

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
November 13, 2018

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, November 13, 2018, 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:

Frank J. Thornton, Chairman, Fairfield District
Tyrone E. Nelson, Vice Chairman, Varina District
Thomas M. Branin, Three Chopt District
Patricia S. O'Bannon, Tuckahoe District
Daniel J. Schmitt, Brookland District

Other Officials Present:

John A. Vithoukas, County Manager
Joseph P. Rapisarda, Jr., County Attorney
Col. James B. Fitzgerald, Undersheriff
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
Timothy A. Foster, P.E., Deputy County Manager for Community Operations
W. Brandon Hinton, Deputy County Manager for Administration
Douglas A. Middleton, Deputy County Manager for Public Safety
Anthony J. Romanello, Deputy County Manager for Community Services
Randall R. Silber, Deputy County Manager for Community Development

Mr. Thornton called the meeting to order at 7:02 p.m. and led the recitation of the Pledge of Allegiance.

Col. Douglas A. Middleton, Deputy County Manager for Public Safety, delivered the invocation.

On motion of Mrs. O'Bannon, seconded by Mr. Branin, and by unanimous vote, the Board approved the minutes of the October 23, 2018, Regular and Special Meetings.

The vote of the Board was as follows:

Yes: Thornton, Nelson, Branin, O'Bannon

No: None

Abstained: Schmitt

MANAGER'S COMMENTS

Mr. Vithoukas welcomed Angela Harper, the 2018 Henrico County Christmas Mother and first general government County employee to serve in that role. He also recognized Tanya Harding

of the County Manager's Office and Rebecca Slough of the Department of Human Resources, the Chair and Co-Chair of the County Government Christmas Mother Program. Last year, the County's Christmas Mother campaign raised \$11,772 and collected over 4,460 supplies such as toys, books, blankets and clothing, which benefited more than 1,455 Henrico families. It also provided an excess of 50,000 meals to County citizens in need. Ms. Harper referred to the 76-year partnership between the County and the Henrico Christmas Mother Council and provided an update on this year's campaign.

Mrs. O'Bannon, Mr. Schmitt, and Mr. Vithoukias attended a funeral service on November 12 for Henrico Firefighter Kevin O'Connell, a well-liked and highly respected 12-year veteran of the Division of Fire who passed away unexpectedly on November 6. Because of the nature of this event, Fire Chief Tony McDowell wanted to provide an opportunity for as many firefighters as possible to attend the funeral. In order to accomplish this goal, while assuring calls for service were still answered, a plan was developed and implemented to back-fill several of the County's fire stations with fire trucks and ambulances from neighboring localities. This was accomplished with the support of the City of Richmond and Chesterfield and Hanover Counties. Collectively, these three neighboring jurisdictions handled 58 calls for service in Henrico while Henrico firefighters were mourning the loss of their comrade. This level of mutual aid was completely without precedent in Henrico and represented a tremendous step forward in terms of regional cooperation at an operational public safety level. Chief McDowell shared details about how this level of cooperation was achieved, including changes that were required to make it possible. He offered examples of cooperation and collaboration in recent years among public safety agencies across central Virginia, elaborated on the mutual aid resources the neighboring jurisdictions provided to Henrico on November 12, and thanked and recognized his regional counterparts as well as Henrico's Police Chief, Emergency Communications Center Director, and Information Technology Director for their support in the aftermath of Firefighter O'Connell's tragic death.

BOARD OF SUPERVISORS' COMMENTS

Mr. Schmitt thanked the Board for choosing an individual on two separate occasions during the past 20 months who had both the skill set and integrity to step in and fill a void in the office of Brookland District Supervisor. He also thanked Harvey Hinson for answering the call of service on both occasions and for serving with the highest levels of character, compassion, and diligence on behalf of Brookland District citizens. In addition, Mr. Schmitt thanked Brookland citizens for placing their trust in him. He expressed his continued commitment to being accessible and accountable in his service to them regardless of how they voted in the special election.

Mr. Thornton informed the public that he, Mr. Nelson, Mrs. O'Bannon, and Mr. Vithoukias attended the Virginia Association of Counties Annual Conference the previous weekend.

Mr. Thornton thanked Mr. Vithoukias for establishing the County's Advocate for the Aging position and announced the first person to hold the position, Jelisa Turner, will be leaving the County on November 14. Mr. Thornton remarked that Ms. Turner will be missed, voiced appreciation for her dynamic and outstanding service, and expressed hope the person who succeeds her will continue her momentum. Mr. Vithoukias credited Paula Reid, Director of Human Resources, for recruiting Ms. Turner, who is moving to a higher position in state government. Mrs. O'Bannon pointed out she recommended this position to Mr. Vithoukias to assist the large number of senior citizens in her district who wish to age in place.

RECOGNITION OF NEWS MEDIA

Mr. Thornton recognized Chris Suarez Rojas from the *Richmond Times-Dispatch*.

RESIGNATION

264-18 Resolution - Resignation of Member - Henrico Area Mental Health & Developmental Services Board.

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

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS

265-18 Westpark Glen Allen, LLC: Request for a Provisional Use Permit under
PUP2018- Sections 24-58.2 (a), 24-120 and 24-122.1 of Chapter 24 of the County Code
00012 to allow 24-hour operation of a fitness facility on part of Parcel 753-758-7318
Three Chopt located on the east line of Stillman Parkway approximately 500' south of its
intersection with W. Broad Street (U.S. Route 250).

Jim Strauss, Senior Principal Planner, confirmed for Mr. Branin that the applicant had agreed to a new, enforceable condition for the installation of exterior surveillance cameras to provide clear surveillance of the establishment's parking lot.

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

On motion of Mr. Branin, seconded by Mrs. O' Bannon, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following conditions:

1. All proffered conditions accepted with case C-76C-89 shall be made a part of this Provisional Use Permit (see case file).
2. This permit shall apply only to the tenant space occupied by Planet Fitness as shown on Exhibit A (see case file).
3. Prior to operating for 24-hours, the applicant shall submit a paper and a digital copy of a security plan for review and approval by Chief of Police. The security plan shall contain information regarding:
 - a. Standard operating procedures pertaining to employees, facility security, security personnel and all other crime prevention measures (including: a security alarm, placement and views of interior and exterior security cameras, physical security measures (door locks, hinges, access control (ex. Keycard access)), landscaping, lighting, etc. and describes how the security plan is designed to reduce crime from occurring during the proposed extended hours of operation.

- b. Trespassing enforcement authorization, including the placement of "no trespassing" signage, shall be provided to the Police Division prior to 24-hour operation.
 - c. Prior to operating for 24-hours, the applicant shall meet with Henrico Police to ensure security measures are in place as described in the approved security plan.
 4. The owner or operator shall be responsible for the installation, operation, and maintenance of exterior security camera(s) and video system of professional grade and quality and rated for the exterior surveillance of retail operations. This security system shall at a minimum include:
 - a. Exterior surveillance cameras monitoring the entrance(s) and any other areas deemed necessary by the Division of Police, including at a minimum the portion of the parking area(s) located between the tenant space and access drive serving outparcels along W. Broad Street. Such security cameras shall provide clear imagery of the establishment's patrons and their vehicles.
 - b. Recordings of all activities under surveillance shall be preserved for a period of one (1) month by the applicant or owner/operator. Authorized representatives of the Henrico County Division of Police shall have full and complete access to all recordings upon request.
 5. The owner and/or operator of the establishment shall provide adequate lighting for the entrances, exits, and parking areas serving the business. Adequate lighting shall be defined as lighting sufficient for clear visual and security camera surveillance.
 6. Windows shall not be tinted or obscured by advertisements, posters, blinds, and/or visual obstructions that inhibit or hinder exterior surveillance. The installation and use of light blocking devices during daylight hours shall be permissible if approved by the Crime Prevention Unit of the Police Division.
 7. Extended hours of operation shall not result in loitering, criminal activity, traffic or public nuisance in the area surrounding the business. In the event that evidence (i.e. police calls to the premises or complaints) indicates the extended hours of operation are having an adverse effect (i.e. increased public nuisance, loitering, excessive noise outside the building, criminal assault, traffic, etc.) on the surrounding area, the Board of Supervisors may hold a public hearing to consider revoking the Provisional Use Permit.

The vote of the Board was as follows:

Yes: Thornton, Nelson, Branin, O'Bannon, Schmitt

No: None

266-18
REZ2018-
00038
Varina

Viking Land Development, LLC: Request to conditionally rezone from A-1 Agricultural District to R-2AC One-Family Residence District (Conditional) Parcels 811-700-4578, 811-700-4938, and 811-700-6627 containing 17.85 acres located on the west line of Willson Road, approximately 375' south of its intersection with Messer Road.

Mr. Strauss responded to a question from Mr. Nelson pertaining to the case's proffered conditions and confirmed no opposition to the case was expressed at a community meeting. Justin Briggs, School Planner for Henrico County Public Schools (HCPS), and County Planning Director Joe Emerson responded to questions and concerns raised by the Board concerning the formula used by HCPS for residential rezoning cases to calculate student yields. Mr. Briggs agreed to provide more information to the Board on this issue.

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

On motion of Mr. Nelson, seconded by Mr. Branin, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with following proffered conditions:

1. **Maximum Density.** The maximum number of building lots on the property shall not exceed twenty-seven (27).
2. **Dwelling Orientation.** Dwellings shall not be situated on a lot where the front of one dwelling fronts the rear of another dwelling.
3. **Utilities.** All utilities except for junction boxes, meters and existing overhead utility lines or for technical or environmental reasons, shall be installed underground.
4. **Landscaping.** All lots shall have front yard sod and irrigation. All corner lots shall have side yard sod and irrigation. Each lot shall have at a minimum a street tree of no less than 2" caliper. Corner lots shall have two street trees at a minimum. Evergreen trees shall be planted every 15 feet staggered on lots siding on Willson Road. Trees may be planted within the required Minor Collector Road setback. Any fence on a lot siding on Willson Road shall be constructed of uniform, low-maintenance, and durable material.
5. **Hours of Construction.** The hours of exterior construction, including heavy equipment, shall be between 7:00 A.M. and 7:00 P.M. daily, except in emergencies or where circumstances require extending the specified hours to complete work such as concrete

pours or utility connections. No exterior construction shall commence prior to 10:00 A.M. on Sundays.

6. **Concept Plan.** The property will be developed similar to the attached concept plan, entitled Exhibit A (see case file), unless site conditions require alternative designs and/or if determined by the Director of Planning to be in keeping with the spirit and concept of the approved exhibit.
7. **Elevations and Exterior Materials.** The architectural appearance of the dwellings shall be generally consistent with the attached renderings, entitled Exhibit B (see case file), unless otherwise requested of and approved by the Director of Planning. Dwellings shall include brick, brick veneer, cementitious siding, vinyl with a minimum .042" thickness, stone, synthetic stone or similar masonry materials, or a combination of these. No dwelling shall be constructed on a slab. No architectural treatments on the first floor of the dwelling shall be cantilevered. Each dwelling shall include a covered front stoop or porch. Stoops and porches shall have foundation materials identical to the dwelling. Roof materials shall be 30-year dimensional shingles or better, standing seam metal and/or cedar shakes.
8. **Minimum House Size.** Dwellings shall have a minimum of 1,500 square feet of finished floor area and include, at a minimum, a one-car garage.
9. **Driveways.** All driveways shall be constructed of concrete, asphalt, pavers, cobblestone or other hard-surface materials. All lead walks shall be constructed of brushed concrete.
10. **Garages.** Each dwelling shall have a minimum of a 2-car attached garage. Garage doors on all dwellings shall have at a minimum 2 of the following - detailed boxes, windows, straps and/or hinges or other architectural design features or a combination of these features. Garage doors shall not have flat panels.
11. No lot shall have direct access to Willson Road except the existing lot at 6700 Willson Road or a new lot in the event the existing structure is removed.
12. **Sidewalks.** A sidewalk per Henrico County policy near schools shall be installed on Willson Road within the right of way adjacent to the property.
13. **Severance.** The unenforceability, elimination, revision or amendment of any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

Yes: Thornton, Nelson, Branin, O'Bannon, Schmitt

No: None

267-18
REZ2018-
00035
Brookland

Luis Cabral: Request to conditionally rezone from B-1 Business District to B-2C Business District (Conditional) Parcel 774-759-0104 containing .85 acres located at the northwest intersection of Woodman and Hungary Roads.

Mr. Strauss responded to a comment from Mrs. O'Bannon relating to work that was done on this case to improve the site and building materials that will be used. Mr. Schmitt remarked that the proposed development fits well within the County's 2026 Comprehensive Plan and with future development planned for the area.

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

On motion of Mr. Schmitt, seconded by Mr. Branin, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. **Conceptual Plan.** Development of the Property shall be in general conformance with the Conceptual Plan dated August 9, 2018 and last revised September 19, 2018, entitled "2300 Hungary Road - Re-Development, Rezoning Exhibit", prepared by Koontz Bryant Johnson Williams and attached hereto (the "Concept Plan"), (see case file) which Concept Plan is conceptual in nature and may vary in detail as may be approved by County review staff at the time of Plan of Development.
2. **Elevations.** Except for the existing building, any proposed new building or building addition constructed on the property shall adhere to the following; the exposed portion of each exterior wall surface (front, rear, and side) of any building (excluding rooftop screening materials for mechanical equipment, windows, doors, breezeways, gables, and other architectural design features) shall be predominantly brick with decorative features of alternate materials such as E.I.F.S., vinyl, wood, metal, or cementitious siding; unless different architectural treatment and/or materials are specifically approved with respect to the exposed portion of any such wall at the time of Plan of Development.
3. **Height.** Except for the existing building, no proposed building constructed on the Property shall exceed thirty-five (35) feet in height to the eave of the building (or top of the roof deck beyond the parapet wall if and as applicable), unless otherwise requested and specifically approved at the time of Plan of Development.

4. **Parking Lot Lighting.** Except for the existing lighting fixtures, any proposed lighting fixtures shall conform to full cut-off standards, as defined by The Illuminating Engineering Society of North America (IESNA), and shall have a maximum pole height (excluding the height of a concrete base, if applicable) of 25 feet.
5. **Use Restrictions.** The use of the Property will be restricted to those uses permitted in the B-1 Business District with the exception for the use as a restaurant with drive-thru services. In addition, the Property shall not be utilized for any of the following:
 - a. establishments whose primary business is check cashing and/or the making of payday loans as defined and regulated by Sections 6.2-2100 et seq. and 6.2-1800 et seq. of the Code of Virginia (1950), in effect as the date of the approvals of these proffers (the foregoing shall *not* preclude banks, savings and loans, or similar financial institutions that are not regulated by the foregoing Virginia Code Section);
 - b. permanent on-site recycling collection facilities.
6. **Underground Utilities.** Except for junction boxes, meters, existing overhead utility lines and those utility services required to be above grade for technical or environmental reasons, all proposed utility lines serving the building shall be underground.
7. **Trash Enclosures.** Any proposed enclosure area for dumpsters on the Property, if provided, shall be constructed of brick on three (3) sides that is complementary to that which is utilized in the primary building. The fourth side shall be gated with an opaque material other than wood. The location of any proposed enclosures for dumpsters shall be determined at the time of Plan of Development.
8. **HVAC.** Except for the existing heating and air conditioning equipment, any proposed heating and air conditioning equipment shall be screened from the public, where viewed at ground level from the property lines, in a manner approved at the time of Plan of Development.
9. **Public Address.** No outside pagers or loudspeakers shall be permitted on the Property. However, an intercom system equipped with volume control associated with a drive through window shall be permitted. Sound from any pager, loudspeaker, or intercom system shall not be audible beyond one hundred feet (100') from the source.
10. **Severance.** The unenforceability, elimination, revision or amendment of any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

Yes: Thornton, Nelson, Branin, O'Bannon, Schmitt

No: None

268-18
REZ2018-
00014
Varina

Quality of Life of VA LLC: Request to conditionally rezone from R-4 One-Family Residence District, B-1 Business District, and M-1 Light Industrial District to R-5AC General Residence District (Conditional) Parcel 805-710-1834 containing 11.7 acres located south of Darbytown Road, approximately 300' south of its intersection with Oregon Avenue.

Jean Moore, Assistant Director of Planning, informed the Board that the applicant, Leroy Chiles, had submitted a request for deferral earlier in the day. Mr. Chiles explained he was requesting the deferral to allow more time to resolve site ingress and egress issues with the County and an adjoining property owner. There was discussion of Mr. Chiles' deferral request by Mr. Nelson, Mr. Branin, Mr. Rapisarda, and Ms. Moore. At Mr. Nelson's request, Public Works Director Steve Yob commented on projected traffic counts for the proposed development and staff's concerns pertaining to site access.

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

On motion of Mr. Nelson, seconded by Mr. Branin, and by unanimous vote, the Board deferred this item to the December 11, 2018, meeting.

The vote of the Board was as follows:

Yes: Thornton, Nelson, Branin, O'Bannon, Schmitt

No: None

269-18
REZ2018-
00042
Brookland

Marie T. Hammer: Request to conditionally rezone from R-2 One-Family Residence District to O-2C Office District (Conditional) Parcel 773-745-9522 containing 3.79 acres located on the west line of Staples Mill Road (U.S. Route 33), approximately 810' north of Dumbarton Road.

Mr. Vithoulkas noted this case and Agenda Item No. 270-18 (PUP 2018-00014) were companion cases and would be presented together but require separate votes.

Mrs. O'Bannon questioned the accuracy of the student yield information provided by HCPS in the staff report. There was discussion by the Board, Ms. Moore, Mr. Briggs, and Mr. Vithoulkas pertaining to the formula used by HCPS to project student yields. Mr. Vithoulkas informed the Board that he will ask School Superintendent Amy Cashwell to address the Board's concerns relating to the formula at the Board's retreat scheduled for January 2019. Mr. Branin also voiced concerns regarding student yield information that has been provided to the Board by HCPS.

Chip England, Director of Public Utilities, confirmed for Mr. Schmitt the applicant will be responsible for the cost of extending the water line that will be required to serve the new development.

Mr. Schmitt commented that the proposed development will be a good use of the land and noted a floodplain will limit development along the rear of the property.

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

On motion of Mr. Schmitt, seconded by Mr. Nelson, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. **Concept Plan.** The property shall be developed in general conformance with the concept plan entitled "Conceptual Plan #6", prepared by Goodfellow, Jalbert, Beard and Associates Inc., dated September 18, 2018 (see case file). The concept plan is conceptual in nature and may vary in detail as otherwise requested by the owner and specifically approved at the time of Plan of Development review.
2. **Building Materials.** Any future additions or buildings to be constructed on the property shall be architecturally compatible and have similar materials as the existing building or buildings surrounding the property. The exterior of any such additions or buildings shall be predominantly of brick, wood, cementitious siding, stone, textured masonry, or stucco.
3. **Limitation on Uses.** No funeral home, undertaking establishment, or child care center shall be permitted on the property.
4. **Trash Receptacles.** Dumpsters and trash receptacles shall be screened from public view at ground level with opaque fencing or materials compatible with the existing building or as otherwise approved at the time of Plan of Development review.
5. **Trash Pick-up, Parking Lot Cleaning and Leaf Blowing.** There shall be no trash pickup, parking lot cleaning or leaf blowing before 7 a.m. or after 7 p.m., Monday through Friday, or before 10 a.m. or after 7 p.m. on Saturdays. There shall be no trash pickup, parking lot cleaning or leaf blowing on Sundays.
6. **Parking Lot Lighting.** Parking lot lighting standards shall not exceed 15 feet in height above grade level. All parking lot lighting fixtures shall be of low intensity and shall be positioned in such a manner as to minimize the impact of such lighting on any adjacent property. Parking lot lighting shall produce a maximum lighting intensity of 1.0 foot candle at a minimum of 15 feet outside the boundary lines of the property unless the director of planning finds there will be no adverse effect on adjoining property or public safety.

Lighting will be reduced to security level following the close of business operations each day.

7. **Outside Speakers.** Outside speakers shall not be audible beyond the boundary lines of the property.
8. **Security Alarms.** No external alarm bells or warning devices that are audible beyond the boundary lines of the property shall be permitted.
9. **Signage.** Any detached signs shall be ground mounted and shall not exceed 6 feet in height.
10. **Utility Lines.** Except for junction boxes and access boxes, meters and existing overhead utility lines all new utility lines shall be installed underground.
11. **HVAC.** Heating and air conditioning equipment shall be screened from public view along property lines at ground level with landscaping or as otherwise approved at the time of Plan of Development.
12. **C-1 Zoning.** No later than 90 days after receipt of a Certificate of Occupancy for any building on the Property other than the existing building, the Applicant shall file an application with the County to rezone to the C-1 zoning classification all of the areas within the Property that are within the 100-year flood plain and are not otherwise developable area.
13. **Building Height.** Building height as defined in the zoning ordinance shall be limited to forty-five (45) feet.
14. **Severance.** The unenforceability, elimination, revision or amendment of any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of any of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

Yes: Thornton, Nelson, Branin, O'Bannon, Schmitt

No: None

270-18
PUP2018-
00014
Brookland

Marie T. Hammer: Request for a Provisional Use Permit under Sections 24-50.6:1(a), 24-120 and 24-122.1 of Chapter 24 of the County Code to allow an accessory dwelling unit on Parcel 773-745-9522 located on the west line of Staples Mill Road (U.S. Route 33), approximately 810' north of Dumbarton Road.

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

On motion of Mr. Schmitt, seconded by Mr. Nelson, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following conditions:

1. This Provisional Use Permit shall allow only one accessory dwelling unit to be located on the second floor above the first-floor medical office use in the existing structure. It shall not apply to any future office buildings on the site.
2. Prior to issuance of a Certificate of Occupancy for the medical office and accessory dwelling, the applicant shall submit floor plans as part of the building permit application that show adherence to the requirements of Sec. 24-50.6:1(a) of the Henrico County Code.
3. The site shall be developed in general conformance with the conceptual plan titled "Marisse Hammer Medical Office and Residents" dated September 18, 2018 (see case file) and submitted with this request.
4. At least one parking space shall be provided and dedicated for the accessory dwelling use. If the accessory dwelling is converted to medical or general offices, the parking requirements shall be met to accommodate the increase in square footage.

The vote of the Board was as follows:

Yes: Thornton, Nelson, Branin, O'Bannon, Schmitt

No: None

PUBLIC HEARINGS – OTHER ITEMS

271-18 Ordinance - To Amend and Reordain Section 24-13.4 of the Code of the County of Henrico Titled "Provisional uses permitted" to Allow Detached One-Family Dwellings With Yards on All Sides in the R-5A General Residence District by Provisional Use Permit.

Mr. Emerson narrated a slide presentation on this item. He reviewed existing and proposed R-5A general residence district standards and provided an example of a lot layout under existing standards and under the proposed standards.

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

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

272-18 Resolution - Signatory Authority - Quitclaim of Utility Easement - Residence Inn - 5416 Glenside Drive - Brookland District.

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

On motion of Mr. Schmitt, seconded by Mr. Branin, and by unanimous vote, the Board this item – see attached resolution.

PUBLIC COMMENTS

There were no comments from the public.

GENERAL AGENDA

273-18 Resolution - Approval of Issuance of Bonds - Westminster-Canterbury Corporation - Economic Development Authority of Henrico County, Virginia - Fairfield District.

Mr. Rapisarda responded to a question from Mr. Vithoulkas.

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

274-18 Resolution - Receipt of Audited Annual Financial Report for Fiscal Year Ended June 30, 2018, and Acknowledgement of Discharge of Duties and Responsibilities by Audit Committee.

Ned Smither, Director of Finance, recognized Chris Shappell, Ken Fown, and Marquia Gunn from the County's external auditing firm, KPMG, who were in the audience. Mr. Vithoulkas responded to questions and comments by Mr. Nelson and Mrs. O'Bannon. He thanked Mr. Smither for bringing the annual financial report to the Board two weeks ahead of the normal schedule and thanked him and County departments for reporting a budget surplus in the past year that is greater than the surplus of all three other major localities in the region.

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

275-18 Introduction of Ordinance - To Amend and Reordain Section 9:2 of the Code of the County of Henrico Titled "Precincts and polling places" to Split Short Pump and Rolfe Precincts, Change the Polling Place for Sullivans Precinct, and Establish a Polling Place for the New Colonial Trail Precinct - Three Chopt and Varina Districts.

Mark Coakley, General Registrar, recognized Electoral Board Chair Steve Bryant who was in the audience. He responded to questions from the Board. Mr. Thornton complimented Mr. Coakley and his staff on their diligence in handling the polls.

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

276-18 Resolution - Award of Contract - Circuit Court Renovations - Brookland District.

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

277-18 Resolution - SIA2018-00001 - Nine Mile Road Firehouse (#23) Site - Substantially in Accord with the 2026 Comprehensive Plan - Varina District.

Mr. Emerson narrated a slide presentation on this item. He identified zoning classifications of properties surrounding the subject site and noted staff concluded the proposed use of the site for a firehouse presents no apparent conflict with the intent of the County's 2026 Comprehensive Plan.

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

278-18 Resolution - Award of Contract - Architectural and Engineering Services - Recreation & Parks Improvement Projects.

Neil Luther, Director of Recreation and Parks, responded to a question from Mrs. O'Bannon.

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

279-18 Resolution - Award of Contract - High School Athletic Field Improvements - Phase 2 - Henrico High School - Fairfield District.

Neil Luther and Mr. Vithoukas responded to questions from the Board relating to the procurement process and status of including athletic field improvements to Highland Springs and Tucker High Schools within this contract.

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

280-18 Resolution - Award of Contract - Enterprise Parkway and Broad Street Area Sewer Rehabilitation.- Brookland and Tuckahoe Districts.

Mr. England responded to a question from Mrs. O'Bannon.

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

There being no further business, the meeting was adjourned at 8:54 p.m.

Frank J. Thornton

Chairman, Board of Supervisors
Henrico County, Virginia



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

Agenda Item No. 264-18

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Agenda Title: RESOLUTION – Resignation of Member – Henrico Area Mental Health & Developmental Services Board

<p>For Clerk's Use Only:</p> <p>Date: <u>11/13/2018</u></p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:</p>	<p align="center">BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>O'Bannon</u> Seconded by (1) <u>Branin</u></p> <p>REMARKS: <u>(2) APPROVED (2)</u></p>	<table border="1"> <thead> <tr> <th></th> <th>YES</th> <th>NO</th> <th>OTHER</th> </tr> </thead> <tbody> <tr> <td>Branin, T.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>Nelson, T.</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> <tr> <td>Schmidt</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </tbody> </table>		YES	NO	OTHER	Branin, T.	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Schmidt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Schmidt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, on January 9, 2018, William P. Hart III was appointed to the Henrico Area Mental Health & Developmental Services Board (the "Community Services Board") as a Family/Consumer representative for a three-year term expiring December 31, 2020; and

WHEREAS, by correspondence dated October 31, 2018, Mr. Hart submitted his resignation from the Community Services Board.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia, hereby accepts the resignation of William P. Hart III from the Henrico Area Mental Health & Developmental Services Board.

By Agency Head _____ By County Manager [Signature]

Routing:
 Yellow to: _____
 Copy to: _____

Certified: _____
 A Copy Teste: _____
 Clerk, Board of Supervisors
 Date: _____

October 31, 2018

Henrico Area Mental Health and Development Services Board

Dear Board Members and staff,

It's with sincere regret that I am informing this board of my resignation due to the fact that I am no longer a residence of Henrico County. While it was certainly my intention to remain in Henrico while searching for a new place to live, my fiancée and I were presented with an opportunity in Chesterfield that met our needs as a family.

Dr. Batchelder, Dr. Lukhani, Jessica, Jay, Lisa, Lyn, Nita, Karen and Joyce;

It was a pleasure to have served with each of you during my time on this board. I have gained a lot of knowledge and insights on a great variety of topics listening to the collective wisdom of this group. I wish all of you the very best and I am thankful that the members of Henrico are well represented by such a talented group of advocates. As an individual in lived recovery it is hearting to know that that you believe that all are deserving of the best care possible.

Nancy, Lynn, Michelle, Yvonne and Marty;

Thank you for all that you do to make HAMHDS such a top notch and well run organization. It has been a pleasure to listen to each of you share the excellent work you do behind the scenes in operating HAMHDS. I have also learned much for each of you that I will take with me.

Laura and Daniel; Thank you both for allowing me the opportunity to serve on the Board. I have enjoyed my time serving and I am very grateful that you both thought highly of myself enough to ask me to join. I am grateful for all the hard work both of you do to make HAMHDS the best CSB in the State. Thank you for believing in recovery and working to achieve a recovery oriented system of care. I look forward to seeing you both in the community again soon.

Sincerely,

William Hart

From: Wickstead, Nancy
Sent: Wednesday, October 31, 2018 4:46 PM
To: Jessica Young Brown (jybrown@gmail.com); James (Jay) E. Cox - HAMHDS Board (cox3131@comcast.net); Sultan Ali Lakhani (lakhanimid1@aol.com); Lyn Dodge (eodand2@gmail.com); Lisa Diggs (lisadiggs76@outlook.com); Grignol, Nita J.; Grizzard, Karen; Joyce A Hann (jahann23059@yahoo.com); Karlee Wynn (karlee.wynn@hotmail.com); Allison J. Batchelder (allibatch@gmail.com)
Cc: Totty, Laura; Rigsby, Daniel; Goodale, Lynn A.; Johnson, A.Michelle; Russell, Yvonne; Shephard, Martha J.; Wickstead, Nancy
Subject: Board Member Resignation
Attachments: Board Member Resignation.docx

Board and Staff,

Attached is a letter of resignation that Board Member William Hart requested I send to you.

~Nancy

Nancy Wickstead

Henrico Area Mental Health & Developmental Services
10299 Woodman Road
Glen Allen, VA 23060
(804) 727-8581
(804) 727-8580 fax
e-mail: wic04@co.henrico.va.us



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 27(-)8

Page No. 2 of 2

Agenda Title: ORDINANCE – To Amend and Reordain Section 24-13.4 of the Code of the County of Henrico Titled “Provisional uses permitted” to Allow Detached One-Family Dwellings With Yards on All Sides in the R-5A General Residence District by Provisional Use Permit.

of March 26, 2002, where the front, side, or rear yard is adjacent to a major arterial, minor arterial, or controlled access roadway identified on the major thoroughfare plan and having a projected right-of-way of 60 feet or greater, the setback shall be increased by 35 feet; if the front, side, or rear yard is adjacent to a minor collector or major collector identified on the major thoroughfare plan and having a projected right-of-way of 60 feet or greater, the setback shall be increased by 25 feet. In cases where the side yard is adjacent to any public road there shall be a minimum 25 foot setback from the right-of-way of the public road. The increased setback may be divided between the residential lot and any common area immediately adjacent to the projected right-of-way. The increased setback may be reduced only if approved by the planning commission as an exception under section 19-4(a).

(4) Minimum unit size. Each dwelling unit shall contain at least 900 square feet of finished floor area.

(5) Overall project density. Overall density shall not exceed six dwelling units per acre exclusive of public rights-of-way.

(6) Parking. A minimum of two parking spaces per dwelling unit shall be provided on individual lots and/or in common parking areas.

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

Comments: After a public hearing on September 13, 2018, the Planning Commission recommended approval of the amendments. The Director of Planning recommends approval of this Board paper, and the County Manager concurs.



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

Agenda Item No. 273-18

Page No. 1 of 3

Agenda Title: RESOLUTION – Approval of Issuance of Bonds – Westminster-Canterbury Corporation – Economic Development Authority of Henrico County, Virginia – Fairfield District

For Clerk's Use Only: Date: <u>11/13/2018</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>Nelson</u> Seconded by (1) <u>Banni</u> (2) _____ (2) _____ REMARKS: APPROVED	YES NO OTHER Branin, T. ✓ _____ Nelson, T. ✓ _____ O'Bannon, P. ✓ _____ Thornton, F. ✓ _____ <u>Schnied</u> ✓ _____
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WHEREAS, Westminster-Canterbury Corporation (the "Borrower"), a Virginia nonstock corporation, whose primary business address is 1600 Westbrook Avenue, Richmond, Virginia 23227, owns and operates a continuing care retirement facility at the same location in the Fairfield District; and

WHEREAS, the Economic Development Authority of Henrico County, Virginia (the "Authority") has considered the Borrower's application requesting the Authority to issue its revenue bonds in one or more series at one time or from time to time, in an amount up to \$72,500,000 of (the "Bonds") and loan the proceeds of the Bonds to the Borrower for the following purposes:

(1) to finance and refinance the costs associated with certain projects, including, but not limited to the costs of the acquisition of approximately 10.5 acres of land (which was a portion of the land commonly known as the former Azalea Mall Property) (the "New Land"), located adjacent to the continuing care retirement community operated by the Borrower on approximately 50 acres of land on and adjacent to the 1600 Westbrook Avenue address, which is primarily located in Henrico County but also in the City of Richmond (the "Campus"), on which the Borrower expects to construct additional senior living facilities and to finance and refinance the costs of related projects on the New Land, such as road improvements, site work, demolition of existing structures, architectural and design, development and other improvements and related projects,

By Agency Head *Henry R. Moore*

By County Manager *[Signature]*

Routing:
 Yellow to: _____
 Copy to: _____

Certified:
 A Copy Teste: _____
 Clerk, Board of Supervisors

Date: _____

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

Agenda Item No. 273-18
Page No. 2 of 3

Agenda Title: RESOLUTION – Approval of Issuance of Bonds – Westminster-Canterbury Corporation – Economic Development Authority of Henrico County, Virginia – Fairfield District

(2) to refund all or a portion of the Authority's Residential Care Facility Refunding Revenue Bond (Westminster-Canterbury of Richmond), Series 2010, the Authority's Residential Care Facility Refunding Revenue Bond (Westminster-Canterbury of Richmond), Series 2012, the Authority's Residential Care Facility Refunding Revenue Bond (Westminster-Canterbury of Richmond), Series 2014A, and the Authority's Residential Care Facility Refunding Revenue Bond (Westminster-Canterbury of Richmond), Series 2014B, all of which financed and refinanced costs of various capital improvements to the Borrower's facilities on the Campus, and

(3) to finance, if and as needed, capitalized interest on the Bonds, a debt service reserve fund for the Bonds, costs of issuance related to the issuance of the Bonds, working capital, routine capital expenditures at the Campus and the New Land and other related costs (collectively (1), (2), and (3) constitute the "Plan of Finance"); and

WHEREAS, the Authority held a public hearing on October 18, 2018, regarding the Plan of Finance; and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), provides that the governmental unit having jurisdiction over the issuer of private activity bonds and over the area in which any facility financed with the proceeds of private activity bonds is located must approve the issuance of the bonds and Section 15.2-4906 of the Industrial Development and Revenue Bond Act, Chapter 49, Title 15.2, Code of Virginia of 1950, as amended (the "Act"), sets forth the procedure for such approval; and

WHEREAS, the Authority issues its bonds on behalf of the County of Henrico, Virginia (the "County"), the facilities to be financed with the proceeds of the Bonds are located in the County and the Board of Supervisors of Henrico County, Virginia (the "Board"), constitutes the highest elected governmental unit of the County; and

WHEREAS, the Authority has recommended that the Board approve the Plan of Finance and the issuance of the Bonds; and

WHEREAS, a copy of the Authority's inducement resolution approving the issuance of the Bonds, subject to the terms to be agreed upon, a certificate of the public hearing and a Fiscal Impact Statement have been filed with the Board.

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

Agenda Item No. 273-18
Page No. 3 of 3

Agenda Title: RESOLUTION – Approval of Issuance of Bonds – Westminster-Canterbury Corporation – Economic Development Authority of Henrico County, Virginia – Fairfield District

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. The Board hereby approves the issuance of the Bonds, in an aggregate principal amount up to \$72,500,000, by the Authority for the benefit of the Borrower, solely to the extent required by Section 147(f) of the Code and Section 15.2-4906 of the Act, to permit the Authority to assist in accomplishing the Plan of Finance.
2. The approval of the issuance of the Bonds does not constitute an endorsement to a prospective purchaser of the Bonds of the creditworthiness of the Plan of Finance or the Borrower. In accordance with the Act, the Bonds shall not be deemed to constitute a debt or a pledge of the faith and credit or taxing power of the Commonwealth of Virginia or any political subdivision thereof, including the Authority and the County.
3. This resolution shall take effect immediately upon its adoption.

Comments: The Executive Director of the Economic Development Authority recommends approval of this Board paper; the County Manager concurs.

CERTIFICATE

The undersigned Assistant Secretary of the Economic Development Authority of Henrico County, Virginia (the "Authority"), hereby certifies as follows:

1. A meeting of the Authority was duly called and held on Thursday, October 18, 2018, at 6:30 p.m. before the Authority in the conference room at the Authority's office at 4300 East Parham Road, Henrico, Virginia 23228, pursuant to proper notice given to each Director of the Authority before such meeting. The meeting was open to the public. The time of the meeting and the place at which the meeting was held provided a reasonable opportunity for persons of differing views to appear and be heard.

2. The Chairman announced the commencement of a public hearing on the application of Westminster-Canterbury Corporation, a Virginia nonstock corporation, and that a notice of the hearing was published once a week for two successive weeks in a newspaper having general circulation in Henrico County, Virginia (the "Notice"), with the second publication appearing not less than six (6) days nor more than twenty-one (21) days prior to the hearing date. A copy of the Notice has been filed with the minutes of the Authority and is attached as Exhibit A.

3. A summary of the statements made at the public hearing is attached as Exhibit B.

4. Attached as Exhibit C is a true, correct and complete copy of the inducement resolution (the "Resolution") adopted at such meeting of the Authority by a majority of the Directors present at such meeting. The Resolution constitutes all formal action taken by the Authority at such meeting relating to matters referred to in the Resolution. The Resolution has not been repealed, revoked, rescinded or amended and is in full force and effect on this date.

WITNESS my hand and the seal of the Authority, as of October 18, 2018.



Assistant Secretary, Economic Development
Authority of Henrico County, Virginia



[SEAL]

Exhibits:

- A - Copy of Certified Notice
- B - Summary of Statements
- C - Approving Resolutions

EXHIBIT A

Notice of Public Hearing

(See Attached)

Richmond Times-Dispatch

Advertising Affidavit

Account Number
3577809

300 E. Franklin Street
Richmond, Virginia 23219
(804) 649-6208

Date
October 11, 2018

MCGUIREWOODS LLP
GATEWAY PLAZA
800 EAST CANAL STREET
RICHMOND, VA 23219-3916

Date	Category	Description	Ad Size	Total Cost
10/11/2018	Meetings and Events	NOTICE OF PUBLIC HEARING TO BE HELD BY THE ECONC	2 x 0 L	807.40

NOTICE OF PUBLIC HEARING TO BE HELD BY THE ECONOMIC DEVELOPMENT AUTHORITY OF HENRICO COUNTY, VIRGINIA FOR THE BENEFIT OF WESTMINSTER-CANTERBURY CORPORATION

Notice is hereby given that the Economic Development Authority of Henrico County, Virginia (the "Authority"), whose address is 4330 East Parkway Road, Henrico, Virginia 23176, will hold a public hearing on the plan of Finance of Westminister-Canterbury Corporation (the "Borrower"), a Virginia nonprofit corporation, whose address is 1650 Westbrook Avenue, Richmond, Virginia 23221, related to the issuance by the Authority of up to \$17,500,000 of revenue bonds (the "Bonds"), in one or more series from time to time. The Bonds are expected to be issued as qualified 501(c)(3) bonds as defined in Section 145 of the Internal Revenue Code of 1986, as amended (the "Internal Revenue Code"). The Borrower operates a continuing care retirement community on approximately 50 acres of land on and adjacent to the 1650 Westbrook Avenue address, which is primarily located in Henrico County but also in the City of Richmond (such land is referred to as the "Campus").

The Authority will loan the proceeds of the Bonds to the Borrower.

(1) to finance and reimburse the costs associated with certain projects, including, but not limited to the costs of the acquisition of approximately 10.5 acres of land located adjacent to the Campus (which was a portion of the land commonly known as the former Acacia Mall Property) (the "New Land") on which the Borrower expects to construct 252 residential senior living facilities and to finance and reimburse the costs of related projects on the New Land, such as road improvements, site work, demolition of existing structures, architectural and design, development and other improvements and related projects;

(2) to refund all or a portion of the Authority's Residential Care Facility Refunding Revenue Bond (Westminister-Canterbury of Richmond), Series 2010, the Authority's Residential Care Facility Refunding Revenue Bond (Westminister-Canterbury of Richmond), Series 2012, the Authority's Residential Care Facility Refunding Revenue Bond (Westminister-Canterbury of Richmond), Series 2014A, and the Authority's Residential Care Facility Refunding Revenue Bond (Westminister-Canterbury of Richmond), Series 2014B, all of which financed and reimbursed costs of various capital improvements to the Borrower's facilities on the Campus and:

(3) to finance, if and as needed, capitalized interest on the Bonds, a debt service reserve fund for the Bonds, costs of issuance related to the issuance of the Bonds, working capital, routine capital expenditures at the Campus and the New Land and other related costs (collectively (1), (2), and (3) constitute the "Plan of Finance").

The Bonds will not constitute a debt or pledge of the faith and credit of the Commonwealth of Virginia (the "Commonwealth") or any political subdivision thereof, including the Authority and Henrico County. Neither the Commonwealth nor any political subdivision thereof, including the Authority and Henrico County, shall be obligated to pay the Bonds, or the interest thereon, or the costs incident thereto, except from the revenues and monies received from the Borrower and pledged therefor, and neither the faith and credit nor the taxing power of the Commonwealth nor any political subdivision thereof, including the Authority and Henrico County, will be pledged in the payment of the principal or interest on such Bonds or other costs incident thereto.

The public hearing, which may be continued or adjourned, will be held on Thursday, October 18, 2018, at 6:30 p.m., before the Authority, in the conference room at the Authority's office at 4330 East Parkway Road, Henrico, Virginia 23176. The results of the public hearing will be forwarded to the Board of Supervisors of Henrico County, which will be asked to give its limited approval of the issuance of the Bonds as required by the Internal Revenue Code and Virginia law. Any person interested in the issuance of the Bonds or the location or nature of the proposed project may appear at the hearing and present his or her views.

Economic Development Authority of Henrico County, Virginia

**Publisher of the
Richmond Times-Dispatch**

This is to certify that the attached NOTICE OF PUBLIC HEARING was published by the Richmond Times-Dispatch, Inc. in the City of Richmond, State of Virginia, on the following dates:

10/04, 10/11/2018

The First insertion being given ... 10/04/2018

Newspaper reference: 0000831031

Sworn to and subscribed before me this

October 12, 2018

Janet Johnson Williams *Joel Howe*
Notary Public Supervisor

Janet Johnson Williams
NOTARY PUBLIC
Commonwealth of Virginia
7566416
My Commission Expires June 30, 2021

State of Virginia
City of Richmond
My Commission expires _____

THIS IS NOT A BILL. PLEASE PAY FROM INVOICE. THANK YOU

EXHIBIT B

Summary of Statements

Representatives of Westminster-Canterbury Corporation and McGuireWoods LLP, bond counsel, appeared before the Authority to describe the project and the proposed bond issue. No one appeared in opposition to the proposed bond issue.

EXHIBIT C

Approving Resolution

(See Attached)

RESOLUTION OF THE ECONOMIC DEVELOPMENT AUTHORITY OF HENRICO COUNTY, VIRGINIA, PROVIDING INITIAL APPROVAL OF THE ISSUANCE OF UP TO \$72,500,000 OF REVENUE BONDS FOR THE BENEFIT OF WESTMINSTER-CANTERBURY CORPORATION

WHEREAS, the Economic Development Authority of Henrico County, Virginia (the "Authority"), is empowered by the Industrial Development and Revenue Bond Act, Chapter 49, Title 15.2, Code of Virginia of 1950, as amended (the "Act"), to issue its revenue bonds to finance or refinance the construction and equipping of facilities for the residence or care of the aged to protect and promote the health and welfare of the inhabitants of the Commonwealth of Virginia (the "Commonwealth"); and

WHEREAS, the Authority has received a request from Westminster-Canterbury Corporation (the "Borrower"), whose primary business address is 1600 Westbrook Avenue, Richmond, Virginia 23227, to issue its revenue bonds, in one or more series at one time or from time to time, to provide funds to the Borrower:

(1) to finance and refinance the costs associated with certain projects, including, but not limited to the costs of the acquisition of approximately 10.5 acres of land (which was a portion of the land commonly known as the former Azalea Mall Property) (the "New Land"), located adjacent to the continuing care retirement community operated by the Borrower on approximately 50 acres of land on and adjacent to the 1600 Westbrook Avenue address, which is primarily located in Henrico County but also in the City of Richmond (the "Campus"), on which the Borrower expects to construct additional senior living facilities and to finance and refinance the costs of related projects on the New Land, such as road improvements, site work, demolition of existing structures, architectural and design, development and other improvements and related projects;

(2) to refund all or a portion of the Authority's Residential Care Facility Refunding Revenue Bond (Westminster-Canterbury of Richmond), Series 2010, the Authority's Residential Care Facility Refunding Revenue Bond (Westminster-Canterbury of Richmond), Series 2012, the Authority's Residential Care Facility Refunding Revenue Bond (Westminster-Canterbury of Richmond), Series 2014A, and the Authority's Residential Care Facility Refunding Revenue Bond (Westminster-Canterbury of Richmond), Series 2014B, all of which financed and refinanced costs of various capital improvements to the Borrower's facilities on the Campus; and

(3) to finance, if and as needed, capitalized interest on the Bonds, a debt service reserve fund for the Bonds, costs of issuance related to the issuance of the Bonds, working capital, routine capital expenditures at the Campus and the New Land and other related costs (collectively (1), (2), and (3) constitute the "Plan of Finance"); and

WHEREAS, preliminary plans for the Plan of Finance have been described to the Authority and a public hearing has been held as required by Section 147(f) of the Internal Revenue Code of 1986, as amended, and Section 15.2-4906 of the Act; and

WHEREAS, the Borrower has represented that the estimated cost of undertaking the Plan of Finance will require an issue of revenue bonds, in one or more series at one time or from time to time, in the aggregate principal amount not to exceed \$72,500,000 (the "Bonds"); and

WHEREAS, (1) no Director of the Authority is an officer or employee of the Borrower or the County of Henrico, Virginia, (2) each Director has, before entering upon his duties during his or her present term of office, taken and subscribed to the oath prescribed by Section 49-1 of the Code of Virginia of 1950, as amended and (3) at the time of their appointments and at all times thereafter, including the date hereof, all of the Directors of the Authority have satisfied the residency requirements of the Act; and

WHEREAS, no Director of the Authority has any personal interest or business interest in the Borrower, the Bonds, or any of the transactions contemplated therein or has otherwise engaged in conduct prohibited under the Conflict of Interests Act, Chapter 31, Title 2.2 of the Code of Virginia of 1950, as amended in connection with this resolution or any other official action of the Authority in connection therewith.

NOW, THEREFORE, BE IT RESOLVED BY THE ECONOMIC DEVELOPMENT AUTHORITY OF HENRICO COUNTY, VIRGINIA:

1. It is hereby found and determined that the Plan of Finance will be in the public interest and will promote the commerce, safety, health, welfare, convenience or prosperity of the Commonwealth of Virginia, Henrico County, Virginia, and their citizens and in particular, will promote the providing of health care facilities and other facilities for the residence and care of the aged in accordance with their special needs.

2. The Authority hereby agrees to assist the Borrower in undertaking the Plan of Finance by issuing its Bonds upon terms and conditions mutually agreeable to the Authority and the Borrower. The Bonds will be issued pursuant to documents satisfactory to the Authority. The Bonds may be issued in one or more series at one time or from time to time.

3. It having been represented to the Authority that it is necessary to proceed immediately with the Plan of Finance, and the planning therefor, the Authority hereby agrees that the Borrower may proceed with the Plan of Finance and take such other steps as it may deem appropriate in connection with the Plan of Finance, provided, however, that nothing in this resolution shall be deemed to authorize the Borrower to obligate the Authority without the Authority's consent in each instance to the payment of any moneys or the performance of any acts in connection with the Plan of Finance. The Authority hereby agrees that the Borrower may be reimbursed from the proceeds of the Bonds for all expenditures and costs so incurred by it, provided such expenditures and costs are properly reimbursable under the Act and applicable federal laws.

4. At the request of the Borrower, the Authority hereby approves McGuireWoods LLP, Richmond, Virginia, as Bond Counsel in connection with the issuance of the Bonds.

5. All costs and expenses in connection with the undertaking of the Plan of Finance, including the fees and expenses of Bond Counsel, shall be paid by the Borrower or, to the extent permitted by applicable law, from the proceeds of the Bonds. If for any reason such Bonds are not issued, it is understood that all such expenses shall be paid by the Borrower and that the Authority shall have no responsibility therefor.

6. The Authority hereby recommends that the Henrico County Board of Supervisors (the "Board") approve the issuance of the Bonds for the purpose of undertaking the Plan of Finance within 60 days of the date of the adoption of this resolution.

7. The Borrower shall indemnify and save harmless the Authority, its officers, directors, counsel, employees and agents, from and against all liabilities, obligations, claims, damages, penalties, fines, losses, costs and expenses in any way connected with the Borrower or the issuance of the Bonds.

8. No Bonds may be issued pursuant to this resolution until such time as the issuance of the Bonds has been approved by the Board and a final resolution is approved by the Authority.

9. This resolution shall be effective immediately and shall continue in full force and effect for a period of one year after adoption, unless specifically extended by the Authority.

10. The Authority directs the Assistant Secretary to submit to the Board this resolution, the Borrower's Fiscal Impact Statement, and a summary of the public hearing held by the Authority, which constitutes the recommendation of the Authority that the Board approve and concur in the Plan of Finance.

[Remainder of Page Intentionally Left Blank]

CERTIFICATE

The undersigned Assistant Secretary of the Economic Development Authority of Henrico County, Virginia (the "Authority"), hereby certifies that the foregoing is a true, correct and complete copy of a resolution adopted by a majority of the Directors of the Authority at a meeting duly called and held on October 18, 2018, in accordance with law, and that such resolution has not been repealed, revoked, rescinded or amended but is in full force and effect on the date hereof.

WITNESS the following signature and seal of the Authority as of October 18, 2018.



Assistant Secretary, Economic Development
Authority of Henrico County, Virginia

**FISCAL IMPACT STATEMENT
FOR PROPOSED BOND FINANCING**

Date: October 18, 2018

To the Board of Supervisors of Henrico County, Virginia
Henrico, Virginia

Applicant: Westminster-Canterbury Corporation (the "Organization")

Facility/ Improvements to continuing care retirement communities

Plan of

Finance:

1.	Maximum amount of financing sought	\$72,500,000
2.	Estimated taxable value of the facility's real property to be constructed in the locality:	N/A
3.	Estimated real property tax per year using present tax rates.	N/A
4.	Estimated personal property tax per year using present tax rates.	N/A
5.	Estimated merchants' capital tax per year using present tax rates.	N/A
6.	(a) Estimated dollar value per year of goods that will be purchased from Virginia companies within the locality	\$3,100,000
	(b) Estimated dollar value per year of goods that will be purchased from non-Virginia companies within the locality	\$1,700,000
	(c) Estimated dollar value per year of services that will be purchased from Virginia companies within the locality	\$7,500,000
	(d) Estimated dollar value per year of services that will be purchased from non-Virginia companies within the locality	\$8,000,000
7.	Estimated number of regular employees on year round basis.	625
8.	Average annual salary per employee.	\$40,515



Chairman
Economic Development Authority of Henrico
County, Virginia

At a regular meeting of the Board of Supervisors of the County of Henrico, Virginia, held on November 13, 2018, the following Board members were recorded as present:

PRESENT:

On motion by _____, seconded by _____, the attached Resolution was adopted by a majority of the members of the Board of Supervisors by a roll call vote, the votes being recorded as follows:

MEMBER

VOTE



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

Agenda Item No. 274-18

Page No. 1 of 1

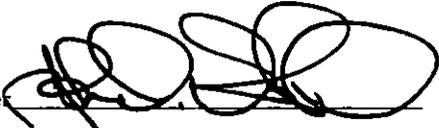
Agenda Title: RESOLUTION – Receipt of Audited Annual Financial Report for Fiscal Year Ended June 30, 2018, and Acknowledgement of Discharge of Duties and Responsibilities by Audit Committee

For Clerk's Use Only: Date: <u>11/13/2018</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>Nelson</u> (2) _____ (2) _____ REMARKS: <div style="font-size: 2em; font-weight: bold; letter-spacing: 0.5em;">APPROVED</div>	<table border="0"> <tr> <td></td> <td>YES</td> <td>NO</td> <td>OTHER</td> </tr> <tr> <td>Branin, T.</td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> <tr> <td>Nelson, T.</td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> <tr> <td>Thornton, F.</td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> <tr> <td><u>Schmitt</u></td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> </table>		YES	NO	OTHER	Branin, T.	✓	—	—	Nelson, T.	✓	—	—	O'Bannon, P.	✓	—	—	Thornton, F.	✓	—	—	<u>Schmitt</u>	✓	—	—
	YES	NO	OTHER																							
Branin, T.	✓	—	—																							
Nelson, T.	✓	—	—																							
O'Bannon, P.	✓	—	—																							
Thornton, F.	✓	—	—																							
<u>Schmitt</u>	✓	—	—																							

BE IT RESOLVED by the Board of Supervisors of the County of Henrico, Virginia, that the Comprehensive Annual Financial Report for the fiscal year ended June 30, 2018, including the Schedule of Expenditures of Federal Awards, is received in accordance with the Single Audit Act and OMB Uniform Guidance, as audited by KPMG LLP, Certified Public Accountants.

BE IT FURTHER RESOLVED that the Board of Supervisors acknowledges that the Henrico County Audit Committee (consisting of two Board of Supervisors members plus the County Manager) having met on May 8, July 24, September 11, and November 13, 2018, discharged its duties and responsibilities by reviewing the presented External and Internal Audit Reports, Audit Plans, External Auditor Compensated Services, and Internal Audit Planning Survey.

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

By Agency Head  By County Manager 

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BLACKLINE

ORDINANCE – To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled “Precincts and polling places” to Split Short Pump and Rolfe Precincts, Change the Polling Place for Sullivans Precinct, and Establish a Polling Place for the new Colonial Trail Precinct – Three Chopt and Varina Districts

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

1. That Section 9-2 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 9-2. Precincts and polling places.

The following shall be the precinct boundaries and polling places for the magisterial districts in the county.

....

(3) Three Chopt Magisterial District.

....

c. Colonial Trail Precinct. Beginning at the intersection of Interstate Route 64 with North Gayton Road; thence southeastwardly along Interstate Route 64 to its intersection with Interstate Route 295; thence northeastwardly along Interstate Route 295 to its intersection with Rooty Branch; thence northwardly along Rooty Branch to its intersection with Fords Country Lane; thence southwestwardly along Fords Country Lane to its intersection with Nuckols Road; thence northwestwardly along Nuckols Road to its intersection with Twin Hickory Road; thence southwestwardly along Twin Hickory Road to its intersection with Twin Hickory Lake Drive; thence southwestwardly along Twin Hickory Lake Drive to its intersection with Pouncey Tract Road (State Route 271); thence northwestwardly along Liesfeld Farm Drive to its intersection with North Gayton Road; thence southeastwardly along North Gayton Road to its intersection with Interstate Route 64 and the point of beginning. The polling place for Colonial Trail Precinct shall be Colonial Trail Elementary School, 12101 Liesfeld Farm Drive.

ed. Innsbrook Precinct. Beginning at the intersection of Springfield Road and Jones Road; thence northwardly along Jones Road and Jones Road

extended approximately 250 feet to its intersection with Interstate Route 295; thence southwestwardly along Interstate Route 295 to its intersection with Interstate Route 64; thence southeastwardly along Interstate Route 64 to its intersection with West Broad Street (U.S. Route 250); thence southeastwardly along West Broad Street (U.S. Route 250) to its intersection with Lexington Farm Drive; thence northeastwardly along Lexington Farm Drive and Lexington Farm Drive extended to its intersection with Fort McHenry Parkway; thence northeastwardly along Fort McHenry Parkway to its intersection with Nuckols Road; thence eastwardly along Nuckols Road to its intersection with Springfield Road; thence northeastwardly along Springfield Road to its intersection with Jones Road and the point of beginning. The polling place for Innsbrook Precinct shall be St. Anthony's Day Care Center, 4611 Sadler Road.

de. *Jackson Davis Precinct.* Beginning at the intersection of Three Chopt Road and Pemberton Road; thence southeastwardly along Three Chopt Road to its intersection with North Parham Road; thence northeastwardly along North Parham Road to its intersection with Interstate Route 64; thence northwestwardly along Interstate Route 64 to its intersection with Pemberton Road; thence southwestwardly along Pemberton Road to its intersection with Three Chopt Road and the point of beginning. The polling place for Jackson Davis Precinct shall be Jackson Davis Elementary School, 8800 Nettlewood Drive.

ef. *Nuckols Farm Precinct.* Beginning at the intersection of North Gayton Road and West Broad Street (U.S. Route 250); thence northwestwardly along West Broad Street (U.S. Route 250) to its intersection with the boundary line of Goochland County and Henrico County; thence southwardly along the boundary line of Goochland County and Henrico County to its intersection with Harding Branch; thence northeastwardly along Harding Branch to its intersection with the western shore of Wilde Lake; thence northwardly along the western shore of Wilde Lake to the intersection with a graveled lake access drive for the Wilde Lake Association (approximately 360 feet southwest of the intersection of Wilde Lake Drive with Berkeley Pointe Drive); thence northwestwardly along a graveled lake access drive for the Wilde Lake Association to its intersection with Wilde Lake Drive; thence northeastwardly along Wilde Lake Drive to its intersection with Hardings Trace Lane; thence northeastwardly along Hardings Trace Lane to its intersection with Sage Drive; thence northwestwardly along Sage Drive to its intersection with Parchment Circle; thence northwestwardly along the northern loop of Parchment Circle to its intersection with North Gayton Road; thence northeastwardly along North Gayton Road to its intersection with West Broad Street (U.S. Route 250) and the point of beginning. The polling place for Nuckols Farm Precinct shall be Nuckols Farm Elementary School, 12351 Graham Meadows Drive.

fg. *Pocahontas Precinct.* Beginning at the intersection of Cox Road and West Broad Street (U.S. Route 250); thence westwardly along West Broad Street (U.S. Route 250) to its intersection with Stoney Run Creek; thence southeastwardly along Stoney Run Creek to its intersection with Church Road; thence northeastwardly along Church Road to its intersection with Three Chopt Road and Cox Road; thence northeastwardly along Cox Road to its intersection with West Broad Street (U.S. Route 250) and the point of beginning. The polling place for Pocahontas Precinct shall be Pocahontas Middle School, 12000 Three Chopt Road.

gh. *Ridge Precinct.* Beginning at the intersection of Fordson Road and North Parham Road; thence southwardly along North Parham Road to its intersection with Quioccasin Road; thence eastwardly along Quioccasin Road to its intersection with East Ridge Road; thence northeastwardly along East Ridge Road to its intersection with Three Chopt Road; thence southeastwardly along Three Chopt Road to its intersection with Michaels Road; thence northwardly along Michaels Road to its intersection with Michael Road; thence northwestwardly along Michael Road to its intersection with Fordson Road; thence northwestwardly along Fordson Road to its intersection with North Parham Road and the point of beginning. The polling place for Ridge Precinct shall be Tuckahoe Middle School, 9000 Three Chopt Road.

hi. *Rivers Edge Precinct.* Beginning at the intersection of Staples Mill Road (U.S. Route 33) and the boundary line of Hanover County and Henrico County; thence westwardly along the boundary line of Hanover County and Henrico County to its intersection with Dominion Club Drive; thence southwardly along Dominion Club Drive to its intersection with Old Wyndham Drive; thence southwestwardly along Old Wyndham Drive to its intersection with Wyndham Lake Drive; thence southwardly along Wyndham Lake Drive to its intersection with Wyndham Park Drive; thence southeastwardly along Wyndham Park Drive to its intersection with Nuckols Road; thence southeastwardly along Nuckols Road to its intersection with Fords Country Lane; thence northeastwardly along Fords Country Lane to its intersection with Rooty Branch; thence southwardly along Rooty Branch to its intersection with Interstate Route 295; thence northeastwardly along Interstate Route 295 to its intersection with Staples Mill Road (U.S. Route 33); thence northwardly along Staples Mill Road (U.S. Route 33) to its intersection with the boundary line of Hanover County and Henrico County and the point of beginning. The polling place for Rivers Edge Precinct shall be Rivers Edge Elementary School, 11600 Holman Ridge Road.

ij. *Sadler Precinct.* Beginning at the intersection of Nuckols Road and Pouncey Tract Road (State Route 271); thence southeastwardly along Pouncey Tract Road (State Route 271) to its intersection with Shady Grove Road; thence eastwardly along Shady Grove Road to its intersection with

Twin Hickory Road; thence northeastwardly along Twin Hickory Road to its intersection with Nuckols Road; thence northwestwardly along Nuckols Road to its intersection with Pouncey Tract Road (State Route 271) and the point of beginning. The polling place for Sadler Precinct shall be Deep Run High School, 4801 Twin Hickory Road.

jk. *Shady Grove Precinct.* Beginning at the intersection of Dominion Club Drive and the boundary line of Hanover County and Henrico County; thence westwardly along the boundary line of Hanover County and Henrico County to its intersection with the boundary line of Hanover County, Goochland County and Henrico County; thence southwardly along the boundary line of Goochland County and Henrico County to its intersection with Pouncey Tract Road; thence southeastwardly along Pouncey Tract Road to its intersection with Nuckols Road; thence northeastwardly along Nuckols Road to its intersection with Wyndham Park Drive; thence northwestwardly along Wyndham Park Drive to its intersection with Wyndham Lake Drive; thence northwardly along Wyndham Lake Drive to its intersection with Old Wyndham Drive; thence northeastwardly along Old Wyndham Drive to its intersection with Dominion Club Drive; thence northwardly along Dominion Club Drive to its intersection with the boundary line of Hanover County and Henrico County and the point of beginning. The polling place for Shady Grove Precinct shall be Shady Grove Elementary School, 12200 Wyndham Lake Drive.

kl. *Short Pump Precinct.* Beginning at the intersection of Pouncey Tract Road (State Route 271) and the boundary line of Goochland County and Henrico County; thence southwardly along the boundary line of Goochland County and Henrico County to its intersection with Interstate Route 64; thence southeastwardly along Interstate Route 64 to its intersection with Interstate Route 295; ~~thence northeastwardly along Interstate Route 295 to its intersection with Rooty Branch; thence northwardly along Rooty Branch to its intersection with Fords Country Lane; thence southwestwardly along Fords Country Lane to its intersection with Nuckols Road; thence northwestwardly along Nuckols Road to its intersection with Twin Hickory Road; thence southwestwardly along Twin Hickory Road to its intersection with Shady Grove Road~~ **North Gayton Road; thence northeastwardly along North Gayton Road to its intersection with Liesfeld Farm Drive; thence southeastwardly along Liesfeld Farm Drive to its intersection with Pouncey Tract Road (State Route 271); thence northeastwardly along Twin Hickory Lake Drive to its intersection with Twin Hickory Road; thence westwardly along Twin Hickory Road to its intersection with Shady Grove Road;** thence westwardly along Shady Grove Road to its intersection with Pouncey Tract Road (State Route 271); thence northwestwardly along Pouncey Tract Road (State Route 271) to its intersection with the boundary line of Goochland County and Henrico County

and the point of beginning. The polling place for Short Pump Precinct shall be Short Pump Middle School, 4701 Pouncey Tract Road.

lm. *Springfield Precinct.* Beginning at the intersection of Springfield Road and Nuckols Road; thence westwardly along Nuckols Road to its intersection with Fort McHenry Parkway; thence southwestwardly along Fort McHenry Parkway and Fort McHenry Parkway extended to its intersection with Lexington Farm Drive; thence southwestwardly along Lexington Farm Drive to its intersection with West Broad Street (U.S. Route 250); thence eastwardly along West Broad Street (U.S. Route 250) to its intersection with Springfield Road; thence northeastwardly along Springfield Road to its intersection with Nuckols Road and the point of beginning. The polling place for Springfield Precinct shall be Springfield Elementary School, 4301 Fort McHenry Parkway.

mn. *Stoney Run Precinct.* Beginning at the intersection of Stoney Run Creek and West Broad Street (U.S. Route 250); thence northwestwardly along West Broad Street (U.S. Route 250) to its intersection with Lauderdale Drive; thence southwestwardly along Lauderdale Drive to its intersection with Church Road; thence eastwardly along Church Road to its intersection with Stoney Run Creek; thence northwestwardly along Stoney Run Creek to its intersection with West Broad Street (U.S. Route 250) and the point of beginning. The polling place for Stoney Run Precinct shall be Short Pump Elementary School, 3425 Pump Road.

no. *Three Chopt Precinct.* Beginning at the intersection of Skipwith Road and North Parham Road; thence southwestwardly along North Parham Road to its intersection with Fordson Road; thence southeastwardly along Fordson Road to its intersection with Michael Road; thence southeastwardly along Michael Road to its intersection with Michaels Road; thence southwardly along Michaels Road to its intersection with Three Chopt Road; thence southeastwardly along Three Chopt Road to its intersection with Skipwith Road; thence northwardly along Skipwith Road to its intersection with North Parham Road and the point of beginning. The polling place for Three Chopt Precinct shall be Three Chopt Elementary School, 1600 Skipwith Road.

op. *Tucker Precinct.* Beginning at the intersection of Old Parham Road and West Broad Street (U.S. Route 250); thence northwestwardly along West Broad Street (U.S. Route 250) to its intersection with Gaskins Road; thence southwestwardly along Gaskins Road to its intersection with Interstate Route 64; thence southeastwardly along Interstate Route 64 to its intersection with North Parham Road; thence northeastwardly along North Parham Road to its intersection with Old Parham Road; thence eastwardly along Old Parham Road to its intersection with West Broad Street (U.S. Route 250) and the

point of beginning. The polling place for Tucker Precinct shall be Tucker High School, 2910 Parham Road.

.....

(5) Varina Magisterial District.

.....

n. *Rolfe Precinct.* Beginning at the intersection of Willson Road and South Laburnum Avenue; thence southwestwardly along South Laburnum Avenue to its intersection with ~~Library Road~~ **Michael Robinson Way**; thence northwestwardly along ~~Library Road~~ **Michael Robinson Way** to its intersection with Messer Road; thence southwestwardly along Messer Road to its intersection with New Market Road (State Route 5); thence northwestwardly along New Market Road (State Route 5) to its intersection with Osborne Turnpike (State Route 5); thence northwardly along Osborne Turnpike (State Route 5) to its intersection with ~~New Osborne Turnpike~~; thence northwardly along ~~New Osborne Turnpike~~ to its intersection with ~~Bickerstaff Road~~ **Lanier Avenue**; **thence eastwardly along Lanier Avenue to its intersection with Whitfield Avenue**; **thence northwardly along Whitfield Avenue to its intersection with Northbury Avenue**; **thence eastwardly along Northbury Avenue to its intersection with Old Oakland Road**; **thence eastwardly along Old Oakland Avenue to its intersection with Bickerstaff Road**; thence eastwardly **southeastwardly** along Bickerstaff Road to its intersection with Darbytown Road; thence southeastwardly along Darbytown Road to its intersection with Willson Road; thence southwardly along Willson Road to its intersection with South Laburnum Avenue and the point of beginning. The polling place for Rolfe Precinct shall be Rolfe Middle School, 6901 Messer Road.

.....

p. *Sullivans Precinct.* Beginning at the intersection of ~~Darbytown Road~~ **South Laburnum Avenue** and Willson Road; thence southeastwardly along Willson Road to its intersection with an unnamed stream (approximately 800 feet northeast of the intersection of New Market Road (State Route 5) and Willson Road); thence westwardly along the unnamed stream to its intersection with New Market Road (State Route 5); thence northwestwardly along New Market Road (State Route 5) to its intersection with Cornelius Creek; thence southwardly along Cornelius Creek to its intersection with the boundary line of Chesterfield County and Henrico County; thence northwardly along the boundary line of Chesterfield County and Henrico County to its intersection with the boundary line of the City of Richmond and

Henrico County; thence northwardly along the boundary line of the City of Richmond and Henrico County to its intersection with Almond Creek; thence northeastwardly along Almond Creek to its intersection with Bickerstaff Road; thence eastwardly along Bickerstaff Road to its intersection with Darbytown Road; ~~thence southeastwardly along Darbytown Road~~ Old Oakland Road; thence westwardly along Old Oakland Road to its intersection with Northbury Avenue; thence southwardly along Northbury Avenue to its intersection with Whitfield Avenue; thence southwardly along Whitfield Avenue to its intersection with Lanier Avenue; thence westwardly along Lanier Avenue to its intersection with Osborne Turnpike (State Route 5); thence southwardly along Osborne Turnpike (State Route 5) to its intersection with New Market Road (State Route 5); thence southeastwardly along New Market Road (State Route 5) to its intersection with Messer Road; thence northeastwardly along Messer Road to its intersection with Michael Robinson Way; thence southeastwardly along Michael Robinson Way to South Laburnum Avenue; thence northeastwardly along South Laburnum Avenue to its intersection with Willson Road and the point of beginning. The polling place for Sullivans Precinct shall be ~~Settlers Ridge Community Center, 7428 Settlers Ridge Court~~ Varina High School, 7053 Messer Road.

....

2. That the remaining provisions of Section 9-2 of the Code of the County of Henrico shall remain unchanged and in full force and effect.
3. That this ordinance shall be in full force and effect on and after its passage as provided by law.
4. That the Clerk of the Board shall send a certified copy of this ordinance to the Henrico County Electoral Board, the State Board of Elections, and the Division of Legislative Services.

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



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

Agenda Item No. 276-18
Page No. 1 of 2

Agenda Title: RESOLUTION — Award of Contract — Circuit Court Renovations — Brookland District

For Clerk's Use Only: Date: <u>11/13/2018</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>Branin</u> (2) _____ (2) _____ REMARKS: <div style="font-size: 2em; font-weight: bold; text-align: center;">APPROVED</div>	<table style="width:100%; border-collapse: collapse;"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Branin, 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>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 checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td><u>Schnull</u></td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Branin, T.	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Schnull</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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WHEREAS, the County wishes to renovate the five existing courtrooms, construct one new courtroom, and create a new Jury Assembly Area in the Circuit Court at 4301 East Parham Road; and,

WHEREAS, the County received four bids on October 16, 2018, in response to ITB No. 18-1740-9JCK and Addendum Number 1, with the following results:

Bidder	Total Bid
VIRTEXCO Corporation Richmond, VA	\$4,834,900
RMT Construction & Development Group, LLC Richmond, VA	\$5,042,970
Edifice Solutions, LLC Beltsville, MD	\$5,537,365
W. M. Schlosser, Inc. Hyattsville, MD	\$5,611,000

WHEREAS, after review and evaluation of all bids received, it was determined that VIRTEXCO Corporation is the lowest responsive and responsible bidder with a bid of \$4,834,900.

By Agency Head By County Manager

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Clerk, Board of Supervisors

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

Agenda Item No. 276-18

Page No. 2 of 2

**Agenda Title: RESOLUTION — Award of Contract — Circuit Court Renovations —
Brookland District**

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

1. A contract to furnish all labor, materials, supplies, equipment, and services necessary for the Circuit Court renovations is hereby awarded to VIRTEXCO Corporation, the lowest responsive and responsible bidder, in the amount of \$4,834,900, pursuant to ITB No. 18-1740-9JCK, Addendum Number 1, and the bid submitted by VIRTEXCO Corporation.
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 all change orders within the scope of the project budget not to exceed 15 percent of the original contract amount.

Comment: Funding to support the contract is available within the project budget. The Director of General Services and the Purchasing Director recommend approval of the Board paper, and the County Manager concurs.



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

Agenda Item No. 277-18
Page No. -1 of 2

Agenda Title: RESOLUTION — SIA2018-00001 — Nine Mile Road Firehouse (#23) Site — Substantially in Accord with the 2026 Comprehensive Plan — Varina District

<p>For Clerk's Use Only: Date: <u>11/13/2018</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Nelson</u> Seconded by (1) <u>Branin</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<p>YES NO OTHER</p> <p>Branin, T. ✓ _____ Nelson, T. ✓ _____ O'Bannon, P. ✓ _____ Thornton, F. ✓ _____ <u>Schnullo</u> ✓ _____</p>
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WHEREAS, Section 15.2-2232A of the Code of Virginia requires the Planning Commission to review and to consider whether the general or approximate location, character and extent of major public facilities are substantially in accord with the County's 2026 Comprehensive Plan (the "Plan"); and,

WHEREAS, the Planning Commission reviewed the Nine Mile Road Firehouse (#23) site located on the north line of Nine Mile Road at the west corner of its intersection with Westover Avenue for conformance with the Plan; and,

WHEREAS, a report dated September 27, 2018, presented by the Planning staff to the Planning Commission found the proposed use would not conflict with, or be a significant departure from, the Plan; and,

WHEREAS, on October 18, 2018, the Planning Commission reviewed the staff recommendations and found the proposed use will further the Goals, Objectives and Policies of the Plan that identify the need for new public services; and,

WHEREAS, the Planning Commission found the proposed site can be designed to be compatible with the surrounding area; and,

WHEREAS, the Board of Supervisors has reviewed the Planning Commission's finding and concurs with its conclusions.

By Agency Head: [Signature] By County Manager: [Signature]

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Clerk, Board of Supervisors

Date: _____

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

Agenda Item No. 277-18
Page No. 2 of 2

**Agenda Title: RESOLUTION — SIA2018-00001 — Nine Mile Road Firehouse (#23) Site —
Substantially in Accord with the 2026 Comprehensive Plan — Varina District**

NOW, THEREFORE, BE IT RESOLVED by the Henrico County Board of Supervisors that the proposed Nine Mile Road Firehouse (#23) site is approved as being substantially in accord with the Plan.

Comments: The Director of Planning concurs with the finding of the Planning Commission that the proposed Nine Mile Road Firehouse (#23) site is "substantially in accord" with the Plan and recommends approval of the Board paper, and the County Manager concurs.

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

Agenda Item No. 279-18

Page No. 2 of 2

Agenda Title: RESOLUTION - Award of Contract - High School Athletic Field Improvements - Phase 2 – Henrico High School - Fairfield District

WHEREAS, after a review and evaluation of the bids received, it was determined that Medallion Athletic Products, Inc. is the lowest responsive and responsible bidder.

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

1. The contract is awarded to Medallion Athletic Products, Inc. the lowest responsive and responsible bidder, in the amount of \$1,953,556 pursuant to Invitation to Bid No. 18-1750-9JCK and Addendum No. 1, and the bid submitted by Medallion Athletic Products, 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 project budget. The Director of Recreation and Parks 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. 280-18
Page No. 1 of 2

Agenda Title: RESOLUTION — Award of Contract — Enterprise Parkway and Broad Street Area Sewer Rehabilitation — Brookland and Tuckahoe Districts

For Clerk's Use Only: Date: <u>11/13/2018</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>Schnitt</u> (2) _____ (2) _____ REMARKS: A P P R O V E D	YES NO OTHER Branin, T. <input checked="" type="checkbox"/> _____ Nelson, T. <input checked="" type="checkbox"/> _____ O'Bannon, P. <input checked="" type="checkbox"/> _____ Thornton, F. <input checked="" type="checkbox"/> _____ Schnitt, D. <input checked="" type="checkbox"/> _____
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WHEREAS, the County received eight bids on September 25, 2018, in response to Invitation to Bid No. 18-1724-7CLE and Addenda Nos. 1 and 2 for the Enterprise Parkway and Broad Street Area (SH-15 Part 1, Phase 1) Sewer Rehabilitation project; and,

WHEREAS, the project will rehabilitate approximately 2,400 linear feet of 8-inch diameter sewer, replace approximately 5,100 linear feet of existing sewer with new 8-inch and 12-inch diameter sewer, and rehabilitate or replace approximately 56 sewer service laterals, within the area approximately bounded by Westland Shopping Center property (north), West Broad Street (east), Wistar Street (south), and Biscayne Road/Prestwick Road (west); and,

WHEREAS, the bids were as follows:

<u>Bidders</u>	<u>Bid Amount</u>
Tidewater Utility Construction, Inc. Suffolk, VA	\$ 3,200,011
G. L. Howard, Inc. Rockville, VA	\$ 3,225,750
Enviroscape, Inc. Sandston, VA	\$ 3,797,500
Garney Companies, Inc. Chantilly, VA	\$ 4,067,800
C. T. Purcell Excavating, Inc. Montpelier, VA	\$ 4,567,657
Walter C. Via Enterprises, Inc. Mattaponi, VA	\$ 5,375,000
E. C. Pace Company, Inc. Roanoke, VA	\$ 5,579,000
S. J. Louis Construction, Inc. Rockville, MN	\$ 5,628,500

By Agency Head *C.B. Ehrh* By County Manager *[Signature]*

Routing:
 Yellow to: _____ Certified: _____
 Copy to: _____ A Copy Teste: _____
 Clerk, Board of Supervisors
 Date: _____

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

Agenda Item No. 280-18

Page No. 2 of 2

Agenda Title: **RESOLUTION — Award of Contract — Enterprise Parkway and Broad Street Area Sewer Rehabilitation — Brookland and Tuckahoe Districts**

WHEREAS, after a review and evaluation of the bids received, it was determined that Tidewater Utility Construction, Inc. is the lowest responsive and responsible bidder with a bid of \$ 3,200,011.

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

1. The contract is awarded to Tidewater Utility Construction, Inc., the lowest responsive and responsible bidder, in the amount of \$ 3,200,011, pursuant to Invitation to Bid No.18-1724-7CLE, Addenda Nos. 1 and 2, and the bid submitted by Tidewater Utility Construction, 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 will be provided by the Water and Sewer Revenue Fund. The Director of Public Utilities and the Purchasing Director recommend approval of the Board paper, and the County Manager concurs.