

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
October 22, 2013

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, October 22, 2013, at 7:00 p.m. in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.

Members of the Board Present:

David A. Kaechele, Chairman, Three Chopt District
Patricia S. O'Bannon, Vice Chairman, Tuckahoe District
Richard W. Glover, Brookland District
Tyrone E. Nelson, Varina District
Frank J. Thornton, Fairfield District

Other Officials Present:

John A. Vithoukas, County Manager
Joseph P. Rapisarda, Jr., County Attorney
Carlos V. Talley, Chief Deputy Sheriff
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
Joseph P. Casey, Deputy County Manager for Administration
Jane D. Crawley, Deputy County Manager for Community Services
Timothy A. Foster, Deputy County Manager for Community Operations
Randall R. Silber, Deputy County Manager for Community Development

Mr. Kaechele called the meeting to order at 7:03 p.m.

Mr. Kaechele led recitation of the Pledge of Allegiance and a moment of silent prayer.

On motion of Mr. Nelson, seconded by Mrs. O'Bannon, the Board approved the minutes of the October 8, 2013, Regular and Special Meetings.

The vote of the Board was as follows:

Yes: Kaechele, O'Bannon, Glover, Nelson, Thornton

No: None

MANAGER'S COMMENTS

There were no comments from the Manager.

BOARD OF SUPERVISORS' COMMENTS

Mrs. O'Bannon expressed appreciation for the hard work of Henrico County's volunteer rescue squads and pointed out that Tuckahoe Volunteer Rescue Squad is celebrating and commemorating 60 years of service to Henrico citizens. She congratulated the squad for having achieved this great milestone. Mr. Kaechele remarked that the squad does a great job and noted that some of the Board members had an opportunity to attend the squad's 60th anniversary open house reception.

RECOGNITION OF NEWS MEDIA

Mr. Kaechele announced that no media representatives were present. (Ted Strong from the *Richmond Times-Dispatch* arrived after Mr. Kaechele's announcement.)

PRESENTATIONS

Mr. Kaechele presented a proclamation recognizing October 2013 as Domestic Violence Awareness Month. Accepting the proclamation were Beth C. Bonniwell, Domestic Violence Coordinator for the Division of Police, and Angela Merritt Verdery, Public Information Manager for Safe Harbor. Joining them were Lt. Col. James B. Fitzgerald, Assistant Chief of Police for Patrol Operations, and Lt. Cynthia A. Wood, Commander of Prevention Services and the Crisis Intervention Team for the Division of Police.

198-13 Resolution - Commending the Tuckahoe American League All-Stars.

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

Mrs. O'Bannon presented the resolution to John Carpin, Manager of the Tuckahoe American League All-Stars, whose team of 11-year-olds and 12-year-olds won its district and state tournaments and advanced to Little League Baseball's Southeastern Regional championship game. Joining him were Kevin Griffin, Past President of Tuckahoe Little League; coaches Scott Landess and Marshall Simpson; and players Mark Buisson, Jack Carpin, Noah Cornwell, Glen Dean, Sam Essex, Justin Hood, Sam Landess, Bo Richmond, Connor Schnupp, Liam Simpson, and Joey Zanetti.

APPOINTMENTS

199-13 Resolution – Appointment of Member – J. Sargeant Reynolds Community College Board.

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

200-13 Resolution – Appointment of Members – The Cultural Arts Center at Glen Allen Foundation Board of Directors.

On motion of Mr. Glover, seconded by Mrs. O’Bannon, and by unanimous vote, the Board approved this item – see attached resolution.

PUBLIC HEARING ITEM

201-13 Resolution - Signatory Authority - Lease Purchase Agreement - 908 E. Nine Mile Road - Varina District.

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

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

PUBLIC COMMENTS

Steven A. Witmer, a resident of the Tuckahoe District, expressed support for the County’s public school teachers and explained the reasons he does not support the meals tax.

William Spencer, a resident of the Three Chopt District, offered prayers for the Board, shared personal reminiscences, emphasized the importance of educating the County’s children, and thanked Mr. Nelson for his pastorate.

GENERAL AGENDA

202-13 Resolution – Award of Contract for Banking and Investment Management Services – Branch Bank & Trust Company (BB&T).

Gene Walter, Director of Finance, recognized a group of representatives from BB&T who were in the audience. They included Susan Rahe, Andy Hughes, Roger Lowe, Lara Hansen, and Ed Moss.

On motion of Mr. Glover, seconded by Mrs. O’Bannon, and by unanimous vote, the Board approved this item – see attached resolution.

203-13 Resolution – Irrevocable Election Not to Participate in Virginia Local Disability Program.

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

204-13 Resolution – Approval of Amendment – Long-Term Disability Plan Document.

On motion of Mrs. O’Bannon, seconded by Mr. Nelson, and by unanimous vote, the Board approved this item – see resolution.

205-13 Resolution – Authority to Apply for a Transportation Alternatives Program Matching Grant.

Neil Luther, Director of Recreation and Parks, responded to questions from Mr. Nelson and Mr. Kaechele.

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

206-13 Resolution - Award of Construction Contract - Beverly Hills Phase 3 Water Line Replacement - Tuckahoe District.

Art Petrini, Director of Public Utilities, responded to a question from Mrs. O’Bannon.


On motion of Mrs. O’Bannon, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

207-13 Resolution - Signatory Authority - Agreement with Crown Castle NG Atlantic Inc. - Use of County Right-of-Way for Cellular Equipment.

Steve Yob, Director of Public Works, introduced Peter Broy, Government Relations Manager for Crown Castle. He also recognized Ben Thorp, Assistant County Attorney, who worked on this contract. Mr. Yob responded to questions from Mr. Kaechele and Mr. Glover.

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

There being no further business, the meeting was adjourned at 7:53 p.m.


Chairman, Board of Supervisors
Henrico County, Virginia

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

DOMESTIC VIOLENCE AWARENESS MONTH

October 2013

WHEREAS, domestic violence is a pervasive social issue affecting people of all ages, races, religions, cultures, and economic backgrounds; and

WHEREAS, the crime of domestic violence violates an individual's privacy, safety, and dignity and has a serious physical, emotional, social, sexual, psychological, and economic impact on victims, families, neighborhoods, workplaces, and communities; and

WHEREAS, children who are subjected to domestic violence often grow up to inflict violence on others, creating a cycle that must be stopped through prevention and early education and by developing positive opportunities; and

WHEREAS, the local economy endures losses due to the effect of domestic violence on businesses in the form of absenteeism, reduced efficiency, lost wages, sick leave, security costs, and health care; and

WHEREAS, the County of Henrico is committed to prioritizing the problem of domestic violence in our community by increasing public awareness and providing education to our citizens; and

WHEREAS, Henrico citizens can make a difference in the lives of families experiencing domestic and sexual violence and can play an important role in preventing and eradicating this violence.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes October 2013 as Domestic Violence Awareness Month and acknowledges the ongoing and coordinated efforts of local domestic violence service providers and the community in addressing the problem of domestic violence.



David A. Kaechele
David A. Kaechele, Chairman
Board of Supervisors

Barry R. Lawrence
Barry R. Lawrence, Clerk
October 22, 2013

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. **198-13**
Page No. 2 of 2

Agenda Title : **RESOLUTION – Commending the Tuckahoe American League All-Starts**

WHEREAS, these young men were enthusiastic ambassadors for Henrico County and exemplified superior sportsmanship and a strong work ethic, thereby earning the deep respect of their community and the unwavering support of their families, friends, and fans; and

WHEREAS, manager John Carpin and coaches Scott Landess and Marshall Simpson distinguished themselves as outstanding mentors, motivators, and instructors who successfully challenged the players to reach their fullest potential as athletes and to embrace the team concept.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia, hereby commends and congratulates the Tuckahoe American League All-Stars on their monumental athletic achievements and extraordinary tournament season.

BE IT FURTHER RESOLVED that copies of this resolution be prepared and publicly presented to the team's manager, coaches, and players in honor of their exceptional performance, which brought the national spotlight to Tuckahoe Little League and Henrico County in grand fashion.

Resolution



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

Commending the Tuckahoe American League All-Stars

WHEREAS, Tuckahoe Little League, which was founded 55 years ago in western Henrico County, has a proud tradition and rich history; and

WHEREAS, on August 11, 2013, more than 300 family members, friends, and fans gathered at Tuckahoe Park to celebrate the league's 11-year-old and 12-year-old American All-Star team for its notable accomplishments in tournament play during the summer of 2013; and

WHEREAS, the Tuckahoe American League All-Stars displayed their superior talents and dazzlingly represented Tuckahoe Little League and Henrico County by winning their district and state tournaments and advancing to the Southeastern Regional championship game in Warner Robins, Georgia, after defeating teams from Tennessee, West Virginia, Alabama, and South Carolina and outscoring their regional opponents 22 to 9; and

WHEREAS, Tuckahoe American made waves across Virginia and throughout the southeastern United States by entering the regional championship game with a perfect record of 15 wins and no losses; and

WHEREAS, during its 16 tournament games, Tuckahoe American belted 37 home runs and scored 179 runs while committing only 12 errors in 341 defensive plays for a fielding percentage of .965; and

WHEREAS, Tuckahoe American's pitching staff compiled a combined earned run average (ERA) of 1.08, allowed only 30 runs and 29 walks, and struck out 125 batters; and


WHEREAS, Tuckahoe American was composed of the following players, all of whom were instrumental to the team's success -- Mark Buisson, Jack Carpin, Noah Comwell, Glen Dean, Sam Essex, Justin Hood, Ben Jackson, Sam Landess, Bo Richmond, Connor Schnupp, Liam Simpson, and Joey Zanetti; and

WHEREAS, these young men were enthusiastic ambassadors for Henrico County and exemplified superior sportsmanship and a strong work ethic, thereby earning the deep respect of their community and the unwavering support of their families, friends, and fans; and

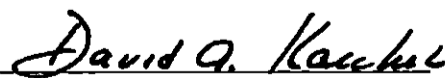
WHEREAS, manager John Carpin and coaches Scott Landess and Marshall Simpson distinguished themselves as outstanding mentors, motivators, and instructors who successfully challenged the players to reach their fullest potential as athletes and to embrace the team concept.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia, hereby commends and congratulates the Tuckahoe American League All-Stars on their monumental athletic achievements and extraordinary tournament season.

BE IT FURTHER RESOLVED that copies of this resolution be prepared and publicly presented to the team's manager, coaches, and players in honor of their exceptional performance, which brought the national spotlight to Tuckahoe Little League and Henrico County in grand fashion.


Barry R. Lawrence, Clerk
October 22, 2013




David A. Kaechele, Chairman
Board of Supervisors



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

Agenda Item No. **202-13**
Page No. 1

**Agenda Title: RESOLUTION — Award of Contract for Banking and Investment Management Services
— Branch Bank & Trust Company (BB&T)**

For Clerk's Use Only: Date: OCT 22 2013 <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Defened to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Glover</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____ REMARKS: APPROVED	<table border="0"> <tr> <td></td> <td>YES</td> <td>NO</td> <td>OTHER</td> </tr> <tr> <td>Glover, R. .</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Nelson, T.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Glover, R. .	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Nelson, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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WHEREAS, on August 16, 2013, five proposals were received in response to RFP #13-9441-7CS to provide banking and investment management services for the County; and,

WHEREAS, based upon review of the written proposals, the Selection Committee (consisting of Mr. Tim Leclerc, Mr. Ed Trice, Mr. Eugene Walter, Mrs. Sarah Patterson, Ms. Louise Evans and Mrs. Cecelia Stowe) interviewed and negotiated with the following firms:

Branch Bank and Trust Company (BB&T)
Wells Fargo Bank, N.A.
SunTrust Bank

WHEREAS, the Selection Committee subsequently selected Branch Bank and Trust Company (BB&T) to provide the services for a three-year term commencing on November 1, 2013 with the option of two one-year extensions; and,

WHEREAS, fees for banking services will be based on activity in the County's bank accounts and fees for investment management services will be based on investment balances and netted against investment earnings.

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

1. A contract to provide for banking and investment management services for the County is hereby awarded to Branch Bank and Trust Company (BB&T) in accordance with RFP #13-9441-7CS, the August 16, 2013 proposal, the September 16, 2013 best and final offer, and September 24, 2013 correspondence.
2. The County Manager and Clerk are authorized to execute the contract in a form approved by the County Attorney.

By Agency Head Eugene Walter By County Manager [Signature]

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Clerk, Board of Supervisors

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

Agenda Item No. **202-13**
Page no. 2 of 2

Agenda Title: RESOLUTION – Award of Contract – Banking and Investment Management Services

3. The County Manager, or the Purchasing Director as his designee, is authorized to execute amendments necessary for banking and investment management services during the term of the contract.

Comment: The Director of Finance and Purchasing Director, with the County Manager concurring, recommend approval of this Board paper.



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

Agenda Item No. **203-13**
Page No. 1 of 2

Agenda Title: **RESOLUTION – Irrevocable Election Not to Participate in Virginia Local Disability Program**

For Clerk's Use Only:

Date: **OCT 22 2013**

- Approved
- Denied
- Amended
- Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) O'Bannon Seconded by (1) Nelson
(2) _____ (2) _____

REMARKS:

APPROVED

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	_____	_____
Racchele, D.	<input checked="" type="checkbox"/>	_____	_____
Nelson, T.	<input checked="" type="checkbox"/>	_____	_____
O'Bannon, P.	<input checked="" type="checkbox"/>	_____	_____
Thornton, F.	_____	_____	_____

WHEREAS, by enacting Chapter 11.1 of Title 51.1 of the Code of Virginia, the Virginia General Assembly has established the Virginia Local Disability Program ("VLDP") for the payment of short-term and long-term disability benefits for certain participants in the hybrid retirement program described in Virginia Code § 51.1-169; and

WHEREAS, for purposes of VLDP administration, an employer with VLDP-eligible employees may make an irrevocable election on or before September 1, 2013, requesting that its eligible employees not participate in VLDP as of the VLDP effective date of January 1, 2014, because it has or will establish, and continue to maintain, comparable employer-paid disability coverage for such employees that meets or exceeds the coverage set out in Chapter 11.1 of Title 51.1 of the Code of Virginia, with the exception of long term care coverage, by January 1, 2014; and

WHEREAS, it is the intent of the County of Henrico (Employer Code 55143), to make this irrevocable election to request that its eligible employees not participate in VLDP; and

WHEREAS, the County of Henrico has obtained an extension until November 1, 2013, to make this irrevocable election.

NOW, THEREFORE, BE IT RESOLVED that the County of Henrico irrevocably elects not to participate in VLDP because it has or will establish, and continue to maintain, comparable employer-paid disability coverage for such employees.

By Agency Head Paula G. Reid By County Manager [Signature]

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COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 203-13
Page No. 2 of 2

Agenda Title: **RESOLUTION – Irrevocable Election Not to Participate in Virginia Local Disability Program**

BE IT FURTHER RESOLVED that, as an integral part of making this irrevocable election, the County of Henrico certifies that it has or will establish, and continue to maintain, comparable employer-paid disability coverage for such employees.

Adopted in the County of Henrico, Virginia this 22nd day of October, 2013.

Authorized Signature

Title

COMMENTS: The **Director of Human Resources** recommends adoption of this Board paper; the County Manager concurs.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 204-13
Page No. 2 of 2

Agenda Title: **RESOLUTION** – Approval of Amendment – Long-Term Disability Plan Document

1.28 VRS Hybrid Retirement Plan. The Virginia Retirement System (“VRS”) Hybrid Retirement Plan provides retirement and disability benefits for eligible employees including most new hires on or after January 1, 2014. Public safety employees covered by Enhanced Benefits for Eligible Political Subdivision Hazardous Duty Employees are not eligible for coverage under the VRS Hybrid Retirement Plan. Eligibility for the VRS Hybrid Retirement Plan is defined by the Code of Virginia. In accordance with the Code of Virginia, the County provides a separate plan of short and long-term disability benefits for employees eligible for the VRS Hybrid Retirement Plan.

2.1 Eligibility. An Employee becomes a Member under the Plan on the Plan Effective Date, or as of the date he completes six months of service as an Employee, provided in both cases that he is Actively at Work on the day he is to become a Member.

Individuals who are eligible for membership in the VRS Hybrid Retirement Plan are not eligible Members under this Plan.

A Member who has authorized the Employer to withhold voluntary contributions to finance the cost of the Disability Benefit on his annual earnings in excess of \$50,000 shall become a Contributory Member the first day he is Actively at Work in the month following the withholding of his contributions.

Authorization to withhold voluntary contributions must take place prior to becoming Disabled and within 31 days from the later of: (i) the date the Employee completes six months of service; or (ii) the date a Member’s annual earnings exceed \$50,000. If authorization does not take place in accordance with the above, the Member must, at his expense, provide evidence of good health satisfactory to the ASO in order to become a Contributory Member.

COMMENTS: The Director of Human Resources recommends approval of this Board paper, and the County Manager concurs.



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

Agenda Item No. **206-13**
Page No. 1 of 2

Agenda Title: **RESOLUTION — Award of Construction Contract — Beverly Hills Phase 3 Water Line Replacement — Tuckahoe District**

For Clerk's Use Only: OCT 22 2013 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>O'Bannon</u> Seconded by (1) <u>Glover</u> (2) _____ (2) _____ REMARKS: APPROVED	YES NO OTHER Glover, R. <input checked="" type="checkbox"/> _____ Kacchele, D. <input checked="" type="checkbox"/> _____ Nelson, T. <input checked="" type="checkbox"/> _____ O'Bannon, P. <input checked="" type="checkbox"/> _____ Thornton, F. <input checked="" type="checkbox"/> _____
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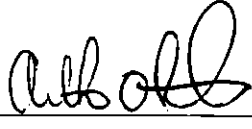

WHEREAS, six bids were received on August 28, 2013 in response to Invitation for Bid No. 13-9448-7CE and Addendum No. 1 for the Beverly Hills Phase 3 Water Line Replacement Project in the Tuckahoe District; and,

WHEREAS, the project includes installation of 5,750 linear feet of 6-inch diameter ductile iron water line, 200 linear feet of 8-inch diameter polyvinyl chloride (PVC) sewer line, 152 water service connections, and 5 sewer service connections; and,

WHEREAS, the bids were as follows:

<u>Bidders</u>	<u>Bid Amounts</u>
Southern Construction Utilities, Inc.	\$1,096,888.00
Piedmont Construction Company, Inc.	\$1,184,651.00
Godsey & Son, Inc.	\$1,428,050.00
Walter C. Via Enterprises, Inc.	\$1,438,692.00
Perkinson Construction, LLC	\$1,568,325.00
Fielder's Choice Enterprise, Inc.	\$2,096,794.00

WHEREAS, after a review and evaluation of all bids received, it was determined that Southern Construction Utilities, Inc. is the lowest responsive and responsible bidder with a bid of \$1,096,888.00.

By Agency Head  By County Manager 

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

Agenda Item No. **206-13**

Page No. 2 of 2

Agenda Title: RESOLUTION — Award of Construction Contract — Beverly Hills Phase 3 Water Line Replacement — Tuckahoe District

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

1. The contract is awarded to Southern Construction Utilities, Inc., the lowest responsive and responsible bidder, in the amount of \$1,096,888.00 pursuant to Invitation to Bid No. 13-9448-7CE, Addendum No.1, and the bid submitted by Southern Construction Utilities, Inc.
2. The County Manager is authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Purchasing Director as his designee, is authorized to execute change orders within the scope of the project budget not to exceed 15% of the original contract amount.

Comment: Funding to support the contract is available within the Water and Sewer Enterprise Fund. The Director of Public Utilities and the Purchasing Director recommend approval of this Board paper, and the County Manager concurs.



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

Agenda Item No. **207-13**

Page No. 1 of 1

**RESOLUTION — Signatory Authority — Agreement with Crown Castle NG
Atlantic Inc. — Use of County Right-of-Way for Cellular Equipment**

For Clerk's Use Only: Date: OCT 22 2013 <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>Nelson</u> (2) _____ (2) _____ REMARKS: <div style="font-size: 2em; font-weight: bold; text-align: center;">APPROVED</div>	<table border="0"> <thead> <tr> <th></th> <th>YES</th> <th>NO</th> <th>OTHER</th> </tr> </thead> <tbody> <tr> <td>Glover, R.</td> <td align="center">1</td> <td></td> <td></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center">1</td> <td></td> <td></td> </tr> <tr> <td>Nelson, T.</td> <td align="center">1</td> <td></td> <td></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center">1</td> <td></td> <td></td> </tr> <tr> <td>Thornton, F.</td> <td></td> <td></td> <td></td> </tr> </tbody> </table>		YES	NO	OTHER	Glover, R.	1			Kaechele, D.	1			Nelson, T.	1			O'Bannon, P.	1			Thornton, F.			
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WHEREAS, Crown Castle NG Atlantic Inc. ("Crown Castle") seeks to use County right-of-way to install a fiber-based telecommunications network in areas where locating a cellular tower is impractical; and,

WHEREAS, the Department of Public Works and Crown Castle have negotiated changes to the standard form agreement for use of County right-of-way that would permit Crown Castle to use the County's right-of-way under different terms and conditions; and,

WHEREAS, the requested changes will not give Crown Castle any special advantage or impair the use of County rights-of-way by others.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the Director of Public Works is authorized to execute the modified agreement for use of County right-of-way by Crown Castle in a form approved by the County Attorney.

COMMENTS: The Director of Public Works recommends approval of this Board paper, and the County Manager concurs.

By Agency Head By County Manager

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 Clerk, Board of Supervisors

Date: _____