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**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Henrico County:

1. An annual contract to furnish all labor, materials, supplies, and equipment for miscellaneous concrete and asphalt rehabilitation projects is awarded to **Colony Construction, Inc.** for an initial term of one year from February 1, 2009 to January 31, 2010 with an option for the County to renew the contract for four additional one-year terms in accordance with IFB #08-8484-8JK, Addenda No.1, 2, 3, and 4, and the bid submitted by Colony Construction, Inc. dated November 5, 2008.
2. The County Manager and Clerk are authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Director of General Services as his designee, is authorized to execute all change orders within the scope of the project budget.

**Comments:** Funding to support the contract is available. The Director of General Services, the County Manager concurring, recommends approval of this Board paper.

## **Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Glen Allen Library**

This resolution authorizes the County Manager to execute an amendment to the April 25, 2006 architectural and engineering services contract with PSA Dewberry, Inc. for the renovation and expansion of Glen Allen Library.

The amendment provides for additional architectural and engineering services to identify Leadership in Energy and Environmental Design (“LEED”) design criteria to be incorporated into the design, to apply for and document LEED Certification with the U.S. Green Building Council, and to administer the LEED Certification process during construction. Services include evaluating architectural, mechanical and electrical items that contribute to energy savings; identifying LEED design components to be incorporated into the work; reviewing construction documents for LEED compliance; providing construction phase support; and providing assistance with User Education and Green Cleaning plans. The negotiated value of these services is an amount not to exceed \$13,840.

Additional services are also necessary to develop phasing that will allow concurrent construction and library operation for several months and to provide interior graphics. The negotiated value of these services is an amount not to exceed \$7,050.

The amendment totals \$20,890 which would result in a new contract sum not to exceed \$758,900.

Funding to support this contract amendment is available within the project budget.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 40-09  
Page No. 1 of 1

Agenda Title: **Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Glen Allen Library**

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES	NO	OTHER
<b>JAN 27 2009</b>				
Date: _____	Moved by (1) _____ Seconded by (1) _____			
	(2) _____ (2) _____			
( ) Approved	REMARKS: _____			
( ) Denied	_____			
( ) Amended	_____			
( ) Deferred to: _____	_____			

	YES	NO	OTHER
Donati, J.	_____	_____	_____
Glover, R.	_____	_____	_____
Kaechele, D.	_____	_____	_____
O'Bannon, P.	_____	_____	_____
Thornton, F.	_____	_____	_____

**WHEREAS**, on April 25, 2006 the Board of Supervisors awarded a contract to PSA Dewberry, Inc. for architectural and engineering services for the renovation and expansion to Glen Allen Library in the amount of \$613,000; and,

**WHEREAS**, the contract has been subsequently amended with the current contract amount totaling \$738,010; and,

**WHEREAS**, it is necessary and desirable to further amend the contract in order to provide for additional services to identify Leadership in Energy and Environmental Design ("LEED") design criteria to be incorporated into the design, to apply and document LEED Certification with the U.S. Green Building Council, to administer the LEED Certification process during construction, to provide interior graphics, and to develop phasing that will allow concurrent construction and library operation for several months; and

**WHEREAS**, fees in an amount not to exceed \$20,890 have been negotiated for the increased scope of work which will result in a new contract sum totaling \$758,900.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors that the County Manager is hereby authorized to execute an amendment in an amount of \$20,890 to the May 9, 2006 contract with PSA Dewberry, Inc. for a new contract sum of \$758,900, in a form approved by the County Attorney.

**Comments:** Funding to support this contract amendment is available within the project budget. The Director of General Services and the Director of Libraries, the County Manager concurring, recommend approval of this Board paper.

By Agency Head \_\_\_\_\_

By County Manager \_\_\_\_\_

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

## **Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Eastern Henrico Recreation Center**

This resolution authorizes the County Manager to execute an amendment to the January 19, 2007 architectural and engineering services contract with HKS, Inc. for the Eastern Henrico Recreation Center. The original contract sum was \$701,731.00 and there have been two subsequent amendments resulting in a revised contract sum of \$905,075.80.

This amendment provides for the design and bidding of two design alternates contained in the master plan. Bid Alternate 1 provides for a restroom building, additional parking, and ADA-compliant connection walks on the Laburnum Avenue and Watts Lane extension side of the Recreation Center. Bid Alternate 2 provides for a football field, 500-seat bleacher, running track, concession building, shelter and restroom building, walking trail extension, fencing, and landscaping. A fee has been negotiated not to exceed \$151,068.10 for these services.

This amendment also provides for additional architectural and engineering services for LEED plan revisions and selection of LEED based furnishings, and fixtures. A fee not to exceed \$125,476.40 has been negotiated for these services relating to LEED.

The total for this amendment will not exceed \$276,544.50 and will result in a new contract sum that will not exceed \$1,181,620.30.

Funding to support this contract amendment is available within the project budget.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 41-09  
Page No. 1 of 1

Agenda Title: **Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Eastern Henrico Recreation Center**

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES	NO	OTHER
Date: JAN 27 2008	Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____	Donati, J. _____		
( ) Approved	REMARKS: _____	Glover, R. _____		
( ) Denied	_____	Kaechele, D. _____		
( ) Amended	_____	O'Bannon, P. _____		
( ) Deferred to: _____	_____	Thornton, F. _____		

**WHEREAS**, on January 19, 2007 the Board of Supervisors awarded a contract to HKS, Inc. for architectural and engineering services for design and construction administration services for the Eastern Henrico Recreation Center in the amount of \$701,731.00; and,

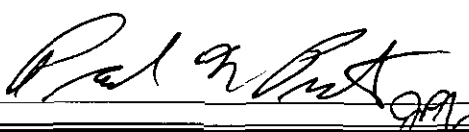
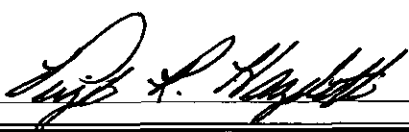
**WHEREAS**, the contract has been subsequently amended with the current contract amount totaling \$905,075.80; and,

**WHEREAS**, it is necessary and desirable to further amend the contract in order to provide for additional services relating to Leadership in Energy and Environmental Design and to provide for the design and bidding of two bid alternates; and,

**WHEREAS**, fees in an amount not to exceed \$276,544.50 have been negotiated for the increased scope of work, which will result in a new contract sum totaling \$1,181,620.30.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors that the County Manager is authorized to execute an amendment in an amount not to exceed \$276,544.50 to the January 19, 2007 contract with HKS, Inc. for a new contract sum not to exceed \$1,181,620.30 in a form approved by the County Attorney.

**Comments:** Funding to support this contract amendment is available within the project budget. The Directors of General Services and the Director of Recreation and Parks, the County Manager concurring, recommend approval of this Board paper.

By Agency Head  By County Manager 

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Clerk, Board of Supervisors  
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**Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #3**

This resolution authorizes the County Manager to execute an amendment to the February 13, 2008 architectural and engineering services contract with Teng & Associates, Inc. for Fire Station #3.

*The amendment provides for additional architectural and engineering services to identify Leadership in Energy and Environmental Design (“LEED”) design criteria to be incorporated into the design, to apply for and document LEED Certification with the U.S. Green Building Council, and to administer the LEED Certification process during construction. Services include evaluating architectural, mechanical and electrical items that contribute to energy savings; identifying LEED design components to be incorporated into the work; reviewing construction documents for LEED compliance; providing construction phase support; and providing assistance with User Education and Green Cleaning plans.*

The negotiated value of these services is \$90,510. The original contract sum was \$303,000. The amendment would result in a new contract sum of \$393,510.

Funding to support this contract amendment is available within the project budget.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 42-09

Page No. 1 of 1

Agenda Title: **Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #3**

For Clerk's Use Only: <b>JAN 27 2009</b> Date: _____  ( ) Approved ( ) Denied ( ) Amended ( ) Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____  REMARKS: _____ _____ _____	<b>YES NO OTHER</b>  Donati, J. _____ Glover, R. _____ Kaechele, D. _____ O'Bannon, P. _____ Thornton, F. _____
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**WHEREAS**, on February 13, 2008 the Board of Supervisors awarded a contract for architectural and engineering services for design and construction administration services for Fire Station #3 to Teng & Associates, Inc. in the amount of \$303,000; and,

**WHEREAS**, it is necessary and desirable to further amend the contract in order to provide for additional services to identify Leadership in Energy and Environmental Design("LEED") design criteria to be incorporated into the design, to apply for and document LEED Certification with the U.S. Green Building Council, and to administer the LEED Certification process during construction; and,

**WHEREAS**, fees in the amount of \$90,510 have been negotiated for the increased scope of work which will result in a new contract sum totaling \$393,510.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors that the County Manager is authorized to execute an amendment in the amount of \$90,510 to the February 13, 2008 contract with Teng & Associates, Inc. for a new contract sum of \$393,510, in a form approved by the County Attorney.

**Comments:** Funding to support this contract amendment is available within the project budget. The Director of General Services and the Chief, Division of Fire, the County Manager concurring, recommend approval of this Board paper.

By Agency Head  By County Manager 

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## **Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #7**

This resolution authorizes the County Manager to execute an amendment to the June 24, 2008 architectural and engineering services contract with RP Hughes Associates, Inc. for Fire Station #7.

The amendment provides for additional architectural and engineering services to identify Leadership in Energy and Environmental Design (“LEED”) design criteria to be incorporated into the design, to apply for and document LEED Certification with the U.S. Green Building Council, and to administer the LEED Certification process during construction. Services include evaluating architectural, mechanical and electrical items that contribute to energy savings; identifying LEED design components to be incorporated into the work; reviewing construction documents for LEED compliance; providing construction phase support; and providing assistance with User Education and Green Cleaning plans.

The negotiated value of these services is \$58,000. The original contract sum was \$310,000. The amendment would result in a new contract sum of \$368,000.

Funding to support this contract amendment is available within the project budget.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
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Agenda Item No. 43-09  
Page No. 1 of 1

Agenda Title: **Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #7**

For Clerk's Use Only:  <b>JAN 27 2009</b> Date: _____  ( ) Approved ( ) Denied ( ) Amended ( ) Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____  REMARKS: _____ _____ _____	<b>YES NO OTHER</b>  Donati, J. _____ Glover, R. _____ Kaechele, D. _____ O'Bannon, P. _____ Thornton, F. _____
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**WHEREAS**, on June 24, 2008 the Board of Supervisors awarded a contract to RP Hughes Architects, Inc. for architectural and engineering services for design and construction administration services for Fire Station #7 in the amount of \$310,000; and,

**WHEREAS**, it is necessary and desirable to amend the contract in order to provide for additional services to identify Leadership in Energy and Environmental Design ("LEED") design criteria to be incorporated into the design, to apply for and document LEED Certification with the U.S. Green Building Council, and to administer the LEED Certification process during construction; and,

**WHEREAS**, fees in the amount of \$58,000 have been negotiated for the increased scope of work which will result in a new contract sum totaling \$368,000.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors that the County Manager is authorized to execute an amendment in the amount of \$58,000 to the June 24, 2008 contract with RP Hughes Architects, Inc. for a new contract sum of \$368,000, in a form approved by the County Attorney.

**Comments:** Funding to support this contract amendment is available within the project budget. The Director of General Services and the Fire Chief, the County Manager concurring, recommend approval of this Board paper.

By Agency Head  By County Manager 

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## **Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #12**

This resolution authorizes the County Manager to execute an amendment to the June 25, 2008 architectural and engineering services contract with Bignell Watkins Hasser, Inc. for Fire Station #12.

The amendment provides for additional architectural and engineering services to identify Leadership in Energy and Environmental Design (“LEED”) design criteria to be incorporated into the design, to apply for and document LEED Certification with the U.S. Green Building Council, and to administer the LEED Certification process during construction. Services include evaluating architectural, mechanical and electrical items that contribute to energy savings; identifying LEED design components to be incorporated into the work; reviewing construction documents for LEED compliance; providing construction phase support; and providing assistance with User Education and Green Cleaning plans.

The negotiated value of these services is \$83,000. The original contract sum was \$313,093. The amendment would result in a new contract sum of \$396,093.

Funding to support this contract amendment is available within the project budget.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
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Agenda Item No. 44-09  
Page No. 1 of 1

Agenda Title: **Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #12**

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES	NO	OTHER
<b>JAN 27 2009</b>				
Date: _____	Moved by (1) _____ Seconded by (1) _____			
( ) Approved	(2) _____ (2) _____			
( ) Denied	REMARKS: _____			
( ) Amended	_____			
( ) Deferred to: _____	_____			

	YES	NO	OTHER
Donati, J.	_____	_____	_____
Glover, R.	_____	_____	_____
Kaechele, D.	_____	_____	_____
O'Bannon, P.	_____	_____	_____
Thornton, F.	_____	_____	_____



**WHEREAS**, on June 25, 2008 the Board of Supervisors awarded a contract for architectural and engineering services for design and construction administration services for Fire Station #12 to Bignell Watkins Hasser, Inc. in the amount of \$313,093; and,

**WHEREAS**, it is necessary and desirable to further amend the contract in order to provide for additional services to identify Leadership in Energy and Environmental Design ("LEED") design criteria to be incorporated into the design, to apply for and document LEED Certification with the U.S. Green Building Council, and to administer the LEED Certification process during construction; and,

**WHEREAS**, fees in the amount of \$83,000 have been negotiated for the increased scope of work which will result in a new contract sum totaling \$396,093.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors that the County Manager is authorized to execute an amendment in the amount of \$83,000 to the June 25, 2008 contract with Bignell Watkins Hasser, Inc. for a new contract sum of \$396,093, in a form approved by the County Attorney.

**Comments:** Funding to support this contract amendment is available within the project budget. The Director of General Services and the Fire Chief, the County Manager concurring, recommend approval of this Board paper.

By Agency Head  By County Manager 

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### **RESOLUTION - Acceptance of Roads**

This Board paper would accept the following named and described sections of roads into the County road system for maintenance.

- 1) 1.02 miles of Cedar Run, Section 2. Fairfield District.
- 2) 0.77 miles of Hunter's Knoll, Section A. Varina District.

The Director of Public Works and the County Manager recommend approval of this Board paper.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 45-09  
Page No. 1 of 2

Agenda Title: RESOLUTION - ACCEPTANCE OF ROADS

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES	NO	OTHER
Date: <b>JAN 27 2009</b>	Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____			
( ) Approved ( ) Denied ( ) Amended ( ) Deferred to: _____	REMARKS: _____ _____ _____	Donati, J. _____ Glover, R. _____ Kaechele, D. _____ O'Bannon, P. _____ Thornton, F. _____		

BE IT RESOLVED by the Board of Supervisors of the County of Henrico that the following named and described sections of roads are accepted into the County road system for maintenance.

**Cedar Run, Section 2 - Fairfield District**

Cedar Summit Road from Cedar Fork Road to Cedar Commons Road	0.31 Mi.
Cedar Acres Court from Cedar Summit Road to 0.16 Mi. S. of Cedar Summit Road	0.16 Mi.
Cedar Summit Court from Cedar Summit Road to 0.03 Mi. W. of Cedar Summit Road	0.03 Mi.
Cedar Commons Road from Cedar Fork Road to 0.03 Mi. W. of Cedar Seed Road	0.24 Mi.
Cedar Haven Road from 0.08 Mi. N. of Cedar Manor Place to Cedar Commons Road	0.06 Mi.
Cedar Seed Road from Cedar Commons Road to Cedar Colony Road	0.12 Mi.
Cedar Manor Road from 0.14 Mi. W. of Cedar Haven Road to Cedar Seed Road	0.01 Mi.
Cedar Colony Road from 0.01 Mi. W. of Cedar Park Road to Cedar Seed Road	0.06 Mi.
Cedar Colony Court from Cedar Seed Road to 0.03 Mi. W. of Cedar Seed Road	0.03 Mi.
<b>Total Miles</b>	<b>1.02 Mi.</b>

By Agency Head \_\_\_\_\_

By County Manager \_\_\_\_\_

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**COUNTY OF HENRICO, VIRGINIA**  
**BOARD OF SUPERVISORS**  
MINUTE

Agenda Item No. 45-09

Page No. 2 of 2

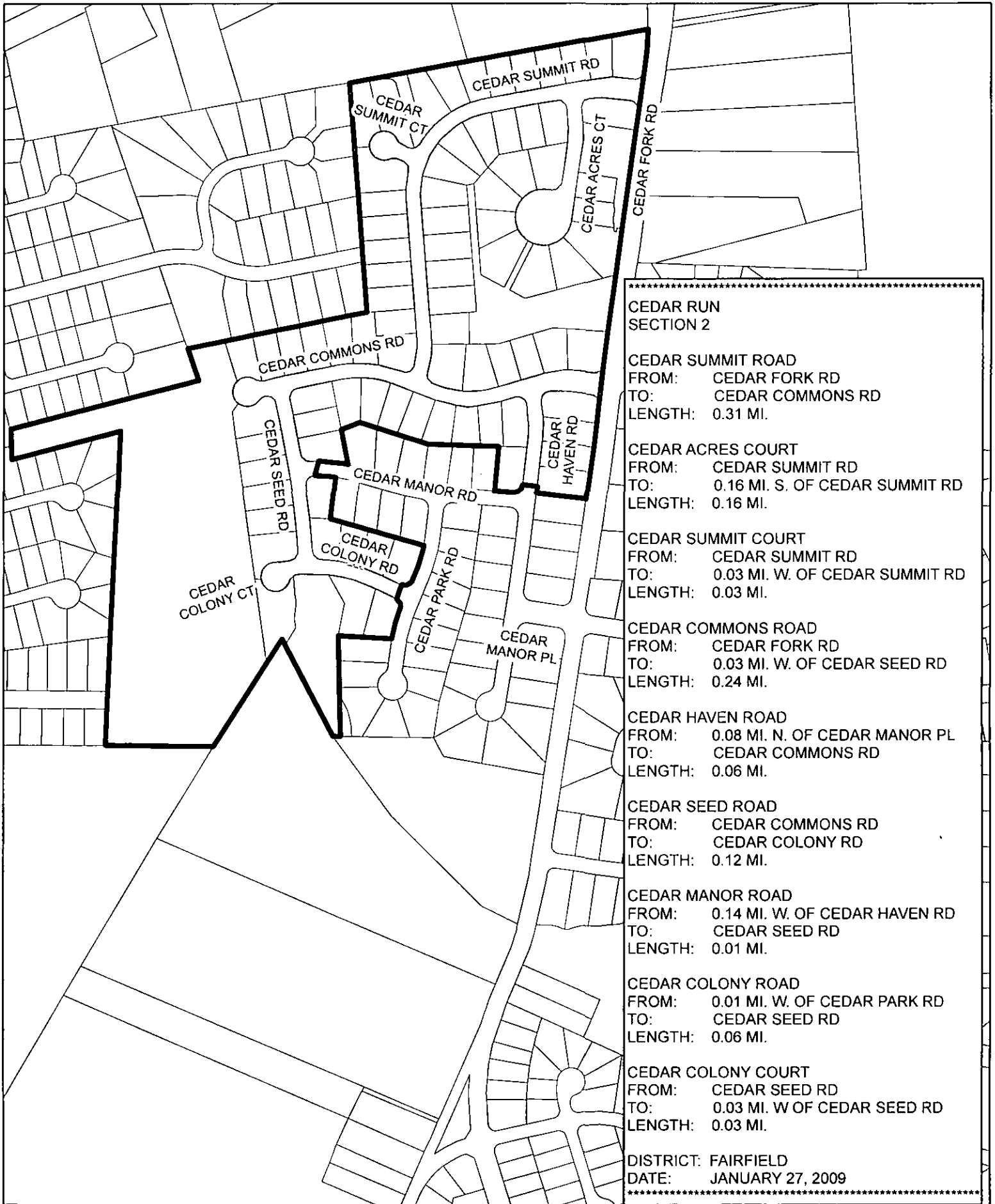
**Agenda Title: RESOLUTION – ACCEPTANCE OF ROADS**

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**Hunter's Knoll, Section A – Varina District**

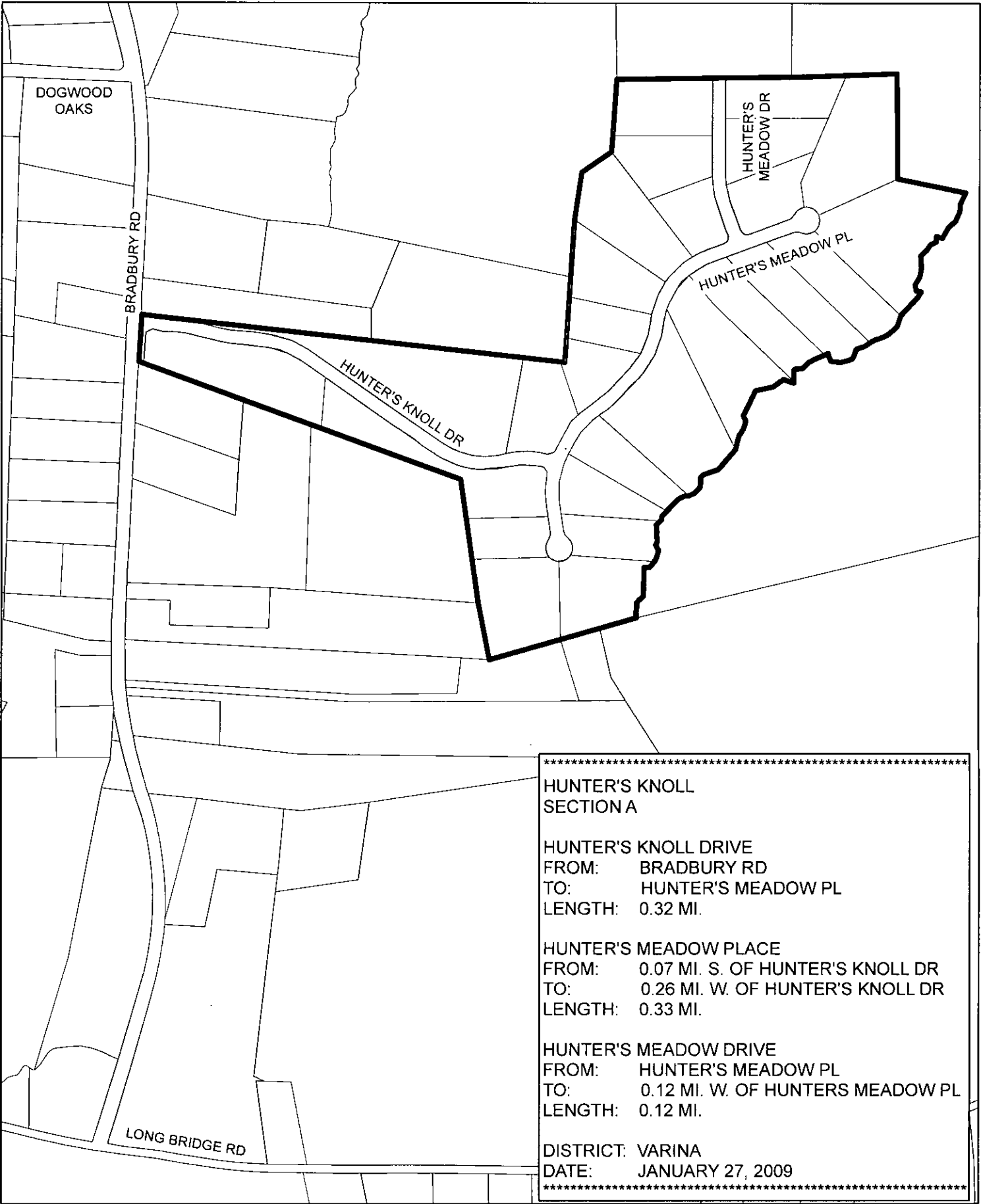
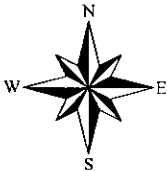
Hunter's Knoll Drive from Bradbury Road to Hunter's Meadow Place	0.32 Mi.
Hunter's Meadow Place from 0.07 Mi. S. of Hunter's Knoll Drive to 0.26 Mi. W. of Hunter's Knoll Drive	0.33 Mi.
Hunter's Meadow Drive from Hunter's Meadow Place to 0.12 Mi. W. of Hunter's Meadow Place	<u>0.12 Mi.</u>
<b>Total Miles</b>	<b>0.77 Mi.</b>

# CEDAR RUN SECTION 2





# HUNTER'S KNOLL SECTION A



\*\*\*\*\*  
HUNTER'S KNOLL  
SECTION A  
  
HUNTER'S KNOLL DRIVE  
FROM: BRADBURY RD  
TO: HUNTER'S MEADOW PL  
LENGTH: 0.32 MI.  
  
HUNTER'S MEADOW PLACE  
FROM: 0.07 MI. S. OF HUNTER'S KNOLL DR  
TO: 0.26 MI. W. OF HUNTER'S KNOLL DR  
LENGTH: 0.33 MI.  
  
HUNTER'S MEADOW DRIVE  
FROM: HUNTER'S MEADOW PL  
TO: 0.12 MI. W. OF HUNTERS MEADOW PL  
LENGTH: 0.12 MI.  
  
DISTRICT: VARINA  
DATE: JANUARY 27, 2009  
\*\*\*\*\*