

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 23rd of October 2007, at the hour of 7:00 p.m.

MEMBERS OF THE BOARD PRESENT

The Honorable James B. Donati, Jr., Chairman
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

OTHER OFFICIALS PRESENT

Mr. Virgil R. Hazelett, P.E., County Manager
Mr. Joseph P. Rapisarda, Jr., County Attorney
The Honorable Michael L. Wade, Sheriff
Mr. Barry R. Lawrence, Clerk
Mr. George T. Drumwright, Jr., Deputy County Manager for Community Services
Ms. Angela N. Harper, FAICP, Deputy County Manager for Special Services
Mr. Harvey L. Hinson, Deputy County Manager for Community Development
Mr. Leon T. Johnson, Deputy County Manager for Administration
Mr. Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations
Department Heads and Key Officials

The meeting was called to order by the Chairman at 7:06 p.m.

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

Chaplain Thomas Wooden provided the invocation.

Mrs. O'Bannon noted that she had mentioned to Mr. Lawrence one typographical error in the draft minutes of the October 9, 2007 Regular Meeting.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, the Board approved the minutes of the October 9, 2007 Regular and Special Meetings and September 25, 2007 Regular Meeting.

The vote of the Board was as follows:

Aye
James B. Donati, Jr.
David A. Kaechele
Richard W. Glover
Patricia S. O'Bannon
Frank J. Thornton

Nay

MANAGER'S COMMENTS

At the Keep Virginia Beautiful's Annual Awards Ceremony on October 10, 2007, the County's Keep Henrico Beautiful Program was awarded *First Place for Litter Prevention* in conjunction with Spotsylvania County Litter Control. Keep Henrico Beautiful and Spotsylvania County Litter Control worked together to create "The Quest for a Clean Community," an educational game that highlights environmental topics. Designed for students in grades three through five, the game is made from reusable and recyclable materials, supports Virginia's Standards of Learning, and complements the Keep Henrico Beautiful Program's educational initiatives. Mr. Donati presented a plaque from Keep Virginia Beautiful to Megan Brown, Executive Coordinator of Keep Henrico Beautiful, and Arthur Petrini, Director of the County's Department of Public Utilities.

Stephen Marshall, a Laboratory Analyst for the County's Department of Public Utilities, is this year's recipient of the Water Environment Federation (WEF) Laboratory Analyst Award, which recognizes individuals for outstanding performance, professionalism, and contributions to the water quality analysis profession. The award was presented by a WEF representative at the Virginia Water Environment Association's annual meeting in Hampton this past September. Mr. Marshall was nominated for his outstanding initiative, innovation, reliability, and professionalism in providing critical tests needed to protect human health and the environment. Mr. Donati presented a plaque from WEF to Mr. Marshall, who was joined by Mr. Petrini and Mark Prentice, Water Reclamation Facility Division Director.

For the 26th consecutive year, the Government Finance Officers Association (GFOA) of the United States and Canada has awarded the County with the Certificate of Achievement for Excellence in Financial Reporting for the County's Comprehensive Annual Financial Report. This award is the highest form of recognition in the area of governmental accounting and financial reporting and is highly regarded by Moody's, Standard & Poor's, and Fitch Investors Service as an indication of good financial management. Mr. Donati presented a plaque from GFOA to John Vithoulkas, Acting Director of Finance, and the following employees of the Department of Finance's Accounting Division who were principally responsible for preparing the award-winning report: Clarence Daniel, Accounting Division Director; Larry Seay, Fixed Assets Manager; and Tim Leclerc, Accounting Section Manager.

For the 19th consecutive year, the County has received the Distinguished Budget Presentation Award from GFOA after the County's budget document was reviewed and rated favorably by an expert panel of independent budget professionals. This award reflects the commitment of many individuals to meeting the highest standards of governmental budgeting and also reflects the leadership and support of elected and appointed officials as well as the expertise, professionalism, and many hours of hard work by staff. Mr. Donati presented a plaque from GFOA to Mr. Vithoulkas and the following employees of the Department of Finance's Management and Budget Division who played a key role in the development of the County's budget: Eugene Walter, Management & Budget Division Acting Director; and Budget Analysts Justin Crawford, Brandon Hinton, Juan Smith, and Sharon Van Gils.

BOARD OF SUPERVISORS' COMMENTS

Mr. Donati recognized the following Boy Scouts from Troop 501, sponsored by Laurel Hill United Methodist Church, who were observing the meeting to fulfill a requirement for the Citizenship in the Community Merit Badge: David Duke, David Henderson, Jeff Henderson, and Nelson Humphrey. He also recognized Stan Tucker from Boy Scout Troop 418, sponsored by St. Stephen's Episcopal Church, who was observing the meeting to fulfill a requirement for the Communications Merit Badge.

Mr. Donati announced that the County will be dedicating the Henrico Theatre in Highland Springs on Saturday, October 27, 2007, from 1:00 to 4:00 p.m. This newly renovated art deco facility was built in 1938 and purchased by the County in 1999. Mr. Donati invited those who are interested to visit this awesome facility and see what it is going to provide to County citizens.

RECOGNITION OF NEWS MEDIA

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

PRESENTATIONS

Mr. Donati presented a proclamation recognizing November 2007 as Family Health History Month. Accepting the proclamation were Paula G. Reid, Assistant Director of the County's Department of Human Resources, and Mark J. Levine, M.D., Director of the Henrico County Health Department. Mr. Hazelett advised that family health history information and forms would be provided to the Board of Supervisors in the October 25, 2007 packet.

PRESENTATIONS

358-07 Resolution – Congratulating Family Lifeline on Its 130th Anniversary.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 358-07 – see attached Resolution.

Accepting the proclamation were Reed R. Henderson, President & CEO of Family Lifeline, and Hugh F. Goldthorpe, Chairman of the Board of Directors for Family Lifeline and Senior Vice President of Quality and Communications for Owens & Minor.

PUBLIC HEARING ITEMS

359-07 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.

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

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 359-07 – see attached Ordinance.

- 360-07 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.

In response to a question from Mr. Thornton, Chief of Police Henry W. Stanley, Jr. pointed out that some citizens considered coming back for fingerprinting as an obstacle to permit renewal.

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

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 360-07 – see attached Ordinance.

- 361-07 Ordinance – Vacation of Portion of Drainage and Utility Easement – Lot 12 - Block B - Section 1 – Westbury Estates – Three Chopt District.

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

On motion of Mr. Kaechele, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 361-07 – see attached Ordinance.

- 362-07 Resolution - Signatory Authority – Second Amendment to Lease Agreement – RCTC Wholesale Corporation d/b/a ALLTEL – Varina District.

In response to a question from Mr. Donati, Real Property Assistant Director Steve Price stated that he did not have information regarding the amount of time left on the original lease.

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

On motion of Mr. Thornton, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 362-07 – see attached Resolution.

GENERAL AGENDA

- 363-07 Resolution - Signatory Authority - Award of Construction Contract - Gambles Mill Sewage Pumping Station Flow Equalization Basin Improvements - Waco, Inc.

In response to questions from Mrs. O'Bannon, Director of Public Utilities Arthur D. Petrini noted that award of this contract would allow his agency more flexibility in

filling the flow equalization basin and the ability to drain this open basin more quickly to minimize odors.

On motion of Mrs. O'Bannon, seconded by Mr. Kaechele, and by unanimous vote, the Board approved Agenda Item No. 363-07 – see attached Resolution.

- 364-07 Emergency Ordinance - To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions.

In response to questions from members of the Board, Mr. Petrini clarified that this ordinance could be ended any time within the first 60 days; would require a public hearing and two public notices to be re-enacted in order to be enforceable after 60 days; would authorize the County Manager to act instantly upon adoption by the Board; and would prohibit watering of existing lawns, landscape, or gardens. In response to a question from Mr. Kaechele, Mr. Hazelett advised that his intent was to notify the Board in written form the next morning and to establish these mandatory restrictions at that time if the Board adopted the emergency ordinance.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved Agenda Item No. 364-07 – see attached Emergency Ordinance.

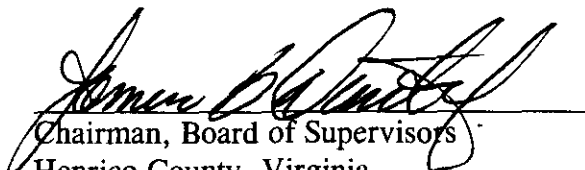
- 365-07 Resolution – Acceptance of Roads.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 365-07 – see attached Resolution.

- 366-07 Resolution - Settlement of *Alicia R. Bebout, etc. v. Edward J. Kubicki*.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved Agenda Item No. 366-07 – see attached Resolution.

There being no further business, the meeting was adjourned at 7:44 p.m.


Chairman, Board of Supervisors
Henrico County, Virginia

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

FAMILY HEALTH HISTORY MONTH

November 2007

WHEREAS, health care professionals have known for a long time that common diseases such as cancer, heart disease, diabetes, obesity, and sickle cell anemia can run in families; and

WHEREAS, tracing the illnesses suffered by parents, grandparents, and other blood relatives can help doctors predict the disorders for which individuals may be at risk and can lead to preventative measures to maintain health or to early diagnosis for proper treatment; and

WHEREAS, a recent national survey found that 96 percent of Americans believe that knowing their family history is important, yet the same survey found that less than one-third of Americans have ever tried to gather and write down their family's health history; and

WHEREAS, the United States Surgeon General's Office, in cooperation with the U.S. Department of Health and Human Services, launched a national public health campaign in 2004 called the Family History Initiative to encourage all families to learn more about their family health history; and

WHEREAS, the Family History Initiative also encourages individuals to discuss and record family health information during this month, especially as families gather for Thanksgiving and begin the holiday season, and to recognize the importance of family health history in adopting healthier lifestyles and achieving longer, healthier lives.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia hereby recognizes November 2007 as Family Health History Month and encourages the County's workforce and citizens to become more aware of their family health history by talking it up, writing it down, and passing it on.



James B. Donati Jr.
James B. Donati Jr., Chairman



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No.

358-07

Page No. 1 of 2

Agenda Title: RESOLUTION - Congratulating Family Lifeline on Its 130th Anniversary

For Clerk's Use Only: Date: OCT 23 2007 <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>Kaechle</u> Seconded by (1) <u>Donati</u> (2) _____ (2) _____ REMARKS: APPROVED	<table border="1"><thead><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Glover, R.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Kaechle, D.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>O'Bannon, P.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechle, 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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Donati, J.	<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 City Mission was established in 1877 as a volunteer effort to provide food, coal, and clothing to those in need; and

WHEREAS, in 1905, The City Mission merged with the Baptist Council of Richmond and Manchester, changed its name to Associated Charities, and hired its first paid executive to organize and coordinate its relief services; and

WHEREAS, Associated Charities became the Family Service Society in 1928 when it began offering counseling and guidance services through professionally trained social workers in addition to providing relief services; and

WHEREAS, the Family Service Society adopted the name Family and Children's Service in 1963 after merging with the Children's Aid Society to bring under one roof the services previously provided to families and children through separate organizations; and

WHEREAS, since 2001, Family and Children's Service has been known as Family Lifeline to reflect a strategic shift from office-based counseling to community-centered services that include reaching out and working in partnership to strengthen families where they live, work, and learn; and

WHEREAS, 2,461 families in Henrico, Chesterfield, Richmond, and Petersburg received support and service from Family Lifeline in the year ended June 30, 2007; and

WHEREAS, 500 volunteers contributed their time and creativity to assist the organization in strengthening families during this same one-year period; and

By Agency Head _____
County Manager George J. Donati

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Clerk, Board of Supervisors

Date: _____

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No.

Page No. 2 of 2

Agenda Title: RESOLUTION - Congratulating Family Lifeline on Its 130th Anniversary

WHEREAS, the County of Henrico's Healthy Families Program has benefited greatly from the County's partnership with Family Lifeline; and

WHEREAS, Family Lifeline is currently celebrating 130 years of changing the future for families.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia hereby congratulates Family Lifeline on its 130th anniversary and heartily salutes the organization for supporting and strengthening families throughout our metropolitan region.

BE IT FURTHER RESOLVED that the Board of Supervisors extends best wishes to the officers, employees, volunteers, and partners of Family Lifeline for continued progress and success as this resilient and forward-thinking organization heads into the future.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 35507
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Agenda Title: **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: OCT 23 2007

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) O'Bannon Seconded by (1) Thornton
(2) (2)

REMARKS:

APPROVED

YES NO OTHER

Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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"/>

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.

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. .
.

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

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. .
.

By Agency Head

By County Manager

Routing:
Yellow to:

Finance

Certified:
A Copy Tests:

Clerk, Board of Supervisors

Date:

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No.
Page No. 2 of 2

Agenda Title: **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.**

(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".

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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. 36007
Page No. 1 of 2

Agenda Title: 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: OCT 23 2007

☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Kaechele
(2)

Seconded by (1) Glover
(2)

REMARKS:

APPROVED

YES NO OTHER

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

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

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:
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Police

Certified:
A Copy Teste:

Clerk, Board of Supervisors

Date:

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 360-07
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Agenda Title: 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.

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.

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

ORDINANCE NO.

APPROVED BY THE BOARD OF SUPERVISORS

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.

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 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) As a condition for the issuance of a concealed handgun permit, 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. 361-07
Page No. 1 of 2

Agenda Title

ORDINANCE - Vacation of Portion of Drainage and Utility Easement --
Lot 12 - Block B - Section 1 - Westbury Estates - Three Chopt District

For Clerk's Use Only:

OCT 23 2007

Date

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to

BOARD OF SUPERVISORS ACTION

Moved by (1) Kaechele Seconded by (1) O'Bannon
(2) (2)

REMARKS:

APPROVED

YES NO OTHER

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

WHEREAS, upon application of Charles H. Sims and Linda A. Sims, owners of Lot 12, Block B, Section 1 of Westbury Estates, requesting that the portion of a drainage and utility easement, shown shaded on the attached copy of the subdivision plat of Westbury Estates, 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 23, Page 129, 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 October 23, 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 drainage and utility 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 Jovic

By County Manager

AKING

Routing:

Yellow to:

Real Property

Certified:

A Copy Tests:

Clerk, Board of Supervisors

Copy to:

Date:

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

Agenda Item No.
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361-07
2 of 2

**Agenda Title ORDINANCE - Vacation of Portion of Drainage and Utility Easement -
Lot 12 - Block B - Section 1 - Westbury Estates - Three Chopt District**

The Clerk of the Circuit Court of the County of Henrico, Virginia (the "Clerk"), is authorized, upon receipt of payment therefor, to record a certified copy of 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 name of Charles H. Sims and Linda A. Sims, 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 Works, and Public Utilities without objection; the County Manager concurs.

This subdivision of the land shown on this plat designated as Block-B, Section One, Westbury Estates in Henrico County, Va., dated May 28, 1953 and prepared by William M. Lewis, Certified Surveyor, is with the free consent and in accordance with the desire of the undersigned owners and trustee.

The 16 ft. Easements for drainage and utilities are subject to the right of the County of Henrico and/or the City of Richmond, Virginia to establish a 16 ft. Alley on said easement, at any future time, without cost for property involved.

Given under our hands and seals this 22 day of MAY 1953

C. Stuart Duggins
C. Stuart Duggins, Owner

Elizabeth Clyde Duggins
Elizabeth Clyde Duggins, Owner

William M. Lewis
Trustee

STATE OF VIRGINIA } to wit:
CITY OF RICHMOND

I, T. S. FREEMAN, a Notary Public in and for the City aforesaid in the State of Virginia, do hereby certify that C. Stuart Duggins and Elizabeth Clyde Duggins, owners, and WILLIAM M. LEWIS, TRUSTEE, whose names are signed to the foregoing instrument bearing date of May 28, 1953, have on this day, personally appeared before me in my City aforesaid and acknowledged the same.

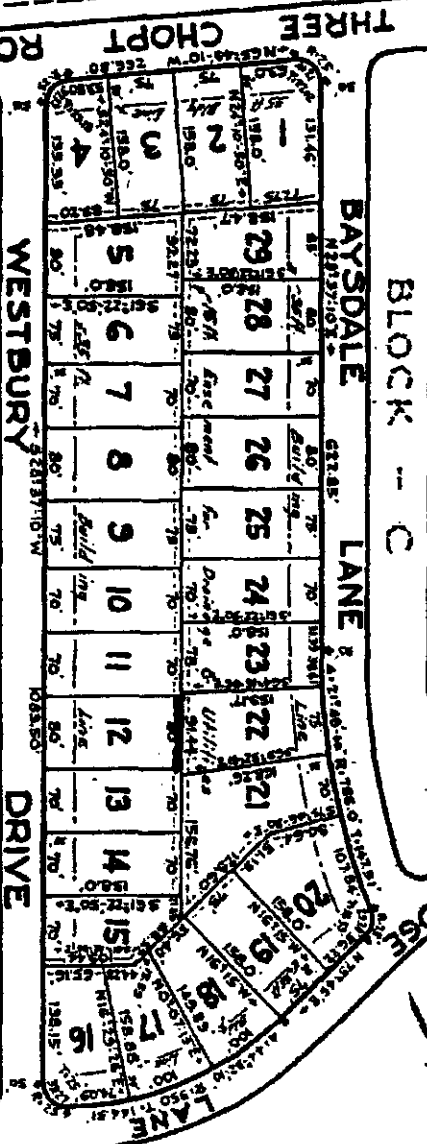
Given under my hand and seal this 22 day of MAY 1953.
My Commission expires on the 12 day of DEC. 1954

T. S. Freeman
Notary Public

SOURCE OF TITLE

The property embraced within the limits of this subdivision was conveyed to C. Stuart Duggins and Elizabeth Clyde Duggins from Eva Scott Michaels by deed dated May 12, 1952 and recorded in the Clerk's Office of the Circuit Court of Henrico County, Virginia in Deed Book 597, page 216.

William M. Lewis



ENGINEER'S CERTIFICATE

To the best of my knowledge and belief, all of the requirements as set forth in the ordinance for approving plats of subdivision for recordation in Henrico County, Virginia, have been complied with

William M. Lewis

NOTE:-

USE:- Residential.
WATER SUPPLY:- Community Well.
SEWAGE DISPOSAL:-
Public Sewer System.
Shores shown on this plat will be set by January 1, 1954.

APPROVED

William M. Lewis

APPROVED BY THE
CITY PLANNING COMMISSION
JUN 1 1953
William M. Lewis
Assistant Planner

Block - B
SECTION ONE
WESTBURY ESTATES
HENRICO COUNTY, VA.



VICINITY MAP
LOT 12, BLOCK B, SECTION
WESTBURY ESTATES



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 362-07

Page No. 1 of 1

Agenda Title RESOLUTION - Signatory Authority - Second Amendment to Lease Agreement -
RCTC Wholesale Corporation d/b/a ALLTEL - Varina District

For Clerk's Use Only: OCT 23 2007 Date _____ <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>Thornton</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____ REMARKS: APPROVED	<table><thead><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Glover, R.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Kaechele, D.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>O'Bannon, P.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	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"/>																							
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, the County of Henrico, Virginia (the "County") and RCTC Wholesale Corporation d/b/a ALLTEL (the "Lessee") entered into a Lease Agreement dated April 27, 1993, as amended by Amendment dated April 27, 1993 (the "First Amendment"), whereby the County leased to Lessee certain Demised Premises, described in the Lease Agreement, that are a portion of the Property located at County Fire Station No. 2, 2400 Darbytown Road, Richmond VA 23231, for construction and operation of a telecommunications tower ("Agreement"); and,

WHEREAS, in order to allow Cingular Wireless, LLC ("Cingular") to sublease space from Lessor and co-locate its facilities on the telecommunications tower, a Second Amendment is required; and,

WHEREAS, the County and Lessee desire to enter into the Second Amendment to permit the sublease and co-location of Cingular's equipment on the telecommunications tower.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Henrico County, Virginia, that the County Manager is hereby authorized and directed to execute the Second Amendment, in a form approved by the County Attorney, to permit the sublease and collocation of Cingular's equipment on the Telecommunications tower.

Comments: The County will receive 50% of the rent from the sublease in the form of a consent fee which shall be a minimum of \$750 per month. The Director of General Services, the Assistant Director of Real Property, and the Chief of the Division of Fire recommend approval of this paper; the County Manager concurs.

By Agency Head Steve Davis

By County Manager [Signature]

Routing:

Yellow to: Real Property

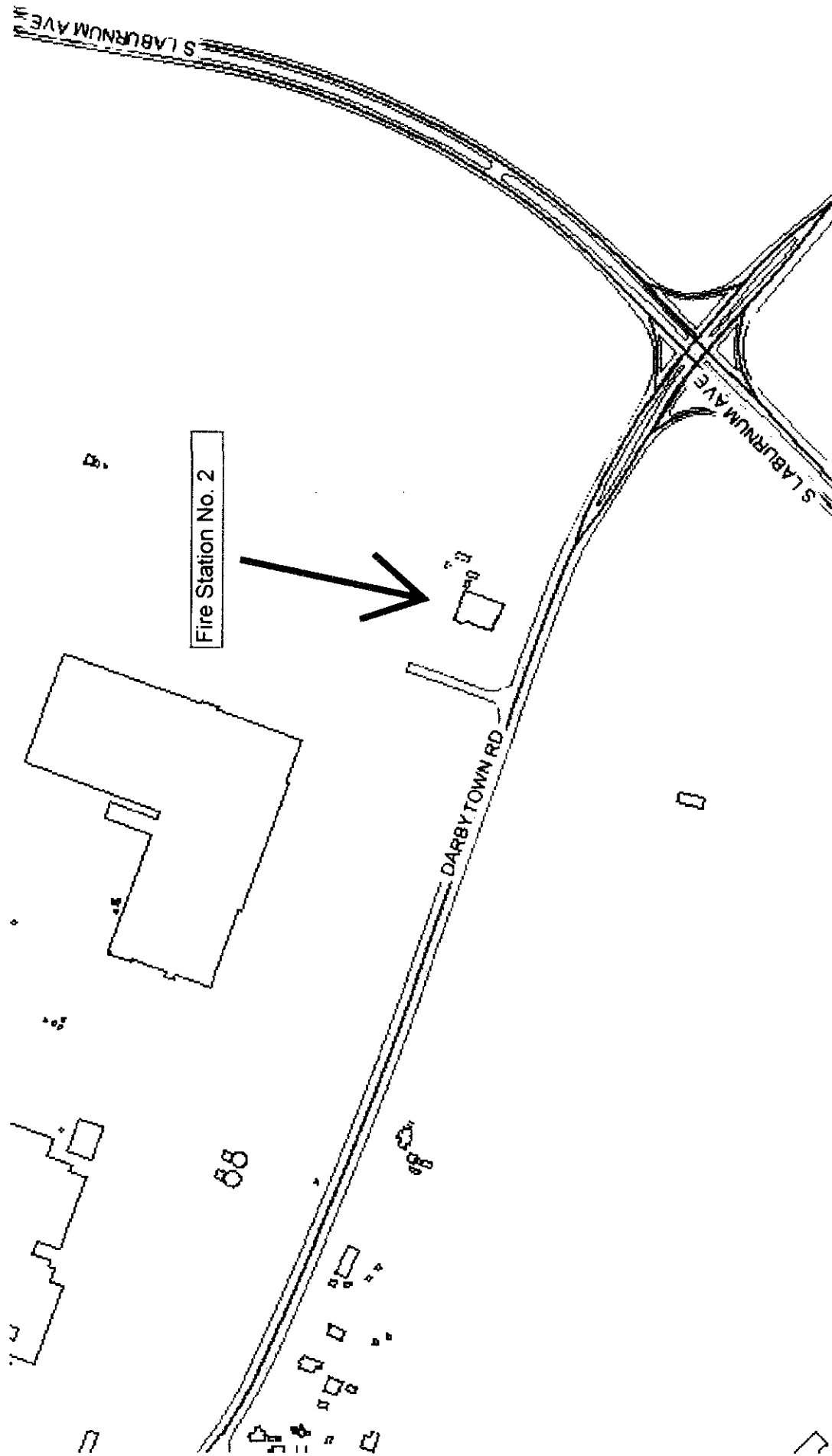
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Certified:

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Clerk, Board of Supervisors

Date: _____



VICINITY MAP
2400 DARBYTOWN ROAD



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. **363-07**
Page No. 1 of 1

Agenda Title: **RESOLUTION — Signatory Authority — Award of Construction Contract — Gambles Mill Sewage Pumping Station Flow Equalization Basin Improvements — Waco, Inc.**

For Clerk's Use Only: Date: <u>007 23 0000</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>O'Bannon</u> Seconded by (1) <u>Kaechele</u> (2) _____ (2) _____ REMARKS: APPROVED		YES NO OTHER Donati, J. <input checked="" type="checkbox"/> _____ 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, by Bid Request No. 07-8220-7CE, the County solicited bids for the Gambles Mill Sewage Pumping Station Flow Equalization Basin Improvements project in the Tuckahoe District; and,

WHEREAS, the project includes adding modulating motor operators on existing valves, installing one magnetic flow meter, and modifying the existing SCADA control system; and,

WHEREAS, two bids received from the following contractors were opened on September 26, 2007:

<u>BIDDERS</u>	<u>TOTAL BID AMOUNT</u>
Waco, Inc.	\$337,000.00
Mid State Construction Company Inc.	\$389,148.00

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors awards a contract for the Gambles Mill Sewage Pumping Station Flow Equalization Basin Improvements project to the lowest responsive and responsible bidder, Waco, Inc., in the amount of \$337,000.00.

BE IT FURTHER RESOLVED that the County Manager is authorized to execute the contract in a form approved by the County Attorney and change orders within the funds available, not to exceed 15% of the original contract amount.

Comment: The Director of Public Utilities recommends approval, and the County Manager concurs.

By Agency Head Arthur O. Pelton By County Manager [Signature]
Routing: Public Utilities Certified: _____
Yellow to: _____ A Copy Teste: _____
Copy to: _____ Clerk, Board of Supervisors
Date: _____



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 36407
Page No. 1 of 4

Agenda Title: **EMERGENCY ORDINANCE — To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions**

For Clerk's Use Only:

Date: OCT 23 2007

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

Donati, J. ☒ ☐ ☐
Glover, R. ☒ ☐ ☐
Kaechele, D. ☒ ☐ ☐
Bannon, P. ☒ ☐ ☐
Thornton, F. ☒ ☐ ☐

WHEREAS, the Richmond metropolitan area is experiencing a significant drought which is adversely affecting the flows of the James and North Anna Rivers, the two raw water sources upon which the area depends most heavily for its public water supplies; and

WHEREAS, the Virginia Department of Environmental Quality ("DEQ") has issued an intake permit for the County's water treatment plant that requires mandatory water conservation measures when there are very low water levels in the James River; and

WHEREAS, the water contract between Henrico County (the "County") and the City of Richmond (the "City") requires that the County participate in water conservation measures to facilitate the region's ability to meet its needs during emergencies such as drought situations; and

WHEREAS, stream flows have recently approached very low levels that necessitate limiting use of the public water source for the protection of the health, safety and general welfare of the citizens of the County.

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

1. That the following ordinance is hereby adopted on an emergency basis:

Sec. 1. Finding of an emergency.

Due to the current water levels of the County's water supply source for its public water system and anticipated demand in the immediate future, it is hereby determined and found that a water supply emergency exists which necessitates the adoption of this ordinance mandating restrictions on the use of public water in the County under the terms and conditions set forth in this ordinance.

By Agency Head [Signature]

By County Manager [Signature]

Routing:

Yellow to: Public Utilities

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

36407

Agenda Item No.
Page No. 2 of 4

Agenda Title: EMERGENCY ORDINANCE — To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions

Sec. 2. Definitions.

The following words and phrases, when used in this ordinance, shall have the meaning ascribed to them below, except in those instances when the context clearly indicates a different meaning:

Assessment date: The date of the water bill on which a fine for violation of this ordinance is imposed.

Established landscaping: Landscaping plantings or lawns existing in an area after such period of time as to accomplish an establishment and maintenance of growth.

Fountain: A water display where water is sprayed strictly for ornamental purposes.

Golf course: An irrigated and landscaped playing area made up of greens, tees, fairways, roughs and related areas used for the playing of golf.

New landscaping: Any landscaping or lawns made up of plants or seeds planted in or transplanted to an area within such period of time as to accomplish a reasonable establishment and maintenance of growth. This does not include aeration and seeding, dethatching and seeding, or power overseeding of established lawns.

Person: Any individual, corporation, partnership, association, company, business, trust, joint venture or other legal entity.

Swimming pool: Any structure, basin, chamber, or tank including hot tubs, containing an artificial body of water for swimming, diving or recreational bathing and having a depth of two feet or more at any point.

Vegetable garden: Any "non-commercial" vegetable garden planted primarily for household use; "non-commercial" includes incidental direct selling of produce from such a vegetable garden to the public.

Sec. 3. Mandatory public water use restrictions.

The use of the public water system shall be limited as follows:

- a. *Fountains.* Water use is prohibited.
- b. *Paved areas.* Washing is prohibited except for health and safety requirements.
- c. *Swimming pools.* Filling and replenishing to maintain health and safety is permitted. All other uses are prohibited.
- d. *Vehicle washing.* Non-commercial washing of vehicles is prohibited. Commercial vehicle washing businesses are permitted to operate under normal conditions.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

364-07

Agenda Item No.
Page No. 3 of 4

Agenda Title: EMERGENCY ORDINANCE — To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions

- e. *Established landscaping, vegetable gardens.* Watering is prohibited except for watering by buckets of up to 5 gallons in size per day.
- f. *New landscaping.* All watering is permitted for the first 30 days after planting. Thereafter, the restriction for established landscaping shall apply.
- g. *Restaurants.* Water shall be served to customers only upon request.
- h. *Golf courses.* Watering is prohibited from 6:00 a.m. to 8:00 p.m., except for the watering of greens or watering by hand-held hoses that are one inch or smaller in diameter.
- i. *All other businesses.* Water use is limited to uses essential for business use and human hygiene.

Sec. 4. When restrictions go into effect.

- a. The water use restrictions set forth in this ordinance shall take effect when any one or more of the following conditions occurs:
 - 1. The Director of Public Utilities for the City or his designee advises the Director of Public Utilities for the County in writing that the City is invoking mandatory water use restrictions; or
 - 2. The Director of Public Utilities for the County or his designee advises the County Manager in writing that the James River flow levels meet the water treatment plant's DEQ intake permit requirements for mandatory water conservation; or
 - 3. The County Manager declares in writing the need for mandatory water conservation for the County.
- b. The water use restrictions shall end when the notice that triggered them is superseded by a notice indicating the reason for the restrictions no longer exists.

Sec. 5. Notice.

Notice of these public water use restrictions shall be published in the Richmond Times- Dispatch for a period of one day per week each week during which the restrictions are in effect.

Sec. 6. Violation.

It shall be a violation of this ordinance for any person to use water, or allow or cause the use of water, in violation of the provisions of this ordinance after the first publication required by Section 5 of this ordinance.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

36407

Agenda Item No.
Page No. 4 of 4

Agenda Title: EMERGENCY ORDINANCE — To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions

Sec. 7. Penalty.

- a. Any person who violates any provision of this ordinance after publication of notice pursuant to Section 5 above shall be subject to the following penalties:
 1. For the first offense, violators shall receive a written warning delivered in person or posted by a representative of the Henrico County Department of Public Utilities.
 2. For the second offense, violators shall be fined \$50.00, the fine to be imposed on the violator's next water bill.
 3. For the third and each subsequent offense, violators shall be fined \$100.00 for each offense, the fine to be imposed on the violator's next water bill.
 4. Each violation by a person shall be counted as a separate violation by that person, irrespective of the location at which the violation occurs.
 - b.. Persons who have been assessed a penalty shall have the right to challenge the assessment by providing a written notice to the Director of Public Utilities within 10 days of the assessment date. The Director shall determine whether the penalty was properly assessed and notify the complaining person in writing of his determination. Should the Director determine that the penalty was properly assessed, the person may appeal that determination by providing written notice to the County Manager within 10 days of receiving the notice of determination. The County Manager or his designee shall determine whether the penalty was properly assessed and notify the complaining person in writing of his determination.
 - c. The Director of Public Utilities may waive the penalty if he determines that the violation occurred due to no fault of the person.
2. That the provisions of this ordinance shall supersede provisions of Sections 23-231 to 233 of the Code of the County of Henrico, Virginia to the extent that those provisions are inconsistent with this ordinance.
 3. That this ordinance shall not be set out in the Code of the County of Henrico, Virginia.
 4. That this Ordinance shall take effect immediately and is adopted on an emergency basis pursuant to Virginia Code §15.2-1427(F), provided, however, that this ordinance shall not be enforced for more than 60 days unless readopted with prior notice and a public hearing pursuant to that Virginia Code section.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. **305-07**
Page No. 1 of 1

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

For Clerk's Use Only: Date: OCT 23 <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>Kaechele</u> Seconded by (1) <u>Glover</u> (2) _____ (2) _____ REMARKS: APPROVED		YES	NO	OTHER
			Donati, J. <input checked="" type="checkbox"/>		
			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"/>		

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

Oakland Chase, Section 1 - Varina District

Oakland Chase Parkway from Midview Road to 0.38 Mi. W. of Midview Road	0.38 Mi.
Oakland Chase Place from 0.07 Mi. N. of Oakland Chase Parkway to 0.15 S. of Oakland Chase Parkway	0.22 Mi.
Trailing Ridge Road from Oakland Chase Place to 0.03 Mi. W. of Trailing Ridge Court	0.07 Mi.
Total Miles	0.67 Mi.

Oakland Trace - Varina District

Oakland Trace Court from Oakland Road to 0.09 Mi. S. of Oakland Road	0.09Mi.
Total Miles	0.09Mi.

By Agency Head

By County Manager

Routing:

Yellow to: Public Works

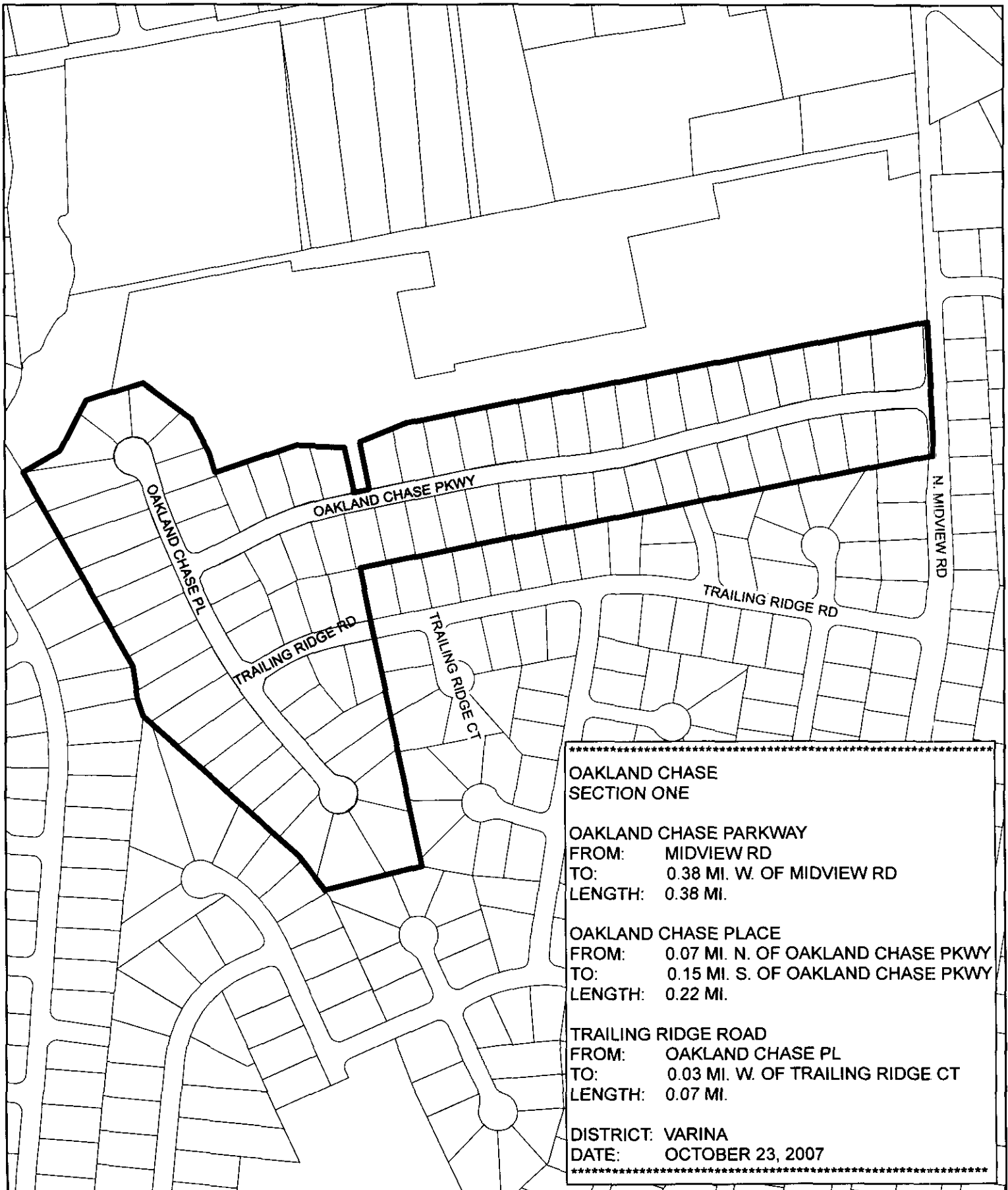
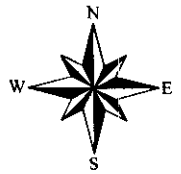
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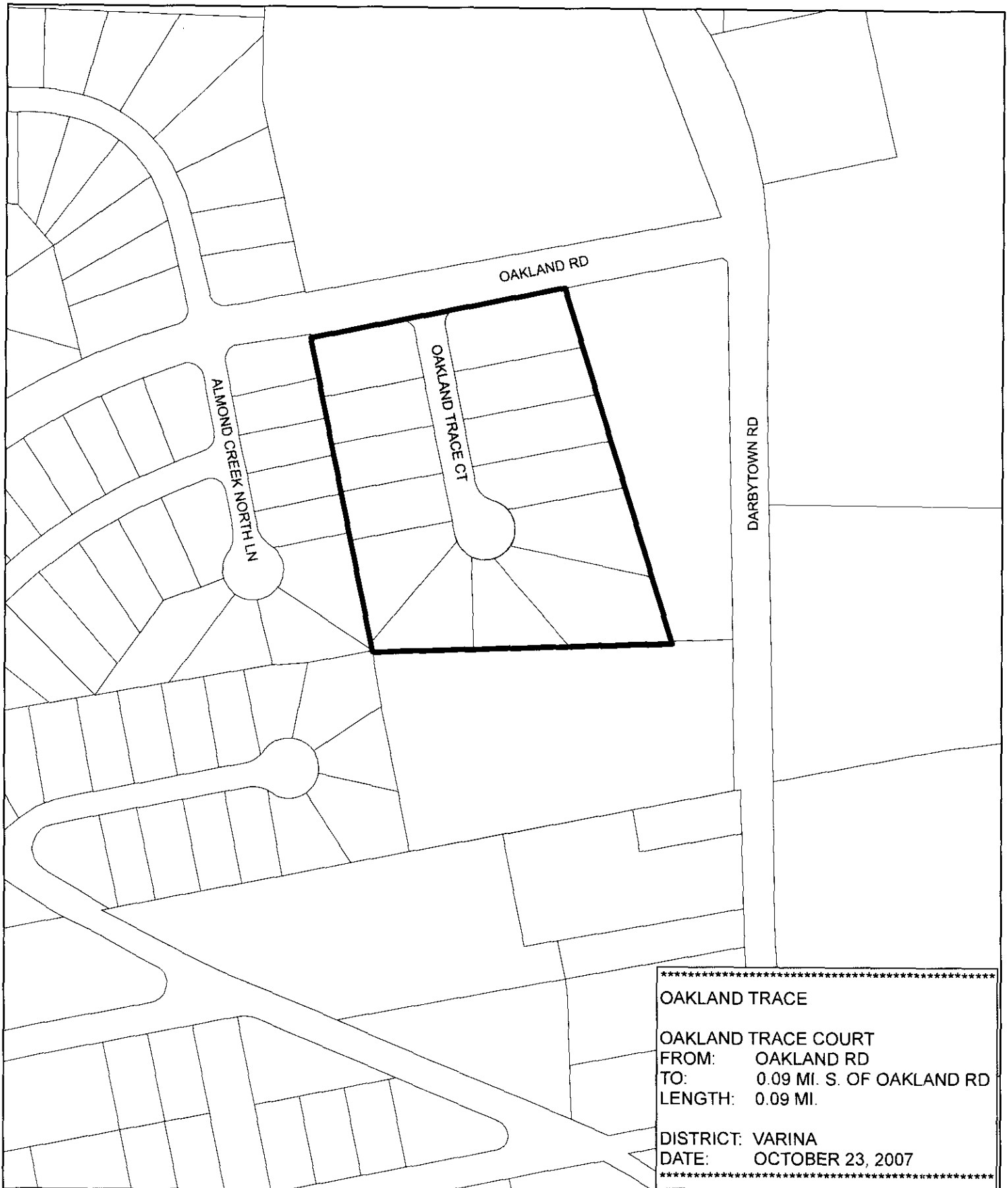
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Clerk, Board of Supervisors

Date: _____

OAKLAND CHASE - SECTION ONE



OAKLAND TRACE



OAKLAND TRACE
OAKLAND TRACE COURT
FROM: OAKLAND RD
TO: 0.09 MI. S. OF OAKLAND RD
LENGTH: 0.09 MI.
DISTRICT: VARINA
DATE: OCTOBER 23, 2007



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 366-07
Page No.
1 of 1

Agenda Title RESOLUTION – Settlement of *Alicia R. Bebout, etc. v. Edward J. Kubicki*

For Clerk's Use Only: Date <u>Nov 2 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>Glover</u> Seconded by (1) <u>Kaechele</u> (2) _____ (2) _____ REMARKS: APPROVED		<table><thead><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Glover, R.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Kaechele, D.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Bannon, P.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	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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BE IT RESOLVED by the Board of Supervisors of Henrico County that:

- (1) it authorizes settlement of the case styled *Alicia R. Bebout, etc. v. Edward J. Kubicki*, Case No 3:07CV225, now pending in the United States District Court for the Eastern District of Virginia, on terms as recommended by the Risk Manager, the County Manager and the County Attorney and as approved by the Self-Insurance Trustees; and
- (2) the Risk Manager, County Manager and County Attorney are authorized to execute all documents, in forms satisfactory to the County Attorney, necessary to conclude this case and implement the terms of the settlement.

Comments: The Risk Manager and County Attorney recommend approval of this Board paper; the County Manager concurs.

By Agency Head <u>Cynthia B. Smith</u> <u>Joseph P. Raviarada, Jr.</u>	By County Manager <u>[Signature]</u>
Routing: Yellow to: <u>County Attorney</u>	Certified: _____ A Copy Teste _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____