

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
May 25, 2010
7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Rev. Stephen J. Crane, Pastor, Poplar Springs Baptist Church

APPROVAL OF MINUTES – May 11, 2010 Regular and Special Meetings and November 4, 2009 Special Meeting

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PUBLIC HEARING ITEMS

- | | |
|--------|--|
| 107-10 | Resolution – Signatory Authority – Purchase and Leaseback of Property – 8600-8604 Staples Mill Road - Brookland District. (Deferred from the April 27, 2010 meeting). |
| 124-10 | Resolution – Signatory Authority – Easement Agreement for Virginia Electric and Power Company – Tuckahoe District. |
| 125-10 | Resolution - Condemnation - Right-of-Way and Easements - North Gayton Road Extension Project - Raleigh R. Cook and Carolyn A. Cook - Three Chopt District. |
| 126-10 | Resolution - Condemnation - Easement - North Gayton Road Extension Project - Nalin Molligoda and Dulminie V. Molligoda - Three Chopt District. |
| 127-10 | Resolution - Condemnation - Right-of-Way and Easements - North Gayton Road Extension Project - John M. Anderson, Bernice Anderson, Esther P. Davis, Leatrice M. Davis and Clarence M. Anderson - Three Chopt District. |

PUBLIC COMMENTS

GENERAL AGENDA

- | | |
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| 128-10 | Introduction of Resolution – Receipt of Requests for Amendments to the FY 2009-10 Annual Fiscal Plan: June, 2010. |
| 129-10 | Resolution - Acceptance of Temporary Easement Agreement – Henrico Fire Station #7 Project – Claude W. Funn and Leslie C. Funn – Fairfield District. |
| 130-10 | Resolution - Award of Construction Contract - River Road Pressure Zone Improvements. |

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
May 11, 2010

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, May 11, 2010 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:

Patricia S. O'Bannon, Chairman, Tuckahoe District
Frank J. Thornton, Vice Chairman, Fairfield District
James B. Donati, Jr., Varina District
Richard W. Glover, Brookland District
David A. Kaechele, Three Chopt 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
George T. Drumwright, Deputy County Manager for Community Services
Angela N. Harper, Deputy County Manager for Special Services
Leon T. Johnson, Ph.D., 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

Mrs. O'Bannon called the meeting to order at 7:05 p.m.

Mrs. O'Bannon led recitation of the Pledge of Allegiance.

Dr. Kirkland R. Walton, Pastor of St. Peter Baptist Church, delivered the invocation.

On motion of Mr. Thornton, seconded by Mr. Kaechele, the Board approved the minutes of the April 27, 2010 Regular and Special Meetings.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Donati, Glover, Kaechele

No: None

MANAGER'S COMMENTS

There were no comments from the Manager.

BOARD OF SUPERVISORS' COMMENTS

Mrs. O'Bannon recognized the following Boy Scouts who were observing the meeting to fulfill a requirement for the Citizenship in the Community Merit Badge: Prescott Woolley from Boy Scout Troop 418, sponsored by St. Stephen's Episcopal Church; and Pramodh Robert from Troop 705, sponsored by Derbyshire Baptist Church.

RECOGNITION OF NEWS MEDIA

Mrs. O'Bannon recognized Luz Lazo from the *Richmond Times-Dispatch*.

PRESENTATIONS

Mr. Glover presented a proclamation recognizing May 16 – 22, 2010 as Insurance Professionals Appreciation Week. Accepting the proclamation was Annette Lynn Ardler, President of Insurance Women of Richmond (IWOR). Joining her were Mary A. Swanson, 1st Vice President and President-Elect; Melanie A. Morris, Treasurer; and Stephanie R. Horacek, Safety Committee Chair.

Mrs. O'Bannon presented a proclamation recognizing May 22 – 28, 2010 as Safe Boating Week. Accepting the proclamation was Evelyn M. Koon, Commander of Flotilla 31 (Richmond), Fifth District, Southern Region, U.S. Coast Guard Auxiliary. Joining her from Flotilla 31 were Shirley K. Callahan, Staff Officer for Public Affairs; Benjamin R. Chappell, Staff Officer for Publications; and Mike Callahan, Thomas Jordan, and Jason Wilmoth, members. Joining her from Flotilla 37 (One Hanover), Fifth District, Southern Region, U.S. Coast Guard Auxiliary, was David Paxton, Staff Officer for Public Affairs and Public Education. Joining her from the Henrico County Division of Police were Col. Henry W. Stanley, Jr., Chief; Maj. A. Thomas Leary III, Assistant Chief for Special Operations; Capt. Carl A. Mueller, Commanding Officer for Homeland Security; and Officers Christian W. Gillikin and Dewayne R. Wilson, Marine Patrol Coxswains. Joining her from the County's Division of Fire were Kenny L. Dunn, Assistant Chief of Administration; Capt. Daniel F. W. Schwartz, Lt. James B. Miers, and Firefighters James B. Scholten and Shaun M. Ridout from Station 2; and Capt. Henry D. Rosenbaum, Lt. Ralph J. Whaley, and Firefighters Dean H. Hamilton and David L. Heavenridge from Fire Station 17.

Mr. Thornton presented a proclamation recognizing May 2010 as Older Americans Month. Accepting the proclamations was Dr. Thelma Bland Watson, Executive Director of Senior Connections, The Capital Area Agency on Aging. Joining her from Senior Connections were Gloria B. Johnson and Felix Sarfo-Kantanka, Jr., members of the Board of Directors; and Marianne M. Dolliver, Caregiver Support Services Manager. Also joining her was Mary Catherine Ginn Kolbert, Executive Director of the Senior Center, A Community Partnership.

PUBLIC HEARING - REZONING CASE

92-10 White Oak Crossing Acquisition, LLC: Request to conditionally rezone from
C-31C-09 A-1 Agricultural District, R-5 General Residence District and M-1 Light
Varina Industrial District to R-5C General Residence District (Conditional) and M-1C
Light Industrial District (Conditional), Parcels 811-719-8863, 812-719-1130,
811-718-1589 and part of Parcel 813-720-9405, containing approximately 30.9
acres, located at the northwest intersection of S. Laburnum Avenue and
Interstate 64, south of the Southern Railway right-of-way.

Jean Moore, Assistant Director of Planning, stated that staff did not support this request and did not believe multi-family zoning was appropriate on the site. She also stated that the proposed use was not consistent with the County's 2026 Comprehensive Plan and would be a loss of a potential industrial or office site with large acreage. Ms. Moore noted that the site is bounded by an interstate and a railroad line, which are features very conducive to industrial or non-residential uses. She further noted that the Planning Department staff shared concerns raised by the Division of Fire and Police regarding limited access to the site and those raised by the Virginia Department of Transportation and County's Department of Public Works Traffic Engineering Division pertaining to the declines in service levels for nearby intersections. Ms. Moore pointed out that the Planning Commission had recommended approval of this request. She and Mr. Hazelett responded to questions from the Board relating to tracts of land within the County with access to railroad spurs, exterior building materials and sound suppression measures that would be provided by the applicant, proposed access to the site, and how any future apartments on the site could be structurally protected from the potential impact of vibrations from railroad and interstate traffic.

Andy Condlin of Williams Mullen presented the case on behalf of the applicant. He referred to previous marketing of the site for a variety of uses, the applicant's amenities package and planned second point of access for the proposed development, the availability of other industrially zoned land in the area, limitations of the site for industrial use in terms of its layout and access, and how the proposed housing project would benefit from the surrounding customer base and enhance the community. He and Ms. Moore responded to questions from the Board concerning the existing supply of multi-family housing in this immediate area of the County, adequacy of the applicant's proffered conditions addressing architectural design, zoning classification of adjoining property, and proximity of Miller's Lane to the interstate entrance ramp.

The following speakers addressed the Board during the public hearing:

- Richard McNeil, a resident of 4600 Nine Mile Road, spoke in opposition to the case. He expressed concerns pertaining to existing

traffic congestion on Nine Mile Road, the need for sensible development around White Oak Village, the density of the proposed development, and how the proposed development would pick away at the County's recently adopted 2026 Comprehensive Plan.

- Sandra Hume Bailey, the owner of a Chevron station located at 4105 South Laburnum Avenue, spoke in favor of the case but expressed concerns about how the proposed extension of an existing northbound left turn lane at a median break on South Laburnum Lane would impact customers exiting her business. She suggested relocating the existing median crossover further south on Laburnum Avenue.
- Jo Ann Ross, a resident of Barrington Ridge Court, spoke in opposition to the case. She cited a number of concerns regarding the proposed development, including the precedent it would establish for the newly adopted 2026 Comprehensive Plan; how it would be accessed; its close proximity to an interstate, railroad, and airport; existing traffic congestion on South Laburnum Avenue; the limited availability of public transportation; wetlands issues associated with the site; the opposition of professional staff; and the availability of other places in *this area of the County to construct multi-family housing*.
- Mac Wilson, a representative of Thalhimer Commercial Real Estate, spoke in favor of the case. He pointed to data that did not support this site for industrial uses, referred to the difficulty that industrial vehicles would have in accessing the site, cited topographical challenges posed by the site, and mentioned how the proposed development would help the continued viability of White Oak Village. Mr. Wilson responded to questions from Mr. Glover pertaining to Mr. Wilson's professional and monetary interests in the case.
- Jeanne McNeil, a resident of 4600 Nine Mile Road, spoke in opposition to the case. She concurred with the observations raised by Ms. Ross and thanked Mr. Donati for pointing out the large number of apartments that currently exist in this area of the County. Ms. McNeil indicated that she thought the proposed development would not improve the character of the neighborhood and would not contribute to the value of land in the community. She suggested that the property should not be developed because of the existence of wetlands.

Mike Jennings, Traffic Engineer, responded to a question from Mr. Donati pertaining to the feasibility of relocating the median crossover on South Laburnum Avenue as recommended by a previous speaker.

Mr. Condlin clarified several matters and responded to concerns voiced by the speakers who were in opposition to the case. He referred to the traffic

improvements that the applicant would make on South Laburnum Avenue, spoke to the quality of the proposed apartments and amenities that would be provided by the applicant, noted the Planning Commission's recommendation for approval of the case, and stated that it would be unrealistic to make this tract of land usable for industrial purposes.

Mr. Donati commented on the case. He expressed reservations about the architectural elevations proposed by the applicant and the need for this development. Mr. Donati also noted the large amount of time that the Board had spent on the 2026 Comprehensive Plan, which recommends industry for this site.

On motion of Mr. Donati, seconded by Mr. Thornton, and by unanimous vote, the Board did not follow the recommendation of the Planning Commission and denied this item.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Donati, Glover, Kaechele

No: None

PUBLIC HEARING - OTHER ITEM

120-10 Ordinance – To Amend and Reordain Subsection (a) of Sections 23-313 and 23-314 Titled “Water service and volume charges” and “Sewer service charges and rates,” Respectively, of the Code of the County of Henrico, All to Increase County Utility Charges.

Art Petrini, Director of Public Utilities, and Mr. Hazelett responded to a lengthy series of questions and comments from the Board regarding the consequences of not repairing water and sewer lines, how the increased revenues from the proposed increase in utility rates and charges will be budgeted and used, the impact of the proposed rate increases on the County's residential water customers, how rate increases are communicated to persons from lower socio-economic backgrounds or those on fixed income, the average daily use of water for a family of four, whether the Department of Public Utilities shares water conservation techniques with customers, the lifespan of water and sewer pipes and the equipment that is used to check the condition of existing pipes, how the Department of Public Utilities budgets for capital improvements, factors contributing to a decline in the County's water and sewer revenues, the impact of unfunded federal mandates on the County's utility costs, and the status of financing for the County's water treatment facility. Mr. Hazelett elaborated on the need for the proposed increase in County utility charges.

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

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached ordinance.

PUBLIC COMMENTS

There were no comments from the public.

GENERAL AGENDA

121-10 Resolution – Authority to Submit Henrico County Plan for the Virginia Juvenile Community Crime Control Act (2010-2012).

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

122-10 Resolution – Signatory Authority – Acquisition of Real Property – Church and Pump Roads – Tuckahoe District.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

123-10 Resolution - Signatory Authority - Agreement with Virginia Department of Transportation for Secondary Roads Escrow Account Funds - Three Chopt Road. VDOT Project #9999-043-188, PE101; County Project #2110.50701.28004.00607 (formerly Project #556126-701-245-00); Three Chopt District.

Tim Foster, Director of Public Works, responded to questions from the Board.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

There being no further business, the meeting was adjourned at 8:35 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
SPECIAL MEETING
May 11, 2010

The Henrico County Board of Supervisors convened a special meeting on Tuesday, May 11, 2010 at 5:00 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:

Patricia S. O'Bannon, Chairman, Tuckahoe District
Frank J. Thornton, Vice Chairman, Fairfield District
James B. Donati, Jr., Varina District
Richard W. Glover, Brookland District
David A. Kaechele, Three Chopt 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
George T. Drumwright, Jr., Deputy County Manager for Community Services
Angela N. Harper, Deputy County Manager for Special Services
Leon T. Johnson, Deputy County Manager for Administration
Randall R. Silber, Deputy County Manager for Community Development
John A. Vithoukas, Special Economic Advisor to the County Manager/Director of Finance
C. Michael Schnurman, Jr., Legislative Liaison
Jennifer K. Acker, Assistant Director of Public Relations & Media Services

Mrs. O'Bannon called the meeting to order at 5:09 p.m.

J. Sargeant Reynolds Community College Update

Mrs. O'Bannon recognized Dr. Gary Rhodes, President of J. Sargeant Reynolds Community College, and advised that Dr. Rhodes will be serving as the Master of Ceremonies for the County's 400th anniversary shire event in January 2011. Dr. Rhodes recognized the following members of the J. Sargeant Reynolds Community College Board representing Henrico County who were present: Jim Cuthbertson, Doug Freeman, Buzz Kilgore, and George Long. He noted that the County's fifth representative on the Community College Board, Bev Donati, was unable to attend due to a scheduling conflict. Dr. Rhodes referred to a one-page, two-sided handout titled *J. Sargeant Reynolds Community College Impacting Henrico County*. He provided information on a new workforce development building that is under construction on the College's

Parham Road campus and a library technology center that was recently constructed on this campus. Dr. Rhodes also referred to enrollment increases at Reynolds and mentioned that renovations will begin soon on the Parham Road campus. He thanked the Board for its support and for the County's partnership with Reynolds.

At the conclusion of Dr. Rhodes' brief remarks, each member of the Community College Board who was present shared comments with the Board of Supervisors and expressed their pleasure at serving on the Community College Board. Mr. Cuthbertson, who is currently serving as Vice Chair of the Community College Board, reported on the successful completion of a \$15 million major gift campaign, the school's largest to date. Mr. Freeman spoke to the value of his post-retirement Associate of Applied Science degree in horticulture that he received from Reynolds. Mr. Kilgore referred to the productivity of the College's administrative staff and faculty and the College's wise use of County funds in a tough economy. Mr. Long also complimented the Reynolds staff and favorably compared the quality of education offered there to what he received at public four-year colleges.

Dr. Rhodes responded to questions from the Board concerning the college's future challenges, the status of providing online classes and distance learning, recent changes in the college's Dual Enrollment partnership with Henrico County Public Schools, and State funding.

On motion by Mr. Glover, seconded by Mr. Kaechele, the Board approved going into a Closed Meeting at 5:37 p.m. for the following purpose:

Consultation with the County Attorney Pertaining to Actual Litigation Styled *Board of Supervisors of Henrico County Virginia v. Rebkee Replacement, LLC, et al.*, Pursuant to Section 2.2-3711(A)(7) of the Code of Virginia, 1950, as Amended.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Donati, Glover, Kaechele

No: None

On motion of Mr. Glover, seconded by Mr. Donati, the Board approved going out of the Closed Meeting at 6:10 p.m.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Donati, Glover, Kaechele

No: None

On motion of Mr. Kaechele, seconded Mr. Thornton, the Board approved the attached Certificate of Closed Meeting.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Donati, Glover, Kaechele

No: None

There was brief discussion by the Board and Mr. Hazelett in open session of the litigation discussed during the closed meeting.

The Board recessed for dinner at 6:13 p.m. and reconvened at 6:33 p.m.

Mr. Hazelett reviewed the evening's regular meeting agenda. He noted that the media had given a lot of attention to the proposed ordinance to increase County utility charges but that no citizens had signed up in advance to speak during the public hearing on this matter. Mr. Hazelett elaborated on the need to raise these charges after three years of no increases.

Mr. Hazelett advised that staff and representatives of GRTC Transit System would brief the Board on public transit funding issues at the Board's next work session in two weeks. He then briefly commented on the economy and local housing market. Mr. Hazelett noted that the Board would have to re-establish magisterial district lines in 2011 and reviewed a tentative schedule for the redistricting process.

Mr. Glover referred to a letter the Board had received from Mr. Hazelett summarizing how two bills passed by the Virginia General Assembly during the 2010 Session, HB 1250 and HB 1307, will impact the County. HB 1250 concerns the conveyance of vested rights to property owners through the transmittal of zoning determinations and HB 1307 states that zoning ordinances shall consider and allow "temporary family healthcare structures" as an accessory use in single-family districts for the purposes of providing care for a mentally or physically impaired person on a caregiver's property. Mr. Rapisarda and Mr. Silber explained the provisions of the two bills and how this legislation will impact the County. There was discussion by Mr. Rapisarda, Mr. Silber, Mr. Tokarz, Mrs. O'Bannon, Mr. Hazelett, and Mr. Glover about the implications of the legislation. In response to a question from Mr. Thornton, Mr. Hazelett advised that this matter will be brought back to the Board at a future work session. Mr. Hazelett responded to a question from Mr. Glover relating to the collection of revenue for traffic summonses issued by local police officers pursuant to State legislation.

There being no further business, the meeting was adjourned at 6:55 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
SPECIAL MEETING
November 4, 2009

The Henrico County Board of Supervisors convened a special meeting on Wednesday, November 4, 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 (departed at 5:29 p.m.)
Patricia S. O'Bannon, Vice Chairman, Tuckahoe District
James B. Donati Jr., Varina District Supervisor
Richard W. Glover, Brookland District Supervisor
Frank J. Thornton, Fairfield District Supervisor

Members of the General Assembly Present:

A. Donald McEachin, Senate of Virginia, 9th District
Walter A. Stosch, Senate of Virginia, 12th District
John C. Watkins, Senate of Virginia, 10th District
James P. Massie, III, House of Delegates, 72nd District (departed at 5:00 p.m.)
Jennifer L. McClellan, House of Delegates, 71st District
Delores L. McQuinn, House of Delegates, 70th District
Joseph D. Morrissey, House of Delegates, 74th District

Members of the General Assembly Absent:

Riley E. Ingram, House of Delegates, 62nd District
William R. Janis, House of Delegates, 56th District
John M. O'Bannon, III, House of Delegates, 73rd District
Christopher K. Peace, House of Delegates, 97th District

Other Officials Present:

Wade A. Kizer, Commonwealth's Attorney
Yvonne G. Smith, Circuit Court Clerk
Michael L. Wade, Sheriff
Virgil R. Hazelett, P.E., County Manager
Joseph P. Rapisarda, Jr., County Attorney
George T. Drumwright, Jr., Deputy County Manager for Community Services
Angela N. Harper, FAICP, 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
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
Tanya B. Harding, Deputy Clerk to the Board
C. Michael Schnurman, Jr., Legislative Liaison
Wilbert J. Childress, Technology Support Specialist, County Manager's Office
Tamra R. McKinney, Director of Public Relations & Media Services
Fred C. James, Media Specialist, Department of Public Relations & Media Services
John A. Vithoukas, Director of Finance, Special Economic Advisor to the County Manager
Eugene H. Walter, Management and Budget Division Director
Michael D. O'Connor, Director of Mental Health and Retardation Services
Henry W. Stanley, Jr., Chief of Police
Shawn M. Sears, Animal Protection Section Supervisor, Division of Police
Timothy A. Foster, Director of Public Works
Christopher L. Winstead, Assistant Director of Public Works
Jeffrey W. Perry, Engineering and Environmental Services Division Manager, Department of Public Works
David W. Brat, Legislative Assistant to Senator Stosch
Meg Graham, Legislative Assistant to Delegate Massie
Archer McGiffin, Legislative Assistant to Delegate O'Bannon
Charles E. Gates, Jr., Communications Coordinator, Richmond Regional Planning District Commission

Mr. Kaechele called the meeting to order at 4:43 p.m. He welcomed everyone and offered congratulations to the delegates on their re-election. Mr. Kaechele then asked the legislators, Board members, County staff, legislative assistants, and others who were present to introduce themselves. Tom Lappas, Publisher/Editor of the *Henrico Citizen*, was representing the media.

Mr. Hazelett noted that this year's special meeting with the County's General Assembly delegation was starting an hour earlier than in previous years due to other commitments later in the evening and would be primarily an information session. He announced that dinner would be served at approximately 5:30 p.m. by students from the Hermitage Technical Center's culinary arts program under the direction of their Culinary Arts Instructor, Win Goodier. Mr. Hazelett then briefly reviewed the format of the presentation that would be made jointly by several members of the County staff.

Dinner Briefing on 2010 County Legislative Program with General Assembly Delegation

Mr. Hazelett recognized Mr. Schnurman, who began a slide presentation by providing an overview of the County's legislative program and explaining the County's two legislative requests for 2010, a proclamation commending the County on its 400th anniversary and legislation to allow Henrico animal protection officers the authority to enforce laws relating to wildlife as well as domestic animals. There were no questions regarding these items. Mr. Schnurman referred to the tri-fold brochure on the County's 2010 Legislative Program that he had placed at the legislators' seats.

Mr. Schnurman recognized Mr. Vithoukas, who continued the slide presentation by offering a Henrico economic outlook. Mr. Vithoukas addressed jobs lost in the region, local foreclosure

data, real estate revenues and commercial real estate values, the state budget shortfall and continued declines in state revenues, Virginia Retirement System (VRS) costs for localities, and real estate tax trends among the Commonwealth's larger localities. There was lengthy discussion by Sen. Stosch, Mr. Glover, Mr. Hazelett, and Mr. Vithoulkas pertaining to VRS cost increases, VRS rates, and the Commonwealth's funding of VRS. Sen. Watkins and Sen. Stosch asked for Mr. Vithoulkas and the County staff to keep legislators informed of the County's suggestions and concerns.

Mr. Hazelett announced that dinner would be served at 5:40 p.m. He introduced Mr. Goodier, who thanked the Board and Mr. Hazelett for inviting the students to prepare the meal once again for this annual dinner meeting. Mr. Goodier had the following students who were present from the Hermitage Technical Center culinary arts program introduce themselves and identify their home schools: Adam-Michael Feaster (Deep Run); Gabby Elmes (Freeman); Maggie Carnan and Hannah Crooks (Godwin); Joseph Woodward (Hermitage); Tim Brown and Brittany Booker (Highland Springs); Chesea Crim (Tucker); and Robert Alexander (Varina). Mr. Goodier reviewed the menu. Mr. Hazelett thanked Mr. Goodier and the students for their efforts.

Mr. Hazelett recognized Mr. Rapisarda, who shared the County's concerns relating to a proposal from the Virginia Bar Association's Boyd Graves Conference to extend the Virginia Tort Claims Act to all Virginia local governments. If adopted by the General Assembly, this proposal would effectively eliminate sovereign immunity as a defense to tort claims in the Commonwealth. It would be potentially costly to localities and likely result in more litigation. Mr. Rapisarda responded to questions and comments from Sen. McEachin, Sen. Watkins, and Del. Morrissey regarding the scope of tort claims legislation in other states, how claims against the County are currently handled, and the anticipated impact of this proposal on the County.

Mr. Schnurman recognized Mr. O'Connor, who returned to the slide presentation by reporting on the Governor's action on September 8, 2009 to terminate the Commonwealth's direct management of the Community Resource Pharmacy (CRP) by January 1, 2010. Mr. O'Connor reviewed how the CRP operated, the advantages of a state operated CRP, how medications would now be accessed, and the impact of this change on local community services boards and the state budget. Mr. Hazelett and Mr. O'Connor responded to a few questions from Sen. Watkins about the CRP and the impact of this change. Sen. Stosch asked Mr. O'Connor to provide the County's legislative delegation with talking points demonstrating why the change will not be efficient.

Mr. Hazelett briefed the County's delegation on proposed stormwater regulations adopted by the Virginia Soil and Water Conservation Board that were scheduled to go into effect on July 1, 2010. He advised that County staff would be making a presentation to the Board of Supervisors on this matter at its next work session on November 10, 2010. Mr. Hazelett further advised that members of the local development community had expressed concerns about the costs of the new regulations, which were intended to protect the Chesapeake Bay from the adverse effects of stormwater runoff. He referred to a draft resolution that County staff would be asking the Board of Supervisors to consider at its next meeting. The resolution would request "that the proposed regulations be suspended and that the Virginia Department of Conservation and Recreation continue to work with local officials and representatives of the private sector to

develop a program that is realistic and scientifically supported to achieve the goal of improving water quality.” Mrs. O’Bannon noted that the Virginia Association of Counties and Virginia Municipal League were also concerned about the proposed regulations and the timeframe for adopting them.

Mr. Glover and Mr. Perry responded to a question from Del. Morrissey pertaining to how the regulations would impact development in the County. Mr. Hazelett, Mr. Glover, Mrs. O’Bannon, and Mr. Donati responded to questions and comments from Sen. Watkins, Del. Morrissey, and Sen. Stosch relating to the impact and costs of the new regulations. The legislators voiced an interest in receiving a separate one-hour briefing from County staff on this matter. Sen. Stosch indicated that it would be helpful to have a statewide consensus on the regulations. Mr. Perry responded to a question from Mrs. O’Bannon regarding how the regulations would apply to existing development and older communities. Mr. Hazelett pointed out that the new regulations would make it more difficult for communities to provide affordable housing by increasing the cost of residential development. Mr. Donati stated a concern that agriculture had not been addressed by the regulations even though farmers are the biggest producers of nitrogen and phosphorous. Sen. Watkins voiced concerns that regulations would mandate sprawl and did not account for differences in soil types. Mr. Glover articulated a concern that the regulations could require that stormwater Best Management Practices (BMPS) be constructed on individual residential lots.

Mr. Hazelett concluded the presentations and discussions by reminding the County’s legislative delegation that the County staff is always available to answer questions and provide information. Del. Morrissey commented that Mr. Schnurman does a great job of keeping the delegation abreast of issues affecting the County.

The officials present at the meeting gave a standing ovation to Mr. Goodier and his culinary arts students who had prepared and served the dinner.

There being no further business, the meeting was adjourned at 6:36 p.m.

Chairman, Henrico County Board of Supervisors

**RESOLUTION – Signatory Authority – Purchase and Leaseback of Property –
8600-8604 Staples Mill Road - Brookland District**

Approval of this resolution will authorize and direct the County Manager to execute an agreement for the: (1) purchase of 1.983 acres, more or less, with improvements, at 8600-8604 Staples Mill Road (the “Property”) from Staples Mill Equities, LLC, a Virginia limited liability company (“Staples Mill Equities”), by the County and (2) lease of the Property back to Staples Mill Equities for a period of six years at a rate of \$1 per year. The lease will commence on the date that the County takes title to the property. The resolution also authorizes and directs the County Manager to accept the deed to the Property. The Director of Real Property recommends approval of this paper. **This paper was deferred from the Board Meeting of April 27, 2010.**



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 107-10

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Agenda Title RESOLUTION - Signatory Authority - Purchase and Leaseback of Property -
8600-8604 Staples Mill Road - Brookland District

For Clerk's Use Only:

MAY 25 2010

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, the County of Henrico desires to acquire additional property near the Government Center when it becomes available for purchase in order to allow for expansion of the Government Center to better serve the residents of Henrico County; and,

WHEREAS, Staples Mill Equities, LLC, a Virginia limited liability company, (the "Seller") has agreed to convey a parcel of land near the Government Center totaling 1.983 acres, more or less, at 8600-8604 Staples Mill Road, (the "Property") to the County at its appraised value; and,

WHEREAS, the purchase agreement for the purchase of the Property provides that Seller will leaseback the Property from the County, after title has been transferred to the County, for a period of six (6) years at a rate of \$1 per year; and,

NOW, THEREFORE, BE IT RESOLVED by the Board that:

(1) the County Manager is hereby authorized and directed to execute a purchase agreement, in a form approved by the County Attorney, by and between the Seller and the County, for the purchase of the Property for \$1,600,000.00 and other considerations and conditions as specified in the agreement;

(2) the County Attorney is authorized and directed to cause title to be examined to the Property and upon his approval of the title, the County Manager is authorized and directed to accept the deed to the Property, in a form approved by the County Attorney;

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. 107-10

Page No.

2 of 2

**Agenda Title RESOLUTION - Signatory Authority - Purchase and Leaseback of Property -
8600-8604 Staples Mill Road - Brookland District**

(3) the County Manager and the County Attorney are authorized and directed to undertake all additional administrative and legal actions necessary to acquire title to the Property;

(4) upon the County's acquisition of title to the Property, the County Manager is authorized and directed to execute a lease agreement on behalf of the County, in a form approved by the County Attorney, for the Property for a period of six (6) years, commencing upon transfer of title from the Seller to the County;

(5) the County Manager and the County Attorney are authorized and directed to undertake all additional administrative and legal actions necessary to lease the Property.

Comments: The Director of Real Property recommends approval of this paper; the County Manager concurs.

RESOLUTION – Signatory Authority – Easement Agreement for Virginia Electric and Power Company– Tuckahoe District

The approval of this resolution will authorize the Chairman and Clerk of the Board of Supervisors to execute an easement agreement, in a form approved by the County Attorney, conveying to Virginia Electric and Power Company (“VEPCO”), the right to construct and maintain an underground electric line across a County well lot to replace an *overhead line with underground service to a home on Woodberry Road that is adjacent to the well lot*. The easement will not interfere with any potential use of the well lot. The Directors of Public Utilities and Real Property recommend approval of this action.
(Public Hearing)



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 124-10

Page No.

1 of 1

Agenda Title

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

For Clerk's Use Only:

MAY 25 2010

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, the County of Henrico, Virginia owns a well lot in Block HH of Westham Subdivision; and,

WHEREAS, Virginia Electric and Power Company ("VEPCO") has requested that the County convey an underground electric line easement across a portion of the well lot, as shown on the attached Exhibit "A," to provide an underground electrical service to an adjoining homeowner; and,

WHEREAS, the Board of Supervisors of Henrico County, Virginia wishes to grant an easement to VEPCO for this purpose; and,

WHEREAS, on May 25, 2010, the Board held an advertised public hearing on this Resolution pursuant to Sections 15.2-1800 and 15.2-1813 of Code of Virginia, 1950, as amended.

NOW, THEREFORE, BE IT RESOLVED by the Board that the Chairman and Clerk are authorized to execute an easement agreement, in a form approved by the County Attorney, by and between the County and VEPCO, for the conveyance of an underground electric line easement across the well lot, as shown on Exhibit "A."

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

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:

Yellow to:

Real Property

Copy to:

Certified:

A Copy Tests:

Clerk, Board of Supervisors

Date:

RESOLUTION — Condemnation — Right-of-Way and Easements — North Gayton Road Extension Project — Raleigh R. Cook and Carolyn A. Cook — Three Chopt District

This Board paper authorizes condemnation proceedings for property owned by Raleigh R. Cook and Carolyn A. Cook that is needed for the construction of the North Gayton Road Extension Project.

The County needs to acquire right-of-way containing 2,174 sq. ft., a permanent slope and drainage easement containing 5,262 sq. ft., a temporary construction easement containing 3,266 sq. ft., and a permanent easement for Verizon Virginia Inc., containing 7014 sq. ft. across the property at 4900 Pouncey Tract Road identified as Tax Map Parcel 738-769-4425. Based on an independent appraisal, a bona fide offer of \$22,725 was made to and rejected by the owner.

This Board paper directs the County Manager to take the necessary steps to acquire the right-of-way and easements with the right to enter the property upon the filing of a certificate of take and the deposit of \$22,725 in the Clerk's Office of the Henrico County Circuit Court.

The Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs. **(Public Hearing)**



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 125-10

Page No.

1 of 2

Agenda Title **RESOLUTION — Condemnation — Right-of-Way and Easements — North Gayton Road Extension Project — Raleigh R. Cook and Carolyn A. Cook — Three Chopt District**

For Clerk's Use Only:

MAY 25 2010

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, it is necessary for construction of the North Gayton Road Extension Project (the "Project") to acquire right-of-way containing 2,174 sq. ft., a permanent slope and drainage easement containing 5,262 sq. ft., a temporary construction easement containing 3,266 sq. ft., and a permanent easement containing 7,014 sq. ft. for Verizon Virginia Inc., a Virginia corporation, (collectively, the "Right-of-Way and Easements") across the property at 4900 Pouncey Tract Road owned by Raleigh R. Cook and Carolyn A. Cook ("Owners"), and identified as Tax Map Parcel 738-769-4425 in the Three Chopt District; and,

WHEREAS, the Board of Supervisors of Henrico County, Virginia desires to exercise authority granted by the Code of Virginia (the "Code") to acquire title, to enter upon and take possession of the Right-of-Way and Easements, and to construct the Project before the institution of condemnation proceedings; and,

WHEREAS, after advertisement in the *Richmond Times-Dispatch*, the Board held a public hearing pursuant to §15.2-1903 of the Code, at which time the Board declared its intent to enter and take the Right-of-Way and Easements for the Project across portions of the Owners' property.

NOW, THEREFORE, BE IT RESOLVED that:

- (1) The Board directs the County Manager to take the necessary steps to acquire the Right-of-Way and Easements over, under, upon, across and through the property of the Owners, shown as "**RALEIGH R. COOK AND CAROLYN A. COOK**" on two plats, one made by NXL, dated October 27, 2009, sealed on December 4, 2009, by David L. Jones, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A," and one made by Verizon Virginia Inc., a copy of which is attached and marked Exhibit "B," or shown as parcel "034" on Sheet Nos. 12, 13, 14, and 14D, and further described on Sheet No. 1(C)1 of the plans

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. 125-76
Page No.

2 of 2

Agenda Title **RESOLUTION — Condemnation — Right-of-Way and Easements — North Gayton Road Extension Project — Raleigh R. Cook and Carolyn A. Cook — Three Chopt District**

for North Gayton Road Extension, Project No. 2122.50701.28004.01152, reduced size copies of which are attached and marked as Exhibit "B-1", "B-2", "B-3", "B-4", and "B-5";

- (2) The Board deems it necessary to enter upon the property and take possession of the Right-of-Way and Easements in order to construct the Project prior to the time in which a condemnation case can be filed and heard in accordance with the Code;
- (3) The County Manager shall send by certified mail a notice dated May 26, 2010, advising the Owners that the County intends to enter upon and take the Right-of-Way and Easements prior to the conclusion of condemnation proceedings, setting forth the compensation and damages offered by the County, and informing the Owners of the 30 days within which to contest the taking;
- (4) The Board finds a necessity exists to institute condemnation proceedings pursuant to the Code to acquire the Right-of-Way and Easements for the public use of constructing, operating, and maintaining the Project and to determine the amount of compensation and damages, if any, caused by the taking, possession and acquisition of the Right-of-Way and Easements;
- (5) After the 30-day period for the Owners to contest the taking has run, the County Attorney shall file in the Clerk's Office of the Circuit Court a certificate signed by the Chairman and Clerk of the Board in accordance with the Code and shall deposit with the Clerk the amount of the bona fide offer listed below that has not been accepted by the Owners:

**RALEIGH R. COOK AND CAROLYN A. COOK
AS TO 4900 POUNCEY TRACT ROAD - \$22,725**

and,

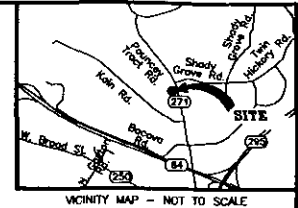
- (6) The Board authorizes and directs the County Manager to continue to seek a voluntary acquisition of the Right-of-Way and Easements, to take all steps necessary to acquire the Right-of-Way and Easements, and to enter on and take immediate possession of the required Right-of-Way and Easements.

Comments: The Real Property Department has been unsuccessful in negotiating a settlement for the acquisition of the Right-of-Way and Easements. Therefore, the Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs.

GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
738-769-4425	RALEIGH R. COOK & CAROLYN A. COOK	1840/229	2.74 sq. ft.	5.262 sq. ft.	3.266 sq. ft.

EXHIBIT "A"

Meridian Source:
Virginia State Plane
South Zone Grid North



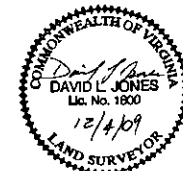
Now or Formerly
COMMONWEALTH FOUNDATION I-V
Pouncey Tract Rd.
GPIN *737-789-4467

Curve Table					
Delta	Radius	Length	Tangent	Chord	Chord Bearing
C1 0670.3109°	2256.00'	238.40'	119.31'	238.29'	S16°09'10"E
C2 0670.311°	2462.00'	260.70'	130.47'	260.58'	N18°59'45"W

Line Table			
Line	Length	Bearing	Angle
L1	522'07.23'E	10.33°	
L2	573'46'14"W	13.29°	
L3	N26°21'16"W	12.91°	

**RALEIGH R. COOK
& CAROLYN A. COOK**
4800 Pouncey Tract Rd.
D.B. 1840 PG. 229
GPIN *738-769-4425
10.25 Ac.

POUNCEY TRACT RD.




Notes:


- This plot has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
- Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 08/15/09.
- Acresage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
- Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.

Now or Formerly
BARBARA W. CHAMBERLAIN, TRUSTEE
4820 Pouncey Tract Rd.
GPIN *738-768-6389

SCALE
0 15' 30' 60'

ACQUISITION PLAT SHOWING RIGHT-OF-WAY, TEMPORARY CONSTRUCTION EASEMENT, AND PERMANENT SLOPE AND DRAINAGE EASEMENT ON THE PROPERTY OF
**RALEIGH R. COOK
& CAROLYN A. COOK**
THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA





Engineers, Surveyors
Construction Managers

114 east cory street, suite 200
richmond, virginia 23219
(804) 644-4600

FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
034	1" = 30'	Oct. 27, 2009	0710007L	1 of 1

County Of Henrico	
Department of Public Works	
FILE NO	SHEET NO
	12

AECOM

Design File - User\Projects\00136 Gayton Road\Drawings\Roadway\Roadway\00136.dwg
Design Date - 11/06/13
Lanes On - 10/12 10/22 10/33 10/35 10/37 10/42 10/45 10/52 10/63

Ref. File - 00136.dwg
Lanes On - 10/63

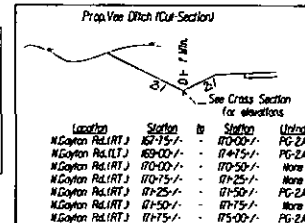
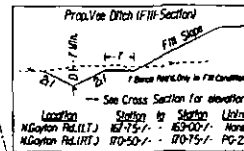
Ref. File - 00136.dwg
Lanes On - 10/63

Ref. File - 00136.dwg
Lanes On - 10/63

Ref. File - 00136.dwg
Lanes On - 10/63

Ref. File - 00136.dwg
Lanes On - 10/63

SUPERVISED BY: RICHARD LEWIS, JR. (10/11/13) (AECOM)
DESIGNED BY: AECOM
The coordinates shown on this page are project coordinates.

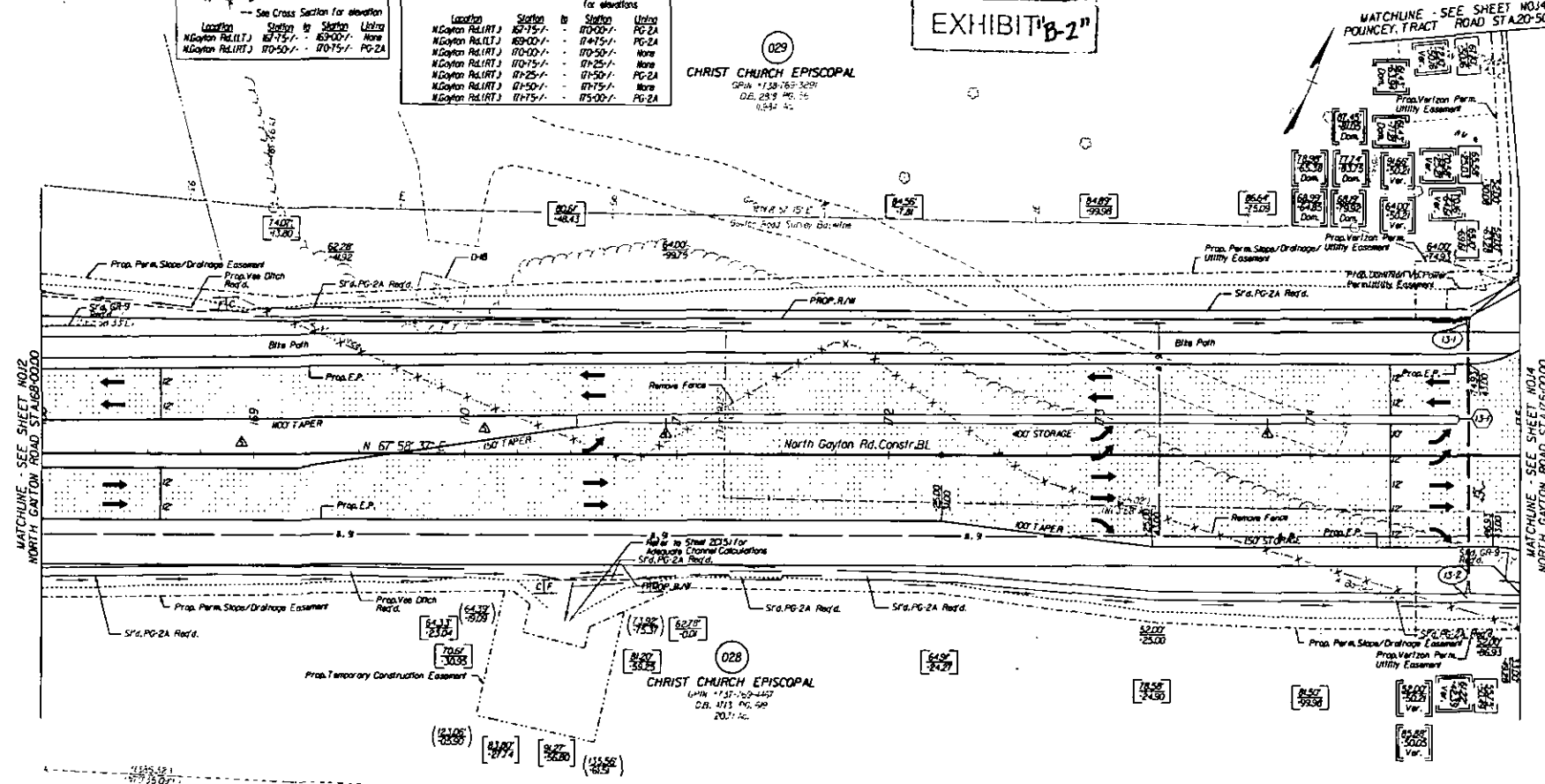


100% SUBMISSION

EXHIBIT "B-2"

CHRIST CHURCH EPISCOPAL
SPIN 1130-163-3001
DB 25.8 PG. 15

REVISION	DATE	DESCRIPTION	PROJECT	SHEET NO.
1	11/06/13	REVISED 11/06/13	2122.S0701.28004.DH152	13



RALEIGH R. COOK &
CAROLYN A. COOK
CIVIL ENGINEERS
P.C. 1130-163-3001
DB 25.8 PG. 15

- △ Deleted Standard HWY-100 Co. Curb & Gutter Road.
- △ Deleted Standard HWY-100 Co. Pedestrian Crossing Area Road.
- △ Deleted Standard CD-10B Road.
- △ Deleted Standard HW-1 Road.
- △ Deleted Standard HW-2 Road.

Deleted HWY-100 Co. Curb & Gutter Road.
Deleted HWY-100 Co. Pedestrian Crossing Area Road.
Deleted HWY-100 Co. Pedestrian Crossing Area Road.
Deleted HWY-100 Co. Pedestrian Crossing Area Road.

Deleted Proposed Pavement
Deleted Construction Units in Cuts
Deleted Construction Units in Fills

SCALE
0 25 50

REFERENCES
(PROFILES, DETAIL & DRAINAGE
DESCRIPTION SHEETS, ETC.)

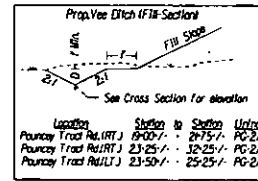
NORTH GAYTON RD. PROFILE
DRAINAGE DESCRIPTIONS
CONCRETE STAGING DETAILS
UNDERGROUND LAYOUT
EROSION & SEDIMENT CONTROL
DEMOLITION SHEET
DRAINAGE OUTFALLS

SHEET 13A
SHEET 13B
SHEET 13C
SHEET 13D
SHEET 13E
SHEET 13F
SHEET 13G
SHEET 13H
SHEET 13I
SHEET 13J
SHEET 13K
SHEET 13L
SHEET 13M
SHEET 13N
SHEET 13O
SHEET 13P
SHEET 13Q
SHEET 13R
SHEET 13S
SHEET 13T
SHEET 13U
SHEET 13V
SHEET 13W
SHEET 13X
SHEET 13Y
SHEET 13Z

County Of Henrico
Department of Public Works
PROJECT
N. GAYTON RD.
SHEET NO.
13

SURVEYED BY: JOE LEWINGER (2004) 343-8300
SUPERVISED BY: RICHARD LEWINGER (2004) 343-8300
DESIGNED BY: JACOB

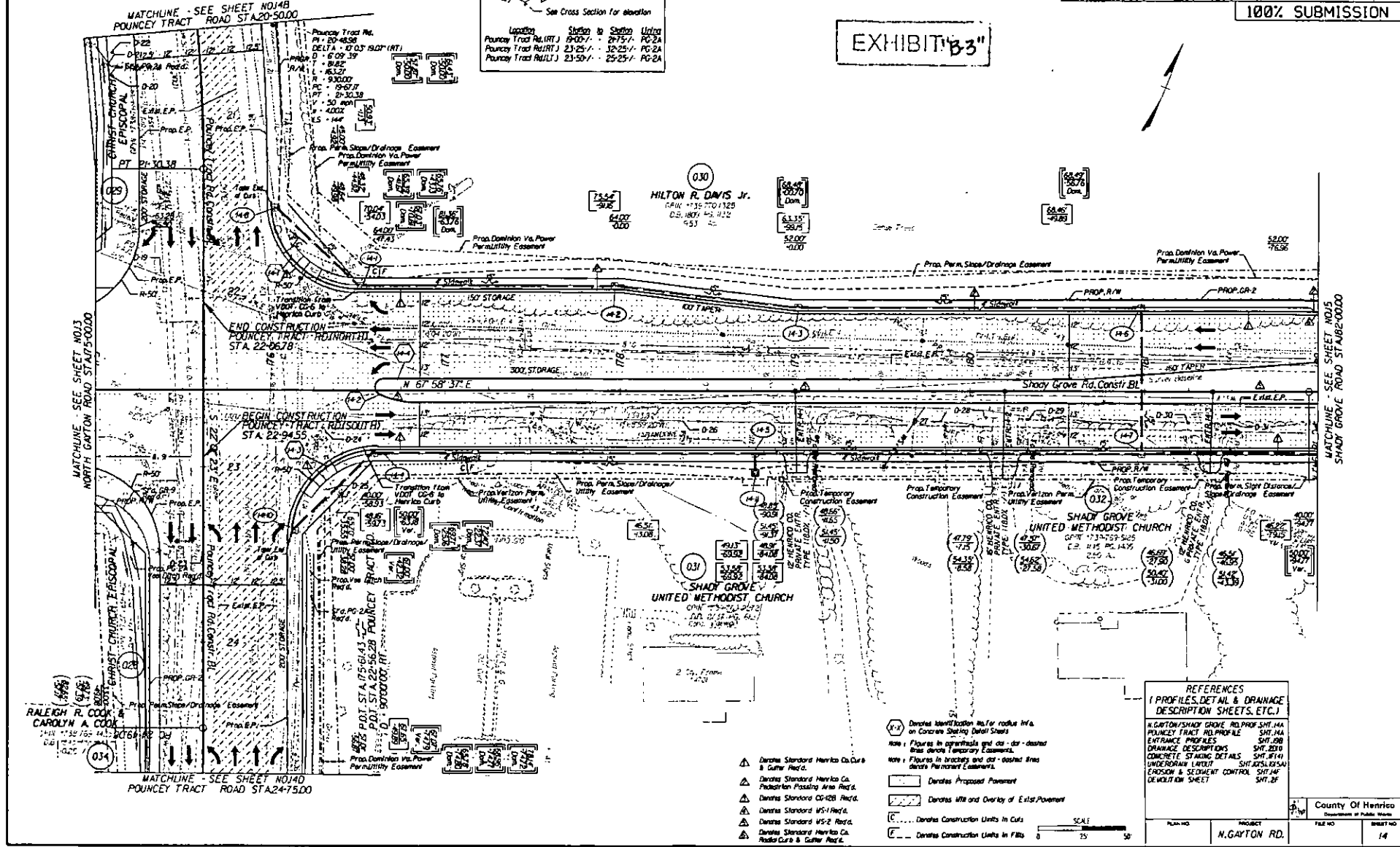
The coordinates shown on this page are project coordinates



DESIGN FEATURES RELATING TO CONSTRUCTION
OR TO REGULATION AND CONTROL OF TRAFFIC
MAY BE SUBJECT TO CHANGE AS DEEMED
NECESSARY BY THE DEPARTMENT

ISSUED	STATE	FEDERAL AID	STATE	SHEET NO.
REVISION		PROJECT	ROUTE	PROJECT
REVISED 3/3/2009 REVISED 3/25/2009	VA		2122.50701.28004.D052	14

EXHIBIT "B3"

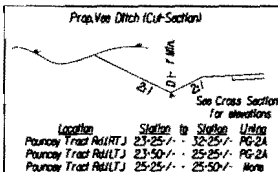













SHADY GROVE
UNITED METHODIST CHURCH

SHADY GROVE

DESIGN FEATURES RELATING TO CONSTRUCTION
OR TO REGULATION AND CONTROL OF TRAFFIC
MAY BE SUBJECT TO CHANGE AS DEEMED
NECESSARY BY THE DEPARTMENT.

100% SUBMISSION



-  **Legend**
-  **X-2** Denotes Identification Label for valves info. on Concrete Slabbing (Bolt Sheets)
-  **Note:** Figures in parentheses and dot-dot denote lines denote Temporary Easements.
-  **Note:** Figures in brackets and dot-dot denote lines denote Permanent Easements.
-  Denotes Waters of the U.S.
-  Denotes Limits of Wetland Areas
-  Denotes Proposed Pavement
-  Denotes Milt and Overlay of Existing Pavement
-  Denotes Construction Limits in Cuts
-  Denotes Construction Limits in Fills
-  0 10 20 Feet

REFERENCES
(PROFILES, DETAIL & DRAINAGE
DESCRIPTION SHEETS, ETC.)

POUNCEY TRACT RD PROFILE	SHT. 18
DRAINAGE DESCRIPTIONS	SHT. 20
ENTRANCE PROFILES	SHT. 19
UNDERDRAIN LAYOUT	SHT. 19
EROSION & SEDIMENT CONTROL	SHT. 19
DEMOLITION SHEET	SHT. 21

County Of Henrico
Department of Public Works

FILE NO	SHEET NO
---------	----------

PLAN NO.

PROBLEM

FILE NO	SHEET NO
---------	----------

SURVEYED BY NX1 (804) 544-4800
SUPERVISED BY MICHAEL L. LINNICH (804) 575-8300 (ACCOM)
DESIGNED BY ACCOM.....


100% SUBMISSION

EXHIBIT "B-5"

DESIGN FEATURES RELATING TO CONSTRUCTION
OR TO REGULATION AND CONTROL OF TRAFFIC
MAY BE SUBJECT TO CHANGE AS DEEMED
NECESSARY BY THE DEPARTMENT

[illegible]

PARCEL NO.	LANDOWNER	SHEET NO.	AREA																		EASEMENTS									
			TOTAL		FEE TAKING		FEE REMANDER		FEE REMANDER BISECTED PROPERTIES NGAYTON RD. (LT.16)		FEE REMANDER BISECTED PROPERTIES NGAYTON RD. (RT.16)		FEE REMANDER BISECTED PROPERTIES BACOYA DR. (LT.16)		FEE REMANDER BISECTED PROPERTIES BACOYA DR. (RT.16)		PERM. SLOPE/DRAINAGE/ ACCESS/SIGHT DISTANCE		UTILITY				TEMPORARY		PROFFERS YES / NO					
			ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	DOWNOWN VA POWER		VERIZON		ACRES	SQ. FEET						
																			ACRES	SQ. FEET	ACRES	SQ. FEET				ACRES	SQ. FEET			
001	Sterling Management Corp.	3	0.563	0.83	7964	0.380	16552.80										0.060	2624	0.094	4126.52			0.161	7019						
002	Duane A. Deskevich & Kimberly A. Kohn Trs	3,4	1.024	0.465	20264	0.559	24350.04										0.261	11376												
003	Gateway Bank & Trust Co.	3	1.004	0.056	2450	0.948	41294.88										0.084	3671												
004	The Linhart Company C/O Dominion Chevrolet	3,4	9.207	0.013	583	9.994	400490.64										0.081	3546												
005	Marsha A. Pressel & Larry T. Pressel	3,4	2.084														0.062	2706				0.016	695							
006	David S. Brown & Chris C. Brown	4	1.377	0.199	8672	1.178	51313.68										0.361	15730				0.080	3486							
007	Sarah H. Pearson	4,5	6.246	1.074	46773	5.172	225292.32										0.268	11678												
008	Gayton Road Properties, LLC	4	1.547														0.023	1009												
009	DELETED																													
010	Boyd C. Jones	6,6B,7	6.8	2.103	91627.41			1707	74356.92	0.749	32626.44	2.288	99665.28				2.564	111722.00				0.349	15264.40							
011	Darrell H. Bowman & Marsha Morgan		6.6F,7	3.98	0.909	39601						2130	92782.80		0.942	41033.52	0.790	34368				0.263	11463							
012	Helen Long Payne	6B,6D,7	42.51	10.37	45191										40.007	174270.492	0.673	29326												
013	Blanche N. Aults	6,6F	5.368	0.398	17354	4.970	216493.20										0.149	6506												
014	Blanche N. Aults	6F,6H	5.0	0.592	25768	4.408	192012.48										0.164	7132				0.222	9656							
015	Darrell H. Bowman & Marsha S. Morgan	6H	3.5	0.011	470	3.489	151980.84										0.031	1334												
016	DELETED																													
017	Sharon S. Shiner & Susanne M. Smith Trustees	7,8,9J	25.54	5.420	236098			3.876	168838.56	16.244	707588.64						1.923	83781	0.013	576.56		0.458	19932							
018	David M. Hepler & Jennifer E. Hepler	9,10	1.259	0.062	2719	1.197	52141.32										0.118	5145	0.040	1776.10		0.007	326							
019	Annie B. Fair	7,8,9J	7.891	0.049	2134	7.842	341597.52										0.001	46	0.023	1043.74		0.012	519							
020	Roger Lee Horton	10,10B	2.534	0.061	2652	2.473	107723.88											0.027	1190.68			0.017	725							
021	Emily Leake Waller	10,10B, 10D,10	16.27	1.916	83463			3.516	153156.96	11.295	492010.20						0.672	29271	0.003	165.03	0.150	6544.44	0.691	30093						
022	David M. Hepler, Trustee	10,10D	14.301	0.026	1146	14.275	621819.00										0.116	5037	0.044	19187.3										
023	Allen G. Bowles & Mildred Ann P. Bowles	10B	4.61	0.092	4001	4.518	196804.08										0.024	1034	0.003	152.55	0.061	2696.62	0.002	98						
024	County Of Henrico	10B	205.261	0.030	1316	205.231	893986.36										0.013	545	0.005	255.48										
025	Gerald W. Glover	10D	1.31	0.002	90	1.308	56976.48										0.008	329	0.007	331.39										
026	Timothy Willis & Roe M. Willis	10D	2.06														0.046	636	0.010	435.61		0.0376	1636							
027	Louis A. Minor	11,12	2.497	0.641	27911			0.585	25490.42	1.271	55371.06						0.239	10429				0.170	7386							
028	Christ Church Episcopal	11,12,13,14	20.71	3.006	1309300			14720	641203.20	2.985	130040.65						0.900	3996		0.103	4529.36	0.207	9001							
029	Christ Church Episcopal	12,13, 14,14B	11.984	1.84	51559	10.800	470448.00										0.496	21602	0.008	386.64	0.152	6631.90	0.063	27.31						
030	Hilton R. Davis Jr.	14,14B,15	9.53	0.541	23573	8.989	391560.84										0.320	13959	0.242	10579.67		0.018	766							
031	Shady Grove United Methodist Church	14,14D	3.15	0.257	11174	2.893	126019.08										0.120	5210	0.061	2657.24	0.139	6078.98	0.050	2185						
032	Shady Grove United Methodist Church	14,15	2.50	0.134	5825	2.366	103062.96										0.073	3191		0.073	3200.46	0.005	213							
033	Shady Grove United Methodist Church	14D	5.469	0.017	731	5.452	237489.12											0.006	285.11											
034	Raleigh R. Cook & Carolyn A. Cook	12,13, 14,14D	10.25	0.050	2174	10.200	444312.00										0.120	5262		0.161	7014.00	0.075	3266							
035	Barbara W. Feibush, Trustee	14D	10.06														0.084	3642		0.126	5513.46									
036	DELETED																													
037	DELETED																													
038	DELETED																													
039	Shady Grove United Methodist Church	15	2.00	0.104	4556	1.896	82589.76										0.059	2578		0.033	1472.55	0.004	159							
040	Shady Grove United Methodist Church	15	0.735	0.149	6511	0.586	25526.16										0.058	2526		0.038	1690.57	0.142	6211							


County Of Harris

NGAYTON RD.

1111

RESOLUTION — Condemnation — Easement — North Gayton Road Extension Project — Nalin Molligoda and Dulminie V. Molligoda — Three Chopt District

This Board paper authorizes condemnation proceedings for property owned by Nalin Molligoda and Dulminie V. Molligoda that is needed for the construction of the North Gayton Road Extension Project.

The County needs to acquire a permanent slope and drainage easement containing 793 square feet across the property at 5404 Turnberry Park Drive, identified as Tax Map Parcel 740-769-6174. Based on an independent appraisal, a bona fide offer of \$7,416 was made to and rejected by the owner.

This Board paper directs the County Manager to take the necessary steps to acquire the permanent slope and drainage easement with the right to enter the property upon the filing of a certificate of take and the deposit of \$7,416 in the Clerk's Office of the Henrico County Circuit Court.

The Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs. **(Public Hearing)**



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 126-10

Page No.

1 of 2

Agenda Title **RESOLUTION — Condemnation — Easement — North Gayton Road Extension Project — Nalin Molligoda and Dulminie V. Molligoda — Three Chopt District**

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
MAY 25 2010	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, it is necessary for construction of the North Gayton Road Extension Project (the "Project") to acquire a permanent slope and drainage easement containing 793 square feet (the "Easement") across the property at 5404 Turnberry Park Drive owned by Nalin Molligoda and Dulminie V. Molligoda (the "Owners"), and identified as Tax Map Parcel 740-769-6174 in the Three Chopt District; and,

WHEREAS, the Board of Supervisors of Henrico County, Virginia desires to exercise authority granted by the Code of Virginia (the "Code") to acquire title, to enter upon and take possession of the Easement, and to construct the Project before the institution of condemnation proceedings; and,

WHEREAS, after advertisement in the *Richmond Times-Dispatch*, the Board held a public hearing pursuant to §15.2-1903 of the Code, at which time the Board declared its intent to enter and take the Easement for the Project across portions of the Owners' property.

NOW, THEREFORE, BE IT RESOLVED that:

- (1) The Board directs the County Manager to take the necessary steps to acquire the Easement over, under, upon, across and through the property of the Owners, shown as "NALIN MOLLIGODA & DULMINIE V. MOLLIGODA" on a plat made by NXL dated December 12, 2009, sealed on March 19, 2010 by Nicholas Kougoulis, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A," and shown as parcel "062" on Sheet No. 16 of the plans for North Gayton Road Extension, Project No. 2122.50701.28004.01152, a reduced size copy of which is attached as Exhibit "B";

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. 126-10
Page No.

2 of 2

**RESOLUTION — Condemnation — Easement — North Gayton Road Extension
Agenda Title Project — Nalin Molligoda and Dulminie V. Molligoda — Three Chopt District**

-
- (2) The Board deems it necessary to enter upon the property and take possession of the Easement in order to construct the Project prior to the time in which a condemnation case can be filed and heard in accordance with the Code;
 - (3) The County Manager shall send by certified mail a notice dated May 26, 2010, advising the Owners that the County intends to enter upon and take the Easement prior to the conclusion of condemnation proceedings, setting forth the compensation and damages offered by the County, and informing the Owners of the 30 days within which to contest the taking;
 - (4) The Board finds a necessity exists to institute condemnation proceedings pursuant to the Code to acquire the Easement for the public use of constructing, operating, and maintaining the Project and to determine the amount of compensation and damages, if any, caused by the taking, possession and acquisition of the Easement;
 - (5) After the 30-day period for the Owners to contest the taking has run, the County Attorney shall file in the Clerk's Office of the Circuit Court a certificate signed by the Chairman and Clerk of the Board in accordance with the Code and shall deposit with the Clerk the amount of the bona fide offer listed below that has not been accepted by the Owners:

**NALIN MOLLIGODA AND DULMINIE V. MOLLIGODA
AS TO 5404 TURNBERRY PARK DRIVE - \$7,416**

and,

- (6) The Board authorizes and directs the County Manager to continue to seek a voluntary acquisition of the Easement, to take all steps necessary to acquire the Easement, and to enter on and take immediate possession of the required Easement.

Comments: The Real Property Department has been unsuccessful in negotiating a settlement for the acquisition of the Easement. Therefore, the Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs.

AECOM

Design File: J:\proj\1000\100000\100000.dgn
Supervised By: BOB L. JENKINS
Designed By: AECOM
The coordinates shown on this page are project coordinates

Ref. File: 100000.dgn
Level: On: 100000

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Level: On: 100000

Ref. File: 100000.dgn
Level: On: 100000

Ref. File: 100000.dgn
Level: On: 100000

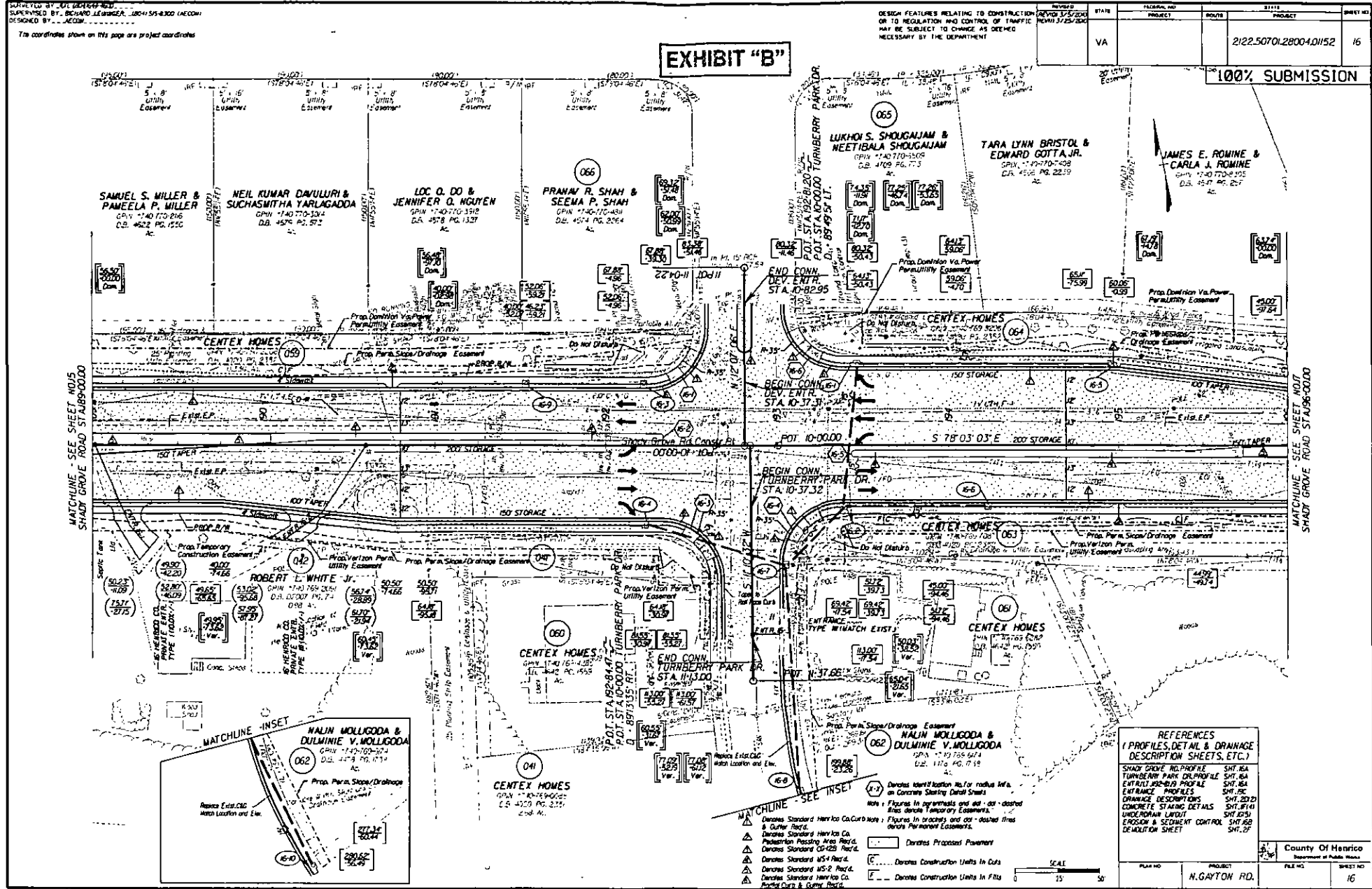
Ref. File: 100000.dgn
Level: On: 100000

EXHIBIT "B"

DESIGN FEATURES RELATING TO CONSTRUCTION OR TO REGULATION AND CONTROL OF TRAFFIC MAY BE SUBJECT TO CHANGE AS DEEMED NECESSARY BY THE DEPARTMENT

STATE	ROUTE	PROJECT	SHEET NO.
VA	2122.50701.2800-01/52	16	

100% SUBMISSION



RESOLUTION — Condemnation — Right-of-Way and Easements — North Gayton Road Extension Project — John M. Anderson, Bernice Anderson, Esther P. Davis, Leatrice M. Davis and Clarence M. Anderson — Three Chopt District

This Board paper authorizes condemnation proceedings for property owned by John M. Anderson and Bernice Anderson, John M. Anderson, individually, Esther P. Davis, Leatrice M. Davis and Clarence M. Anderson that is needed for the construction of the North Gayton Road Extension Project.

The County needs to acquire right-of-way containing 1,008 sq. ft., a permanent slope and drainage easement containing 503 sq. ft., and a permanent easement for Virginia Electric and Power Company, a Virginia public service corporation, doing business as Dominion Virginia Power, containing 961.06 sq. ft. across the property at 4940 Shady Grove Road identified as Tax Map Parcel 740-770-9386. Based on an independent appraisal, a bona fide offer of \$2,160 was made to and rejected by the owner.

This Board paper directs the County Manager to take the necessary steps to acquire the right-of-way and easements with the right to enter the property upon the filing of a certificate of take and the deposit of \$2,160 in the Clerk's Office of the Henrico County Circuit Court.

The Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs. (Public Hearing)



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 127-10

Page No.

1 of 2

Agenda Title

RESOLUTION — Condemnation — Right-of-Way and Easements — North Gayton Road Extension Project — John M. Anderson, Bernice Anderson, Esther P. Davis, Leatrice M. Davis and Clarence M. Anderson — Three Chopt District

For Clerk's Use Only:

MAY 25 2010

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, it is necessary for construction of the North Gayton Road Extension Project (the "Project") to acquire right-of-way containing 1,008 sq. ft., a permanent slope and drainage easement containing 503 sq. ft., and a permanent easement containing 961.06 sq. ft. for Virginia Electric and Power Company, a Virginia public service corporation, doing business as Dominion Virginia Power (collectively, the "Right-of-Way and Easements") across the property at 4940 Shady Grove Road owned by John M. Anderson and Bernice Anderson, John M. Anderson, individually, Esther P. Davis, Leatrice M. Davis, and Clarence M. Anderson ("Owners"), and identified as Tax Map Parcel 740-770-9386 in the Three Chopt District; and,

WHEREAS, the Board of Supervisors of Henrico County, Virginia desires to exercise authority granted by the Code of Virginia (the "Code") to acquire title, to enter upon and take possession of the Right-of-Way and Easements, and to construct the Project before the institution of condemnation proceedings; and,

WHEREAS, after advertisement in the *Richmond Times-Dispatch*, the Board held a public hearing pursuant to §15.2-1903 of the Code, at which time the Board declared its intent to enter and take the Right-of-Way and Easements for the Project across portions of the Owners' property.

NOW, THEREFORE, BE IT RESOLVED that:

- (1) The Board directs the County Manager to take the necessary steps to acquire the Right-of-Way and Easements over, under, upon, across and through the property of the Owners, shown as "JOHN M. ANDERSON, ET ALS." on two plats, one made by NXL, dated December 14, 2009, sealed on December 21, 2009, by David L. Jones, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A," and one made by Virginia Electric and Power Company, dated November 19, 2009, a copy of which is attached and marked Exhibit "B," or shown as parcel "043" on

By Agency Head

[Signature]

[Signature]

By County Manager

[Signature]

Routing:

Yellow to:

Real Property

Copy to:

Certified:

A Copy Tests:

Clerk, Board of Supervisors

Date:

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

Agenda Item No. 127-10
Page No. 2 of 2

Agenda Title RESOLUTION — Condemnation — Right-of-Way and Easements — North Gayton Road Extension Project — John M. Anderson, Bernice Anderson, Esther P. Davis, Leatrice M. Davis and Clarence M. Anderson — Three Chopt District

Sheet No. 17, and further described on Sheet No. 1C(2) of the plans for North Gayton Road Extension, Project No. 2122.50701.28004.01152, reduced size copies of which are attached and marked as Exhibit "B-1" and "B-2";

- (2) The Board deems it necessary to enter upon the property and take possession of the Right-of-Way and Easements in order to construct the Project prior to the time in which a condemnation case can be filed and heard in accordance with the Code;
- (3) The County Manager shall send by certified mail a notice dated May 26, 2010, advising the Owners that the County intends to enter upon and take the Right-of-Way and Easements prior to the conclusion of condemnation proceedings, setting forth the compensation and damages offered by the County, and informing the Owners of the 30 days within which to contest the taking;
- (4) The Board finds a necessity exists to institute condemnation proceedings pursuant to the Code to acquire the Right-of-Way and Easements for the public use of constructing, operating, and maintaining the Project and to determine the amount of compensation and damages, if any, caused by the taking, possession and acquisition of the Right-of-Way and Easements;
- (5) After the 30-day period for the Owners to contest the taking has run, the County Attorney shall file in the Clerk's Office of the Circuit Court a certificate signed by the Chairman and Clerk of the Board in accordance with the Code and shall deposit with the Clerk the amount of the bona fide offer listed below that has not been accepted by the Owners:

**JOHN M. ANDERSON AND BERNICE ANDERSON,
JOHN M. ANDERSON, INDIVIDUALLY, ESTHER P. DAVIS,
LEATRICE M. DAVIS, AND CLARENCE M. ANDERSON
AS TO 4940 SHADY GROVE ROAD - \$2,160**

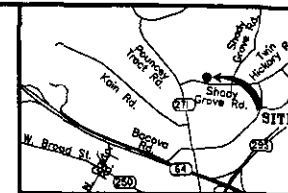
and,

- (6) The Board authorizes and directs the County Manager to continue to seek a voluntary acquisition of the Right-of-Way and Easements, to take all steps necessary to acquire the Right-of-Way and Easements, and to enter on and take immediate possession of the required Right-of-Way and Easements.

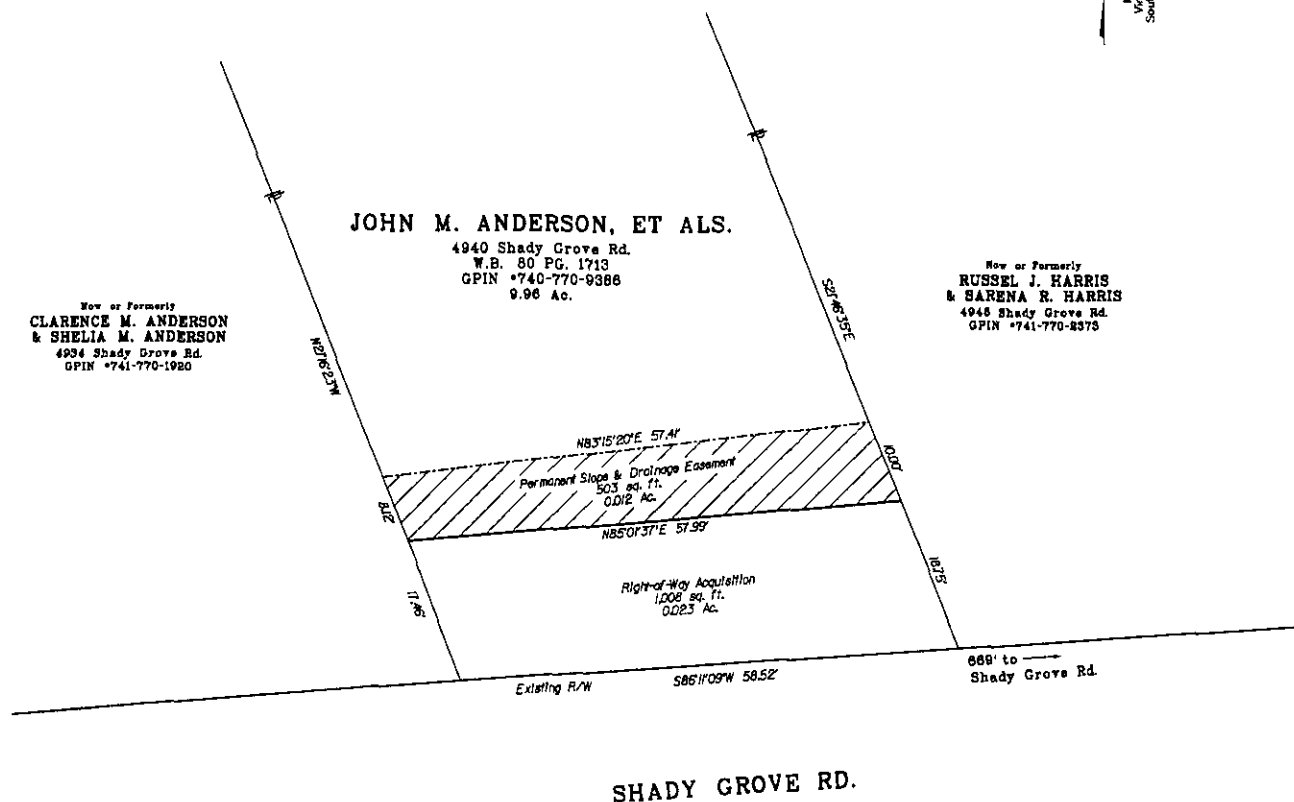
Comments: The Real Property Department has been unsuccessful in negotiating a settlement for the acquisition of the Right-of-Way and Easements. Therefore, the Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs.

GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
740-770-9386	JOHN M. ANDERSON, ET ALS.	WB80/1713	1,008 sq. ft.	503 sq. ft.	0 sq. ft.

EXHIBIT "A"

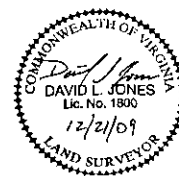


Meridian Source:
Virginia State Plane
South Zone Grid North



Notes:

1. This plat has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
2. Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 11/15/09.
3. Acreage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
4. Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.



SCALE
0 5' 10' 20'

ACQUISITION PLAT SHOWING RIGHT-OF-WAY,
TEMPORARY CONSTRUCTION EASEMENT AND
PERMANENT SLOPE AND DRAINAGE EASEMENTS
ON THE PROPERTY OF

JOHN M. ANDERSON, ET ALS.

THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA

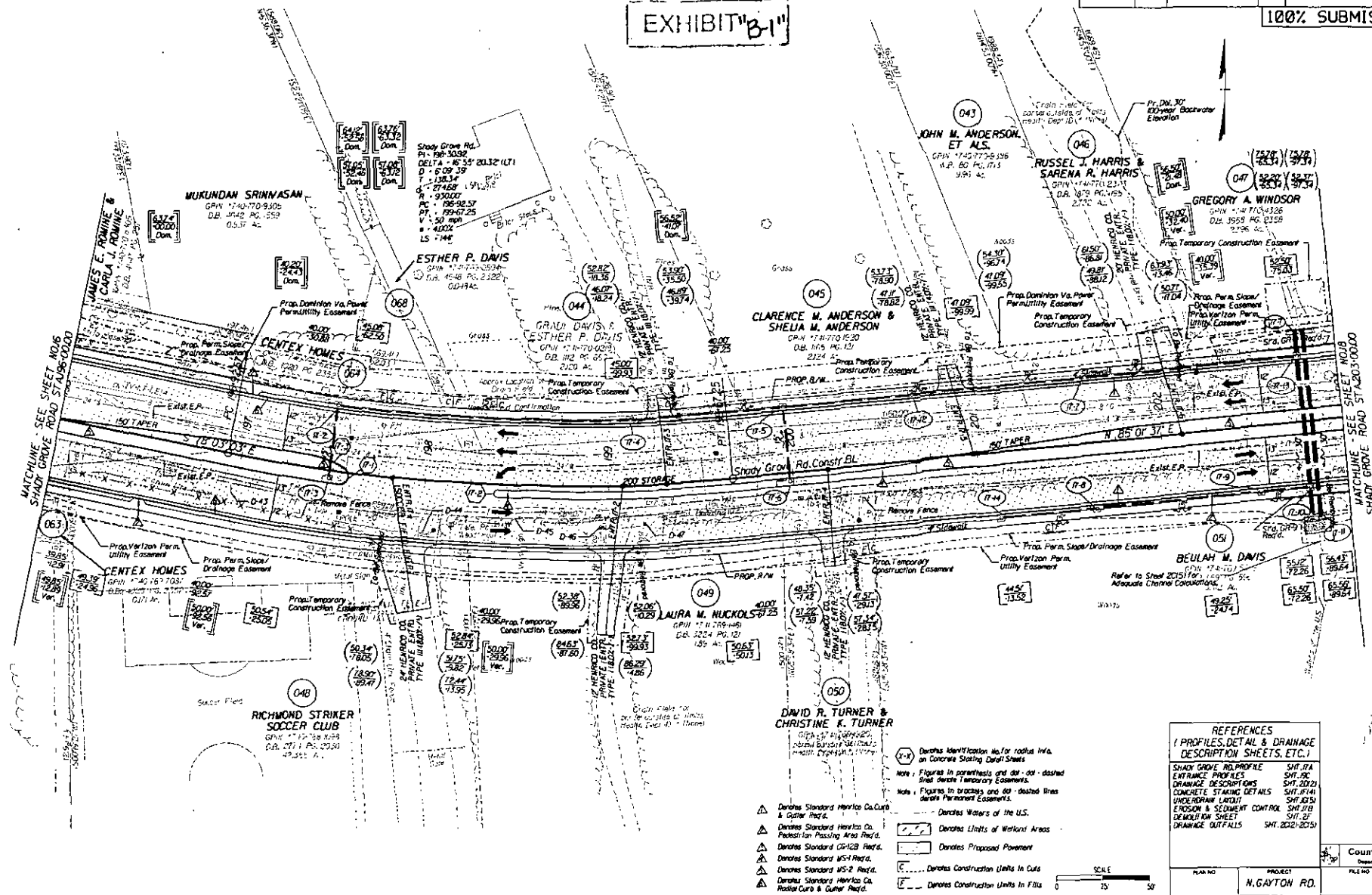


rd Engineers, Surveyors
Construction Managers
114 East Cary Street, Suite 200
Richmond, Virginia 23219
(804) 644-4600

FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
043	1"=10'	Dec. 14, 2009	0710007L	1 of 1

The coordinates shown on this page are project coordinates

100% SUBMISSION



S/N/200 13.5641

INTRODUCTION OF RESOLUTION – Receipt of Requests for Amendments to the FY 2009-10 Annual Fiscal Plan: June, 2010

Pursuant to Virginia Code Section 15.2-2507, amendments to the County's approved budget in excess of one percent of the County's currently adopted budget may be approved only after publishing a notice of a public hearing at least seven days before the hearing date. The budget amendments that are the subject of this paper fall under the one percent threshold that triggers the advertised public hearing requirement; nevertheless, this paper calls for their advertisement. The notice states the County's intent to amend the budget. To that end this paper is submitted, along with a list of the requested amendments, as an introduction, so the Board may authorize the advertising for June 1, 2010 and the public hearing for June 8, 2010. A separate paper will be submitted for Board action to amend the Annual Fiscal Plan and appropriate funds for expenditure, as applicable, after the June 8 public hearing.

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

Agenda Item No. **128-10**
Page No. 1 of 1

Agenda Title **INTRODUCTION OF RESOLUTION – Receipt of Requests for Amendments to the
FY 2009-10 Annual Fiscal Plan: June, 2010**

<p>For Clerk's Use Only:</p> <p style="font-size: 1.2em; font-weight: bold;">MAY 25 2010</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 style="margin-left: 100px;">(2) _____ (2) _____</p> <p>REMARKS: _____</p> <p>_____</p> <p>_____</p>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr></thead><tbody><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></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 County Manager has provided the Board of Supervisors of the County of Henrico, Virginia, with a list dated May 18, 2010 requesting amendments to the 2009-10 Annual Fiscal Plan; and,

WHEREAS, the County Manager listed by department and cost center, the purpose of the request, and the source of funding to support the proposed amendments.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Henrico, Virginia, that the Clerk of the Board is directed to advertise a synopsis of the proposed amendments and a public hearing thereon to be held on June 8, 2010, at 7:00 p.m., in the Board Room at the Henrico County Government Center, East Parham and Hungary Spring Roads, to ascertain the views of the citizens with respect to the proposed amendments, such advertisement to be placed in the Richmond Times-Dispatch on Tuesday, June 1, 2010.

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

<p>By Agency Head _____</p> <p>Routing: _____</p> <p style="margin-left: 20px;">Yellow to: _____</p> <p style="margin-left: 20px;">Copy to: _____</p>	<p>By County Manager _____</p> <p>Certified: _____</p> <p style="margin-left: 20px;">A Copy Teste: _____</p> <p style="text-align: right; margin-right: 20px;">Clerk, Board of Supervisors</p> <p style="margin-left: 20px;">Date: _____</p>
---	--

AMENDMENT TO THE 2009-10
ANNUAL FISCAL PLAN FOR JUNE, 2010

OPERATING FUNDS

FUND 0101 - GENERAL FUND - General Operating

Department 22 - Social Services

22301 - VIEW Program

1302 00000 - Purchase of Services \$ 674,888

The Commonwealth of Virginia, Department of Social Services, will reimburse the County of Henrico, an additional \$232,836 of State (34.5%) and \$337,444 of Federal (50%) funds for the Virginia Initiative for Employment not Welfare (VIEW) Program in fiscal year 2009-10. The required 15.5% County match (\$104,608) will come from the fund balance in the General Fund, and is included in this \$674,888 amount. The total appropriation for this program in fiscal year 2009-10 will be \$1,394,186 after this addition.

Department 32 - Non-Departmental

32001 - Non-Departmental \$ 2,000,000

0000 00000 Participation in the County's Real Estate Assistance Program (REAP) is forecasted to exceed the FY2009-10 appropriation of \$7,592,550. Additional funding is required due to the success of the program in providing tax relief to the elderly and disabled. Funding for the program is to come from the fund balance in the General Fund. This amendment will increase the total appropriation for REAP in FY2009-10 to \$9,592,550.

Total GENERAL FUND \$ 2,674,888

FUND 1102 - SPECIAL REVENUE FUND - State and Federal Grants - County

Department 12 - Police

12002 - Fiscal Records

1825 00000 - Dog Food Donations \$ 500

This amount represents donations received from the Sam's Club Foundation to purchase dog food for the Animal Shelter.

0000 00033 - Police - DMV Animal Friendly Plates 4,802

The Commonwealth of Virginia, Department of Motor Vehicles (DMV) has awarded the County of Henrico, \$4,802 from the Dog and Cat Sterilization Fund as a result of the sale of State Animal Friendly license plates in Henrico County during fiscal year 2009-10. Funds will be used to support sterilization programs for dogs and cats through CARE (Cat Adoption and Rescue Efforts).

0000 05326 - SHSGPI0A Protective Suits 40,000

This amendment will appropriate funding received from the Virginia Department of Emergency Management. These federal funds are pass-through from the Department of Homeland Security and are being administered by the Commonwealth. Funds will be used to purchase chemical protective suits. No County matching funds are required.

Total Police \$ 45,302

Department 13 - Fire

13113 - Emergency Planning and Safety

0000 05323 - CBRNE Equipment Project \$ 149,950

This amendment will appropriate funding received from the Virginia Department of Emergency Management. These federal funds are pass-through from the Department of Homeland Security, National Preparedness Directorate (NPD) and are being administered by the Commonwealth. Funds will be used to purchase equipment for response to a chemical, biological, radiological, nuclear, or explosive incident. No County matching funds are required.

0000 05327 - Hazardous Materials Emergency Preparedness 4,000

To appropriate funding from the Virginia Department of Emergency Management. These federal funds are pass-through from the United States Department of Transportation's Research and Special Program Administration and are being administered by the Commonwealth. Funds will be used to conduct two exercises to test the County's emergency operations plans. The County has a required in-kind match that will be covered with existing personnel.

Total Fire	\$ 153,950
Total Fund 1102 - Special Revenue Fund-State/Fed Grants-County	\$ 199,252

FUND 1113 - SPECIAL REVENUE FUND - Forfeitures Commonwealth's Attorney State

Department 05 - Commonwealth's Attorney

05001 - Commonwealth's Attorney

0000 00000 - Forfeitures - Commonwealth's Attorney - State \$ 19,897

Law enforcement special funds which have been received by the County of Henrico, and heretofore not appropriated for expenditure, are to be used by the Commonwealth's Attorney for law enforcement projects as determined and approved by the County Manager or his designee.

FUND 1119 - American Recovery and Reinvestment Act Funds

Department 27 - CATC

27004 - Workforce Partnership

0000 05222 - ARRA - WIA Youth 2009 (In-School) \$ 104,281

0000 05223 - ARRA - WIA Youth 2009 (Out of School) 44,692

0000 05226 - ARRA - WIA Admin 2009 16,552

To amend the Capital Area Training Consortium's budget to incorporate the American Recovery and Reinvestment Funds awarded to the Capital Region Workforce Partnership for job search services for youth.

Total Fund 1119 American Recovery and Reinvestment Act Funds	\$ 165,525
Total SPECIAL REVENUE FUND	\$ 384,674
Total OPERATING FUNDS	\$ 3,059,562

CAPITAL FUNDS

FUND 2101 – CAPITAL PROJECTS FUND - General Capital Projects

Department 29 - Real Property

29001 - Real Property

0000 06561 - 8600 - 04 Staples Mill Rd \$ 1,600,000

Provides funding of \$1,600,000 for the purchase of 1.983 acres located at 8600-8604 Staples Mill Road. This purchase will allow for expansion of the Western Government Center to better serve the residents of Henrico County. Funds are to come from the fund balance in the General Fund through an interfund transfer to the Capital Projects Fund.

FUND 2111 – Capital Initiatives Fund

Department 28 - Public Works

28004 - Construction

0000 06594 - Donora Drive Drainage \$ 110,000

To appropriate funding for drainage improvements to Donora Drive between a private residential property and the Colonial Court apartment property. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

Department 32 - Non-Departmental

0000 06488 - PALS Van \$ 30,000

This amendment will provide funding for the Henrico Police Athletic League (PAL) to purchase a passenger van for the program. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

0000 06495 - Memorial Day Parade 17,000

This amendment will provide funding for the Memorial Day parade in Lakeside. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

3003 06597 - Impact on People Sports Camp 1,500

3004 06597 - Impact on People Sports Camp 1,500

This amendment will provide funding for Impact on People Sports Camp to be held at Highland Springs High School. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

Total Non-Departmental \$ 50,000

Department 50 - Education

50331	- Construction and Maintenance		
0000 00000	- <u>Henrico HS - Gymnasium Sound System replacement</u>	\$	50,000
0000 00000	- <u>Henrico HS - Auditorium Sound System replacement</u>		51,000
0000 00000	- <u>Henrico HS - Gymnasium and Athletic Equipment</u>		5,358
0000 00000	- <u>Brookland MS - Ice Maker for Athletic Program</u>		1,800
0000 00000	- <u>Ashe ES - Flooring for Multi-Purpose Room</u>		30,000
0000 00000	- <u>Ratcliffe ES - Front Office Furniture</u>		10,000

This amendment will provide funding for replacement of the sound systems for the gymnasium and auditorium as well as athletic equipment at Henrico High School; an icemaker for the athletic program at Brookland Middle School; flooring for a multi-purpose room at Ashe Elementary School; and replacement of front office furniture at Ratcliffe Elementary School. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

Total Education	\$	148,158
Total Capital Projects Fund - Capital Initiatives	\$	308,158

FUND 2134 - ARRA - Schools Capital Projects Fund

Department 50 - Education

50331	- Construction and Maintenance		
0000 06290	- <u>Tuckahoe ES (6) Classroom Addition</u>	\$	74,604

To appropriate \$74,604 of remaining federal stimulus funding received from the American Recovery and Reinvestment Act through the Commonwealth of Virginia. These funds will be used towards the Tuckahoe Elementary School six classroom addition project. In July 2009, a total of \$14,000,000 of federal stimulus funds were appropriated, of which \$4,044,477 was allocated for this project. Also, in July 2009, \$314,210 of State Lottery funding was appropriated for this project.

Total CAPITAL PROJECTS FUND	\$	1,982,762
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FUND 5102 - Water and Sewer Construction Fund

31201	- Accounting		
1001 00735	- <u>Water Reclamation Facility</u>	\$	320,488

The Virginia Department of Environmental Quality (DEQ) under the Water Quality Improvement Program has awarded a grant equal to thirty-five percent of the cost of design and installation of Nutrient Removal Technology at the Water Reclamation Facility. The total estimated value of the grant is \$8,584,821. This amendment reflects the third reimbursement from the DEQ that totals \$320,488.

TOTAL CAPITAL FUNDS	\$	2,303,250
Total Amendments/Appropriations	\$	5,362,812

RESOLUTION - Acceptance of Temporary Easement Agreement – Henrico Fire Station #7 Project – Claude W. Funn and Leslie C. Funn – Fairfield District

This resolution provides for the acceptance by the County Manager of a Temporary Easement Agreement, in a form approved by the County Attorney, from Claude W. Funn and Leslie C. Funn for a temporary construction easement containing 750 sq. ft., required while constructing and improving drainage facilities for the Henrico Fire Station #7 Project. Leslie C. Funn is employed by the Henrico County Registrar Office and has not participated, nor will she participate, in her official capacity in this acquisition. The Directors of General Services and Real Property recommend approval of this paper.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 129-10

Page No.

1 of 1

Agenda Title

RESOLUTION — Acceptance of Temporary Easement Agreement — Henrico Fire Station #7 Project — Claude W. Funn and Leslie C. Funn — Fairfield District

For Clerk's Use Only:

MAY 25 2010

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, it is necessary to acquire for the Henrico Fire Station #7 Project a temporary construction easement containing 750 sq. ft., across a portion of the property at 3508 Ammons Avenue owned by Claude W. Funn and Leslie C. Funn; and,

WHEREAS, Leslie C. Funn is employed by the County's Office of the General Registrar; and,

WHEREAS, Leslie C. Funn has not participated, nor will she participate in any way in her official capacity, in this transaction.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors authorizes the County Manager to accept a Temporary Easement Agreement from Claude W. Funn and Leslie C. Funn, in a form approved by the County Attorney, for the sum of One Hundred Forty Dollars (\$140).

Comments: The Directors of General Services and Real Property recommend approval of this Board paper, and the County Manager concurs.

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:

Yellow to:

Real Property

Copy to:

Certified:

A Copy Teste:

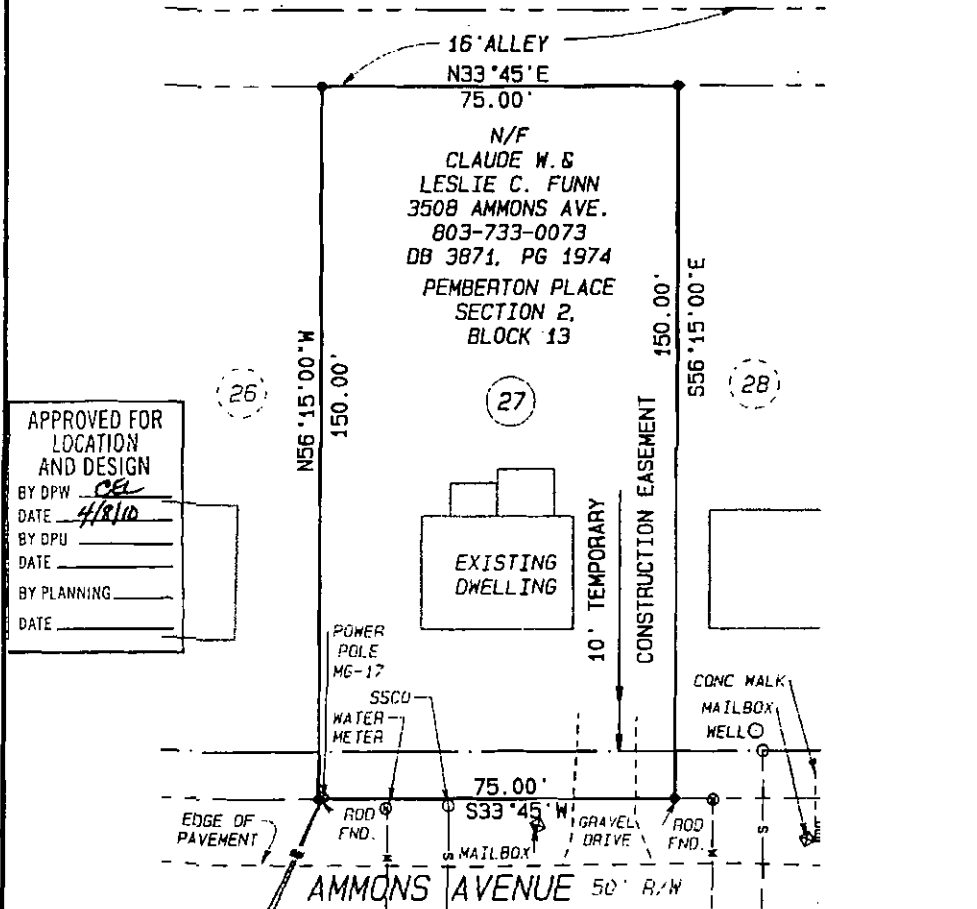
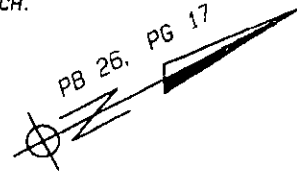
Clerk, Board of Supervisors

Date:

REFERENCE: HENRICO FIRE STATION #7

THIS PROPERTY APPEARS TO FALL WITHIN ZONE "C" AS SHOWN ON FIRM FLOOD INSURANCE RATE MAP.
NOTE: THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE SEARCH.

EXHIBIT "A"

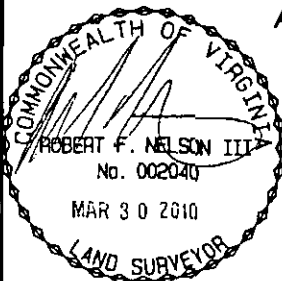


TOTAL PARCEL AREA: 11250.0 SQ.FT.
TEMPORARY CONSTRUCTION EASEMENT AREA: 750.0 SQ.FT.

**PLAT SHOWING A PROPOSED 10'
TEMPORARY CONSTRUCTION EASEMENT
ACROSS PARCEL 803-733-0073**

FAIRFIED DISTRICT, HENRICO COUNTY, VIRGINIA

I HEREBY CERTIFY THAT THIS SURVEY, TO THE BEST OF MY KNOWLEDGE AND BELIEF, IS CORRECT AND COMPLIES WITH THE MINIMUM PROCEDURES AND STANDARDS ESTABLISHED BY THE VIRGINIA STATE BOARD OF ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS AND CERTIFIED LANDSCAPE ARCHITECTS.



ENGINEERING DESIGN ASSOCIATES, INC.

CONSULTING ENGINEERS & SURVEYORS

P.O. BOX 50067

RICHMOND, VIRGINIA 23250

(804) 236-0190

DATE: MARCH 15, 2010 SCALE: 1" = 30'

JOB No: 10063 27

RESOLUTION — Award of Construction Contract — River Road Pressure Zone Improvements

This Board paper awards a construction contract to Piedmont Construction Company in the amount of \$258,112.80 to provide approximately 1,400 linear feet of 12-inch diameter ductile iron water piping along River Road from Berkshire Drive to Parham Road; a bore and jack operation to extend the water piping beneath Chippenham Parkway at the River Road overpass; and a pressure reducing valve and vault near Parham Road. All of the work is located in the Tuckahoe District.

The purpose of the project is to provide an additional connection between two County water distribution system pressure zones to improve water supply reliability and fire flow in the Tuckahoe District east of Parham Road. This project is anticipated to begin construction in July 2010 and to be completed by December 2010. Funding to support the contract is available within the Water and Sewer Enterprise Fund.

Eight bids were received on May 5, 2010 in response to Bid Request No.10-8815-3CE, and Addendum No.1.

<u>Bidders</u>	<u>Bid Amounts</u>
Piedmont Construction Company	\$258,112.80
Castle Equipment Corporation	\$294,061.65
G. L. Howard, Inc.	\$295,000.00
J. D. Ludwig, Inc.	\$331,012.00
R. R. Snipes Construction Company, Inc.	\$331,272.00
Simons Hauling Company	\$348,583.75
J. Sanders Construction Company	\$440,200.00
Southwood Builders, Inc.	\$468,500.00

The Directors of Public Utilities and General Services recommend the Board award the contract to Piedmont Construction Company, the lowest responsive and responsible bidder, in the amount of \$258,112.80 and authorize the County Manager, or the Director of General Services as his designee, to execute change orders not to exceed 15% of the original contract amount, and the County Manager concurs.



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

Agenda Item No. 130-10

Page No. 1 of 2

Agenda Title: **RESOLUTION — Award of Construction Contract — River Road Pressure Zone Improvements**

For Clerk's Use Only: Date: MAY 25 2010 () Approved () Denied () Amended () Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____ REMARKS: _____ _____ _____	<table style="width: 100%; border-collapse: collapse;"><tr><th style="width: 33%;"></th><th style="width: 33%;">YES</th><th style="width: 33%;">NO</th><th style="width: 33%;">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, eight bids were received on May 5, 2010 in response to Bid Request No. 10-8815-3CE for the River Road Pressure Zone Improvements Project located in the Tuckahoe District; and,

WHEREAS, the project includes providing approximately 1,400 linear feet of 12-inch diameter ductile iron water piping along River Road from Berkshire Drive to Parham Road; a bore and jack operation to extend the water piping beneath Chippenham Parkway at the River Road overpass; and a pressure reducing valve and vault near Parham Road; and,

WHEREAS, the bids were as follows:

<u>Bidders</u>	<u>Bid Amounts</u>
Piedmont Construction Company	\$258,112.80
Castle Equipment Corporation	\$294,061.65
G. L. Howard, Inc.	\$295,000.00
J. D. Ludwig, Inc.	\$331,012.00
R. R. Snipes Construction Company, Inc.	\$331,272.00
Simons Hauling Company	\$348,583.75
J. Sanders Construction Company	\$440,200.00
Southwood Builders, Inc.	\$468,500.00

By Agency Head _____

By County Manager _____

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 130-10

Page No. 2 of 2

Agenda Title: RESOLUTION — Award of Construction Contract — River Road Pressure Zone Improvements

WHEREAS, a review and evaluation of all bids received determined that Piedmont Construction Company is the lowest responsive and responsible bidder.

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

1. The contract is awarded to Piedmont Construction Company, the lowest responsive and responsible bidder, in the amount of \$258,112.80, pursuant to Bid Request No. 10-8815-3CE, Addendum No.1, and the bid submitted by Piedmont Construction Company.
2. The County Manager and Clerk are authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Director of General Services as his designee, is authorized to execute change orders within the scope of the project budget not to exceed 15% of the original contract amount.

Comment: Funding to support the contract is available within the Water and Sewer Enterprise Fund. The Directors of Public Utilities and General Services recommend approval of this Board paper, and the County Manager concurs.

