

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
April 26, 2022

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, April 26, 2022, at 7:00 p.m. in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.

Members of the Board Present:

Patricia S. O'Bannon, Chairman, Tuckahoe District
Frank J. Thornton, Vice-Chairman, Fairfield District
Thomas M. Branin, Three Chopt District
Daniel J. Schmitt, Brookland District
Tyrone E. Nelson, Varina District

Other Officials Present:

John A. Vithoulkas, County Manager
Andrew R. Newby, County Attorney
Tanya N. Brackett, CMC, Assistant to the County Manager/Clerk to the Board
Dennis Brickmeier, Sports and Entertainment Authority Director
W. Brandon Hinton, Deputy County Manager for Administration
Monica Smith-Callahan, Deputy County Manager for Community Affairs
Anthony E. McDowell, Deputy County Manager for Public Safety
Steven J. Yob, Deputy County Manager for Community Operations
Benjamin A. Sheppard, Director of Public Relations

Steven Boots, Chaplain for the Henrico County Police Division, delivered the invocation.

On motion of Mr. Thornton, seconded by Mr. Nelson, the Board approved the minutes of the April 12, 2022, Regular and Special Meetings.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Branin, Schmitt, Nelson

No: None

MANAGER'S COMMENTS

Mr. Vithoulkas introduced the Henrico County Manager's Legacy Circle, recognizing a group of employees who have served Henrico County with distinction for 45 or more years:

- ❖ Rickey Atkins (Public Works) – 45 years in 2022
- ❖ Glen Clark (Public Works) – 45 years in 2022
- ❖ Ivan "Smitty" Smith (Public Utilities) – 45 years in 2022
- ❖ Titus Lee Fuson (Public Utilities) – 46 years in 2022
- ❖ Assistant Fire Chief Eugene "Cricket" Gerald – 46 years in 2022

- ❖ Thomas Graham (Library) – 46 years in 2022
- ❖ Martha Lindblad (Finance) – 46 years in 2022
- ❖ Katherine McGann (Public Utilities) – 46 years in 2022
- ❖ Shirley Carney (Public Works) – 48 years in 2022
- ❖ Charles Woodson (Recreation & Parks) – 48 years in 2022
- ❖ Charles Magruder (Public Utilities) – 49 years in 2022
- ❖ Ronald Jackson, Bernard Krevonik, and Charles Robinson from the Public Works each with 50 years in 2022

These employees will continue to be honored by a special Legacy Circle plaque that has been installed in the main lobby of the Administration Building.

Mr. Vithoulkas noted two Legacy Circle members are also being recognized tonight with another coveted award, the Elvin R. Cosby Award: Martha Lindblad from the Finance Department and Mr. Bernard L. Krevonick. Finally, Fire Chief “Cricket” Gerald was presented earlier this year with the Glenn Gaines Leadership Legacy Award by the Virginia Fire Chiefs Association for his superior leadership and actions that have elevated the fire service profession within the Commonwealth of Virginia through mentoring, teaching and sharing outstanding contributions.

Next, Mr. Vithoulkas recognized Dr. Amy Cashwell, Superintendent of Schools, who thanked the many County employees who have gone above and beyond with offering support to Henrico County Public Schools, most recently volunteering as teachers, office assistants, bus drivers, and lunch monitors, including Patricia S. O'Bannon, John Vithoulkas, Monica Smith-Callahan, Brandon Hinton, Tony McDowell, Steve Yob, Yvette George, Brain Davis, Alec Oughton, David Baylor, and Juan Little.

Mr. Vithoulkas then recognized Monica Smith-Callahan, Deputy County Manager for Community Affairs, who recognized April 17 – 23, as National Volunteer Week. The past week, Henrico employees, their family members, and community members participated in community clean-up events at three historically Black cemeteries in the County. This profoundly human connection is at the heart of healthier individuals and stronger communities. The work that Henrico volunteers were able to accomplish in each of these historic cemeteries was tangible and meaningful. Many volunteers noted that they worked hard but they felt a sense of accomplishment and pride for having been a part of the efforts.

BOARD OF SUPERVISORS' COMMENTS

Mr. Thornton noted the passing of Dr. Delores R. Greene, who passed away on April 11. She served the education community for nearly six decades, retiring from the College of Education at Virginia State University.

RECOGNITION OF NEWS MEDIA

There were no members of the news media present.

PRESENTATION

Mrs. O'Bannon presented a proclamation recognizing April 24 – 30, 2022, as Crime Victims' Rights Week. Accepting the proclamation was Shelly Shuman-Johnson, Program Director

for Victims' Witness and Shannon Taylor, Commonwealth's Attorney. Joining them were Susan Haynes, Management Assistant, and the following Victim Service Specialists: Erica Clark; Natalie Kent; Jessica Rubio; Nicole Mayton; Renee Duffy; Kate Bennett; and Ashley Crews.

PUBLIC HEARING ITEM

135-22 Resolution - Signatory Authority - Extension of Lease - 8611 Dixon Powers Drive - Brookland District.

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

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

PUBLIC COMMENTS

John Owens, a resident of the Brookland District, expressed concerns about rising housing prices and the effect of short-term rentals, like Airbnb's, on local housing prices.

Adrienne Tinsley, a resident of the Three Chopt District, expressed concerns about her water bill, how police reports are handled, and the absence of streetlights in some areas of the County.

Donna Bruffrey, a resident of the Fairfield District, expressed concerns about the removal of mature trees in the development of the former Laurel Park Shopping Center.

GENERAL AGENDA

136-22 Resolution - Determination Required for Virginia Housing Financing of Fulton Yard Apartments - Varina District.

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

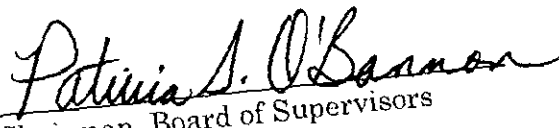
137-22 Resolution - Approval of Acquisition - Right-of-Way and Easements - Sadler Road Improvements Project - 11044 West Broad Street - Three Chopt District.

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

138-22 Resolution - Award of Construction Contract - Water Reclamation Facility Clarifier Rehabilitation Phase 2 - Varina District.

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

There being no further business, the meeting was adjourned at 7:57 p.m.


Chairman, Board of Supervisors
Henrico County, Virginia

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

CRIME VICTIMS' RIGHTS WEEK

April 24 - 30, 2022

WHEREAS, every year millions of Americans are victims of crimes and must navigate the criminal justice system, which can be a frightening and confusing experience; and

WHEREAS, progress in improving the treatment of crime victims has been made through the efforts of victims and survivors who have turned their own experiences into a force for positive change, ensuring that others can receive justice and compassionate treatment; and

WHEREAS, through the dedicated work of advocates, lawmakers, and victim service providers, there is a growing array of services and resources available to victims and their loved ones; and

WHEREAS, honoring the rights of victims, including the rights to be heard and to be treated with dignity and respect, rebuilds the trust of victims in the criminal justice system; and

WHEREAS, identifying, reaching, and serving all victims of crime is essential, especially for those who often have less access to healing services and avenues to justice; and

WHEREAS, our community's continued engagement with the challenges faced by victims of crime will ensure that the progress made to date is not lost, and that new ground is broken to gain greater justice and healing for all victims; and

WHEREAS, National Crime Victims' Rights Week provides an opportunity to recommit ensuring that accessible, appropriate, and trauma-informed services are offered to all victims of crime; and

WHEREAS, the Henrico County Commonwealth's Attorney's Office and its Victim-Witness Assistance Program is hereby dedicated to helping crime survivors find their justice by enforcing victims' rights, expanding access to services, and ensuring equity and inclusion for all.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes April 24 - 30, 2022, as Crime Victims' Rights Week; reaffirms the County's commitment to creating a victim service and criminal justice response that assists all victims of crime during Crime Victims' Rights Week and throughout the year; and expresses sincere gratitude and appreciation for those community members, victim service providers, and criminal justice professionals who are committed to improving our response to all victims of crime so that they may find relevant assistance, support, justice, and peace.



Patricia A. O'Bannon



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 135-22

Page No. 1 of 1

Agenda Title: **RESOLUTION – Signatory Authority – Extension of Lease – 8611 Dixon Powers Drive – Brookland District**

For Clerk's Use Only:

Date: 4/26/2022

- (✓) Approved
() Denied
() Amended
() Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Schmitt Seconded by (1) Nelson
(2) (2)

REMARKS:

APPROVED

YES NO OTHER

Branin, T.	✓		
Hinson, H.	✓		
Nelson, T.	✓		
O'Bannon, P.	✓		
Thornton, F.	✓		

WHEREAS, the Henrico Federal Credit Union (the "Credit Union") is currently leasing 0.925 acres at 8611 Dixon Powers Drive from the County; and,

WHEREAS, the lease will terminate on October 31, 2022; and,

WHEREAS, the Credit Union wishes to extend the lease for a five-year term commencing on November 1, 2022, and continue to pay \$21,000 in annual rent; and,

WHEREAS, this resolution was advertised pursuant to Sections 15.2-1800 and 15.2-1813 of the Code of Virginia, and a public hearing was held on April 26, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the County Manager is authorized to execute a lease extension on behalf of the County, in a form approved by the County Attorney, under the terms set forth above.

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

By Agency Head

For

By County Manager

Certified:

A Copy Teste:

Clerk, Board of Supervisors

Copy to:

Date:



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 136-22

Page No. 1 of 1

Agenda Title: RESOLUTION — Determination Required for Virginia Housing Financing of the Fulton Yard Apartments — Varina District

For Clerk's Use Only:

Date: 4/26/2022

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Nelson Seconded by (1) Branin
(2) (2)

REMARKS:

APPROVED

YES NO OTHER

Branin, T.	✓	—	—
Nelson, T.	✓	—	—
O'Bannon, P.	✓	—	—
Schmitt, D.	✓	—	—
Thornton, F.	✓	—	—

WHEREAS, pursuant to Section 36-55.30:2.A of the Code of Virginia of 1950, as amended, the Board of Supervisors of the County of Henrico, Virginia, desires to designate the area (the "Area") described on Exhibit A attached hereto as a revitalization area.

NOW, THEREFORE, BE IT HEREBY DETERMINED as follows:

(1) the industrial, commercial or other economic development of the Area will benefit the County, but the Area lacks the housing needed to induce manufacturing, industrial, commercial, governmental, educational, entertainment, community development, healthcare or nonprofit enterprises or undertakings to locate or remain in the Area; and,

(2) private enterprise and investment are not reasonably expected, without assistance, to produce the construction or rehabilitation of decent, safe and sanitary housing and supporting facilities that will meet the needs of low and moderate income persons and families in the Area and induce other persons and families to live within the Area and thereby create a desirable economic mix of residents in the Area.

NOW, THEREFORE, BE IT HEREBY RESOLVED that pursuant to Section 36-55.30:2.A of the Code of Virginia of 1950, as amended, the Area is hereby designated as a revitalization area.

NOW, THEREFORE, BE IT HEREBY FURTHER DETERMINED that the retail building or buildings located or to be located in the Area are necessary or appropriate for the industrial, commercial or other economic development of the Area.

Comments: The Director of Community Revitalization recommends approval of the Board paper; the County Manager concurs.

By Agency Head

For

By County Manager

Certified:

Copy to:

A Copy Teste:

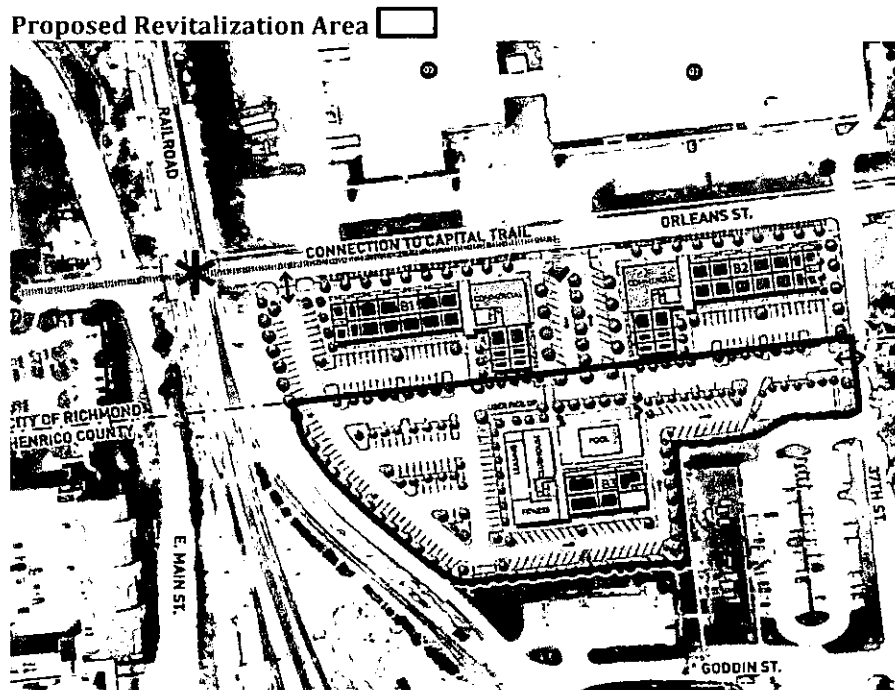
Clerk, Board of Supervisors

Date:

EXHIBIT A

Commencing at the intersection of the South line of Orleans Street and the West line of South 37th Street; thence, with the West line of South 37th Street, S00°04'21"E, a distance of 155.81 feet to a point lying along the West line of South 37th Street Beginning at a point lying along the West line of South 37th Street, said point having a Henrico County NAD 83 South Zone coordinate value of N=3,713,699.95, E=11,798,771.54, said point being the POINT OF BEGINNING; thence, continuing with the West line of South 37th Street, S00°04'21"E, a distance of 85.06 feet to a point lying along the West line of South 37th Street; thence, departing the West line of South 37th Street, Southwesterly along a tangent curve to the right, being concave to the Northwest, having a radius of 6.68 feet, a central angle of 90°09'08", a tangent length of 6.70 feet, a chord bearing of S45°00'13"W, a chord length of 9.46 feet, a distance of 10.51 feet along the arc of said curve; thence N89°55'14"W, a distance of 82.92 feet; thence, Southwesterly along a tangent curve to the left, being concave to the Southeast, having a radius of 48.00 feet, a central angle of 50°39'23", a tangent length of 22.72 feet, a chord bearing of S64°45'05"W, a chord length of 41.07 feet, a distance of 42.44 feet along the arc of said curve; thence S89°56'18"W, a distance of 122.01 feet; thence S00°05'10"E, a distance of 157.92 feet; thence N88°02'02"W, a distance of 303.59 feet; thence N42°59'40"W, a distance of 152.51 feet; thence, Northwesterly along a tangent curve to the right, being concave to the Northeast, having a radius of 350.00 feet, a central angle of 27°20'23", a tangent length of 85.13 feet, a chord bearing of N29°19'28"W, a chord length of 165.43 feet, a distance of 167.01 feet along the arc of said curve; thence N89°55'17"E, a distance of 736.85 feet to the West line of South 37th Street, returning to the Point of Beginning.

Described Area contains 3.033 acres, more or less.





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

Agenda Item No. 137-22

Page No. 1 of 2

Agenda Title: RESOLUTION — Approval of Acquisition — Right-of-Way and Easements — Sadler Road Improvements Project — 11044 West Broad Street — Three Chopt District

For Clerk's Use Only:

Date: 4/26/2022

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

WHEREAS, on November 9, 2021, the Board authorized condemnation proceedings to acquire right-of-way containing 1,782.88 square feet; permanent drainage easements containing 2,043.70 square feet; a permanent joint use utility easement for Virginia Electric and Power Company, a Virginia public service corporation doing business as Dominion Energy Virginia, Verizon Virginia, LLC, and Comcast of Virginia, Inc. containing 11,877.79 square feet; a permanent utility easement for Henrico County containing 2,998.01 square feet; and temporary construction easements containing 8,606.01 square feet (the "Right-of-Way and Easements") across the property located at 11044 West Broad Street, identified as Tax Map Parcel 746-761-5525, and owned by the Morrell Family, LLC (the "Owner") for the construction of the Sadler Road Improvements Project (the "Project"); and,

WHEREAS, on December 16, 2021, the County filed a Certificate of Take and deposited \$198,975 with the Clerk of the Henrico County Circuit Court to acquire the Right-of-Way and Easements in accordance with state law; and,

WHEREAS, following negotiations between the parties, the Owner is willing to accept \$220,514 as just compensation for the Right-of-Way and Easements; and,

WHEREAS, upon completion of the acquisition, the condemnation proceedings will be dismissed; and,

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

By Agency Head _____

For _____
By County Manager _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Copy to: _____

Date: _____

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

Agenda Item No. 137-22

Page No. 2 of 2

**Agenda Title: RESOLUTION — Approval of Acquisition — Right-of-Way and Easements —
Sadler Road Improvements Project — 11044 West Broad Street — Three Chopt District**

NOW, THEREFORE, BE IT RESOLVED that:

- (1) The County Manager is authorized to execute the documents and to take all steps necessary for acquisition of the Right-of-Way and Easements.
- (2) The County Attorney is authorized to file the necessary documents in the Henrico County Circuit Court to complete the acquisition of the Right-of-Way and Easements and dismiss the condemnation proceedings.

Comments: The Directors of Real Property and Public Works and the Deputy County Manager for Community Operations recommend approval of the Board paper; the County Manager concurs.



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

Agenda Item No. 138-22

Page No. 1 of 1

Agenda Title: **RESOLUTION — Award of Construction Contract — Water Reclamation Facility Clarifier Rehabilitation Phase 2 — Varina District**

<p>For Clerk's Use Only:</p> <p>Date: <u>4/26/2022</u></p> <p><input checked="" 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) <u>Nelson</u> Seconded by (1) <u>Branin</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="1"> <thead> <tr> <th></th> <th>YES</th> <th>NO</th> <th>OTHER</th> </tr> </thead> <tbody> <tr> <td>Branin, T.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Nelson, T.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Schmitt, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </tbody> </table>		YES	NO	OTHER	Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Nelson, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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WHEREAS, the County received one bid on February 25, 2022, in response to Invitation for Bid No. 22-2270-1EAR and Addenda Nos. 1 & 2 for the Water Reclamation Facility Clarifier Rehabilitation Phase 2 project in the Varina District; and,

WHEREAS, the project involves the rehabilitation of the second set of three primary clarifiers at the Water Reclamation Facility; and,

WHEREAS, the bid was as follows:

<u>Bidder</u>	<u>Bid Amount</u>
Waco, Inc. Sandston, VA	\$3,180,989

WHEREAS, after a review and evaluation of the bid received, it was determined that Waco, Inc. is the lowest responsive and responsible bidder with a bid of \$3,180,989.

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

1. The contract is awarded to Waco, Inc., the lowest responsive and responsible bidder, in the amount of \$3,180,989, pursuant to Invitation for Bid No. 22-2270-1EAR, Addenda Nos. 1 & 2, and the bid submitted by Waco, Inc.
2. The County Manager is authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Purchasing Director as his designee, is authorized to execute change orders within the scope of the project budget not to exceed 15% of the original contract amount.

Comment: Funding will be provided by the Water and Sewer Revenue Fund. The Director of Public Utilities and the Purchasing Director recommend approval of this Board paper, and the County Manager concurs.

By Agency Head _____

By County Manager _____

Routing: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____