

COUNTY OF HENRICO, VIRGINIA
Board of Supervisors' Agenda
July 29, 2009
7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Rev. Ed Satterfield, Director of Pastoral Care, Third Presbyterian Church

APPROVAL OF MINUTES – July 14, 2009 Regular and Special Meetings

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PRESENTATIONS

Proclamation – Clown Week – August 1 – 7, 2009.

201-09 Resolution – Congratulating the Henrico County Division of Police Law Enforcement Explorer Post 608 on Its 32nd Anniversary.

PUBLIC HEARING ITEMS

202-09 Resolution – Amendments to the FY 2009-10 Annual Fiscal Plan: July 2009.

203-09 Resolution – Hearing of Necessity – North Gayton Road. Project #2122.50701.28004.01152. Three Chopt District.

PUBLIC COMMENTS

GENERAL AGENDA

204-09 Resolution – To Accept the U.S. Department of Justice, Office on Violence Against Women, Recovery Act STOP Funding Through the Virginia Department of Criminal Justice Service's V-STOP Award to the County of Henrico Community Corrections Program for a County Probation Officer/Domestic Violence Specialist Project.

205-09 Resolution – Award of Construction Contract – Tuckahoe Library Landscape Enhancements.

206-09 Resolution – Award of Construction Contract – Rugby Field Sports Lighting at Dorey Park Field.

207-09 Resolution - Signatory Authority - Henrico Juvenile Detention Home Medical Services Contract.

- 208-09 Resolution – Approval of the FY 2010 Community Services Board Performance Contract Between the Virginia Department of Behavioral Health and Developmental Services and Henrico Area Mental Health & Retardation Services Board.
- 209-09 Resolution – To Accept the FY09 Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation Award to the County of Henrico, Division of Police, for Specialized Police-Related Equipment.
- 210-09 Resolution – To Accept the U.S. Department of Justice, Office on Violence Against Women, Recovery Act STOP Funding Through the Virginia Department of Criminal Justice Service's V-STOP Award to the County of Henrico, Division of Police, for a Countywide Domestic and Sexual Violence Needs Assessment and Report.
- 211-09 Resolution – Request to Transfer Road and Right-of-Way by Virginia Department of Transportation – Three Chopt District.

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
July 14, 2009**

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, July 14, 2009 at 7:00 p.m. in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.

Members of the Board Present:

David A. Kaechele, Chairman, Three Chopt District
Patricia S. O'Bannon, Vice-Chairman, Tuckahoe District
James B. Donati, Jr., Varina District
Richard W. Glover, Brookland District

Members of the Board Absent:

Frank J. Thornton, Fairfield District

Other Officials Present:

Virgil R. Hazelett, P.E., County Manager
Joseph P. Rapisarda, Jr., County Attorney
Michael L. Wade, Sheriff
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
Angela N. Harper, Deputy County Manager for Special Services
Leon T. Johnson, Deputy County Manager for Administration
Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations
Randall R. Silber, Deputy County Manager for Community Development

Mr. Kaechele called the meeting to order at 7:02 p.m. and led recitation of the Pledge of Allegiance.

Rev. Vergel Maness, Associate Pastor, First Free Will Baptist Church of Richmond, delivered the invocation.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, the Board approved the minutes of the June 23, 2009 Regular and Special Meetings and February 26, 2009 Special Meeting.

The vote of the Board was as follows:

Yes: Kaechele, O'Bannon, Donati, Glover

No: None

Absent: Thornton

MANAGER'S COMMENTS

There were no comments from the Manager.

BOARD OF SUPERVISORS' COMMENTS

Mr. Kaechele recognized William Wrobel and Zachary Turner from Boy Scout Troop 1807, sponsored by Bethlehem Baptist Church, who were observing the meeting to fulfill a requirement for the Citizenship in the Community Merit Badge. Taylor Turner from Troop 1807 was also observing the meeting.

RECOGNITION OF NEWS MEDIA

Mr. Kaechele recognized Katherine Calos from the *Richmond Times-Dispatch* and Kerri O'Brien from WRIC-TV 8.

APPOINTMENT

183-09 Resolution – Appointment of Members – The Cultural Arts Center at Glen Allen Foundation Board of Directors.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 183-09 – see attached resolution.

Mr. Hazelett noted Beth Bickford's decision to leave the position of President of The Cultural Arts Center at Glen Allen due to family considerations. He introduced K Alferio as the organization's new President. Ms. Alferio offered her perspective on her new position, thanked the Board for its support and foresight, and commended Mrs. Bickford for an exceptional job. Mrs. Bickford provided parting comments and thanked the Board for its support and dedication during her tenure.

PUBLIC HEARINGS - REZONING CASES AND PROVISIONAL USE PERMITS

184-09 New Market Village Land Co. LLC and New Market Development Co.: Request
C-15C-09 to amend proffered conditions accepted with Rezoning Case C-79C-05, on
Varina Parcels 812-700-4749 and 812-701-5756, located at the southwest intersection of
S. Laburnum Avenue and Darbytown Road.

Joe Emerson, Director of Planning, responded to questions from the Board regarding the scope and intent of the proffer.

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

At Mr. Donati's request, Larry Horton from Stylecraft Homes briefly addressed the Board on behalf of the applicant. He clarified that the applicant did not originally intend to install sod within the rear yards. This amendment would correct a mistake in wording in the original proffered conditions.

On motion of Mr. Donati, seconded by Mrs. O'Bannon, the Board followed the recommendation of the Planning Commission and approved Agenda Item No. 184-09 (C-15C-09) to amend Proffer #17 accepted with Rezoning Case C-79C-05 to delete the requirement to install sod in rear yards of residential units/lots.

The vote of the Board was as follows:

Yes: Kaechele, O'Bannon, Donati, Glover

No: None

Absent: Thornton

185-09
C-16-09
Varina

Lloyd Poe: Request to rezone from RTHC Residential Townhouse District (Conditional) to C-1 Conservation District, part of Parcel 812-718-6325, containing approximately 0.95 acre, located approximately 750 feet east of the east line of Millers Lane approximately 1,100 feet north of its intersection with Gay Avenue.

On motion of Mr. Donati, seconded by Mrs. O'Bannon, the Board followed the recommendation of the Planning Commission and approved Agenda Item No. 185-09 (C-16-09).

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

The vote of the Board was as follows:

Yes: Kaechele, O'Bannon, Donati, Glover

No: None

Absent: Thornton

186-09
P-7-09
Three Chopt

CC Short Pump Crossing, LLC: Request for a Provisional Use Permit under Sections 24-58.2(d), 24-120 and 24-122.1 of the County Code in order to allow outside dining for a restaurant on part of Parcel 738-760-8449, located on the west line of Pump Road approximately 500 feet north of its intersection with Three Chopt Road (Short Pump Crossing Shopping Center).

Jean Moore, Assistant Director of Planning, responded to questions from Mr. Kaechele pertaining to the status of an overhead trellis and the impact of the

outdoor dining area on the building's existing parking area and sidewalk.

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

On motion of Mrs. O'Bannon, seconded by Mr. Glover, the Board followed the recommendation of the Planning Commission and approved Agenda Item No. 186-09 (P-7-09) subject to the following conditions:

1. No outdoor live music performances shall be permitted.
2. Any outside speakers or sound system shall comply with the following standards:
 - a. Sound systems shall be equipped with controls permitting full volume adjustment.
 - b. Sound from the system shall not be audible beyond 100 feet from the source.
 - c. Sound systems may be used only when outside dining is permitted.
3. The operator shall not permit food preparation outside the enclosed building.
4. The outdoor dining area shall not be in operation between 10:00 p.m. and 7:00 a.m.
5. The outdoor dining area shall be constructed in general conformance with the floor plan attached as "Exhibit A" (see case file).
6. The applicant shall obtain administrative approval from the Planning Department for the design and layout of the outdoor dining area. Any exterior alterations shall meet the proffered conditions of rezoning case C-21C-88.
7. A clear, continuous, and unobstructed pedestrian path not less than 5' in width shall be required for pedestrian circulation between the outdoor dining area and the sidewalk curb as shown in "Exhibits A and B" (see case file).
8. Barriers to the sidewalk and parking area shall be installed and shall complement the building façade. The railing surrounding the outdoor dining area shall be limited to 42" in height and shall consist of commercial grade material for durability. Unless otherwise approved by the Director of Planning, the outdoor railing enclosure shall be substantially similar to those illustrated in "Exhibits C and D" (see case file).

9. Outdoor lighting fixtures shall complement the style of building. Lighting fixtures shall be from a concealed source and shall not produce glare for motorists or pedestrians on the adjacent rights-of-way and parking areas and shall illuminate only the outdoor dining area.
10. Trash receptacles shall be provided and properly serviced to control litter generated by this use.
11. This permit shall apply only to the tenant space to be occupied by Café Caturra and shall not apply to any other business in the overall shopping center.
12. Access to the outdoor dining area shall be available only through the interior of the restaurant, except during an emergency when a patio fence exit gate may be utilized.
13. Prior to operation, the applicant shall consult with the Special Services Unit within the Division of Police to discuss crime prevention recommendations and conduct a security survey of the property and restaurant operations. The applicant shall implement mutually agreed upon security recommendations.

The vote of the Board was as follows:

Yes: Kaechele, O'Bannon, Donati, Glover

None: No

Absent: Thornton

187-09
C-13C-09
Brookland

5215 West Broad St. LLC: Request to conditionally rezone from B-3 Business District and B-2 Business District to R-6C General Residence District (Conditional), Parcel 772-738-8719, containing 2.31 acres, located on the southeast line of Byrd Avenue between W. Broad Street (U.S. Route 250) and Markel Road.

Mr. Hazelett advised that this case would be discussed in combination with Agenda Item No. 188-09 (P-8-09).

Mr. Glover clarified that proffered condition #27 would provide for on street parking on Byrd Street.

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

Mr. Glover commented favorably on the case and expressed appreciation to Markel and the Faison School of Autism for locating in this area of the County.

On motion of Mr. Glover, seconded by Mr. Donati, the Board followed the recommendation of the Planning Commission and approved Agenda Item No.187-09 (C-13C-09) subject to the following proffered conditions:

1. **Residential Density.** Residential dwelling units on the Property shall not exceed 45 units.
2. **Architectural Treatment.** The exposed portions of the exterior wall surfaces (front, rear and sides) of the building constructed on the Property (excluding rooftop screening materials of mechanical equipment) shall be similar to the exposed portions of other exterior wall surfaces of such building in architectural treatment and materials. The building shall be similar in architectural style to that illustrated in Exhibit B (see case file), the conceptual elevations titled "Faison Residence Building" prepared by Baskerville dated June 3, 2009 unless otherwise specifically requested and approved at the time of Plan of Development review.
3. **Building Materials.** Buildings on the Property shall be constructed with zinc cladding, stone veneer, composite resin panels and glass or similar quality material specifically requested and approved at the time of Plan of Development review, exclusive of windows, doors, or other architectural design features.
4. **Sound Suppression Measures.** Sound suppression measures shall be provided in the common wall and floor/ceiling between attached residential units and between residential and commercial units with at least a 54 sound coefficient rating. A cross-sectional detail, reviewed and approved by a certified architect or engineer as to the methodology accomplishing the sound coefficient rating, shall be included in the building permit application.
5. **Pedestrian Access.** Sidewalks constructed to Department of Public Works standards shall be provided along Byrd Avenue, Markel Road and West Broad Street and shall be located a minimum of twenty-four (24) inches from the back of curb.
6. **Vehicular Access.** There shall be no more than two (2) points of access to the Property.
7. **Residential Access.** Access to the residentially developed portion of the Property shall be gated.
8. **Parking Lot Lighting.** Parking lot lighting standards shall not exceed twenty-five (25) feet in height above grade level. Parking lot lighting shall be produced from a concealed source of light.

9. **Mechanical Equipment.** Mechanical equipment shall be screened from public view at ground level at the Property lines by means approved at the time of Plan of Development review.
10. **HVAC Vents.** No HVAC related equipment, vents, or intakes shall be located on the façade of the building.
11. **Central Trash Receptacles.** Central trash receptacles, not including convenience containers, shall be screened from public view at ground level and enclosed in a manner approved at the time of Plan of Development review.
12. **Irrigation.** Areas of newly installed landscaping shall be served by an underground irrigation system.
13. **Stormwater Management.** If any stormwater management system is required for the Property, it shall be designed as an underground system.
14. **Conceptual Plan.** Development of the Property shall be in substantial conformance with the conceptual plan marked Exhibit A (see case file).
15. **Fences.** A decorative "wrought iron style" ornamental fence, a minimum of six (6) feet in height above interior grade which includes masonry pillars at a minimum at the corners shall be provided along the east and west property lines. The access gates shall be designed and constructed of materials compatible with those used for the fences.
16. **Retaining/Screening Walls.** Any retaining or screening walls shall be constructed of finished masonry materials compatible with those used on the building.
17. **Sprinkler System.** A sprinkler system shall be installed throughout the building.
18. **Minimum Square Footage.** The minimum square footage for dwelling units shall be 800 square feet.
19. **Underground Utilities.** Except for junction boxes, meters, transmission mains and existing or relocated overhead utility lines, all utility lines shall be underground.
20. **Street Trees.** A street tree landscape plan shall be provided at Plan of Development review. At a minimum, street trees shall be provided along West Broad Street and Byrd Avenue at an average spacing of thirty five (35) feet between trees.

21. **Detached Signs.** Detached signs shall be ground-mounted, monument style signs constructed with a stone or masonry base similar to the stone or masonry materials used on the building.
22. **Prohibited Uses.** The following uses shall not be permitted on the Property:
- a. Adult business as defined in Section 24-3 of the Henrico County Zoning Ordinance.
 - b. Establishments whose primary business is check cashing and/or the making of payday loans as defined and regulated by Sections 6.1-432 et seq. and 6.1-444 et seq. of the Code of Virginia, provided the foregoing shall not preclude banks, savings and loans, or similar financial institutions that are not regulated by the foregoing Virginia Code Sections.
 - c. Funeral parlor, mortuary, crematorium and/or undertaking establishment.
 - d. Commercial parking lots (nothing herein shall preclude parking lots as an accessory use to a permitted use).
 - e. Lodge and fraternal organizations.
 - f. Rooming houses and boarding houses.
 - g. Pawn shops as regulated by Sections 15.150 — 15.157 of the Henrico County Code.
 - h. Bars, which for purposes of this restriction, shall mean a business establishment whose primary business is the sale of alcoholic beverages for on premises consumption. This restriction shall not prohibit the sale of alcoholic beverages in restaurants as licensed by the Virginia Department of Alcoholic Beverage Control.
23. **Trash Removal.** Trash removal and parking lot cleaning shall be limited to the hours between 7:00 a.m. and 8:00 p.m.
24. **Amenities.** A fenced lawn area a minimum of 5,000 square feet shall be provided for outdoor activities.
25. **Height.** The maximum height of any building constructed on the Property shall not exceed fifty five (55) feet.
26. **Outdoor Speakers.** Outdoor speakers or paging systems shall not be permitted on the Property.

27. **Street Improvements.** Curb and gutter, pavement widening, and any necessary storm sewer shall be provided on Byrd Avenue and Markel Road. If requested by the County at the time of Plan of Development review, striped public parking spaces shall be provided on the east side of and in the existing Byrd Avenue right-of-way as prescribed by the Department of Public Works.
28. **Severance.** The unenforceability, elimination, revision or amendment of any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

Yes: Kaechele, O'Bannon, Donati, Glover

No: None

Absent: Thornton

188-09
P-8-09
Brookland

5215 West Broad St. LLC: Request for a Provisional Use Permit under Sections 24-36.1(b), 24-120 and 24-122.1 of the County Code to permit commercial uses within the proposed mixed use development on Parcel 772-738-8719, located on the southeast line of Byrd Avenue between W. Broad Street (U.S. Route 250) and Markel Road.

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

On motion of Mr. Glover, seconded by Mr. Donati, the Board followed the recommendation of the Planning Commission and approved Agenda Item No. 188-09(P-9-09) subject to the following conditions:

1. The uses and improvements shall adhere to the proffered conditions of rezoning case C-13C-09.
2. The applicant shall provide information as requested by the Director of Planning to ensure the project is developed in conformance with the proffers, schematic plans, and elevations submitted with C-13C-09, unless changes to such schematic plans and elevations are approved at the time of Plan of Development.
3. When ownership of real property is transferred, the applicant will contact the Director of Planning about the need to submit a Transfer of Provisional Use Permit.

4. Prior to occupancy, the applicant and the Crime Prevention Unit of the Division of Police shall conduct a security survey of the property. The applicant shall implement mutually agreed upon security recommendations.

The vote of the Board was as follows:

Yes: Kaechele, O'Bannon, Donati, Glover

No: None

Absent: Thornton

PUBLIC HEARINGS - OTHER ITEMS

189-09 Resolution - POD-10-09 - Approval of a Plan of Development for Fire Station #3 - Varina District.

Dave O'Kelly, Assistant Director of Planning, provided a brief overview of this project and showed slides depicting zoning and major roads in the vicinity of the site as well as the layout plan and exterior elevations for the project. He advised that the existing Fire Station #3 facility, which the new station addressed by this POD would replace, was constructed in the mid-1940s and provides inadequate space for present and future needs. The County's Department of General Services is pursuing LEED (Leadership in Energy and Environmental Design) silver certification for the proposed new building. The project was discussed with citizens during two neighborhood meetings and during a work session with the Board on June 23, 2009. Mr. Donati asked to see renderings of the precast masonry wall.

Theo Powell, a resident of 308 Hodder Lane and adjoining property owner, presented concerns regarding the size of the new facility and its proposed location. He stated that the facility will be an injustice to the black people in the community and has them scared and intimidated. Mr. Powell suggested an alternative site for the new station. He responded to questions from Mr. Kaechele regarding the proximity of his property to the site and his concerns.

Mr. O'Kelly responded to questions from Mrs. O'Bannon about the proposed size of the new facility. Mr. Hazelett commented that he felt the community would be well served by this location and that staff had tried its best to minimize the impact of the facility on the community. There was further discussion between Mr. Powell and Mr. Kaechele as to whether fire stations are good neighbors. At Mrs. O'Bannon's request, Fire Chief Ed Smith explained how fire personnel try to use common sense when activating sirens on fire vehicles while at the same time complying with public safety requirements under State law. Mr. O'Kelly responded to questions from Mrs. O'Bannon pertaining to proposed buffering of the property and commented on the notification process

for the community meetings. There was discussion by Mr. Powell, Mr. Kaechele, and Director of General Services Paul Proto regarding the community meetings and the association representing Mr. Powell's neighborhood. Mrs. O'Bannon noted the benefits of having fire stations in close proximity to residential areas. Chief Smith elaborated on EMS response times and, at Mrs. O'Bannon's request, explained the Henrico Division of Fire's national accreditation. He also referred to the advantages of the proposed location for the new fire station. There was discussion between Mr. Powell and Mr. Kaechele relating to the alternative location for the station suggested by Mr. Powell.

Kevin Seal, who stated that he lives off of Old Hanover Road, commented favorably on the proposed location for the new fire station and on the personnel at existing Fire Station #3.

Mr. Powell addressed the Board again. He asked whether federal stimulus funding is available to provide support to residents who wish to move away from a new fire station. Mr. Hazelett stated that he had no knowledge of any funding for this purpose.

In response to a question from Mr. Kaechele, Capital Projects Manager Mike Verdu from the County's Director of General Services acknowledged that some neighbors expressed concerns at the community meetings regarding noise from the new fire station. Mr. Verdu stated that most of these concerns appear to have been addressed by staff. There was discussion between Mr. Kaechele and Mr. Verdu about existing noise levels in this area of the County created by Airport Drive traffic and other sources.

Mr. Powell addressed the Board again. He expressed concerns about how the clearance of trees on the proposed site will remove an existing noise buffer for the nearby residential community. There was brief discussion by him and Mr. Kaechele on this issue.

Mr. Donati commented on the importance of public safety to the County, the professionalism of the County's fire personnel, and the County's careful study and research in selecting the proposed site. He acknowledged the neighborhood's anxiety and fear of the unknown, but pointed out that the property was unconditionally zoned for business (B-1) many years ago. Mr. Donati remarked that the Fire Chief will make every effort to ensure that the County is a good neighbor to these citizens and thanked staff for working with him and the community in coming up with an attractive masonry wall for the site. He spoke to the need for a new and larger fire facility to replace existing Fire Station #3 and serve this area of the County.

On motion of Mr. Donati, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 189-09 – see attached resolution.

190-09 Ordinance – Vacation of Unimproved Portion of East Vine Street – Highland Springs, Sections 1 and 2 - Varina District.

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

On motion of Mr. Donati, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 190-09 – see attached resolution.

191-09 Resolution - Signatory Authority - Conveyance of Ingress and Egress Easement – Fairfield District.

Mr. Hazelett referred to a processing problem with this item and remarked that it should go to the Board of Zoning Appeals for consideration prior to any action by the Board.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board deferred this item to September 8, 2009.

192-09 Resolution - Signatory Authority - Conveyance of Real Estate – Francis Road – Fairfield District.

Mr. Hazelett confirmed for Mr. Kaechele that Mr. Thornton had expressed no objection to this resolution.

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

On motion of Mr. Donati, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 192-09 – see attached resolution.

PUBLIC COMMENTS

Rose Nan-Ping Chen, Founder and President of The Rose Group for Cross-Cultural Understanding, expressed gratitude to the Board for its generous support of the annual ChinaFest educational cultural event in the Richmond area and the booklet titled *Learning and Thinking about China*. Mrs. O'Bannon commented on Ms. Chen's instrumental role in 1999 and 2000 helping plan and prepare for a major cultural event at The Cultural Arts Center at Glen Allen. At Mrs. O'Bannon's request, Ms. Chen elaborated on her volunteer 501(c)(3) organization. Mr. Kaechele thanked Ms. Chen for appearing before the Board. Mr. Glover remarked that he has two granddaughters from China. Mrs. O'Bannon pointed out that the booklet mentioned by Ms. Chen is partially funded by the County and that copies are available free of charge to the public in the County's libraries. Ms. Chen distributed copies to the members of the Board.

William Spencer, a resident of the Three Chopt District, thanked the Board for securing federal stimulus funds for school construction projects and for building the Eastern Henrico Recreation

Center. He also complimented the Board and Planning Commission and offered prayers for Police Chief Henry W. Stanley, Jr. and Sheriff Michael L. Wade.

GENERAL AGENDA

193-09 Introduction of Resolution – Receipt of Requests for Amendments to the FY 2009-10 Annual Fiscal Plan: July, 2009.

Director of Management and Budget Gene Walter, Mr. Hazelett, and Director of Community Revitalization Mark Strickler responded to questions from the Board regarding the level of State lottery funds available for school construction projects, the transfer of federal stimulus Community Development Block Grant (CDBG) funds from Belmont Recreation Center patio replacement to Elder Homes emergency repairs, the schedule for bringing budget amendment papers to the Board, the status of land acquisition for High School #2, and the original source of funding for the elementary school classroom addition projects.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 193-09 – see attached resolution.

194-09 Resolution – Signatory Authority – Change Order No. 8 to Construction Contract for Public Safety Building Renovations.

Mr. Proto responded to questions from Mr. Kaechele concerning the Department of Public Works' stream bank stabilization project behind the Public Safety Building on Parham Road.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 194-09 – see attached resolution.

195-09 Introduction of Ordinance – To Amend and Reordain Subsection (f) of Section 23-232 Titled “Mandatory public water use restrictions” by Permitting Watering of Established Lawns One Day before and 30 Days after Refurbishment.

Mr. Hazelett acknowledged the hard work of Art Petrini, Director of Public Utilities, in developing this proposed special exception to mandatory public water use restrictions.

On motion Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 195-09 – see attached introduction of ordinance.

196-09 Resolution – Award of Contract – Annual Engineering Services for Engineering and Technology Systems – Westin Engineering, Inc.

On motion of Mr. Donati, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 196-09 – see attached resolution.

197-09 Resolution - Receipt of Letter of Necessity and Setting of Public Hearing - North Gayton Road. Project #2122.50701.28004.01152. Three Chopt District.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 197-09 – see attached resolution.

198-09 Resolution - Award of Construction Contract - Golden Road Drainage Improvements from Golden Road to Horsepen Creek (approximately 1,250 linear feet). Project #2110.50704.38003.0000.06419. Brookland District.

Tim Foster, Director of Public Works, and Mr. Hazelett responded to questions from the Board pertaining to the engineer's estimated costs for this project and the contractor's obligation to adhere to the amount stated in the bid.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 198-09 – see attached resolution.

199-09 Resolution - To Permit Additional Fine of \$200 for Speeding on Thamesford Way.

Mike Jennings, Traffic Engineer, responded to questions from the Board relating to the impetus for this request, the media's attention to this request, and the process that communities must follow to bring this type of request to the Board. Mr. Rapisarda clarified with Mr. Jennings that under the State Code a documented speeding problem must be found before the Board can consider a request for an additional fine on a County street.

On motion of Mrs. O'Bannon, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 199-09 – see attached resolution.

Mr. Hazelett expressed appreciation to Mr. Foster for being present at the meeting despite being in pain.

200-09 Resolution - Acceptance of Roads.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 200-09 – see attached resolution.

There being no further business, the meeting was adjourned at 8:50 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
SPECIAL MEETING
July 14, 2009

The Henrico County Board of Supervisors convened a special meeting on Tuesday, July 14, 2009 at 4:30 p.m. in the County Manager's Conference Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.

Members of the Board Present:

David A. Kaechele, Chairman, Three Chopt District
Patricia S. O'Bannon, Vice Chairman, Tuckahoe District
James B. Donati, Jr., Varina District
Richard W. Glover, Brookland District

Members of the Board Absent:

Frank J. Thornton, Fairfield District

Other Officials Present:

Virgil R. Hazelett, P.E., County Manager
Joseph P. Rapisarda, Jr., County Attorney
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
Tanya B. Harding, Administrative Assistant/Deputy Clerk to the Board
Angela N. Harper, Deputy County Manager for Special Services
Leon T. Johnson, Deputy County Manager for Administration
Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations
Randall R. Silber, Deputy County Manager for Community Development
Tamra R. McKinney, Director of Public Relations & Media Services
C. Michael Schnurman, Jr., Legislative Liaison

Mr. Kaechele called the meeting to order at 4:38 p.m.

Mr. Hazelett announced that Mr. Thornton would not be present for the meeting. He briefly referred to the two items listed on the agenda.

Follow-Up to 2026 Comprehensive Plan Public Hearing

Mr. Hazelett noted that the resolution for adoption of the 2026 Comprehensive Plan will come back to the Board for consideration at the August 11, 2009 regular meeting. He recognized Joe Emerson, Director of Planning, who narrated a Power Point presentation on the plan's *Public Hearing Citizen Input*. Mr. Emerson distributed a document containing a summary of public comments from the June 9, 2009 public hearing on the plan and staff responses to those

comments. He advised the Board that there were 98 attendees and 35 speakers at this hearing. The speakers addressed 32 topics. There were 15 multiple comments and 17 individual comments. In addition to public hearing information, Mr. Emerson's presentation included an explanation of prime agriculture land use, an update on the plan's data, a summary of land use designations in Varina, and recommended changes. In brief, the recommended changes would add objectives and policies to support agricultural uses; increase recommended open space for Suburban Mixed-Use (SMX), Traditional Neighborhood Development (TND), and Urban Mixed-Use (MU); and make text revisions to the Osborne Turnpike Corridor Existing Character Protection Area. Mr. Emerson distributed four handouts identifying these proposed changes within the plan document. He also reviewed three land use requests for revisions received by staff since the June 9 public hearing. *Mr. Emerson concluded his presentation by identifying the next steps in the process, which include making any necessary revisions to the plan, posting comments and recommended changes on the Planning Department's web site, and having the Board adopt the plan at its August 11, 2009 regular meeting.*

During his presentation, Mr. Emerson responded to questions and comments from the Board regarding the number of acres of agriculturally zoned land in the County and the Varina District; a citizen survey question addressing growth restrictions and management; the distinction between TND and UMU; how the plan's goals, objectives, and policies will address new development; and how new Environmental Protection Agency stormwater requirements will impact the plan. In response to concerns expressed by Mr. Glover, Mr. Emerson noted that staff plans to schedule a work session with the Board to discuss the plan's goals, objectives, and policies and to ensure that they are understandable to the community. Mr. Hazelett responded to questions pertaining to the County's commercial/residential tax base ratio and the status of the County's agreement with the Commonwealth of Virginia for development of the Elko Tract. Mr. Emerson, Mr. Hazelett, and John Vithoulkas, Director of Finance, responded to questions concerning the County's land use taxation program for agricultural properties. Mrs. Mier responded to questions relating to the amount of acreage in the Varina District used or designated for historical purposes.

Mr. Hazelett remarked that the process to update the plan has been lengthy and that there may be additional input prior to the Board's anticipated adoption of the plan on August 11, 2009.

North Gayton Road Extension Project

Mr. Hazelett recognized Tim Foster, Director of Public Works. Mr. Foster introduced three project consultants who were present, Ian Frost from EEE Consulting, Inc. and Bucky Murray and Matthew Timm from AECOM Technical Services, Inc. He distributed a North Gayton Road Fact Sheet and narrated a Power Point presentation on this project. Mr. Foster stated that the purpose of the project, which will be 100 percent County funded and is anticipated to cost \$48.4 million, is to provide additional access to the County's northwest quadrant, improve traffic distribution, and provide relief to the Pouncey Tract Road and Pouncey Tract/Pump Road/West Broad Street intersections. The project was first identified in the County's 2010 Major Thoroughfare Plan and approved in the County's 2005 Bond Referendum. It will be constructed through a Public-Private Transportation Act (PPTA) contract as authorized by the Virginia General Assembly and previously approved by the Board. In addition to explaining the purpose of the project and providing a project history, Mr. Foster's presentation included anticipated

scope supplements, a project corridor overview, traffic data and design speeds, a project financial summary, planned public utility improvements, an environmental summary, a floodplain summary, an acquisition process overview, an acquisition timeline, and the anticipated construction sequence. Mr. Foster advised that there was a resolution on the evening's regular meeting agenda for the Board to receive the letter of necessity and schedule a public hearing for the July 29, 2009 meeting.

During Mr. Foster's presentation, there was discussion by the Board, Mr. Hazelett, Mr. Foster, and the Director of Public Utilities, Art Petrini, regarding the project corridor; future design and funding of the I-64 interchange; right of way acquisition; traffic signalization plans, funding and responsibilities; the location of planned bicycle paths and pedestrian trails; future traffic counts on Pouncey Tract Road; the location and design of a proposed water main; the process for finding a necessity for the project; input from the June 16, 2009 citizen information meeting on the project held at Short Pump Middle School; anticipated concerns that may be raised by citizens at the upcoming July 29 Board public hearing; and the project's impact on landowners. Mr. Hazelett asserted that the County's Department of Public Works has to assume responsibilities within this project that in the past would have been performed by the Virginia Department of Transportation (VDOT). This shifting of responsibilities is a result of reductions in VDOT's budget due to the economy.

The Board recessed for dinner at 5:58 p.m. and reconvened at 6:33 p.m.

Mr. Kaechele announced that Mr. Donati, Mr. Hazelett, and Mr. Pinkerton were celebrating mid-July birthdays.

Mr. Hazelett reviewed the agenda for the evening's regular session, briefly referring to board and commission appointments, five zoning cases, and four other public hearing items. He noted that Mr. Thornton would be absent from the meeting. Mr. Hazelett elaborated on several general agenda items. He pointed out that the resolution introducing July 2009 budget amendments contained school construction projects for which the County will soon be receiving federal stimulus funding. With regard to the resolution for award of a construction contract for Golden Road drainage improvements, Mr. Hazelett advised that the lowest bidder submitted a very favorable price. He remarked that the resolution to permit an additional fine of \$200 for speeding on Thamesford Way received considerable television coverage. He and Mr. Rapisarda commented on the County's traffic calming program authorized by the State Code whereby residents of specific subdivision roads can petition the County for an additional fine for speeding. Mr. Hazelett reminded the Board that it had previously received a letter concerning the proposed resolution to permit watering of established lawns one day before and 30 days after refurbishment during mandatory public water use restrictions. Mr. Hazelett responded to a question from Mrs. O'Bannon pertaining to a line item in the proposed July 2009 budget amendments for homeless funding assistance. This led to a discussion by Mr. Hazelett, Mrs. O'Bannon, and Mark Strickler, Director of Community Revitalization, of the funding process for the federal Community Development Block Grant (CDBG) and HOME Investments Partnerships (HOME) programs and the status of federal stimulus funding.

There being no further business, the meeting was adjourned at 6:46 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia

PROCLAMATION – Clown Week – August 1 – 7, 2009

Clown Week has been recognized nationally since August 1971, when the original Presidential proclamation for this observance was issued at the request of the United States Congress. Virginia Alley #3 of the Clowns of America International (COAI), which is based in the Richmond metropolitan area and has a strong presence in Henrico County, is the oldest active COAI alley in existence and is celebrating its 40th anniversary this year. This proclamation recognizes August 1 – 7, 2009 as Clown Week and encourages citizens to reflect on those smiles or chuckles that they have enjoyed because of the antics of a clown.

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

CLOWN WEEK

August 1 - 7, 2009

WHEREAS, Clown Week has been recognized nationally since August 1971, when the original Presidential proclamation for this observance was issued at the request of the United States Congress; and

WHEREAS, Virginia Alley #3 of the Clowns of America International (COAI), which is based in the Richmond metropolitan area and has a strong presence in Henrico County, is the oldest active COAI alley in existence and is celebrating its 40th anniversary this year; and

WHEREAS, clowns are a special group of men and women who cheerfully paint their faces, grow rubber noses, don baggy clothing, and acquire floppy shoes to serve as laugh-makers and healers of the heart; and

WHEREAS, in bringing laughter to individuals of all ages, clowns provide wholesome relief from the worries of the world; and

WHEREAS, after spending a few moments in the presence of a clown, people from all levels of society learn to take themselves less seriously and also gain a better understanding of the importance of merriment and humor in their lives; and

WHEREAS, clowns support the community by entertaining at hospitals, nursing homes, residential care facilities, charitable institutions, and many other locations where children and adults are in need of having their spirits lifted; and

WHEREAS, during the first week of August, clowns throughout Henrico County, central Virginia, the Commonwealth, and the nation will be celebrating their craft while sharing happiness and good cheer with others.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia hereby recognizes August 1 - 7, 2009 as Clown Week, encourages citizens to reflect on those smiles or chuckles they have enjoyed because of the antics of a clown, and congratulates Virginia Alley #3 on its 40th anniversary.

BE IT FURTHER PROCLAIMED that the Board of Supervisors extends best wishes to practicing clowns for continued success in spreading joy and sunshine throughout Henrico County and our neighboring jurisdictions.



Barry R. Lawrence

Barry R. Lawrence, Clerk
July 29, 2009

David A. Kacchele

David A. Kacchele, Chairman
Board of Supervisors

Resolution - To Congratulate the Henrico County Division of Police Law Enforcement Explorer Post 608 on Its 32nd Anniversary

This resolution congratulates the Division of Police Law Enforcement Explorer Post 608 for 32 years of dedication and service to the County of Henrico and achieving a First Place Award in national competition.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 201-09
Page No. 1 of 2

Agenda Title **RESOLUTION** - To Congratulate the Henrico County Division of Police Law Enforcement Explorer Post 608 on Its 32nd Anniversary.

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
JUL 29 2009 Date _____	Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____	Donati, J. _____
<input type="checkbox"/> Approved	REMARKS: _____	Glover, R. _____
<input type="checkbox"/> Denied	_____	Kaechele, D. _____
<input type="checkbox"/> Amended	_____	O'Bannon, P. _____
<input type="checkbox"/> Deferred to _____	_____	Thornton, F. _____

WHEREAS, the Henrico County Division of Police Law Enforcement Explorer Post 608 (the "Explorer Post 608") was chartered in 1977; and

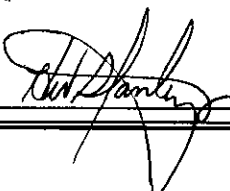

WHEREAS, Explorer Post 608 provides educational and experiential activities for youths in this community who range from 14 to 20 years of age; and

WHEREAS, Explorer Post 608 has embraced the mission statement of its parent organization, Learning for Life, by "...enabling young people to become responsible individuals by teaching positive character traits, career development, leadership, and life skills so they can make ethical choices and achieve their full potential;" and

WHEREAS, Explorer Post 608 has dedicated countless hours of community service to the citizens of Henrico County with various programs such as fingerprinting of juveniles (for identification purposes), providing crime prevention information at community events, and assisting with National Night Out; and

WHEREAS, Explorer Post 608 has competed in local and national competitions showcasing what they have learned through their training and positive interaction with the Division of Police Explorer Advisor and Associate Advisors; and

WHEREAS, Explorer Post 608 received the First Place Award for its response in the "Officer Down" scenario at a competition held in South Carolina in June 2009; and

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



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

Agenda Item No. 201-09
Page No. 2 of 2

Agenda Title **RESOLUTION** - To Congratulate the Henrico County Division of Police Law Enforcement Explorer Post 608 on Its 32nd Anniversary.

For Clerk's Use Only: Date <u>JUL 29 2009</u> <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	BOARD OF SUPERVISORS ACTION Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____ REMARKS: _____ _____ _____	<table style="width: 100%;"><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr><tr><td>Donati, J.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>Glover, R.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>Kaechele, D.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>O'Bannon, P.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>Thornton, F.</td><td>___</td><td>___</td><td>___</td></tr></table>		YES	NO	OTHER	Donati, J.	___	___	___	Glover, R.	___	___	___	Kaechele, D.	___	___	___	O'Bannon, P.	___	___	___	Thornton, F.	___	___	___
	YES	NO	OTHER																							
Donati, J.	___	___	___																							
Glover, R.	___	___	___																							
Kaechele, D.	___	___	___																							
O'Bannon, P.	___	___	___																							
Thornton, F.	___	___	___																							

WHEREAS, Explorer Post 608 has cultivated the desires of young persons in Henrico County to pursue careers in law enforcement; and

WHEREAS, at least 18 current Division of Police sworn and communications employees are products of Explorer Post 608 and several other previous post members serve in various capacities in local, state, and federal law enforcement agencies; and

WHEREAS, the members of Explorer Post 608 have been exposed to unique training experiences provided to them by sworn law enforcement officers, thereby affording them the opportunity to learn, practice, and apply how police officers train and operate to provide safer communities and a better quality of life for the citizens of Henrico County; and

WHEREAS, Explorer Post 608 has been the cornerstone for developing in excess of 300 future leaders and role models within this community.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia hereby extends its warmest congratulations to the post advisors, associate advisors, and members of the Division of Police Law Enforcement Explorer Post 608 for 32 years of dedication and service to the County of Henrico.

BE IT FURTHER RESOLVED that the Board of Supervisors congratulates Explorer Post 608 for achieving a First Place Award in national competition.

By Agency Head _____

By County Manager _____

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Yellow to: _____

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Clerk, Board of Supervisors

Date: _____

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

To Congratulate the Henrico County Division of Police Law Enforcement Explorer Post 608 on Its 32nd Anniversary

WHEREAS, the Henrico County Division of Police Law Enforcement Explorer Post 608 (the "Explorer Post 608") was chartered in 1977; and

WHEREAS, Explorer Post 608 provides educational and experiential activities for youths in this community who range from 14 to 20 years of age; and

WHEREAS, Explorer Post 608 has embraced the mission statement of its parent organization, Learning for Life, by "...enabling young people to become responsible individuals by teaching positive character traits, career development, leadership, and life skills so they can make ethical choices and achieve their full potential;" and

WHEREAS, Explorer Post 608 has dedicated countless hours of community service to the citizens of Henrico County with various programs such as fingerprinting of juveniles (for identification purposes), providing crime prevention information at community events, and assisting with National Night Out; and

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BE IT FURTHER RESOLVED that the Board of Supervisors congratulates Explorer Post 608 for achieving a First Place Award in national competition.



David A. Kaechele
David A. Kaechele, Chairman
Board of Supervisors

Barry R. Lawrence
Barry R. Lawrence, Clerk
July 29, 2009

RESOLUTION – Amendments to the FY 2009-10 Annual Fiscal Plan: July, 2009

A Board paper was presented on July 14, 2009, which (a) received requests for amendments to the Annual Fiscal Plan, (b) directed the advertisement of same, and (c) set the date for a public hearing. The Board may now receive this paper, which, if approved, amends the Annual Fiscal Plan and appropriates funds for expenditure, as applicable, on July 29, 2009. After the public hearing, at that same meeting, this paper may be approved.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 202-09
Page 1 of 3

Agenda Title **RESOLUTION - Amendments to the FY 2009-10 Annual Fiscal Plan: July, 2009**

<p>For Clerk's Use Only:</p> <p>JUL 29 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>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) _____ Seconded by (1) _____</p> <p>(2) _____ (2) _____</p> <p>REMARKS: _____</p> <p>_____</p> <p>_____</p>	<table style="width: 100%;"><tr><td></td><td style="text-align: center;">YES</td><td style="text-align: center;">NO</td><td style="text-align: center;">OTHER</td></tr><tr><td>Donati, J.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr><tr><td>Glover, R.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr><tr><td>Thornton, F.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr></table>		YES	NO	OTHER	Donati, J.	___	___	___	Glover, R.	___	___	___	Kaechele, D.	___	___	___	O'Bannon, P.	___	___	___	Thornton, F.	___	___	___
	YES	NO	OTHER																							
Donati, J.	___	___	___																							
Glover, R.	___	___	___																							
Kaechele, D.	___	___	___																							
O'Bannon, P.	___	___	___																							
Thornton, F.	___	___	___																							

WHEREAS, the Board of Supervisors of the County of Henrico, Virginia, did hold an advertised public hearing at 7:00 p.m., on July 29, 2009, to consider proposed amendments to the Annual Fiscal Plan for fiscal year 2009-10; and,

WHEREAS, those citizens who appeared and wished to speak, were heard.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Henrico, Virginia, that the Annual Fiscal Plan for fiscal year 2009-10, should be and hereby is amended and that such funds hereby are appropriated for expenditure in the amounts and for the purposes indicated.

OPERATING FUNDS

FUND 1119 - ARRA - County Special Revenue Fund

Department 26 - Mental Health and Mental Retardation

26202 - Children/Adolescent Services

1622 05266 - ARRA - MH/MR - Part C Funds FY2009 \$ 229,208

To amend the Mental Health and Mental Retardation budget to incorporate an additional allocation of Part C funding through the American Recovery and Reinvestment Act (ARRA). This appropriation represents the second allocation of ARRA funding for the Part C program. If these funds are appropriated, the total to date will be \$382,208. These funds are to be used to supplement early intervention services for infants and toddlers who need physical, occupational, or speech therapy.

Total OPERATING FUNDS \$ 229,208

By Agency Head _____

By County Manager _____

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Clerk, Board of Supervisors

Date: _____

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 202-09
Page 2 of 3

CAPITAL FUNDS

FUND 2105 - Schools - General Capital Projects

Department 50 - Education

50331 - Construction and Maintenance

0000 06289 - Lakeside ES (6) Classroom Addition \$ 314,209

This amendment will appropriate \$314,209 of State Lottery funding for the Lakeside Elementary School six classroom addition project. The funding is to be transferred from the General Fund, where the revenue will be recorded, to the Capital Projects Fund, via an interfund transfer. Additional ARRA funding of \$3,839,126 for this project can be found elsewhere in this document. The combined funding for this project totals \$4,153,335.

0000 06290 - Tuckahoe ES (6) Classroom Addition 314,210

This amendment will appropriate \$314,210 of State Lottery funding for the Tuckahoe Elementary School six classroom addition project. The funding is to be transferred from the General Fund, where the revenue will be recorded, to the Capital Projects Fund, via an interfund transfer. Additional ARRA funding of \$4,044,477 for this project can be found elsewhere in this document. The combined funding for this project totals \$4,358,687.

0000 06298 - Dumbarton ES (6) Classroom Addition 314,209

This amendment will appropriate \$314,209 of State Lottery funding for the Dumbarton Elementary School six classroom addition project. The funding is to be transferred from the General Fund, where the revenue will be recorded, to the Capital Projects Fund, via an interfund transfer. Additional ARRA funding of \$3,616,397 for this project can be found elsewhere in this document. The combined funding for this project totals \$3,930,606.

Total Fund 2105 - Schools - General Capital Projects \$ 942,628

FUND 2134 - ARRA - Schools Capital Projects Fund

Department 50 - Education

50331 - Construction and Maintenance

0000 06289 - Lakeside ES (6) Classroom Addition \$ 3,839,126

To appropriate federal stimulus funding of \$3,839,126 received from the American Recovery and Reinvestment Act through the Commonwealth of Virginia for the Lakeside Elementary School six classroom addition project. Additional State Lottery funding of \$314,209 for this project can be found elsewhere in this document. The combined funding for this project totals \$4,153,335.

0000 06290 - Tuckahoe ES (6) Classroom Addition 4,044,477

To appropriate federal stimulus funding of \$4,044,477 received from the American Recovery and Reinvestment Act through the Commonwealth of Virginia for Tuckahoe Elementary School six classroom addition project. Additional State Lottery funding of \$314,210 for this project can be found elsewhere in this document. The combined funding for this project totals \$4,358,687.

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

Agenda Item No. **202-09**
Page 3 of 3

0000 06298 - Dumbarton ES (6) Classroom Addition 3,616,397

To appropriate federal stimulus funding of \$3,616,397 received from the American Recovery and Reinvestment Act through the Commonwealth of Virginia for the Dumbarton Elementary School six classroom addition project. Additional State Lottery funding of \$314,209 for this project can be found elsewhere in this document. The combined funding for this project totals \$3,930,606.

0000 06303 - HS #2 Planning 2,500,000

To appropriate federal stimulus funding of \$2,500,000 received from the American Recovery and Reinvestment Act through the Commonwealth of Virginia for the planning and design of High School #2.

Total Fund 2134 - ARRA - Schools Capital Projects Fund	<u>\$ 14,000,000</u>
TOTAL CAPITAL FUNDS	<u>\$ 14,942,628</u>
Total Amendments/Appropriations	<u>\$ 15,171,836</u>

BE IT FURTHER RESOLVED by the Board that the following transfer of funds between Operating funds and Capital funds be approved for the purpose indicated:

FROM:

CAPITAL FUNDS

FUND 2133 - American Recovery and Reinvestment Act Fund - Capital Improvements Fund

Department 38 - Community Revitalization

38003 - CDBG

0000 05236 - ARRA - Belmont Patio Replacement \$ (187,894)

TO:

OPERATING FUNDS

FUND 1119 - American Recovery and Reinvestment Act Funds

Department 38 - Community Revitalization

38003 - CDBG \$ 187,894

0000 05247 - ARRA - ElderHomes Emergency Repairs

American Recovery and Reinvestment Act (ARRA) funding of \$187,894 allocated to Henrico by the U.S. Department of Housing and Urban Development (HUD) is being transferred from the Belmont Patio Replacement project to provide emergency home repairs through ElderHomes. The use of ARRA funds for emergency home repairs is a more appropriate use of the funding.

COMMENTS: The Director of Finance recommends approval of this Board paper and the County Manager concurs.

RESOLUTION – Hearing of Necessity - North Gayton Road. Project #2122.50701.28004.01152. Three Chopt District

On July 14, 2009, the Board of Supervisors received a Letter of Necessity and scheduled a public hearing on July 29, 2009, to consider the need for constructing the extension of North Gayton Road.

The proposed improvements would extend North Gayton Road from West Broad Street to Pouncey Tract Road and improve Shady Grove Road from Pouncey Tract Road to Twin Hickory Road.

The estimated total cost of this project is \$48.4 million. Funding is provided from General Obligation Bonds and the General Fund, Project #2122.50701.28004.01152.

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



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 203-09
Page No. 1 of 1

Agenda Title RESOLUTION - Hearing of Necessity - North Gayton Road. Project
#2122.50701.28004.01152. Three Chopt District

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
JUL 29 2009	Moved by (1) _____ Seconded by (1) _____	Donati, J. _____
Date _____	(2) _____ (2) _____	Glover, R. _____
<input type="checkbox"/> Approved	REMARKS: _____	Kaechele, D. _____
<input type="checkbox"/> Denied	_____	O'Bannon, P. _____
<input type="checkbox"/> Amended	_____	Thornton, F. _____
<input type="checkbox"/> Deferred to _____	_____	

WHEREAS, on July 14, 2009, the Board of Supervisors approved a resolution scheduling a public hearing on July 29, 2009, to consider the need for constructing the extension of North Gayton Road; and,

WHEREAS, the Clerk of the Board has given notice of the public hearing as required by Section 33.1-233 of the Code of Virginia; and,

WHEREAS, the Board held the public hearing on July 29, 2009, at which time all owners and other interested citizens were given an opportunity to be heard; and,

WHEREAS, the Board has concluded that the proposed extension should be made.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Henrico finds the necessity of the proposed extension of North Gayton and authorizes its construction.

COMMENTS: The estimated total cost of this project is \$48.4 million. Funding shall be provided from General Obligation Bonds and the General Fund, Project #2122.50701.28004.01152. The Director of Public Works and the County Manager recommend approval of this Board paper.

ASSISTANT
By Agency Head

By County Manager

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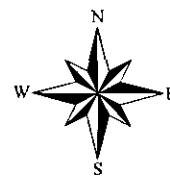
Certified:

A Copy Tests: _____

Clerk, Board of Supervisors

Date: _____

NORTH GAYTON ROAD



RESOLUTION – To Accept the U.S. Department of Justice, Office on Violence Against Women, Recovery Act STOP Funding Through the Virginia Department of Criminal Justice Service's V-STOP Award to the County of Henrico Community Corrections Program for a County Probation Officer/Domestic Violence Specialist Project

This resolution accepts \$51,871 in federal grant funding under Recovery Act STOP from the U.S. Department of Justice, Office on Violence Against Women, STOP Violence Against Women Formula Grant Program (STOP Program). The grant is awarded to the Community Corrections Program by the Virginia Department of Criminal Justice Services to hire a temporary/hourly probation officer to develop protocols for assessing adults placed on local probation for domestic assault and to supervise a specialized caseload of these cases. The temporary/hourly position will have no benefits and will not be retained after the 18-month grant period has expired. In addition to the \$51,871 grant, there is a \$17,290 in-kind, non-cash match that represents a portion of the salary of the Probation Supervisor who is responsible for monitoring this project.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 20409
Page No. 1 of 2

Agenda Title

RESOLUTION – To Accept the U.S. Department of Justice, Office on Violence Against Women, Recovery Act STOP Funding Through the Virginia Department of Criminal Justice Service's V-STOP Award to the County of Henrico Community Corrections Program for a County Probation Officer/Domestic Violence Specialist Project

For Clerk's Use Only:

BOARD OF SUPERVISORS ACTION

YES NO OTHER

FALL 20 2009

Date

- ☐ Approved
☐ Denied
☐ Amended
☐ Deferred to

Moved by (1) _____ Seconded by (1) _____
(2) _____ (2) _____

REMARKS:

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

WHEREAS, the prevention of violence to women is an important issue for all members of the criminal justice system in Henrico County; and

WHEREAS, the County of Henrico Community Corrections Program applied for funding through the Virginia Department of Criminal Justice Services ("VDCJS") under the Virginia-STOP (V-STOP) Grant Program for a position to develop protocols for assessing adults placed on local probation for domestic assault and to provide specialized supervision to domestic violence offenders in Henrico County who are at risk to re-offend while under local probation supervision; and

WHEREAS, VDCJS awarded the Community Corrections Program \$51,871 under the Recovery Act STOP (Services, Training, Officers, Prosecutors), U.S. Department of Justice, Office on Violence Against Women, STOP Violence Against Women Formula Grant Program (STOP Program), to develop protocols for assessing adults placed on local probation for domestic assault and to provide specialized supervision to domestic violence offenders under local probation supervision; and

WHEREAS, the grant will allow the Community Corrections Program to hire a temporary, hourly probation officer for 18 months (estimated to be October 2009 through March 2011) to perform these services; and

WHEREAS, this position will have no benefits and will not be retained after the 18-month grant period has expired; and

By Agency Head

Blair H. Cruser Jr.

By County Manager

David S. Hylton

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. 20409

Page No. 2 of 2

Agenda Title: **RESOLUTION – To Accept the U.S. Department of Justice, Office on Violence Against Women, Recovery Act STOP Funding Through the Virginia Department of Criminal Justice Service’s V-STOP Award to the County of Henrico Community Corrections Program for a County Probation Officer/Domestic Violence Specialist Project**

WHEREAS, in addition to the \$51,871 in federal funds, the grant includes an in-kind non-cash match of \$17,290 that represents a portion of the salary of the Probation Supervisor who is responsible for monitoring the project.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia accepts this grant award and authorizes the County Manager to sign the appropriate agreements.

COMMENT: The Director of Community Corrections and the County Manager recommend approval of this resolution. There are no local funds involved, only an in-kind match using a portion of existing salary.



COMMONWEALTH of VIRGINIA

Department of Criminal Justice Services

Leonard G. Cooke
Director

1100 Bank Street
Richmond, Virginia 23219
(804) 786-4000
TDD (804) 386-8732

July 16, 2009

Mr. Bruce N. Cruser
Dir, Community Corrections
Henrico County
P. O. Box 90775
Henrico, Virginia 23273

RE: Violence Against Women Stimulus (VAWS)-10-A6095VS09

Dear Mr. Cruser:

I am please to inform you that the Department of Criminal Justice Services has approved \$51,871 in federal funds for your project. Including your locality's matching funds in the amount of \$17,290 brings the total grant award to \$69,161.

A Statement of Grant Award package and special conditions will be issued in the near future.

Sincerely,

A handwritten signature in cursive script that reads "Janice D. Waddy".

Janice D. Waddy
Grants Administrator

cc: Mr. Virgil R. Hazelett, PE, County Administrator

Resolution – Award of Construction Contract – Tuckahoe Library Landscape Enhancements

This resolution awards a contract to **Messer Contracting, LLC** for the construction and installation of landscape enhancements and related improvements to the rear yard area of the Tuckahoe Library. Bids were received on June 30, 2009 as follows:

<u>Bidder</u>	<u>Bid</u>
Messer Contracting, LLC	\$200,860
Edward L. Muller Construction Company	\$206,330
Brooks & Company General Contractors, Inc.	\$218,700
Enviroscape Inc.	\$234,500

After review and evaluation of all bids received, it has been determined that **Messer Contracting, LLC** is the lowest responsive and responsible bidder. The contract provides for the installation of new landscaping materials including trees, shrubs, groundcovers, and annual and perennial flowers; the construction and installation of masonry retaining and seat walls, and new concrete sidewalks; and the installation of decorative pavers, benches, bollard lighting, signage, and drainage and irrigation improvements. It is anticipated that the work will be completed within four months of notice to proceed.

The project will be funded by a \$25,000 gift from the estate of James Covington Aman and by the Tuckahoe Library construction project budget.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 205-09

Page No. 1 of 2

Agenda Title: Resolution - Award of Construction Contract - Tuckahoe Library Landscape Enhancements

For Clerk's Use Only: Date: <u>JUL 20 2009</u> () 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, on June 30, 2009, four bids were received in response to IFB #09-8653-5JK to construct and install rear yard landscape enhancements and related improvements at the Tuckahoe Library:

<u>Bidder</u>	<u>Bid</u>
Messer Contracting, LLC	\$200,860
Edward L. Muller Construction Company	\$206,330
Brooks & Company General Contractors, Inc.	\$218,700
Enviroscape Inc.	\$234,500

WHEREAS, after review and evaluation of all bids received, it has been determined that Messer Contracting, LLC is the lowest responsive and responsible bidder with a bid in the amount of \$200,860.

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

1. A contract to furnish all labor, materials, supplies, equipment, and services necessary to construct and install rear yard landscape enhancements and related improvements at Tuckahoe Library is awarded to Messer Contracting, LLC, the lowest responsive and responsible bidder, in the amount of \$200,860 pursuant to Bid Request No. 09-8653-5JK and the bid submitted by Messer Contracting, LLC.

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. *205-09*

Page No. 2 of 2

Agenda Title: **Resolution - Award of Construction Contract - Tuckahoe Library Landscape Enhancements**

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 further authorized to execute all necessary change orders within the scope of the project budget.

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

Resolution – Award of Construction Contract – Rugby Field Sports Lighting at Dorey Park Field.

This resolution awards a contract to **Hall Brothers Electrical Contractor, Inc.** for new sports lighting for the existing rugby field at the Dorey Park Complex. Bids were received on June 26, 2009 as follows:

<u>Bidder</u>	<u>Bid</u>
Hall Brothers Electrical Contractor, Inc.	\$159,882
Portico Realty Services, LLC	\$169,875
Farmville Excavating Co., Inc. T/A Icon Sign & Lighting	\$169,954
Varina Electrical Services, Inc.	\$216,500

After review and evaluation of all bids received, it has been determined that **Hall Brothers Electrical Contractor, Inc.** is the lowest responsive and responsible bidder. This project consists of new sports lighting for the existing rugby field at the Dorey Park Complex. The scope of work includes new steel light poles, sports lighting fixtures, controls, wiring, and electrical equipment. The project will provide a high quality lighting system with uniform field light levels.

The work will be completed by September 15, 2009.

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



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 206-09

Page No. 1 of 1

Agenda Title: **Resolution – Award of Construction Contract – Rugby Field Sports Lighting at Dorey Park Field**

For Clerk's Use Only: JUL 30 2009 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. _____
---	--	--

WHEREAS, on June 26, 2009 four bids were received in response to Bid Request No. 09-8662-6CE for the Rugby Field Sports Lighting Project at the Dorey Park Complex:

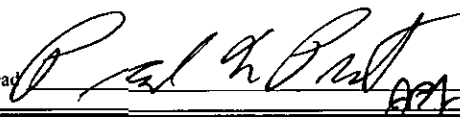

<u>Bidder</u>	<u>Bid</u>
Hall Brothers Electrical Contractor, Inc.	\$159,882
Portico Realty Services, LLC	\$169,875
Farmville Excavating Co., Inc. T/A Icon Sign & Lighting	\$169,954
Varina Electrical Services, Inc.	\$216,500

WHEREAS, after review and evaluation of all bids received, it has been determined that **Hall Brothers Electrical Contractor, Inc.** is the lowest responsive and responsible bidder with a bid in the amount of **\$159,882**.

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

1. A contract to furnish all labor, materials, supplies, equipment, and services necessary for a new sports lighting system at the Dorey Park rugby field is awarded to **Hall Brothers Electrical Contractor, Inc.**, the lowest responsive and responsible bidder, in the amount of **\$159,882** pursuant to Bid Request No.09-8662-6CE and the bid submitted by **Hall Brothers Electrical Contractor, Inc.**
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 further authorized to execute all necessary change orders within the scope of the project budget.

Comments: Funding to support the contract is available within the project budget. The Director of Recreation and Parks and the Director of General Services, 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 - Henrico Juvenile Detention Home Medical Services Contract.

This Board paper authorizes the County Manager to sign a contract between the Department of Pediatrics, Virginia Commonwealth University Health System and the County on behalf of the Juvenile Detention Home. Through this agreement, the Department of Pediatrics will provide a licensed physician to be responsible for the medical services of the Detention Home.

The terms of the recommended contract are clearly outlined within its contents and are in agreement with all present state laws and governing regulations relative to the practice of medical services within the Commonwealth of Virginia. This contract will begin on July 1, 2009 and terminate on June 30, 2010. Funds are available in the 2010 budget. The total amount of contract is \$12,960 plus \$100.00 per hour for unscheduled visits to the Detention Home in addition to regular scheduled visits as established by the Superintendent.

This Board paper is recommended by the Superintendent of the Juvenile Detention Home. The County Manager concurs.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 207-09
Page No.

Agenda Title

Resolution - Signatory Authority - Henrico Juvenile
Detention Home Medical Services Contract

For Clerk's Use Only: Date: JUL 29 2009 <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	BOARD OF SUPERVISORS ACTION Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____ REMARKS: _____ _____	<table><thead><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>Glover, R.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>Kaechele, D.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>O'Bannon, P.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>Thornton, F.</td><td>___</td><td>___</td><td>___</td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	___	___	___	Glover, R.	___	___	___	Kaechele, D.	___	___	___	O'Bannon, P.	___	___	___	Thornton, F.	___	___	___
		YES	NO	OTHER																						
Donati, J.	___	___	___																							
Glover, R.	___	___	___																							
Kaechele, D.	___	___	___																							
O'Bannon, P.	___	___	___																							
Thornton, F.	___	___	___																							

WHEREAS, the Henrico Juvenile Detention Home, in order to be in compliance with state standards and to provide proper medical care for detainees, must provide medical services through a licensed physician who is to visit the home to review the nurse's screening and evaluation of each ward, examine all those youth deemed necessary by the nurse, and is to be on call for consultation and instructions on a twenty-four hour per day, seven day per week basis; and

WHEREAS, the Department of Pediatrics, Virginia Commonwealth University Health System has agreed to provide these services as well as other coordination of hospital and medical services at the VCU Health System.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Henrico County authorizes the County Manager to execute a contract with the Department of Pediatrics, Virginia Commonwealth University Health System to provide a licensed physician to be responsible for the medical services at the Juvenile Detention Home beginning July 1, 2009, and terminating June 30, 2010.

COMMENTS:

The Juvenile Detention Home Superintendent recommends approval. The County Manager concurs. Funds are available in 2009-10 budget. The total amount of contract is \$12,960 plus \$100.00 per hour for unscheduled visits to the Detention Home in addition to regular scheduled visits as established by the Superintendent.

By Agency Head _____

By County Manager _____

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

CONTRACT AGREEMENT

BETWEEN THE COUNTY OF HENRICO ON BEHALF OF THE JUVENILE DETENTION HOME AND THE DEPARTMENT OF PEDIATRICS - VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM

Section I. Parties

The parties to this agreement are the County of Henrico on behalf of the Henrico Juvenile Detention home, hereinafter referred to as the "Detention Home," and the Department of Pediatrics, Virginia Commonwealth University/Health System, hereinafter referred to as "Department," which will provide the physician/medical consultant, hereinafter referred to as the "physician."

Section II. Purpose

The purpose of this agreement is to set out the responsibilities of each party and, thereby, enable coordination and cooperation in the provision of medical services to mutual clients. This agreement will assure that appropriate medical services are available to Detention Home residents and that consultation services are available to the nurse and/or administration of the Detention Home.

Section III. Responsibilities

A. The Department agrees to provide a licensed physician who will:

1. Visit the Detention Home once each week, at a time mutually agreeable to the parties, to review the

nurse's screening and evaluation of each youth and to examine all those youth deemed necessary by the nurse, as the Detention Home assumes full responsibility for this referral.

2. Help develop and approve all written medical policies within the Detention Home and assist in maintaining compliance with State Medical and Pharmaceutical Board Standards as well as Core, Secure Detention, and Post Disposition Standards.
3. Be on call for consultation and instructions on a twenty-four hour per day, seven days per week basis to the nurse and/or Detention Home Administration concerning any medical problem of a detainee.
4. Be available to visit and shall visit the Detention Home at other than the scheduled time if called by the Superintendent or an Assistant Superintendent when an acute medical condition occurs. Compensation for such visits shall be at the rate set out in Section III, C, 10.
5. Coordinate and facilitate medical care at VCU Health System when needed, including in the Child and Adolescent Emergency Unit, Adolescent Health Service or VCU Hospital Unit.
6. Aid the nurse and/or administration of the Detention Home in determining which cases can wait for

medical evaluation at the appropriate medical facility and which cases constitute a more serious emergency situation needing urgent care at Henrico Doctors' Hospital Parham Campus who has agreed to accept extreme emergency cases (extreme meaning life or death cases or those situations that cannot wait).

7. Provide recommendations to the appropriate Court or other appropriate authorities, through the nurse or Detention Home Administrator, that a youth be transferred to a mental health agency or a medical clinic or hospital, if after consultation, the physician determines that a youth requires specialized care that is not available at the Detention Home.
8. Provide special direction for the nurse and child care staff at the Detention Home for a youth requiring close medical supervision.
9. Coordinate the exchange of medical information between the Detention facility and private physicians or other regular sources of health care.

B. Miscellaneous

1. The Department agrees to provide physicians who shall abide by all present or future State laws and regulations relative to the practice of

medical services within the Commonwealth of Virginia.

2. Each physician shall assume responsibility for providing his/her own malpractice insurance, payment of taxes, and any other license fee or expenses incurred not heretofore delineated.
3. It is the responsibility of the Department to see that all provisions of this contract pertaining to the Department and Department physicians are met and complied with.
4. The Services covered by this agreement shall not be subcontracted or assumed without the prior written consent of the parties.

C. The Detention Home agrees, within the limitations of available funding (where applicable), to:

1. Not restrict any Department physician in the practice of medicine when performed in accordance to the law of the State of Virginia.
2. Provide the services of a nurse on a 40 hour a week basis, 8:00 a.m. to 4:30 p.m., Monday through Friday.
3. Provide a private place with modern equipment suitable for medical staff to examine youth in the Detention Home at no cost to the Department or the physician.

4. Provide medical supplies as deemed necessary by the physician at no cost to the physician or the Department.
5. Arrange appropriate transportation through the Henrico County's Sheriff's Department, Division of Police, or volunteer rescue squad ambulance, if needed, to transfer clients to VCU Health System or other medical facility for treatment.
6. Administer medication and treatments prescribed or approved by the physician and follow his orders concerning medical care to youth in the Detention Home.
7. Arrange for the payment for all medical care rendered at VCU Health System on a fee-for-service basis for youth confined at the Detention Home.
8. Arrange for the obtaining of parental or guardian consent when necessary for medical care.
9. Designate staff who are authorized to request services from the Department.
10. Compensate the Department at the rate of \$100.00 per hour for unscheduled visits to the Detention Home additional to that specified in Section III, A, 1, above.

Section IV. Purchase of Services

1. The Detention Home agrees to pay the Department \$12,960 per year in twelve equal installments or \$1,080 payable the first week of each month for the month preceding without monthly notice from the Department.
2. Additional fees, if any, as may be incurred pursuant to Section III, C, 10 shall be rendered the first week of the month following the month during which the additional fees were incurred.

Section V. Availability of Services

1. All parties to this agreement will provide services to all eligible clients without regard to race, color, sex, religion, national origin or handicap.
2. It is understood and agreed that there shall be no medical or pharmaceutical testing for experimental or research purposes.

Section VI. Terms of Agreement

1. The agreement shall become effective July 1, 2009 and shall remain in effect for one full year. At least 90 days prior to the expiration of the agreement, a joint evaluation of the terms of the

agreement shall be conducted by both parties to consider its renewal.

2. In the event that either party desires to amend or terminate this agreement prior to its expiration, 30 days written notice to this effect must be made.

3. This agreement shall automatically terminate should the Detention Home's funding of the agreement be terminated in any manner beyond the control of the Home.

Contract Agreement approved for:
DEPARTMENT OF PEDIATRICS
VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM

By: Richard R. Brookman, M.D. Date: 5/14/09
Richard R. Brookman, M.D.
Chairman, Division of Adolescent Medicine
Virginia Commonwealth University

By: William Moskowitz, M.D. Date: 5/14/09
William Moskowitz, M.D.
Interim Chairman, Department of Pediatrics
Virginia Commonwealth University

By: Sheldon M. Retchin, M.D., M.S.P.H. for Date: 6/16/09
Sheldon M. Retchin, M.D., M.S.P.H.
Vice President for Health Sciences and CEO
Virginia Commonwealth University Health System

COUNTY OF HENRICO

Date: _____
Virgil R. Hazelett, P.E. County Manager

Execution authorized
by Board minute

Date _____
Initials _____
APPROVED
Substance: _____
Form: _____
Signature: _____

Execution authorized
by Board minute

Date _____
Initials _____
APPROVED
Substance: MDR
Form: WPH
Signature: _____

CONTRACT AGREEMENT

BETWEEN THE COUNTY OF HENRICO ON BEHALF OF THE JUVENILE DETENTION HOME AND THE DEPARTMENT OF PEDIATRICS - VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM

Section I. Parties

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Section II. Purpose

The purpose of this agreement is to set out the responsibilities of each party and, thereby, enable coordination and cooperation in the provision of medical services to mutual clients. This agreement will assure that appropriate medical services are available to Detention Home residents and that consultation services are available to the nurse and/or administration of the Detention Home.

Section III. Responsibilities

- A. The Department agrees to provide a licensed physician who will:
 - 1. Visit the Detention Home once each week, at a time mutually agreeable to the parties, to review the

nurse's screening and evaluation of each youth and to examine all those youth deemed necessary by the nurse, as the Detention Home assumes full responsibility for this referral.

2. Help develop and approve all written medical policies within the Detention Home and assist in maintaining compliance with State Medical and Pharmaceutical Board Standards as well as Core, Secure Detention, and Post Disposition Standards.
3. Be on call for consultation and instructions on a twenty-four hour per day, seven days per week basis to the nurse and/or Detention Home Administration concerning any medical problem of a detainee.
4. Be available to visit and shall visit the Detention Home at other than the scheduled time if called by the Superintendent or an Assistant Superintendent when an acute medical condition occurs. Compensation for such visits shall be at the rate set out in Section III, C, 10.
5. Coordinate and facilitate medical care at VCU Health System when needed, including in the Child and Adolescent Emergency Unit, Adolescent Health Service or VCU Hospital Unit.
6. Aid the nurse and/or administration of the Detention Home in determining which cases can wait for

medical evaluation at the appropriate medical facility and which cases constitute a more serious emergency situation needing urgent care at Henrico Doctors' Hospital Parham Campus who has agreed to accept extreme emergency cases (extreme meaning life or death cases or those situations that cannot wait).

7. Provide recommendations to the appropriate Court or other appropriate authorities, through the nurse or Detention Home Administrator, that a youth be transferred to a mental health agency or a medical clinic or hospital, if after consultation, the physician determines that a youth requires specialized care that is not available at the Detention Home.
8. Provide special direction for the nurse and child care staff at the Detention Home for a youth requiring close medical supervision.
9. Coordinate the exchange of medical information between the Detention facility and private physicians or other regular sources of health care.

B. Miscellaneous

1. The Department agrees to provide physicians who shall abide by all present or future State laws and regulations relative to the practice of

medical services within the Commonwealth of Virginia.

2. Each physician shall assume responsibility for providing his/her own malpractice insurance, payment of taxes, and any other license fee or expenses incurred not heretofore delineated.
3. It is the responsibility of the Department to see that all provisions of this contract pertaining to the Department and Department physicians are met and complied with.
4. The Services covered by this agreement shall not be subcontracted or assumed without the prior written consent of the parties.

C. The Detention Home agrees, within the limitations of available funding (where applicable), to:

1. Not restrict any Department physician in the practice of medicine when performed in accordance to the law of the State of Virginia.
2. Provide the services of a nurse on a 40 hour a week basis, 8:00 a.m. to 4:30 p.m., Monday through Friday.
3. Provide a private place with modern equipment suitable for medical staff to examine youth in the Detention Home at no cost to the Department or the physician.

4. Provide medical supplies as deemed necessary by the physician at no cost to the physician or the Department.
5. Arrange appropriate transportation through the Henrico County's Sheriff's Department, Division of Police, or volunteer rescue squad ambulance, if needed, to transfer clients to VCU Health System or other medical facility for treatment.
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1. All parties to this agreement will provide services to all eligible clients without regard to race, color, sex, religion, national origin or handicap.
2. It is understood and agreed that there shall be no medical or pharmaceutical testing for experimental or research purposes.

Section VI. Terms of Agreement

1. The agreement shall become effective July 1, 2009 and shall remain in effect for one full year. At least 90 days prior to the expiration of the agreement, a joint evaluation of the terms of the

agreement shall be conducted by both parties to consider its renewal.

2. In the event that either party desires to amend or terminate this agreement prior to its expiration, 30 days written notice to this effect must be made.
3. This agreement shall automatically terminate should the Detention Home's funding of the agreement be terminated in any manner beyond the control of the Home.

Contract Agreement approved for:
DEPARTMENT OF PEDIATRICS
VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM

By: Richard R. Brookman MD Date: 5/14/09
Richard R. Brookman, M.D.
Chairman, Division of Adolescent Medicine
Virginia Commonwealth University

By: William Moskowitz Date: 5/14/09
William Moskowitz, M.D.
Interim Chairman, Department of Pediatrics
Virginia Commonwealth University

By: Sheldon M. Retchin for Date: 6/24/09
Sheldon M. Retchin, M.D., M.S.P.H.
Vice President for Health Sciences and CEO
Virginia Commonwealth University Health System

COUNTY OF HENRICO

Date: _____
Virgil R. Hazelett, P.E. County Manager

Execution authorized
by Board minute

Date _____
Initials _____
APPROVED _____
Substance: _____
Forms _____
Signature: _____

CONTRACT AGREEMENT

BETWEEN THE COUNTY OF HENRICO ON BEHALF OF THE JUVENILE DETENTION HOME AND THE DEPARTMENT OF PEDIATRICS - VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM

Section I. Parties

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 - 1. Visit the Detention Home once each week, at a time mutually agreeable to the parties, to review the

nurse's screening and evaluation of each youth and to examine all those youth deemed necessary by the nurse, as the Detention Home assumes full responsibility for this referral.

2. Help develop and approve all written medical policies within the Detention Home and assist in maintaining compliance with State Medical and Pharmaceutical Board Standards as well as Core, Secure Detention, and Post Disposition Standards.
3. Be on call for consultation and instructions on a twenty-four hour per day, seven days per week basis to the nurse and/or Detention Home Administration concerning any medical problem of a detainee.
4. Be available to visit and shall visit the Detention Home at other than the scheduled time if called by the Superintendent or an Assistant Superintendent when an acute medical condition occurs. Compensation for such visits shall be at the rate set out in Section III, C, 10.
5. Coordinate and facilitate medical care at VCU Health System when needed, including in the Child and Adolescent Emergency Unit, Adolescent Health Service or VCU Hospital Unit.
6. Aid the nurse and/or administration of the Detention Home in determining which cases can wait for

medical evaluation at the appropriate medical facility and which cases constitute a more serious emergency situation needing urgent care at Henrico Doctors' Hospital Parham Campus who has agreed to accept extreme emergency cases (extreme meaning life or death cases or those situations that cannot wait).

7. Provide recommendations to the appropriate Court or other appropriate authorities, through the nurse or Detention Home Administrator, that a youth be transferred to a mental health agency or a medical clinic or hospital, if after consultation, the physician determines that a youth requires specialized care that is not available at the Detention Home.
8. Provide special direction for the nurse and child care staff at the Detention Home for a youth requiring close medical supervision.
9. Coordinate the exchange of medical information between the Detention facility and private physicians or other regular sources of health care.

B. Miscellaneous

1. The Department agrees to provide physicians who shall abide by all present or future State laws and regulations relative to the practice of

medical services within the Commonwealth of Virginia.

2. Each physician shall assume responsibility for providing his/her own malpractice insurance, payment of taxes, and any other license fee or expenses incurred not heretofore delineated.
3. It is the responsibility of the Department to see that all provisions of this contract pertaining to the Department and Department physicians are met and complied with.
4. The Services covered by this agreement shall not be subcontracted or assumed without the prior written consent of the parties.

C. The Detention Home agrees, within the limitations of available funding (where applicable), to:

1. Not restrict any Department physician in the practice of medicine when performed in accordance to the law of the State of Virginia.
2. Provide the services of a nurse on a 40 hour a week basis, 8:00 a.m. to 4:30 p.m., Monday through Friday.
3. Provide a private place with modern equipment suitable for medical staff to examine youth in the Detention Home at no cost to the Department or the physician.

4. Provide medical supplies as deemed necessary by the physician at no cost to the physician or the Department.
5. Arrange appropriate transportation through the Henrico County's Sheriff's Department, Division of Police, or volunteer rescue squad ambulance, if needed, to transfer clients to VCU Health System or other medical facility for treatment.
6. Administer medication and treatments prescribed or approved by the physician and follow his orders concerning medical care to youth in the Detention Home.
7. Arrange for the payment for all medical care rendered at VCU Health System on a fee-for-service basis for youth confined at the Detention Home.
8. Arrange for the obtaining of parental or guardian consent when necessary for medical care.
9. Designate staff who are authorized to request services from the Department.
10. Compensate the Department at the rate of \$100.00 per hour for unscheduled visits to the Detention Home additional to that specified in Section III, A, 1, above.

Section IV. Purchase of Services

1. The Detention Home agrees to pay the Department \$12,960 per year in twelve equal installments or \$1,080 payable the first week of each month for the month preceding without monthly notice from the Department.
2. Additional fees, if any, as may be incurred pursuant to Section III, C, 10 shall be rendered the first week of the month following the month during which the additional fees were incurred.

Section V. Availability of Services

1. All parties to this agreement will provide services to all eligible clients without regard to race, color, sex, religion, national origin or handicap.
2. It is understood and agreed that there shall be no medical or pharmaceutical testing for experimental or research purposes.

Section VI. Terms of Agreement

1. The agreement shall become effective July 1, 2009 and shall remain in effect for one full year. At least 90 days prior to the expiration of the agreement, a joint evaluation of the terms of the

agreement shall be conducted by both parties to consider its renewal.

2. In the event that either party desires to amend or terminate this agreement prior to its expiration, 30 days written notice to this effect must be made.
3. This agreement shall automatically terminate should the Detention Home's funding of the agreement be terminated in any manner beyond the control of the Home.

Contract Agreement approved for:
DEPARTMENT OF PEDIATRICS
VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM

By: Richard R. Brookman MD Date: 5/14/09
Richard R. Brookman, M.D.
Chairman, Division of Adolescent Medicine
Virginia Commonwealth University

By: William Moskowitz Date: 5/14/09
William Moskowitz, M.D.
Interim Chairman, Department of Pediatrics
Virginia Commonwealth University

By: Sheldon M. Retchin for Date: 6/24/09
Sheldon M. Retchin, M.D., M.S.P.H.
Vice President for Health Sciences and CEO
Virginia Commonwealth University Health System

COUNTY OF HENRICO

Virgil R. Hazelett, P.E. County Manager Date: _____

Execution authorized
by Board minute

Date _____
Initials _____
APPROVED
Substance: <u>MD</u>
Form: <u>MD</u>
Signature: _____

CONTRACT AGREEMENT

BETWEEN THE COUNTY OF HENRICO ON BEHALF OF THE JUVENILE DETENTION HOME AND THE DEPARTMENT OF PEDIATRICS - VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM

Section I. Parties

The parties to this agreement are the County of Henrico on behalf of the Henrico Juvenile Detention home, hereinafter referred to as the "Detention Home," and the Department of Pediatrics, Virginia Commonwealth University/Health System, hereinafter referred to as "Department," which will provide the physician/medical consultant, hereinafter referred to as the "physician."

Section II. Purpose

The purpose of this agreement is to set out the responsibilities of each party and; thereby, enable coordination and cooperation in the provision of medical services to mutual clients. This agreement will assure that appropriate medical services are available to Detention Home residents and that consultation services are available to the nurse and/or administration of the Detention Home.

Section III. Responsibilities

- A. The Department agrees to provide a licensed physician who will:
 - 1. Visit the Detention Home once each week, at a time mutually agreeable to the parties, to review the

nurse's screening and evaluation of each youth and to examine all those youth deemed necessary by the nurse, as the Detention Home assumes full responsibility for this referral.

2. Help develop and approve all written medical policies within the Detention Home and assist in maintaining compliance with State Medical and Pharmaceutical Board Standards as well as Core, Secure Detention, and Post Disposition Standards.
3. Be on call for consultation and instructions on a twenty-four hour per day, seven days per week basis to the nurse and/or Detention Home Administration concerning any medical problem of a detainee.
4. Be available to visit and shall visit the Detention Home at other than the scheduled time if called by the Superintendent or an Assistant Superintendent when an acute medical condition occurs. Compensation for such visits shall be at the rate set out in Section III, C, 10.
5. Coordinate and facilitate medical care at VCU Health System when needed, including in the Child and Adolescent Emergency Unit, Adolescent Health Service or VCU Hospital Unit.
6. Aid the nurse and/or administration of the Detention Home in determining which cases can wait for

medical evaluation at the appropriate medical facility and which cases constitute a more serious emergency situation needing urgent care at Henrico Doctors' Hospital Parham Campus who has agreed to accept extreme emergency cases (extreme meaning life or death cases or those situations that cannot wait).

7. Provide recommendations to the appropriate Court or other appropriate authorities, through the nurse or Detention Home Administrator, that a youth be transferred to a mental health agency or a medical clinic or hospital, if after consultation, the physician determines that a youth requires specialized care that is not available at the Detention Home.
8. Provide special direction for the nurse and child care staff at the Detention Home for a youth requiring close medical supervision.
9. Coordinate the exchange of medical information between the Detention facility and private physicians or other regular sources of health care.

B. Miscellaneous

1. The Department agrees to provide physicians who shall abide by all present or future State laws and regulations relative to the practice of

medical services within the Commonwealth of Virginia.

2. Each physician shall assume responsibility for providing his/her own malpractice insurance, payment of taxes, and any other license fee or expenses incurred not heretofore delineated.
3. It is the responsibility of the Department to see that all provisions of this contract pertaining to the Department and Department physicians are met and complied with.
4. The Services covered by this agreement shall not be subcontracted or assumed without the prior written consent of the parties.

C. The Detention Home agrees, within the limitations of available funding (where applicable), to:

1. Not restrict any Department physician in the practice of medicine when performed in accordance to the law of the State of Virginia.
2. Provide the services of a nurse on a 40 hour a week basis, 8:00 a.m. to 4:30 p.m., Monday through Friday.
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1. All parties to this agreement will provide services to all eligible clients without regard to race, color, sex, religion, national origin or handicap.
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Section VI. Terms of Agreement

1. The agreement shall become effective July 1, 2009 and shall remain in effect for one full year. At least 90 days prior to the expiration of the agreement, a joint evaluation of the terms of the

agreement shall be conducted by both parties to consider its renewal.

2. In the event that either party desires to amend or terminate this agreement prior to its expiration, 30 days written notice to this effect must be made.
3. This agreement shall automatically terminate should the Detention Home's funding of the agreement be terminated in any manner beyond the control of the Home.

Contract Agreement approved for:
DEPARTMENT OF PEDIATRICS
VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM

By: Richard R Brookman MD Date: 5/14/09
Richard R. Brookman, M.D.
Chairman, Division of Adolescent Medicine
Virginia Commonwealth University

By: William Moskowitz Date: 5/14/09
William Moskowitz, M.D.
Interim Chairman, Department of Pediatrics
Virginia Commonwealth University

By: Sheldon M. Retchin for Date: 6/24/09
Sheldon M. Retchin, M.D., M.S.P.H.
Vice President for Health Sciences and CEO
Virginia Commonwealth University Health System

COUNTY OF HENRICO

Date: _____
Virgil R. Hazelett, P.E. County Manager

Execution authorized by Board minute
.....
Date
Initials
APPROVED
Substance: <u>MAO</u>
Form: <u>UBH</u>
Signature:

3
CONTRACT AGREEMENT

**BETWEEN THE COUNTY OF HENRICO ON BEHALF OF
THE JUVENILE DETENTION HOME AND THE DEPARTMENT OF PEDIATRICS -
VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM**

Section I. Parties

The parties to this agreement are the County of Henrico on behalf of the Henrico Juvenile Detention home, hereinafter referred to as the "Detention Home," and the Department of Pediatrics, Virginia Commonwealth University/Health System, hereinafter referred to as "Department," which will provide the physician/medical consultant, hereinafter referred to as the "physician."

Section II. Purpose

The purpose of this agreement is to set out the responsibilities of each party and, thereby, enable coordination and cooperation in the provision of medical services to mutual clients. This agreement will assure that appropriate medical services are available to Detention Home residents and that consultation services are available to the nurse and/or administration of the Detention Home.

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nurse's screening and evaluation of each youth and to examine all those youth deemed necessary by the nurse, as the Detention Home assumes full responsibility for this referral.

2. Help develop and approve all written medical policies within the Detention Home and assist in maintaining compliance with State Medical and Pharmaceutical Board Standards as well as Core, Secure Detention, and Post Disposition Standards.
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4. Be available to visit and shall visit the Detention Home at other than the scheduled time if called by the Superintendent or an Assistant Superintendent when an acute medical condition occurs. Compensation for such visits shall be at the rate set out in Section III, C, 10.
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medical evaluation at the appropriate medical facility and which cases constitute a more serious emergency situation needing urgent care at Henrico Doctors' Hospital Parham Campus who has agreed to accept extreme emergency cases (extreme meaning life or death cases or those situations that cannot wait).

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4. The Services covered by this agreement shall not be subcontracted or assumed without the prior written consent of the parties.

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Contract Agreement approved for:
DEPARTMENT OF PEDIATRICS
VIRGINIA COMMONWEALTH UNIVERSITY HEALTH SYSTEM

By: Richard R. Brookman, M.D. Date: 5/14/09
Richard R. Brookman, M.D.
Chairman, Division of Adolescent Medicine
Virginia Commonwealth University

By: William Moskowitz, M.D. Date: 5/14/09
William Moskowitz, M.D.
Interim Chairman, Department of Pediatrics
Virginia Commonwealth University

By: Sheldon M. Retchin, M.D., M.S.P.H. for Date: 6/26/09
Sheldon M. Retchin, M.D., M.S.P.H.
Vice President for Health Sciences and CEO
Virginia Commonwealth University Health System

COUNTY OF HENRICO

Date: _____
Virgil R. Hazelett, P.E. County Manager

Execution authorized
by Board minute
#.....
Date
Initials
APPROVED
Substance: <u>MAB</u>
Form: <u>WDM</u>
Signature:

RESOLUTION – Approval of the FY 2010 Community Services Board Performance Contract Between the Virginia Department of Behavioral Health and Developmental Services and Henrico Area Mental Health & Retardation Services Board.

Virginia Code § 37.2-508 provides that an annual performance contract negotiated between the Virginia Department of Behavioral Health and Developmental Services (the Department) and Henrico Area Mental Health & Retardation Services Board (HAMHRS) is to serve as the primary accountability and funding mechanism between the Department and HAMHRS. Section 37.2-508 further provides that the performance contract is to be submitted by HAMHRS for approval by formal vote of the governing body of each political subdivision that established HAMHRS.

Under the terms of § 37.2-508, the performance contract must:

- delineate the responsibilities of the Department and HAMHRS;
- specify conditions that must be met for the receipt of state-controlled funds;
- identify the groups of consumers to be served with state-controlled funds;
- contain consumer outcome, provider performance, consumer satisfaction, and consumer and family participation measures;
- contain mechanisms jointly developed with the Department to manage the utilization of state hospital beds;
- establish an enforcement mechanism should HAMHRS fail to comply with the contract; and
- include reporting requirements and revenue, cost, service and consumer information in a format determined by the Department.

In late spring of 2009, the Department provided to HAMHRS a Letter of Notification setting out the amount of state and federal funding that would be available to HAMHRS during FY 2010 and HAMHRS and the Department negotiated a FY 2010 Community Services Board Performance Contract. HAMHRS approved the FY 2010 Community Services Board Performance Contract on July 23, 2009, and recommended it to the Boards of Supervisors of Henrico, Charles City, and New Kent Counties, the three political subdivisions that established it.

The FY 2010 Community Services Board Performance Contract submitted for approval by this Resolution is based on the requirements of Va. Code § 37.2-508, on the FY 2009-2010 budget approved by this Board on April 28, 2009, on the Letter of Notification to HAMHRS for FY 2010, and on local contributions approved by the Charles City County Board of Supervisors and the New Kent County Board of Supervisors.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 208-09

Page No. 1 of 2

Agenda Title: RESOLUTION – Approval of the FY 2010 Community Services Board Performance Contract between the Virginia Department of Behavioral Health and Developmental Services and Henrico Area Mental Health & Retardation Services Board

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES	NO	OTHER
DATE: <u>DEC 19 2009</u>	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. _____		

WHEREAS, Virginia Code § 37.2-508 requires that a performance contract negotiated between the Virginia Department of Behavioral Health and Developmental Services (the Department) and Henrico Area Mental Health & Retardation Services Board (HAMHRS) and approved by HAMHRS be submitted by HAMHRS for approval by formal vote of the governing body of each political subdivision that established HAMHRS; and,

WHEREAS, the County of Henrico, Charles City County and New Kent County, established HAMHRS in 1973; and,

WHEREAS, on May 1, 2009, the Department provided to HAMHRS a Letter of Notification setting out the amount of state and federal funding that would be available to HAMHRS during FY 2010; and,

WHEREAS, HAMHRS and the Department have negotiated a FY 2010 Community Services Board Performance Contract; and,

WHEREAS, HAMHRS approved the FY 2010 Community Services Board Performance Contract on July 23, 2009, and recommended it to the Boards of Supervisors of Henrico, Charles City, and New Kent Counties; and,

WHEREAS, the HAMHRS recommended FY 2010 Community Services Board Performance Contract is based on the requirements of § 37.2-508 of the Virginia Code, on the budget adopted by the Henrico County Board of Supervisors on April 28, 2009, on the Letter of Notification to HAMHRS for FY 2010, and on local contributions approved by the Charles City County Board of Supervisors and the New Kent County Board of Supervisors.

By Agency Head Walter D. Case By County Manager David R. Haydel

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. 208-09
Page No. 2 of 2

Agenda Title: RESOLUTION – Approval of the FY 2010 Community Services Board Performance Contract between the Virginia Department of Behavioral Health and Developmental Services and Henrico Area Mental Health & Retardation Services Board

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Henrico County that the Board approves the FY 2010 Community Services Board Performance Contract between the Virginia Department of Behavioral Health and Developmental Services and the Henrico Area Mental Health & Retardation Services Board in a form satisfactory to the County Attorney.

Comment: The Executive Director of HAMHRS recommends approval of this Board paper; the County Manager concurs.

By Agency Head  By County Manager _____

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____

RESOLUTION - To Accept the FY09 Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation Award to the County of Henrico, Division of Police, for Specialized Police-Related Equipment.

This resolution accepts \$458,132 under the FY09 Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation of the U.S. Department of Justice. These funds will cover Police-related equipment for specialized tactical teams, the Marine Patrol, Polygraph, Technology Crimes Team, Patrol Operations, and undercover activities. No local match is required for this award.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 209-09

Page No.

Agenda Title

RESOLUTION - To Accept the FY09 Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation Award to the County of Henrico, Division of Police, for Specialized Police-Related Equipment.

For Clerk's Use Only:

Date **Jul 29 2009**

- ☐ 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. _____

WHEREAS, the County of Henrico, Virginia, attempts to provide a safe and peaceful community in which to live, work, and recreate; and

WHEREAS, the prevention of terroristic acts are vital to a safe and sound community, and this enforcement can be dangerous at times for law enforcement working routine patrol and undercover operations; and

WHEREAS, the County of Henrico, Division of Police, was awarded \$458,132 under the FY09 Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation of the U.S. Department of Justice's Office of Justice Programs; and

WHEREAS, these allocated funds, which do not require a local match, will be used to make purchases to enhance the capabilities of specialized tactical teams, the Marine Patrol, Polygraph, Technology Crimes Team, Patrol Operations, and undercover activities.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Henrico County, Virginia, accepts this grant award and authorizes the County Manager to sign the appropriate agreements.

COMMENT: The Chief of Police and the County Manager recommend approval of this resolution. There are no local funds involved.

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

RESOLUTION - To Accept the U.S. Department of Justice, Office on Violence Against Women, Recovery Act STOP Funding Through the Virginia Department of Criminal Justice Service's V-STOP Award to the County of Henrico, Division of Police, for a Countywide Domestic and Sexual Violence Needs Assessment and Report.

This resolution accepts \$63,069 of Federal grant funding under Recovery Act STOP from the U.S. Department of Justice, Office on Violence Against Women's STOP Violence Against Women Formula Grant Program (STOP Program). The grant is being awarded to the Division of Police by the Virginia Department of Criminal Justice Services which titles its portion of the STOP Program as Virginia-STOP (V-STOP). These funds will be used to hire a temporary/hourly worker (in class Management Specialist I) to perform a Countywide needs assessment of and report on domestic and sexual violence in the County. The temporary/hourly position will have no benefits and will not be retained after the 18-month grant period has expired. In addition to the \$63,069 grant, there is a \$21,023 in-kind, non-cash match that represents a portion of the salary of the Domestic Violence Coordinator who is responsible for monitoring this project.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 210-09
Page No. 1 of 2

Agenda Title RESOLUTION - To Accept the U.S. Department of Justice, Office on Violence Against Women, Recovery Act STOP Funding Through the Virginia Department of Criminal Justice Service's V-STOP Award to the County of Henrico, Division of Police, for a Countywide Domestic and Sexual Violence Needs Assessment and Report.

For Clerk's Use Only:

BOARD OF SUPERVISORS ACTION

YES NO OTHER

NOV 29 2009

Date

- ☐ Approved
☐ Denied
☐ Amended
☐ Deferred to

Moved by (1) _____ Seconded by (1) _____
(2) _____ (2) _____

REMARKS:

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

WHEREAS, the prevention of violence to women is an important issue for all members of the criminal justice system in Henrico County; and

WHEREAS, the County of Henrico, Division of Police (the "Division"), applied for funding through the Virginia Department of Criminal Justice Services ("VDCJS") under the Virginia-STOP (V-STOP) Grant Program for conducting a thorough needs assessment of domestic and sexual violence within the County of Henrico; and

WHEREAS, VDCJS awarded the Division \$63,069 under Recovery Act STOP (Services, Training, Officers, Prosecutors) of the U.S. Department of Justice, Office on Violence Against Women, STOP Violence Against Women Formula Grant Program (STOP Program), to perform a thorough needs assessment of and report on domestic and sexual violence in the County; and

WHEREAS, the grant will allow the Division to hire a temporary, hourly worker (in class Management Specialist I) for 18 months (estimated to be October 2009 through March 2011) to perform the needs assessment and prepare the report; and

WHEREAS, this position will have no benefits and will not be retained after the 18-month grant period has expired; and

By Agency Head

By County Manager

Routing:

Yellow to:

Copy to:

Certified:

A Copy Tests:

Clerk, Board of Supervisors

Date:



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

Agenda Item No. 210-09
Page No. 2 of 2

Agenda Title RESOLUTION - To Accept the U.S. Department of Justice, Office on Violence Against Women, Recovery Act STOP Funding Through the Virginia Department of Criminal Justice Service's V-STOP Award to the County of Henrico, Division of Police, for a Countywide Domestic and Sexual Violence Needs Assessment and Report.

For Clerk's Use Only:

BOARD OF SUPERVISORS ACTION

Date _____
☐ Approved
☐ Denied
☐ Amended
☐ Deferred to _____

Moved by (1) _____ Seconded by (1) _____
(2) _____ (2) _____

REMARKS: _____

YES NO OTHER

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

WHEREAS, in addition to the \$63,069 in federal funds, the grant includes an in-kind, non-cash match of \$21,023 that represents a portion of the salary of the Division's Domestic Violence Coordinator who is responsible for monitoring the project.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia accepts this grant award and authorizes the County Manager to sign the appropriate agreements.

COMMENT: The Chief of Police and the County Manager recommend approval of this resolution. There are no local funds involved, only an in-kind match using a portion of existing salary.

By Agency Head _____

By County Manager _____

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

**COMMONWEALTH of VIRGINIA***Department of Criminal Justice Services*

Leonard G. Cooke
Director

RECEIVED

JUL 13 2009

County of Henrico
Police Planning

1100 Bank Street
Richmond, Virginia 23219
(804) 788-4000
TDD (804) 388-8732

July 10, 2009

Col. Henry W. Stanley, Jr.
Chief of Police
Henrico County
P. O. Box 90775
Henrico, Virginia 23273

RE: Violence Against Women Stimulus (VAWS)-10-A6091VS09

Dear Colonel Stanley:

I am please to inform you that the Department of Criminal Justice Services has approved \$63,069 in federal funds for your project. Including your locality's matching funds in the amount of \$21,023 brings the total grant award to \$84,092.

A Statement of Grant Award package and special conditions will be issued in the near future.

Sincerely,

A handwritten signature in black ink that reads "Janice D. Waddy".

Janice D. Waddy
Grants Administrator

cc: Mr. Virgil R. Hazelett, PE, County Administrator

RESOLUTION – Request to Transfer Road and Right-of-Way by Virginia Department of Transportation – Three Chopt District

Approval of this resolution will add, at the request of the Virginia Department of Transportation (“VDOT”), a new Virginia Code reference to the April 28, 2009 Resolution authorizing the County Manager to petition the Commonwealth Transportation Board through VDOT to transfer to the County the frontage road known as Bacova Drive located near the intersection of I-64 and Pouncey Tract Road. With the future extension of North Gayton Road, it would be advantageous for the County to own the road and right-of-way. The resolution further requests the right-of-way for this road be conveyed with the road for the sum of \$1.00. The Directors of Public Works and Real Property recommend approval of this action.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 211-09

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Agenda Title RESOLUTION - Request to Transfer Road and Right-of-Way by Virginia
Department of Transportation - Three Chopt District

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
Date MAY 26 2009	Moved by (1) _____ Seconded by (1) _____	Donati, J. _____
<input type="checkbox"/> Approved	(2) _____ (2) _____	Glover, R. _____
<input type="checkbox"/> Denied	REMARKS: _____	Kaechele, D. _____
<input type="checkbox"/> Amended	_____	O'Bannon, P. _____
<input type="checkbox"/> Deferred to	_____	Thornton, F. _____

WHEREAS, on April 28, 2009, the Board of Supervisors of Henrico County, Virginia adopted a resolution authorizing and directing the County Manager to petition on its behalf, in a form approved by the County Attorney, the Commonwealth Transportation Board through the Virginia Department of Transportation ("VDOT") to convey a frontage road near the intersection of Route I-64 and Pouncey Tract Road, known as Bacova Drive (the "Road") in Three Chopt District and the right-of-way for the Road to the County of Henrico, Virginia (the "County") for the sum of \$1.00 in connection with the extension of North Gayton Road; and,

WHEREAS, since adoption of that Resolution, VDOT has requested that the Board adopt another resolution specifically referencing §33.1-149 of the Code of Virginia, 1950, as amended; and,

WHEREAS, it would be advantageous to the County to acquire the Road and right-of-way on which the Road is located from its intersection with Pouncey Tract Road to its western terminus.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Henrico County, Virginia, pursuant to §33.1-149 of the Code of Virginia, 1950, as amended, hereby authorizes and directs the County Manager to petition on its behalf, in a form approved by the County Attorney, the Commonwealth Transportation Board through VDOT to convey the Road and the right-of-way for the Road to the County for the sum of \$1.00.

Comments: The Directors of Public Works and Real Property recommend approval of this action; the County Manager concurs.

By Agency Head

By County Manager

Routing:

Certified:

Yellow to:

A Copy Tests:

Copy to:

Clerk, Board of Supervisors

Date:

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