

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
February 8, 2011
7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Dr. J. Rayfield Vines, Jr. Pastor, Hungary Road Baptist Church

APPROVAL OF MINUTES – January 25, 2011 Regular and Special Meetings, and November 3, 2010 Special Meeting

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PRESENTATIONS

Proclamation – Save Low Fares Day – February 14, 2011.

45-11 Resolution – Acceptance of Donation from Dominion Resources Supporting the Commemoration of the County's 400th Anniversary.

PUBLIC HEARINGS - REZONING CASES AND PROVISIONAL USE PERMIT

46-11 Slurry Pavers, Inc.: Request to conditionally rezone from B-3 Business District, M-1
C-2C-11 Light Industrial District, and M-2 General Industrial District to M-2C General
Varina Industrial District (Conditional), Parcels 805-722-3777 and 805-722-9069 containing
14.87 acres, located on the south line of Nine Mile Road (State Route 33) at its
intersection with Echo Avenue. The applicant proposes a contractor's equipment
storage yard. The use will be controlled by zoning ordinance regulations and
proffered conditions. The Land Use Plan recommends Light Industry, Environmental
Protection Area, and Office. The site is in the Enterprise Zone and is part of the Nine
Mile Road Corridor Revitalization/Reinvestment Opportunity Area. The Planning
Commission voted to recommend the Board of Supervisors grant the request.

47-11 Atack Properties, Inc.: Request to conditionally rezone from R-3 One-Family
C-28C-10 Residence District, O/SC Office Service District (Conditional), and B-3 Business
Brookland District to R-5AC General Residence District (Conditional), Parcels 761-774-1070, -
2729, and 760-774-7961 containing 13.284 acres, located along the south line of
Hunton Park Boulevard between Old Mountain Road and Hunton Park Lane. The
applicant proposes a single-family zero lot line development of no more than forty-
nine (49) homes. The use will be controlled by zoning ordinance regulations and
proffered conditions. The Land Use Plan recommends Office and Urban Residential,
where density should range from 3.4 to 6.8 units per acre. The Planning Commission
voted to recommend the Board of Supervisors grant the request.

48-11 New Cingular Wireless PCS, LLC: Request for a Provisional Use Permit under
P-2-11 Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code in
Three Chopt order to replace an existing 106' light pole with a 125' lightpole style
telecommunications tower and related equipment, on part of Parcel 743-770-4669,
located approximately 880' northwest of the intersection of Twin Hickory Lake Drive
and Twin Hickory Road (Deep Run High School). The existing zoning is A-1
Agricultural District. The Land Use Plan recommends Government. The Planning
Commission voted to recommend the Board of Supervisors grant the request.

PUBLIC HEARING – OTHER ITEM

49-11 Resolution - POD-20-10 - Approval of a Plan of Development for Fire Station #9 -
Tuckahoe District.

PUBLIC COMMENTS

GENERAL AGENDA

50-11 Introduction of Resolution – Receipt of Requests for Amendments to the FY 2010-11
Annual Fiscal Plan: February, 2011.

38-11 Resolution – Signatory Authority – Acquisition of Real Property – Pouncey Tract
Road – Three Chopt District. **(Deferred from the January 25, 2011 meeting).**

51-11 Resolution – Acceptance of Temporary Easement Agreement – Westmoor Sanitary
Sewer Project - Tuckahoe District.

52-11 Resolution - Acceptance of Road.

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
January 25, 2011**

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, January 25, 2011 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:

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

Other Officials Present:

Virgil R. Hazelett, P.E., County Manager
Joseph P. Rapisarda, Jr., County Attorney
Michael L. Wade, Sheriff
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
Angela N. Harper, AICP, 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

Mr. Thornton called the meeting to order at 7:01 p.m.

Mr. Thornton led recitation of the Pledge of Allegiance.

Rev. C. David Torrence Jr., Pastor of Laurel Hill United Methodist Church and Chaplain for the Henrico County Division of Police, delivered the invocation.

On motion of Mrs. O'Bannon, seconded by Mr. Kaechele, the Board approved the minutes of the January 11, 201 Regular Meeting.

The vote of the Board was as follows:

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

No: None

MANAGER'S COMMENTS

There were no comments from the Manager.

BOARD OF SUPERVISORS' COMMENTS

Mrs. O'Bannon noted that the County held its 400th birthday party at the Greater Richmond Convention Center on January 20, 2011. She thanked the following organizations, businesses, and individuals who assisted with this successful multi-jurisdictional event: the Hanover Town Garden Club; Cisco Systems; Food Lion; the Henricus Foundation; Gary Rhodes, President of J. Sargeant Reynolds Community College; Linda Robinson, retired Legislative Liaison for the County and Chair of the 2011 Commemoration Advisory Commission's Henrico Shire Committee; Crystal Delk, Publication and Media Specialist for the Division of Police; Beverley Davis, Chair of the Commission's Prince Harry Subcommittee and a member of the County's Historic Preservation Advisory Committee; Linda Leigh and Veta Herbaugh, the Board's Executive Assistants; and Angela Harper, Deputy County Manager for Community Services. Mrs. O'Bannon commented that the County is commemorating its celebratory year very frugally and wisely with the goal of spreading the word about Henrico's birthday and history and getting citizens excited.

Mr. Donati thanked Mrs. O'Bannon for chairing the 2011 Commission and also thanked the members of the commission for the great job they have done. He remarked that the January 20 event was a memorable one.

Mr. Thornton recognized the following Boy Scouts from Troop 732, sponsored by St. Peter's Baptist Church, who were attending the meeting to fulfill a requirement for the Citizenship in the Community Merit Badge: James Hayes, Floyd Johnson, Nate Kelley, and Devon Mosby. Joining them was their merit badge counselor, Melissa Johnson.

RECOGNITION OF NEWS MEDIA

Mr. Thornton recognized Luz Lazo from the *Richmond Times-Dispatch*.

APPOINTMENTS

- 27-11 Resolution – Appointment of Member – Community Criminal Justice Board.
- On motion of Mrs. O'Bannon, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached resolution.
- 28-11 Resolution – Nomination of Member – Local Emergency Planning Committee.
- On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

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

BOARD OF SUPERVISORS' COMMENTS (continued)

Mrs. O'Bannon announced that a 2011 commemoration event called the Hunt for Henrico History will be held on January 29, 2011 at Deep Run Recreation Center. The County will be documenting historical items of personal interest to Henrico citizens and is expecting more than 1,000 persons to attend this public event.

PUBLIC HEARINGS - REZONING CASES

212-10 Hallmark Home Builders, Inc.: Request to amend proffered conditions
C-11C-10 accepted with Rezoning Case C-66C-03 on Parcels 771-774-3218, -1888,
Brookland -1883,-3818,-1877,-4418,-1871,-5017,-1765,-5617,-1858,-5837,-1853 5137,
 -1747, -4537,-1840, -3937, -1735, -3337, -1729, -3449, -1723, -4049,-
 4648,-5248,-5847, -6067, -5366, -4765, -4165, -3565 located along the
 south line of Mill Road approximately 300 feet east of LaVecchia Way.

Joe Emerson, Director of Planning, responded to a question from Mr. Glover.

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

On motion of Mr. Glover, seconded by Mr. Donati, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. Except as amended hereby, all proffers accepted with Case C-66C-03 shall remain in full force and effect.
2. Amend Proffer 13 accepted with Case C-66C-03 to read as follows:

Fences – A vinyl privacy fence a minimum of six (6) feet in height shall be provided along the Property line adjacent to the railroad right of way and along the western Property line, but shall terminate at the point parallel with the location of the security gate. Fences on individual lots, except those located along the rear yard which abuts the perimeter Property line, shall be restricted to a maximum height of seventy-two (72) inches, and must be constructed of white vinyl or finished masonry construction.

The vote of the Board was as follows:

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

No: None

30-11
C-24C-10
Brookland

IHH Properties, LLC: Request to conditionally rezone from B-3C Business District (Conditional) to B-3C Business District (Conditional) part of Parcel 764-752-9619 containing 1.91 acres, located between the western terminus of Fountain Avenue and Shrader Road.

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

On motion of Mr. Glover, seconded by Mr. Donati, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. **Architectural Treatment.** The exposed portion of the exterior wall surface (front, rear and side) of such building constructed on the Property shall be predominantly of brick, fluted or split block, exterior rated decorative wood panels, or glass, except to the extent that other architectural materials are used for windows, doors, trim, signage, architectural decorations or design elements. If the wood panels fade, warp, or are otherwise damaged, they will be repaired or replaced. Other aesthetically comparable finished materials may be used if requested and specifically permitted by the Planning Commission at the time of Plan of Development review.
2. **Architecture.** The building's exterior design shall be substantially in conformance in the design and materials to the colored rendering marked as Exhibit A, a copy of which is found in the rezoning case file (see case file), or as specifically permitted by the Planning Commission at the time of Plan of Development review.
3. **Landscaping.** Parking lot setback areas, along the boundaries of the Property, shall be landscaped as required by the Planning Commission at the time of Landscape Plan review. Parking lots serving the Property shall be landscaped, including but not limited to the planting shrubbery and/or trees in raised islands located within such parking lots.
4. **Uses.** Principal uses permitted on the Property shall be limited to a medical office and clinic, or those principal uses permitted in a B-2 zoning district. The following uses shall not be permitted thereon:

- a. Automotive filling, repair and service stations including towing services;
- b. Recreational facilities, indoor, including theaters, bowling alleys, skating rinks (ice skating and roller skating), swimming pools, tennis, model race tracks, electronic video game rooms, bingo halls, archery ranges and similar activities including internet sweepstakes.
- c. Flea markets or antique auctions;
- d. Billboards;
- e. Recycling facilities;
- f. Funeral homes, mortuaries, crematories and/or undertaking establishments;
- g. Dance halls;
- h. Attention getting devices;
- i. Truck stops;
- j. Gun shop, sales and repair;
- k. Hotels, motels and motor lodges;
- l. Parking garages or commercial parking lots;
- m. Sign painting shops;
- n. Communication towers;
- o. General hospitals, sanitariums and charitable institutions for human care;
- p. Adult business as defined in the Henrico County Zoning Ordinance;
- q. Bars, which, for the purposes of this restriction shall mean a business establishment whose primary business is the sale of alcoholic beverages in restaurants as licensed by the Virginia Department of Alcoholic Beverage Control;
- r. Establishments whose primary business is check cashing and/or the making of payday loans as defined and regulated by Sections 6.1-432 et seq. and 6.1-444 et seq. of the Code of Virginia (the foregoing shall not include banks, savings and loans, or similar financial institutions that are not regulated by the foregoing Virginia Code sections;
- s. Automobile, truck, or bus sales, rental and repair;
- t. Restaurants with drive thru windows;
- u. Massage parlors;
- v. Fortune teller, palmist, astrologist and numerologist;
- w. Radio and television broadcasting station or tower;
- x. Automobile, truck or RV storage lot;
- y. Private club, lodge, meeting hall or fraternal organization;
- z. Shooting range;
- aa. Billiard, bagatelle.

5. **Signage.** Signage shall be controlled by the standards for signage applicable to property in an O-2 zoning district.

6. **Hours.** Hours of operation will be limited to between 7:00 am to 10:00 pm, Monday through Sunday.
7. **Lighting.** Parking lot lighting shall be produced from concealed sources, be positioned in such a manner as to minimize the impact of such lighting on adjacent property and be reduced to no more than a security level following the close of business conducted on the Property.
8. **Outdoor Storage.** There shall be no outdoor storage.
9. **Site Access.** The site will be designed such that pedestrian and vehicular access will only be provided from Shrader Road. No access will be allowed from Fountain Avenue. The site will be developed generally as shown on Exhibit B (see case file), or as specifically permitted by the Planning Commission at the time of Plan of Development review.
10. **HVAC Screening.** Heating and air conditioning equipment and emergency generators shall be screened from public view at ground level at the property lines in a manner approved at the time of Plan of Development.
11. **Trash Receptacles.** Trash receptacles, not including convenience cans, shall be screened from public view at ground level and enclosed with material similar to the building approved at the time of Plan of Development.

The vote of the Board was as follows:

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

No: None

31-11
C-26C-10
Brookland

Sky 88 LLC: Request to conditionally rezone from O-2 Office District to B-1C Business District (Conditional), Parcel 769-741-6348 containing 0.47 acres, located on the east line of Morningside Drive approximately 160 feet south of its intersection with W. Broad Street (U. S. Route 250).

Jean Moore, Assistant Director of Planning for Comprehensive Planning and Administration, responded to a question from Mr. Glover.

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

On motion of Mr. Glover, seconded by Mr. Kaechele, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. **Uses.** The uses allowed on the property shall be limited to hair, beauty and/or nail salons plus those uses allowed in the O-1 District.
2. **Signage.** Detached signage shall be ground mounted monument-type signs and shall not exceed four (4) feet in height above grade.
3. **Screening.** To the extent reasonably practical, the clearing of mature trees and vegetation along the southern property line by the developer shall be limited. In addition, the Transitional Buffer 10 along the southern property line shall be widened to 15' with the Transitional Buffer 10 planting requirements remaining unchanged.
4. **Site Lighting.** Site lighting shall not exceed fifteen (15) feet in height as measured from the grade at the base of the lighting standard, unless otherwise requested, described and specifically approved, or if required by the Planning Commission, at the time of Plan of Development. Lighting shall be directed to minimize glare on public roads and adjacent properties, shall be produced from concealed sources and shall not exceed one-half (1/2) foot candle adjacent to the side property line where adjacent to residential property.
5. **Architecture.** Any future buildings on the property shall be residential in nature unless otherwise approved by the Planning Commission at the time of Plan of Development. In no case shall any corrugated metal or exposed, unfinished cinder block be exposed to view on any new building unless otherwise approved by the Planning Commission at the time of Plan of Development.
6. **Mechanical Equipment.** Mechanical equipment shall be screened from public view at ground level at the property lines as approved at the time of Plan of Development.
7. **Trash Pickup.** Trash pickup and parking lot cleaning shall be limited to times between 7:00 AM and 7:00 PM.
8. **Outdoor Speakers.** The use of outdoor speakers shall be prohibited.
9. **Trash Receptacles.** Trash receptacles not including convenience cans shall be screened from public view at ground level and enclosed with material similar to that of the existing building.
10. **Parking Lot.** The proposed parking lot shall be paved with curb and gutter. In addition, parking will be prohibited in the front yard.

The vote of the Board was as follows:

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

No: None

PUBLIC HEARING - OTHER ITEM

32-11 Resolution - Change in Street Name - Wheat First Drive - Three Chopt District.

Mr. Emerson responded to a question from Mrs. O'Bannon.

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

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

PUBLIC COMMENTS

John E. Gray, a resident of the Varina District, expressed concerns regarding the cost of recent improvements to the tennis courts at Belmont Park Recreation Center and suggested that the County begin charging the public for use of these courts. Mr. Hazelett noted the County's longstanding practice of not charging for tennis at any public location and pointed out that the charges for playing golf at Belmont Golf Course are kept as low as possible. There was further discussion of this matter by Mr. Gray and Mr. Hazelett.

Edward Powell, a resident of the Fairfield District, voiced concerns pertaining to the police investigation of a motor scooter that was stolen from his tool shed in July 2010 and requested that the County reimburse him for this vehicle. He responded to questions and comments from the Board. Mr. Hazelett commented on the Division of Police's exhaustive ongoing efforts within the confines of Virginia's statutes to locate the vehicle and assured Mr. Powell that the County will continue to work with him in every way it can.

GENERAL AGENDA

33-11 Resolution – Authorizing the Execution and Delivery of a Continuing Disclosure Agreement and a Use of Proceeds Certificate in Connection with the Issuance by the Virginia Public School Authority of its School Financing Bonds (1997 Resolution) Refunding Series 2003 D.

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

34-11 Resolution – Acceptance of Gift from the Family of the Late Clark O. Martin, Jr.

Ed Smith, Chief of Fire, provided biographical information on Mr. Martin, shared photographs and explained the function of the antique fire gong that was donated by Mr. Martin's family, and advised that the Division of Fire plans to place it in Fire Station #8 where Mr. Martin started as a fire cadet as a young man. After responding to a question from Mrs. O'Bannon, Chief Smith recognized Joe Camrose, a retired Henrico Fire captain, who had been in touch with the Martin family. Mr. Camrose briefly addressed the Board.

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

Chief Smith responded to a question from Mr. Kaechele regarding when these fire gongs were taken out of service and pointed out that Mr. Martin's father served as Director of Finance for the County. There were further comments on this matter by Mrs. O'Bannon. Mr. Thornton thanked Chief Smith on behalf of the Board.

- 35-11 Resolution – Authorization to Accept an Allocation of Grant Funding Totaling \$1,495 from the Virginia Department of Emergency Management's Emergency Management Performance Competitive Grant Program.

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

- 36-11 Resolution – Adoption of Henrico Flag.

Paul Proto, Director of General Services, responded to a question from Mr. Proto.

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

- 37-11 Resolution – Signatory Authority – Lease Amendment – 7740 Shrader Road - Brookland District.

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

- 38-11 Resolution – Signatory Authority – Acquisition of Real Property – Pouncey Tract Road – Three Chopt District.

Mr. Hazelett indicated that this item should be referred pending the receipt of necessary signatures.

On motion of Mr. Kaechele, seconded by Mrs. O'Bannon, and by unanimous vote, the Board deferred this item to February 8, 2011 – see attached copy of resolution.

- 39-11 Resolution – Signatory Authority – Virginia Randolph Museum Agreement - Fairfield District.

Mr. Thornton thanked the Board for salvaging this site for a fantastic educator.

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

- 40-11 Introduction of Ordinance – To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled “Precincts and polling places” by Changing the Polling Place for Sullivans Precinct in the Varina District.

Mark Coakley, General Registrar, responded to a question from Mr. Donati.

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

- 304-10 Resolution – Award of Construction Contract – Charles City Road Sewage Pumping Station – Varina District.

Mr. Hazelett noted that this item had been previously deferred from the Board’s December 14, 2010 meeting and that it was appropriate to defer this item once again because the County did not have the necessary signatures in reference to transfer of the business aspect.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board deferred this item to February 22, 2011 – see attached copy of resolution.

- 41-11 Resolution - Award of Construction Contract - Dabbs House Road 12-Inch Water System Extension - Varina District.

Art Petrini, Director of Public Utilities, and Mr. Hazelett responded to questions from the Board.

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

- 42-11 Resolution - Award of Contract for Engineering Services - Digital Aerial Orthophotography, Oblique Aerial Imagery, Planimetric Base Map and Topo Update Products and Services.

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.

43-11 Resolution - Award of Annual Contract - Engineering Services - Construction Schedule and Claims Support.

Mr. Foster responded to a question from Mrs. O'Bannon.

In response to a question from Mr. Kaechele, Mr. Hazelett updated the Board on the status of making real estate information and some County geographic system (GIS) information available to the public on line. Mr. Kaechele requested that the Board have a chance to review the information before it is posted. Mr. Hazelett responded to concerns expressed by Mr. Donati about the privacy aspect of posting this information. Mr. Foster and Mr. Hazelett responded to a comment by Mrs. O'Bannon pertaining to the existing availability of a lot of this information on Google maps.

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

44-11 Resolution - Acceptance of Roads.

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

There being no further business, the meeting was adjourned at 8:10 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
SPECIAL MEETING
January 25, 2011

The Henrico County Board of Supervisors convened a special meeting on Tuesday, January 25, 2011 at 5:00 p.m. in the County Manager's Conference Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico, Virginia.

Members of the Board Present:

Frank J. Thornton, Chairman, Fairfield District
Richard W. Glover, Vice Chairman, Brookland District
James B. Donati, Varina District
David A. Kaechele, Three Chopt District
Patricia S. O'Bannon, Tuckahoe 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, Deputy Clerk to the Board of Supervisors/Administrative Assistant
George T. Drumwright, Jr., Deputy County Manager for Community Services
Angela N. Harper, FAICP, 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
John A. Vithoulkas, Director of Finance/Special Economic Advisor to the County Manager
Jennifer K. Acker, Assistant Director of Public Relations & Media Services

Mr. Thornton called the meeting to order at 5:12 p.m.

Mr. Hazelett briefly referred to the three items listed on this special meeting agenda.

Proposed Zoning Ordinance Amendments Pertaining to Refuse Container Collection Hours

Mr. Hazelett recognized Ben Blankinship, Principal Planner for Code Support, and noted that the Board previously asked staff to review this matter. Mr. Blankinship narrated a brief slide presentation titled *Refuse Containers: Hours of Servicing*. He pointed out that the current noise ordinance approved by the Board on February 23, 2010 prohibits noise from "loading or unloading of refuse, waste or recycling collection vehicles" that is "plainly audible in a residential area" between 12:00 midnight and 6:00 a.m. The problem is that enforcement requires residents to appear before a magistrate and request a summons whereas the zoning ordinance allows for enforcement by County staff.

After highlighting the problem with the noise ordinance, Mr. Blankinship defined refuse collection containers and reviewed current and proposed regulations in the County's zoning ordinance to restrict servicing of these containers. Mr. Blankinship and Mr. Hazelett responded to questions and concerns expressed by Mr. Kaechele and Mr. Glover regarding the adequacy of the distance requirements in the proposed regulations and the exclusion of containers serviced in Urban Mixed Use (UMU) districts from the proposed regulations. Mr. Hazelett advised that staff will address the Board's concerns before setting a public hearing date on the ordinance and will follow up with the Board by letter.

Virginia Department of Transportation Highway Safety Improvement Program

Mr. Hazelett recognized Mr. Foster, who in turn recognized the efforts of Transportation Development Engineer Todd Eure from his staff for his efforts in getting this program off the ground in Henrico County. Mr. Foster then narrated a slide presentation on the Highway Safety Improvement Program (HSIP), which is a federal program structured and funded to reduce highway fatalities and injuries along corridors identified as having a high crash rate. It is administered in the Commonwealth by the Virginia Department of Transportation (VDOT) and beginning in 2009 VDOT invited localities to submit engineering studies and project proposals for review and funding consideration. During his presentation, Mr. Foster reviewed the goals of the program; the amount of funding available through the program; the County's approach to the program; the five intersections within Henrico selected for HSIP funding in FY 2011, at a total cost of \$969,308; the schedule for the five projects selected for funding; and three intersections that are being submitted for funding consideration in FY 2012. During and following his presentation, Mr. Foster responded to questions from the Board pertaining to future funding and eligibility requirements for the program, characteristics of and accident trends and counts at intersections selected for funding, project schedules, and how the County will contract the work.

Proposed Specifications for the Henrico County Flag

Mr. Hazelett directed the Board's attention to two flags that were displayed on the conference room's bulletin board, one of which reflected the overall design of the existing County flag and the other of which depicted a new design standard being proposed by County staff. He noted that there was an item on the evening's regular meeting agenda to adopt a County flag. Mr. Hazelett recognized Mr. Proto, who made an oral presentation to the Board on this matter. Mr. Proto reported that staff discovered a couple of years ago after being contacted by a flag vendor in Glen Burnie, Maryland that there were no standard specifications for the County flag, which has been produced for years by a local vendor. Although the Board adopted a County seal in 1984 that was unofficially used in the County's flag design for many years, the colors in the seal were not specified and the Board did not adopt the flag. There is no state statute governing a local jurisdiction's adoption of a flag as there is for a seal but a previous Virginia Attorney General's opinion has advised that localities can adopt a flag. Mr. Proto once again directed the Board's attention to the two flags on display and explained the resolution on the evening's agenda to adopt the flag. He reviewed official specifications for the flag developed and proposed by staff and contained in the resolution proposed for adoption by the Board. Mr. Proto concluded his presentation by recommending that the flag's design standard be made available to any vendor

that is interested in producing the flag and that the County allow about a two-month grace period for replacement of all existing flags flying at County facilities.

Mr. Proto, Mr. Hazelett, Building and Grounds Manager Fred Drake, and Mrs. Acker responded to questions from the Board relating to the proposed flag specifications, including stripe and seal width and colors; future use of the seal by outside organizations and businesses; the impact of the new specifications on flag production costs; and the number of flags flying within the County. Mrs. O'Bannon expressed concern about the smaller seal size being proposed for the flag. Mr. Thornton concluded the discussions by stating that it was the Board's consensus to follow staff's recommendation to adopt the flag with the proposed official specifications.

The Board recessed for dinner at 6:01 p.m. and reconvened at 6:20 p.m.

There was additional discussion by the Board and staff regarding the previous matter. Mrs. O'Bannon reiterated her concern about the size of the seal. Mr. Proto noted that the Board could defer the resolution on the evening's agenda should it wish to do so to allow staff more time to revisit the specifications with the Board.

Mr. Hazelett briefly reviewed the zoning cases listed for public hearing on the evening's regular meeting agenda. Mr. Silber commented on the one other item on the evening's public hearing agenda, a resolution to change the street name of Wheat First Drive. In reviewing the items on the evening's general agenda, Mr. Hazelett noted that staff had sent the Board a letter explaining the general agenda resolution authorizing the County to execute and deliver the documents necessary for the Virginia Public School Authority (VPSA) to release refunding savings to the County. He and Mr. Pinkerton responded to questions from Mr. Kaechele regarding the status of the pending condemnation proceeding against the Trustees of Christ Episcopal Church. Mr. Hazelett also responded to a question from Mr. Donati regarding the County's schedule for updating its digital aerial photography.

Mr. Hazelett reviewed the concerns of two citizens who signed up in advance to speak during the evening's public comment period. The first citizen, John Gray who lives in the Varina District, feels that it is unfair he has to pay to play golf at Belmont Recreation Center whereas tennis players using the courts at the same facility are not charged a fee. The second citizen, Edward Powell who lives in the Fairfield District, is dissatisfied about the Division of Police's response to his report of a motor scooter being stolen from the shed on his property.

Mr. Hazelett responded to an inquiry by Mr. Kaechele pertaining to the status of the County's property negotiations with Shady Grove United Methodist Church. Mr. Hazelett and Mr. Proto suggested that the resolution to adopt the County flag be deferred for 60 days if the Board still had concerns. In response to questions from the Board, there was discussion by Mr. Hazelett and Mr. Vithoulkas of the County's FY 2011-12 budget process and the outlook for state and local revenues for the upcoming fiscal year. Mr. Glover commented on the percentage of the local education budget allocated to personnel and expressed concerns about the General Assembly's attempts to control spending by local school systems. Mr. Rapisarda commented and responded to questions from the Board on pending state legislation to repeal

sovereign immunity for county governments, remove the presumption that local zoning decisions are valid, and strengthen landowner rights in condemnation cases. He and Mr. Hazelett cited a trend in the General Assembly towards legislation aimed at restricting the authority of local governments. Mr. Thornton suggested that the County develop visionary measures to help protect it against legislation to local governments. Mr. Hazelett and Mr. Rapisarda also responded to questions from Mr. Kachele relating to the state and local redistricting process and anticipated primary election schedule.

There being no further business the meeting was adjourned at 6:48 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
SPECIAL MEETING
November 3, 2010**

The Henrico County Board of Supervisors convened a special meeting on Wednesday, November 3, 2010 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:

Patricia S. O'Bannon, Chairman, Tuckahoe District
Frank J. Thornton, Vice Chairman, Fairfield District
James B. Donati Jr., Varina District Supervisor
Richard W. Glover, Brookland District Supervisor
David A. Kaechele, Three Chopt 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
William R. Janis, House of Delegates, 56th District
Riley E. Ingram, House of Delegates, 62nd District
James P. Massie, III, House of Delegates, 72nd District
Delores L. McQuinn, House of Delegates, 70th District
Joseph D. Morrissey, House of Delegates, 74th District
John M. O'Bannon, III, House of Delegates, 73rd District
Christopher K. Peace, House of Delegates, 97th District

Members of the General Assembly Absent:

Jennifer L. McClellan, House of Delegates, 71st 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
Karen M. Adams, Senior Assistant 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, Public Relations & Media Services
Leonard C. Cake, Administrative Director, Economic Development Authority
John A. Vithoukas, Director of Finance/Special Economic Advisor to the County Manager
Edward W. Trice, Revenue Division Director
Eugene H. Walter, Management and Budget Division Director
George H. Cauble, Jr., Director of Human Resources
Timothy A. Foster, Director of Public Works
Lt. Col. D.A. Middleton, Deputy Chief of Police
Cynthia J. Steinhauser, Assistant Director of Social Services

Mrs. O'Bannon called the meeting to order at 4:49 p.m. She welcomed everyone who was present and led them in the Pledge of Allegiance.

Mrs. O'Bannon recognized Mr. Hazelett, who advised that the short agenda for this meeting would include the presentation of only one request to the General Assembly delegation followed by an update by Mr. Vithoukas on the County's economic situation.

Dinner Briefing on 2011 County Legislative Program with General Assembly Delegation

Mr. Hazelett recognized Mr. Schnurman, who provided background information on the County's Legislative Program. Mr. Schnurman noted that the County is changing the way it does business in view of the difficult economic and fiscal climate. He reviewed the County's one legislative request, to grant the County local authority to establish defense manufacturing zones to provide certain tax and regulatory flexibility. The purpose of the zones would be to attract defense manufacturing businesses to the County. Mr. Schnurman explained that more than 14,400 jobs have been lost in the metropolitan region since 2008, with most of those losses occurring in Henrico due to the closing of Qimonda, LandAmerica, and Circuit City. He cited the County's central location between Washington, D.C. and Hampton Roads.

In response to a question from Senator McEachin, Mr. Hazelett commented on where the defense manufacturing zones could be located and their similarities and dissimilarities to enterprise zones. He also responded to questions from the Board pertaining to the size and zoning classifications of areas that would be included in the defense manufacturing zones and to a question from Senator Watkins concerning whether the proposed legislation will be specific to Henrico County. Delegate Massie remarked that the County should make it clear up front that the proposed zones would be revenue neutral to the Commonwealth of Virginia.

Mr. Trice distributed copies of a slide presentation titled *Corporate Tax Initiatives Undertaken by Henrico County: A Closer Look*. Mr. Schnurman recognized Mr. Vithoukas, who advised that staff would not be providing a narrative presentation of this information. Mr. Vithoukas

introduced Mr. Trice and Mr. Walter.

Mr. Vithoukas narrated a slide presentation offering a financial overview of the County. The first portion of his presentation included a look at what national and local indicators are telling us and also addressed state funding and what it means to Henrico County. Delegate Massie challenged Mr. Vithoukas' assertion that the State's revenue projections for FY 2010-11 are currently not being met and Delegate Janis challenged Mr. Vithoukas' premise that percentage reductions requested of State agencies in the Governor's budget "savings" plans will equate to similar reductions in State aid to the County.

Mr. Hazelett suggested a brief recess while dinner was being served. Mr. Drumwright delivered the invocation and Chef Winslow Goodier, the Culinary Arts Instructor for Hermitage Technical Center, explained the dinner menu.

The Board recessed at 5:30 p.m. and reconvened at 5:41 p.m.

Mr. Vithoukas resumed his slide presentation by reviewing Henrico's basic financial premises and tax environment, including keys to the County's financial success; how the County is taking advantage of its current opportunity to change operations; and additional cost reductions that will be necessary in FY 2011-12. He and Mr. Hazelett responded to questions and comments from Delegate Morrissey and Delegate O'Bannon relating to federal stimulus funds received by the County under the American Reinvestment and Recovery Act of 2009.

Delegate Massie commented on discussions in the House of Delegates to reduce rates for the Business, Professional, Occupational, and License (BPOL) tax and machinery and tools tax and to offset these revenues by expanding the sales tax to include professional services. He and Delegate Ingram responded to questions from Mr. Glover and Delegate Morrissey regarding the impetus and rationale for this proposal. Mr. Hazelett explained Henrico's exemption from the BPOL tax for certain small businesses based on the amount of their annual gross receipts and how the threshold for exemption differs in Chesterfield. Senator McEachin questioned whether the proposal would in fact be revenue neutral for localities. There was discussion by Delegate Massie and Mr. Glover concerning the relative fairness of a sales tax on services versus the existing BPOL tax on business gross receipts.

Mr. Vithoukas responded to a question from Delegate O'Bannon pertaining to the County's citizen/position ratio. He and Mr. Hazelett also responded to questions from Delegate Morrissey relating to the County's personnel reductions in the areas of general government and schools and whether the County has considered replacing its fleet with electric cars, and to a question from Delegate Janis regarding the cost of using biodiesel fuel vehicles. At Mr. Kaechele's request, Mr. Vithoukas and Mr. Hazelett commented on the County's electricity generation project at its landfill.

Mrs. O'Bannon, Chair of the County's 2011 Commemoration Advisory Commission, noted that Henrico will be celebrating its 400th anniversary in 2011. After pointing out that Mrs. Harper is leading the Commission's planning efforts, Mr. Vithoukas referred to the ways the Commemoration is being promoted, including the development of a Henrico business discount card, and briefly summarized his presentation.

Delegate O'Bannon thanked County staff for the presentation, noted the delegation's responsibility for balancing a state budget that in future years will not include federal stimulus funds as a revenue source, pointed out that the General Assembly is still working on the BPOL tax and machinery and tools tax rate reduction proposal, and emphasized the importance of the delegation and the County working together. He referred to the large number of recent employee layoffs within England's national health corps.

Mr. Hazelett and Mr. Vithoukas responded to questions from Delegate Morrissey and Senator McEachin pertaining to the impact of the Henrico address initiative on local revenues and to questions and comments from Senator Watkins and Delegate Massie relating to the local revenue impact of a sales tax on services. Mr. Glover expressed concerns regarding how this proposed tax would affect the Commonwealth's business climate and economic competitiveness with other states. There was further discussion by Delegate Massie, Mr. Glover, Senator McEachin, and Mr. Vithoukas pertaining to the implications of this proposed tax. Mr. Kaechele suggested consideration could perhaps be given to broadening the sales tax to include meals rather than services. Delegate Morrissey congratulated the Henrico Board and staff on its financial stewardship and stated that he would oppose lowering the rates on either the BPOL or machinery and tools tax.

Mr. Hazelett once again recognized Chef Goodier, who announced that Hermitage Technical Center's culinary arts program recently received accreditation from the American Culinary Institute, the third program in the Commonwealth and 116th in the nation to attain this monumental achievement. Chef Goodier had the following students who were present from the Hermitage Technical Center culinary arts program introduce themselves and identify their home schools: Michelle Ampah (Hermitage), Talia Brown (Varina), Jaquise Cofield (Hermitage), Gabrielle Elms (Tucker), Chris Finn (Varina), Megann Garber (Godwin), Josh Lambert (Henrico), Mildres Cano Morales (Hermitage), Thomas Wood (Godwin), and Joseph Woodford (Henrico). He pointed out that this marks the 11th year that his program has prepared and served the meal at the Board's annual dinner meeting with the Henrico delegation.

Mrs. O'Bannon noted that one of the County's new business discount cards, known as the Henrico Advantage Card, had been placed at the seat of each member of the delegation. She explained that the cards can be registered online and that BB&T was sponsoring the program, which will encourage persons to shop in Henrico.

There being no further business, the meeting was adjourned at 6:42 p.m.

Chairman, Henrico County Board of Supervisors

PROCLAMATION – Save Low Fares Day – February 14, 2011

The Board of Supervisors has previously acknowledged the importance of supporting our region's low-cost carriers, Air Tran and JetBlue. This proclamation recognizes Monday, February 14, 2011 as Save Low Fares Day and strongly encourages travelers to include AirTran and JetBlue in their travel plans whenever possible in order to sustain competition by ensuring that these airlines remain in our local market. The proclamation will be presented by a representative of the Board at a special public awareness regional event scheduled for February 14.

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

Save Low Fares Day

February 14, 2011

WHEREAS, the Henrico County Board of Supervisors has previously acknowledged the importance of supporting our region's low-cost carriers, AirTran and JetBlue; and

WHEREAS, the success of each of these airlines is invaluable to keeping competitive airfares at Richmond International Airport ("RIC") and to the region's growth and economic development; and

WHEREAS, before AirTran and JetBlue entered the local market, our region had the third most expensive airfares in the country; and

WHEREAS, the presence of these two low-cost carriers has resulted in a significant decrease in fare premiums of roughly 50 percent to many of our airport's top destinations and an improvement in the quality of service; and

WHEREAS, competition has also led to an increase of roughly one million passengers traveling through RIC, including regaining travelers that previously drove to other airports for lower fares; and

WHEREAS, this growth in passengers, coupled with significant savings on ticket costs totaling at least \$80 million per year, has resulted in an increase in local spending and injected millions of additional dollars into our region's economy; and

WHEREAS, Southwest Airlines recently announced its intended acquisition of AirTran Holdings, Inc., the parent company of AirTran Airways; and

WHEREAS, Southwest is coming to RIC, offering the opportunity for lower fares on more flights to more destinations; and

WHEREAS, Southwest is evaluating AirTran's performance to determine how many flights it will add to our local market and as a result it is more important now than ever that the region show our support for low-cost carriers; and

WHEREAS, competitive air service provides passengers with more choices in carriers to more destinations at lower fares.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia hereby recognizes Monday, February 14, 2011 as Save Low Fares Day and strongly encourages travelers to include AirTran and JetBlue in their travel plans whenever possible in order to sustain competition by ensuring that these airlines remain in our local market.



Frank J. Thornton
Frank J. Thornton, Chairman
Board of Supervisors

Barry R. Lawrence
Barry R. Lawrence, Clerk
February 8, 2011

RESOLUTION – Acceptance of Donation from Dominion Resources Supporting the Commemoration of the County’s 400th Anniversary

This Board paper accepts \$20,000 from Dominion Resources to sponsor the 2011 Kite Festival and the Tastes and Sounds of Henrico event scheduled for March 5, 2011 at Dorey Park. This signature event is part of the 2011 Commemoration celebrating Henrico County’s 400th Anniversary of its establishment as the second oldest English settlement.

This donation will fund the design and production of 400th Anniversary kites to be distributed to the public during the event, tethered hot air balloon rides, and activities provided for the children’s area. Volunteers from Dominion Resources will also be on hand to assist in a variety of hands-on activities during the course of the event.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 4511

Page No. 1 of 1

Agenda Title: RESOLUTION – Acceptance of Donation from Dominion Resources Supporting the Commemoration of the County's 400th Anniversary

For Clerk's Use Only:

Date: FEB - 8 2011

- () 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, Dominion Resources has long invested in communities through programs, volunteer activities, and charitable giving;

WHEREAS, Dominion Resources is known for supporting civic and charitable endeavors in locations where it has major facilities and business interests;

WHEREAS, Dominion Resources has donated \$20,000 to Henrico County in support of the 2011 Commemoration of the County's 400th Anniversary of its establishment as the second oldest English settlement;

WHEREAS, the donation will be used for sponsorship of the Kite Festival and Tastes and Sounds of Henrico event to be held at Dorey Park on March 5, 2011, as part of the 2011 Commemoration.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County accepts Dominion Resources' generous donation.

BE IT FURTHER RESOLVED that the Board commends Dominion Resources for its generosity and interest in and support of the commemoration of the County's 400th Anniversary during 2011.

By Agency Head

Karen L. Dier

By County Manager

David L. Hyatt

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

Resolution



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

Acceptance of Donation from Dominion Resources Supporting the Commemoration of the County's 400th Anniversary

WHEREAS, Dominion Resources has long invested in communities through programs, volunteer activities, and charitable giving; and

WHEREAS, Dominion Resources is known for supporting civic and charitable endeavors in locations where it major facilities and business interests; and

WHEREAS, Dominion Resources has donated \$20,000 to Henrico County in support of the 2011 Commemoration of the County's 400th Anniversary of its establishment as the second oldest English settlement; and

WHEREAS, the donation will be used for sponsorship of the Kite Festival and Tastes and Sounds of Henrico event to be held at Dorey Pak on March 5, 2011, as part of the 2011 Commemoration.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County accepts Dominion Resources' generous donation.

BE IT FURTHER RESOLVED that the Board commends Dominion Resources for its generosity and interest in and support of the commemoration of the County's 400th Anniversary during 2011.



Frank J. Thornton

Frank J. Thornton, Chairman
Board of Supervisors

Barry R. Lawrence

Barry R. Lawrence, Clerk
February 8, 2011

46-11
C-2C-11
Varina

Slurry Pavers, Inc.: Request to conditionally rezone from B-3 Business District, M-1 Light Industrial District, and M-2 General Industrial District to M-2C General Industrial District (Conditional), Parcels 805-722-3777 and 805-722-9069 containing 14.87 acres, located on the south line of Nine Mile Road (State Route 33) at its intersection with Echo Avenue. The applicant proposes a contractor's equipment storage yard. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Light Industry, Environmental Protection Area, and Office. The site is in the Enterprise Zone and is part of the Nine Mile Road Corridor Revitalization/Reinvestment Opportunity Area. Acting on a motion by Mr. Jernigan seconded by Mr. Vanarsdall, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors grant the request because the employment use supports the County's economic development policies and the proffered conditions would provide for a higher quality of development than would otherwise be possible.

47-11
C-28C-10
Brookland

Atack Properties, Inc.: Request to conditionally rezone from R-3 One-Family Residence District, O/SC Office Service District (Conditional), and B-3 Business District to R-5AC General Residence District (Conditional), Parcels 761-774-1070, -2729, and 760-774-7961 containing 13.284 acres, located along the south line of Hunton Park Boulevard between Old Mountain Road and Hunton Park Lane. The applicant proposes a zero lot line development of no more than forty-nine (49) homes. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Office and Urban Residential, where density should range from 3.4 to 6.8 units per acre. Acting on a motion by Mr. Vanarsdall seconded by Mr. Jernigan, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors grant the request because it continues a form of zoning consistent with the area and the proffered conditions will provide quality assurances not otherwise available.

48-11 New Cingular Wireless PCS, LLC: Request for a Provisional Use Permit
P-2-11 under Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the
Three Chopt County Code in order to replace an existing 106' light pole with a 125'
 lightpole style telecommunications tower and related equipment, on part of
 Parcel 743-770-4669, located approximately 880' northwest of the
 intersection of Twin Hickory Lake Drive and Twin Hickory Road (Deep
 Run High School). The existing zoning is A-1 Agricultural District. The
 Land Use Plan recommends Government. Acting on a motion by Mr.
 Branin seconded by Mr. Jernigan, the Planning Commission voted 5-0 (one
 abstention) to recommend the Board of Supervisors grant the request
 because the conditions should minimize the potential impacts on
 surrounding land uses and it would provide added services to the
 community.

RESOLUTION — POD-20-10 — Approval of a Plan of Development for Fire Station #9 — Tuckahoe District

This Board paper is for Board of Supervisors' approval of a plan of development, as required by Sections 24-11(b) and 24-106 of the Henrico County Code, to construct Fire Station #9, a new 11,797 square-foot fire station, to replace an existing 4,299 square-foot facility on the same site; to authorize a future building expansion for additional living quarters; and to construct parking areas and related site improvements. The 2.825-acre parcel is located along the southern line of Quioccasin Road (State Route 157), approximately 250 feet west of its intersection with Shane Road, and along the north line of Woodcrest Road, approximately 300 feet west of its intersection with Shane Road on Parcel 748-745-9575. The property is zoned is R-3, Single-Family Residential District, and is located in the Tuckahoe District.

The Department of Planning has coordinated the review of the plan of development with all County departments and has held a meeting with the project engineer and appropriate representatives from the Department of General Services, the Department of Public Works, the Department of Public Utilities, the Division of Fire, the Division of Police, the Office of Building Construction and Inspections, and the Virginia Department of Transportation. All design issues raised during the review of the project have been resolved.

The Director of Planning recommends approval of the plan of development, subject to the staff recommendations, the staff plan dated February 8, 2011, and the conditions listed in the Board paper, and the County Manager concurs.



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

Agenda Item No. **49-11**
Page No. 1 of 4

Agenda Title: **RESOLUTION — POD-20-10 — Approval of a Plan of Development for Fire Station #9 — Tuckahoe District**

<div>For Clerk's Use Only: Date: FEB - 8 2011</div> <div><input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____</div>	BOARD OF SUPERVISORS ACTION	YES NO OTHER
	Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____ REMARKS: _____ _____ _____	Donati, J. _____ Glover, R. _____ Kacchele, D. _____ O'Bannon, P. _____ Thornton, F. _____

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

WHEREAS, an application has been submitted for approval of POD-20-10, a plan of development to construct Fire Station #9, a new 11,797 square-foot fire station, to replace an existing 4,299 square-foot facility on the same site; to authorize a future building expansion for additional living quarters; and to construct parking areas and related site improvements; and,

WHEREAS, the 2.825-acre parcel is zoned R-3, Single-Family Residential District, and is located in the Tuckahoe District along the southern line of Quioccasin Road (State Route 157), approximately 250 feet west of its intersection with Shane Road, and along the north line of Woodcrest Road, approximately 300 feet west of its intersection with Shane Road on Parcel 748-745-9575; and,

WHEREAS, the County Administration, including the Department of General Services, the Department of Planning, the Department of Public Works, the Department of Public Utilities, the Division of Fire, the Division of Police, the Office of Building Construction and Inspections, and the Virginia Department of Transportation has reviewed the application and recommends approval of it, subject to the staff recommendations and the staff plan dated February 8, 2011; and,

WHEREAS, on February 8, 2011, the Board of Supervisors held a public hearing to receive comments on the application for approval.

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

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. 49-11

Page No. 2 of 4

**Agenda Title: RESOLUTION — POD-20-10 — Approval of a Plan of Development for Fire Station #9 —
Tuckahoe District**

1. The Director of Public Utilities shall approve the construction plans for public water and sewer prior to beginning any construction of these utilities. The Department of Public Utilities shall be notified at least 24 hours prior to the start of any County water or sewer construction.
2. The parking lot shall be subject to the requirements of Section 24-98 of the Henrico County Code.
3. The parking spaces shall be marked on the pavement surface with four-inch wide white painted traffic lines. All lane lines and parking lines shall be white in color with the exception that those dividing traffic shall be yellow.
4. Sufficient, effective usable parking shall be provided. If experience indicates the need, additional parking shall be provided.
5. Curb and gutter and necessary storm sewer shall be constructed as shown on approved plans.
6. The plan of development shall be revised as annotated on the staff plan dated **February 8, 2011**, which shall be as much a part of this approval as if its details were fully described herein. Eight (8) sets of revised plans, including the detailed drainage, erosion control and utility plans shall be submitted by the design engineer who prepared the plans to the Department of Planning for final review. Upon notice from the Department of Planning that all comments have been addressed, twenty-one (21) sets of final plans for signature shall be submitted to the Department of Planning for approval signatures.
7. The Department of Public Works shall be notified at least 24 hours prior to the start of any construction.
8. A detailed landscaping plan shall be submitted to the Department of Planning for review and approval prior to the issuance of any occupancy permits.
9. All ground cover and landscaping shall be properly maintained in a healthy condition at all times. Dead plant materials shall be removed within a reasonable time and replaced during the normal planting season.
10. Prior to the approval of an electrical permit application and installation of the site lighting equipment, a plan including light spread and intensity diagrams and fixture specifications and mounting height details shall be submitted for Department of Planning review and approval.
11. All exterior lighting shall be designed and arranged to direct the light and glare away from nearby residential property and streets.
12. The site, including the parking areas, shall be kept clean of litter and debris on a daily basis. Trash container units/litter receptacles and recycling containers shall be maintained with scheduled regular pickups and shall be screened properly on all four sides. The gate(s) shall remain closed except when the receptacle(s) are being filled or serviced and shall be repaired or replaced as necessary. Details shall be included with the final site plan or required landscape plan review and approval.
13. Required fire lanes shall be marked and maintained in accordance with the Virginia Statewide Fire Prevention Code.

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

Agenda Item No. 44-11

Page No. 3 of 4

**Agenda Title: RESOLUTION — POD-20-10 — Approval of a Plan of Development for Fire Station #9 —
Tuckahoe District**

14. Traffic control signs shall be provided as indicated on the Planning staff plan. All signs shall be fabricated as shown in The National Manual on Uniform Traffic Control Devices for Streets and Highways and The Virginia Supplement to The Manual on Uniform Traffic Control Devices for Streets and Highways.
15. The assigned property number shall be displayed so it is easily readable from the street. If assistance is needed with the address, please contact the Department of Planning at 501-4284. The Planning Department must assign all property addresses.
16. The contractor shall have a set of plans approved by the Director of Public Works, Director of Public Utilities, and the County Manager available at the site at all times when work is being performed. A designated responsible employee shall be available for contact by County inspectors.
17. The property shall be developed generally as shown on the plan filed with the case and no major changes or additions to the layout shall be made without the approval of the Board of Supervisors.
18. Upon completion of the improvements and prior to the certification of the permanent occupancy permit, the engineer or land surveyor who prepared the POD plan shall furnish a statement to the effect that all construction, including water and sewer is in conformance with the regulations and requirements of the POD.
19. The developer shall provide fire hydrants as required by the Department of Public Utilities and Division of Fire.
20. Insurance Service Offices (ISO) calculations should be included on the final construction plans for approval by the Department of Public Utilities prior to issuance of a building permit.
21. Any necessary offsite drainage easements must be obtained in a form acceptable to the County Attorney prior to final approval of the construction plans by the Department of Public Works.
22. Deviations from County standards for pavement, curb, or curb and gutter design shall be approved by the County Engineer prior to final approval of the construction plans by the Department of Public Works.
23. Vehicles shall be parked only in approved and constructed parking spaces.
24. The construction shall be properly coordinated to ensure that safe access, circulation and adequate parking is provided for the facility. A plan to indicate the phasing of improvements and the handling of traffic (construction and employees) shall be submitted to the Department of Planning prior to the issuance of a building permit.
25. The right-of-way for widening of Quioccasin Road (State Route 157) as shown on approved plans shall be dedicated to the Virginia Department of Transportation prior to any occupancy permits being issued. The right-of-way dedication plat and any other required information shall be submitted to the Director of Real Property at least sixty (60) days prior to requesting occupancy permits.
26. Approval of the construction plans by the Department of Public Works does not establish the curb and gutter elevations along the Virginia Department of Transportation maintained right-of-way. The elevations will be set by the contractor and approved by the Virginia Department of Transportation.

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

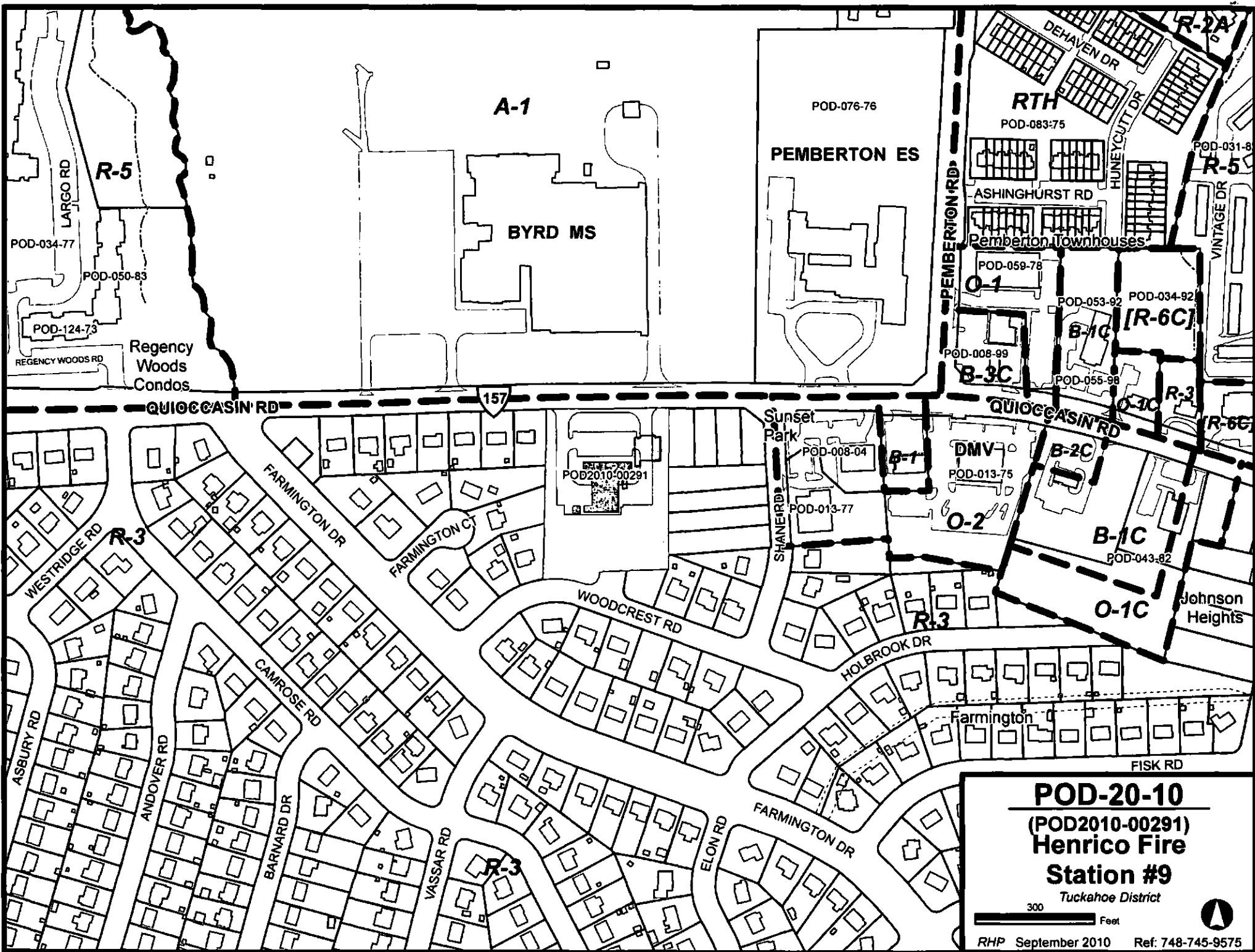
Agenda Item No. 49-4

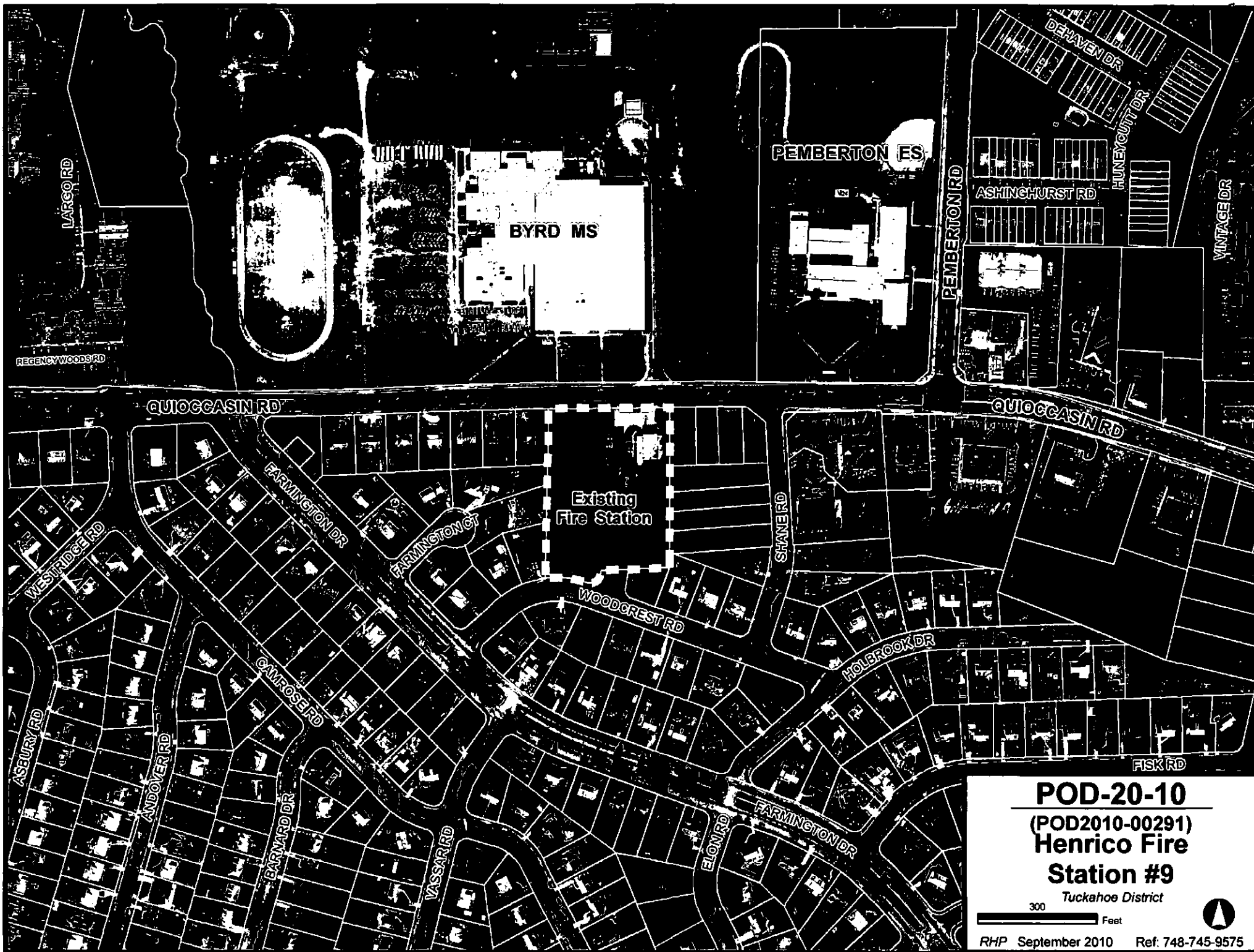
Page No. 4 of 4

**Agenda Title: RESOLUTION — POD-20-10 — Approval of a Plan of Development for Fire Station #9 —
Tuckahoe District**

27. A notice of completion form, certifying that the requirements of the Virginia Department of Transportation entrances permit have been completed, shall be submitted to the Department of Planning prior to any occupancy permits being issued.
28. The entrances and drainage facilities on Quioccasin Road (State Route 157) shall be approved by the Virginia Department of Transportation and the County.
29. A concrete sidewalk meeting VDOT standards shall be provided along the south line of Quioccasin Road (State Route 157).

COMMENTS: The Director of Planning has reviewed the plans submitted by Stantec Consulting, Inc. and Bignell Watkins Hasser Architects, P.C., and recommends approval, and the County Manager concurs.





BYRD MS

PEMBERTON ES

QUIOGGASIN RD

QUIOGGASIN RD

Existing
Fire Station

POD-20-10

(POD2010-00291)

Henrico Fire

Station #9

Tuckahoe District

300

Feet

RHP September 2010

Ref: 748-745-9575

INTRODUCTION OF RESOLUTION – Receipt of Requests for Amendments to the FY 2010-11 Annual Fiscal Plan: February, 2011

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 February 15, 2011 and the public hearing for February 22, 2011. A separate paper will be submitted for Board action to amend the Annual Fiscal Plan and appropriate funds for expenditure, as applicable, after the February 22 public hearing.

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

Agenda Item No. **50-11**
Page No. 1 of 1

Agenda Title **INTRODUCTION OF RESOLUTION – Receipt of Requests for Amendments to the
FY 2010-11 Annual Fiscal Plan: February, 2011**

<div>For Clerk's Use Only:</div> <div style="text-align: center; font-size: 1.2em; font-weight: bold; margin-top: 10px;">FEB - 8, 2011</div> <div>Date _____</div> <div><input type="checkbox"/> Approved</div> <div><input type="checkbox"/> Denied</div> <div><input type="checkbox"/> Amended</div> <div><input type="checkbox"/> Deferred to _____</div>	<div style="font-weight: bold; margin-bottom: 10px;">BOARD OF SUPERVISORS ACTION</div> <div>Moved by (1) _____ Seconded by (1) _____</div> <div style="margin-left: 100px;">(2) _____ (2) _____</div> <div style="margin-top: 10px;">REMARKS: _____</div> <div>_____</div> <div>_____</div>	<div style="margin-bottom: 10px;">YES NO OTHER</div> <div>Donati, J. _____</div> <div>Glover, R. _____</div> <div>Kaechele, D. _____</div> <div>O'Bannon, P. _____</div> <div>Thornton, F. _____</div>
--	---	---

WHEREAS, the County Manager has provided the Board of Supervisors of the County of Henrico, Virginia, with a list dated February 1, 2011 requesting amendments to the 2010-11 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 February 22, 2011, 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, February 15, 2011.

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

<div>By Agency Head _____</div> <div style="margin-top: 20px;">Routing:</div> <div style="margin-left: 20px;">Yellow to: _____</div> <div style="margin-left: 20px;">Copy to: _____</div>	<div>By County Manager _____</div> <div style="margin-top: 20px;">Certified: _____</div> <div style="margin-left: 20px;">A Copy Teste: _____</div> <div style="text-align: right; margin-right: 20px;">Clerk, Board of Supervisors</div> <div style="margin-top: 20px;">Date: _____</div>
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AMENDMENT TO THE 2010-11
ANNUAL FISCAL PLAN FOR FEBRUARY, 2011

OPERATING FUNDS

FUND 0101 - GENERAL FUND - General Operating

Department 13 - Fire

13101 - Administration Services \$ 280,983

0000 00000 To appropriate funding received from the Virginia Department of Fire Programs. The Code of Virginia requires the funds to be expended for fire services in the fiscal year that the funds are received. The dedicated funds will be used to support the Division's Apparatus Replacement Plan.

Department 22 - Social Services

22202 - VIEW Day Care

1302 00000 - Purchase of Services \$ 520,000

The Commonwealth of Virginia, Department of Social Services will reimburse the County of Henrico an additional \$221,000 of State and \$273,000 of Federal funds for the Virginia Initiative for Employment not Welfare (VIEW) Program in fiscal year 2010-11. The required 5% County matching funds of \$26,000 will come from the fund balance in the General Fund, and is included in this \$520,000 total. The total appropriation for this program in fiscal year 2010-11 will be \$3,787,045 after this addition.

22203 - Non-VIEW Day Care

1302 00000 - Purchase of Services 325,000

The Commonwealth of Virginia, Department of Social Services, will reimburse the County of Henrico, an additional \$138,125 of State and \$170,625 of Federal funds for the Non-VIEW (Virginia Initiative for Employment not Welfare) Day Care Program in fiscal year 2010-11. The required 5% County match of \$16,250 will come from the fund balance in the General Fund, and is included in this \$325,000 amount. The total appropriation for this program in fiscal year 2010-11 will be \$2,859,716 after this addition.

22503 - Adoption Subsidy

1302 00000 - Purchase of Services 225,000

To increase the County allocation to the estimated level of need for state and federally mandated Title IV-E Adoption Program expenditures. This program is funded with 50% of State and 50% of Federal funds. The total appropriation for this program in fiscal year 2010-11 will be \$631,388 after this addition. No County matching funds are required.

22505	- Adult Services	
1302 00000	- <u>Purchase of Services</u>	5,000
	The Commonwealth of Virginia, Department of Social Services, has awarded the County of Henrico an additional \$4,000 in Federal funding for fiscal year 2010-11 for the Adult Services program. The required 20% or \$1,000 of County matching funds will come from the fund balance in the General Fund, and is included in this \$5,000 total. This funding will be used to offset increased costs in the Adult Chore and Companion Services program.	
	Total Social Services	\$ 1,075,000
Department 32 - Non-Departmental		
32006	- 2011 Celebration	
0966 05196	- <u>2011 Celebration - Dominion Resources Donation</u>	\$ 20,000
	To appropriate a donation received from Dominion Resources to be a sponsor for the Kite Festival & The Tastes and Sounds of Henrico County event scheduled for March 5, 2011 at Dorey Park. This event is part of the celebration of Henrico's 400th anniversary.	
	Total GENERAL FUND	\$ 1,375,983
FUND 1102 - SPECIAL REVENUE FUND - State and Federal Grants - County		
Department 05 - Commonwealth's Attorney		
05001	- Commonwealth's Attorney	\$ 28,100
0000 05380	- <u>Virginia Domestic Violence Victim Fund (2011)</u>	
	To appropriate State funding received from the Department of Criminal Justice Services, Virginia Domestic Violence Victim Fund grant program. Funding will be used for supplies and travel expenses.	
Department 07 - Juvenile Detention		
07002	- Juvenile Probation	
0000 05218	- <u>Juvenile Accountability Block Grant</u>	\$ 50,550
	The Commonwealth of Virginia, Department of Criminal Justice Services (DCJS), has awarded the County of Henrico, a Federal Juvenile Accountability Block Grant (JABG) of \$45,495 for calendar year 2011. A County required match of 10% or \$5,055 of the total program, will come from the fund balance in the General Fund via an interfund transfer to the Special Revenue Fund. Funds are to be used to provide Multisystemic Therapy services for chronic and/or serious juvenile offenders to be provided by existing staff at Henrico Mental Health facilities.	
Department 12 - Police		
12800	- Grants	
0000 00110	- <u>P.E.A.K. Program</u>	\$ 1,500
	A donation has been received from the Henrico Police Foundation. The funds are to be used to purchase supplies for the Parents, Educators, and Kids (P.E.A.K) Program that replaced the D.A.R.E. Program in the elementary schools.	

Department 23 - Recreation and Parks

23101 - Director

0476 05154 - Recreation Donations - Brookland Youth Baseball/Softball \$ 900

To appropriate donations received from Shoney's of Richmond for the Brookland Youth Sports Awards.

23222 - Special Programs - Cultural Arts

0000 00956 - Local Government Challenge Grant 5,000

The Virginia Commission of the Arts has awarded the County of Henrico, a Local Government Challenge grant of \$5,000. Funds are to be used to enhance existing programs such as gallery exhibits, art classes, performing arts, and signature events associated with the Cultural Arts Center at Glen Allen. No County matching funds are required.

Total Recreation and Parks \$ 5,900

Department 30 - Economic Development

30001 - Economic Development

0902 05379 - Governor's Opportunity Award - Pharmaceutical Product Development, Inc. \$ 150,0000903 05379 - County Match - Governor's Opportunity Award - PPD, Inc. 150,000

The Commonwealth of Virginia, Governor's Opportunity Fund, through the Virginia Economic Development Partnership (VEDP), has awarded the County of Henrico a \$150,000 grant to support the major expansion of Pharmaceutical Project Development's research facility located on Dabney Road. A required County match of \$150,000 is also being appropriated at this time, and is to come from the fund balance in the General Fund via an interfund transfer to the Special Revenue Fund for a total budget of \$300,000 for this purpose.

Total Economic Development \$ 300,000

Total Fund 1102 - Special Revenue Fund-State/Fed Grants-County \$ 386,050

FUND 1110 - SPECIAL REVENUE FUND - Mental Health/Developmental Services

Department 26 - Mental Health/Developmental Services

26110 - Short Term Outpatient Services

1688 00000 - Virginia Healthcare Foundation \$ 92,212

To appropriate a calendar year 2011 grant from the Virginia Healthcare Foundation. This grant will provide funding for a clinician and psychiatry services at the Crossover Clinic to improve access for uninsured clients to mental health services and access to primary medical care for persons with a mental illness.

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 \$ 1,351

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

Total Special Revenue Fund - General Government

\$ 479,613

Total OPERATING FUNDS

\$ 1,855,596

CAPITAL FUNDS

FUND 2104 - CAPITAL PROJECTS FUND - VPSA Bonds

Department 50 - Education

50331 - Construction and Maintenance

0000 00000 - Gym and Multi-purpose Room Light Replacements \$ 30,377

This amendment will provide funding for various gym and multi-purpose room lighting upgrades to energy efficient lighting systems. Funds are from a prior VPSA Bond refunding in which the savings are being allocated on a lump sum basis.

FUND 2111 - CAPITAL PROJECTS FUND - Capital Initiatives Fund

Department 23 - Recreation and Parks

23101 - Director

0256 00447 - RF&P Park Improvements and Enhancements \$ 590,000

To provide funding for improvements and enhancements including roadside drainage, streetscape, and landscaping at the RF&P Park. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

0259 00509 - Springfield School/Pouncey Tract Park 250,000

To provide funding to relocate Springfield School, which was once an African American school, from 4821 Shady Grove Road to Pouncey Tract Park. This 1,440 square foot school was built in the early 20th century and is listed in the Virginia Department of Historic Resources inventory. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

0256 05037 - Osborne Park 74,701

To provide funding for construction of a canoe launch at Osborne Park adjacent to the existing fishing pier and parking area. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

0256 06200	- <u>Dorey Park</u>	155,000
	To provide funding for construction of a "Bark" Park, approximately one acre in size, at Dorey Park. The dog park would include fencing, benches, trash cans, waste stations, signage, and running water. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.	
	Total Recreation and Parks	<u>\$ 1,069,701</u>
Department 28 - Public Works		
28004	- Construction	
0000 06588	- <u>St. Claire Lane and Walnut Street Drainage Improvements</u>	\$ 46,775
	To provide funding for survey and engineering services for the design of drainage improvements along St. Claire Lane. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.	
0000 06604	- <u>Oakley Lane</u>	400,000
	To provide funding for the engineering services needed to realign and make other improvements to Oakley Lane between its intersection with Oakley Place and Gilles Creek. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.	
	Total Public Works	<u>\$ 446,775</u>
Department 32 - Non-Departmental		
32001	- Non-Departmental	
0000 06559	- <u>American Legion Post #242</u>	\$ 3,000
	This amendment will provide funding for security and logistics at the Memorial Day parade and celebration in Sandston in May 2011. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.	
0000 05379	- <u>Chickahominy Bluffs Sign Project</u>	3,750
	To provide funding of \$3,750 for a new sign for the Chickahominy Bluffs Subdivision at the corner of Chickahominy Bluffs Road and Diane Lane. The total cost of the project is \$7,500. The Chickahominy Bluffs Homeowners' Association is providing the differential in required funding. Funds are to come from the fund balance in the General Fund via a transfer to the Capital Projects Fund.	
	Total Non-Departmental	<u>\$ 6,750</u>
	Total CAPITAL PROJECTS FUND	<u>\$ 1,553,603</u>

FUND 5102 - Water and Sewer Construction Fund

31201 - Accounting

1001 00735 - Water Reclamation Facility

\$ 748,645

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 fourth and fifth reimbursements from the DEQ which combined totals \$748,645.

TOTAL CAPITAL FUNDS

\$ 2,302,248

Total Amendments/Appropriations

\$ 4,157,844

FUND 5102 - Water and Sewer Construction Fund

31201 - Accounting

1001 00735 - Water Reclamation Facility \$ 748,645

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TOTAL CAPITAL FUNDS

\$ 2,302,248

Total Amendments/Appropriations

\$ 4,157,844

RESOLUTION – Signatory Authority – Acquisition of Real Property – Pouncey Tract Road – Three Chopt District

The purpose of this Board paper is to approve settlement of the pending condemnation proceeding against the Trustees of Christ Church Episcopal Church. In addition to the right-of-way and easements acquired by the County when it filed its condemnation certificate and deposited \$405,380 with the Circuit Court, the County will acquire from the church an additional 2,731 square feet of temporary construction easement areas and 3.123 acres of a portion of the church's residue land along Pouncey Tract Road. As total compensation for all of these acquisitions, the church has agreed to accept \$787,918, which can be itemized as follows:

Original take of right-of-way and easements	
(+) additional temporary construction easement areas	\$475,618
3.123 acres from residue	
Land	\$312,300
Total payment to church	\$787,918

The Directors of Public Works and Real Property recommend approval and the County Manager concurs. (This paper was deferred from the January 25, 2011 Meeting)



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 38-11

Page No.

1 of 2

Agenda Title

RESOLUTION - Signatory Authority - Acquisition of Real Property -
Pouncey Tract Road - Three Chopt District

For Clerk's Use Only:

FEB - 8 2011

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, in connection with the construction of the North Gayton Road Extension Project (the "Project"), on August 10, 2010, the Board authorized condemnation proceedings to acquire right-of-way and easements (the "Property") across portions of two parcels of land owned by the Trustees of Christ Church Episcopal Church (the "Owner") identified as Tax Map Parcels 737-769-4467 and 738-769-3891 along Pouncey Tract Road in the Three Chopt District; and,

WHEREAS, on September 16, 2010, the County of Henrico, Virginia filed a condemnation certificate and deposited \$405,380 with the Clerk of the Circuit Court (the "Clerk") to acquire the Property in accordance with state law; and,

WHEREAS, following negotiations between the parties, the Owner is willing to accept \$475,618 for the Property and an additional 2,731 square feet of temporary construction easement areas, as shown on a plat by NXL, dated October 14, 2009 and sealed on October 20, 2009 by David L. Jones, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A," (collectively, the "Right-of-Way and Easements"), that are needed by the County for the construction of the Project; and,

WHEREAS, the Owner desires that the County acquire a portion of the Owner's residue land identified as Tax Map Parcel 737-769-4467 along Pouncey Tract Road resulting from the location and construction of the Project, containing 3.123 acres (136,042 sq. ft.), (the "Residue Property"), designated as "Residue Acquisition," as shown and described on a plat by NXL, dated and sealed on January 7, 2011 by David L. Jones, Land Surveyor, a reduced size copy of which consisting of 2 pages is attached and collectively marked Exhibit "B"; and,

WHEREAS, following negotiations between the parties, the Owner is willing to accept \$312,300 for the Residue Property; and,

By Agency Head

[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. 38-11
Page No. 2 of 2

**Agenda Title RESOLUTION - Signatory Authority - Acquisition of Real Property -
Pouncey Tract Road - Three Chopt District**

WHEREAS, the Owner has agreed to convey the Right-of-Way and Easements and the Residue Property to the County for the total sum of \$787,918; and,

WHEREAS, County staff has prepared the necessary documents to memorialize the agreements of the parties and to complete the acquisition.

NOW, THEREFORE, BE IT RESOLVED by the Board that: (1) the Chairman is authorized and directed to execute the documents and to take all steps necessary for acquisition of Right-of-Way and Easements; (2) the County Attorney is authorized to file the necessary documents in the Circuit Court of Henrico County to complete the acquisition of the Right-of-Way and Easements; (3) the County Manager is authorized and directed to execute an agreement, in a form approved by the County Attorney, by and between the Owner and the County, for the purchase of the Residue Property for the sum of \$312,300 and other considerations and conditions as specified in the agreement; (4) the County Attorney is directed to cause title to the Residue Property to be examined; (5) the County Manager is authorized, upon approval of the title to the Residue Property by the County Attorney, to accept the Deed to the Residue Property in a form approved by the County Attorney; and (6) the County Manager and the County Attorney are authorized to undertake all additional administrative and legal actions necessary to acquire title to the Right-of-Way and Easements and the Residue Property.

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

GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easement	Temporary Construction Easements
738-769-3894	TRUSTEES OF CHRIST CHURCH EPISCOPAL CHURCH	2818/56	51,559 sq. ft.	21,602 sq. ft.	27,311 sq. ft.

Curve Table

Curve	Delta	Radius	Length	Tangent	Chord	Chord Bearing
C1	02°21'27"	32.39125'	133.27'	66.64'	133.26'	S30°20'16"E
C2	06°58'14"	2256.80'	264.43'	130.86'	264.28'	S85°50'26"E
C3	08°29'48"	25.00'	38.61'	24.35'	34.89'	N66°50'55"W
C4	10°31'19"	878.00'	154.09'	77.24'	153.89'	N87°03'03"W

Line Table

L1	S67°28'41"W	15.00'
L2	N32°04'42"W	11.80'
L3	N09°08'30"W	21.52'
L4	S57°55'18"W	17.40'
L5	N57°55'18"E	21.01'
L6	S84°10'37"W	28.13'
L7	N46°14'24"E	18.41'



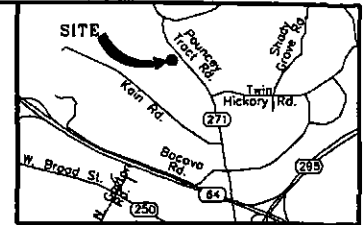
Notes:

- 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.
- Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 09/15/09.
- Acresage calculations, 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.

**TRUSTEES OF CHRIST CHURCH
EPISCOPAL CHURCH**
5000 Pouncey Tract Rd.
D.B. 2818 PG. 56
GPIN *738-769-3894
11.884 Ac.

Now or Formerly
COMMONWEALTH FOUNDATION I-V
Pouncey Tract Rd.
GPIN *737-769-4487

Now or Formerly
NVR, INC.
5124 Pouncey Tract Rd.
GPIN *738-770-4727



VICINITY MAP - NOT TO SCALE

Meridian Source:
Virginia State Plane
South Zone Grid North

POUNCEY TRACT RD.

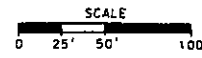
EXHIBIT "A"

ACQUISITION PLAT SHOWING RIGHT-OF-WAY,
TEMPORARY CONSTRUCTION EASEMENTS, AND
PERMANENT SLOPE AND DRAINAGE EASEMENT
ON THE PROPERTY OF
**TRUSTEES OF CHRIST CHURCH
EPISCOPAL CHURCH**
THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA



RMI Engineers, Surveyors
Construction Managers
114 east cary street, suite 200
richmond, virginia 23219
(804) 644-4600

FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
029	1"=50'	Oct. 14, 2009	0710007L	1 of 1



Now or Formerly
COMMONWEALTH FOUNDATION I-V
Pouncey Tract Rd.
GPIN *737-769-4487

GPIN	LAND OWNER	D.B./PG.	RIGHT-OF-WAY ACQUISITION	RESIDUE ACQUISITION	PERMANENT SLOPE & DRAINAGE EASEMENTS	TEMPORARY CONSTRUCTION EASEMENTS
737-769-4467	TRUSTEES OF CHRIST CHURCH EPISCOPAL CHURCH	4713/619	130,930 sq. ft. 3.006 Ac.	136,042 sq. ft. 3.123 Ac.	10,833 sq. ft. 0.249 Ac.	0 sq. ft. 0.000 Ac.

Curve Table						
	Radius	Length	Delta	Tangent	Chord	Chord Bearing
C1	2256.80'	131.68'	03° 20' 35"	65.86'	131.66'	S20° 51' 02" E
C2	25.00'	38.61'	88° 29' 48"	24.35'	34.89'	S66° 50' 55" E

Line Table	
Bearing	Distance
L1 N87° 28' 41" E	15.00'
L2 N22° 01' 23" W	11.02'

NOTES:

- 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.
- PROPOSED RIGHT-OF-WAY, PERMANENT EASEMENTS, AND TEMPORARY CONSTRUCTION EASEMENTS ARE BASED ON FILES PROVIDED BY AECOM RECEIVED: 09/15/09.
- 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.
- MERIDIAN SOURCE: VIRGINIA STATE PLANE COORDINATE SYSTEM SOUTH ZONE, GRID NORTH, BASED ON HENRICO COUNTY GEODETIC CONTROL.

TRUSTEES OF CHRIST CHURCH EPISCOPAL CHURCH

Pouncey Tract Rd.
D.B. 4713 PG. 619
GPIN #737-769-4467
20.71 Ac.

PERMANENT
SLOPE & DRAINAGE EASEMENT
10,833 SQ. FT.
0.249 ACRES

RIGHT-OF-WAY
ACQUISITION
130,930 SQ. FT.
3.006 ACRES

RESIDUE ACQUISITION
136,042 SQ. FT.
3.123 ACRES

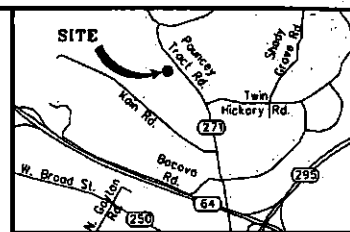
Now or Formerly:
LOUIS A. MINOR
4754 Pouncey Tract Rd.
GPIN #737-769-5307

Now or Formerly
LOUIS A. MINOR
4754 Pouncey Tract Rd.
GPIN #737-769-5307

Now or Formerly
RALEIGH R. COOK
& CAROLYN A. COOK
4900 Pouncey Tract Rd.
GPIN #738-769-4425



SCALE
0 40' 80'



VICINITY MAP - NOT TO SCALE

Now or Formerly
TRUSTEES OF CHRIST CHURCH
EPISCOPAL CHURCH
5000 Pouncey Tract Rd.
GPIN #738-769-3891

Match Line - See Sheet 2 of 2

EXHIBIT "B"

ACQUISITION PLAT SHOWING
RIGHT-OF-WAY, RESIDUE, AND
PERMANENT SLOPE AND DRAINAGE EASEMENTS
ON THE PROPERTY OF
TRUSTEES OF CHRIST CHURCH
EPISCOPAL CHURCH
THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA



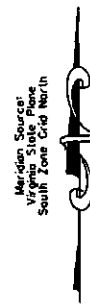
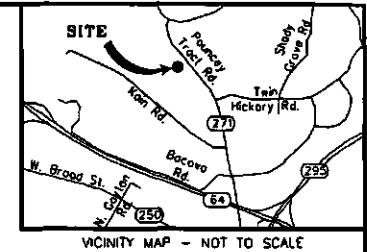
ndi Engineers, Surveyors
Construction Managers
114 West Cary Street, Suite 200
Richmond, Virginia 23219
(804) 644-4600

FILE NAME	SCALE	DATE	JOB NO.	SHEET
028	1"=40'	JAN. 7, 2011	0710007L	1 of 2
REVISION:		DATE:		

GPN	LAND OWNER	D.B./PG.	RIGHT-OF-WAY ACQUISITION	RESIDUE ACQUISITION	PERMANENT SLOPE & DRAINAGE EASEMENTS	TEMPORARY CONSTRUCTION EASEMENTS
737-769-4467	TRUSTEES OF CHRIST CHURCH EPISCOPAL CHURCH	4713/619	130,930 sq. ft. 3.006 Ac.	136,042 sq. ft. 3.123 Ac.	10,833 sq. ft. 0.249 Ac.	0 sq. ft. 0.000 Ac.

NOTES:

- 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.
- PROPOSED RIGHT-OF-WAY, PERMANENT EASEMENTS, AND TEMPORARY CONSTRUCTION EASEMENTS ARE BASED ON FILES PROVIDED BY AECOM RECEIVED: 09/15/09.
- 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.
- MERIDIAN SOURCE: VIRGINIA STATE PLANE COORDINATE SYSTEM SOUTH ZONE, GRID NORTH, BASED ON HENRICO COUNTY GEODETIC CONTROL.



Now or Formerly
TRUSTEES OF CHRIST CHURCH EPISCOPAL CHURCH
 5000 Pouncey Tract Rd.
 GPN #738-768-3891

Now or Formerly
TRUSTEES OF CHRIST CHURCH EPISCOPAL CHURCH
 Pouncey Tract Rd.
 D.B. 4713 PG. 619
 GPN #737-769-4467
 20.71 Ac.

Now or Formerly
RALEIGH R. COOK & CAROLYN A. COOK
 4900 Pouncey Tract Rd.
 GPN #738-769-4425

RIGHT-OF-WAY ACQUISITION
 130,930 SQ. FT.
 3.006 ACRES

RESIDUE ACQUISITION
 136,042 SQ. FT.
 3.123 ACRES

Line Table		Curve Table					
Bearing	Distance	Radius	Length	Delta	Tangent	Chord	Chord Bearing
L1 N67°28'41"E	15.00'	2256.80'	131.68'	03°20'35"	65.86'	131.68'	S20°51'02"E
L2 N22°07'23"W	11.02'	25.00'	38.61'	88°29'48"	24.35'	34.89'	S66°50'55"E



SCALE
 0 40' 80'

EXHIBIT "B"

ACQUISITION PLAT SHOWING
 RIGHT-OF-WAY, RESIDUE, AND
 PERMANENT SLOPE AND DRAINAGE EASEMENTS
 ON THE PROPERTY OF
TRUSTEES OF CHRIST CHURCH EPISCOPAL CHURCH
 THREE CHOPT MAGISTERIAL DISTRICT
 HENRICO COUNTY, VIRGINIA

ndi Engineers, Surveyors
 Construction Managers
 114 east cary street, suite 200
 richmond, virginia 23219
 (804) 444-4600

FILE NAME	SCALE	DATE	JOB NO.	SHEET
028	1"=40'	JAN. 7, 2011	070007L	2 of 2
REVISION:			DATE:	

RESOLUTION – Acceptance of Temporary Easement Agreement – Westmoor Sanitary Sewer Project - Tuckahoe District

This resolution provides for the acceptance by the County Manager of a Temporary Easement Agreement from Stephanie A. Schmittou and the payment of \$1,425 for a temporary construction easement containing 1,975 sq. ft. The easement is required for the Westmoor Sanitary Sewer Project. Stephanie A. Schmittou is employed by the County School Board of Henrico County, Virginia, as a teacher at Maybeury Elementary School and has not participated, nor will she participate, in her official capacity in this acquisition. The Directors of Public Utilities and Real Property recommend approval of this resolution.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 51-11

Page No.

1 of 1

Agenda Title RESOLUTION — Acceptance of Temporary Easement Agreement — Westmoor
Sanitary Sewer Project — Tuckahoe District

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	
FEB - 8 2011	Moved by (1) _____ Seconded by (1) _____	YES NO OTHER
Date _____	(2) _____ (2) _____	Domati, J. _____
<input type="checkbox"/> Approved	REMARKS: _____	Glover, R. _____
<input type="checkbox"/> Denied	_____	Kaechele, D. _____
<input type="checkbox"/> Amended	_____	O'Bannon, P. _____
<input type="checkbox"/> Deferred to _____	_____	Thornton, F. _____

WHEREAS, it is necessary to acquire a temporary construction easement in connection with the County's Westmoor Sanitary Sewer Project from Stephanie A. Schmittou; and,

WHEREAS, Stephanie A. Schmittou is employed by the County School Board of Henrico County, Virginia, as a teacher at Maybeury Elementary School; and,

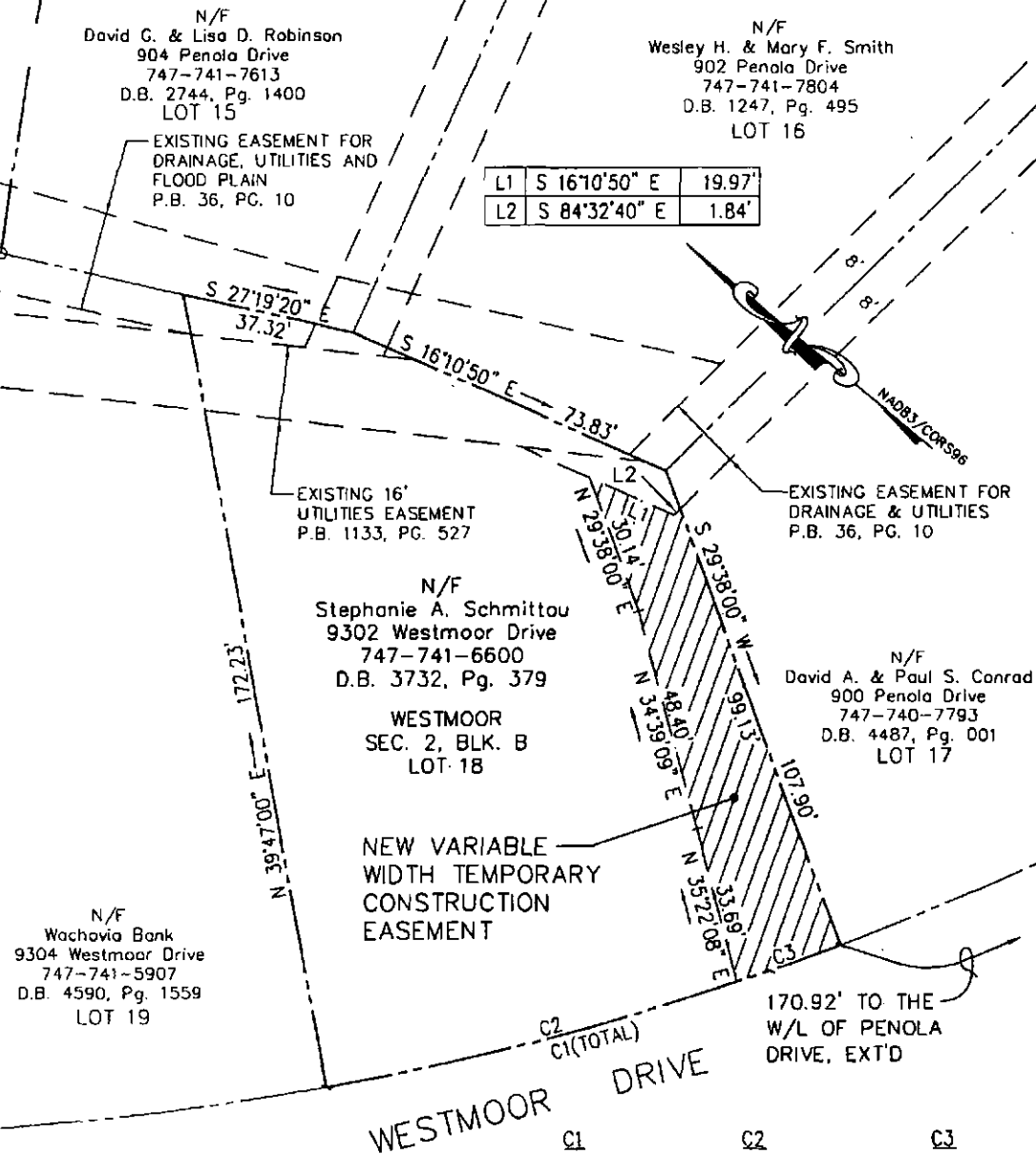
WHEREAS, Stephanie A. Schmittou has not participated, nor will she participate in any way in her official capacity in this acquisition.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors authorizes the County Manager to accept a Temporary Easement Agreement from Stephanie A. Schmittou, in a form approved by the County Attorney, for the sum of One Thousand Four Hundred Twenty-Five Dollars (\$1,425).

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

By Agency Head <u><i>Don B. Gray</i></u>	By County Manager <u><i>David L. Hyatt</i></u>
Routing: Yellow to: <u><i>Real Property</i></u>	Certified: A Copy Tests: _____
Copy to: _____	Clerk, Board of Supervisors
	Date: _____

THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT.
HORIZONTAL DATUM: NAD 83 PER GPS OBSERVATION PERFORMED BY DRAPER ADEN ASSOCIATES.



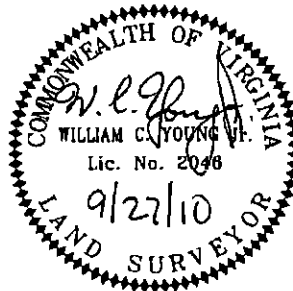
L1	S 16°10'50" E	19.97'
L2	S 84°32'40" E	1.84'

C1	C2	C3
R= 651.15'	R= 651.15'	R= 651.15'
L= 115.18'	L= 91.57'	L= 23.61'
T= 57.74'	T= 45.86'	T= 11.80'
Δ= 10°08'05"	Δ= 8°03'27"	Δ= 2°04'38"
CB= S55°17'25"E	CB= S54°15'06"E	CB= S59°19'09"E
CHD= 115.03'	CHD= 91.50'	CHD= 23.61'

TOTAL PARCEL AREA: 14,872 SQ.FT.
TEMPORARY EASEMENT AREA: 1,975 SQ.FT.

COMPILED PLAT SHOWING:
A VARIABLE WIDTH TEMPORARY
CONSTRUCTION EASEMENT ACROSS
TAX PARCEL 747-741-6600

TUCKAHOE MAGISTERIAL DISTRICT, HENRICO COUNTY, VIRGINIA



Draper Aden Associates

Engineering • Surveying • Environmental Services

8090 Villa Park Drive
Richmond, VA 23228

804-264-2228 Fax: 804-264-8773

Blacksburg, VA
Charlottesville, VA
Hampton Roads, VA

DRAWN JCC
CHECKED WCY
SCALE 1"= 30'
DATE 9/27/10

PROJECT: R09113R-05

P:\09113R\09113R-05\CAD\PLAT\09113R-05\DESIGN\DWG\09113R-05 9302 plat.dwg September 30, 2010 2:56:11 PM

RESOLUTION - Acceptance of Road

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

- 1) 0.08 miles of Winston Trace – a Resubdivision of a Portion of Lot 32 in Glen Allen Heights. Brookland District.

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



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

Agenda Item No. **52-11**

Page No. 1 of 1

Agenda Title: **RESOLUTION - ACCEPTANCE OF ROAD**

For Clerk's Use Only: FEB - 8 2011 Date: _____ () 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="text-align: left; width: 30%;"></th><th style="text-align: center; width: 10%;">YES</th><th style="text-align: center; width: 10%;">NO</th><th style="text-align: center; width: 10%;">OTHER</th></tr><tr><td>Donati, J.</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td>Glover, R.</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td>Thornton, F.</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr></table>		YES	NO	OTHER	Donati, J.	_____	_____	_____	Glover, R.	_____	_____	_____	Kaechele, D.	_____	_____	_____	O'Bannon, P.	_____	_____	_____	Thornton, F.	_____	_____	_____
	YES	NO	OTHER																							
Donati, J.	_____	_____	_____																							
Glover, R.	_____	_____	_____																							
Kaechele, D.	_____	_____	_____																							
O'Bannon, P.	_____	_____	_____																							
Thornton, F.	_____	_____	_____																							

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

**Winston Trace - a Resubdivision of a Portion
of Lot 32 in Glen Allen Heights - Brookland District**

Winston Trace Circle from Winston Boulevard to 0.08 Mi. W. of Winston Boulevard	<u>0.08 Mi.</u>
Total Miles	0.08 Mi.

By Agency Head _____

By County Manager _____

Routing:

Yellow to: _____

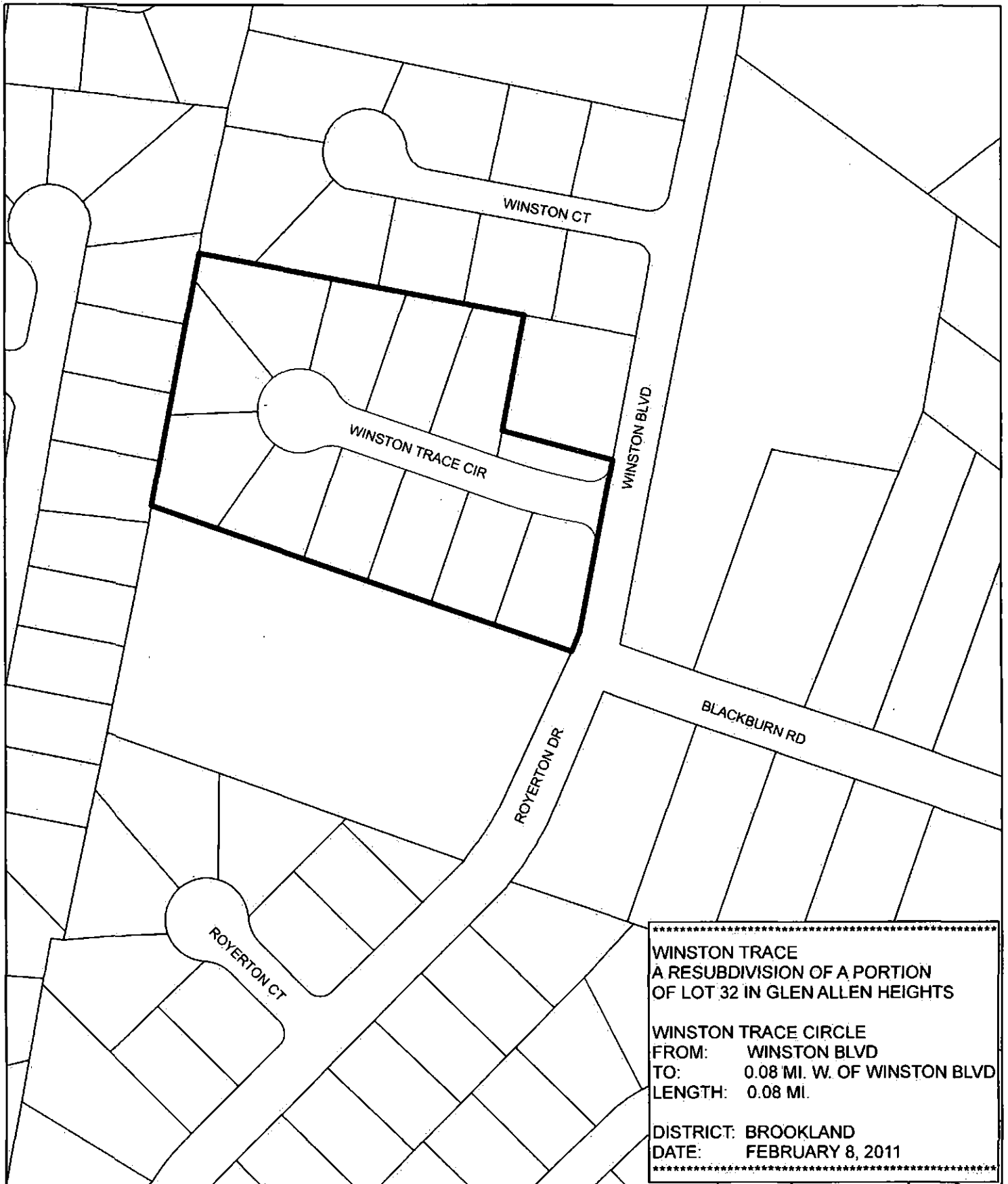
Copy to: _____

Certified:

A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____

WINSTON TRACE
A RESUBDIVISION OF A PORTION
OF LOT 32 IN GLEN ALLEN HEIGHTS



WINSTON TRACE
A RESUBDIVISION OF A PORTION
OF LOT 32 IN GLEN ALLEN HEIGHTS

WINSTON TRACE CIRCLE
FROM: WINSTON BLVD
TO: 0.08 MI. W. OF WINSTON BLVD
LENGTH: 0.08 MI.

DISTRICT: BROOKLAND
DATE: FEBRUARY 8, 2011
