

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
SPECIAL MEETING
September 14, 2010**

The Henrico County Board of Supervisors convened a special meeting on Tuesday, September 14, 2010 at 5:15 p.m. in the County Manager's Conference Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico, Virginia.

Members of the Board Present:

Patricia S. O'Bannon, Chairman, Tuckahoe District
Frank J. Thornton, Vice Chairman, Fairfield District
Richard W. Glover, Brookland District
James B. Donati, Jr., Varina District
David A. Kaechele, Three Chopt District

Other Officials Present:

Virgil R. Hazelett, P.E., County Manager
Joseph P. Rapisarda, Jr., County Attorney
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
Tanya B. Harding, Administrative Assistant/Deputy Clerk to the Board
Angela N. Harper, Deputy County Manager for Special Services
Leon T. Johnson, Ph.D., Deputy County Manager for Administration
Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations
Randall R. Silber, Deputy County Manager for Community Development
C. Michael Schnurman, Jr., Legislative Liaison
Tamra R. McKinney, Director of Public Relations & Media Services

Mrs. O'Bannon called the meeting to order at 5:19 p.m.

Mr. Hazelett briefly reviewed the two items listed on the special meeting agenda and advised that there would be a video presentation during dinner.

Proposed Ordinance Amendments Relating to the Award of Contracts by the Henrico Area Mental Health & Developmental Services Board

Mr. Hazelett recognized Karen Adams, Senior Assistant County Attorney, who noted that there was an introduction of ordinance on the Board's regular meeting agenda relating to this matter. Ms. Adams explained that under current state law, the Henrico Area Mental Health & Development Services (MH/DS) Board has the authority to enter into contracts for the delivery of services. According to the Virginia Code, these services include a comprehensive system of inpatient, outpatient, day support, residential, prevention, early intervention, crisis stabilization, and other appropriate individualized services and support. Mrs. Adams noted that there was an

introduction of ordinance on the Board's evening agenda that would conform the County Code to current practice, whereby the Henrico Area MH/DS Board awards contracts for the provision of services and goods for direct client use and the Director of General Services or the Board of Supervisors, as appropriate, awards contracts relating to the operation of agency facilities and business administration. Examples of contracts routinely awarded by the MH/DS Board are those for day support services for individual consumers, psychotropic medications for consumers, transportation services, detox services, methadone treatment, and psychological or psychiatric services. The Director of General Services awards contracts for computer software, telephone systems, and office supplies, furniture, and equipment. The Board of Supervisors enters into leases and purchases real estate for the agency.

Ms. Adams pointed out that the County's procurement process applies to contracts awarded by the MH/DS Board. In the case of bulk procurement, the Department of General Services' Purchasing Division issues requests for proposals (RFPs), the proposals are evaluated by a committee, and staff recommendations are made as to the award. There is an exemption under general procurement law from competitive bidding or negotiation for procurements by Community Services Boards of goods or personal services for direct use by the recipients if the procurement is made for an individual recipient. Ms. Adams informed the Board of Supervisors that the Directors of General Services and MH/DS Services recommended the proposed ordinance changes.

In response to a question from Mr. Kaechele, Ms. Adams explained the evolution of the MH/DS Board to a policy board some years ago. There was discussion by Mrs. O'Bannon, Mr. Rapisarda, and Ms. Adams concerning the County's and the Commonwealth's timeframes and processes for recodifying local ordinances and state laws.

Proposed Amendment to the Public Street Frontage Requirement for Family Divisions

Mr. Hazelett remarked that this matter was first discussed with the Board in a special meeting several months ago. He then recognized Ben Blankinship, Principal Planner for Code Support, who narrated a slide presentation on this matter. During his presentation, Mr. Blankinship reviewed the current street frontage requirement in the County Code, public policy concerns, the proposed exception for family divisions, current regulations exempting family divisions from the subdivision process, and proposed subdivision regulations that would require family divisions to be submitted to the Planning Department or Planning Commission for review and to meet zoning requirements.

There was extended discussion by the Board, Mr. Blankinship, Mr. Hazelett, and Mr. Rapisarda pertaining to a proposed regulation that would require family members to own a lot for at least 15 years as a condition of family subdivision approval. Mr. Blankinship and Mr. Hazelett also responded to a number of questions from the Board relating to a proposed subdivision regulation requiring that each lot be served by a private drive that meets Department of Public Works requirements. Mr. Blankinship then reviewed supplemental slides titled "Issues with Private Drives" that depicted three of the County's current private drive subdivisions. He responded to questions and comments from the Board regarding the private roads serving these subdivisions.

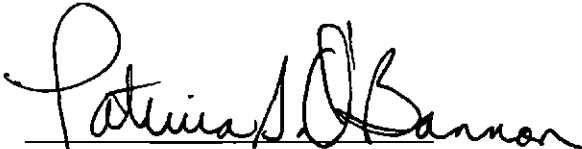
Mr. Hazelett wrapped up the presentation by identifying next steps in the amendment process. He noted that the Planning Commission previously recommended approval of a different approach that did not include changes to the subdivision ordinance. Mr. Hazelett responded to further questions from the Board concerning the rationale behind amending the County's ordinance and the possible unintended consequences of making these changes. He advised that this matter should be referred back to the Planning Commission by the Board so that the Commission could review the new approach brought forward by staff and make a new recommendation to the Board.

The Board recessed for dinner at 6:05 p.m. and reconvened at 6:15 p.m.

Mr. Hazelett recognized Dawn Miller, Director of Public Information & Television Services for Henrico County Public Schools, who introduced a 13-minute Henrico history video produced by her department for fifth grade social studies classes and the County's 400th Anniversary Commemoration. After watching the video, Mrs. O'Bannon requested copies for the Board. Mrs. Miller stated that a longer version of the video would be completed later in the week and provided to the Board. She, Ms. Harper, and Mrs. McKinney responded to questions and comments by the Board pertaining to potential audiences for this video, another new historical video that is being produced by Mrs. McKinney's department, and a third video that has been produced by Mrs. McKinney's department profiling the history of Dabbs House. Mrs. O'Bannon briefly commented on the County's 2011 Commemoration hosted events.

Mr. Hazelett reviewed the evening's regular meeting agenda and noted items for which deferrals or withdrawals were being requested. He called the Board's attention to the large budget amendment paper on the general agenda that included carryover funds from FY 2009-10. Mr. Hazelett alerted the Board to a potential public comment speaker, Vickie Beaty, who had previously appeared before the Board regarding construction of the new Chick-Fil-A restaurant on Parham Road behind her property. He updated the Board on staff's efforts to address her concerns with the developer, which currently included debris in the creek along her rear property line and dying trees. Mr. Hazelett advised the Board that United States census information should be available to the County in late February or early March 2011 and that the redistricting process would be discussed with the Board during the 2011 legislative budget reviews. There was some discussion by Mr. Hazelett and the Board relating to the status of the Governor's proposal to privatize Alcoholic Beverage Control (ABC) stores and the zoning and financial implications of this proposal for local governments.

There being no further business, the meeting was adjourned at 6:53 p.m.


Chairman, Board of Supervisors
Henrico County, Virginia