

COUNTY OF HENRICO, TO-WIT:

At a regular meeting of the Board of Supervisors of Henrico County, held in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia, on Tuesday, the 25<sup>th</sup> of September 2007, at the hour of 7:00 p.m.

**MEMBERS OF THE BOARD PRESENT**

The Honorable David A. Kaechele, Vice-Chairman  
The Honorable Richard W. Glover, Brookland District Supervisor  
The Honorable Patricia S. O'Bannon, Tuckahoe District Supervisor  
The Honorable Frank J. Thornton, Fairfield District Supervisor

**MEMBER OF THE BOARD ABSENT**

The Honorable James B. Donati, Jr., Chairman

**OTHER OFFICIALS PRESENT**

Mr. Virgil R. Hazelett, P.E., County Manager  
Mr. Joseph P. Rapisarda, Jr., County Attorney  
Chief Deputy Douglas A. Herbert, Sheriff's Office  
Mr. Barry R. Lawrence, Clerk  
Mr. George T. Drumwright, Jr., Deputy County Manager for Community Services  
Mr. Harvey L. Hinson, Deputy County Manager for Community Development  
Mr. Leon T. Johnson, Deputy County Manager for Administration  
Department Heads and Key Officials

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The meeting was called to order by the Chairman at 7:01 p.m.

Mr. Kaechele reported that he was conducting the meeting on behalf of Mr. Donati, who was attending a candidates' forum in Varina.

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

Rev. Charles D. Alley, Rector, St. Matthew's Episcopal Church, provided the invocation.

On motion of Mr. Thornton, seconded by Mrs. O'Bannon, the Board approved the minutes of the September 11, 2007 Regular and Special Meetings and May 2, 2007 Special Meeting.

The vote of the Board was as follows:

<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
David A. Kaechele		James B. Donati, Jr.
Richard W. Glover		
Patricia S. O'Bannon		
Frank J. Thornton		

## **MANAGER'S COMMENTS**

Douglas A. Herbert, who was promoted to the position of Chief Deputy Sheriff in June 2006, will be retiring on October 1, 2007 after more than 27 years of service with the Henrico Sheriff's Office. Chief Herbert is currently responsible for court services, training, civil process, and accreditation. He joined the Traffic Engineering Division in the Department of Public Works in 1979 before embarking on his career with the Sheriff's Office the following year. Chief Herbert rose through the ranks under the administration of several Henrico sheriffs and received the Gold Life Saving Award in January 2004 for rendering cardiopulmonary resuscitation (CPR) while off duty to an unconscious victim who had collapsed on the floor of the Family Dollar Store. In June 2006, he was awarded the Baehr Award for superior service during the presentation for the American Correctional Association's audits of the Henrico jail system.

Mr. Kaechele congratulated Chief Herbert, who thanked the Board for its support of the Sheriff's Office. Chief Herbert noted the progress made by his office in the past several years in getting both jail facilities accredited. In offering kudos to Chief Herbert, Mr. Thornton pointed out that Chief Herbert had been very helpful with trash clean-up efforts in the Fairfield District. Mr. Thornton alluded to Chief Herbert's sensitivity to Henrico citizens and applauded Chief Herbert's work.

## **BOARD OF SUPERVISORS' COMMENTS**

Mrs. O'Bannon recognized Patrick Gorman and Steve Gorman from the Labota Y-Guides tribe, sponsored by Tuckahoe Family YMCA. They were observing the meeting to fulfill requirements for the Citizenship Merit Badge.

Mrs. O'Bannon recognized David Allen from Boy Scout Troop 799, sponsored by Trinity United Methodist Church, and Tyler Sessions from Boy Scout Troop 772, sponsored by Discovery United Methodist Church. They were observing the meeting to fulfill requirements for the Citizenship in the Community Merit Badge.

Mrs. O'Bannon reported that the Virginia Department of Transportation has recently reconstructed its public rest area facility on Interstate 64 in New Kent County using the Leadership in Energy and Environmental Design (LEED) Green Building Rating System. She expressed an interest in having the County consider this new technology for schools and other public buildings as a possible way to achieve energy cost savings and suggested that the Board have an information session on LEED.

## **RECOGNITION OF NEWS MEDIA**

Mr. Kaechele recognized Will Jones of the *Richmond Times-Dispatch*.

## **PRESENTATIONS**

Mr. Thornton presented a proclamation recognizing October 1 – 5, 2007 as Customer Service Week. Accepting the proclamation was Sheryn R. Hollinsworth, Manager of the Department of Human Resources' Employee Development and Training Division.

Mr. Glover presented a proclamation recognizing October 7 - 13, 2007 as Paralegals' Week. Accepting the proclamation was Margaret H. Lewis, Historian for the Local Government Paralegal Association of Virginia, Inc.; Founding Member and Past President of the Richmond Association of Legal Assistants; and a Paralegal in the Henrico County Attorney's Office. Joining her was Garry E. Soles, a Paralegal in the County Attorney's Office.

Mr. Kaechele presented a proclamation recognizing October 2007 as Henrico History Month. Accepting the proclamation was Linda A. Dickerson, First Vice-President for Programs. Joining her was Gail L. Davis, Second Vice-President for Membership.

## **CONSENT AGENDA**

Resolutions of Commendation – 2007 Baseball and Softball Championship Teams  
– Brookland Magisterial District.

315-07	2007 Bethlehem Girls 10U Blast
316-07	2007 Bethlehem Girls 12U Lucky Charms
317-07	2007 Bethlehem Girls 14U Sluggers
318-07	2007 Bethlehem Girls Babe Ruth 14U Fast-Pitch All Stars
319-07	2007 Bethlehem Girls 16U Fast-Pitch Blaze
320-07	2007 Glen Allen Cal Ripken Advanced T-Ball "B" All Stars
321-07	2007 Glen Allen Cal Ripken Rookie National All Stars
322-07	2007 Glen Allen Cal Ripken Minor All Stars
323-07	2007 Glen Allen Cal Ripken 10 Year Old American All Stars
324-07	2007 Glen Allen Cal Ripken 11 Year Old All Stars
325-07	2007 Glen Allen Cal Ripken Major/60 All Stars
326-07	2007 Glen Allen Cal Ripken Major/70 All Stars
327-07	2007 Glen Allen Babe Ruth 13 Year Old All Stars
328-07	2007 Glen Allen Babe Ruth 14 Year Old All Stars
329-07	2007 Glen Allen Babe Ruth 8U Girls Fast-Pitch All Stars
330-07	2007 Glen Allen Babe Ruth 10U Girls Fast-Pitch All Stars
331-07	2007 Glen Allen Babe Ruth 12U Girls Fast-Pitch All Stars
332-07	2007 Glen Allen Babe Ruth 16U Girls Fast-Pitch All Stars
333-07	2007 Lakeside Babe Ruth 15 Year Old All Stars

Mr. Glover encouraged citizens to set aside some time during next year's season to watch girls and boys from Lakeside, Bethlehem, and Glen Allen youth associations play great softball and baseball. He noted that one of the climaxes in youth athletics during his tenure on the Board was having the County host the 14-Year-Old Babe Ruth World Series this past summer at the new Glen Allen

Stadium at RF&P Park. Mr. Glover further noted that each year Shoney's and Captain D's sponsors and pays for a special awards reception to honor the youth baseball and softball championship teams from his district.

Mr. Kaechele referred to a letter to the editor from a coach who participated in the 14-Year-Old World Series that was very complimentary of Henrico citizens for housing over 150 young athletes in their homes and that was also complimentary of the facility where the tournament was played. The article mentioned that Mr. Glover was a good host. Mr. Kaechele commented that it was a successful tournament and the facility is one we can all be proud of.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item Nos. 315-07 - 333-07 - see attached Resolutions of Commendation.

### **PUBLIC HEARING - REZONING CASE**

272-07            The Rebkee Company: Request to conditionally rezone from B-2C and B-3C  
C-21C-07        Business Districts (Conditional) to B-2C Business District (Conditional), Parcels  
Tuckahoe        738-742-5943, 738-742-6844 and 738-742-9542, containing approximately 2.59  
                     acres, located on the north line of Patterson Avenue (State Route 6) between  
                     Careybrook and Lauderdale Drives.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, the Board deferred this item to October 9, 2007.

The vote of the Board was as follows:

Aye  
David A. Kaechele  
Richard W. Glover  
Patricia S. O'Bannon  
Frank J. Thornton

Nay

Absent  
James B. Donati, Jr.

### **PUBLIC HEARINGS - OTHER ITEMS**

334-07            Resolution - Amendment to the FY 2007-08 Annual Fiscal Plan to (1)  
                     Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain  
                     Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for  
                     Certain New Programs.

In response to questions from Mrs. O'Bannon, Mr. Hazelett confirmed that the \$200,000 appropriation for the Plantation Pipeline Consent Order was a payment imposed by the Virginia Department of Environmental Quality and a portion of the payment would go towards purchase of a Tier II Manager Computer Program to help firefighters identify the types of hazardous materials housed in a burning

building. The funds are to be expended by October 15. Mrs. O'Bannon noted that she sits on the County's Local Emergency Planning Committee, which has been very interested in this program. Eugene H. Walter, Acting Director of Management and Budget, commented on the County's procedure for reappropriation of funds for grant programs.

In response to additional questions from Mrs. O'Bannon, Mr. Walter clarified that the funds for the Henrico history book were added to the budget in 2003-04 and are for continuation of the book's publication and preparation. Karen K. Mier, Director of Recreation and Parks, clarified that the book was authored by Louis H. Manarin and Clifford Dowdy. Mr. Hazelett advised that these funds were being brought forward for marketing and reprint of the existing book but that an updated edition was also being discussed with Dr. Manarin.

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

Mr. Thornton brought attention to the funding contained in this resolution for the Brook Road Improvements project and pointed out that several citizens from the Brook Road enhancement task force were in the audience. He thanked these citizens for their fine work over the years and referred to the creative partnering on this project between the County and the Virginia Department of Transportation. Mr. Thornton pointed out that this project shows what citizen synergy can do.

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 334-07 – see attached Resolution.

301-07      Ordinance – To Grant Cavalier IP TV, LLC the Right and Privilege to Construct, Operate, and Maintain a Cable System Within the County.

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

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 301-07 – see attached Ordinance.

335-07      Ordinance - Vacation of Drainage and Utility Easement – Linden Pointe – Brookland District.

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

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 335-07 – see attached Ordinance.

336-07      Ordinance - Vacation of a Portion of Utility Easement - Lots 1 and 2 - Block A - Section 2 - Clarendon Farms - Fairfield District.

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

On motion of Mr. Thornton, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 336-07 – see attached Ordinance.

### **PUBLIC COMMENTS**

Michael Havison, a resident of the Three Chopt District and representative of Wyndham's Chestnut Hill homeowners, expressed concerns regarding the quality of street resurfacing in his community. He stated that the homeowners were very unhappy with the results of the Class B slurry application from both an aesthetic and safety standpoint. Mr. Havison presented for the record a copy of a third party professional assessment report by Bert and Ernie, L.L.C. Consultants (see enclosed copy) and referred to some of the observations contained therein that were critical of the workmanship of the County's contractor. Mr. Havison asked the County Manager to consider an immediate moratorium on the use of slurry seal in Wyndham and Henrico County pending a review by another outside assessor of the work performed by Slurry Pavers, Inc.

Mr. Kaechele responded by noting that the Department of Public Works staff has been in Mr. Havison's neighborhood, met with him, and prepared a cost summary of what he was suggesting. Mr. Hazelett agreed to set up another meeting with Mr. Havison and his group to go over where the County is on this matter and to review cost information. Mr. Thornton commented that he had received telephone calls on this same issue and expressed hope that the County would look at the entire County and not just one neighborhood. Mr. Havison contended that some of the homes in his neighborhood had not been selling at the rate they should because of the appearance of the streets.

Mr. Glover suggested that citizens remind the Governor that he arbitrarily took away somewhere between \$11 million and \$22 million of an increase in State maintenance payments to Henrico County that the Virginia General Assembly approved during the 2007 Session. There was some discussion between Mr. Glover and Mr. Havison on this point. Mr. Kaechele acknowledged that road paving is a huge countywide monetary issue and indicated that the officers of the Wyndham Foundation should be involved in any County discussions of this issue with Wyndham residents.

George Marchenko, a resident of the Tuckahoe District, advised that links to historic annual budget and financial reports previously available on the County's Public Relations and Media Services internet web site had been disabled and that on-line access to the County's Code had also been disabled. He asked the County Manager to investigate this matter through the County's Department of Information Technology. Mr. Hazelett promised to get Mr. Marchenko an answer fairly quickly.

### **GENERAL AGENDA**

337-07                      Introduction of Ordinance - To Amend and Reordain Subdivision (3) of Subsection (e) of Section 20-72 of the Code of the County of Henrico Titled "Elderly or permanently and totally disabled persons" to Increase the Income Limit under the

Tax Relief for the Elderly or Permanently and Totally Disabled Program (REAP) from \$52,000 to \$62,000.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 337-07 – see attached Introduction of Ordinance.

- 338-07                      Resolution – Signatory Authority – Comprehensive Agreement for the Extension of North Gayton Road.

Mr. Kaechele commented that this project is one of the best steps forward for the people in the County's northwest quadrant who are somewhat constrained in their access to Broad Street and I-64 by the single Pouncey Tract Road bridge. He also pointed out that the project will greatly enhance the value of the property that the Board previously discussed purchasing off of Kain Road.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 338-07 – see attached Resolution.

- 339-07                      Resolution – Approval of the FY 2008 Community Services Board Performance Contract Between the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services and Henrico Area Mental Health & Retardation Services Board.

Michael D. O'Connor, Director of Mental Health and Retardation Services, confirmed for Mrs. O'Bannon that the Code of Virginia mandates that the governing bodies of the three local jurisdictions served by his agency approve this annual contract.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 339-07 – see attached Resolution.

- 340-07                      Introduction of Ordinance - To Amend and Reordain Section 15-58 of the Code of the County of Henrico Titled "Concealed handgun permit" Relating to the Issuance of Concealed Handgun Permits.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 340-07 – see attached Introduction of Ordinance.

- 341-07                      Resolution – Acceptance of Gift from Ryan Homes.

Mrs. Mier advised that Gene Smith, Division Manager for Ryan Homes East, was in the audience. On behalf of her agency and the County, she thanked Mr. Smith for this gift.

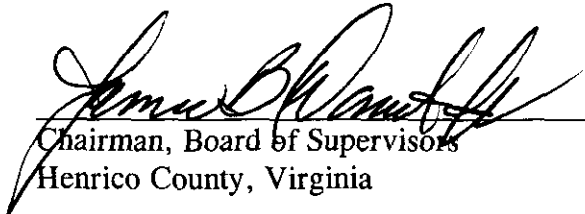
On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 341-07 – see attached Resolution.

342-07      Resolution – Acceptance of Gift from Richmond Square and Round Dance Association.

In response to a question from Mrs. O'Bannon, Mrs. Mier stated that she was unable to say how round dancing differs from square dancing.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 342-07 – see attached Resolution.

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

  
Chairman, Board of Supervisors  
Henrico County, Virginia



# Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

## **CUSTOMER SERVICE WEEK**

***October 1 - 5, 2007***

**WHEREAS**, customer service is an ever-changing process that is a critical part of the success of any organization, especially local government; and

**WHEREAS**, the County of Henrico is continually attempting to ensure that customer service remains an integral part of our employees' daily lives; and

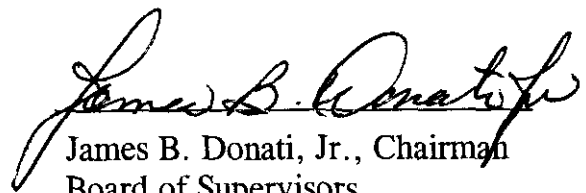
**WHEREAS**, the County's customer service initiatives focus on communication, education, training, and recognition; and

**WHEREAS**, the County continues to be recognized locally, nationally, and internationally for the quality of service it provides to all its customers; and

**WHEREAS**, each County employee and County agency needs to continue to promote excellence in customer service.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Board of Supervisors of Henrico County, Virginia hereby recognizes the week of October 1 - 5, 2007 as Customer Service Week and salutes and thanks each and every County employee for the quality of service so willingly given to both the internal and external customers of the County.



  
James B. Donati, Jr., Chairman  
Board of Supervisors

# Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

## PARALEGALS' WEEK

October 7 - 13, 2007

**WHEREAS**, the legal assistant or paralegal is a trained professional who is dedicated to providing high-quality assistance to attorneys, the courts, and the public in the private and public sectors; and,

**WHEREAS**, paralegal work has developed into an increasingly important part of the legal profession; and,

**WHEREAS**, legal assistants or paralegals perform a wide variety of tasks, including preparation of briefs and memoranda, document production and organization, factual and legal research, assistance with depositions, interrogatories and answers, and assistance at trials and hearings; and

**WHEREAS**, the Local Government Paralegal Association of Virginia, Inc. ("LGPA"), which is dedicated to promoting the continuing education and professional development of legal assistants or paralegals throughout the Commonwealth who work in the area of municipal law, has an active presence in Henrico County; and

**WHEREAS**, the Richmond Paralegal Association ("RPA"), formerly known as the Richmond Association of Legal Assistants, also offers active professional and educational support to local legal assistants or paralegals and will celebrate its 25<sup>th</sup> anniversary on October 2, 2007 in Henrico County at the Richmond Sheraton West; and

**WHEREAS**, the Henrico County Attorney's Office relies on the skill and expertise of its three paralegals, one of whom is a founding member of both RPA and LGPA; and

**WHEREAS**, Governor Timothy M. Kaine has officially recognized October 7 - 13, 2007 as Paralegals' Week in the Commonwealth of Virginia and has called this observance to the attention of all Virginia citizens.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Board of Supervisors of Henrico County, Virginia hereby recognizes October 7 - 13, 2007 as Paralegals' Week, calls this observance to the attention of all Henrico citizens, and congratulates the Richmond Paralegal Association on 25 years of service to paralegals and legal assistants in Henrico County and the greater Richmond metropolitan area.

# Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

## ***HENRICO HISTORY MONTH***

**October 2007**

**WHEREAS**, the County of Henrico has a significant history, which includes English exploration and settlement, Native American heritage and culture, Revolutionary War activity, and Civil War battles; and

**WHEREAS**, there are many houses, buildings, and sites of historic, archaeological, and architectural value that are an important part of the cultural heritage of the County; and

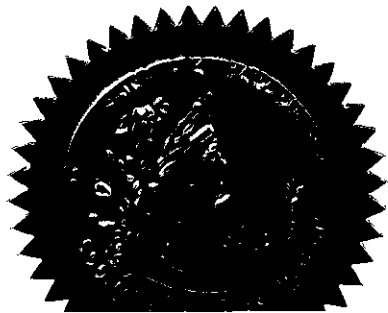
**WHEREAS**, historic preservation has relevance for the entire County, both urban and rural areas, and for Henrico citizens of all ages, all walks of life, and all ethnic backgrounds; and

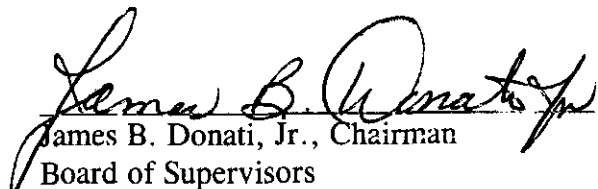
**WHEREAS**, the education of current and future generations will continue to be enhanced through the identification, interpretation, and preservation of the County's history and historic resources; and

**WHEREAS**, the Henrico County Historical Society promotes the study of Henrico's history while working to discover and collect materials that illustrate the County's past; and

**WHEREAS**, the Board of Supervisors supports the Society's ongoing efforts to promote the County's history and heritage.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Board of Supervisors of Henrico County, Virginia hereby recognizes October 2007 as Henrico History Month and calls upon the citizens of the County to recognize and participate in this special observance.



  
James B. Donati, Jr., Chairman  
Board of Supervisors

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

Agenda Item No. 315-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Bethlehem Girls  
10U Blast**

<b>For Clerk's Use Only:</b>  Date: <u>SEP 25 2007</u>  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____      (2) _____  REMARKS: <span style="font-size: 2em; font-family: serif; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><tr><th style="text-align: left; padding: 2px;">YES</th><th style="text-align: left; padding: 2px;">NO</th><th style="text-align: left; padding: 2px;">OTHER</th></tr><tr><td style="padding: 2px;">Donati, J.</td><td style="text-align: center; padding: 2px;"><input type="checkbox"/></td><td style="text-align: center; padding: 2px;"><input checked="" type="checkbox"/> <u>absent</u></td></tr><tr><td style="padding: 2px;">Glover, R.</td><td style="text-align: center; padding: 2px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px;">Kaechele, D.</td><td style="text-align: center; padding: 2px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px;">O'Bannon, P.</td><td style="text-align: center; padding: 2px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px;">Thornton, F.</td><td style="text-align: center; padding: 2px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px;"><input type="checkbox"/></td></tr></table>	YES	NO	OTHER	Donati, J.	<input type="checkbox"/>	<input checked="" type="checkbox"/> <u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>																		

WHEREAS, the 2007 Bethlehem Girls 10U Blast Softball team was the Old Dominion Girls Gold Division Tournament Champion; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Bethlehem Girls Softball Association, the parents, and the Henrico community; and

WHEREAS, the team players---Autumn Black, Shae Bouchard, Elle Caplinger, Hailey Coleman, Cassidy Hackenberg, Kayla Hugate, Lauren McIntyre, Caitlyn Murray, Alexandra Quill, Courtney Robinson, Meeghan Schrecongost, Imari Wright---are enthusiastic representatives of a winning softball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Joey Coleman, Coach Tom McIntyre, and Coach Mike McIntyre have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Manager, and players of the Bethlehem Girls 10U Blast Softball team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u>Karen L. Mier</u>	By County Manager <u>Ray P. Kuylenstierna</u>
Routing: Yellow to: <u>Rec &amp; Parks</u>	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____

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

Agenda Item No. 316-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Bethlehem Girls  
12U Lucky Charms**

<b>For Clerk's Use Only:</b>  Date: <u>SEP 25 2007</u>  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<p style="text-align: center;"><b>BOARD OF SUPERVISORS ACTION</b></p> Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____  REMARKS: <span style="font-size: 2em; font-family: serif; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td></td><td></td><td style="text-align: center;"><u>absent</u></td></tr><tr><td>Glover, R.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Thornton, F.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.			<u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>			Kaechele, D.	<input checked="" type="checkbox"/>			O'Bannon, P.	<input checked="" type="checkbox"/>			Thornton, F.	<input checked="" type="checkbox"/>		
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WHEREAS, the 2007 Bethlehem Girls 12U Lucky Charms Softball team was the Old Dominion Girls Tournament Champion; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Bethlehem Girls Softball Association, the parents, and the Henrico community; and

WHEREAS, the team players---Lindsey Artz, Jessica Diaz, Colleen Eades, Gracie Golden, Brittany Gunter, Megan Gunter, Katelyn Johnson, Audrey Kriva, Heather Martens, Kristin Newcomb, Julia Poyer, Samantha Schaller, Casey Shimp, Amanda Terry---are enthusiastic representatives of a winning softball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Kevin Shimp, Coach Pat Artz, and Coach Ken Kriva have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Manager, and players of the Bethlehem Girls 12U Lucky Charms Softball team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head

Karen K. Miller

By County Manager

David R. Kaylor

Routing:

Yellow to:

Rec & Parks

Certified:

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Clerk, Board of Supervisors

Copy to:

Date: \_\_\_\_\_

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

31707  
Agenda Item No.  
Page No. 1 of 1

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Bethlehem Girls  
14U Sluggers**

<b>For Clerk's Use Only:</b>  Date: <u>SEP 25 2007</u>  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:  	<div style="text-align: center;"><b>BOARD OF SUPERVISORS ACTION</b></div> <div style="display: flex; justify-content: space-between;"><div>Moved by (1) <u>Glover</u> (2) _____</div><div>Seconded by (1) <u>O'Bannon</u> (2) _____</div></div> <div style="text-align: center; font-size: 2em; font-weight: bold; margin-top: 20px;">APPROVED</div>	<table border="1" style="width: 100%; border-collapse: collapse;"><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><u>absent</u></td></tr><tr><td>Glover, R.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Kaechele, D.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>O'Bannon, P.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Thompton, F.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.			<u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>			Kaechele, D.	<input checked="" type="checkbox"/>			O'Bannon, P.	<input checked="" type="checkbox"/>			Thompton, F.	<input checked="" type="checkbox"/>		
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Kaechele, D.	<input checked="" type="checkbox"/>																									
O'Bannon, P.	<input checked="" type="checkbox"/>																									
Thompton, F.	<input checked="" type="checkbox"/>																									

WHEREAS, the 2007 Bethlehem Girls 14U Sluggers Softball team was the Old Dominion Girls Tournament Champion; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Bethlehem Girls Softball Association, the parents, and the Henrico community; and

WHEREAS, the team players---Raven Baytops, Gabriele Cintron, Emily Dunford, Lucy Firebaugh, Allison Forlines, Kara Labrie, Lindsay Maguire, Jenny Phillips, Emily Reed, Nikki Rizk, Katelyn Seidl, Lindsey Vasco, Katherine Willis, Danielle Zucarro---are enthusiastic representatives of a winning softball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Mark Vasco, Coach Randy Labrie, and Coach George Seidl have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Manager, and players of the Bethlehem Girls 14U Sluggers Softball team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u>Karen K. Miller</u>	By County Manager <u>Steve V. Hayden</u>
<hr/>	
Routing: Yellow to: <u>Rec &amp; Parks</u>	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____

Agenda Item No. **318-07**  
Page No. **1 of 1**

For Clerk's Use Only: Date: <u>SEP 25</u>	<b>BOARD OF SUPERVISORS ACTION</b> Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____      (2) _____ REMARKS: <span style="font-size: 2em; font-weight: bold; letter-spacing: 0.5em;">APPROVED</span>	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 30%;"></th> <th style="width: 10%;">YES</th> <th style="width: 10%;">NO</th> <th style="width: 10%;">OTHER</th> </tr> </thead> <tbody> <tr> <td>Donati, J.</td> <td></td> <td></td> <td><u>absent</u></td> </tr> <tr> <td>Glover, R.</td> <td><input checked="" type="checkbox"/></td> <td></td> <td></td> </tr> <tr> <td>Kaechele, D.</td> <td><input checked="" type="checkbox"/></td> <td></td> <td></td> </tr> <tr> <td>O'Bannon, P.</td> <td><input checked="" type="checkbox"/></td> <td></td> <td></td> </tr> <tr> <td>Thornton, F.</td> <td><input checked="" type="checkbox"/></td> <td></td> <td></td> </tr> </tbody> </table>		YES	NO	OTHER	Donati, J.			<u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>			Kaechele, D.	<input checked="" type="checkbox"/>			O'Bannon, P.	<input checked="" type="checkbox"/>			Thornton, F.	<input checked="" type="checkbox"/>		
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Glover, R.	<input checked="" type="checkbox"/>																									
Kaechele, D.	<input checked="" type="checkbox"/>																									
O'Bannon, P.	<input checked="" type="checkbox"/>																									
Thornton, F.	<input checked="" type="checkbox"/>																									

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Manager, and players of the Bethlehem Girls Babe Ruth 14U Fast-Pitch All Star Softball team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head Karen K. Mier By County Manager Rep. P. Hughes

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Routing:  
Yellow to: Rec + Parks

Certified:  
A Copy Tests: \_\_\_\_\_  
Clerk, Board of Supervisors

Copy to: \_\_\_\_\_

Date: \_\_\_\_\_

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

Agenda Item No. 319-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Bethlehem Girls  
16U Fast-Pitch Blaze**

<b>For Clerk's Use Only:</b>  Date: <u>SEP 25 2007</u>  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<div style="text-align: center;"><b>BOARD OF SUPERVISORS ACTION</b></div> <div style="display: flex; justify-content: space-between;"><div>Moved by (1) <u>Glover</u> (2) _____</div><div>Seconded by (1) <u>O'Bannon</u> (2) _____</div></div> <div style="margin-top: 20px;"><b>REMARKS:</b> <span style="font-size: 2em; font-family: serif; letter-spacing: 0.5em;">APPROVED</span></div>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><u>absent</u></td></tr><tr><td>Glover, R.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<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 2007 Bethlehem Girls 16U Fast-Pitch Blaze Softball team was the Old Dominion Girls Tournament Champion; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Bethlehem Girls Softball Association, the parents, and the Henrico community; and

WHEREAS, the team players---Latonya Anderson, Amber Bertram, Melinda Bertram, Sarah Christensen, Jami Gunter, Shelbie Hall, Brittany Mihalcoe, Kayla Ostrowski, Heather Redford, Felicia Sanford, Ashlea Thedieck, Katie Williams, Tiffany Wilmouth---are enthusiastic representatives of a winning softball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Sandi Hall, Coach Dean Hall, and Coach Tab Williams have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Manager, and players of the Bethlehem Girls 16U Fast-Pitch Blaze Softball team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u>Karen K. Miller</u>	By County Manager <u>Steph H. Haynes</u>
Routing: Yellow to: <u>Rec &amp; Parks</u>	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____



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

Agenda Item No. 320-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Cal Ripken  
Advanced T-Ball “B” All Stars**

<b>For Clerk's Use Only:</b>  SEP 25 2007 Date: _____  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____      (2) _____  REMARKS: <span style="font-size: 2em; font-family: serif; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th style="text-align: left;"></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><u>Absent</u></td></tr><tr><td>Glover, R.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>Absent</u>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<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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O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, the 2007 Glen Allen Cal Ripken Advanced T-Ball "B" All Star team captured the District III Championship; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Coleson Baughan, Zachary Beach, Hunter Beck, Cooper Benzin, Nicholas Biddison, Brock Covington, James Dugan, Alan Perkins, Anthony Santore, Brandon Slough, Andrew Wade, Eli Weisner---are enthusiastic representatives of a winning baseball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Ben Beach, Coach Alan Biddison, Coach Jerry Dougan, and Coach Bobby Weisner have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Coaches, and players of the Glen Allen Cal Ripken Advanced T-Ball "B" All Star team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u>Karen K. Miller</u>	By County Manager <u>Steve P. Hight</u>
Routing: Yellow to: <u>Rec &amp; Com</u>	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____

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

Agenda Item No. 32107

Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Cal Ripken  
Rookie National All Stars**

<b>For Clerk's Use Only:</b>  Date: <u>SEP 25 2007</u>  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:  _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>Hurter</u> Seconded by (1) <u>O'Bannon</u> (2) _____      (2) _____  REMARKS: <span style="font-size: 2em; font-family: serif; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><u>absent</u></td></tr><tr><td>Glover, R.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<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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Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, the 2007 Glen Allen Cal Ripken Rookie National All Star team captured the District III Championship and finished 2<sup>nd</sup> in the State Championship; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Billy Broughton, Conrad Faett, Nico Gutierrez, Mason Hardy, Brenton Hayward, Eston Hensley, Eric Johnson, Aidan Keough, Davis King, Thomas Kowal, Ben McGuigan, Walker Smith, Ian Weimer, Matt Wiggins---are enthusiastic representatives of a winning baseball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Craig Broughton, Coach Skip Mattox, and Coach Jamie McGuigan have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Coaches, and players of the Glen Allen Cal Ripken Rookie National All Star team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head

Karen K. Miller

By County Manager

Sup. J. Haydel

Routing:

Yellow to:

Rec & Parks

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Clerk, Board of Supervisors

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Agenda Item No. 32207  
Page No. 1 of 1

For Clerk's Use Only:		BOARD OF SUPERVISORS ACTION		YES	NO	OTHER
Date: _____	Moved by (1) <u>Glover</u>	Seconded by (1) <u>O'Bannon</u>				
	(2) _____	(2) _____				
<input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	REMARKS: <b>APPROVED</b>					

By Agency Head Karen K. Miller By County Manager Steve P. Hayslett

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Routing: Rec & Parks

Yellow to: \_\_\_\_\_

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Clerk, Board of Supervisors

Date: \_\_\_\_\_

Agenda Item No. **323-07**  
Page No. **1 of 1**

For Clerk's Use Only:	<b>BOARD OF SUPERVISORS ACTION</b>	<b>YES</b>	<b>NO</b>	<b>OTHER</b>
	Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Date: <u>SEP 25</u>	<b>REMARKS:</b> <b>APPROVED</b>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="radio"/> Approved		Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="radio"/> Denied		O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="radio"/> Amended		Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="radio"/> Deferred to: _____				

Date: \_\_\_\_\_

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

Agenda Item No. 324-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Cal Ripken  
11 Year Old All Stars**

<b>For Clerk's Use Only:</b>  SEP 25 Date: _____  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____      (2) _____  REMARKS: <b>APPROVED</b>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td></td><td></td><td style="text-align: center;"><u>Absent</u></td></tr><tr><td>Glover, R.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Kacchele, D.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Thornton, F.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.			<u>Absent</u>	Glover, R.	<input checked="" type="checkbox"/>			Kacchele, D.	<input checked="" type="checkbox"/>			O'Bannon, P.	<input checked="" type="checkbox"/>			Thornton, F.	<input checked="" type="checkbox"/>		
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Kacchele, D.	<input checked="" type="checkbox"/>																									
O'Bannon, P.	<input checked="" type="checkbox"/>																									
Thornton, F.	<input checked="" type="checkbox"/>																									

WHEREAS, the 2007 Glen Allen Cal Ripken 11 Year Old All Star team captured the District III Championship; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Derek Casey, Dustin Dunton, Brandon Douglas-Harris, Drew Jones, John Michael Lamons, Chase McPherson, Samuel Ross Meade, Austin Pawlowski, Mitchel Penny, Chandler Allen Shaw, Brandon Sowers, William West---are enthusiastic representatives of a winning baseball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Jeff Penny, Coach Dan Harris, and Coach Dale Casey have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Coaches, and players of the Glen Allen Cal Ripken 11 Year Old All Star team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u>Karen K. Miller</u>	By County Manager <u>Stephen A. Taylor</u>
Routing: Yellow to: <u>Rec + Parks</u>	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____

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

Agenda Item No. 325-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Cal Ripken  
Major/60 All Stars**

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

WHEREAS, the 2007 Glen Allen Cal Ripken Major/60 All Star team captured the District III Championship; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Jack Babcock, Aaron Collins, Ethan Crowder, Jack Davis, Adam Delph, Joseph Edwards, Patrick Fernandez, Donyell Flowers, Evan Hinkle, Cole Hyman, Mark McCray, Kyle Powers---are enthusiastic representatives of a winning baseball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Steve Davis, Coach Ryan Hinton, and Coach K.C. Haydon have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Coaches, and players of the Glen Allen Cal Ripken Major/60 All Star team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u>Karen K. Mier</u>	By County Manager <u>Steve L. Haydon</u>
Routing: <u>Rec + Parks</u>	Certified: _____
Copy to: _____	A Copy Teste: _____ Clerk, Board of Supervisors
	Date: _____

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

Agenda Item No. 326-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Cal Ripken  
Major/70 All Stars**

<b>For Clerk's Use Only:</b>  Date: <u>SEP 25 2007</u>  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____      (2) _____  REMARKS: <span style="font-size: 2em; font-weight: bold; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th style="text-align: left; padding: 2px 5px;">YES</th><th style="text-align: left; padding: 2px 5px;">NO</th><th style="text-align: left; padding: 2px 5px;">OTHER</th></tr></thead><tbody><tr><td style="padding: 2px 5px;">Donati, J.</td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px 5px;">Glover, R.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px 5px;">Kaechele, D.</td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px 5px;">O'Bannon, P.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px 5px;">Thornton, F.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr></tbody></table>	YES	NO	OTHER	Donati, J.	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
YES	NO	OTHER																		
Donati, J.	<input type="checkbox"/>	<input type="checkbox"/>																		
Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>																		
Kaechele, D.	<input type="checkbox"/>	<input type="checkbox"/>																		
O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>																		
Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>																		

WHEREAS, the 2007 Glen Allen Cal Ripken Major/70 All Star team captured the District III Championship and State Championship; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Gino Basso, John Booker, Stephen Brooks, William (Will) Caudell, Christopher Ryan Hilario, Daniel Johnson, Daniel Khoury, Jon Richardson, Jack Roberts, Jamie Rooker, Grayson Shelly, Tyler Slayton---are enthusiastic representatives of a winning baseball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Mark Richardson, Coach David Johnson, and Coach David Khoury have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Coaches, and players of the Glen Allen Cal Ripken Major/70 All Star team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u>Karen K. Miller</u>	By County Manager <u>David P. Reynolds</u>
Routing: Yellow to: <u>Rec. Parks</u>	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____

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

Agenda Item No. 327-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Babe Ruth  
13 Year Old All Stars**

<b>For Clerk's Use Only:</b>  Date: _____  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<p style="text-align: center;"><b>BOARD OF SUPERVISORS ACTION</b></p> Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____  REMARKS: <span style="font-size: 2em; font-family: serif; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input checked="" type="checkbox"/> <u>Absent</u></td></tr><tr><td>Glover, R.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> <u>Absent</u>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	YES	NO	OTHER																							
Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> <u>Absent</u>																							
Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, the 2007 Glen Allen Babe Ruth 13 Year Old All Star team captured the District III Championship and State Championship; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Michael Boyle, Christopher Burnett, Dylan Dow, Micah Gorman, Christopher Leggett, John Lloyd, Andrew Reynolds, Joey Roberts, Brooks Snead, Skyler Stone, Christopher "Brandon" Taylor, Jacob Williams---are enthusiastic representatives of a winning baseball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Mike Boyle, Coach Don Lloyd, and Coach John Roberts have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Coaches, and players of the Glen Allen Babe Ruth 13 Year Old All Star team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head Karen K. Miller By County Manager David P. Taylor

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Routing: \_\_\_\_\_  
Yellow to: Rec & Parks  
Copy to: \_\_\_\_\_

Certified: \_\_\_\_\_  
A Copy Teste: \_\_\_\_\_  
Clerk, Board of Supervisors

Date: \_\_\_\_\_



Agenda Item No. 328-07  
Page No. 1 of 1

For Clerk's Use Only:  Date: <u>11-25-2007</u>  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>		YES    NO    OTHER
	Moved by (1) <u>Glover</u> (2) _____	Seconded by (1) <u>O'Bannon</u> (2) _____	Donati, J. _____ Glover, R. <input checked="" type="checkbox"/> Kaechele, D. <input checked="" type="checkbox"/> O'Bannon, P. <input checked="" type="checkbox"/> Thornton, F. <input checked="" type="checkbox"/>
REMARKS: <u>APPROVED</u>			

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Coaches, and players of the Glen Allen Babe Ruth 14 Year Old All Star team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head Karen K. Meier By County Manager Dip P. Hegde

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Routing: Rec & Parks Certified: \_\_\_\_\_  
Yellow to: \_\_\_\_\_ A Copy Teste: \_\_\_\_\_  
Copy to: \_\_\_\_\_ Clerk, Board of Supervisors

Date: \_\_\_\_\_

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

Agenda Item No. 32907  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Babe Ruth  
8U Girls Fast-Pitch All Stars**

<b>For Clerk's Use Only:</b>  Date: <u>06-16-07</u>  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____      (2) _____  REMARKS: <span style="font-size: 2em; font-weight: bold; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th style="text-align: left; padding: 2px 5px;"></th><th style="text-align: center; padding: 2px 5px;">YES</th><th style="text-align: center; padding: 2px 5px;">NO</th><th style="text-align: center; padding: 2px 5px;">OTHER</th></tr></thead><tbody><tr><td style="padding: 2px 5px;">Donati, J.</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td style="padding: 2px 5px;">Glover, R.</td><td style="text-align: center;">✓</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td style="padding: 2px 5px;">Kaechele, D.</td><td style="text-align: center;">✓</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td style="padding: 2px 5px;">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 style="padding: 2px 5px;">Thornton, F.</td><td style="text-align: center;">✓</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	_____	_____	_____	Glover, R.	✓	_____	_____	Kaechele, D.	✓	_____	_____	O'Bannon, P.	✓	_____	_____	Thornton, F.	✓	_____	_____
	YES	NO	OTHER																							
Donati, J.	_____	_____	_____																							
Glover, R.	✓	_____	_____																							
Kaechele, D.	✓	_____	_____																							
O'Bannon, P.	✓	_____	_____																							
Thornton, F.	✓	_____	_____																							

WHEREAS, the 2007 Glen Allen Babe Ruth 8U Girls Fast-Pitch All Star Softball team captured the District II Championship and State Championship; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Annemarie Beran, Sarah Burgess, Jessica Church, Sulli Clextan, Sarah Commons, Hannah Feather, Lauren Golmon, Kennedy Mathews, Taylor Pawlowski, Beth Rooney, Kamryn Steinruck, Samantha Wade---are enthusiastic representatives of a winning softball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Martin Commons, Coach Eric Wade, and Coach Bob Beran have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Manager, and players of the Glen Allen Babe Ruth 8U Girls Fast-Pitch All Star Softball team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head

Karen K. Miller

By County Manager

David R. Hays

Routing:

Yellow to:

Rec & Parks

Certified:

A Copy Teste:

\_\_\_\_\_  
Clerk, Board of Supervisors

Copy to:

Date: \_\_\_\_\_

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

Agenda Item No. 330-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Babe Ruth  
10U Girls Fast-Pitch All Stars**

<b>For Clerk's Use Only:</b>  Date: _____  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<div style="text-align: center;"><b>BOARD OF SUPERVISORS ACTION</b></div> <div style="display: flex; justify-content: space-between;"><div>Moved by (1) <u>Glover</u> (2) _____</div><div>Seconded by (1) <u>O'Bannon</u> (2) _____</div></div> <div style="text-align: center; font-size: 2em; font-weight: bold; margin-top: 20px;">APPROVED</div> <div>REMARKS: _____</div>	<table border="1" style="width: 100%; border-collapse: collapse;"><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><u>absent</u></td></tr><tr><td>Glover, R.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Keechele, D.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>O'Bannon, P.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Thornton, F.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.			<u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>			Keechele, D.	<input checked="" type="checkbox"/>			O'Bannon, P.	<input checked="" type="checkbox"/>			Thornton, F.	<input checked="" type="checkbox"/>		
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O'Bannon, P.	<input checked="" type="checkbox"/>																									
Thornton, F.	<input checked="" type="checkbox"/>																									

WHEREAS, the 2007 Glen Allen Babe Ruth 10U Girls Fast-Pitch All Star Softball team captured the District II Championship and State Championship; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Kendall Arnold, Brooke Bartholf, Beth Ford, Baylee Grandstaff, Christy Hall, Erin Hedrick, Kristen Latham, Berkeley Mathews, Paige Mitchell, Taylor Prokopis, Maddie Stone, Brianna Tarzia, Carla Witz---are enthusiastic representatives of a winning softball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Chris Prokopis, Coach Laura Arnold, and Coach Patrick Stone have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Manager, and players of the Glen Allen Babe Ruth 10U Girls Fast-Pitch All Star Softball team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u>Karen T. Miller</u>	By County Manager <u>David A. Hight</u>
Routing: Yellow to: <u>Rec &amp; Bus</u>	Certified: A Copy Teste: _____
Copy to: _____	Clerk, Board of Supervisors
Date: _____	

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

Agenda Item No. 331-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Babe Ruth  
12U Girls Fast-Pitch All Stars**

<b>For Clerk's Use Only:</b>  Date: _____  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____      (2) _____  REMARKS: <span style="font-size: 2em; font-family: serif; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th style="text-align: left; padding: 2px 5px;"></th><th style="text-align: center; padding: 2px 5px;">YES</th><th style="text-align: center; padding: 2px 5px;">NO</th><th style="text-align: center; padding: 2px 5px;">OTHER</th></tr></thead><tbody><tr><td style="padding: 2px 5px;">Donati, J.</td><td style="text-align: center; padding: 2px 5px;"></td><td style="text-align: center; padding: 2px 5px;"></td><td style="text-align: center; padding: 2px 5px;"><u>absent</u></td></tr><tr><td style="padding: 2px 5px;">Glover, R.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"></td><td style="text-align: center; padding: 2px 5px;"></td></tr><tr><td style="padding: 2px 5px;">Kaechele, D.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"></td><td style="text-align: center; padding: 2px 5px;"></td></tr><tr><td style="padding: 2px 5px;">O'Bannon, P.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"></td><td style="text-align: center; padding: 2px 5px;"></td></tr><tr><td style="padding: 2px 5px;">Thornton, F.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"></td><td style="text-align: center; padding: 2px 5px;"></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.			<u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>			Kaechele, D.	<input checked="" type="checkbox"/>			O'Bannon, P.	<input checked="" type="checkbox"/>			Thornton, F.	<input checked="" type="checkbox"/>		
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Kaechele, D.	<input checked="" type="checkbox"/>																									
O'Bannon, P.	<input checked="" type="checkbox"/>																									
Thornton, F.	<input checked="" type="checkbox"/>																									

WHEREAS, the 2007 Glen Allen Babe Ruth 12U Girls Fast-Pitch All Star Softball team captured the District II Championship, State Championship, and finished 2<sup>nd</sup> in the Southeast Regionals; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Blair Bartholf, Lexi Cumbia, Ashley Griffith, Erika Hansen, Haley Harris, Jessica Lee, Emma Mitchell, Kelly Rice, Laura Stevenson, Amy Thurston, Allison Tingler, Sydney White---are enthusiastic representatives of a winning softball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Kandy White, Coach Kathy Hansen, and Coach Lisa Harris have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Manager, and players of the Glen Allen Babe Ruth 12U Girls Fast-Pitch All Star Softball team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u>Karen L. Mier</u>	By County Manager <u>David R. Hyndes</u>
Routing: Yellow to: <u>Rec Parks</u>	Certified: A Copy Tests: _____
Copy to: _____	Clerk, Board of Supervisors
Date: _____	

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

Agenda Item No. **332-07**  
Page No. **1 of 1**

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Glen Allen Babe Ruth  
16U Girls Fast-Pitch All Stars**

<b>For Clerk's Use Only:</b>  Date: _____  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u><i>P. Glover</i></u> Seconded by (1) <u><i>O. Bannan</i></u> (2) _____      (2) _____  REMARKS: <span style="font-size: 4em; font-family: serif; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><u><i>absent</i></u></td></tr><tr><td>Glover, R.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Bannon, P.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u><i>absent</i></u>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Bannon, P.	<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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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, the 2007 Glen Allen Babe Ruth 16U Girls Fast-Pitch All Star Softball team captured the District II Championship, State Championship, and finished 2<sup>nd</sup> in the Southeast Regionals; and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Glen Allen Youth Athletic Association, the parents, and the Henrico community; and

WHEREAS, the team players---Kelsey Davis, Rebecca Diakun, Tristen Gatlin, Victoria Higginbotham, Heather Lewis, Brooke Reed, Taylor Singer, Marie Slone, Charley Webb, Katelyn Woods, Jordan Wootton, Karla Young---are enthusiastic representatives of a winning softball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Stuart Lewis, Coach Tim Higginbotham, and Coach Karl Young have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Manager, and players of the Glen Allen Babe Ruth 16U Girls Fast-Pitch All Star Softball team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head <u><i>Karen M. Miller</i></u>	By County Manager <u><i>David R. Hays</i></u>
Routing: Yellow to: <u><i>Rec &amp; Parks</i></u>	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____

Agenda Item No. 333-07  
Page No. 1 of 1

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

By Agency Head Karen K. Miller By County Manager Dir. R. H. H. H.

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Routing: Rec & Parks

Yellow to: \_\_\_\_\_

Certified: \_\_\_\_\_

A Copy Tests: \_\_\_\_\_

Copy to: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. **3340**  
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Agenda Title    **RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

<b>For Clerk's Use Only:</b>  Date <b>SEP 25 2007</b> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>S. Iorio</u> Seconded by (1) <u>Thurston</u> (2) _____ (2) _____  <b>REMARKS: APPROVED</b>	<table style="width: 100%; border-collapse: collapse;"><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><u>absent</u></td></tr><tr><td>Glover, R.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Russelle, D.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>O'Hannon, P.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Thurston, F.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.			<u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>			Russelle, D.	<input checked="" type="checkbox"/>			O'Hannon, P.	<input checked="" type="checkbox"/>			Thurston, F.	<input checked="" type="checkbox"/>		
	YES	NO	OTHER																							
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Thurston, F.	<input checked="" type="checkbox"/>																									

**WHEREAS**, the Board of Supervisors of the County of Henrico, Virginia, did hold an advertised public hearing at 7:00 p.m., on September 25, 2007, to consider proposed amendments to the Annual Fiscal Plan for fiscal year 2007-08; and,

**WHEREAS**, those citizens who appeared and wished to speak, were heard.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Henrico, Virginia, that the Annual Fiscal Plan for fiscal year 2007-08, should be and hereby is amended and that such funds hereby are:

(1a.) Reappropriated for expenditure in the amounts and for the purposes indicated, for **grant programs and certain trust funds which are to be accounted for in the Special Revenue Fund in fiscal year 2007-08**: Such funds having already been appropriated for expenditure in the previous fiscal year (2006-07) for grant programs and trust obligations, funded from other agencies and County contributed funds, where applicable, with ending dates after June 30, 2007. Unexpended balances representing revenue received or anticipated, are now to be reappropriated in fiscal year 2007-08, to provide funds for the completion of those grant programs and trust obligations; and,

(1b.) Reappropriated for expenditures in the amounts and for the purposes indicated for **continuing programs**: Such funds having already been appropriated for expenditure in the previous fiscal year (2006-07) for those same approved purposes, but for some justifiable reason could not be expended or encumbered prior to June 30, 2007. Those unencumbered balances are now to be reappropriated in fiscal year 2007-08, to provide funding to meet those same continuing needs; and,

(2.) Appropriated for expenditure for certain new requests for programs in the amounts and for the purposes indicated.

<div style="border-bottom: 1px solid black; margin-bottom: 5px;">By Agency Head <u><i>[Signature]</i></u></div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Routing: Yellow to: <u>Finance</u></div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Copy to: _____</div>	<div style="border-bottom: 1px solid black; margin-bottom: 5px;">By County Manager <u><i>[Signature]</i></u></div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Certified: A Copy Teste: _____</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Clerk, Board of Supervisors</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Date: _____</div>
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**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE**

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**Agenda Title    RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

**SUMMARY**

1.a.	Reappropriation for Grant Programs (ivory):	
	Special Revenue Fund	
	General Government	\$ 7,413,074
	Education	11,299,035
	Total Reappropriations for Grants	<u>\$ 18,712,109</u>
1.b.	Reappropriation for Continuing Programs (blue):	
	General Fund	\$ 5,735,662
	Water and Sewer Revenue Fund	65,000
	Total Reappropriations for Continuing Programs	<u>\$ 5,800,662</u>
	Total Reappropriations	<u>\$ 24,512,771</u>
2.	New Amendments/Appropriations (pink):	
	General Fund	\$ 4,135,462
	Special Revenue Fund	9,856,270
	Trust and Agency Fund	440,000
	Total Operating Funds	<u>\$ 14,431,732</u>
	Capital Projects Fund	\$ 6,499,607
	Water and Sewer Construction Fund	3,818,965
	Total Capital Funds	<u>\$ 10,318,572</u>
	Total New Amendments/Appropriations	<u>\$ 24,750,304</u>
	 GRAND TOTAL AMENDMENTS/REAPPROPRIATIONS/ APPROPRIATIONS	 <u><u>\$ 49,263,075</u></u>



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### **1.a. REAPPROPRIATIONS FOR GRANTS AND TRUST FUNDS**

**\$ 52.349**

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This donation funded program extends beyond fiscal year 2006-07. This amount represents donations received from the private sector and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue initiatives to combat domestic violence.

**COUNTY OF HENRICO, VIRGINIA**  
**BOARD OF SUPERVISORS**  
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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

0000 05114 - Bike Patrol Donation 1,000

This donation from the Henrico Citizens Police Academy Alumni extends beyond fiscal year 2006-07. This amount represents a donation received and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to purchase an replacement patrol bicycle and associated accessories.

1825 00000 - Dog Food Donations 538

This donation funded program extends beyond fiscal year 2006-07. This amount represents donations received from Pedigree Dog Food Company and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to purchase dog food for the Animal Shelter.

12013 - Communications

0000 00849 - Wireless E-911 121,656

This State funded program extends beyond fiscal year 2006-07. This amount represents revenue received and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08. The Wireless E-911 effort is funded for an additional \$686,307 in fiscal year 2007-08. This funding will be used for operating and capital costs such as upgrading of equipment, furnishings, and software systems at the communications center.

12035 - Metro Aviation

1823 00000 - Metro Aviation Special Operating and Capital 5,605

This State funded program extends beyond fiscal year 2006-07. This amount represents revenue received or anticipated and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue this program, which involves extradition of prisoners. A total of \$18,941 of new funding associated with this project can be found elsewhere in this document.

Total Police \$ 200,031

Department 13 - Fire

13113 - Emergency Planning & Safety

0000 00000 - Fire Prevention Donations \$ 1,500

This donation funded program extends beyond fiscal year 2006-07. This amount represents donations received from the private sector and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue to be used for the purchase of smoke detectors.

**COUNTY OF HENRICO, VIRGINIA  
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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

0000 04086 - Homeland Security - FY05 89,537

These Federal funded programs extend beyond fiscal year 2006-07. These amounts represent revenue received or anticipated and appropriated, but not expended as of June 30, 2007, and are to be reappropriated in fiscal year 2007-08. The original amount of \$248,463 was appropriated in December, 2005. The remaining balance of \$89,537 from the FY05 grant will be used to upgrade the Emergency Operations Center (EOC) computer/operations systems, which will be completed during fiscal year 2007-08.

0000 05059 - FY2005 - 2006 Homeland Security Program 95,905

These Federal funded programs extend beyond fiscal year 2006-07. These amounts represent revenue received or anticipated and appropriated, but not expended as of June 30, 2007, and are to be reappropriated in fiscal year 2007-08 to upgrade the Emergency Operations Center (EOC) with additional audio visual and computer equipment.

0000 05116 - Plantation Pipeline Consent Order 200,000

This settlement from the Plantation Pipeline Consent Order by the Virginia Department of Environmental Quality (DEQ) extends beyond fiscal year 2006-07. This funding represents revenue received and appropriated in June of 2007, and is to be reappropriated in fiscal year 2007-08 to purchase equipment to augment regional hazmat response capabilities and provide on-line reporting. Items intended to be purchased include the following: Tier II manager computer program, rapid deployment kit system, software, portable radios, interoperable switching station, weatherpak, decontamination showers, monitor, and mobile radio. These funds must be expended by October 15, 2007.

13116 - Fire Marshal's Office

0000 00833 - Fire Prevention Donations 13,825

This donation funded program extends beyond fiscal year 2006-07. This amount represents donations received from the private sector and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue to be used for supplies and materials needed by the Fire Marshal's Office for Community Outreach programs.

**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
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**Agenda Title    RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

0000 05117 - GNC Funds (Good Neighbor Citizenship) 739

This GNC (Good Neighbor Citizenship) Funds Program donation from State Farm Insurance extends beyond fiscal year 2006-07. This amount was appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08 to purchase digital equipment packages to assist the Division's Fire Marshal's Office with arson investigations.

13150 - Field Operations

0000 05092 - Eyes for Fire 27,894

This donation funded program extends beyond fiscal year 2006-07. This amount represents donations received from the private sector and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to be used toward the purchase of thermal imaging cameras. Funds will be accumulated in this account until such purchase can be made.

Total Fire \$ 429,400

Department 22 - Social Services

22104 - CSA - Mandated Services

1302 01271 - CSA - Mandated Services \$ 1,613,945

This State (62.5%) and County (37.5%) funded program allows reimbursement of expenditures beyond fiscal year 2006-07. This amount represents revenue anticipated and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue these Comprehensive Services Act (CSA) programs. This program is funded for an additional \$7,052,502, in fiscal year 2007-08.

22508 - Title IV E - Revenue Maximization

1302 00029 - Title IV E - Revenue Maximization 32,726

This State (85%) and County (15%) funded program allows reimbursement of expenditures beyond fiscal year 2006-07. This amount represents revenue received but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue support for certain qualifying Family Lifeline expenses.

Total Social Services \$ 1,646,671

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**Agenda Title      RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

Department 30 - Economic Development

30001 – Economic Development

0000 04047 - <u>Wyeth Performance Agreement</u>	\$ 250,000
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This project extends beyond fiscal year 2006-07. The amount represents funding received from the fund balance in the General Fund and transferred to the Special Revenue Fund in September, 2005. These funds were appropriated, but not expended as of June 30, 2007, and are to be reappropriated in fiscal year 2007-08, to continue to be used for the expansion of Wyeth's facility in Henrico County.

**Department 36 - Community Corrections Program**

36001 - Community Corrections Program

0000 01037 - <u>CCP-County</u>	\$	3,254
--------------------------------	----	-------

County funds and fees collected and appropriated, but not expended as of June 30, 2007, are to be reappropriated in fiscal year 2007-08. The County portion of this program is funded for an additional \$125,773, in fiscal year 2007-08.

36002 - Community Corrections Program - Pre-Trial

0000 05053 - Pre-Trial Services

4,410

This State funded program expired as of June 30, 2007. State funds and fees collected and appropriated, but not expended as of June 30, 2007, are to be reappropriated in fiscal year 2007-08. The State portion of this program is funded for an additional \$366,853, in fiscal year 2007-08.

36003 - Community Corrections Program - Post-Trial

0000 05052 - Post-Trial Services

46,750

This State funded program expired as of June 30, 2007. State funds and fees collected and appropriated, but not expended as of June 30, 2007, are to be reappropriated in fiscal year 2007-08. The State portion of this program is funded for an additional \$710,485, in fiscal year 2007-08.

36004 - Drug Court

0000 05051 - Drug Court

42,705

The Federal funding for this Federal, fee, and local funded program expired as of June 30, 2007. This funding, received in fiscal year 2006-07, but not expended as of June 30, 2007, is to be funded via a reappropriation of unexpended balances in fiscal year 2007-08. The Drug Court Program is funded in fiscal year 2007-08 for an additional \$407,696, from State and local sources.

### Total Community Corrections Program

**\$ 97,119**

**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

Department 38 - Community Revitalization

38003	- CDBG	
2320 00056	- <u>CDBG, FY'03 Projects</u>	\$ 1,365
0000 00065	- <u>CDBG, FY'01 Programs</u>	100,000
0000 00086	- <u>CDBG, FY'02 Projects</u>	21,216
0000 04020	- <u>CDBG, Administration, FY'06</u>	1,961
0000 04023	- <u>CDBG, Henrico Commercial Assistance Program, FY'06</u>	8,130
0000 04024	- <u>CDBG, Commercial Assistance Plan, FY'06</u>	33,056
0000 04025	- <u>CDBG, Commercial Incentives #1 - Facades, FY'06</u>	70,021
0000 04026	- <u>CDBG, Commercial Incentives #2 - Office Improvements, FY'06</u>	25,000
0000 04029	- <u>CDBG, ElderHomes Emergency Repairs, FY'06</u>	3,340
0000 04030	- <u>CDBG, ElderHomes Lead Based Paint, FY'06</u>	7,012
0000 04031	- <u>CDBG, ElderHomes Rehabilitation, FY'06</u>	20,342
0000 04041	- <u>CDBG, Southside CDC Homeownership, FY'06</u>	14,000
0000 04049	- <u>CDBG, Master Plan Clark Palmore House, FY'03</u>	2,252
0000 04051	- <u>CDBG, Interfaith Housing Program, FY'03</u>	3,918
0000 04052	- <u>CDBG, Interfaith Housing Program, FY'04</u>	2,103
0000 04063	- <u>CDBG, ElderHomes Rehabilitation, FY'05</u>	15,477
0000 04070	- <u>CDBG, Commercial Revitalization, FY'05</u>	4,606
0000 04072	- <u>CDBG, Façade Grants Program, FY'05</u>	119,553
0000 04073	- <u>CDBG, Meals on Wheels, FY'01</u>	702
0000 05045	- <u>CDBG, FY'05 Projects</u>	2,053
0000 05064	- <u>CDBG, FY06-07 CDBG Program Administration</u>	72,791
0000 05065	- <u>CDBG, FY06-07 Commercial Assistance Program Administration</u>	115,937
0000 05066	- <u>CDBG, FY06-07 Connect Program Administration</u>	38,979
0000 05067	- <u>CDBG, FY06-07 Commercial Design Assistance Program</u>	30,000
0000 05068	- <u>CDBG, FY06-07 Façade Grants Program</u>	300,000
0000 05069	- <u>CDBG, FY06-07 Offsite Improvements Program</u>	50,000
0000 05070	- <u>CDBG, FY06-07 St. Joseph's Villa</u>	32,000
0000 05072	- <u>CDBG, FY06-07 Circle Center Adult Care Program</u>	50,000
0000 05073	- <u>CDBG, FY06-07 CDBG ElderHomes Rehab Program Administration</u>	90,705
0000 05075	- <u>CDBG, FY06-07 ElderHomes Emergency Repairs Program</u>	14,322
0000 05076	- <u>CDBG, FY06-07 ElderHomes Lead Based Paint Removal Program</u>	9,250
0000 05082	- <u>CDBG, FY06-07 Habitat for Humanity Program</u>	70,232
0000 05089	- <u>CDBG, FY06-07 Southside CDC Admin</u>	46,000
0000 05090	- <u>CDBG, FY06-07 Southside CHDO</u>	80,000
0000 05091	- <u>CDBG, FY06-07 CDBG, HOME, Admin</u>	11,000
	Sub-Total CDBG	\$ 1,467,323

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

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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

38004	- HOME	
0000 04022	- <u>HOME, Partnership Down Payment Assistance Administration, FY'06</u>	\$ 36,168
0000 04032	- <u>HOME, ElderHomes Rehabilitation, FY'06</u>	48,721
0000 04035	- <u>HOME, Habitat for Humanity, FY'06</u>	118,483
0000 04037	- <u>HOME, Partnership Down Payment Assistance, FY'06</u>	140,000
0000 04039	- <u>HOME, Interfaith Housing Corporation, FY'06</u>	10,000
0000 04040	- <u>HOME, Southside CDC Homeownership, FY'06</u>	23,598
0000 04051	- <u>HOME, Interfaith Housing Program, FY'03</u>	3,975
0000 04052	- <u>HOME, Interfaith Housing Program, FY'04</u>	2,891
0000 04055	- <u>HOME, Habitat for Humanity, FY'05</u>	113,999
0000 04062	- <u>HOME, ElderHomes Rehabilitation, FY'04</u>	164,904
0000 04066	- <u>HOME, Administration, FY'05</u>	1,265
0000 05077	- <u>HOME, FY06-07 Southside CDC CHDO Rehab for Sale Program</u>	135,000
0000 05078	- <u>HOME, FY06-07 Southside CDC Homeownership Assistance Program</u>	171,650
0000 05079	- <u>HOME, FY06-07 HOME, Inc. Homeownership Assistance Program</u>	71,620
0000 05080	- <u>HOME, FY06-07 ElderHomes Rehabilitation Program</u>	172,933
0000 05081	- <u>HOME, FY06-07 HOME Program Administration</u>	63,689
	Sub-Total HOME	\$ 1,278,896

These Federal funded programs extend beyond fiscal year 2006-07. These amounts represent funds received or anticipated and appropriated, but not expended as of June 30, 2007, and are to be reappropriated in fiscal year 2007-08, to continue these Housing and Urban Development (HUD) programs. HUD is funding CDBG and HOME programs/projects in fiscal year 2007-08 for an additional \$2,350,249, found elsewhere in this document. Funding for the CDBG and HOME program is allocated on a federal fiscal year basis which is different than the local fiscal year.

Total Community Revitalization	\$ 2,746,219
Total Fund 1102 - Special Revenue Fund-State/Fed Grants-County	\$ 5,439,966

**FUND 1108 - SPECIAL REVENUE FUND - Capital Area Training Consortium**

**Department 27 - Capital Area Training Consortium**

27002	- Work Force Investment Board	
0000 05007	- <u>Non-Federal Funds</u>	128,539
0000 05084	- <u>WIA Youth 2006</u>	4,731
0000 05086	- <u>WIA DW 2006</u>	15
0000 05087	- <u>WIA Admin 2006</u>	202
0000 06329	- <u>Workforce Investment Act Youth, FY '06</u>	1,072



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

Agenda Item No. **354-07**  
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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

27003	- Operations	
0000 05007	- <u>Non-Federal Funds</u>	4,433
0000 05084	- <u>WIA Youth 2006</u>	13,587
0000 05086	- <u>WIA DW 2006</u>	161,406
0000 05087	- <u>WIA Admin 2006</u>	8,033
0000 06317	- <u>STARS - 2005-2006</u>	9,925
0000 06329	- <u>Workforce Investment Act Youth, FY '06</u>	10,678

These Federal and otherwise funded programs extend beyond fiscal year 2006-07. These amounts represent: (a) Federal funds received or anticipated; (b) Henrico County contributions; (c) locally generated revenue; (d) contributions from six other localities in the consortium; and (e) revenue received from other sources, that have been appropriated in fiscal year 2006-07, but not expended as of June 30, 2007, and are to be reappropriated in fiscal year 2007-08, to continue these programs. Funding for the CATC program is allocated on a federal fiscal year basis which is different than the local fiscal year. The Capital Area Training Consortium (CATC) is funded for an additional \$1,584,978, in fiscal year 2007-08.

Total Fund 1108 - Special Revenue Fund - CATC	\$ 342,621
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**FUND 1110 - SPECIAL REVENUE FUND - Mental Health/Retardation Services**

**Department 26 - Mental Health/Retardation Services**

26102	- LTMI Services	
1502 00000	- <u>Reinvestment Project - Case Management &amp; Assessment</u>	\$ 74,837

Henrico Area Mental Health and Retardation Services Board has received one-time funds for the Region IV Reinvestment Project. These are State funds saved through ward closures at Central State Hospital and are to be used to create community-based services for individuals who have recently been discharged from Central State Hospital. These unexpended funds are requested to be reappropriated in fiscal year 2007-08 to continue to provide these case management services.

1530 00000	- <u>Day Support - Lakeside House</u>	1,922
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A Federal grant funded and appropriated in fiscal year 2006-07, extends beyond June 30, 2007. These unexpended funds are requested to be reappropriated in fiscal year 2007-08, to continue a one-time Mental Health Block Grant for training staff in Recovery initiatives. These funds must be expended by September 30, 2007.

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- 1531 00000 - Day Support - Snack Bar 842  
The Lakeside House snack bar had revenue received and appropriated in fiscal year 2006-07, which exceeded requirements as of June 30, 2007. These unexpended funds are to be reappropriated in fiscal year 2007-08, to support snack bar operations at the Lakeside House.
- 1533 00000 - Jail Diversion 51,508  
This State funded program extends beyond fiscal year 2007-08. This amount represents revenue received and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue the Mental Health Jail Diversion Program. These funds will be used to divert individuals with mental illness from jails or provide aftercare programs for individuals with mental illness who have been released from jail. This balance is to be spent by June 30, 2008.
- 26103 - Youth and Family
- 1551 00000 - Specialized Family Services - Child Services 5,181  
A Federal grant funded and appropriated in fiscal year 2006-07, extends beyond June 30, 2007. These unexpended funds are requested to be reappropriated in fiscal year 2007-08, to continue a one-time Mental Health Block Grant for parent support programs for children with serious emotional disturbances. These funds must be expended by September 30, 2007.
- 26104 - Prevention Services
- 1563 00000 - Services Coordination 10,361  
A Federal grant funded and appropriated in fiscal year 2006-07, extends beyond June 30, 2007. These unexpended funds are requested to be reappropriated in fiscal year 2007-08, to continue a one-time Mental Health Block Grant for parent support programs for after school programs for at-risk children. These funds must be expended by September 30, 2007.

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26105	- Providence Forge Outpatient Center		
1587 05094	- <u>FY07 FAST Prevention Henrico</u>	\$	4,116
1587 05095	- <u>FY07 FAST Prevention CC/NK</u>		6,438

A Federal grant funded and appropriated in fiscal year 2006-07, extends beyond June 30, 2007. These unexpended funds are requested to be reappropriated in fiscal year 2007-08, to continue the Families and Schools Together (FAST) project, which is designed to increase self-esteem and improve school performance through supporting the family unit for at-risk children in New Kent and Charles City Counties and at Laburnum Elementary School. These funds must be expended by September 30, 2007.

26106	- Emergency and Short Term MH Services		
1594 00000	- <u>Acute Care Project</u>		152,047

This State funded program, the funds of which are distributed by the Richmond Behavioral Authority, allows reimbursement of expenditures beyond fiscal year 2006-07. This amount represents revenue received and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08 to cover costs incurred in the fourth quarter of fiscal year 2006-07, of inpatient acute care for consumers with mental illness.

26107	- Substance Abuse		
1600 00000	- <u>Purchase of Services</u>		10,783

A Federal Grant funded and appropriated in fiscal year 2006-07, extends beyond June 30, 2007. These funds, not expended as of June 30, 2007, are requested to be reappropriated in fiscal year 2007-08, to continue the Substance Abuse Federal Block Grant for Residential Purchase of Services and the Substance Abuse Community Treatment Program. This balance is to be spent by September 30, 2007.

26201	- Community Support Services Director		
0000 00000	- <u>Community Support Services Director</u>		1,570

Henrico Area Mental Health and Retardation Services Board has received one-time State Guardianship funds to pay legal fees associated with appointing guardians for consumers. These unexpended funds are requested to be re-appropriated in fiscal year 2007-08 to continue this program.

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- 26202            - Children/Adolescent Services
- 1622 05060    - Parent Infant Program - Part C Grant 2007 47,615  
A State grant for the Early Intervention Part C program, extends beyond fiscal year 2006-07. This amount represents revenue received and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue the early intervention program. This balance is to be spent by June 30, 2008.
- 26204            - Community and Residential Resources Team
- 1633 01026    - Purchase of Services - OBRA 2006 5,039
- 1633 05062    - Purchase of Services - OBRA 2007 37,900  
This State funded program extends beyond fiscal year 2006-07. This amount represents revenue received or anticipated and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue the Omnibus Budget Reconciliation Act (OBRA) Nursing Home Program.
- 26205            - Day Support
- 1665 00000    - Sheltered Employment Venture Capital 209,578  
This Mental Retardation operation is organized to be self-supporting, being funded from contract revenue. Revenue received and appropriated in fiscal year 2006-07, exceeded requirements as of June 30, 2007. This balance is to be reappropriated in fiscal year 2007-08, to continue operations and represents a life-to-date balance.
- 26303            - Program Support
- 1698 00000    - Residential Properties 26,674  
Local funds from group homes rent collections were appropriated in fiscal year 2006-07 for repairs to Henrico County group homes. This amount represents revenue received and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to be used for that same purpose.
- 26307            - Financial Management
- 1685 00000    - Retained Earnings 75,396  
Beginning in fiscal year 1993-94, the State began to allow localities to retain any unspent on-going State funds, as of the end of the previous fiscal year. These funds, not expended as of June 30, 2007, are to be reappropriated in fiscal year 2007-08, to be used for one-time expenditures. These funds will be used for computer hardware and software programs.

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1686 00000 - Board Contributions 10,966

This donation funded program extends beyond fiscal year 2006-07. This amount represents donations received from the private sector and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to continue uses as determined by the Henrico Area Community Services Board (CSB) and/or the donors.

Total Fund 1110 Special Revenue Fund - MH/MR Services \$ 732,773

FUND 1113 - SPECIAL REVENUE FUND - Forfeitures - Commonwealth's Attorney - State  
Department 05 - Commonwealth's Attorney

05001 - Commonwealth's Attorney

0000 00000 - Forfeitures - Commonwealth's Attorney - State \$ 222,534

This State "special funds" funded program extends beyond fiscal year 2006-07. This amount represents revenue received and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to be used for law enforcement projects as determined and approved by the County Manager or his designee.

Total Fund 1113 Special Revenue Fund - Forfeitures - Attorney \$ 222,534

FUND 1114 - SPECIAL REVENUE FUND - Forfeitures - Police - State  
Department 12 - Police

12002 - Fiscal Records

0000 00000 - Forfeitures - Police - State \$ 223,571

This State "special funds" funded program extends beyond fiscal year 2006-07. This amount represents revenue received and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to be used for law enforcement projects as determined and approved by the County Manager or his designee.

Total Fund 1114 Special Revenue Fund - Forfeitures - Police - State \$ 223,571

FUND 1115 - SPECIAL REVENUE FUND - Forfeitures - Sheriff - State  
Department 03 - Sheriff's Office

03005 - Administration

0000 00000 - Forfeitures - Sheriff - State \$ 1,036

This State "special funds" funded program extends beyond fiscal year 2006-07. This amount represents revenue received and appropriated, but not expended as of June 30, 2007, and is to be reappropriated in fiscal year 2007-08, to be used for law enforcement projects as determined and approved by the County Manager or his designee.

Total Fund 1115 Special Revenue Fund - Forfeitures - Sheriff - State \$ 1,036

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Total Fund 1101 Special Revenue Fund-School Cafeteria	\$ 147,610
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50101	- Elementary School Education	
0000 01208	- <u>Reading Intervention</u>	\$ 85,432
0000 01281	- <u>Title I D 2004/05</u>	29,258
0000 01334	- <u>Title II, Federal Class Size, '05-'06</u>	56,707
0000 01335	- <u>Title II, Federal Class Size, '06-'07</u>	438,907
0000 01368	- <u>Head Start, '06-'07</u>	540,179
0000 01605	- <u>Title I, '04-'05</u>	100
0000 01606	- <u>Title I, '05-'06</u>	171,556
0000 01607	- <u>Title I, '06-'07</u>	1,203,045
0000 01663	- <u>Title III, ELS, '05-'06</u>	1,482
0000 01664	- <u>Title III, ELS, '06-'07</u>	49,657
0000 01693	- <u>Title V, '05-'06</u>	2,733
0000 01694	- <u>Title V, '06-'07</u>	122,718
0000 03525	- <u>Misc State Grant-Title I Distinguished Award-Chamberlayne &amp; Ridge</u>	2,669
0000 05111	- <u>Title I - D, 2006/07</u>	57,436
0000 06375	- <u>Reading First FY06-07</u>	161,682
50121	- High School Education	
0000 01207	- <u>Drivers' Education Program</u>	337,697
50131	- Career and Technical Education	
0000 01205	- <u>Vocational Curriculum Development</u>	203,155
0000 01214	- <u>High Schools That Work</u>	1,546
0000 01455	- <u>Perkins Act III, '06-'07</u>	6,920
50133	- General Adult Education	
0000 01211	- <u>General Adult Education</u>	246,935
50134	- Alternative Education	
0000 01304	- <u>Safe Drug Free Grant Act, '05-'06</u>	10,324
0000 01305	- <u>Safe Drug Free Grant Act, '06-'07</u>	17,493
50140	- Exceptional Education	
0000 01485	- <u>Pre-School, '06-'07</u>	152
0000 01725	- <u>Title VI-B Special Education, '05-'06</u>	3,165
0000 01726	- <u>Title VI-B Special Education, '06-'07</u>	4,491,127
50151	- Technology	
0000 01575	- <u>Technology, State, '06-'07</u>	592,412
0000 01634	- <u>Title II 2006/07 - Technology</u>	55,284

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50153	- Staff Development	
0000 01220	- <u>Mentor Teachers Program</u>	97,134
0000 03510	- <u>VCU Teacher Development Grant</u>	7,238
50154	- Summer School	
0000 01236	- <u>Summer School</u>	390,344
50155	- Juvenile Detention Home	
0000 01515	- <u>Juvenile Detention Home '06-'07</u>	66,059
50201	- Assistant Superintendent for Administrative Services	
0000 01206	- <u>Distance Learning</u>	182,974
0000 05088	- <u>HCPS Virtual Advanced Placement Program</u>	160,105
50232	- Television Services	
0000 01210	- <u>Electronic Classroom</u>	96,294
50401	- Assistant Superintendent for Finance	
0000 01209	- <u>Educational Interpreters Grant</u>	18,826
0000 01212	- <u>Grants Administration</u>	173,514
0000 01360	- <u>Head Start Parent Activities</u>	150
0000 01395	- <u>Homeless Assistance 2006/07</u>	24,402
0000 02000	- <u>Miscellaneous School Grants - Federal</u>	317,908
0000 02001	- <u>Miscellaneous Federal - CTE Resource Center Contract - Mod 1</u>	2,559
0000 02002	- <u>Misc Federal Grant - Reading Initiative Program - Wilder Middle</u>	6,000
0000 02003	- <u>Misc Federal Grant - CTE Resource Center Mod-2</u>	9,379
0000 02004	- <u>Misc Federal Grant - Staff Dev - Intensive Assistance</u>	2,000
0000 02700	- <u>Miscellaneous School Grants - Local</u>	6,887
0000 02702	- <u>Miscellaneous Local - Career and Tech Education</u>	620
0000 02703	- <u>Miscellaneous Local - Great Expectations HSHS</u>	608
0000 02705	- <u>Miscellaneous Local - Laburnum Elementary School</u>	1,750
0000 02706	- <u>Misc Local Grant - Staff Development</u>	5,077
0000 02707	- <u>Misc Local Grant - VRSEC - McKesson Grant</u>	5,185
0000 02708	- <u>Misc Local Grant - Crestview ES - Head Start</u>	1,000
0000 02709	- <u>Misc Local Grant - Pocahontas MS Fishing Grant</u>	3,000
0000 02710	- <u>Misc Local Grant - JRSEC - Wal-Mart</u>	1,500
0000 03500	- <u>Miscellaneous School Grants - State</u>	12,893
0000 03501	- <u>Miscellaneous State - Project Graduation 2005</u>	54,400
0000 03502	- <u>Miscellaneous Federal - CTE Center</u>	20,316
0000 03503	- <u>Miscellaneous State - HSHS CAPER</u>	16,306
0000 03504	- <u>Miscellaneous State - CTE Center</u>	370,000
0000 03505	- <u>Miscellaneous State - Race to GED-1</u>	34,471
0000 03506	- <u>Miscellaneous State - Race to GED-2</u>	25,041



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0000 03507	- <u>Miscellaneous State - Jobs for VA Graduates</u>	2,055
0000 03518	- <u>Miscellaneous State Grant - Career &amp; Tech Education</u>	14,995
0000 03521	- <u>Miscellaneous Federal - Due Process Hearing</u>	7,720
0000 03523	- <u>Miscellaneous State Grant - Advanced Placement - AP Testing</u>	19,330
0000 03524	- <u>DMAS Health Services Program</u>	927
0000 03526	- <u>Misc State Grant - HCPS Commission for the Arts</u>	3,889
0000 03527	- <u>Misc State Grant - General Adult Ed</u>	41,550
0000 03528	- <u>Misc State Grant - ABE-Hospitality Grant</u>	8,424
0000 03529	- <u>Misc State Grant - Supplemental ABE</u>	29,326
0000 03530	- <u>Misc State - Twin Hickory ES - Bullying Prevention Grant</u>	12,500
0000 03533	- <u>Bike Smart - Helmet Safety Grant</u>	1,036
0000 05043	- <u>Student Transcript Grant</u>	5,962

These Federal, State, and otherwise funded School programs/grants, extend beyond fiscal year 2006-07. These amounts represent revenue received or anticipated, but not expended as of June 30, 2007, and are to be reappropriated in fiscal year 2007-08, to continue these same programs. School grants are funded for an additional \$51,317,070, in fiscal year 2007-08.

Total Fund 1109 - Special Revenue Fund - Education	<u>\$ 11,151,425</u>
<b>Total Special Revenue Fund - Schools</b>	<b><u>\$ 11,299,035</u></b>
<b>TOTAL REAPPROPRIATIONS FOR GRANTS</b>	<b><u>\$ 18,712,109</u></b>

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**1.b. REAPPROPRIATIONS OF UNENCUMBERED BALANCES  
FOR CONTINUING PROGRAMS**

The following amendment requests are for reappropriation of unencumbered balances budgeted in fiscal year 2006-07, for specific approved purposes. These funds, if approved for reappropriation in fiscal year 2007-08, will be used for those same purposes as budgeted for in the prior fiscal year's budget, since, for some acceptable reason they could not be expended or encumbered as of June 30, 2007:

**OPERATING FUNDS**

**FUND 0101 - GENERAL FUND - General Operating Fund**

**Department 04 - Circuit Court**

04001     - Circuit Court Clerk     \$     347,788

0000 00000     Funds were received in fiscal year 2006-07 from the Commonwealth of Virginia Compensation Board for the Clerk's Technology Trust Fund. An unencumbered balance of \$347,788 as of June 30, 2007, is to be reappropriated in fiscal year 2007-08. These funds are used for indexing, imaging, and the enhancement of the current imaging system for land records in order to provide better service to the public in the records room. These funds result from fees collected by the Clerk on documents recorded in the Clerk's Office.

**Department 11 - Human Resources**

11001     - Human Resources     \$     187,661

0000 00000     County funds were budgeted in fiscal year 2006-07 for operating costs associated with the Oracle Human Resources Management System project. This unencumbered balance of \$187,661 as of June 30, 2007, is requested to be reappropriated in fiscal year 2007-08 to complete the project during fiscal year 2007-08. In addition, found elsewhere in this document, is \$3,900,000 in General Fund balance being added to the Human Resources' budget via new amendments to the fiscal year 2007-08 budget.

**Department 14 - Finance**

14202     - Business Section     \$     40,000

0000 00000     County funds were budgeted in fiscal year 2006-07 to fund a renovation project for the Business Division within the Department of Finance. The renovation will expand seating in the lobby area and make enhancements to improve taxpayer confidentiality. Due to unanticipated delays in construction, this unencumbered balance as of June 30, 2007, needs to be reappropriated in fiscal year 2007-08 in order to fund this project.

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0000 00000 County funds were added during fiscal year 2003-04, to continue the preparation and publication of the Henrico County history book. The unencumbered balance of those funds as of June 30, 2007, is requested to be reappropriated in fiscal year 2007-08, to continue the marketing efforts of the book.

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<b>TOTAL REAPPROPRIATIONS</b>	<b>\$ 24,512,771</b>
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## **2. NEW AMENDMENT REQUESTS**

## OPERATING FUNDS

Total Police	\$ 79,134
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The Commonwealth of Virginia, Department of Social Services, has awarded the County of Henrico, \$287,133, in additional Federal funding for fiscal year 2007-08, to continue providing employment services for the Hard-to-Serve Temporary Assistance for Needy Families (TANF) recipients. Of this total, \$61,770 has been designated for administration and \$225,363 is allotted for the purchase of services. No County matching funds are required.

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22106	- AFDC - Foster Care	
1302 00000	- <u>Purchase of Services</u>	753,311
To increase the County allocation to the estimated level of need for state and federally mandated Title IV-E Foster Care Program expenditures. This program is funded with \$376,655 of State (50%) and \$376,656 of Federal (50%) funds. The total appropriation for this program in fiscal year 2007-08, will be \$1,275,854, after this addition. No County matching funds are required.		
22202	- VIEW Day Care	
1302 00000	- <u>Purchase of Services</u>	806,060
The Commonwealth of Virginia, Department of Social Services, will reimburse the County of Henrico, an additional \$322,424 of State (40%) and \$403,030 of Federal (50%) funds for the Virginia Initiative for Employment not Welfare (VIEW) Program in fiscal year 2007-08. The required 10% County match (\$80,606) will come from the fund balance in the General Fund, and is included in this \$806,060, amount. The total appropriation for this program in fiscal year 2007-08, will be \$2,672,417, after this addition.		
22204	- Head Start Day Care	
1302 00000	- <u>Purchase of Services</u>	41,689
This amendment would provide additional funding to pay State and federally mandated Head Start Day Care program expenditures. This program is funded with 100 percent federal funding, no local funding match is required.		
22504	- Special Needs Adoption	
1302 00000	- <u>Purchase of Services</u>	638,860
The Commonwealth of Virginia, Department of Social Services, will reimburse the County of Henrico, an additional \$638,860, of State funds for the mandated Special Needs Adoption Program expenditures. The total appropriation for this program in fiscal year 2007-08, will be \$760,375, after this addition. The Special Needs Adoption Program is funded with 100% State funds and no local matching funds are required.		

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22604            - Auxiliary Grants Aged  
1302 00000   - Purchase of Services 99,435

The Commonwealth of Virginia, Department of Social Services, has awarded the County of Henrico, an additional \$79,548, in State funding for fiscal year 2007-08, to fund State and Federal mandated auxiliary grant expenditures for the aged. The County's required 20% match (\$19,887), will come from the fund balance in the General Fund.

22605            - Auxiliary Grants Blind  
1302 00000   - Purchase of Services 4,000

The Commonwealth of Virginia, Department of Social Services, has awarded the County of Henrico, an additional \$3,200, in State funding for fiscal year 2007-08, to fund State and Federal mandated auxiliary grant expenditures for the blind. The County's required 20% match (\$800), will come from the fund balance in the General Fund.

22606            - Auxiliary Grants Disabled  
1302 00000   - Purchase of Services 91,189

The Commonwealth of Virginia, Department of Social Services, has awarded the County of Henrico, an additional \$72,951, in State funding for fiscal year 2007-08, to fund State and Federal mandated auxiliary grant expenditures for the disabled. The County's required 20% match (\$18,238), will come from the fund balance in the General Fund.

22609            - Refugee Program  
1302 00000   - Purchase of Services 3,500

The Commonwealth of Virginia, Department of Social Services has awarded the County of Henrico, an additional \$3,500, in Federal funding for fiscal year 2007-08, to fund these State and Federal mandated Refugee Resettlement Program expenditures. No County matching funds are required. The current budget in this area is \$6,500 for fiscal year 2007-08.

22610            - State/Local Hospitalization  
1302 00000   - Purchase of Services 17,178

To increase the local funding requirement in fiscal year 2007-08, for the State and Local Hospitalization (SLH) Program as required by the State. The invoice provided by the Department of Medical Assistance Services totals \$46,470 and the County appropriation is currently \$29,292. This \$17,178 is to come from the fund balance in the General Fund.

Total Social Services	\$ 2,744,043
<b>Total Fund 0101 - General Fund - General Operating Fund</b>	<b>\$ 4,135,462</b>



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To appropriate funds received from the United States Department of Homeland Security in order to purchase computer crimes evidence recovery equipment. This is a one-time award and no local match is required.

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12035            - Metro Aviation  
1823 00000 - Special Operating and Capital 18,941  
The Commonwealth of Virginia reimburses Henrico County's Metro Aviation Unit for State extraditions using Henrico's airplane. Additional revenue received from the State in fiscal year 2006-07, but not appropriated for expenditure, will be used for operating and capital needs of the Metro Aviation Unit. Also, \$5,605 of these funds that were unspent as of June 30, 2007 are being reappropriated elsewhere in this document.

Total Police \$ 141,286

**Department 13 - Fire**

13113            - Emergency Planning and Safety  
0000 00833 - Fire Prevention - Donation \$ 660

Donations have been received from the private sector totaling \$660. Funds are to be used to purchase additional training materials for Fire Prevention Services and fund maintenance for the Division's Kids Safety House.

13150            - Field Operations  
0000 05092 - Eyes for Fire Program 1,040

To appropriate funding received from Henrico citizens for donations to the Division of Fire for work in the community for the Division's Eyes for Fire program. The funds will be used towards the purchase of a thermal imaging camera and supplies for the thermal imaging camera specialty shop repair operation. The thermal imaging cameras assist greatly in locating victims in fire situations and also enhance the safety of firefighters.

0000 05123 - Lifesaver Program 5,000

To appropriate funding received from the Alzheimer's Foundation of America for the Division's Lifesaver Program. This program provides aid for citizens who have Alzheimer's, dementia, autism or Down's Syndrome by providing electronic receiver bracelets to aid in locating them.

0000 05134 - Radiological Preparedness and Response Program 3,500

To appropriate funding received for the Radiological Preparedness and Response Program administered through the Virginia Department of Emergency Management on behalf of Dominion Virginia Power. This funding will be used for planning and public outreach in response to hazardous material events. No local match is required.

**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

0000 05135	- <u>FY2006 CERT - Community Emergency Response Team</u>	20,000
	To appropriate funding from the Virginia Department of Emergency Management. These federal funds are pass-through from the Department of Homeland Security and are being administered by the Commonwealth. Funds will be used for classroom instruction, CERT personnel training, program training materials and equipment. No local match is required.	
	Total Fire	\$     30,200

Department 22 - Social Services

22509     - Safe & Stable Family

1302 05122	- <u>CSA Services - FY2007-08</u>	\$     144,088
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The Commonwealth of Virginia, Department of Social Services, has awarded the County of Henrico, Policy and Management Team (CPMT) for the Comprehensive Services Act (CSA) Safe and Stable Family Program, an additional \$108,066 of Federal (75.0%) and \$13,688 of State (9.5%) funding for fiscal year 2007-08. The County's required 15.5% match, (\$22,334) will come from the fund balance in the General Fund via an interfund transfer to the Special Revenue Fund, for a total appropriation in fiscal year 2007-08, of \$144,088.

Department 23 - Recreation and Parks

23222     - Special Programs - Cultural Arts

0000 00956	- <u>Local Government Challenge Grant</u>	\$     5,000
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The Virginia Commission of the Arts has awarded the County of Henrico, a Local Government Challenge grant of \$5,000. Funds are to be used to enhance existing programs such as gallery exhibits, art classes, performing arts, and signature events associated with the Cultural Arts Center at Glen Allen. No County matching funds are required.

**COUNTY OF HENRICO, VIRGINIA  
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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

**Department 38 - Community Revitalization**

38003	- CDBG	
0000 06413	- <u>FY07-08 CDBG Administration</u>	\$ 215,451
0000 06414	- <u>FY07-08 CDBG Commercial Assistance Administration</u>	134,000
0000 06415	- <u>FY07-08 CDBG CONNECT Administration</u>	156,000
0000 06416	- <u>FY07-08 CDBG ElderHomes Administration</u>	169,107
0000 06417	- <u>FY07-08 CDBG ElderHomes Emergency Repairs</u>	150,000
0000 06418	- <u>FY07-08 CDBG ElderHomes Wheelchair Ramps</u>	25,000
0000 06420	- <u>FY07-08 CDBG Homeownership Assistance Fee for HOME, INC.</u>	22,000
0000 06421	- <u>FY07-08 CDBG Homeownership Assistance Fee for Southside CDC</u>	30,000
0000 06422	- <u>FY07-08 CDBG St. Joseph's Villa</u>	128,260
Sub-Total, CDBG		<u>\$ 1,029,818</u>

The United States Department of Housing and Urban Development (HUD), Community Development Block Grant (CDBG), as authorized by Title I of the Housing and Community Development Act of 1974, as amended, has awarded the County of Henrico, fiscal year 2007-08 grant funds in the amount of \$1,504,818, of which \$1,029,818 is for these nine programs/purposes. See Capital Projects Fund, elsewhere in this document, for a capital project also funded by this CDBG grant, for \$475,000.

38004	- HOME	
0000 06423	- <u>FY07-08 HOME Administration</u>	20,000
0000 06424	- <u>FY07-08 HOME ElderHomes Development</u>	143,134
0000 06425	- <u>FY07-08 HOME ElderHomes Rehabilitation</u>	276,300
0000 06426	- <u>FY07-08 HOME Habitat for Humanity</u>	105,000
0000 06427	- <u>FY07-08 HOME HOME, INC. Homeownership Assistance</u>	106,000
0000 06428	- <u>FY07-08 HomeBuy5 Homeownership Assistance</u>	44,997
0000 06429	- <u>FY07-08 HOME Southside CDC Homeownership Assistance</u>	150,000
Sub-Total, HOME		<u>\$ 845,431</u>

The United States Department of Housing and Urban Development (HUD), HOME Investment Partnership Act, has awarded the County of Henrico, fiscal year 2007-08 grant funds in the amount of \$845,431, for these seven programs/purposes.

Total Community Revitalization (HUD)	<u>\$ 1,875,249</u>
Total Fund 1102 - Special Revenue Fund-State/Fed Grants-County	<u>\$ 2,195,823</u>

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The Department of Mental Health and Mental Retardation has received one-time State funding of \$111,098 and ongoing State funding of \$137,417 for crisis stabilization for fiscal year 2007-08. These funds will provide non-hospital alternatives for persons experiencing mental health crises.

**COUNTY OF HENRICO, VIRGINIA  
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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

26202	- Children/Adolescent Services	
1622 05121	- <u>Parent Infant Program - Part C</u>	207,476
	<p>The Commonwealth of Virginia, Department of Mental Health, Mental Retardation and Substance Abuse Services, has awarded the Henrico Area Mental Health and Retardation Services Board, additional fiscal year 2007-08, Part C Early Intervention State funding of \$207,476. This grant serves infants and toddlers who need physical, occupational, or speech therapy and funding will be used to purchase therapeutic services from private providers. These additional funds will be added to the existing budget of \$590,379, for a total program of \$797,855.</p>	
26307	- Financial Management	285,485
1685 00000	- <u>Retained Earnings</u>	
	<p>Beginning in fiscal year 1993-94, the State began to allow localities to retain any unspent on-going State funds, as of the end of the previous fiscal year. Amounts for fiscal year 2004-05 received and appropriated but not obligated as of June 30, 2005 were \$130,710. Amounts for fiscal year 2005-06 received and appropriated but not obligated as of June 30, 2006 were \$154,775. These funds, totaling \$285,485, are to be used for one-time expenditures such as computer hardware and software programs.</p>	
1686 00000	- <u>Board Contributions</u>	9,920
	<p>This amount represents donations received from the private sector during fiscal year 2006-07. These funds are to be used as determined by the Henrico Area Community Services Board (CSB) and/or the donors.</p>	
	Total Fund 1110 Special Revenue Fund - MH/MR Services	<hr/> \$ 1,082,854

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Total Fund 1114 Special Revenue Fund - Forfeitures - Police State	\$ 35,729
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<b>Total OPERATING FUNDS</b>	<b>\$ 14,431,732</b>
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**Agenda Title      RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

## CAPITAL FUNDS

**FUND 2110 - General Capital Projects**

Department 11 - Human Resources

11001 ~ Human Resources

0000 00593 - Oracle Human Resource Management System	\$ 3,520,018
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This amendment will provide final capital funding to replace the HR/Payroll system (MAPS) currently used for both General Government and Schools. Funding of \$3,520,018 will complete the implementation services during fiscal year 2007-08. Funds for the project are to come from the fund balance of the General Fund. An additional \$379,982 in operating costs associated with this project as well as a reappropriation of \$187,661 can be found elsewhere in this document. Partial funding of \$2,300,000 was appropriated by the Board of Supervisors in fiscal year 2005-06 for initial planning and capital (software acquisition) costs. Additional funding of \$3,800,000 was appropriated in September, 2006 for this project. The total appropriation on this paper is \$3,900,000, which will bring the total life-to-date funding for this project to \$10,000,000. No additional capital amendment will be required for this project.

**Department 38 - Community Revitalization**

38003 - CDBG

0000 06419 - Golden Road Drainage	475,000
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The United States Department of Housing and Urban Development (HUD), Community Development Block Grant (CDBG), as authorized by Title I of the Housing and Community Development Act of 1974, as amended, has awarded the County of Henrico, fiscal year 2007-08 grant funds in the amount of \$475,000 for construction costs associated with the Golden Road drainage project. Funding of \$31,500 to partially fund engineering services for this project is found elsewhere in this document.

Total Fund 2110 - General Capital Projects	\$ 3,995,018
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**FUND 2111 - General Capital Projects**

Department 23 - Recreation and Parks

23101 - Director

0256 00495 - Hidden Creek Park	\$	20,000
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This amendment will provide funding towards the improvement of the trails at Hidden Creek Park by paving the existing stone trails as well as repaving damaged asphalt trails. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

0256 06411 - Westwood Park 50,000

This amendment will provide funding for site improvements and landscaping upgrades at Westwood Park. Site improvements include installation of a storm sewer and a fence. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

0000 06433 - Highland Springs Flags 750

This amendment will provide funding for replacement of fifteen pole flags on Nine Mile Road near the Henrico Theatre. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

Total Recreation & Parks \$ 70,750

Department 28 - Public Works

28004 - Construction

0000 05016 - Lawndale Farms Drainage \$ 34,300

To appropriate funding to begin design work for initial drainage improvements in Lawndale Farms. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

0000 06016 - Golden Road Drainage 31,500

This amendment of \$31,500 will provide funding for the survey and engineering services related to drainage improvements between Golden Road, Lenora Lane, and Leah Road. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund. In addition, \$51,000 has been reallocated within current CDBG project appropriations to cover the remaining costs of the engineering services. Funding of \$475,000 for the construction related to this project is found elsewhere in this document.

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

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**Agenda Title     RESOLUTION - Amendment to the FY 2007-08 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2006-07, and (2) Appropriate Funds for Certain New Programs**

0000 06442	- <u>Brook Road Improvements</u>	1,000,001
To appropriate funding of \$1,000,001 for the construction of an additional southbound travel lane, sidewalk, and drainage improvements on a .50 mile section of Brook Road between Parham Road and Villa Park Drive. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund. These funds will be added to the \$720,800, which is to be funded through the Virginia Department of Transportation's (VDOT) Revenue Sharing Program. This program provides State funds for the construction, maintenance, or improvement of State maintained primary and secondary roadways.		
Total Public Works		<hr/> \$ 1,065,801
Department 50 - Education		
50331	- Construction and Maintenance	
0257 06279	- <u>Deep Run High School Athletic Field</u>	\$ 579,000
This amendment will provide funding for the enhancements to the Deep Run High School athletic fields as requested by the School Board. The enhancements will include a new concession stand, additional seats for the baseball grandstand, a press box, and new dugouts for the baseball and softball fields. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund. Prior funding of \$500,000 for this project was approved by the Board of Supervisors in September, 2006.		
Total Fund 2111 - General Capital Projects		<hr/> \$ 1,715,551
FUND 2127 - 2007 School G.O. Bonds Referendum 2000		
50331	- Construction and Maintenance	
0000 06281	- <u>Freeman High School Renovation Planning and Construction</u>	\$ 789,038
This amendment will provide additional funding for the Freeman High School renovation project. Funding is to be provided by interest earnings recorded from proceeds of the 2000 G.O. Bond Referendum.		
Total Fund 2127 - 2007 School G.O. Bonds Ref. 2000		<hr/> \$ 789,038
<b>Total Capital Projects Fund</b>		<hr/> <b>\$ 6,499,607</b>

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<b>Total Fund 5102 - Water and Sewer Construction Fund</b>	<b>\$ 3,818,965</b>
<b>TOTAL CAPITAL FUNDS</b>	<b>\$ 10,318,572</b>
<b>Total New Amendments/Appropriations</b>	<b>\$ 24,750,304</b>
<b>GRAND TOTAL AMENDMENTS/ REAPPROPRIATIONS/APPROPRIATIONS</b>	<b>\$ 49,263,075</b>

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



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. **301-07**  
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**Agenda Title: Ordinance – To Grant Cavalier IP TV, LLC the Right and Privilege to Construct, Operate, and Maintain a Cable System Within the County**

<b>For Clerk's Use Only:</b>  Date <u>SEP 25 2007</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>P/O'Neil</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____  <b>REMARKS: APPROVED</b>	<table><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><u>Absent</u></td></tr><tr><td>Glover, R.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Kaechele, D.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>O'Bannon, P.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Thornton, F.</td><td><input checked="" type="checkbox"/></td><td></td><td></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.			<u>Absent</u>	Glover, R.	<input checked="" type="checkbox"/>			Kaechele, D.	<input checked="" type="checkbox"/>			O'Bannon, P.	<input checked="" type="checkbox"/>			Thornton, F.	<input checked="" type="checkbox"/>		
		YES	NO	OTHER																						
Donati, J.			<u>Absent</u>																							
Glover, R.	<input checked="" type="checkbox"/>																									
Kaechele, D.	<input checked="" type="checkbox"/>																									
O'Bannon, P.	<input checked="" type="checkbox"/>																									
Thornton, F.	<input checked="" type="checkbox"/>																									

**WHEREAS**, in April of 2006, Cavalier IP TV, LLC ("Cavalier") applied for a nonexclusive franchise to construct, operate and maintain a cable system in the County; and,

**WHEREAS**, Cavalier and the County have completed their negotiations and have proposed a franchise agreement setting out the terms and conditions of a 15-year franchise; and

**WHEREAS**, the Board of Supervisors has held a duly advertised public hearing at which testimony was heard concerning the economic consideration, the impact on private property rights, the impact on public convenience, the public need and potential benefit, and other factors relevant to the award of an additional cable television franchise in the County; and

**WHEREAS**, the Board finds that the grant of an additional franchise will enhance the public welfare of the citizens of the County; and,

**WHEREAS**, the Board also finds that the terms and conditions of the proposed franchise agreement are neither more onerous than those adopted for existing cable operators nor unreasonably prejudice or disadvantage any cable operator.

By Agency Head \_\_\_\_\_ By County Manager Doris L. Kuylenstierna

Routing:  
Yellow to: General Services  
Copy to: \_\_\_\_\_

Certified:  
A Copy Teste: \_\_\_\_\_  
Clerk, Board of Supervisors

Date: \_\_\_\_\_

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 30407  
Page No 2 of 2

**Agenda Title: Ordinance – To Grant Cavalier IP TV, LLC the Right and Privilege to Construct, Operate, and Maintain a Cable System Within the County**

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**NOW, THEREFORE, BE IT ORDAINED** by the Board of Supervisors of Henrico County, Virginia that:

1. A nonexclusive franchise is hereby granted to Cavalier IP TV, LLC to construct, operate and maintain a cable system within the County of Henrico, Virginia for a 15-year term upon the conditions set forth in Chapter 7 of the Code of the County of Henrico and the franchise agreement, the form of which is attached hereto.
2. The County Manager is authorized to execute the agreement on behalf of the County.
3. The franchise granted by this ordinance shall be in full force and effect on and after the full execution of the agreement.

Comments: The Director of General Services recommends approval of this Board paper; the County Manager concurs.

**FRANCHISE AGREEMENT**  
**BETWEEN HENRICO COUNTY, VIRGINIA**  
**AND CAVALIER IP TV, LLC**

**September 11, 2007**



**FRANCHISE AGREEMENT  
BETWEEN HENRICO COUNTY, VIRGINIA  
AND CAVALIER IP TV, LLC**

THIS FRANCHISE AGREEMENT (the “Franchise Agreement”) is entered into by and between Henrico County, Virginia (“County”), a political subdivision of the Commonwealth of Virginia, and Cavalier IP TV, LLC, a Delaware limited liability company (“Franchisee”).

WHEREAS, the County is authorized to grant, renew and deny franchises for the installation, operation and maintenance of cable systems and otherwise regulate cable television within the County’s boundaries by virtue of federal and state statutes, by the County’s police powers, by its authority over its Public Rights-of-Way and by other County powers and authority; and

WHEREAS, the Franchisee has asked the County to grant it a Franchise to provide Cable Service to the residents of the County via Franchisee's DSL-based IPTV system (a “Cable System,” as defined below); and

WHEREAS, the construction, installation, maintenance and operation of such a System involves the occupation of, placement of and/or use of private commercial facilities in the Public Rights-of-Way within the County; and

WHEREAS, the County has identified the future cable-related needs and interests of the County and its citizens, has considered the financial, technical and legal qualifications of the Franchisee, and has determined whether the Franchisee's plans for constructing, operating and maintaining its Cable System are adequate, in a full public proceeding affording due process to all parties; and

WHEREAS, the County has relied on the Franchisee's representations and has considered the information that the Franchisee has presented to it; and

WHEREAS, based on the Franchisee's representations and information, and in response to its request for a franchise, the Board of Supervisors has determined that, subject to the provisions of the Cable Ordinance (as defined below), and the terms and conditions set forth herein, the grant of a nonexclusive franchise to the Franchisee on the terms and conditions herein and subject to applicable law, is consistent with the public interest; and

WHEREAS, the County and the Franchisee have reached agreement on the terms and conditions set forth herein;

NOW, THEREFORE, in consideration of the County's grant of a franchise to the Franchisee; the Franchisee's promise to provide Cable Service to residents of the County pursuant to and consistent with the Cable Ordinance, its Franchise, and the terms and conditions set forth herein; and other good and valuable consideration, the receipt and the adequacy of which is hereby acknowledged;

THE SIGNATORIES DO HEREBY AGREE AS FOLLOWS:

**1. DEFINITIONS**

As used in this Franchise Agreement, a word shall have the applicable meaning set forth in Chapter 7 of the Code of the County of Henrico, Virginia, (the "Cable Ordinance"), unless it is apparent from the context that it has a different meaning or unless such word is specifically defined herein. References in this section to any federal law shall include amendments thereto as are enacted from time to time.

(a) *Access, PEG Access, and PEG Use:* the availability of capacity on a cable system for public, education or government use (including institutional network use) by various

agencies, institutions, organizations, groups, and individuals, including the County and its designated access providers, to acquire, create, and distribute programming not under a Franchisee's editorial control.

(b) *Affiliate*: in relation to any person, means another person who owns or controls, is owned or controlled by, or is under common ownership or control with, such person.

(c) *Cable Operator*: any Person or group of Persons that (A) provides Cable Service over a Cable System and directly or through one or more affiliates owns a significant interest in such Cable System or (B) otherwise controls or is responsible for, through any arrangement, the management and operation of a Cable System.

(d) *Cable Ordinance or Ordinance*: Chapter 7 of the Code of the County of Henrico, Virginia, as it may be amended from time to time.

(e) *Cable Service or Service*: the one-way transmission to Subscribers of (i) video programming or (ii) other programming service, and Subscriber interaction, if any, which is required for the selection or use of such video programming or other programming service. Cable service does not include any video programming provided by a commercial mobile service provider defined in 47 U.S.C. § 332(d). This definition shall specifically include Franchisee's DSL-based IPTV service.

(f) *Cable System or System*: any facility consisting of a set of closed transmission paths and associated signal generation, reception and control equipment that is designed to provide Cable Service that includes video programming and that is provided to multiple Subscribers within the County, except that such definition shall not include:

- (1) A system that serves fewer than 20 Subscribers;

(2) A facility that serves only to retransmit the television signals of one or more television broadcast stations;

(3) A facility that serves only Subscribers without using any Public Right-of-Way;

(4) A facility of a common carrier that is subject, in whole or in part, to the provisions of Title II of the Communications Act of 1934, 47 USC 201 *et seq.*, except that such facility shall be considered a Cable System to the extent such facility is used in the transmission of video programming directly to Subscribers, unless the extent of such use is solely to provide interactive on-demand services;

(5) Any facilities of any electric utility used solely for operating its electric systems; or

(6) Any portion of a System that serves fewer than fifty (50) Subscribers in any locality, where such portion is part of a larger System franchised in an adjacent locality; or

(7) An open video system that complies with § 653 of Title VI of the Communications Act of 1934, as amended, 47 U.S.C. § 573.

This definition shall specifically include Franchisee's DSL-based IPTV system.

(g) *Converter*: an interface device which may be furnished to Subscribers in order that nonstandard television channels carried on a Cable System may be received on a conventional home television receiver or to prevent interference from strong broadcast signals. The device may be used on top of the television set ("set-top"), attached to the back of the television set or installed at a remote location.

(h) *Fair Market Value*: the price that a willing buyer would pay to a willing seller for a going concern based on the System valuation and sale multiples prevailing in the industry at

the time at which the Board of Supervisors elects to exercise its option, but with no value allocated to the Franchise itself.

(i) *Federal Communications Commission and FCC:* that federal agency as presently constituted by the Communications Act of 1934 (47 USC 201 et seq.), as amended, or any successor agency.

(j) *Franchise:* The franchise granted pursuant to this Agreement.

(k) *Franchise Agreement or Agreement:* This contract and any amendments, exhibits or appendices hereto.

(l) *Franchise Area:* The entire present territorial limits of the County and any additional areas as may be included in the territorial limits of the County during the term of the Franchise.

(m) *Franchisee:* Cavalier IP TV, LLC, a Delaware limited liability company.

(n) *Noncable Service:* All service offered over a Cable System other than Cable Service.

(o) *PEG:* public, educational, and governmental programming.

(p) *Person:* an individual, partnership, association, joint stock company, trust, corporation or governmental entity, whichever is applicable.

(q) *Public Rights-of-Way:* the surface, the airspace above the surface and the area below the surface of any public street, highway, lane, path, alley, sidewalk, boulevard, or drive, including public utility easements or rights-of-way, and any temporary or permanent fixtures or improvements located thereon, now or hereafter held by the County which shall entitle the

County and the Franchisee to the use thereof for the purpose of installing and maintaining the Franchisee's System.

(r) *Service Area*: the geographic areas of the County where the Franchisee is technically capable of providing Cable Service based upon the technical limitations of the System, which, upon the effective date of this agreement, uses a copper-pair distribution system leased from the Incumbent Local Exchange Carrier to provide phone, DSL, and/or IPTV service. The Service Area shall include geographical areas of the County beyond the technical limitations of the System existing upon the effective date of this agreement when and if such limitations are eliminated and expanding the service becomes commercially reasonable.

(s) *School*: any school operated by the school board of the County.

(t) *Subscriber*: the County or any Person who is lawfully receiving, for any purpose or reason, any service via the Franchisee's System, whether or not a fee is paid for such service.

(u) *Transfer*: any transaction in which (i) an ownership or other interest in the Franchisee is transferred, directly or indirectly, from one Person or group of Persons to another Person or group of Persons, so that majority control of the Franchisee is transferred; or (ii) the rights and obligations held by the Franchisee under the cable Franchise are transferred or assigned to another Person or group of Persons. However, notwithstanding clauses (i) and (ii) of the preceding sentence, a transfer of the cable Franchise shall not include (a) transfer of an ownership or other interest in the Franchisee to the parent of the Franchisee or to another Affiliate of the Franchisee; (b) transfer of an interest in the cable Franchise or the rights held by the Franchisee under the cable Franchise to the parent of the Franchisee or to another Affiliate of the Franchisee; (c) any action that is the result of a merger of the parent of the Franchisee; (d) any action that is the result of a merger of another Affiliate of the Franchisee; or (e) a transfer in

trust, by mortgage, or by assignment of any rights, title, or interest of the Franchisee in the cable Franchise or the System used to provide video in order to secure indebtedness.

## **2. GRANT OF AUTHORITY; LIMITS AND RESERVATIONS**

(a) *Grant of Authority:* Upon passage by the Board of Supervisors of an ordinance granting a franchise to the Franchisee, the Franchisee will be granted a franchise subject to the applicable terms and conditions of this Franchise Agreement, and subject to the Cable Ordinance and all other applicable law. The Franchise will be for the period specified in Section 2(c) below, during which time the Franchisee will receive the right and obligation to construct, reconstruct, operate and maintain a Cable System within the Public Rights-of-Way in those areas of the County specified in Section 2(a) to provide Cable Service. This Franchise Agreement neither authorizes the Franchisee to use the Public Rights-of-Way for purposes of providing any service other than Cable Service, nor prohibits the Franchisee from doing so. The Franchisee's authority to provide Noncable Service shall be subject to applicable law. No privilege or power of eminent domain is bestowed by this grant, nor by this Agreement.

(b) *Area Served:*

(1) The Franchise is for the Franchise Area, as that term is defined herein.

(2) Franchisee shall assure that access to Cable Service is not denied to any group of potential Subscribers because of the income of the residents of the local area in which such group resides.

(c) *Term:* The Franchise shall extend for a term of 15 years, commencing on the date accepted below by the Franchisee, unless the Franchise is earlier revoked as provided herein or in applicable law.

(d) *Grant Not Exclusive:* The Franchise and the right it grants to use and occupy the Public Rights-of-Way shall not be exclusive, and the County reserves the right to grant other franchises for similar uses or for other uses of the Public Rights-of-Way, or any portions thereof, to any Person, or to make any such use itself, at any time, with or without a franchise.

(e) *Compliance with Applicable Law:* The Franchisee shall comply with the Cable Ordinance and all other applicable law. This Franchise Agreement is subject to and shall be governed by all terms, conditions and provisions of the Cable Ordinance and any amendments thereto, in addition to the terms, conditions and provisions set forth herein. In the event of conflict or ambiguity between the Cable Ordinance (and any amendments thereto) and this Franchise Agreement, the Franchise Agreement, unless preempted by federal law or regulation, shall control.

(f) *Franchise Agreement Subject to Exercise of Police Powers:* All rights and privileges granted herein are subject to the police powers of the County and its rights under applicable laws and regulations to exercise its governmental powers to their full extent.

(g) *Approval and Effective Date:* This Franchise Agreement shall become effective once it has been (i) approved by the Board of Supervisors and (ii) executed by the County and the Franchisee.

(h) *Effect of Acceptance:* By accepting the Franchise and executing this Franchise Agreement, the Franchisee:

(1) accepts and agrees to comply with this Agreement, the Cable Ordinance and all other applicable federal, state, and local laws and regulations;

(2) agrees that the Franchise was granted pursuant to processes and procedures consistent with applicable law; that no provision, condition or term of the Franchise, the Cable



Ordinance or this Franchise Agreement at the time of the acceptance of the Franchise was unlawful, unreasonable or arbitrary, void or unenforceable.

(i) *No Waiver:*

(1) The failure of the County on one or more occasions to exercise a right or to require compliance or performance under this Franchise Agreement, the Cable Ordinance or any other applicable law shall not be deemed to constitute a waiver of such right or a waiver of compliance or performance by the County, nor to excuse the Franchisee from complying or performing, unless such right or such compliance or performance has been specifically waived in writing.

(2) No waiver by the County of any breach or violation of any provision of this Agreement shall be deemed to be a waiver or a continuing waiver by the County of any subsequent breach or violation of the same or any other provision. Neither the granting of the Franchise, nor any provision herein, nor any action by the County hereunder shall constitute a waiver of or a bar to the exercise of any governmental right or power of the County, including without limitation the right of eminent domain.

(j) *No Recourse:* Without limiting such immunities as the County or other Persons may have under applicable law, the Franchisee shall have no monetary recourse against the County or its officials, boards, commissions, agents or employees for any loss, costs, expense or damage arising out of (i) the construction, operation or repair of its Cable System; or (ii) the acts or omissions of the County or any other entity using the Public Rights-of-Way or other property under the County's control, except acts and omissions of the County that involve gross negligence or intentional or criminal misconduct by the County.

### 3. **TRANSFERS**

The Franchisee shall comply with all requirements of the Cable Ordinance and other applicable law regarding transfers.

### 4. **PROVISION OF CABLE SERVICE**

(a) *Availability of Cable Service:* The Franchisee shall be required to make Cable Service available to all the occupied residential dwelling units in the Service Areas as depicted/described in Exhibit A within one year from the date of the Franchise, subject to the limitations set forth in 4(b)(1). The County acknowledges that it may not be technically feasible for the Franchisee to provide Service to all of the residential dwelling units in the Service Areas due to the DSL and IPTV technology used by the Franchisee to provide its Cable Service.

(b) *Extension of Service Requirements:*

(1) The Franchisee shall not be required to make Cable Service available: (a) for periods of *force majeure*; (b) for periods of delay caused by the County; (c) for periods of delay resulting from the Franchisee's inability to obtain authority to access rights-of-way in the Service Area; (d) in areas where developments or buildings are subject to claimed exclusive arrangements; (e) in developments or buildings that the Franchisee cannot access under industry standard terms and conditions after good faith negotiation; (f) in developments or buildings that the Franchisee is unable to provide the Service for technical reasons or that require facilities that are not available or cannot be deployed on a commercially reasonable basis; (g) in areas where it is not technically feasible to provide Cable Service due to the technology used by the Franchisee to provide Cable Service; and (h) when the Franchisee's prior service, payment, or theft of service history with a Subscriber or potential Subscriber has been unfavorable.

(2) Franchisee shall offer Cable Service to no less than 65% of the residential dwelling units in the Franchise Area within seven years of the date of the Franchise, subject to the conditions of subsection 4(b)(1) above. Franchisee shall offer Cable Service to no less than 80% of the residential dwelling units in the Franchise Area within 12 years of the date of the Franchise, subject to the conditions of subsection 4(b)(1) above.

(c) *Continuity of Service:*

(1) At the County's request, the Franchisee shall operate its System for a temporary period (the "Transition Period") following the termination, sale, or Transfer of its Franchise as necessary to maintain service to Subscribers, and shall cooperate with the County to assure an orderly transition from it to another franchisee. The Transition Period shall be no longer than the reasonable period required to ensure that the Service will be available to Subscribers, and shall not be longer than 36 months, unless extended by the County for good cause. During the Transition Period, the Franchisee will continue to be obligated to comply with the terms and conditions of this Agreement and applicable laws and regulations.

(2) If the Franchisee abandons its System during the Franchise term, or fails to operate its System in accordance with the terms of this Agreement during any Transition Period, the County, at its option, may operate the System, designate another entity to operate the System temporarily until the Franchisee restores service under conditions acceptable to the County or until the Franchise is revoked and a new franchisee selected by the County is providing service, or obtain an injunction requiring the Franchisee to continue operations. If the County is required to operate or designate another entity to operate the System, the Franchisee shall reimburse the County or its designee for all reasonable costs and damages incurred that are in excess of the revenues from the System.

(3) The Franchisee shall be deemed to have abandoned its System if the Franchisee fails to provide Service in accordance with its Franchise over any substantial portion of the Franchise Area for 96 consecutive hours, unless the County authorizes a longer interruption of service or the failure is due to *force majeure* as characterized herein, or the Franchisee, for any period, willfully and without cause refuses to provide Service in accordance with its Franchise over a substantial portion of the Franchise Area. Such abandonment shall be cause for revocation of the Franchise.

## **5. CONSTRUCTION AND MAINTENANCE**

### **(a) *System Tests and Inspection:***

(1) The Franchisee shall perform all tests necessary to demonstrate compliance with the requirements of the Franchise and other performance standards established by law or regulation, and to ensure that the System components are operating as expected.

(2) The Franchisee shall conduct tests upon the County's request to ensure that its System is functioning in compliance with applicable laws and regulations, and make the results of such tests available to the County to verify such compliance. If any such test indicates that any part or component of the System fails to meet applicable requirements, the Franchisee, without requirement of additional notice or request from County, shall take corrective action, retest the locations and advise the County of the action taken and results achieved.

(3) The County may conduct inspections of construction areas and Subscriber installations, including but not limited to inspections to assess compliance with the Franchisee's construction and installation requirements, this Agreement, and applicable law generally. Inspection does not relieve the Franchisee of its obligation to build in compliance with all provisions of the Franchise.

(4) Specific testing and inspection requirements in this Agreement, including but not limited to those of Sections 5(a)(1) through 5(a)(3), shall not be read to preclude the County from exercising its general rights to inspect and require information.

(b) *Publicizing Proposed Construction Work:* The Franchisee shall notify the public prior to commencing any proposed construction that will significantly disturb or disrupt public property or have the potential to present a danger or affect the safety of the public generally. The Franchisee shall publicize proposed construction work at least one week prior to commencement of that work by causing written notice of such construction work to be delivered to the County's Permit Center and the Director of General Services and by notifying those persons most likely to be affected by the work in at least two of the following ways: by telephone, in person, by mail, by distribution of flyers to residences, or by publication in local newspapers.

## 6. **SYSTEM FACILITIES, EQUIPMENT AND SERVICES**

(a) *System Characteristics:* The Franchisee's Cable System shall, at all times during the Franchise term, meet or exceed the following requirements:

(1) The System shall ensure that each part of the System's distribution network is capable of operating for not less than three hours according to manufacturer's reasonable specifications, in view of local conditions, in the event of an electrical outage. The Franchisee shall use equipment that will (a) cut in automatically on failure of commercial utility AC power, (b) revert automatically to AC power when such power is restored, (c) prevent the standby power source from powering a "dead" utility line, and (d) alert the Franchisee's staff when the backup power supply cuts in. The obligation to provide such backup power supplies shall apply to the Franchisee's headend, each fiber optic node, and any other location(s) within the System

necessary to maintain service to Subscribers who have power for not less than three hours in the event of an electrical outage affecting the System.

(2) The System shall function so that a signal received at the headend in color may be received by a Subscriber in color and a stereo signal in stereo, without substantial alteration or deterioration in those respects.

(3) The Franchisee shall comply with all applicable laws and regulations concerning System compatibility with Subscribers' television receivers and/or electronic recording devices.

(4) The Franchisee shall comply with all FCC regulations regarding scrambling or other encryption of signals.

(5) The System shall function so that there is no significant deterioration in the quality of PEG Access signals or leased Access signals, either upstream or downstream, as compared with any other channel on the System.

(6) At such time as technically feasible, Franchisee shall offer equipment to the Subscriber that allows the Subscriber to view a program on one channel while recording a program on another channel.

(7) The Franchisee shall ensure that means are available to enable Subscribers to block out audio and video on any undesired channels on the System.

(8) The System shall function so that any Subscriber can limit access to pay-per-view programming by ensuring that pay-per-view programming can only be activated by the positive action of the Subscriber using, for example, a private identification number or other individual selection procedure.

(9) All programming delivered to the Franchisee with closed captions shall be retransmitted by the System with the closed-caption signal included.

(10) The Franchisee shall work cooperatively with any services that allow hearing-impaired Subscribers to contact the Franchisee by telephone.

(11) System capabilities: The System shall utilize a copper fed DSL distribution network (or better) or fiber distribution network.

(12) The System shall provide two-way capability.

(13) Franchisee shall maintain sufficient trucks, tools, testing equipment, monitoring devices and other equipment and facilities and trained and skilled personnel required to enable Franchisee to substantially comply with applicable law, including applicable customer service standards and including requirement or responding to system outages.

(14) The system shall be designed to be capable of interconnecting with other cable systems in the Franchise Area.

(15) The system shall transmit in high definition any signal which is received in high definition.

(b) *Technical Standards:* The Cable System shall meet or exceed the applicable technical standards set forth in 47 C.F.R. § 76.601 and any other applicable technical standards.

(c) *Leased Access Channels:* The Franchisee shall provide leased access channels as required by applicable federal law.

(d) *Emergency Alert System:*

(1) The Franchisee shall install and maintain for use by the County an Emergency Alert System ("EAS") meeting all applicable requirements of federal law.

(2) In the event of an emergency situation that requires notification to County citizens, in addition to other methods of notification, the County, in accordance with established Emergency Alert System (EAS) procedures, will notify the Franchisee of the emergency and present it with an emergency message. The Franchisee shall broadcast the emergency message on all analog and digital channels, or shall force tune viewers to a designated EAS alert channel, except for those off-air channels with which the Franchisee has agreed not to override during an emergency message. The emergency message will advise the citizens of the emergency and direct them to turn to HCTV for further information.

(e) *Uses of System:* The Franchisee shall advise the County of all types of service provided by means of the System, such as (without limitation) Cable Service, telephone service, and Internet access, within 30 days after commercial deployment of such services, and the County shall have the right to verify such usage.

(f) *Use of Poles and Conduits:* The County shall have the right to install and maintain without charge its own equipment upon the Franchisee's poles and conduits in such locations and for such time periods as space is available, upon the conditions that (1) the County's equipment shall not interfere with the operations of the Franchisee, and (2) the County's use shall not be for a competitive commercial purpose.

(g) *Home Wiring:*

(1) Prior to a Subscriber's termination of Service, the Franchisee will not restrict the ability of a Subscriber to remove, replace, rearrange or maintain any cable wiring located within the interior space of the Subscriber's dwelling unit, so long as such actions do not interfere with the ability of the Franchisee to meet FCC technical standards or to provide services to, and collect associated revenues from, that Subscriber or any neighboring Subscriber in a multiple dwelling unit.



(2) The Franchisee will provide Subscribers with a notification upon commencement of service, and annually thereafter, advising them of their rights relating to home wiring. Such notice will advise Subscribers that they may either: (i) remove, replace, rearrange or maintain the home wiring themselves, (ii) select a qualified third party contractor, or (iii) request that the Franchisee provide such service at standard hourly installation rates, plus materials at actual cost plus a reasonable rate of return.

(3) Such notice will inform Subscribers that if any home wiring is improperly installed or rearranged by anyone other than the Franchisee, and any harmful or improper signal leakage occurs as a result, the Subscriber may be held responsible for the actual cost of rectifying the problem. Pursuant to FCC rules, the Franchisee recognizes that it is required to terminate service to any location where signal leakage problems are not corrected. Subscribers will be encouraged to use high quality home wiring materials to avoid signal leakage and to maintain signal quality. The Franchisee will offer to supply such materials to subscribers at actual cost plus a reasonable rate of return.

(h) *Compliance Survey/Performance Evaluation Sessions:*

(1) To aid in enforcing the terms of the Franchise, the Franchisee, upon request by the County no more than once a year, shall conduct a System compliance and technical survey.

(2) The cost of this survey shall be borne 50% by the Franchisee and 50% by the County.

(3) This survey shall include:

(A) signal tests at a variety of test locations selected and observed by the County;

- (B) a review of the Franchisee's operating procedures and performance over the preceding year, including trouble call summaries, Subscriber complaints received by the County and the Franchisee, and telephone access statistics; and
- (C) an investigation and review of the Franchisee's overall compliance with the terms and conditions of this Franchise Agreement and the Cable Ordinance.

(4) The Franchisee shall cooperate fully with the County in carrying out this survey.

(5) The County shall have the right to have independent consultants employed by the County participate in this survey.

(6) The County and Franchisee may, at County's discretion, hold scheduled performance evaluation sessions once a year from the effective date of the Franchise and when subscriber complaints warrant, special evaluations sessions may be held at the discretion of the County upon 90 days' written notice to Franchisee.

**7. CHANNELS AND FACILITIES FOR PUBLIC, EDUCATIONAL AND GOVERNMENTAL USE**

*(a) Access Channels and Programming:*

(1) Upon completion of an interconnection arrangement with existing Cable provider(s) or connection directly to Franchisee's PEG channel provider(s), the Franchisee shall make available to all Subscribers on the System up to five video channels for public, educational and governmental use.

(2) Additional PEG Channels:

- (A) In addition to the channels specified in subsection 7(a)(1), the County may require the Franchisee to make available an additional video channel for public, educational, or governmental Access programming when the following conditions are met: cablecasts of qualified programming exceed 70 hours during a period lasting 16 consecutive weeks for any of the existing channels. The County may request up to two additional PEG channels in the manner prescribed herein.
- (B) For purposes of this section 7(a)(2), “qualified programming” includes any material carried on an Access channel that is reasonably related to the purpose of that Access channel, except that:
  - (i) “Bulletin board” material shall not count as qualified programming where the same text (or video and text) screen is sent simultaneously to all System Subscribers. The term “qualified programming” shall include bulletin board material, however, if such bulletin board material consists of multiple and different text (or video and text) screens transmitted to different Subscribers simultaneously or where the content of the bulletin board can be selected by a viewer, even if the resulting message is then available to all viewers of the channel.

- (ii) Repeat programs shall count as qualified programming only for the first four times they are shown during the test hours over the measurement period.
- (C) Each additional channel shall be provided by the Franchisee within 90 days after a written request from the County.
- (D) Programming for each such additional channel shall be determined in the same manner as for the corresponding initial Access channel.

(3) The Franchisee will provide any Access channels on the basic tier throughout the life of the Franchise, or if there is no basic tier, shall provide the Access channels as part of the service provided to any Subscriber, at no additional charge, and so that the channels are viewable by the Subscriber without the need for equipment other than the equipment that is required by every Subscriber to view any programming. If channels are selected through a menu system, the Access channels shall be displayed as prominently as commercial programming choices offered by the Franchisee.

(4) In the event that any Access channel is reassigned, the Franchisee shall provide the County with at least 90 days' written notice before reassigning the channel, and shall pay the reasonable costs of any advertising and promotional materials required due to the reassignment.

(5) In the event the Franchisee makes any change in the System and related equipment that would have a material adverse impact on the transmission or signal quality of Access programming, the Franchisee shall at its own expense take all necessary steps to ensure that such quality is maintained at no less than the previous level.

(6) The Franchisee shall include the detailed program schedule for the educational and governmental Access channels in its on-screen and on-line listings, provided that the County or other Access channel manager makes available such detailed program schedule to the entity or entities that produce such listings for the Franchisee in accordance with each such entity's normal format and lead time requirements.

(7) Franchisee shall use reasonable efforts to interconnect its System with the existing cable operator(s) or, at its option, directly with the PEG programming provider. Within 30 days of entering into this Agreement, Franchisee shall initiate interconnection negotiations to the extent necessary with the existing cable operator(s) to cablecast, on a live basis, public, educational and governmental access programming consistent with this Agreement. Interconnection may be accomplished by direct cable, microwave link, satellite or other reasonable method of connection. Franchisee shall negotiate in good faith with existing cable operator(s) respecting reasonable, mutually convenient, cost-effective, and technically viable interconnection points, methods, terms and conditions. The Franchisee and the existing cable operator(s) shall negotiate the precise terms and conditions of an interconnection agreement. If Franchisee is unable to reach such an agreement within 30 days after requesting in writing to interconnect with other local cable operator(s), upon request of Franchisee, County shall assist in mediating disputes. If no agreement is reached within an additional 30 days, and no later than 180 days from Franchisee's initial request to the cable operator(s), the County shall designate the point of interconnection with the objective of designating an interconnection point at the closest technically and economically feasible location on Franchisee's System permitting the transmission of high quality signals between cable systems for the least cost. Each party shall be responsible for its own interconnection cost. Both Franchisee and cable operator(s) will use

commercially reasonable efforts to complete interconnection as soon as practicable after the County designates an interconnection point.

(b) *Editorial Control:* Except as expressly permitted by federal law, the Franchisee shall not exercise any editorial control over the content of programming on the designated Public, Educational and Governmental Access channels, except for such programming as the Franchisee may produce and cablecast on such channels or commercial programming or commercial advertisements to the extent that they would constitute competition with the Franchisee for such commercial programming or commercial advertisements, but shall not include announcements indicating that programming is underwritten by a commercial entity, such as the underwriting announcements typically displayed by the public broadcasting system.

(c) *Service to Certain Facilities*

(1) Upon the request of the County, and subject to the conditions in this Section 7(c) and subject to the limitations set forth in 4(b)(1), above, the Franchisee shall provide, without charge, within the Service Area to each fire station, public school, police station, public library, and any other local government building, one service outlet activated for basic cable service, basic cable service, any equipment necessary to receive basic service at the service outlet and maintenance of external drops. The facilities and equipment required under this Section 7(c) shall be installed within 60 days of the County's request.

(2) The Franchisee shall be required to make one standard installation at one point reasonably convenient to use at each site specified in this Section 7(c) and shall not be required to wire the entire facility or to provide more than one outlet at no cost.

8. **VIRGINIA COMMUNICATIONS SALES AND USE TAX**

(a) *Virginia Communications Sales and Use Tax:* Franchisee shall comply with all applicable requirements of the provisions of Chapter 6.2 of Title 58.1 of the Code of Virginia in its current form and as it may be amended from time to time.

(b) *No Limitation on Taxing Authority:* Nothing in this Agreement shall be construed to limit any authority of the County to impose any tax, fee, or assessment of general applicability. By way of illustration and not limitation, to the extent permitted by applicable law, the County may impose a tax, fee, or other assessment on any person (other than the Franchisee) with respect to Cable Service or other communications service provided by such person over a Cable System for which charges are assessed to Subscribers but not received by the Franchisee.

9. **CUSTOMER SERVICE**

Franchisee shall comply with the Customer Service Standards set forth in Exhibit B.

10. **INSURANCE, SURETY, AND INDEMNIFICATION**

(a) *Insurance Required:*

(1) The Franchisee shall maintain at all times liability insurance as required by the Cable Ordinance.

(2) The Franchisee's insurance shall include contractual liability insurance applicable to the Franchisee's obligations under Section 10(c) below (indemnification).

(b) *Policies Available for Review:* All insurance policies shall be available for review by the County, and the Franchisee shall keep on file with the County certificates of insurance.

(c) *Indemnification:* The Franchisee shall defend, indemnify and save harmless the County, its officers, boards, commissions, agents and employees pursuant to the Cable Ordinance.

(d) *No Limit of Liability:* Neither the provisions of this Section nor any damages recovered by the County shall be construed to limit the liability of the Franchisee for damages under the Franchise.

## **11. PERFORMANCE GUARANTEES AND REMEDIES**

(a) *Letter of Credit:*

(1) The Franchisee shall obtain and maintain during the entire term of the Franchise, and any renewal or extensions thereof, an irrevocable letter of credit from a financial institution licensed to do business in Virginia in the amount of thirty thousand dollars (\$30,000), to ensure the Franchisee's faithful performance of its obligations.

(2) The Franchisee shall obtain the reasonable approval of the County for the language of the letter of credit before it is obtained. The Franchisee shall file with the County a complete copy of the letter of credit (including all terms and conditions applying to the bond or to draws upon it) prior to its effective date, and keep such copy current with respect to any changes over the life of the Franchise.

(3) The letter of credit shall not contain language requiring that in the event of any default a notice to the surety must be given within a specified period of time.

(4) The letter of credit shall contain language ensuring that it cannot be canceled, or allowed to lapse, until 60 days after receipt by the County, by certified mail, return receipt requested, of a written notice from the issuer of intent to cancel or not to renew.

(5) No later than 30 days after mailing of notification to the Franchisee by certified mail, return receipt requested, of a withdrawal from the letter of credit, the Franchisee shall restore the letter of credit to the total amount specified herein.



(b) *Remedies:* In addition to any other remedies available at law or equity, the County may apply any one or a combination of the following remedies in the event the Franchisee violates the Cable Ordinance, this Franchise Agreement or applicable state or federal law:

(1) Apply any remedy provided for in this Agreement.

(2) Revoke the Franchise pursuant to the procedures specified in this Agreement.

(3) Impose penalties available under applicable state and local laws for violation of County ordinances.

(4) In addition to or instead of any other remedy, seek legal or equitable relief from any court of competent jurisdiction.

(5) Any action, proceeding or exercise of a right by the County under this section does not constitute an election of remedies or a waiver of any other right the County may have, including the right to seek specific performance of a Franchise obligation, except that the County's election of liquidated damages shall take the place of any right to obtain actual damages over and above the payment of any amounts otherwise due.

(c) *Liquidated Damages:*

(1) Because the Franchisee's failure to comply with provisions of the Franchise and this Franchise Agreement will result in injury to the County, and because it is and will be impracticable to determine the actual amount of such damage in the event of delay or nonperformance, the County and the Franchisee agree to the following liquidated damages for the following violations of the Franchise and of this Agreement.

<u>Breach</u>	<u>Liquidated Damages</u>
(A) Failure to comply with PEG Access requirements	\$400 for each violation for each day the violation continues in addition to any monetary payment due
(B) Violation of customer service standards	\$400 for each violation for each day the violation continues in addition to any monetary payment due, except where compliance is measured quarterly, in which case damages shall be as specified in Section 11(c)(2) (after Franchisee is afforded a 10 business day opportunity to cure)
(C) Failure to supply information, reports, or filings lawfully required	\$400 for each violation for each day a violation continues (after Franchisee is afforded a 10 business day opportunity to cure)

(2) For consumer protection standards with which compliance is measured on a quarterly basis, liquidated damages shall be assessed as follows:

- (A) Quarterly measuring periods shall be January 1 through March 31, April 1 through June 30, July 1 through September 30, and October 1 through December 31.
- (B) If the Franchisee does not meet the prescribed standard in a given quarterly measuring period, the Franchisee shall be liable for liquidated damages in the following amounts: \$1,000 for each quarter in which such standards were not met if the failure was by less than five percent (5%); \$2,000 for each quarter in which such standards were not met if the failure was by five percent (5%) or more but less than fifteen (15%); and \$4,000 for each quarter in

which such standards were not met if the failure was by fifteen (15%) or more.

(3) Payment by the Franchisee of liquidated damages shall be due 30 days after the date of the County's notice assessing such damages pursuant to applicable law. If the Franchisee does not make payment within that period, the County may withdraw from the Franchisee's letter of credit the amount assessed, pursuant to the procedures set forth in the Cable Ordinance. The amount of all liquidated damages per annum shall not exceed twenty thousand dollars (\$20,000) in the aggregate.

(d) *Revocation or Termination of Franchise:*

(1) Upon completion of the term of the Franchise, if a new, extended, or renewed Franchise is not granted to the Franchisee by the County, the Franchisee's right to occupy the Public Rights-of-Way shall terminate, subject to applicable federal or state law.

(2) The County shall have the right to revoke the Franchise for any material breach of this Agreement or material violation of the Cable Ordinance.

(3) To revoke the Franchise pursuant to Section 11(d)(2), the County shall give the Franchisee written notice of the default in its performance. If within 30 calendar days following such written notice from the County to the Franchisee, or such other period as the Franchise Agreement shall require or the Franchisee and the County shall agree, the Franchisee has not taken corrective action to the satisfaction of the County, the County may give written notice to the Franchisee of its intent to revoke the Franchise, stating its reasons; provided that no opportunity to cure shall be provided where the Franchisee is shown to have defrauded or attempted to defraud the County or its Subscribers.

(4) Prior to revoking the Franchise, the County shall hold a public hearing, on 30 calendar days' notice, at which time the Franchisee and the public shall be given an

opportunity to be heard. Following the public hearing, the County may determine whether to revoke the Franchise based on the information presented at the hearing, and other information of record, or, where applicable, grant additional time to the Franchisee to affect any cure. If the County determines to revoke the Franchise, it shall issue a written decision setting forth the reasons for its decision. A copy of such decision shall be transmitted to the Franchisee.

(5) If the County revokes the Franchise, or if for any other reason the Franchise terminates, the following procedures and rights are effective:

(A) The County may require the former Franchisee to remove its facilities and equipment at the former Franchisee's expense and restore affected sites as required by the Cable Ordinance, or permit the former Franchisee to abandon such facilities in place, unless the Franchisee sells its facilities and equipment to an entity that is granted a franchise by the County. If the former Franchisee fails to remove its facilities within a reasonable period of time, the County may have the removal done at the former Franchisee's and/or surety's expense.

(B) The County may require the former Franchisee to continue operating the Cable System as specified in Section 4(c).

Under no circumstance including, without limitation, upon expiration, revocation, termination, denial of renewal of the Franchise or any other action to forbid or disallow Franchisee from providing Cable Services, shall the County require the Franchisee or its assignees to sell any right, title, interest, use or control of any portion of Franchisee's network including, without limitation, the Cable System or any capacity used for Cable Service or otherwise, to the County

or any third party. Franchisee shall not be required to remove the network or to relocate the network or any portion thereof as a result of revocation, expiration, termination, denial of renewal or any other action to forbid or disallow Franchisee from providing Cable Services. This provision is not intended to contravene leased access requirements under Title VI or PEG requirements set out in this Agreement.

(e) *Rights Cumulative:* The rights reserved to the County herein are in addition to all other rights of the County, whether reserved herein or authorized by applicable law. No action, proceeding, or exercise of a right with respect to the letter of credit will affect any other right the County may have. Neither the letter of credit, nor the receipt of any damages recovered by the County thereunder, shall be construed to excuse faithful performance by the Franchisee or limit the liability of the Franchisee under the terms of its Franchise for damages, either to the full amount of the bond or otherwise.

## **12. MISCELLANEOUS PROVISIONS**

(a) *Binding Acceptance:* This Agreement shall bind and benefit the parties hereto and their respective heirs, beneficiaries, administrators, executors, receivers, trustees, and the promises and obligations herein shall survive the expiration date hereof.

(b) *Severability:*

(1) If any term, condition, or provision of this Agreement shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the County and shall thereafter be binding on the Franchisee and the County.

(2) If the Franchisee believes that the terms of the Franchise or any County law or regulation conflict with any state or federal law or regulation, the Franchisee shall notify the County Manager immediately upon learning of the conflict.

(c) *Compliance with Federal and State Laws:* The Franchisee shall comply with all applicable federal, state, and local laws and regulations.

(d) *Each Party Bears Its Own Costs:* Unless otherwise expressly provided in this Agreement, all acts that the Franchisee is required to perform must be performed at the Franchisee's own expense. Unless otherwise expressly provided in this Agreement, all acts that the County is required to perform must be performed at the County's own expense.

(e) *Force Majeure:* The Franchisee shall not be deemed in default of provisions of this Agreement or the Cable Ordinance where such default is due to *force majeure*, which shall mean an event or events reasonably beyond the ability of the Franchisee to anticipate and control, including, but not limited to, acts of God, incidences of terrorism, war or riots, labor strikes or civil disturbances, floods, earthquakes, fire, explosions, epidemics, hurricanes, tornadoes, governmental actions and restrictions, work delays caused by waiting for utility providers to service or monitor or provide access to utility poles to which the Franchisee's facilities are attached or to be attached or conduits in which the Franchisee's facilities are located or to be located, and unavailability of materials or qualified labor to perform the work necessary; provided that the Franchisee takes immediate and diligent steps to bring itself back into compliance and to comply as soon as possible under the circumstances with the Franchise without unduly endangering the health, safety, and integrity of the Franchisee's employees or property, or the health, safety, and integrity of the public, Public Rights-of-Way, public property, or private property.

(f) *Third Party Beneficiaries:* The County and the Franchisee acknowledge and agree that no one is a third-party beneficiary of this Agreement.

(g) *No Evasion:* The Franchisee shall not take any action to evade any provision of this Agreement or the Cable Ordinance. This provision shall be read to prohibit, among other things, the Franchisee from requiring any Subscriber to waive any right (including without limitation privacy rights) as a condition of obtaining service.

(h) *Governing Law:* This Franchise Agreement shall be governed in all respects by the law of the Commonwealth of Virginia.

(i) *Notices:* Unless otherwise expressly stated herein, notices required under this Franchise Agreement shall be mailed first class, postage prepaid, to the addressees below. Each party may change its designee by providing written notice to the other party. Notices to the Franchisee shall be mailed to:

Cavalier IP TV, LLC  
2134 W. Laburnum Avenue  
Richmond, VA 23227  
Attn.: Brad Evans, Executive Chairman

with a copy to:

Cavalier IP TV, LLC  
2134 W. Laburnum Avenue  
Richmond, VA 23227  
Attn.: General Counsel

Notices to the County shall be mailed to:

County Manager  
Henrico County  
P. O. Box 27032  
Richmond, VA 23273-7032

The Franchisee shall at all times keep the County advised as to which individual(s) are authorized to act on behalf of the Franchisee and whose acts will be considered to bind the Franchisee.

(j) *Time of Essence:* In determining whether the Franchisee has substantially complied with this Franchise Agreement, the parties agree that time is of the essence.

(k) *Captions and References:* The captions and headings of sections throughout this Agreement are intended solely to facilitate reading and reference to the sections and provisions of this Agreement. Such captions shall not affect the meaning or interpretation of this Agreement. When any provision of the Cable Ordinance is expressly mentioned herein, such reference shall not be construed to limit the applicability of any other provision of the Cable Ordinance or County law that may also govern the particular matter in question.

(l) *Understanding and Consent:* This Agreement is freely and voluntarily given by each of the parties, without any duress or coercion, and after each party has consulted with its counsel. Each party and its counsel have participated fully in the review and revision of this Agreement, and any rule of construction to the effect that ambiguities are to be resolved against the drafting party shall not apply in interpreting this Agreement. Each party hereto has carefully and completely read all of the terms and provisions of this Agreement, and acknowledges that, to the best of its knowledge, each provision is lawful and enforceable.



AGREED TO THIS 11<sup>th</sup> DAY OF SEPTEMBER 2007.

Henrico County, Virginia  
a political subdivision of the  
Commonwealth of Virginia

By: \_\_\_\_\_  
County Manager

ATTEST:

\_\_\_\_\_  
County Clerk

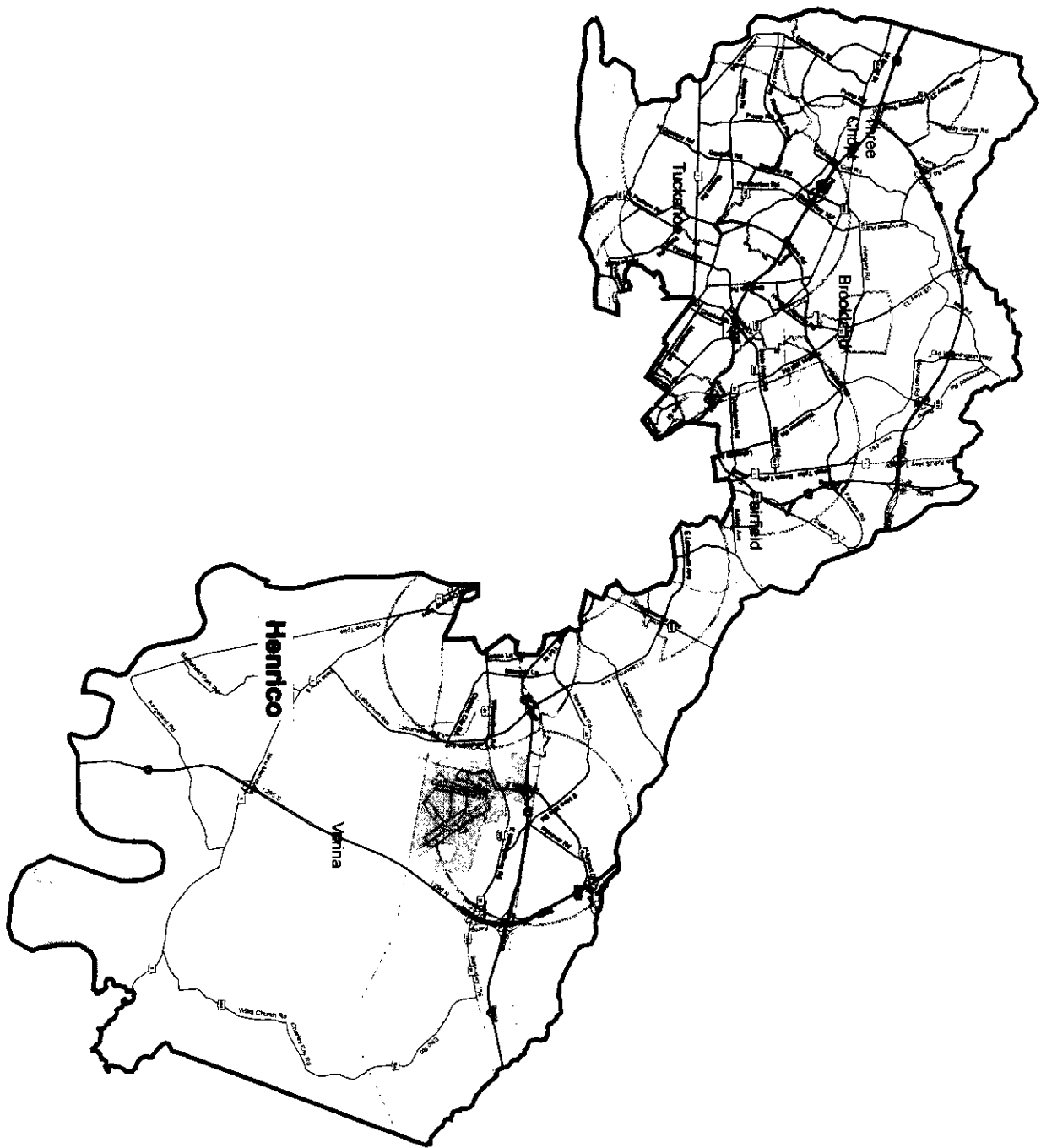
APPROVED AS TO FORM:

\_\_\_\_\_  
County Attorney

CAVALIER IP TV, LLC,  
a Delaware limited liability company

By: \_\_\_\_\_

Its: \_\_\_\_\_



City / County IPTV coverage  
Henrico, VA

1 inch equals 0.908190 miles

This map is intended for high level decisional purposes only. No service offering is guaranteed. Facilities must be verified for potential applications.

## **EXHIBIT B**

### **CUSTOMER SERVICE STANDARDS**

#### **1. Customer service – Generally.**

(a) This Exhibit B sets forth minimum customer service standards that the Franchisee must satisfy. In addition, the Franchisee shall at all times satisfy any additional or stricter requirements established by the FCC regulations, or other applicable federal, state, or local law or regulation, as the same may be adopted or amended from time to time.

(b) The Franchisee shall establish a conveniently located customer service center in the County when the Franchisee attains a minimum of 7,500 Subscribers in the Franchise Area. Prior to attaining this level of Subscribers, the Franchisee shall provide convenient alternative means, which may include an office or other facility in the County or an adjoining locality, for requesting service, bill payment, and the conduct of other business. The Franchisee may provide for the pick up or drop off of equipment by any one or more of the following: (i) having a Franchisee representative going to the Subscriber's premises, (ii) using a mailer, or (iii) establishing a location(s) for the pick up and drop off equipment in the County or an adjoining locality.

#### **2. Telephone answering.**

(a) The Franchisee shall maintain a local or toll-free number to receive all calls and inquiries from Subscribers and residents in the Service Area regarding Cable Service. Franchisee representatives trained and qualified to answer questions related to Cable Service in the Service Area must be available to receive reports of service interruptions 24 hours a day, seven days a week, and other inquiries at least 45 hours per week. Franchisee representatives shall identify themselves by name when answering this number. Franchisee may use an Automated Response Unit ("ARU") or a Voice Response Unit ("VRU") to distribute calls.

(b) The Franchisee shall use its best efforts to comply with the following standards. The Franchisee shall not be subject to liquidated damages for noncompliance with these standards if, under normal operating conditions, the standards are met at least 90% of the time, measured quarterly. For purposes of this calculation and all pertinent reports, the Franchisee may not omit data for conditions other than normal operating conditions unless the Franchisee has explained to the County the time period and the conditions involved, and the County has approved that classification.

- (1) Telephone answering time shall not exceed 30 seconds, and the time to transfer the call to a customer service representative (including hold time) shall not exceed an additional 30 seconds.
- (2) A customer will receive a busy signal less than three percent of the time.

(c) The Franchisee shall obtain and maintain sufficient telephone lines and staffing to meet the requirements of this Exhibit B. The Franchisee shall not block incoming calls or otherwise use equipment or procedures that would result in an inaccurate account of all calls made to the Franchisee; any such practice shall constitute fraud and shall be an independent violation of the customer service standards.

(d) At least one person in responsible charge of the Franchisee's operations shall be available by local telephone during such hours as the business office is closed, and the telephone number of such person shall be supplied in advance to the County Manager and to the County's police and fire divisions.

(e) Any consolidation of customer service or call center functions shall not in any way interfere with the Franchisee's compliance with applicable customer service requirements.

### **3. Installations and service calls.**

(a) The Franchisee shall respond to service calls and complaints promptly. The Franchisee shall use its best efforts to comply with the following standards. The Franchisee shall not be subject to liquidated damages for noncompliance with these standards if, under normal operating conditions, the standards are met at least 95% of the time, measured quarterly.

- (1) Subject to the conditions set forth in Section 4(b)(1) of the Agreement, the Franchisee shall complete all installations within seven (7) business days after the underlying facilities are obtained from a third party.
- (2) The Franchisee shall commence repairs for service interruptions affecting more than 100 Subscribers within two hours after the Franchisee becomes aware of the interruption, including Saturdays, Sundays, and legal holidays.
- (3) The Franchisee shall commence repairs for all other service interruptions within 24 hours after the Franchisee becomes aware of the interruption, including Saturdays, Sundays, and legal holidays.

- (4) The Franchisee shall commence work on all requests for service other than service interruptions by the next business day after it receives the request for service or otherwise becomes aware of the need for service.

(b) All service for which a completion time is not otherwise specified must be completed within three days from the date of the initial request, unless, for reasons beyond the Franchisee's control, the work could not be completed in those time periods even with the exercise of all due diligence, in which case the Franchisee shall complete the work in the shortest time possible. The failure of the Franchisee to hire sufficient staff or to properly train its staff shall not justify the Franchisee's failure to comply with this provision.

(c) Appropriate records shall be made of service calls, showing when and what corrective action was completed. Such records shall be available to the County during normal business hours and retained for not less than three (3) years.

(d) The Franchisee shall perform service calls, installations, and disconnects at least from 8 a.m. to 6 p.m. Monday through Friday and 8 a.m. to 5 p.m. Saturday. In addition, maintenance service capability enabling the prompt location and correction of major system malfunctions shall be available seven days a week, 24 hours a day, including Saturdays, Sundays, and holidays.

(e) The appointment window for installations, service calls, and other installation activities shall be either a specific time or, at maximum, a four hour time block during the time from 8 a.m. to 6 p.m. Monday through Friday and 8 a.m. to 5 p.m. Saturday. Where a Subscriber is unable to arrange for a service call or installation during that period, the Franchisee shall also schedule service and installation calls at reasonable times outside that period.

(f) The Franchisee may not cancel an appointment with a Subscriber after 6 p.m. on the business day preceding the appointment, unless the appointment is for a Monday, in which case the Franchisee may not cancel after 5 p.m. on Saturday. If a Franchisee's representative is running late for an appointment with a Subscriber and will not be able to keep the appointment as scheduled, the Subscriber will be contacted, and the appointment rescheduled, as necessary, at a time which is reasonably convenient for the Subscriber.

(g) The Franchisee shall afford subscribers a three-day right of rescission for ordering service over the Cable System, except that such right of rescission shall end upon initiation of installation, whether physically or electronically, on the Subscriber's premises or upon provision of Service to the Subscriber.

(h) Under normal operating conditions, billing inquiries and requests for service, repair, and maintenance not involving service interruptions must be acknowledged by a trained customer service representative within 24 hours, or prior to the end of the next business day, whichever is earlier. The Franchisee shall respond to all other inquiries within five business days of the inquiry.

(i) Except as federal law may specifically require, no charge shall be made to the Subscriber for repairs or maintenance of Franchisee-owned equipment or facilities, except for the cost of repairs to the Franchisee's equipment or facilities where it can be shown that the equipment or facility was damaged by a Subscriber.

(j) With regard to mobility-limited Subscribers, upon Subscriber request, the Franchisee shall arrange for pickup and/or replacement of converters or other Franchisee equipment at the Subscriber's address or by a satisfactory equivalent (such as the provision of a postage-prepaid mailer).

(k) All personnel, agents and representatives of a Franchisee, including subcontractors that have occasion to deal directly with Subscribers in the field shall carry photo identification badges, to be displayed upon request, when acting on behalf of the Franchisee.

(l) The Franchisee shall provide advance notice, in light of the circumstances, prior to entry whenever desiring to enter any private property within the County. Work performed in easements and rights-of-way during system outage periods is exempted.

#### **4. Notice.**

(a) When a Subscriber is connected or reconnected to a Cable System and at least once annually afterwards, and at any time upon request, the Franchisee shall provide each Subscriber with written information concerning the following. Copies of all such materials provided to Subscribers shall also be provided to the County.

- (1) a written description of products and services offered, including a schedule of rates and charges, a list of channel positions, and a description of programming services, options, and conditions;
- (2) a written description of the Franchisee's installation and service maintenance policies, delinquent Subscriber disconnect and reconnect procedures, and any other of its policies applicable to its Subscribers;
- (3) written instructions that clearly set forth procedures for placing a service call or requesting an adjustment, including the name, address and telephone number of the employee that the Subscriber can call or write for information regarding terms and conditions of the Franchisee's Franchise;
- (4) a written description of the Franchisee's billing and complaint procedures, including the address and telephone number of the office responsible for receiving Subscriber complaints;
- (5) notice regarding Subscribers' privacy rights pursuant to 47 U.S.C. § 551; and

(6) notice regarding Subscribers' rights relating to home wiring.

(b) The Franchisee shall provide to all Subscribers and to the County at least 30 days' written notice before the implementation of any change in rates, services, channel positions, business hours, or legal holidays. Such notice shall state the precise amount of any rate change and briefly explain in accurate and readily understandable fashion the cause of the rate change (*e.g.*, inflation, changes in external costs or the addition/deletion of channels). When the change involves the addition or deletion of channels, each channel added or deleted must be separately identified.

(c) All Franchisee promotional materials, announcements, and advertising of residential Cable Service to Subscribers and the general public, where price information is listed in any manner, shall clearly and accurately disclose price terms. In the case of pay-per-view or pay-per-event programming, all promotional materials must clearly and accurately disclose price terms and in the case of telephone orders, the Franchisee shall take appropriate steps to ensure that price terms are clearly and accurately disclosed to potential customers before the order is accepted.

(d) The Franchisee shall notify Subscribers, either electronically or in written form, at least annually, the name, address and telephone number of the County Manager or another designated County employee that the Subscriber can call or write for information regarding terms and conditions of the Franchisee's Franchise and for reporting complaints.

## **5. Billing.**

(a) Bills shall be clear, concise, and understandable, and shall not be such as to mislead a reasonable Subscriber as to any matter reflected on the bill. Bills must be fully itemized with itemizations including, but not limited to, basic and premium service charges and equipment charges. Bills shall clearly delineate all activity during the billing period, including optional charges, rebates, and credits.

(b) If the Franchisee chooses to itemize, as a separate line item on bills, government-imposed fees, such fees must be shown in accordance with any applicable law. Amounts itemized pursuant to 47 U.S.C. § 542(c) shall not be identified as separate costs over and above the amount the Franchisee charges a Subscriber for service. In specifying the portion of the bill attributable to government-imposed fees, the description used in the bill to indicate such elements shall be correct, truthful, and not misleading.

(c) Refund checks or credits to Subscribers shall be issued promptly, but no later than the later of:

- (1) the Subscriber's next billing cycle, or 30 days, following resolution of the refund request, whichever is earlier; or

- (2) the return of all equipment supplied by the Franchisee, if Service is terminated.

(d) The Franchisee's first billing statement after a new installation or service change shall be prorated as appropriate and shall reflect any security deposit.

(e) Credits

- (1) The account of any Subscriber shall be credited a prorated share of the monthly charge for service, upon the Subscriber's reasonably prompt request, whenever:

- (A) the Subscriber is without service for a period that exceeds 12 hours during any 24-hour period; or

- (B) Service is substantially impaired for any reason for a period that exceeds 12 hours during any 24-hour period.

- (2) The credits required under subsection (e)(1) shall not apply if:

- (A) it can be documented that a Subscriber seeks a refund for an outage or impairment that the Subscriber caused; or

- (B) a planned outage occurred between the hours of 12:00 midnight and 6:00 a.m.

- (3) Credits for Service shall be issued no later than the Subscriber's next billing cycle following the determination that a credit is warranted.

(f) No charge may be made for any service or product that the Subscriber has not affirmatively indicated it wishes to receive. Payment of the regular monthly bill does not in and of itself constitute such an affirmative indication.

**6. Disconnection.**

(a) The Franchisee shall promptly disconnect or downgrade any Subscriber upon the subscriber's request. No period of notice prior to voluntary termination or downgrade of service may be required of Subscribers by the Franchisee. So long as the Subscriber returns, or permits the Franchisee to retrieve, any equipment necessary to receive a service within five business days of the disconnection, no charge may be imposed by the Franchisee for any Cable Service delivered after the date of the disconnect request.

(b) Any security deposit and/or other funds due the Subscriber shall be refunded on disconnected accounts after any customer premises equipment provided by the franchisee has been recovered by the Franchisee. The refund must be made within 30 days or by the end of the next billing cycle, whichever is earlier, from the date



disconnection was requested (or, if later, the date on which any customer premises equipment provided by the Franchisee is returned).

(c) The Franchisee shall provide at least five days' written notice prior to discontinuance of Service due to nonpayment and shall not terminate for nonpayment where the payment relates to Service not yet provided. Where the Franchisee has improperly discontinued Service, it shall provide free reconnection.

(d) The Franchisee may immediately disconnect a Subscriber if the Subscriber is damaging or destroying the Franchisee's Cable System or equipment. After disconnection, the Franchisee shall restore service after the Subscriber provides adequate assurance that it has ceased the practices that led to disconnection, and paid all proper fees and charges, including any reconnect fees and amounts owed the Franchisee for damage to its Cable System or equipment.

(e) The Franchisee may also disconnect a Subscriber that causes signal leakage in excess of federal limits. Disconnection may be effected after five days' written notice to the Subscriber, if the Subscriber fails to take steps to correct the problem. Alternatively, the Franchisee may disconnect a Subscriber without notice where signal leakage is detected originating from the Subscriber's premises in excess of federal limits, provided that the Franchisee shall immediately notify the Subscriber of the problem and, once the problem is corrected, reconnect the Subscriber.

## **7. Customer service – Other.**

(a) The Franchisee shall make available to any Subscribers upon request the option of blocking the video or audio portion of any channel or channels of programming entering the Subscriber's home. The control option described herein shall be made available to all Subscribers requesting it when any Cable Service is provided, or reasonably soon thereafter.

(b) The Franchisee shall keep such records as are necessary to show compliance with these customer service standards and FCC customer service standards.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 335-07  
Page No. 1 of 2

Agenda Title

ORDINANCE - Vacation of Drainage and Utility Easement - Linden Pointe - Brookland District

For Clerk's Use Only:

SEP 25 2007

Date

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to

BOARD OF SUPERVISORS ACTION

Moved by (1) Glover Seconded by (1) Thurston  
(2) (2)

REMARKS

APPROVED

YES NO OTHER

Donati, J. absent  
Glover, R. ☒  
Kaechele, D. ☒  
O'Hannon, P. ☒  
Thurston, F. ☒

WHEREAS, upon application of HHHunt Homes, L.C., a Virginia limited liability company, owner of Lots 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12, Block A, Lot 13, Block B, and Lots 24, 25, and 26, Block C and Leonor O. Estrera and Nenita O. Estrera, owners of Lot 2, Block A, of Linden Pointe, requesting that the drainage and utility easement (the "Easement"), as shown shaded on the attached copy of the subdivision plat of Linden Pointe, a copy of which is attached hereto and marked Exhibit "A," the plat of which is recorded in the Clerk's Office of the Circuit Court of the County of Henrico, Virginia ("Clerk's Office") in Plat Book 122, Pages 142 and 143, be vacated; this Ordinance was advertised pursuant to Section 15.2-2204 of the Code of Virginia, 1950, as amended, and a public hearing was held on September 25, 2007, at 7:00 p.m., by the Board of Supervisors of the County of Henrico, Virginia (the "Board"); 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 portion of the Easement, as shown shaded on Exhibit "A," is vacated in accordance with the provisions of Section 15.2-2272(2) of the Code of Virginia, 1950, as amended.

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

By Agency Head

Steve Paine

By County Manager

Doris A. Hayes

Routing:

Yellow to:

Real Property

Copy to:

Certified:

A Copy Tests:

Clerk, Board of Supervisors

Date:

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

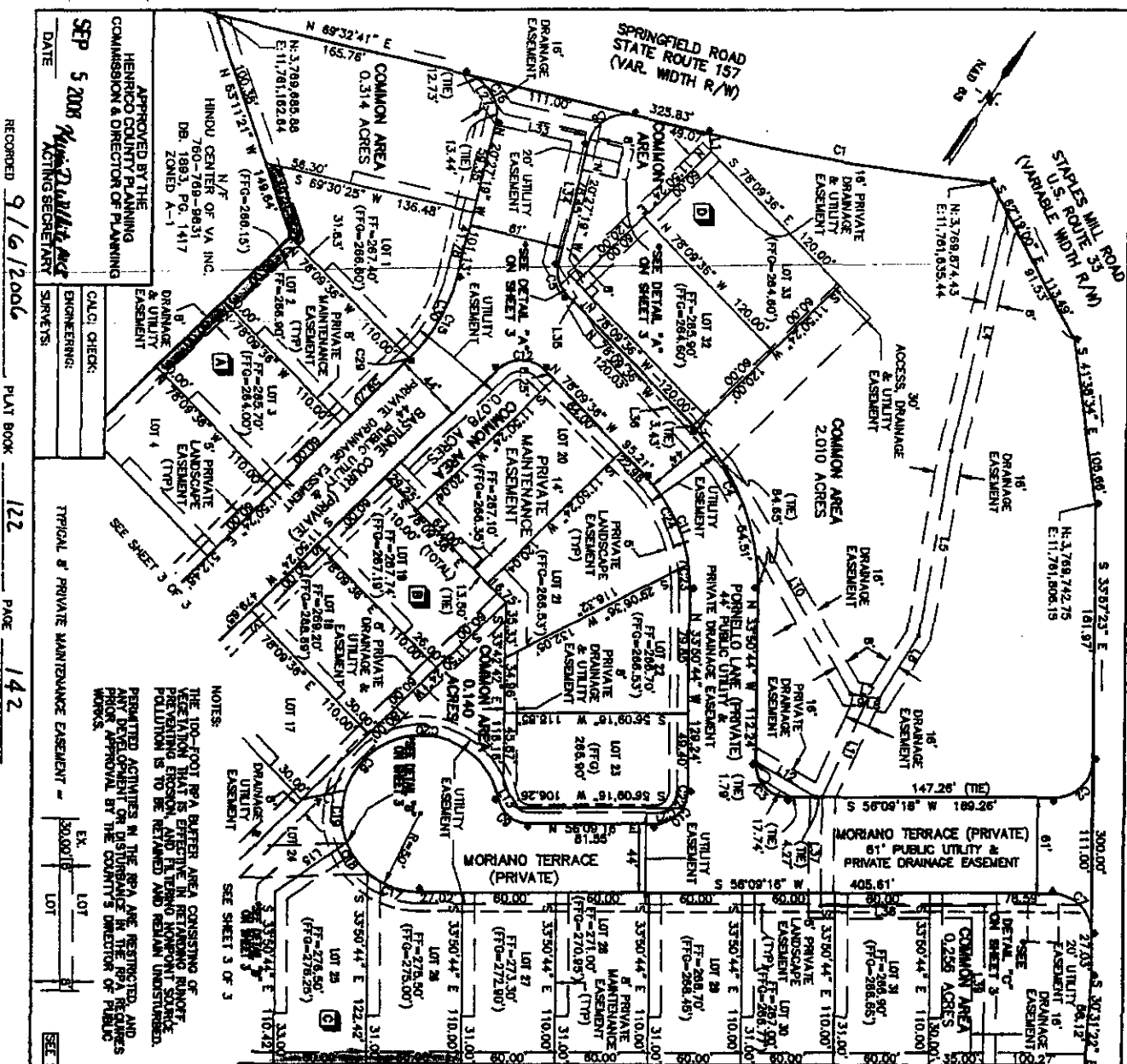
Agenda Item No. 335-07  
Page No. 2 of 2

**Agenda Title      ORDINANCE - Vacation of Drainage and Utility Easement – Linden Pointe –  
                         Brookland District**

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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 the 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 names of HHHunt Homes, L.C., a Virginia limited liability company, and Leonor O. Estrera and Nenita O. Estrera, or their successors or assigns. Pursuant to Section 15.2-2276 of the Code of Virginia, 1950, as amended, the Clerk shall note this vacation as prescribed.

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



**NOTES:**

THE 100-FOOT RPA BUFFER AREA CONSISTING OF VEGETATION THAT IS EFFECTIVE IN RETARDING RAINOFF PREVENTING EROSION, AND FILTERING NONPOINT SOURCE POLLUTION IS TO BE MAINTAINED AND REMAIN UNDISTURBED.

PERMITTED ACTIVITIES IN THE RPA ARE RESTRICTED, AND ANY DEVELOPMENT OR DISTURBANCE IN THE RPA REQUIRES PRIOR APPROVAL BY THE COUNTY'S DEPARTMENT OF PUBLIC WORKS.

SEE SHEET 3 OF 3

SEE SHEET 3 FOR LOT AREA TABULATIONS

LINE	BEARING	ARC LENGTH	DELTA ANGLE	TANGENT	CHORD LENGTH	CHORD BEARING	DISTANCE
1	S 147° 35' E	11.28					55.95
2	S 137° 38' W	10.10					50.95
3	S 137° 38' W	10.10					50.95
4	S 210° 45' E	155.05					24.05
5	S 210° 45' E	155.05					24.05
6	S 241° 04' E	118.70					20.05
7	S 241° 04' E	118.70					20.05
8	S 07° 03' W	47.18					23.58
9	S 07° 03' W	47.18					23.58
10	S 06° 35' W	17.83					20.05
11	S 06° 35' W	17.83					20.05
12	S 06° 35' W	17.83					20.05
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89	S 06° 35' W	17.83					20.05
90	S 06° 35' W	17.83					20.05
91	S 06° 35' W	17.83					20.05
92	S 06° 35' W	17.83					20.05
93	S 06° 35' W	17.83					20.05
94	S 06° 35' W	17.83					20.05
95	S 06° 35' W	17.83					20.05
96	S 06° 35' W	17.83					20.05
97	S 06° 35' W	17.83					20.05
98	S 06° 35' W	17.83					20.05
99	S 06° 35' W	17.83					20.05
100	S 06° 35' W	17.83					20.05

**EXHIBIT "A"**

**COONTZ-BRYANT, P.C.**

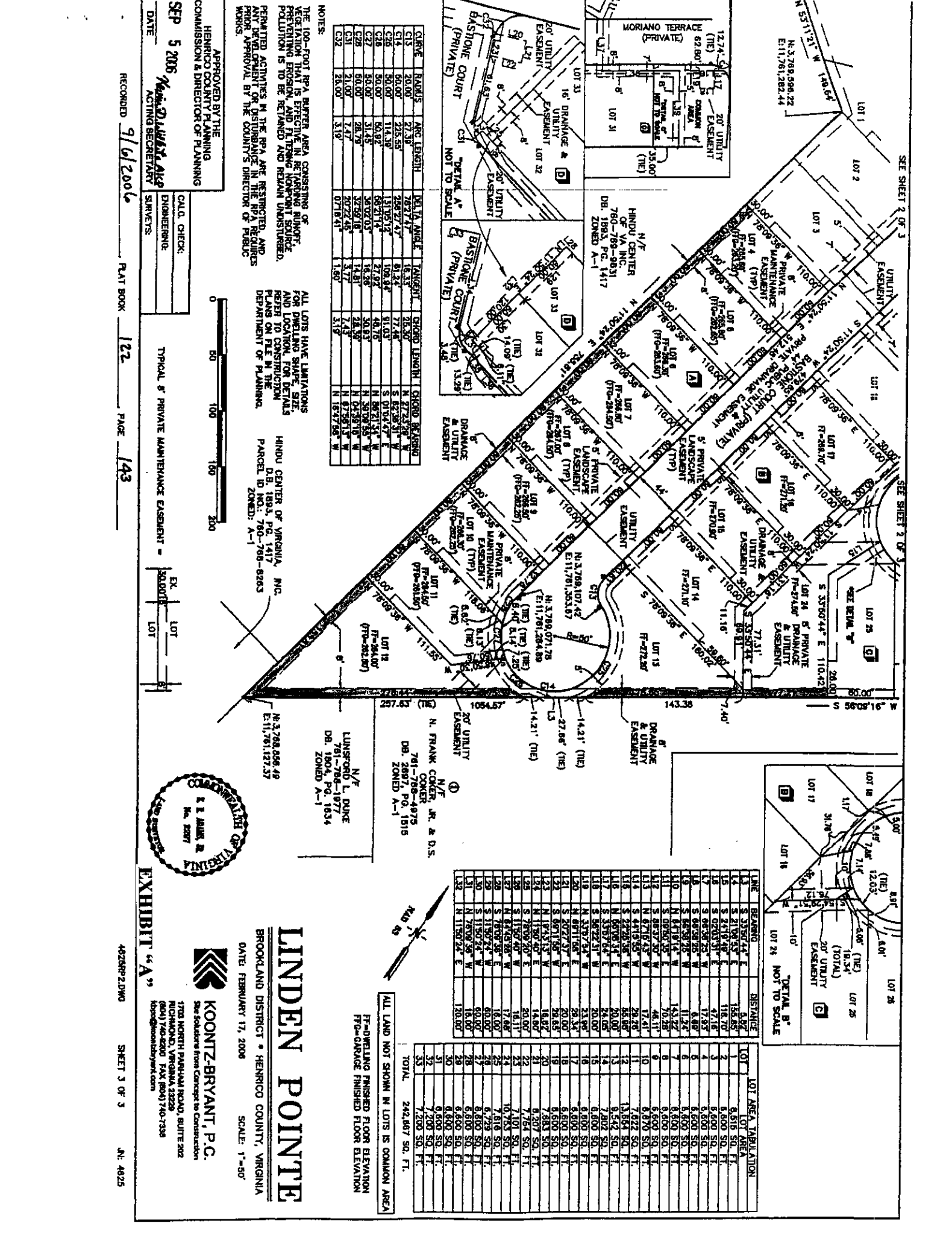
1700 NORTH PARKWAY ROAD, SUITE 202  
RICHMOND, VIRGINIA 23228  
(804) 760-2220 FAX (804) 760-7336  
info@coontz-bryant.com

**LINDEN POINTE**

BROOKLAND DISTRICT • HENRICO COUNTY, VIRGINIA

DATE: FEBRUARY 17, 2006

SCALE: 1"=50'



LINE	BEARS	ARC LENGTH	DELTA ANGLE	TANGENT	CHORD LENGTH	CHORD BEARING
C13	20.00	27.39	78.71°	16.33	35.30	S 27.33° W
C14	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C15	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C16	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C17	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C18	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C19	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C20	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C21	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C22	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C23	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C24	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C25	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C26	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C27	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C28	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C29	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C30	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C31	20.00	27.39	78.71°	16.33	35.30	S 63.29° E
C32	20.00	27.39	78.71°	16.33	35.30	S 63.29° E

LINE	BEARING	DISTANCE	LOT	LOT AREA
1	S 33°04' E	5.92	1	0.510 SQ. FT.
2	S 21°19' W	18.85	2	0.510 SQ. FT.
3	S 02°03' E	18.10	3	0.510 SQ. FT.
4	S 08°28' W	17.95	4	0.510 SQ. FT.
5	S 08°28' W	17.95	5	0.510 SQ. FT.
6	S 08°28' W	17.95	6	0.510 SQ. FT.
7	S 08°28' W	17.95	7	0.510 SQ. FT.
8	S 08°28' W	17.95	8	0.510 SQ. FT.
9	S 08°28' W	17.95	9	0.510 SQ. FT.
10	S 08°28' W	17.95	10	0.510 SQ. FT.
11	S 08°28' W	17.95	11	0.510 SQ. FT.
12	S 08°28' W	17.95	12	0.510 SQ. FT.
13	S 08°28' W	17.95	13	0.510 SQ. FT.
14	S 08°28' W	17.95	14	0.510 SQ. FT.
15	S 08°28' W	17.95	15	0.510 SQ. FT.
16	S 08°28' W	17.95	16	0.510 SQ. FT.
17	S 08°28' W	17.95	17	0.510 SQ. FT.
18	S 08°28' W	17.95	18	0.510 SQ. FT.
19	S 08°28' W	17.95	19	0.510 SQ. FT.
20	S 08°28' W	17.95	20	0.510 SQ. FT.
21	S 08°28' W	17.95	21	0.510 SQ. FT.
22	S 08°28' W	17.95	22	0.510 SQ. FT.
23	S 08°28' W	17.95	23	0.510 SQ. FT.
24	S 08°28' W	17.95	24	0.510 SQ. FT.
25	S 08°28' W	17.95	25	0.510 SQ. FT.
26	S 08°28' W	17.95	26	0.510 SQ. FT.
27	S 08°28' W	17.95	27	0.510 SQ. FT.
28	S 08°28' W	17.95	28	0.510 SQ. FT.
29	S 08°28' W	17.95	29	0.510 SQ. FT.
30	S 08°28' W	17.95	30	0.510 SQ. FT.
31	S 08°28' W	17.95	31	0.510 SQ. FT.
32	S 08°28' W	17.95	32	0.510 SQ. FT.
33	S 08°28' W	17.95	33	0.510 SQ. FT.
TOTAL				242,867 SQ. FT.

NOTES:  
THE 100-FOOT RPA BUFFER AREA CONSISTING OF VEGETATION THAT IS EFFECTIVE IN RETARDING RUNOFF, PREVENTING EROSION, AND FILTERING NON-POINT SOURCE POLLUTION IS TO BE RETAINED AND REMAIN UNDISTURBED.  
PERMITTED ACTIVITIES IN THE RPA ARE RESTRICTED, AND ANY ACTIVITY IN THE RPA MUST BE APPROVED BY THE RPA APPROVAL BOARD PRIOR TO CONSTRUCTION.  
PRIOR APPROVAL BY THE COUNTY'S DIRECTOR OF PUBLIC WORKS.

APPROVED BY THE  
HENRICO COUNTY PLANNING  
COMMISSION & DIRECTOR OF PLANNING

SEP 5 2006  
K. E. ALLEN, JR.  
ACTING SECRETARY

RECORDED 9/6/2006 PLAT BOOK 122 PAGE 143

ALL LOTS HAVE LIMITATIONS FOR DRAINAGE SHAPE, SIZE, AND LOCATION. FOR DETAILS REFER TO CONSTRUCTION PLANS ON FILE IN THE DEPARTMENT OF PLANNING.

HINDU CENTER OF VIRGINIA, INC.  
D.B. 1893, P.O. 1417  
PARCEL ID NO.: 780-786-8263  
ZONED: A-1

LUNSFORD L. DUKE  
761-786-1977  
D.B. 1804, P.O. 1834  
ZONED: A-1

N. FRANK COCKER, JR. & D.S.  
761-786-4975  
D.B. 2897, P.O. 1515  
ZONED: A-1

CO. OF VIRGINIA  
K. E. ALLEN, JR.  
No. 2287

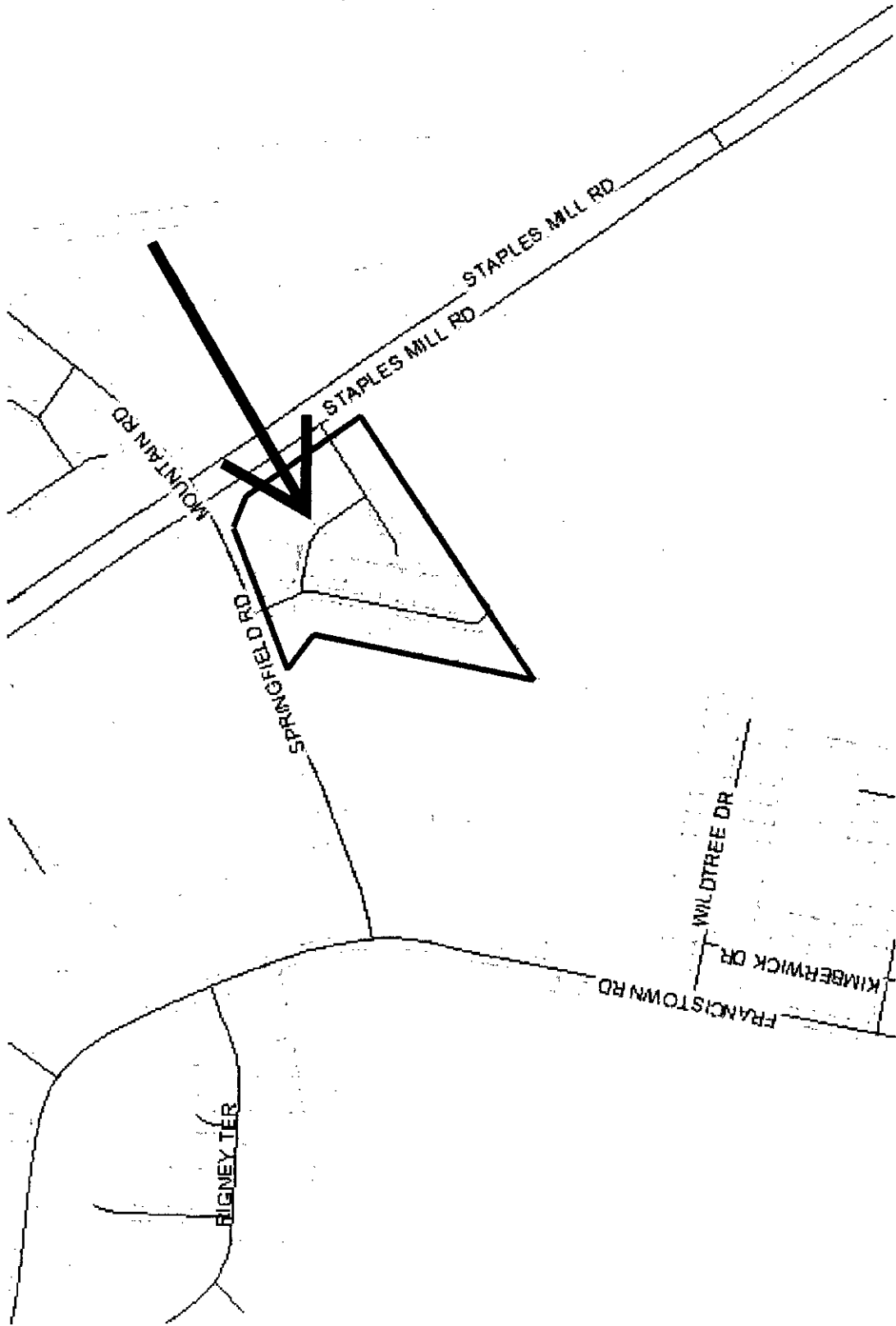
EXHIBIT "A"

DATE: FEBRUARY 17, 2006  
SCALE: 1"=50'

BROOKLAND DISTRICT • HENRICO COUNTY, VIRGINIA

KOONTZ-BRYANT, P.C.  
The Solutions from Concept to Construction  
1703 NORTH PARKWAY ROAD, SUITE 202  
RICHMOND, VIRGINIA 23229  
(804) 746-8200 FAX (804) 740-7399  
kbr@koontzbryant.com

ALL LAND NOT SHOWN IN LOTS IS COMMON AREA  
FT-DWELLING FINISHED FLOOR ELEVATION  
FT-GARAGE FINISHED FLOOR ELEVATION



# VICINITY MAP LINDEN POINTE



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 336-07  
Page No. 1 of 2

Agenda Title

ORDINANCE - Vacation of a Portion of Utility Easement - Lots 1 and 2 -  
Block A - Section 2 - Clarendon Farms - Fairfield District

For Clerk's Use Only:  Date <u>SEP 25 2007</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Thurston</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____ REMARKS: <b>APPROVED</b>		YES NO OTHER Donati, J. _____ <u>Absent</u> Glover, R. <input checked="" type="checkbox"/> Kaechele, D. <input checked="" type="checkbox"/> O'Bannon, P. <input checked="" type="checkbox"/> Thurston, F. <input checked="" type="checkbox"/>
---	--	--	--

WHEREAS, upon application of Larry A. Parker, owner of Lot 1 and Betty M. Hill and Robert E. Hill, owners of Lot 2, Block A, Section 2 of Clarendon Farms, requesting that the portion of the utility easement (the "Easement"), as shown shaded on the attached copy of the subdivision plat of Clarendon Farms, Section 2, a copy of which is attached hereto and marked Exhibit "A," the plat of which is recorded in the Clerk's Office of the Circuit Court of the County of Henrico, Virginia ("Clerk's Office") in Plat Book 105, Page 121, be vacated; this Ordinance was advertised pursuant to Section 15.2-2204 of the Code of Virginia, 1950, as amended, and a public hearing was held on September 25, 2007, at 7:00 p.m., by the Board of Supervisors of the County of Henrico, Virginia (the "Board"); 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 portion of the Easement, as shown shaded on Exhibit "A," is vacated in accordance with the provisions of Section 15.2-2272(2) of the Code of Virginia, 1950, as amended.

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

By Agency Head Steve B...

By County Manager [Signature]

Routing:

Yellow to: Real Property

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

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

Agenda Item No. **336-07**  
Page No. **2 of 2**

**Agenda Title      ORDINANCE - Vacation of a Portion of Utility Easement - Lots 1 and 2 -  
Block A - Section 2 - Clarendon Farms - Fairfield District**

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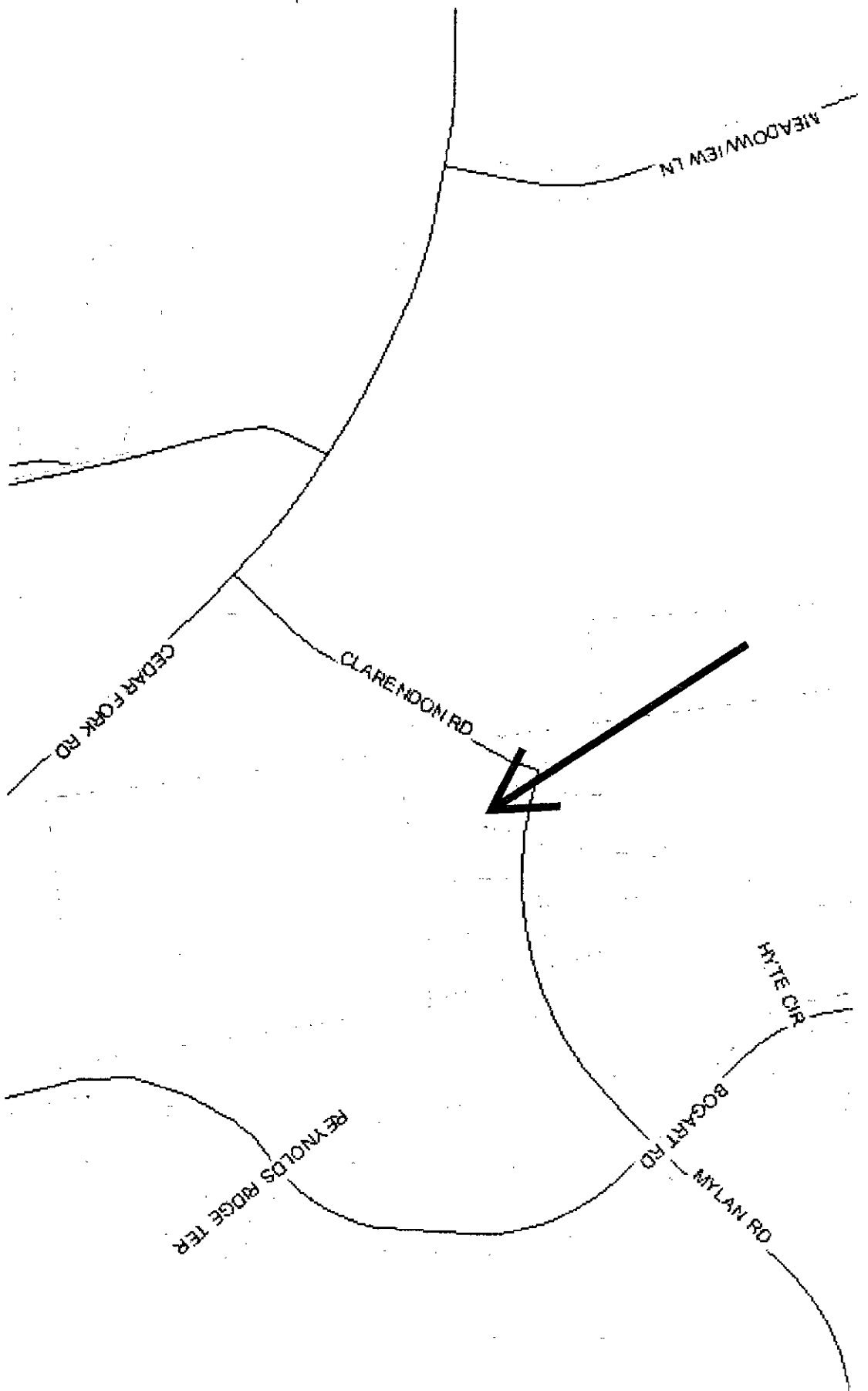
The Clerk of the Circuit Court of the County of Henrico, Virginia (the "Clerk"), is authorized, upon receipt of payment therefor, to record a certified copy of the Ordinance in the Clerk's Office, after the expiration of thirty (30) days from its passage, provided no appeal has been taken to the Circuit 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 names of Larry A. Parker, Betty M. Hill and Robert E. Hill, or their successors or assigns. Pursuant to Section 15.2-2276 of the Code of Virginia, 1950, as amended, the Clerk shall note this vacation as prescribed.

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





VICINITY MAP  
CLARENDON FARMS



Bert and Ernie, L.L.C.  
CONSULTANTS

August 26, 2007

Re: Wyndham Housing Community  
Glen Allen, VA

To Whom It May Concern:

An inspection was conducted on the streets that were recently slurry sealed within the Wyndham community.


This inspection took place on Thursday, August 23<sup>rd</sup> between Mike Havison and myself. The purpose of the inspection was to verify the appearance and the quality of the workmanship of the slurry seal.

Mr. Havison tried to describe the condition of the slurry seal on the phone. I was convinced the slurry seal could not be as poor as Mr. Havison had described on the phone before I saw it. But once I arrived at Wyndham and walked the streets that were recently slurry sealed, I was shocked at the very poor appearance of the surfaces throughout the community. The inconsistent appearance of one lane next to the other is very obvious and unsightly. The excess black spray of liquid asphalt on the concrete gutters is a sign of very poor workmanship. The larger pieces of stone visible throughout the surface are definitely beyond specification limits. The fact that various valve boxes had not been uncovered after being sealed is another sign of unacceptable workmanship.

The surfaces of the cul-de-sacs are very rough and spotty. The overall condition of the streets that have been sealed do nothing to add to the appearance of the community. In fact, the opposite is true. These streets detract from the overall beauty of Wyndham.

If I can be of any further assistance on this matter, please contact me immediately.

Respectfully yours,



Ernest C. Czarnecki  
Chairman of the Board



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 33207  
Page No. 1 of 1

Agenda Title: INTRODUCTION OF ORDINANCE - To Amend and Reordain Subdivision (3) of Subsection (e) of Section 20-72 of the Code of the County of Henrico Titled "Elderly or permanently and totally disabled persons" to Increase the Income Limit under the Tax Relief for the Elderly or Permanently and Totally Disabled Program (REAP) from \$52,000 to \$62,000.

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

The Clerk is directed to advertise, in the Richmond Times-Dispatch on October 9, 2007 and October 16, 2007, the following ordinance for a public hearing to be held at the Board Room on October 23, 2007 at 7:00 p.m.:

"AN ORDINANCE to Amend and Reordain Subdivision (3) of Subsection (e) of Section 20-72 of the Code of the County of Henrico titled "Elderly or permanently and totally disabled persons" to increase the income limit under the tax relief for the elderly or permanently and totally disabled program (REAP) from \$52,000 to \$62,000. A copy of the full text of this ordinance shall be on file in the Office of the County Manager."

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

(Acting) By Agency Head [Signature] By County Manager [Signature]  
  
Routing: Yellow to: Finance  
Copy to: \_\_\_\_\_  
  
Certified: \_\_\_\_\_  
A Copy Teste: \_\_\_\_\_ Clerk, Board of Supervisors  
  
Date: \_\_\_\_\_

AN ORDINANCE to amend and Reordain Subdivision (3) of Subsection (e) of Section 20-72 of the Code of the County of Henrico Titled "Elderly or permanently and totally disabled persons" to Increase the Income Limit under the Tax Relief for the Elderly or Permanently and Totally Disabled Program (REAP) from \$52,000 to \$62,000.

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

1. That Subdivision (3) of Subsection (e) of Section 20-72 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 20-72. Elderly or permanently and totally disabled persons.**

.  
.  
.

(e) *Criteria for exemption.* Exemption shall be granted to persons subject to the following provisions:

.  
.  
.

(3) The gross combined income of the owner during the year immediately preceding the taxable year shall be determined by the director to be an amount not to exceed ~~\$52,000.00~~\$62,000.00. Gross combined income shall include all income from all sources, without regard to whether a tax return is actually filed, of the owner, the spouse and the owner's relatives living in the dwelling for which exemption is claimed. Gross combined income shall not include life insurance benefits or receipts from borrowing or other debt. For the purpose of this subsection, the first \$10,000.00 of annual income of each of the owner's relatives, other than a spouse, living in the dwelling and who does not qualify for the exemption provided by subdivision (4) of this subsection shall be excluded in computing gross combined income. The term "owner", as used in this subsection, shall also be construed as "owners".

.  
.  
.

2. That this ordinance shall be in full force and effect beginning with tax year 2008.

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



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. **338-07**  
Page No 1 of 2

**Agenda Title: Resolution – Signatory Authority – Comprehensive Agreement for the Extension of North Gayton Road**

For Clerk's Use Only:

Date: **SEP 19 2007**

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Kaechele Seconded by (1) Glover  
(2) (2)

REMARKS:

**APPROVED**

YES NO OTHER

Donati, J. absent  
Glover, R. ☒  
Kaechele, D. ☒  
O'Bannon, P. ☒  
Thornton, F. ☒

**WHEREAS**, pursuant to the Public-Private Transportation Act of 1995 (the "PPTA") and the January 24, 2006 Henrico Guidelines for the Implementation of the PPTA, the County received three unsolicited proposals for the extension of North Gayton Road; and

**WHEREAS**, a County Working Group composed of Mr. Paul Proto (chair), Mr. Lee Priestas, Ms. Reta Busher, Mr. John Vithoukas, Mr. Art Petrini, Mr. Steve Price, and Mr. John Knight was established for purposes of evaluating the unsolicited proposals and negotiating a Comprehensive Agreement; and

**WHEREAS**, the County Working Group selected W.C. English, Inc. and the North Gayton Transportation Group for consideration at the Detailed Evaluation Stage; and

**WHEREAS**, on February 21, 2007, the County Working Group selected **W.C. English, Inc.** for negotiations and subsequently negotiated all necessary and appropriate elements of the project, including the Scope of Services and the Comprehensive Agreement (which incorporates the Terms and Conditions), with the agreed upon negotiated cost for the design, construction, and related services totaling \$38,600,000.

**WHEREAS**, funding for the project is contingent upon and subject to annual appropriations by the Board of Supervisors in each of the fiscal years during which work is performed.

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

1. The County Manager and Clerk are authorized to execute the Comprehensive Agreement with **W. C. English, Inc.** for the design, construction, and related services for the extension of North Gayton Road at a total cost of \$38,600,000 in a form approved by the County Attorney.
2. The County Manager and the Director of General Services as his designee are authorized to execute all change orders within the scope of the project budget.

Comments: The Director of Public Works and the Director of General Services, the County Manager concurring, recommend approval of this Board paper.

By Agency Head [Signature]

By County Manager [Signature]

Routing:

Yellow to: General Services

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 339-07

Page No. 1 of 2

Agenda Title: **RESOLUTION - Approval of the FY 2008 Community Services Board Performance Contract between the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services and Henrico Area Mental Health & Retardation Services Board**

For Clerk's Use Only:

SEP 25 2007

Date: \_\_\_\_\_

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to: \_\_\_\_\_

BOARD OF SUPERVISORS ACTION

Moved by (1) O'Bannon Seconded by (1) Thurston  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS:

**APPROVED**

YES NO OTHER

Donati, J. absent  
Glover, R. ✓  
Kaechele, D. ✓  
O'Bannon, P. ✓  
Thornton, F. ✓

WHEREAS, Virginia Code § 37.2-508 requires that a performance contract negotiated between the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services (the Department) and Henrico Area Mental Health & Retardation Services Board (HAMHRS) and approved by HAMHRS be submitted by HAMHRS for approval by formal vote of the governing body of each political subdivision that established HAMHRS; and,

WHEREAS, the County of Henrico, Charles City County and New Kent County, established HAMHRS in 1973; and,

WHEREAS, on May 31, 2007, the Department provided to HAMHRS a Letter of Notification setting out the amount of state and federal funding that would be available to HAMHRS during FY 2008; and,

WHEREAS, HAMHRS and the Department have negotiated a FY 2008 Community Services Board Performance Contract; and,

WHEREAS, HAMHRS approved the FY 2008 Community Services Board Performance Contract on September 24, 2007, and recommended it to the Boards of Supervisors of Henrico, Charles City, and New Kent Counties; and,

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:

Yellow to: MM/MR

Copy to: \_\_\_\_\_

Certified:

A Copy Tests: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

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

Agenda Item No. 339-07

Page No. 2 of 2

**Agenda Title: RESOLUTION - Approval of the FY 2008 Community Services Board  
Performance Contract between the Virginia Department of Mental Health, Mental  
Retardation and Substance Abuse Services and Henrico Area Mental Health &  
Retardation Services Board**

---

WHEREAS, the HAMHRS recommended FY 2008 Community Services Board Performance Contract is based on the requirements of § 37.2-508 of the Virginia Code, on the budget adopted by the Henrico County Board of Supervisors on April 24, 2007, on the Letter of Notification to HAMHRS for FY 2008, and on local contributions approved by the Charles City County Board of Supervisors and the New Kent County Board of Supervisors.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Henrico County that the Board approves the FY 2008 Community Services Board Performance Contract between the Virginia Department of Mental Health, Mental Retardation, and Substance Abuse Services and the Henrico Area Mental Health & Retardation Services Board in a form satisfactory to the County Attorney.





COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 340-07  
Page No. 1 of 1

Agenda Title: INTRODUCTION OF ORDINANCE - To Amend and Reordain Section 15-58 of the Code of the County of Henrico Titled "Concealed handgun permit" Relating to the Issuance of Concealed Handgun Permits.

For Clerk's Use Only:

Date: \_\_\_\_\_

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to: \_\_\_\_\_

BOARD OF SUPERVISORS ACTION

Moved by (1) Glover Seconded by (1) O'Bannon  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS:

**APPROVED**

YES NO OTHER

	YES	NO	OTHER
Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>
Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The Clerk is directed to advertise, in the Richmond Times-Dispatch on October 9, 2007 and October 16, 2007, the following ordinance for a public hearing to be held in the Board Room on October 23, 2007 at 7:00 p.m.:

"AN ORDINANCE to amend and reordain Section 15-58 of the Code of the County of Henrico titled "Concealed handgun permit," relating to the issuance of concealed handgun permits. A copy of the full text of this ordinance shall be on file in the Office of the County Manager."

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

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:

Yellow to: Police

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

## BLACKLINE

AN ORDINANCE to amend and reordain Section 15-58 of the Code of the County of Henrico titled "Concealed handgun permit" relating to the issuance of concealed handgun permits.

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

1. That Section 15-58 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 15-58. Concealed handgun permit.**

(a) A fee of \$35.00 shall be charged for conducting an investigation pursuant to Code of Virginia, § 18.2-308, as amended, of an applicant for a concealed handgun permit.

(b) ~~No fee shall be charged to any person who has retired from service as a magistrate in the state or as a law enforcement officer with the department of state police, or with a sheriff or police department, bureau or force of any political subdivision of the state, after completing 20 years' service or after reaching age 55, nor to any person who has retired after completing 20 years' service or after reaching age 55 from service as a law enforcement officer with the United States Federal Bureau of Investigation, Bureau of Alcohol, Tobacco and Firearms, Secret Service Agency, Drug Enforcement Administration or Naval Criminal Investigative Service.~~ **No fee shall be charged for the issuance of such permit to a person who has retired from service (i) as a magistrate in the Commonwealth; (ii) as a special agent with the Alcoholic Beverage Control Board or as a law-enforcement officer with the Department of State Police, the Department of Game and Inland Fisheries, or a sheriff or police department, bureau or force of any political subdivision of the Commonwealth, after completing 15 years of service or after reaching age 55; (iii) as a law-enforcement officer with the United States Federal Bureau of Investigation, Bureau of Alcohol, Tobacco and Firearms, Secret Service Agency, Drug Enforcement Administration, United States Citizenship and Immigration Services, Customs Service, Department of State Diplomatic Security Service, U.S. Marshals Service or Naval Criminal Investigative Service, after completing 15 years of service or after reaching age 55; (iv) as a law-enforcement officer with any police or sheriff's department within the United States, the District of Columbia or any of the territories of the United States, after completing 15 years of service; or (v) as a law-enforcement officer with any combination of the agencies listed in clauses (ii) through (iv), after completing 15 years of service.**

(c) ~~Any applicant for a concealed handgun permit shall be required to submit to fingerprinting for the purpose of obtaining the applicant's state or national criminal history record.~~ As a condition for the issuance of a concealed handgun permit, the **all applicants, except those seeking the renewal of an existing permit issued pursuant to Code of Virginia §18.2-308,** shall submit to fingerprinting and provide personal descriptive information to be forwarded with the fingerprints through the Central Criminal Records Exchange to the Federal Bureau of Investigation for the purpose of obtaining criminal history record information regarding the applicant, and obtaining fingerprint identification information from federal records pursuant to criminal investigations by state and local law-enforcement agencies. Upon completion of the criminal history records check and return of the fingerprint cards to the Henrico County Division of Police by the Virginia State Police, the Henrico County Division of Police shall promptly notify the applicant that he has 21 days from the date of the notice to request return of the fingerprint cards. All fingerprint cards not claimed by the applicant within 21 days of notification by the Henrico County Division of Police shall be destroyed. Fingerprints taken for the purposes described in this section shall not be copied, held or used for any other purposes.

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

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

Agenda Item No. 341-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION – Acceptance of Gift from Ryan Homes**

<b>For Clerk's Use Only:</b>  Date: _____  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<div style="text-align: center;"><b>BOARD OF SUPERVISORS ACTION</b></div> <div style="display: flex; justify-content: space-between;"><div>Moved by (1) <u>Glover</u> (2) _____</div><div>Seconded by (1) <u>O'Bannon</u> (2) _____</div></div> <div style="margin-top: 20px;"><b>REMARKS:</b> <span style="font-size: 48px; font-family: serif; letter-spacing: 0.5em;">APPROVED</span></div>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td></td><td></td><td style="text-align: center;"><u>absent</u></td></tr><tr><td>Glover, R.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr><tr><td>Thornton, F.</td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td></td><td></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.			<u>absent</u>	Glover, R.	<input checked="" type="checkbox"/>			Kaechele, D.	<input checked="" type="checkbox"/>			O'Bannon, P.	<input checked="" type="checkbox"/>			Thornton, F.	<input checked="" type="checkbox"/>		
	YES	NO	OTHER																							
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O'Bannon, P.	<input checked="" type="checkbox"/>																									
Thornton, F.	<input checked="" type="checkbox"/>																									

WHEREAS, Ryan Homes is interested in supporting community projects in Henrico County; and

WHEREAS, Ryan Homes has provided a gift of \$1,000.00 to Henrico County to support the Meadowview Park project; and

WHEREAS, the funds will be used to support The Armour House and Gardens at Meadowview, an historic site.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors authorizes the County Manager to accept this generous gift from Ryan Homes.

BE IT FURTHER RESOLVED that the Board commends Ryan Homes for its generosity and interest in the community, and authorizes the Division of Recreation and Parks to proceed with this project.

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

By Agency Head <u>Karen K. Mier</u>	By County Manager <u>[Signature]</u>
Routing: Yellow to: <u>Recr Parks</u>	
Copy to: _____	Certified: _____ A Copy Teste: _____ Clerk, Board of Supervisors
Date: _____	

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

Agenda Item No. 342-07  
Page No. **1 of 1**

Agenda Title: **RESOLUTION – Acceptance of Gift from Richmond Square and Round Dance Association**

<b>For Clerk's Use Only:</b>  Date: _____  <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) <u>O'Rourke</u> Seconded by (1) <u>Thurston</u> (2) _____      (2) _____  REMARKS: <span style="font-size: 4em; font-family: serif; letter-spacing: 0.5em;">APPROVED</span>	<table style="width: 100%; border-collapse: collapse;"><thead><tr><th style="text-align: left; padding: 5px;"></th><th style="text-align: center; padding: 5px;">YES</th><th style="text-align: center; padding: 5px;">NO</th><th style="text-align: center; padding: 5px;">OTHER</th></tr></thead><tbody><tr><td style="padding: 5px;">Donati, J.</td><td style="text-align: center;">✓</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td style="padding: 5px;">Glover, R.</td><td style="text-align: center;">✓</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td style="padding: 5px;">Kaechele, D.</td><td style="text-align: center;">✓</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td style="padding: 5px;">Bannon, P.</td><td style="text-align: center;">✓</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr><tr><td style="padding: 5px;">Thurston, F.</td><td style="text-align: center;">✓</td><td style="text-align: center;">_____</td><td style="text-align: center;">_____</td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	✓	_____	_____	Glover, R.	✓	_____	_____	Kaechele, D.	✓	_____	_____	Bannon, P.	✓	_____	_____	Thurston, F.	✓	_____	_____
	YES	NO	OTHER																							
Donati, J.	✓	_____	_____																							
Glover, R.	✓	_____	_____																							
Kaechele, D.	✓	_____	_____																							
Bannon, P.	✓	_____	_____																							
Thurston, F.	✓	_____	_____																							

WHEREAS, the Richmond Square and Round Dance Association is interested in making quality cultural arts programs and activities available to the citizens of Henrico County; and

WHEREAS, the Association has provided a gift of \$1,000.00 to Henrico County to support these activities and programs; and

WHEREAS, this donation was made by the twelve square dance clubs in Henrico County, which are affiliated with the Richmond Square and Round Dance Association; and

WHEREAS, the funds will be used to provide additional children's cultural arts programming.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors authorizes the County Manager to accept this generous gift from the Association.

BE IT FURTHER RESOLVED that the Board commends the Association for its generosity and interest in the cultural arts, and authorizes the Division of Recreation and Parks to proceed with this project.

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

By Agency Head <u>Karen K. Nier</u>	By County Manager <u>Steph L. Hayes</u>
Routing: Yellow to: <u>Rec + Parks</u>	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____