

Board of Supervisors  
Richard W. Glover,  
Chairman  
James B. Donati, Jr., Vice-  
Chairman  
David A. Kaechele  
Patricia S. O'Bannon  
Frank J. Thornton  
  
County Manager  
Virgil R. Hazelett, P.E.

# *Supervisors'* *Agend-O-Gram*

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## **Summary of Actions Taken by the Board on August 22, 2006**

Mr. Glover led the Board, staff, and public in reciting the Pledge of Allegiance.

Rev. J. Michael Poole, Pastor, Hatcher Memorial Baptist Church, provided the invocation.

The Board approved the minutes of the July 25, 2006 Regular and Special Meetings.

### **MANAGER'S COMMENTS**

At the 26<sup>th</sup> Annual Virginia State Bar Disciplinary Conference in July 2006, County Attorney Joseph P. Rapisarda, Jr. was elected Vice Chair of the Third District Committee, Section 1. This section of the Third Committee, composed of seven lawyers and three lay members, acts as a trial court when determining charges alleging attorney misconduct in the jurisdictions of Henrico, Richmond, Chesterfield, Dinwiddie, and Suffolk.

The Henrico County Water Reclamation Facility has earned the Silver Peak Performance Award from the National Association of Clean Water Agencies (NACWA) for having been in near total compliance with its national permit during the previous calendar year. Of the 4,380 chlorine residual analyses performed at the Facility in 2005, only one was below the level specified in the permit. NACWA recognized peak performance honorees at an awards luncheon in Washington, D.C. on May 1, 2006. Mr. Glover presented an awards plaque at the Board meeting to Arthur D. Petrini, Director of Public Utilities, and Mark W. Prentice, Manager of the Water Reclamation Facility.

### **BOARD OF SUPERVISORS' COMMENTS**

Mr. Kaechele recognized the following Boy Scouts who were observing the meeting: Patrick Erickson and Greg Robson from Troop 720, sponsored by Mount Vernon Baptist Church; Patrick Leavitt from Troop 722, sponsored by Shady Grove Family YMCA; and Scott Magat from Troop 776, sponsored by the Columbian Center.

Mr. Thornton thanked the Board of Supervisors, County Manager, and County staff for their support and acts of kindness after the recent passing of his mother.

Mr. Donati noted that the Babe Ruth Softball 12 & Under World Series was held at Dorey Park on August 11 – 18, 2006, the second year in a row that a Babe Ruth girls softball World Series has been played there. On August 14 – 18, Dorey Park was also the site of the 2006 Babe Ruth 14 & Under Softball National Invitational Tournament. Sponsored by the Varina Athletic Association,

these softball competitions attracted teams from throughout the United States. Mr. Donati thanked the Division of Recreation and Parks, directed by J. Wesley Malcomb, for preparing and maintaining the fields while the games were underway. He pointed out that he had received many positive comments from coaches and parents about the immaculate condition of the fields.

### **RECOGNITION OF NEWS MEDIA**

Mr. Glover recognized Olympia Meola of the *Richmond Times-Dispatch*.

### **PRESENTATION**

Mrs. O'Bannon presented a proclamation recognizing September 2006 as Alcohol and Drug Addiction Recovery Month. Accepting the proclamation was Thomas J. Kirkup, Chairman, Henrico Area Mental Health and Retardation Services Board. Joining him from the County were Michael L. Wade, Sheriff; Patricia A. Shaw, Drug Court Administrator; Brendan T. Hayes, Program Manager, Adult Mental Health and Substance Abuse Services; and Kevin Yancey, Drug Court participant.

### **APPOINTMENTS/RESIGNATION**

**238-06**

**Approved**

Resolution appointing Edward L. Priestas to the Richmond Area Metropolitan Planning Organization as an alternate member.

**239-06**

**Approved**

Resolution accepting the resignation of Maj. Mary Ellen Fahed from the Transportation Safety Commission.

**240-06**

**Approved**

Resolution appointing Maj. Stephen F. Alloway to the Transportation Safety Commission.

### **PUBLIC HEARINGS - REZONING CASES**

**241-06**

**C-11C-06**

## **Deferred to September 12, 2006 Meeting**

Request of Neil Rankins for R & R Development, LC. to rezone from (R-5C) General Residence District (Conditional) to B-2C Business District (Conditional), Parcels 739-761-2693 and 739-762-0100, containing 2.441 acres, located on the south line of West Broad Street (U.S. Route 250) approximately 195 feet east of Spring Oak Drive.

**242-06**

**C-33C-06**

### **Approved with Proffered Conditions**

Request of Gloria Freye for Glen Allen Service, Inc. to conditionally rezone from B-1 Business District to B-3C Business District (Conditional), Parcels 770-767-2959 and 770-767-4453, containing approximately 1.1 acres, located at the southwest intersection of Mountain and Hamilton Roads.

**177-06**

**C-20C-06**

## **Deferred to October 10, 2006 Meeting**

Request of James Theobald for Steeple Lane Development, LLC to conditionally rezone from M-1C Light Industrial District (Conditional) to R-5AC General Residence District (Conditional), Parcel 809-724-5973, containing 18.252 acres, located at the western terminus of Steeple Lane and on the east line of East Richmond Road approximately 1,770 feet north of Nine Mile Road.

**243-06**

**C-34C-06**

### **Approved with Proffered Conditions**

Request of Mike Haurand for Disco Sports, Inc. to conditionally rezone from R-6C General Residence District (Conditional) to B-2C Business District (Conditional), part of Parcel 752-744-2461, containing 0.4 acres, located on the west line of Starling Drive approximately 360 feet south of Quioccasin Road.

**244-06**

**C-12C-04**

## **Approved with Proffered Conditions**

Request of Andrew M. Condlin for Water Tower Associates, LLC to conditionally rezone from B-1C Business District (Conditional) to B-3C Business District (Conditional), part of Parcel 747-757-6938, containing 1.142 acres, located at the northeast intersection of Old Cox and Three Chopt Roads.

## **PUBLIC HEARINGS – OTHER ITEMS**

**245-06**

### **Approved**

Resolution for Amendment to the FY 2006-07 Annual Fiscal Plan for August, 2006.

**246-06**

### **Approved**

Ordinance to Amend and Reordain Section 2-128 of the Code of the County of Henrico Titled “Assessment for funding of courthouse security” by Providing that the Fee Assessed May Only Be Used for Funding Courthouse Security Personnel and for Equipment and Other Personal Property Used in Connection with Courthouse Security.

**247-06**

### **Approved**

Ordinance to Amend and Reordain Sections 5-1 of the Code of the County of Henrico Entitled “Definitions” and 5-36 Entitled “Control of Dangerous or Vicious Dogs” and to Repeal Section 5-33 Entitled “Dogs Killing Domestic Animals Other Than Livestock or Poultry,” All Relating to Dangerous or Vicious Dogs.

**248-06**

### **Approved**

Ordinance to Amend and Reordain Section 5-57 of the Code of the County of Henrico Entitled “License tags generally,” Relating to Dog Licenses.

**249-06**

### **Approved**

Ordinance for Vacation of Right-of-Way for Wistar Gardens and Wistar Farms, located in the Brookland District.

**250-06**

### **Withdrawn**

Resolution for Condemnation of Permanent and Temporary Easements for John Rolfe Parkway Project from Barrington Development, Inc., located in the Three Chopt District.

**251-06**

**Approved**

Resolution for Condemnation of Permanent Easement for John Rolfe Parkway Project from H. Spencer Seagraves and Cherry S. Seagraves, located in the Three Chopt District.

**252-06**

**Approved**

Resolution for Condemnation of Right-of-Way and Easements for John Rolfe Parkway Project from Michael D. Light and Theresa Light, located in the Tuckahoe District.

**PUBLIC COMMENTS**

William Henck, a resident of the Three Chopt District, presented allegations of inappropriate behavior and public corruption in the Henrico County government. His allegations stemmed from a dispute between his family and school officials over a situation at Short Pump Elementary School in 2004 involving his son. Mr. Henck asked that the Board of Supervisors and School Board jointly appoint an outside mediator to investigate and report on his allegations.

The following citizens addressed the Board regarding a lawsuit that was brought by a landowner against the North Airport Civic Association and two of its members after the Board of Supervisors denied a zoning case, C-68C-05, in December 2005: Victoria Kopec, Erwin Dawes, Nelda Snyder, and Jane Koontz (residents of the Varina District); Adele MacLean (a resident of the Brookland District); and Charles Finley, Jr. (a non-resident). The speakers thanked the Board for its decision on the case and for listening to its constituents, expressed concerns about the impact of the lawsuit on First Amendment rights and participatory government, and asked the Board to continue supporting freedom of speech in the governmental process.

**GENERAL AGENDA**

**253-06**

**Approved**

Resolution for Authorization to Apply for and Accept Grant Funding from the Virginia Association of Hazardous Materials Response Specialists.

**254-06**

**Approved**

Resolution for Award of Construction Contract for Administration Annex Building Roof System Replacement.

**255-06**

**Approved**

Resolution for Award of Construction Contract for Courts Building Roof System Replacement.

**256-06****Approved**

Resolution for Approval of Amendment to Contract for Architectural and Engineering Services for Henrico Theatre.

**257-06****Approved**

Resolution for Signatory Authority for Lease for Division of Recreation and Parks at 3965 Deep Rock Road, located in the Three Chopt District.

**188-06****Withdrawn**

Resolution for Signatory Authority for Quitclaim of Interest, If Any, In Reserved Area in Laura Lea Estates, located in the Tuckahoe District.

**258-06****Approved**

Resolution to Permit Additional Fine of \$200 for Speeding on a Portion of Church Run Parkway between Three Chopt Road and Church Road.

**259-06****Approved**

Resolution for Award of Construction Contract for Lakeside Avenue Drainage and Roadway Improvements, Phase II from Trumpets Branch to Hilliard Road (approximately 0.53 miles). Project #2101.50704.28004.00430, located in the Fairfield District.

**260-06****Approved**

Resolution for Signatory Authority for Amendment to Contract for Engineering Design Services for Lakeside Avenue Enhancement Project, Phase II from Trumpets Branch to Hilliard Road (approximately 0.53 miles). Project #2101.50704.28004.00430, located in the Fairfield District.

**261-06****Approved**

Resolution for Receipt of Letter of Necessity and Setting of Public Hearing for Derbyshire Road and Mooreland Road Intersection Improvements. Project #2111.50701.28004.00971, located in the Tuckahoe District.

**262-06****Approved**

Resolution for Award of Construction Contract for Fairfield Woods Stream Restoration/Flood Mitigation Project. Project #2101.50704.28004.06343 and Project #2111.50704.28004.06343, located in the Varina District.

**263-06****Approved**

Resolution for Signatory Authority for Engineering Construction and Inspection Services Agreement for Fairfield Woods Stream Restoration/Flood Mitigation Project. Project #2101.50704.28004.06343 and Project #2111.50704.28004.06343, located in the Varina District.

**264-06****Approved**

Resolution for Signatory Authority for Agreement with Virginia Department of Transportation for Congestion Mitigation and Air Quality (CMAQ) Funds for County-wide Automatic Traffic

Management System. VDOT Project #R000-043-V07, PE101, M501, VDOT Project #R000-043-V08, PE101, M101, and County Project #2101.50704.28004.00479.

**265-06**

**Approved**

Resolution accepting Clarendon Woods, Section 3, in the Fairfield District; Covington, Section 1, Hickory Bend Drive, Phase II, Parsons Walk at Twin Hickory, Section B and a Resubdivision of the Area Reserved for Future Development of Parsons Walk at Twin Hickory, Section A, Willow Gate, Section A, and Sadler Oaks, located in the Three Chopt District; Fairfield Woods, Section C, and Nelson Estates, located in the Varina District, into the County road system for maintenance.

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