

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
October 12, 2010
7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Rev. Dean Pittman, Senior Pastor, Laurel Park United Methodist Church

APPROVAL OF MINUTES – September 28, 2010 Regular and Special Meetings

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PRESENTATION

Proclamation – Energy Conservation Awareness Week – October 17 - 23, 2010.

RESIGNATION

244-10 Resolution – Resignation of Member – The Cultural Arts Center at Glen Allen Foundation Board of Directors.

PUBLIC HEARINGS - REZONING CASES AND PROVISIONAL USE PERMIT

166-10 JMW, LLC: Request to amend proffered conditions accepted with Rezoning
C-8C-10 Case C-68C-00, on Parcel 776-744-1464, located at the southwest
Brookland intersection of Dumbarton Road and Byrdhill Road. The applicant proposes
to amend proffers related to building size, building height, and landscaping.
The existing zoning is M-1C Light Industrial District (Conditional) and O-
2C Office District (Conditional). The Land Use Plan recommends Office.
This site is in the Enterprise Zone. The Planning Commission voted to
recommend the Board of Supervisors grant the request. **(Deferred from the
September 14, 2010 Meeting).**

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. The applicant proposes to amend Proffer 13 related to
fence height and type. The existing zoning is R-5AC General Residence
District (Conditional). The Land Use Plan recommends Suburban
Residential 2, density not to exceed 3.4 units per acre. The Planning
Commission voted to recommend the Board of Supervisors grant the
request. **(Deferred from the September 14, 2010 Meeting).**

- 245-10
C-15C-10
Brookland
- Wistar Commons Condo Assoc.: Request to amend proffered condition accepted with Rezoning Case C-11C-08, on Parcel 772-752-0526, located approximately 445 feet east of Staples Mill Road (U. S. Route 33), approximately 335 feet north of Wistar Road, and approximately 230 feet west of Kimway Drive. The applicant proposes to delete Proffer 3 related to screening of roof-mounted mechanical equipment. The existing zoning is M-1C Light Industrial District (Conditional). The Land Use Plan recommends Light Industry and Environmental Protection Area. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.
- 246-10
P-10-10
Varina
- American Tower Corp: Request for a Provisional Use Permit under Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to increase the height of an existing communications tower (P-1-97) and add obstruction lighting on part of Parcel 857-713-7587 located approximately 500' northwest of the intersection of E. Williamsburg (U.S. Route 60) and White Oak Roads. The existing zoning is C-1 Conservation District. The Land Use Plan recommends Environmental Protection Area. The Planning Commission voted to recommend the Board of Supervisors **grant** the request. **(Withdrawn by Applicant).**

PUBLIC HEARINGS - OTHER ITEMS

- 247-10
- Ordinance - Adopting a Recodification of the Ordinances of the County of Henrico, Virginia, Titled "The Code of the County of Henrico, Virginia of 2010."
- 248-10
- Ordinance - To Amend and Reordain Sections 16-2, 16 -31, and 16-37 of the Code of the County of Henrico Titled, Respectively, "Definitions," "Award of Contracts Generally," and "When Protests Not Permitted," All Relating to the Award of Contracts by the Henrico Area Mental Health & Developmental Services Board.
- 219-10
- Ordinance - Vacation of Planting Strip Easements and Access Easement - Ketterley at Grey Oaks - Three Chopt District. **(Deferred from the September 14, 2010 meeting).**

PUBLIC COMMENTS

GENERAL AGENDA

- 249-10
- Resolution - SIA-01-10 - Bacova Drive Water Pumping Station and Storage Site - Substantially in Accord with the Comprehensive Plan.
- 250-10
- Resolution - To Continue Participation in the Certified Crime Prevention Community Program.

251-10

Resolution – Acceptance of Roads.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
September 28, 2010

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, September 28, 2010 at 7:00 p.m. in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.

Members of the Board Present:

Frank J. Thornton, Vice Chairman, Fairfield District
James B. Donati, Jr., Varina District
Richard W. Glover, Brookland District
David A. Kaechele, Three Chopt District

Member of the Board Absent:

Patricia S. O'Bannon, Chairman, 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
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

Mr. Thornton called the meeting to order at 7:00 p.m.

Mr. Thornton led recitation of the Pledge of Allegiance.

Rev. Cleveland Robertson, Senior Pastor of New Life Deliverance Church, delivered the invocation.

Mr. Hazelett informed the public that Mrs. O'Bannon was not present because of a scheduled vacation to visit her son in Europe.

On motion of Mr. Donati, seconded by Mr. Glover, the Board approved the minutes of the September 14, 2010 Regular and Special Meetings.

The vote of the Board was as follows:

Yes: Thornton, Donati, Glover, Kaechele

No: None

Absent: O'Bannon

MANAGER'S COMMENTS

A Henrico County project submitted by the Department of Human Resources (HR) has been selected as one of only 14 winners in the 2010 Virginia Association of Counties (VACo) Achievement Awards Program, which honors innovative model programs recently implemented by local governments. VACo processed 60 entries for this year's statewide contest, the second-most in the program's eight-year history. Henrico's winning program, *The Fitness and Wellness Certification* initiative, was one of only three programs recognized by VACo in the *Organizational Development* category. *Implemented in August 2009*, it involves a comprehensive effort to encourage employee participation in fitness and wellness activities by providing fitness trainers and nutrition classes. James D. "Jim" Campbell, VACo Executive Director, presented the award to Elizabeth P. "Liz" Stepanek, Manager of HR's Fitness and Wellness Division. Also recognized from the HR staff were George H. Cauble, Jr., Director; Paula G. Reid, Assistant Director; Ayse Mazicioglu and Brandon D. Coates, Fitness Trainers; and Betty J. "Jody" Harlow, Office Assistant.

On September 28, 2010, the County held a ceremony congratulating County agencies that were the recipients of 18 Achievement Awards from the National Association of Counties. Ten of the awards were for general government programs and eight were for school programs. This is the fifth year in a row that Henrico has won more NACo awards than any other county in the Commonwealth, including Chesterfield. Only six counties in the United States, all of which have populations approaching or well exceeding one million residents, received more 2010 NACo awards than Henrico, which has 307,000 residents. There are over 3,200 counties in the nation.

BOARD OF SUPERVISORS' COMMENTS

Mr. Thornton recognized the following Cub Scouts from the Webelos 1 Den in Pack 740, sponsored by Our Lady of Lourdes Catholic Church, who were observing the meeting to fulfill a requirement for their Citizen Badge: Matthew Giovannetti, Matthew Jenkins, Nicholas Kemp, Max Lorenz, Josh Marcelin, Joseph Maloney, Clayton Martin, Connor Shannon, and James Woodward. Also present were Jim Shannon, Cubmaster; Tony Giovannetti, Den Leader; and Lisa Martin and Kelly Woodward, Assistant Den Leaders.

RECOGNITION OF NEWS MEDIA

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

PRESENTATIONS

Mr. Kaechele presented a proclamation recognizing October 3 – 9, 2010 as Paralegals' Week. Accepting the proclamation was Edward G. "Garry" Soles, Paralegal for the County Attorney's Office and a member of the Richmond Paralegal Association (RPA), Local Government Paralegal Association of Virginia, Inc. (LGPA), Virginia Alliance of Paralegal Associations (VAPA), and National Association of Legal Assistants (NALA). Joining him were Tinesha M. Jackson and Pamela J. "Pam" Otey, Paralegals for the County Attorney's Office and members of RPA, LGPA, and VAPA.

Mr. Donati presented a proclamation recognizing October 4 – 8, 2010 as Customer Service Week. Accepting the proclamation was Rebecca C. Slough, Human Resource Analyst for the Department of Human Resources' Employee and Training Division and Coordinator of the County's Customer Service Certification Program. Joining her was Mr. Cauble.

Mr. Thornton presented a proclamation recognizing October 2010 as Domestic Violence Awareness Month. Accepting the proclamation were Beth C. Bonniwell, Domestic Violence Coordinator for the Division of Police; and Kathleen Demro, Executive Director of Safe Harbor. Joining them were Col. Henry W. Stanley, Jr., Chief of Police; Maj. Mary Ellen Fahed, Assistant Chief of Police for Investigative Operations; Capt. Humberto I. "Hum" Cardounel, Jr., Commanding Officer for the Division of Police's Criminal Investigations Section; Lt. Cynthia "Cindy" Wood, Commander of the Division's Special Victims Unit; and Angela Merrit Verdery, Public Information Manager for Safe Harbor.

Mr. Glover presented a proclamation recognizing October 2010 as Henrico History Month. Accepting the proclamation was Sarah W. Pace, President of the Henrico Historical Society.

RESIGNATION/APPOINTMENTS

227-10 Resolution – Resignation of Member - The Cultural Arts Center at Glen Allen Foundation Board of Directors.

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

228-10 Resolution – Appointment of Members – The Cultural Arts Center at Glen Allen Foundation Board of Directors.

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

K. Alferio, President of the Center, thanked the Board for creating and supporting the Center. She advised the Board of two new Center projects, an Arts and Education Initiative to enhance exposure to the arts in the County's public schools and the "Virginia Traditions & Tunes" festival that

will be held at the Center on May 28 and 29, 2010 to celebrate Virginia's musical and artistic roots.

PUBLIC HEARINGS ITEMS

229-10 Resolution - Amendments to the FY 2010-11 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2009-10, and (2) Appropriate Funds for Certain New Programs.

Management and Budget Division Director Gene Walter and Mr. Hazelett responded to questions from Mr. Glover concerning the amount and source of funds proposed for reappropriation and to questions from the Board concerning several of the proposed amendments.

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

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

230-10 Resolution - Signatory Authority - Quitclaim of Portion of Drainage Easement - Deep Run Business Center - Three Chopt District.

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

On motion of Mr. Kaechele, seconded by Mr. Donati, and by unanimous vote, the Board approved the following item - see attached resolution.

231-10 Resolution - Condemnation - Rights-of-Way and Easements - North Gayton Road Extension Project - Trustees of Shady Grove United Methodist Church - Three Chopt District.

Mr. Tracy responded to questions from Mr. Kaechele. He confirmed that this is the last potential condemnation case for this project and that County staff will attempt to continue its negotiations with the property owner to reach a settlement.

Mr. Kaechele remarked that he was surprised by the need for this action because the County has had such good relations with the church in working on a lot of community interests.

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

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

PUBLIC COMMENTS

Bennie Easley, a resident of 3413 Robin Hill Place in the Fairfield District, requested the Board's assistance in resolving a civil matter involving an adjoining property owner who constructed a fence on Mr. Easley's property. Mr. Hazelett responded that the County can help Mr. Easley in locating a shed on his property that he wishes to construct but has no legal ability to remove the neighbor's fence encroaching on his property. There was lengthy discussion of this matter between Mr. Easley and Mr. Hazelett, and Mr. Hazelett responded to questions from the Board.

Fred Kirby, a representative of Old Glen Allen Properties, expressed concerns contained in a prepared written statement regarding how recent Code interpretations by the County's Department of Community Revitalization will restrict future use of his company's buildings at 3016 Mountain Road. Mr. Glover noted that he would be meeting with Mr. Kirby on this matter on October 5, 2010. Mr. Kirby responded to questions from Mr. Glover regarding the buildings and tenants on his property.

William Spencer, a resident of the Three Chopt District, thanked the Board once again for previously approving construction of the Eastern Henrico Recreation Center, explained why he attends meetings of the Board, and shared some personal anecdotes.

GENERAL AGENDA

232-10 Resolution – Approval of Issuance of Bonds – Lewis Ginter Botanical Garden, Inc. – Economic Development Authority.

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

233-10 Resolution – Approval of Issuance of Bonds – St. Joseph's Villa – Economic Development Authority.

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

234-10 Resolution – Award of Construction Contract – Administration Building Roof System Replacement.

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

235-10 Resolution - Consideration of Possible Amendments to the County Code Regarding Family Subdivisions.

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

236-10 Resolution - Acceptance of FY2011 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation Award to Henrico County Division of Police.

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

237-10 Resolution - Signatory Authority - Acquisition of Real Property - Church and Pump Roads - Three Chopt District.

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

238-10 Resolution - Signatory Authority - Agreement - Water and Sanitary Sewer Adjustments and Relocations for Huguenot Bridge Replacement - VDOT Project 0147-043-103, C-501 (PPMS # 16519) - Tuckahoe District.

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

239-10 Resolution - Award of Construction Contract - Hermitage Farms Water System Improvements - Brookland District.

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

240-10 Resolution - Award of Construction Contract - Strawberry Hill (SH01-A) Area Sanitary Sewer Rehabilitation - Three Chopt District.

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

241-10 Resolution - Signatory Authority, Amendment to Engineering Services Agreement - Greeley and Hansen LLC - Wastewater Flow Equalization System, Lakeside to Strawberry Hill Pipeline.

Public Utilities Director Art Petrini and Mr. Hazelett responded to a number of questions from the Board pertaining to the use and capacity of the pipeline, the impact of rain on the County's water reclamation facility, the capacity of the County's water reclamation facility, and measures that the County can take to minimize inflow and infiltration of its sanitary sewer system.

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

242-10 Resolution - Signatory Authority - Amendment to Engineering Services Agreement - Water Treatment Facility - Camp Dresser & McKee, Inc.

Mr. Petrini responded to questions from the Board relating to the capacity of the County's water treatment facility and the location of Camp Dresser & McKee.

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

Mr. Hazelett responded to a question from Mr. Glover regarding the status of McLane Construction Company.

243-10 Resolution - Acceptance of Roads.

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

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

Chairman, Board of Supervisors
Henrico County, Virginia

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
SPECIAL MEETING
September 28, 2010

The Henrico County Board of Supervisors convened a special meeting on Tuesday, September 28, 2010 at 5:30 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, Vice Chairman, Fairfield District
Richard W. Glover, Brookland District
James B. Donati, Jr., Varina District
David A. Kaechele, Three Chopt District

Member of the Board Absent:

Patricia S. O'Bannon, Chairman, 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, Administrative Assistant/Deputy Clerk to the Board
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
John A. Vithoukas, Director of Finance/Special Economic Advisor to the County Manager
C. Michael Schnurman, Jr., Legislative Liaison
Jennifer K. Acker, Assistant Director of Public Relations & Media Services

Mr. Thornton called the meeting to order at 5:31 p.m.

Mr. Hazelett announced that Mrs. O'Bannon was in Europe visiting her son and would be returning to the County on October 5.

2011 Legislative Program

Mr. Hazelett explained that staff was trying to minimize requests in the County's 2011 Legislative Program given the General Assembly's focus on the economy, Alcoholic Beverage Control (ABC) privatization, and redistricting. He noted that Mr. Vithoukas presented an economic outlook to the County's legislative delegation at last year's annual dinner meeting that was valued

and well received by the legislators and will be prepared to make an updated presentation on the economy at this year's dinner meeting.

Mr. Hazelett recognized Mr. Schnurman, who announced that this year's legislative dinner is scheduled for November 3, 2010, the day after all 140 seats in the General Assembly are up for election. Mr. Schnurman pointed out that there was only one legislative request included in the County's draft 2011 Legislative Program, to grant the County the authority to establish defense manufacturing zones, which would provide tax and regulatory incentives to attract businesses. He stated that more than 14,400 jobs have been lost in the metropolitan region since 2008, with more than two-thirds of those losses occurring in Henrico due to the closing of Qimonda and bankruptcies of LandAmerica and Circuit City. Mr. Schnurman further pointed out that the thousands of employees with technical skills who were laid off during the recession could benefit from new manufacturing jobs and that the County was ideally situated to attract defense manufacturing jobs given its close proximity to institutions of higher learning and to Washington, D.C. and Hampton Roads. Mr. Hazelett, Mr. Schnurman, and Mr. Rapisarda responded to questions from the Board regarding the accuracy of cited job loss statistics, why State legislation is needed to establish defense manufacturing zones, the types of tax incentives that could be offered, the types of businesses that would qualify for tax incentives, whether the requested legislation would be specific to Henrico, and how defense manufacturing zones would fit into the County's land use plan and zoning classifications. Mr. Rapisarda advised that defense manufacturing zones are still in the conceptual stage and that there will need to be a lot of interagency study to work out the details.

There was some discussion by the Board and Mr. Hazelett regarding the County's strategy for pursuing equal taxing authority between counties and cities. Mr. Schnurman then referred to the County's four legislative goals listed in the 2011 Draft Legislative Program pamphlet that he distributed to the Board at the outset of the meeting. These goals, which are largely unchanged over previous years, include local autonomy, state aid to localities, economic development, and state and federal mandates. Mr. Thornton reiterated a suggestion he made last year that the County pursue legislation to restore voting rights for certain ex-offenders. Mr. Schnurman commented that the Governor is working on this issue and that he will track pertinent House and Senate bills that are introduced in the General Assembly and will update the Board on their progress.

Mr. Hazelett reiterated staff's philosophy for only including one item in this year's Legislative Program and referred to the County's good relationship with its General Assembly delegation, which involves considerable sharing of information. He noted that staff will be at the General Assembly on many other items of concern and will be having sensitive conversations with legislators on these items. Mr. Schnurman remarked that the reputation of Henrico County continues to grow among State legislators.

Mr. Hazelett, Mr. Schnurman, and Mr. Vithoukas responded to questions and comments from the Board pertaining to the County's residential/commercial real estate tax base ratio; the annual City of Chesapeake survey of the tax burden among Virginia's 13 largest localities; a 20-year decline in the County's manufacturing tax base; strategies for addressing the General Assembly's potential assault on local funding sources such as the Business, Professional, and Occupational

License (BPOL) tax; and the status of Virginia Retirement System. Mr. Thornton indicated that the County could be more effective in sharing written information with its legislators on County programs.

The Board recessed for dinner at 6:10 p.m. and reconvened at 6:13 p.m.

Mr. Hazelett introduced Mr. Vithoukas, who gave an oral overview of economic information that he will present to the County's legislative delegation at the November 3, 2010 dinner meeting. This year's presentation will be educational and factual; will be shorter than last year's presentation; and will address how the County has balanced its budget, is changing the way it does business, and administers the BPOL tax. Mr. Vithoukas and Mr. Hazelett responded to questions and comments from the Board relating to the impact of the economy on the County's BPOL and machinery and tool tax revenues, the County's growing retail industry, the status of the County's manufacturing and residential and commercial real estate tax bases, the County's current office vacancy rate, and the recent surplus identified within the Virginia Department of Transportation's budget.

Mr. Hazelett reviewed the four presentation items on the evening's regular meeting agenda. He then commented on the number of visitors from different states who have visited the new Dabbs House Visitor's Center since it first opened on September 17, 2010. Mr. Hazelett returned to the agenda and reviewed the appointment and resignation papers and general agenda items. He advised that one citizen, Bennie Easley of the Fairfield District, had signed up in advance to speak during the public comment period at the evening meeting. Mr. Easley was requesting that the County remove a fence that his neighbor had constructed on his property and also was seeking the County's assistance in helping him locate a new tool shed that he wanted to build on his property. Mr. Hazelett advised the Board that although the County could assist Mr. Easley in finding a site for the tool shed it could not do anything about the fence because this was a civil matter between Mr. Easley and his neighbor. Staff had previously explained this to Mr. Easley and Mr. Thornton. Mr. Hazelett also informed the Board that Vicki Beaty, a Three Chopt District resident who addressed the Board during the public comment period at previous meetings, might reappear at the evening meeting to speak to the Board. Staff had prepared a draft letter to Ms. Beatty stating that the County had done everything it could do to help her with her concerns involving redevelopment of a commercial site adjoining her property.

Mr. Hazelett briefly updated the Board on the status of the Freedom Flag Monument proposal and the County museum. He concluded by referring to issues associated with an anticipated future bond referendum.

There being no further business, the meeting was adjourned at 6:40 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia

PROCLAMATION – Energy Conservation Awareness Week – October 17 - 23, 2010

Energy efficiency and protection of the environment are important to the County of Henrico. The Board of Supervisors and County staff are committed to making energy resources available and affordable to our citizens. The County will be hosting its Sixth Annual Energy Symposium on October 20, 2010 at the Government Center. This proclamation recognizes October 17 – 23, 2010 as Energy Conservation Awareness Week and encourages Henrico residents and County employees to reduce their energy use and conserve our beautiful environment.

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

ENERGY CONSERVATION AWARENESS WEEK

October 17 - 23, 2010

WHEREAS, the United States Department of Energy promotes the national observance of Energy Awareness Month each year during the month of October through the Federal Emergency Management Program; and

WHEREAS, the theme of this year's observance is *Powering America: We're on Target*; and

WHEREAS, energy efficiency and protection of the environment are important to the County of Henrico; and

WHEREAS, sustainable energy management reduces green house gases and air pollution; and

WHEREAS, the County's Board of Supervisors and staff are committed to making energy resources available and affordable to our citizens; and

WHEREAS, the Board is also committed to making positive changes in our energy culture through sustainable strategies such as Leadership in Energy and Environmental Design (LEED) certification; and

WHEREAS, the County is proud to join nationwide and statewide efforts to promote energy efficiency and environmental stewardship by conducting facility energy audits and holding an annual energy symposium; and

WHEREAS, County employees and Henrico citizens can do their part by properly managing energy in their everyday operations; and

WHEREAS, the County will be hosting its sixth Annual Energy Symposium on October 20, 2010 at the Government Center.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia hereby recognizes October 17 - 23, 2010 as Energy Conservation Awareness Week and encourages all Henrico residents and County employees to reduce their energy use and conserve our beautiful environment.



Patricia S. O'Bannon

Patricia S. O'Bannon, Chairman
Board of Supervisors

Barry R. Lawrence

Barry R. Lawrence, Clerk
October 12, 2010

**RESOLUTION – Resignation of Member – The Cultural Arts Center at Glen Allen
Foundation Board of Directors**

This Board paper accepts the resignation of Beatriz G. McDougle from The Cultural Arts Center at Glen Allen Foundation Board of Directors.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 244-10

Page No. 1 of 1

Agenda Title: **RESOLUTION - Resignation of Member - The Cultural Arts Center at Glen Allen Foundation Board of Directors**

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

WHEREAS, on July 14, 2009, Beatriz G. McDougle was reappointed to The Cultural Arts Center at Glen Allen Foundation Board of Directors for a three-year term expiring June 30, 2012; and

WHEREAS, Mrs. McDougle submitted her resignation from the Foundation Board by letter dated October 6, 2010 and directed to the Center's President, K. Alferio.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia hereby accepts the resignation of Beatriz G. McDougle from The Cultural Arts Center at Glen Allen Foundation Board of Directors.

By Agency Head _____ JAM By County Manager _____ *[Signature]*

Routing:
Yellow to: _____
Copy to: _____

Certified: _____
A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____

Bea González McDougle
2310 Park Avenue
Richmond, Virginia 23220

October 6, 2010

Mrs. K. Alferio
President
The Cultural Arts Center at Glen Allen
2880 Mountain Road
Glen Allen, Virginia 23060

Dear K,

I want to thank you for the opportunity to serve on The Cultural Arts Center at Glen Allen over the last few years. I know we had been planning on getting together, but I think my schedule is actually crazier than it has ever been—and the General Assembly Session hasn't even started yet. I have enjoyed my time serving on the Board and especially getting to know the wonderful personalities and characters of the Board members. It is one of the most fun and talented group of people I have ever worked with. I will always have fond memories of events I helped coordinate there, especially the auctions and Senator Ryan McDougle's introduction of the Capitol Steps a few years back.

Unfortunately, the last two years has been quite a challenge for me personally and I can no longer dedicate the amount of time it takes to be a contributing and vibrant member of the Board. I have moved into the Fan District in Richmond and I have been traveling even more for work and to also take care of my elderly parents in Florida. I therefore respectfully ask to resign from the Board of Directors effective your next Board meeting.

Please pass along my sincerest apologies to every member of the Board for not participating as much as I had wanted and intended to. The timing with my business, out of town commitments for work and family continue to demand all of my time. I hope you and the Board will understand my decision and know to call on me to help on future events. The concerts, plays and classes I have attended there have been magnificent, and I wish you all the best in the future with the Center.

Again, thank you for your understanding and I hope our paths will cross again. The Center will always have a very special place in my heart.

My very best to you and the Board. Keep up the great work.

Warmly yours,



Beatriz G. McDougle

166-10
C-8C-10
Brookland

JMW, LLC: Request to amend proffered conditions accepted with Rezoning Case C-68C-00, on Parcel 776-744-1464, located at the southwest intersection of Dumbarton Road and Byrdhill Road. The applicant proposes to amend proffers related to building size, building height, and landscaping. The existing zoning is M-1C Light Industrial District (Conditional) and O-2C Office District (Conditional). The Land Use Plan recommends Office. This site is in the Enterprise Zone. Acting on a motion by Mr. Vanarsdall seconded by Mr. Archer, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors grant the request because the proffers continue to assure a quality form of development with maximum protection afforded the adjacent properties. **(Deferred from the September 14, 2010 Meeting).**

212-10
C-11C-10
Brookland

Hallmark Home Builders, Inc.: Request to amend proffered conditions accepted with Rezoning Case C-66C-03 on Parcels 771-774-3218, -1888, -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. The applicant proposes to amend Proffer 13 related to fence height and type. The existing zoning is R-5AC General Residence District (Conditional). The Land Use Plan recommends Suburban Residential 2, density not to exceed 3.4 units per acre. Acting on a motion by Mr. Vanarsdall seconded by Mr. Branin, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because the changes do not greatly reduce the original intended purpose of the proffers. **(Deferred from the September 14, 2010 Meeting).**

245-10
C-15C-10
Brookland

Wistar Commons Condo Assoc.: Request to amend proffered condition accepted with Rezoning Case C-11C-08, on Parcel 772-752-0526, located approximately 445 feet east of Staples Mill Road (U. S. Route 33), approximately 335 feet north of Wistar Road, and approximately 230 feet west of Kimway Drive. The applicant proposes to delete Proffer 3 related to screening of roof-mounted mechanical equipment. The existing zoning is M-1C Light Industrial District (Conditional). The Land Use Plan recommends Light Industry and Environmental Protection Area. Acting on a motion by Mr. Vanarsdall seconded by Mr. Branin, the Planning Commission voted 4-0 (one, absent, one abstention) to recommend the Board of Supervisors grant the request because the changes do not greatly reduce the original intended purpose of the proffers, and the proffers continue to assure a quality form of development with maximum protection afforded the adjacent properties.

246-10
P-10-10
Varina

American Tower Corp: Request for a Provisional Use Permit under Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to increase the height of an existing communications tower (P-1-97) and add obstruction lighting on part of Parcel 857-713-7587 located approximately 500' northwest of the intersection of E. Williamsburg (U.S. Route 60) and White Oak Roads. The existing zoning is C-1 Conservation District. The Land Use Plan recommends Environmental Protection Area. Acting on a motion by Mr. Vanarsdall seconded by Mr. Branin, the Planning Commission voted 4-0 (one absent, one abstention) to recommend the Board of Supervisors **grant** the request because it would not be expected to adversely affect public safety, health or general welfare. **(Withdrawn by Applicant).**

ORDINANCE – Adopting a Recodification of the Ordinances of the County of Henrico, Virginia, Titled “The Code of the County of Henrico, Virginia of 2010”

This Board paper proposes an ordinance to adopt a recodified County Code effective January 1, 2011. The recodification process, which began in March, 2009, updated and reorganized the existing County Code to bring it into compliance with state law and to make it more user-friendly. No substantive changes are included in the recodification. The recodification was necessary because the County Code was last recodified in 1995.

The recodification was discussed with the Board in a work session on August 10, 2010.



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

Agenda Item No. 247-10
Page No. 1 of 2

Agenda Title: ORDINANCE - Adopting a Recodification of the Ordinances of the County of Henrico, Virginia, Titled "The Code of the County of Henrico, Virginia of 2010"

For Clerk's Use Only: Date: <u>OCT 12 2010</u> <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____ REMARKS: _____ _____ _____	<table style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 10%;"></th> <th style="width: 30%;">YES</th> <th style="width: 30%;">NO</th> <th style="width: 30%;">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.	_____	_____	_____
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AN ORDINANCE adopting a recodification of the ordinances of the County of Henrico, Virginia, titled "The Code of the County of Henrico, Virginia of 2010."

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

1. The Code titled "The Code of the County of Henrico, Virginia of 2010" (hereinafter "the Code") published by Municipal Code Corporation and consisting of Chapters 1 through 24, each inclusive, is adopted.
2. Unless another penalty is expressly provided, every violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof, shall be punishable as a class 1 misdemeanor. Each act of violation and each day upon which any such violation shall occur shall constitute a separate offense. The penalty provided by this paragraph, unless another penalty is expressly provided, shall apply to the amendment of any Code section whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the County may pursue other remedies such as abatement of nuisances, injunctive relief, administrative adjudication and revocation of licenses or permits.
3. Additions or amendments to the Code when passed in the form as to indicate the intention of the Board of Supervisors to make them a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

By Agency Head Joseph P. Rappianda, Jr. By County Manager Dwight S. Haylett

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 Date: _____

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

Agenda Item No. 247-10
Page No. 2 of 2

Agenda Title: Ordinance - Adopting a Recodification of the Ordinances of the County of Henrico, Virginia, Titled "The Code of the County of Henrico, Virginia of 2010"

4. Ordinances adopted between May 12, 2010 and December 31, 2010 that add a section or sections to the existing Code of the County of Henrico, Virginia, or that amend or refer to ordinances that have been codified in the Code shall be construed as if they add a section to the Code or amend or refer to like provisions of the Code.

5. This ordinance shall become effective January 1, 2011.

Comments: The County Attorney recommends approval of this Board paper; the County Manager concurs.

ORDINANCE - To Amend and Reordain Sections 16-2, 16-31, and 16-37 of the Code of the County of Henrico Titled, Respectively, "Definitions," "Award of Contracts Generally," and "When Protests Not Permitted," All Relating to the Award of Contracts by the Henrico Area Mental Health & Developmental Services Board

This Board paper proposes an ordinance relating to the award of contracts by the Henrico Area Mental Health & Developmental Services Board (the "Mental Health Board"). The Mental Health Board is granted the power under state law governing administrative policy community services boards to enter into contracts for the delivery of services and the operation of facilities. The proposed Code changes conform the Code to the current practice under which the Mental Health Board awards contracts for the provision of services and goods for direct client use. Contracts related to the operation of Henrico Area Mental Health & Developmental Services facilities and business administration will continue to be awarded by the Director of General Services or Board of Supervisors, as appropriate.



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

Agenda Item No. 048-10
Page No. 1 of 3

Agenda Title: ORDINANCE - To Amend and Reordain Sections 16-2, 16-31, and 16-37 of the Code of the County of Henrico Titled, Respectively, "Definitions," "Award of Contracts Generally," and "When Protests Not Permitted," All Relating to the Award of Contracts by the Henrico Area Mental Health & Developmental Services Board

<p>For Clerk's Use Only:</p> <p>Date: OCT 18 2011</p> <p><input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:</p>	<p align="center">BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____</p> <p>REMARKS: _____</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>Glover, R.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>Kaechele, D.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>O'Bannon, P.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>Thornton, F.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> </table>		YES	NO	OTHER	Donati, J.	_____	_____	_____	Glover, R.	_____	_____	_____	Kaechele, D.	_____	_____	_____	O'Bannon, P.	_____	_____	_____	Thornton, F.	_____	_____	_____
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AN ORDINANCE to amend and reordain Sections 16-2, 16-31, and 16-37 of the Code of the County of Henrico titled, respectively, "Definitions," "Award of contracts generally," and "When protests not permitted," all relating to the award of contracts by the Henrico Area Mental Health & Developmental Services Board.

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

1. That Section 16-2 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 16-2. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

By Agency Head *J. Russell* By County Manager *David S. Hight*

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Certified:
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Clerk, Board of Supervisors

Date: _____

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 248-10
Page No. 2 of 3

Agenda Title: ORDINANCE - To Amend and Reordain Sections 16-2, 16-31, and 16-37 of the Code of the County of Henrico Titled, Respectively, "Definitions," "Award of Contracts Generally," and "When Protests Not Permitted," All Relating to the Award of Contracts by the Henrico Area Mental Health & Developmental Services Board

County means the County of Henrico, or the County School Board of Henrico County, or the Henrico Area Mental Health & Developmental Services Board, as appropriate.

2. That Section 16-31 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 16-31. Award of contracts generally.

- (a) The director of general services shall award all contracts on behalf of the board of supervisors except for:
 - (1) Contracts for construction which are expected to exceed \$100,000.00;
 - (2) Contracts for professional services which are expected to exceed \$20,000.00; and
 - (3) Contracts where the director of general services, in his sole discretion, has determined that an award by the board of supervisors is appropriate and the request for proposal or invitation to bid states that the award of the proposed contract will be made by the board of supervisors.
- (b) The director of general services shall award all contracts on behalf of the school board except for:
 - (1) Contracts for Capital Project Fund work; and
 - (2) Contracts where the superintendent of schools, in his sole discretion, has determined that an award by the school board is appropriate and the request for proposal or invitation to bid states that the award of the proposed contract will be made by the school board.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 248-10

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Agenda Title: **ORDINANCE - To Amend and Reordain Sections 16-2, 16-31, and 16-37 of the Code of the County of Henrico Titled, Respectively, "Definitions," "Award of Contracts Generally," and "When Protests Not Permitted," All Relating to the Award of Contracts by the Henrico Area Mental Health & Developmental Services Board**

(c) **The director of general services shall award all contracts on behalf of the Henrico Area Mental Health & Developmental Services Board except for:**

(1) **Contracts for services for clients; and**

(2) **Contracts for goods for direct client use.**

(d) ~~(e)~~ **The board of supervisors, or school board or Henrico Area Mental Health & Developmental Services Board,** as appropriate, shall award all contracts not awarded by the director of general services.

3. That Section 16-37 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 16-37. When protests not permitted.

(a) No party who has unsuccessfully protested a decision to award may protest the subsequent award of the same contract.

(b) No protest shall lie to a decision to award or an award made by the board of supervisors, or the school board **or the Henrico Area Mental Health & Developmental Services Board** or a recommendation made by any person, selection committee or other entity to the board of supervisors, or the school board **or the Henrico Area Mental Health & Developmental Services Board** concerning the award of a contract.

4. That this ordinance shall be in full force and effect on and after its passage.

Comments: The Directors of General Services and Henrico Area Mental Health & Developmental Services recommend approval of this Board paper; the County Manager concurs.

ORDINANCE – Vacation of Planting Strip Easements and Access Easement – Ketterley at Grey Oaks – Three Chopt District

Approval of this Ordinance will vacate the 10-foot wide planting strip easements and 10-foot wide access easement lying within the area reserved for future development between Lots 1 and 3 in Block A of Ketterley at Grey Oaks. The owner of the reserved area, Dominion Land & Development Partnership, a Virginia general partnership, has requested the vacation in order that this reserved area may be resubdivided and developed. There is no need for the access easement in that the owner of the reserved area is also the owner of the adjoining land. There are no County facilities in the area to be vacated and no future use is anticipated. The Real Property Department has processed this requested vacation through the Departments of Planning, Public Works and Public Utilities without objection. **This Board Paper was deferred from the September 14, 2010 Board Meeting. (Public Hearing)**



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

Agenda Item No. 219-10

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Agenda Title

**ORDINANCE - Vacation of Planting Strip Easements and Access Easement -
Ketterley at Grey Oaks - Three Chopt District**

<p>For Clerk's Use Only:</p> <p align="center">OCT 12 2010</p> <p>Date _____</p> <p><input type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to _____</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) _____ Seconded by (1) _____</p> <p>(2) _____ (2) _____</p> <p>REMARKS: _____</p> <p>_____</p> <p>_____</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>Glover, R.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>Kaechele, D.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>Thornton, F.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> </table>		YES	NO	OTHER	Donati, J.	_____	_____	_____	Glover, R.	_____	_____	_____	Kaechele, D.	_____	_____	_____	O'Bannon, P.	_____	_____	_____	Thornton, F.	_____	_____	_____
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WHEREAS, upon application of Dominion Land & Development Partnership, a Virginia general partnership, owner of the area reserved for future development between Lots 1 and 3 in Block A of Ketterley at Grey Oaks, as shown on the subdivision plat recorded in the Clerk's Office of the Circuit Court of the County of Henrico, Virginia ("Clerk's Office") in Plat Book 123, Page 166 (a copy of which is attached as Exhibit "A"), requesting that the 10-foot wide planting strip easements and 10-foot wide access easement, designated as Easement Legend Items "K" and "O," respectively, be vacated, this Ordinance was advertised pursuant to § 15.2-2204 of the Code of Virginia, 1950, as amended ("Va. Code"), and a public hearing was held on September 14, 2010, by the Board of Supervisors of the County of Henrico, Virginia; and,

WHEREAS, it appearing to this Board that no owner of any lot shown on the aforementioned recorded plat will be irreparably damaged by this vacation.

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

The 10-foot wide planting strip easements and 10-foot wide access easement, designated as Easement Legend Items "K" and "O," respectively, lying within the reserved area as shown on Exhibit "A," are vacated in accordance with the provisions of Va. Code § 15.2-2272(2).

This Ordinance shall become effective thirty (30) days after the time of its passage as provided by law.

By Agency Head *[Signature]* By County Manager *[Signature]*

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Yellow to: *Real Property*
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Certified:
A Copy Tests: _____
Clerk, Board of Supervisors
Date: _____

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

Agenda Item No. 219-10
Page No. 2 of 2

Agenda Title **ORDINANCE - Vacation of Planting Strip Easements and Access Easement -
Ketterley at Grey Oaks - Three Chopt District**

The Clerk of the Circuit Court of the County of Henrico, Virginia (the "Clerk"), is authorized, upon receipt of payment therefor, to record a certified copy of this Ordinance in the Clerk's Office, after the expiration of thirty (30) days from its passage, provided no appeal has been taken to the Circuit Court of the County of Henrico, Virginia, pursuant to law. The Clerk is further authorized to index the same on the grantor and grantee sides of the general index to deeds in the name of Dominion Land & Development Partnership, a Virginia general partnership, or its successors or assigns. Pursuant to Va. Code § 15.2-2276, the Clerk shall note this vacation as prescribed.

Comments: The Real Property Department has processed this requested vacation through the Departments of Planning, Public Works, and Public Utilities without objection; the County Manager concurs.

RESOLUTION — SIA-01-10 — Bacova Drive Water Pumping Station and Storage Site — Substantially in Accord with the Comprehensive Plan

At the request of the Department of Public Utilities, the Department of Planning conducted a study to determine whether the proposed Bacova Drive Water Pumping Station and Storage Site is substantially in accord with the County's 2026 Comprehensive Plan ("Plan"). The site consists of a 4.72-acre parcel (GPIN 738-765-6809) located along the eastern line of Bacova Drive in the Three Chopt District.

The Planning staff's report concluded that the proposed use for this site would not conflict with, or be a significant departure from, the Goals, Objectives and Policies of the Plan and would support the intent of the Plan that identifies the need for new public services and facilities based on projected and planned growth in accordance with the Future Land Use Map. Staff also determined the proposed improvements can be designed to be compatible with the existing land uses in the surrounding area.

At its meeting on September 9, 2010, the Planning Commission approved a resolution finding the proposed Bacova Drive Water Pumping Station and Storage Site substantially in accord with the Plan.

Further details regarding the proposed site are contained in the staff report prepared for the Planning Commission.

The Director of Planning concurs with the finding of the Planning Commission that the proposed Bacova Drive Water Pumping Station and Storage Site is substantially in accord with the Plan and recommends approval of the Board paper, and the County Manager concurs.



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

Agenda Item No. **249-10**
Page No. 1 of 2

Agenda Title: RESOLUTION — SIA-01-10 — Bacova Drive Water Pumping Station and Storage Site — Substantially in Accord with the Comprehensive Plan

For Clerk's Use	BOARD OF SUPERVISORS ACTION	YES NO OTHER
Only OCT 12 2010 Date: _____ <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended	Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____ REMARKS: _____ _____ _____	Donati, J. _____ Glover, R. _____ Kaechele, D. _____ O'Bannon, P. _____ Thornton, F. _____

WHEREAS, Section 15-2232A of the Code of Virginia requires the Planning Commission to review whether the general or approximate location, character and extent of major public facilities are substantially in accord with the County's Comprehensive Plan ("Plan"); and,

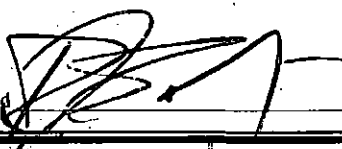
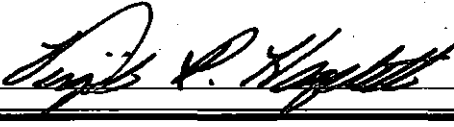
WHEREAS, a September 2, 2010 report by the Planning staff to the Planning Commission found the proposed use would not be in conflict with or a significant departure from the Plan; and,

WHEREAS, on September 9, 2010 the Planning Commission reviewed the staff recommendations and found the proposed Bacova Drive Water Pumping Station and Storage Site will further the Goals, Objectives and Policies of the Plan that address the need for new public services and facilities based on projected and planned growth in accordance with the 2026 Future Land Use Map; and,

WHEREAS, the Planning Commission also found the proposed water pumping station and storage site would be compatible with adjacent developments and existing and future residential developments in the larger vicinity; and,

WHEREAS, the Board of Supervisors has reviewed the Planning Commission's findings and concurs with its conclusions.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors approves the proposed Bacova Drive Water Pumping Station and Storage Site as being substantially in accord with the County's Comprehensive Plan.

By Agency Head  By County Manager 

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 Date: _____

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

Agenda Item No. 249-10

Page No. 2 of 2

Agenda Title: RESOLUTION — SIA-01-10 — Bacova Drive Water Pumping Station and Storage Site — Substantially in Accord with the Comprehensive Plan

Comments: The Director of Planning concurs with the findings of the Planning Commission that the proposed Bacova Drive Water Pumping Station and Storage Site is "substantially in accord" with the Plan and recommends approval of the Board paper, and the County Manager concurs.

RESOLUTION - To Continue Participation in the Certified Crime Prevention Community Program

This Board paper (1) evidences the Board of Supervisors' and the County's support of continued participation in the Certified Crime Prevention Community Program of the Virginia Department of Criminal Justice Services and the Virginia Criminal Justice Services Board, and (2) appoints the Chief of Police as the County's representative on the Community Crime Prevention/Community Safety Council. The paper is necessary for the County to be recertified for another three years as a Certified Crime Prevention Community.



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

Agenda Item No. 250-10
Page No.

Agenda Title **RESOLUTION** - To Continue Participation in the Certified Crime Prevention Community Program

<p>For Clerk's Use Only:</p> <p>Date OCT 12 2010</p> <p><input type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) _____ Seconded by (1) _____</p> <p>(2) _____ (2) _____</p> <p>REMARKS: _____</p> <p>_____</p> <p>_____</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center">___</td> <td align="center">___</td> <td align="center">___</td> </tr> <tr> <td>Glover, R.</td> <td align="center">___</td> <td align="center">___</td> <td align="center">___</td> </tr> <tr> <td>Kaechele, D.</td> <td align="center">___</td> <td align="center">___</td> <td align="center">___</td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center">___</td> <td align="center">___</td> <td align="center">___</td> </tr> <tr> <td>Thornton, F.</td> <td align="center">___</td> <td align="center">___</td> <td align="center">___</td> </tr> </table>		YES	NO	OTHER	Donati, J.	___	___	___	Glover, R.	___	___	___	Kaechele, D.	___	___	___	O'Bannon, P.	___	___	___	Thornton, F.	___	___	___
	YES	NO	OTHER																							
Donati, J.	___	___	___																							
Glover, R.	___	___	___																							
Kaechele, D.	___	___	___																							
O'Bannon, P.	___	___	___																							
Thornton, F.	___	___	___																							

WHEREAS, the Board of Supervisors of Henrico County, Virginia is committed to assuring the safety and security of County residents as evidenced by the fact that the County has been designated as a Certified Crime Prevention Community by the Virginia Criminal Justice Services Board; and

WHEREAS, the Board of Supervisors continues its support of the Certified Crime Prevention Community Program; and

WHEREAS, continued designation of the County as a Certified Crime Prevention Community requires re-certification every three years; and

WHEREAS, the recertification process requires continuation of the existing Community Crime Prevention/Community Safety Council (the "Council").

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors:

1. Supports continued participation by the County in the Certified Crime Prevention Community Program and all reasonable efforts to meet the recertification requirements established by the Virginia Department of Criminal Justice Services and the Criminal Justice Services Board.

2. Designates the Chief of Police as the County's representative on the Council.

COMMENT: The Chief of Police and the County Manager recommend approval of this Board paper.

<p>By Agency Head <u><i>[Signature]</i></u> <u>924</u></p>	<p>By County Manager <u><i>[Signature]</i></u></p>
<p>Routing:</p> <p>Yellow to: _____</p> <p>Copy to: _____</p>	<p>Certified: _____</p> <p>A Copy Test: _____</p> <p align="center">Clerk, Board of Supervisors</p> <p>Date: _____</p>

RESOLUTION - Acceptance of Roads

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

- 1) 0.22 miles of Countryside Glen, Section A. Tuckahoe District.
- 2) 0.60 miles of Mason Park, Section One. Three Chopt District.
- 3) 0.07 miles of Mason Park, Section Two and Resubdivision of Residual Parcel - Mason Park, Section One. Three Chopt 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. 251-10
Page No. 1 of 2

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

For Clerk's Use Only: OCT 12 2010 Date: _____ <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____ REMARKS: _____ _____ _____	<table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:33%;"></th> <th style="width:11%;">YES</th> <th style="width:11%;">NO</th> <th style="width:11%;">OTHER</th> </tr> </thead> <tbody> <tr> <td>Donati, J.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>Glover, R.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>Kaechele, D.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>O'Bannon, P.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> <tr> <td>Thornton, F.</td> <td>_____</td> <td>_____</td> <td>_____</td> </tr> </tbody> </table>		YES	NO	OTHER	Donati, J.	_____	_____	_____	Glover, R.	_____	_____	_____	Kaechele, D.	_____	_____	_____	O'Bannon, P.	_____	_____	_____	Thornton, F.	_____	_____	_____
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O'Bannon, P.	_____	_____	_____																							
Thornton, F.	_____	_____	_____																							

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

Countryside Glen, Section A - Tuckahoe District

Small Glen Court from Countryside Lane to Bayly Court	0.06 Mi.
Bayly Court from 0.06 Mi. S. of Small Glen Court to 0.10 Mi. N. of Small Glen Court	<u>0.16 Mi.</u>
Total Miles	0.22 Mi.

Mason Park, Section One - Three Chopt District

Mason Park Drive from Shady Grove Road to 0.05 Mi. N. of Shady Grove Road	0.05 Mi.
Mason Park Way from 0.06 Mi. E. of Mason Park Drive to 0.12 Mi. W. of Mason Park Drive	0.18 Mi.
Drystack Lane from Mason Park Way to 0.22 Mi. N. of Mason Park Way	0.22 Mi.
Drystack Court from Drystack Lane to 0.15 Mi. W. of Drystack Lane	<u>0.15 Mi.</u>
Total Miles	0.60 Mi.

By Agency Head *[Signature]* By County Manager *[Signature]*

Routing: Yellow to: _____ Certified: _____
 Copy to: _____ A Copy Teste: _____ Clerk, Board of Supervisors
 Date: _____

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 251-10

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Agenda Title: RESOLUTION - ACCEPTANCE OF ROADS

**Mason Park, Section Two and Resubdivision of Residual
Parcel - Mason Park, Section One - Three Chopt District**

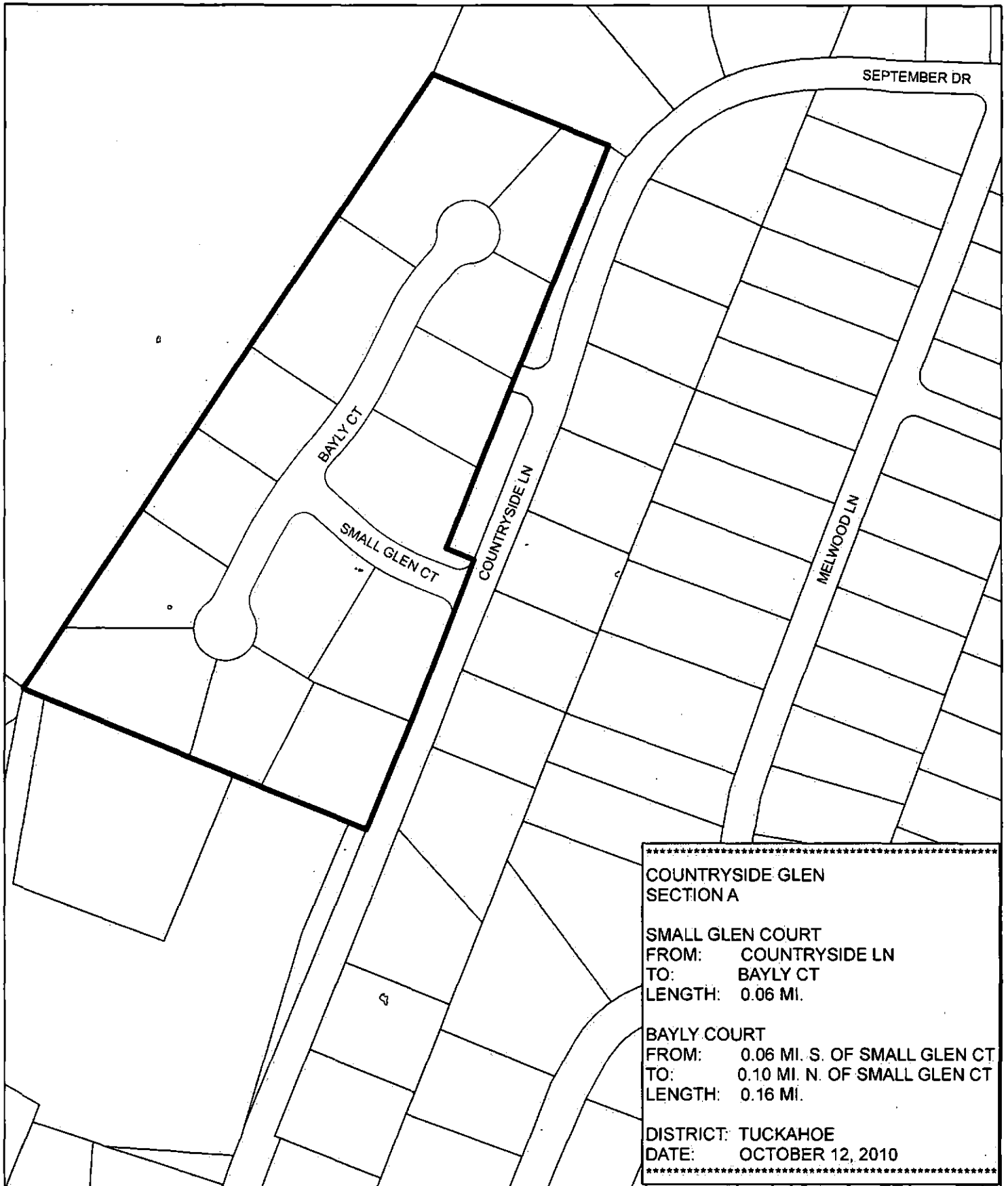
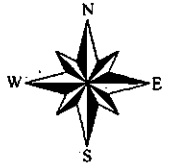
Mason Park Way from 0.12 Mi. W. of Mason Park Drive
to 0.19 Mi. W. of Mason Park Drive

0.07 Mi.

Total Miles

0.07 Mi.

COUNTRYSIDE GLEN SECTION A



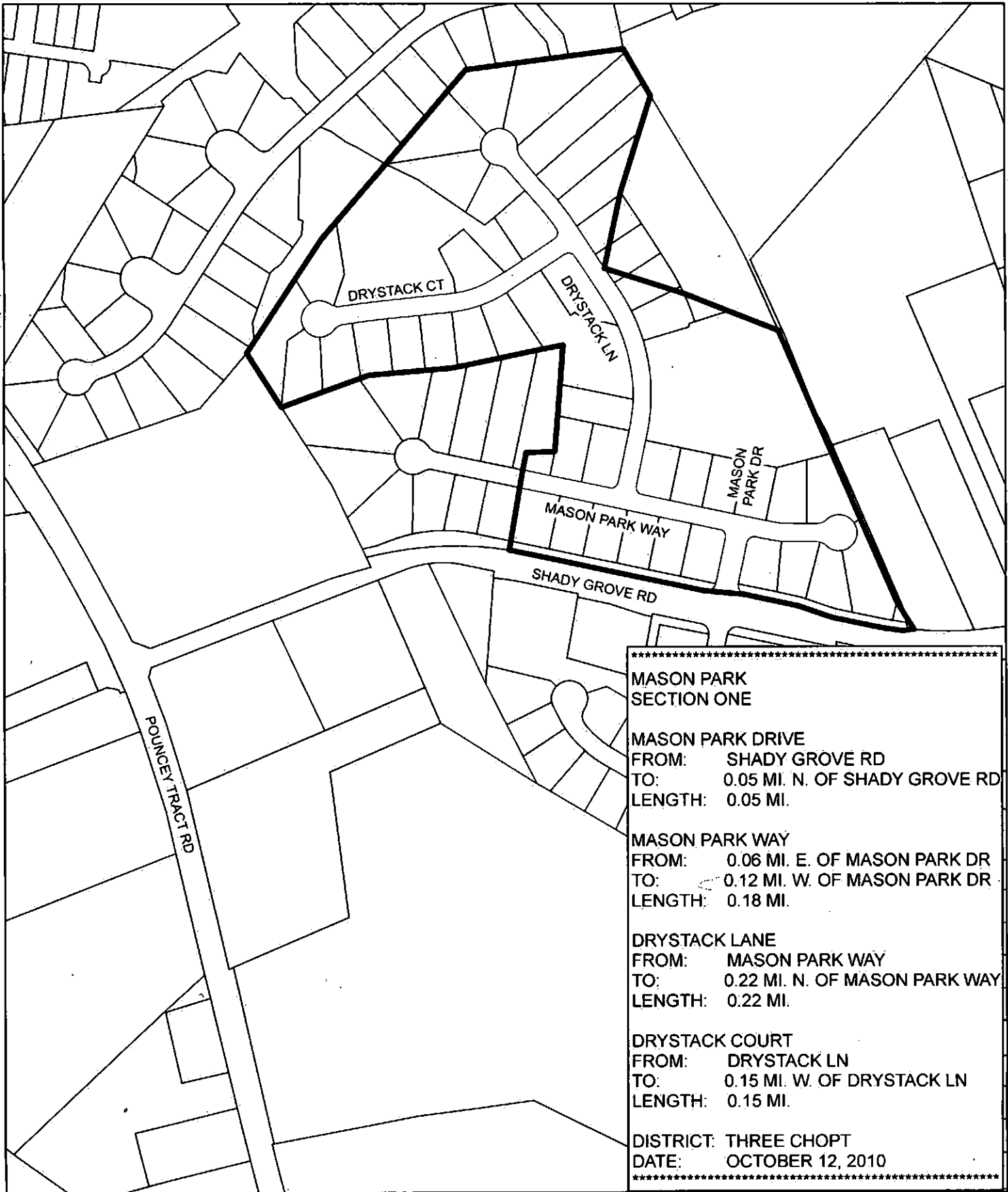
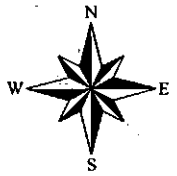
**COUNTRYSIDE GLEN
SECTION A**

SMALL GLEN COURT
FROM: COUNTRYSIDE LN
TO: BAYLY CT
LENGTH: 0.06 MI.

BAYLY COURT
FROM: 0.06 MI. S. OF SMALL GLEN CT
TO: 0.10 MI. N. OF SMALL GLEN CT
LENGTH: 0.16 MI.

DISTRICT: TUCKAHOE
DATE: OCTOBER 12, 2010

MASON PARK SECTION ONE



MASON PARK SECTION ONE
MASON PARK DRIVE
FROM: SHADY GROVE RD
TO: 0.05 MI. N. OF SHADY GROVE RD
LENGTH: 0.05 MI.
MASON PARK WAY
FROM: 0.06 MI. E. OF MASON PARK DR
TO: 0.12 MI. W. OF MASON PARK DR
LENGTH: 0.18 MI.
DRYSTACK LANE
FROM: MASON PARK WAY
TO: 0.22 MI. N. OF MASON PARK WAY
LENGTH: 0.22 MI.
DRYSTACK COURT
FROM: DRYSTACK LN
TO: 0.15 MI. W. OF DRYSTACK LN
LENGTH: 0.15 MI.
DISTRICT: THREE CHOPT
DATE: OCTOBER 12, 2010

MASON PARK SECTION TWO AND RESUBDIVISION OF RESIDUAL PARCEL MASON PARK SECTION ONE



MASON PARK SECTION TWO AND
RESUBDIVISION OF RESIDUAL
PARCEL MASON PARK SECTION ONE

MASON PARK WAY
FROM: 0.12 MI. W. OF MASON PARK DR
TO: 0.19 MI. W. OF MASON PARK DR
LENGTH: 0.07 MI.

DISTRICT: THREE CHOPT
DATE: OCTOBER 12, 2010
