

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
April 23, 2019

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, April 23, 2019, 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:

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

Member of the Board Absent:

Frank J. Thornton, Fairfield District

Other Officials Present:

John A. Vithoukas, County Manager
Joseph P. Rapisarda, Jr., County Attorney
Lt. Col. Alisa A. Gregory, Chief Deputy Sheriff
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
Anthony E. McDowell, Deputy County Manager for Public Safety
Randall R. Silber, Deputy County Manager for Community Development

Mr. Nelson called the meeting to order at 7:00 p.m. He led the recitation of the Pledge of Allegiance.

Reverend T. Bryson Smith, Senior Pastor of Good Shepherd United Methodist Church, delivered the invocation.

On motion of Mrs. O'Bannon, seconded by Mr. Branin, and by unanimous vote, the Board approved the April 9, 2019, Regular and Special Meeting Minutes.

The vote of the Board was as follows:

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

No: None

Absent: Thornton

MANAGER'S COMMENTS

While shooting hoops on a basketball court at Rolfe Middle School on March 10, Kei-Shon and KeiJuan Paige, Mark Jones, and Ricardo Smith responded to a cardiac arrest victim who had been playing basketball with his young son on another court. After noticing the man was lying down, not moving, and unresponsive, the group sprang into action without hesitation. Even though he had no formal training, 20-year-old Kei'Shon began chest compressions on the victim while 15-year-old KeiJuan dialed 9-1-1. Meanwhile, 19-year-old Mark drove the victim's son home to find his mother. After the Division of Fire arrived on the scene and began assisting the victim, the young men brought the victim's family members to the scene. As the medics transported the man to the hospital, the four young men followed the ambulance in several vehicles with the victim's family members in tow. They also stayed at the hospital overnight and supported the family while the victim was treated. Mr. Vithoulkas recognized the young men and their family members as well as Fire Chief Alec Oughton and the following members of the Division of Fire staff who provided aid during this medical emergency: Lieutenants Christopher Ray and Richard Stone and Firefighters David Clark, William Garrett, Renno Marchetti IV, and Christopher Parrish. Mr. Nelson presented the young men with individual awards in recognition of their selfless courage and extraordinary resourcefulness in saving a life in the community. Chief Oughton noted the Division of Fire looks for people who have a heart for service in their community and pointed out the division will open its hiring process on December 1.

On April 23, 2018, the County honored Elvin R. Cosby, an employee with the Department of Public Works, for his record-setting 72 years of service by dedicating a road within the County administrative complex as Elvin Cosby Way. Mr. Cosby, who completed his 73rd year of service on April 23, 2019, has informed Mr. Vithoulkas he will be retiring on April 30. He epitomizes a public servant. The decades of his dedication, integrity, and excellence have transformed a young man from 1946 into a man who in 2019 is considered the patriarch of the Henrico general government family and a living example of "the Henrico Way." He has been a trailblazer in in the organization, knocking down racial and educational barriers and using his authority to lead others to do the same. Mr. Cosby's values have led him to be a faithful husband, loving father, and loyal friend. Mr. Vithoulkas recognized Mr. Cosby; his wife of 66 years, Lottie; and many other family and friends who were with Mr. and Mrs. Cosby to celebrate this great milestone. Mr. Nelson presented Mr. Cosby with a commemorative clock on behalf of the Board as a token of the Board's appreciation. Mr. Cosby introduced one of his granddaughters, Marlene Nkete, who is a resident of the Republic of Botswana in southern Africa and executive director of an international non-governmental organization.

BOARD OF SUPERVISORS' COMMENTS

Mr. Schmitt acknowledged the exemplary service provided by the County's Police, Fire, and Traffic Engineering Divisions during the NASCAR event held at Richmond International Raceway on the weekend of April 12 - 13.

Mr. Schmitt noted he attended the second annual Career and Technical Education Letter-of-Intent Signing Day earlier in the day where over 100 Henrico public school students signed letters of intent for jobs and careers in partnership with the local business community. He pointed out 48 states have reached out to Henrico to learn how the County is preparing its youth for a pathway other than college.

RECOGNITION OF NEWS MEDIA

Mr. Nelson recognized Chris Suarez Rojas from the *Richmond Times-Dispatch* and acknowledged the absence of Mr. Thornton.

PRESENTATIONS

Mr. Schmitt presented a proclamation recognizing May 5 - 11, 2019, as Correctional Officers Week. Accepting the proclamation was Lt. Col. Alisa Gregory, Chief Deputy Sheriff. Joining her were Maj. Gerard Collins, Jail West Administrator; Maj. Ann Felton, Quality Assurance; Maj. Sandra Johnson, Support Services; Capt. Pamela Dismuke, Jail West Security; Captain Patrick Duke, Administrative Services; Capt. Sherie Latham, Jail East Security; and Sgt. Richard Garrison, Alternative Sentencing.

Mr. Vithoulkas announced that Mr. Nelson will present a proclamation recognizing May 12 - 18 2019, as Law Enforcement Officers Week during the Police Division's annual memorial service to honor the County's fallen police officers. The service will be held at Police Memorial Park on May 13.

Mr. Branin presented a proclamation recognizing May 2019 as Drug Court Month. Accepting the proclamation was The Honorable John Marshall, Judge of the Henrico Circuit Court. Joining him were The Honorable Shannon Taylor, Commonwealth's Attorney; Lt. Col. Gregory; Col. Humberto Cardounel, Police Chief; Daniel Rigsby, Clinical and Prevention Services Division Director for Henrico Area Mental Health & Developmental Services; Chris Jacobs, Probation Services Supervisor for the Community Corrections Program; Sarah Perkins-Smith, Drug Court Administrator and Unit Supervisor for the Community Corrections Program; Gayle Parrish, Chief of Probation and Parole for the District 32 Office of the Virginia Department of Corrections; and Sara Harman, ORBIT (Opiate Recovery by Intensive Tracking) Program Coordinator for the Sheriff's Office. DaeQuawn Walker, a Drug Court participant, shared a personal story illustrating how the Drug Court has transformed his life.

Mrs. O'Bannon presented a proclamation recognizing May 2019 as Older Americans Month. Accepting the proclamation were Sara Morris, Advocate for the Aging in the Department of Human Resources; and Carol Young, Chair of the Senior Connections Advisory Council and Adult Services Caseworker for the Department of Social Services. Joining them were Ty Parr, Director of Social Services; Shawn Rozier, Assistant Director of Social Services; Jeannie Murray, Recreation Manager for the Division of Recreation and Parks; and Sheila Cunningham and Jennifer Godfrey, Recreation Coordinators for the Division of Recreation and Parks.

PUBLIC HEARING ITEMS

- | | |
|--------|---|
| 100-19 | Resolution - Authorizing and Providing for the Issuance and Sale of Not to Exceed Eighty-Five Million Dollars (\$85,000,000) Aggregate Principal Amount of Water and Sewer System Revenue Bonds, of the County of Henrico, Virginia, for the Purpose of Financing the Costs of Acquisition, Construction, Reconstruction, Improvement, Extension and Enlargement of the County's Water and Sewer System, and for the Purpose of |
|--------|---|

Refunding One or More Outstanding Series of Water and Sewer System Revenue Bonds of the County.

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 resolution.

101-19 Resolution - Real Estate Tax Levies, 2019.

Ned Smither, Director of Finance responded to questions from Mrs. O'Bannon.

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

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

102-19 Resolution - Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2019.

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

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

103-19 Ordinance - To Amend and Reordain the Following Sections of the Code of the County of Henrico Titled:

- 20-414 "Enumerated; amount of license tax"
- 20-416 "Scientific research and development services"
- 20-446 "Enumerated; amount of license tax"
- 20-475 "Enumerated; amount of tax"
- 20-506 "Tax on owners and operators"
- 20-507 "Tax on promoters generally"
- 20-509 "Tax on promoters of athletic contests or races"
- 20-531 "Levy of tax; amount"
- 20-559 "Amount of tax"
- 20-560 "Speculative builders"
- 20-600 "Hotels"
- 20-601 "Restaurants, soda fountains and similar businesses"
- 20-624 "Small loan companies"
- 20-625 "Persons other than small loan companies lending money for purchase of chattels secured by liens; purchasers of conditional sales contracts"

- 20-626 "Other moneylenders"
- 20-627 "Persons making first mortgage loans or purchasing mortgage notes"
- 20-648 "Amount of tax"
- 20-650 "Commission merchants"
- 20-691 "License required; tax basis"
- 20-692 "Amount of tax"
- 20-793 "Term defined; amount of tax"
- 20-818 "Amount of tax on persons furnishing water"
- 20-819 "Amount of tax on persons furnishing heat, light and power, and gas"
- and
- 20-821 "Amount of tax for telephone and telegraph businesses"

to Raise the Threshold and Deduction for Business License Taxes from \$300,000 to \$400,000.

Ned Smither, Director of Finance, responded to a question from Mrs. O'Bannon.

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

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

- 104-19 Ordinance - To Amend and Reordain Subsection (a) of Section 23-361 Titled "Water service and volume charges," and Subsection (a) of Section 23-362 Titled "Sewer service charges and rates" of the Code of the County of Henrico, to Change Utility Charges.

Mr. Vithoukas and Chip England, Director of Public Utilities, responded to questions from Mrs. O'Bannon.

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

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

- 105-19 Ordinance - Vacation of Building Line - Belle Air Subdivision - 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 approved this item – see attached ordinance.

PUBLIC COMMENTS

Richard Flanagan, a resident of the Fairfield District and President of the Three Fountains North Civic Association, expressed concerns that misdirected stormwater infiltrating Lake

Overton is creating a health risk for his community. Mr. Vithoukas noted he and Mr. Thornton have had recent conversations on this matter and will be in touch with Mr. Flanagan. He advised Mr. Flanagan there is the potential for the County to dredge a portion of the lake, which should improve the situation. Mr. Flanagan clarified the location of the lake for Mr. Branin. Steve Yob, Director of Public Works, confirmed for Mr. Branin that the lake is man-made, was initially intended as an amenity for the subdivision, is now functioning as a BMP (Best Management Practices stormwater control basin), and has no forebays.

Jim Chandler, a resident of the Fairfield District whose home faces Belmont Golf Course, reviewed the history of the course and voiced concern that it may be changed to another use. He also relayed a concern that standing water in two bunkers on the course's ninth hole may be causing a health hazard. Mr. Chandler encouraged the County to look at ways to increase the course's revenues, perhaps by allowing the sale of alcohol.

Blake Freeman a resident of the Fairfield District, stated concerns regarding the master planning process for Belmont Golf Course that the County has initiated. He also presented recommendations for revitalizing the course, increasing its use by the public, and reducing its expenses. In response to a question from Mr. Branin, Mr. Freeman pointed out he had submitted his plan to the Clerk of the Board for the record but would also send a copy to Mr. Branin and the other members of the Board. Mr. Vithoukas advised Mr. Freeman that comments from the community relating to Belmont are being incorporated into a County web page and will be shared at the next public meeting hosted by the Division of Recreation and Parks.

Shawna Robinson, a resident of the Brookland District, brought forward concerns pertaining to volunteer recruitment and the administration at Moody Middle School. She responded to questions from Mr. Nelson and Mr. Schmitt. Mr. Nelson pointed out the Board of Supervisors has no jurisdiction over school personnel issues but can pass along her concerns to the Superintendent of Schools. Mr. Schmitt advised Ms. Robinson that he will try to help her connect with her School Board representative, Beverly Cocke. Mr. Branin and Mr. Nelson suggested Ms. Robinson pass along her contact information to Chris Sorensen, Assistant Superintendent of Schools for Finance and Administration, who was in the audience and who will in turn bring Ms. Robinson's concerns to the attention of the Superintendent of Schools and Brookland District School Board representative.

GENERAL AGENDA

90-19 Resolution - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2019-20 and Allocation of Car Tax Relief for Tax Year 2019.

Mr. Nelson expressed concerns about the limited media coverage of the County's proposed budget. He noted there is no increase in the real estate tax rate for the 40th consecutive year. In reviewing highlights of the budget, he pointed out it allocates 77 percent of general fund revenues to education and public safety; fully funds the School Board's requested budget; invests \$322 million for capital projects, including the replacement of two high schools; funds a new aquatics center to drown-proof the community; raises the exemption for the Business, Professional, and Occupational License (BPOL) tax to \$400,000; adds \$300,000 to the

County's Real Estate Advantage Program (REAP); increases the fund balance to its highest point in County history; provides a three percent merit-based raise for County employees; directs \$5.7 million to reduce salary compression for school and general government employees; adds positions to public safety; continues funding for the Achievable Dream Academy and the County's participation in Code RVA; supports tourism with funding for Glover Park and Dorey Park; includes funding for stormwater assessments without a special fee for residents; funds the extension of sidewalks; and adds funding for Sunday hours at two libraries. He remarked that the Board works together on the budget and comes up with something that makes sense. Mr. Branin commented on the benefits of REAP for senior citizens, the heightened BPOL exemption for small businesses, and the absence of a stormwater fee for all citizens. He thanked his colleagues on the Board and suggested the press may not get what the Board does in Henrico because the Board runs through the budget so smoothly. Mr. Schmitt referred to Henrico's collaborative, seamless, and transparent budget process as one that serves the citizens well and equated it to balancing the family budget. He pointed out the County's week-long legislative budget meetings, where the Board scrutinizes the 750-page budget line by line and departments identify their needs while demonstrating an understanding of the whole organization's purpose and mission, is unprecedented. Regarding the budget, Mr. Schmitt applauded County departments for putting forth the effort, the Board for taking the time, and constituents for communicating their thoughts and concerns to the Board. Mrs. O'Bannon noted the County is sensitive to citizens' personal budgets and takes that into account when balancing the County's budget and going over it line by line. She thanked everyone who worked on the budget and commented on Mr. Vithoulkas' background in public finance and the importance of his experience during this era. Mr. Nelson reiterated schools and public safety are always the Board's first budget priority in Henrico.

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

- 106-19 Resolution - To Establish the Henrico Housing Advisory Committee, Set Its Duties, and Appoint Its Initial Members.

Mr. Nelson pointed out the discussion for establishing this committee began at the Board's retreat in January 2019 and continued during the budget process. He expressed excitement the committee was coming to fruition as a result of the Board's work on this matter.

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

- 107-19 Resolution - Signatory Authority - Contract Amendment - Consulting Services for Revisions to Zoning and Subdivision Ordinances.

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

108-19 Resolution - Signatory Authority - Acquisition of Real Property - 1074 and 1080 Dabbs House Road - Varina District.

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

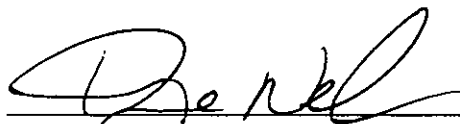
109-19 Resolution - Signatory Authority - Agreement with Virginia Department of Transportation - Lakeside Avenue Bridge Replacement - Fairfield District.

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

110-19 Resolution - Signatory Authority - Agreement with Virginia Department of Transportation - Wilkinson Road Culvert Replacement - Fairfield District.

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

There being no further business, the meeting was adjourned at 8:44 p.m.



Chairman, Board of Supervisors
Henrico County, Virginia

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

CORRECTIONAL OFFICERS WEEK

May 5 - 11, 2019

WHEREAS, the first full week in May is designated National Correctional Officers Week to raise awareness of the dedication, loyalty, and work of the nation's correctional deputies; and

WHEREAS, the duties of correctional deputies include supervising individuals who have been arrested and are awaiting trial or who have been convicted of a crime and sentenced to serve time in jail, prison, or another penal institution; and

WHEREAS, correctional deputies work closely with inmates and detainees in the Henrico County Jails and are crucial to the successful implementation of the County's criminal justice system; and

WHEREAS, correctional deputies are committed to ensuring public safety by establishing and maintaining security within the Henrico County Jails and supervising offender conduct and behavior to avoid conflicts and escapes; and

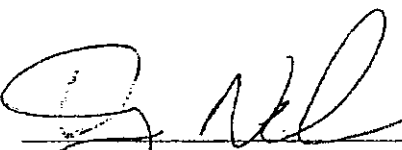
WHEREAS, correctional deputies are dedicated to protecting offenders while promoting positive behavior, attitudes, and skills that will improve the offenders' chances of becoming productive members of society when they are released from custody; and


WHEREAS, correctional deputies strive to maintain a safe working and living environment in the Henrico County Jails, often in the face of challenges and dangers that threaten their own safety; and

WHEREAS, it is fitting to honor Henrico's correctional deputies for the important tasks they perform each day, for the many risks they take to provide for our security outside of the jail facilities, and for the sacrifices they make to protect the citizens of Henrico County.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes May 5 - 11, 2019, as Correctional Officers Week; encourages all Henrico citizens to acknowledge the significance of this observance; and salutes the County's correctional deputies for their invaluable contributions to our community.




Tyrone E. Nelson, Chairman
Board of Supervisors


Barry R. Lawrence, Clerk
April 23, 2019

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

LAW ENFORCEMENT OFFICERS WEEK

May 12 - 18, 2019

WHEREAS, the law enforcement officers of Henrico County serve our citizens daily, protecting lives and property and upholding local ordinances and state laws; and

WHEREAS, by the nature of their duties, these officers endure grave danger, and on occasion, loss of their own lives; and

WHEREAS, the County's law enforcement officers help make our community a safe place to live, work, and play; and

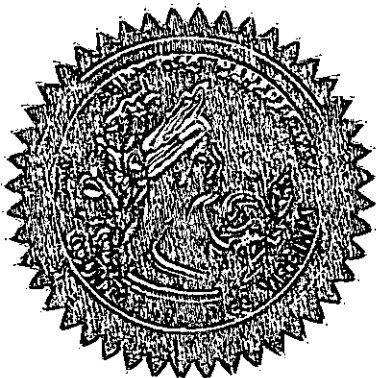
WHEREAS, these professionals need and deserve the support of our citizens; and

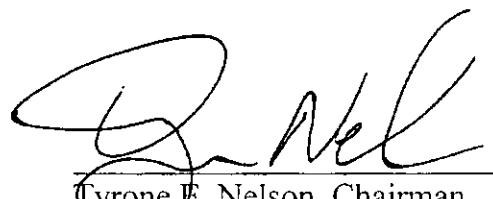
WHEREAS, it is important to remember our officers who died in the line of duty and to acknowledge those officers who continue to serve the County and the Commonwealth; and

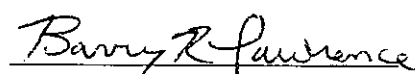
WHEREAS, each year, the 15th day of May is nationally designated as Peace Officers Memorial Day and the calendar week in which that date occurs is nationally designated as Police Week; and

WHEREAS, the Henrico County Police Division will hold its annual memorial service and wreath-laying ceremony at Police Memorial Park on Monday, May 13, 2019, to honor the County's fallen police officers.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes May 12 - 18, 2019, as Law Enforcement Officers Week and Monday, May 13, 2019, as Law Enforcement Memorial Day in Henrico County; encourages Henrico citizens to take note of these special dates; and salutes the County's law enforcement officers for their steadfast commitment to the County's public safety efforts and for contributing significantly to the quality of life of this community.




Tyrone E. Nelson, Chairman
Board of Supervisors


Barry R. Lawrence, Clerk
April 23, 2019

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

DRUG COURT MONTH

May 2019

WHEREAS, this year marks the 30th anniversary of treatment courts; and

WHEREAS, the more than 3,000 treatment courts nationwide, which have served more than 1.4 million individuals, are the cornerstone of justice reform sweeping the nation and are now acknowledged as the most successful justice system intervention in the nation's history; and

WHEREAS, treatment courts save up to \$27 for every \$1 invested and up to \$13,000 for every individual they serve; and

WHEREAS, treatment courts significantly improve substance use disorder treatment outcomes and reduce addiction and related crime at less expense than any other criminal justice strategy while improving education, employment, housing, and financial stability; promoting family reunification; reducing foster care placement; and increasing the rate of addicted mothers delivering babies who are fully drug free; and

WHEREAS, treatment courts facilitate community-wide partnerships by bringing together public safety and public health professionals; and

WHEREAS, treatment courts demonstrate that when one person rises out of substance use and crime, we all rise; and

WHEREAS, the Henrico County Drug Court's average annualized cost per participant is currently \$11,628 as compared to the Virginia Department of Corrections' annual operating cost of \$31,240 per detainee; and

WHEREAS, during May 2019, the Henrico County Drug Court will celebrate the program's 16th anniversary and 219th graduate; and

WHEREAS, the Henrico County Drug Court is a collaborative effort of the 14th Judicial Circuit, the Commonwealth's Attorney's Office, the Sheriff's Office, Henrico Area Mental Health and Developmental Services, the Police Division, the Community Corrections Program, and the Probation and Parole District 32 Office of the Virginia Department of Corrections.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes May 2019 as Drug Court Month; salutes the men and women who have contributed to the success of the Henrico County Drug Court; and calls this observance to the attention of Henrico residents.



Tyrone E. Nelson, Chairman
Board of Supervisors

Barry R. Lawrence, Clerk
April 23, 2019

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

OLDER AMERICANS MONTH

May 2019

WHEREAS, Henrico County includes more than 60,000 residents, age 60 and over, who enrich our communities through their diverse life experiences that have enabled them to “connect, create, and contribute”; and

WHEREAS, the United States Administration for Community Living and Virginia Department for Aging and Rehabilitative Services observe Older Americans Month in May as a time to celebrate the contributions of older residents and the many ways they “connect, create, and contribute” in our communities; and

WHEREAS, the 2019 theme for Older Americans Month is “Connect, Create, Contribute,” which emphasizes the important roles that older residents serve in their homes and communities; and

WHEREAS, Henrico County, Senior Connections, and local agencies are committed to strengthening our communities by connecting with and supporting older residents, caregivers, and families and by acknowledging their many valuable contributions; and

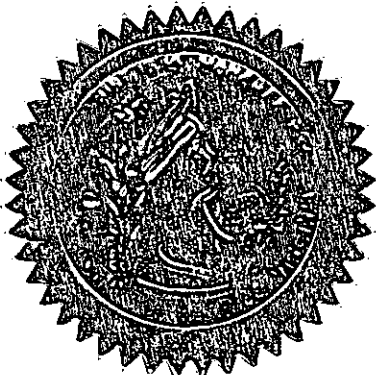
WHEREAS, Henrico County, Senior Connections, and local agencies are aware of the importance of bringing together all generations and promoting activities that enhance physical, mental, and emotional well-being for the benefit of all; and

WHEREAS, Senior Connections joins with Henrico County’s Advocate for the Aging, Department of Social Services, and Division of Recreation and Parks to ensure that residents have supportive and protective services at every age to allow them to enjoy the best possible quality of life; and

WHEREAS, Henrico County, Senior Connections, and local agencies can enhance the lives of older residents of our community by:

- promoting home and community-based services that support independent living;
- involving older adults in community planning, social events, and other activities; and
- providing opportunities for older residents to work, volunteer, learn, lead, and mentor.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes May 2019 as Older Americans Month and encourages Henrico residents to take time during this month to consider older adults and the people who serve them as essential and valuable members of our community.



Tyrone E. Nelson, Chairman
Board of Supervisors

Barry R. Lawrence, Clerk
April 23, 2019



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 100-19
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Agenda Title: RESOLUTION – Authorizing and Providing for the Issuance and Sale of Not to Exceed Eighty-Five Million Dollars (\$85,000,000) Aggregate Principal Amount of Water and Sewer System Revenue Bonds, of the County of Henrico, Virginia, for the Purpose of Financing the Costs of Acquisition, Construction, Reconstruction, Improvement, Extension and Enlargement of the County's Water and Sewer System, and for the Purpose of Refunding One or More Outstanding Series of Water and Sewer System Revenue Bonds of the County

For Clerk's Use Only:

Date: 4/23/2019

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

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"/>
Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Thornton, E.	<input type="checkbox"/>	<input type="checkbox"/>	absent

After holding a duly advertised public hearing on April 23, 2019, the Board of Supervisors adopted the attached resolution.

Comments: This resolution was prepared by the County's bond counsel and has been reviewed and approved as to form by the County Attorney.

By Agency Head

Ned Smith

By County Manager

[Signature]

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

**COUNTY OF HENRICO, VIRGINIA,
SUPPLEMENTAL RESOLUTION**

RESOLUTION-Authorizing and Providing for the Issuance and Sale of Not to Exceed Eighty-Five Million Dollars (\$85,000,000) Aggregate Principal Amount of Water and Sewer System Revenue Bonds, of the County of Henrico, Virginia, for the Purpose of Financing the Costs of Acquisition, Construction, Reconstruction, Improvement, Extension and Enlargement of the County's Water and Sewer System, and for the Purpose of Refunding One or More Outstanding Series of Water and Sewer System Revenue Bonds of the County

ADOPTED APRIL 23, 2019

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**COUNTY OF HENRICO, VIRGINIA,
SUPPLEMENTAL RESOLUTION**

RESOLUTION-Authorizing and Providing for the Issuance and Sale of Not to Exceed Eighty-Five Million Dollars (\$85,000,000) Aggregate Principal Amount of Water and Sewer System Revenue Bonds, of the County of Henrico, Virginia, for the Purpose of Financing the Costs of Acquisition, Construction, Reconstruction, Improvement, Extension and Enlargement of the County's Water and Sewer System, and for the Purpose of Refunding One or More Outstanding Series of Water and Sewer System Revenue Bonds of the County

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

SECTION 1. Definitions.

(a) Unless the context shall clearly indicate some other meaning, all the words and terms used in this Supplemental Resolution which are defined in the Resolution, entitled "A RESOLUTION AUTHORIZING THE ISSUANCE OF TWELVE MILLION EIGHT HUNDRED SEVENTY THOUSAND DOLLARS (\$12,870,000) BONDS OF HENRICO COUNTY, VIRGINIA, FOR THE PURPOSE OF REFUNDING IN ADVANCE OF MATURITY WATER AND SEWER SYSTEM REVENUE BONDS, SERIES OF 1975, OF HENRICO COUNTY, VIRGINIA, HERETOFORE ISSUED FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, RECONSTRUCTING, IMPROVING, EXTENDING AND ENLARGING A UNIFIED WATER SUPPLY AND SANITARY SEWERAGE SYSTEM IN HENRICO COUNTY; PRESCRIBING THE FORM AND DETAILS OF THE BONDS AUTHORIZED HEREBY; COVENANTING AS TO THE ESTABLISHMENT, MAINTENANCE, REVISION AND COLLECTION OF RATES AND CHARGES FOR THE SERVICES, FACILITIES AND COMMODITIES OF SAID SYSTEM AND THE COLLECTION AND DISBURSEMENT OF THE REVENUES DERIVED THEREFROM; PLEDGING SAID REVENUES TO THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THE SAME BECOME DUE AND LIMITING THE PAYMENT OF SAID BONDS SOLELY TO SAID REVENUES; SETTING FORTH THE LIMITATIONS ON THE ISSUANCE OF ADDITIONAL BONDS PAYABLE FROM SAID REVENUES; AND MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE FOREGOING", adopted by the Board on November 23, 1977, and amended by resolutions adopted by the Board on January 13, 1999, February 9, 1999, and March 13, 2018 (such Resolution, as from time to time amended or supplemented by Supplemental Resolutions being defined in such Resolution and referred to herein as the "Resolution"), shall for all purposes of this Supplemental Resolution have the respective meanings given to them in the Resolution.

(b) Unless the context shall clearly indicate some other meaning, the following terms shall, for all purposes of the Resolution and of any certificate, resolution or other instrument amendatory thereof or supplemental thereto (including for all purposes of this Supplemental Resolution) and for all purposes of any opinion or instrument or other document therein mentioned, have the following meanings, with the following definitions to be equally applicable to both the singular and plural forms of such terms:

"Bonds" shall mean the Bonds authorized by this Supplemental Resolution and issued under the Resolution and this Supplemental Resolution at any time Outstanding, which Bonds shall have the series designation determined by the County Manager or any Deputy County Manager and the Director of Finance in accordance with the provisions of Section 2(a) hereof.

"Escrow Deposit Agreement" shall mean one or more escrow deposit agreements by and between the County and the Escrow Agent referred to in Section 10 hereof.

"1986 Code" shall mean the Internal Revenue Code of 1986 and the regulations promulgated by the United States Department of the Treasury thereunder from time to time.

"Official Statement" shall mean one or more Official Statements of the County relating to the Bonds.

"Preliminary Official Statement" shall mean one or more Preliminary Official Statements of the County relating to the Bonds.

"Refunded Bonds" shall mean all or a portion of the outstanding County of Henrico, Virginia, Water and Sewer System Revenue Bonds, Series 2009B (Taxable-Recovery Zone Economic Development Bonds) (the "Series 2009B Bonds"), and all or a portion of such other series of the County's Water and Sewer System Revenue Bonds, the refunding of which shall be recommended by the County's Financial Advisor and meeting the debt service savings requirement set forth in Section 9 hereof.

"Supplemental Resolution" shall mean this Supplemental Resolution.

Unless the context shall clearly indicate otherwise or otherwise require, (i) all references in this Supplemental Resolution to the Resolution (without specifying in such references any particular section of the Resolution) shall be to the Resolution as amended and supplemented, (ii) all references by number in this Supplemental Resolution to a particular section of the Resolution shall be to the section of that number of the Resolution, and if such section shall have been amended or supplemented, to such section as so amended and supplemented and (iii) all references by number in this Supplemental Resolution to a particular section of this Supplemental Resolution shall be only to the section of that number of this Supplemental Resolution.

Whenever used in this Supplemental Resolution, the words "herein", "hereinbefore", "hereinafter", "hereof", "hereunder" and other words of similar import, refer to

this Supplemental Resolution only and to this Supplemental Resolution as a whole and not to any particular article, section or subdivision hereof, and the words "therein", "thereinbefore", "thereof", "thereunder" and other words of similar import, refer to the Resolution as a whole and not to any particular article, section or subdivision thereof.

SECTION 2. Authorization of Issuance of Bonds.

(a) For the purpose of financing and refinancing the costs of acquisition, construction, reconstruction, improvement, extension and enlargement of the County's Water and Sewer System (hereinafter, the "Series 2019 Improvement Projects") and refunding the Refunded Bonds, there are hereby authorized to be issued, and shall be issued, under and secured by the Resolution, including this Supplemental Resolution, one or more series of Bonds to be issued from time to time in an aggregate principal amount not to exceed \$85,000,000 for the purpose of financing and refinancing the Series 2019 Improvement Projects and refunding the Refunding Bonds, to be designated as "County of Henrico, Virginia, Water and Sewer System Revenue Bonds". The Bonds shall have such series designation as shall be determined by the County Manager or any Deputy County Manager and the Director of Finance.

(b) (i) The Bonds shall be dated as of their date of issue, shall be issued in fully registered form, shall be in the denomination of \$5,000 or any integral multiple thereof, shall be numbered or lettered, or both, as shall be determined by the Paying Agent and Registrar for the Bonds, which numbers or letters shall have the letter "R" prefixed thereto, and shall mature and become due and payable on May 1 in each of the years and in the principal amounts to be determined by the County Manager or any Deputy County Manager and the Director of Finance, and shall bear interest from the date thereof payable on such first interest payment date as shall be determined by the County Manager or any Deputy County Manager and the Director of Finance (which first interest payment date shall be either a May 1 or a November 1), and semiannually on each May 1 and November 1 thereafter, at the rates per annum to be determined by the County Manager or any Deputy County Manager and the Director of Finance.

(ii) The Bonds, if any, in term form, as determined by the County Manager or any Deputy County Manager and the Director of Finance (the "Term Bonds") shall be retired by sinking fund installments which shall be accumulated in the Sinking Fund Account in the Revenue Fund in amounts, in addition to the amounts required to be deposited therein for the Outstanding Bonds, sufficient to redeem on May 1 of each year, at a redemption price equal to the principal amount of the Bond or Bonds to be redeemed, together with interest accrued thereon to the date fixed for redemption, the principal amount of such Bonds as determined by the County Manager or any Deputy County Manager and the Director of Finance.

SECTION 3. Book-Entry Only System; Appointment of Principal Paying Agent and Registrar; Payment of Bonds; Books of Registry; Exchanges and Transfers of Bonds.

(a) (i) The Bonds shall be issued, upon initial issuance, in fully registered form and registered in the name of Cede & Co., a nominee of the Depository Trust Company, New York, New York ("DTC"), as registered owner of the Bonds, and immobilized in the custody of DTC. One fully registered Bond for the principal amount of each maturity shall be registered to Cede & Co. Beneficial owners of Bonds shall not receive physical delivery of Bonds. Individual purchases of Bonds may be made in book-entry form only in principal amounts of \$5,000 and integral multiples thereof. While registered in the name of Cede & Co., principal and interest payments on the Bonds shall be made by wire transfer to DTC or its nominee as registered owner of such Bonds on the applicable payment date, notwithstanding the provisions of Section 3(d) hereof.

(ii) Transfers of principal and interest payments to the participants of DTC, which include securities brokers and dealers, banks, trust companies, clearing corporations and certain other organizations (the "Participants") shall be the responsibility of DTC. Transfers of principal and interest payments to beneficial owners of the Bonds by the Participants is the responsibility of the Participants and other nominees of such beneficial owners. The Paying Agent and Registrar, hereinafter referred to, shall notify DTC of any notice required to be given pursuant to the Resolution, as supplemented by this Supplemental Resolution, not less than fifteen (15) calendar days prior to the date upon which such notice is required to be given; *provided* that the failure to provide such notice to DTC shall not invalidate any action taken or notice given by the Paying Agent and Registrar hereunder.

(iii) Transfers of ownership interests in the Bonds shall be made by DTC and its Participants, acting as nominees of the beneficial owners of the Bonds, in accordance with rules specified by DTC and its Participants. The County makes no assurances that DTC, its Participants or other nominees of the beneficial owners of the Bonds shall act in accordance with such rules or on a timely basis.

(b) Replacement Bonds (the "Replacement Bonds") shall be issued directly to beneficial owners of Bonds rather than to DTC, or its nominee, but only in the event that:

(i) DTC determines not to continue to act as securities depository for the Bonds; or,

(ii) the County has advised DTC of its determination that DTC is incapable of discharging its duties; or,

(iii) the County has determined that it is in the best interest of the beneficial owners of the Bonds not to continue the book-entry system of transfer.

Upon occurrence of the events described in clause (i) or (ii) above the County shall attempt to locate another qualified securities depository. If the County fails to locate another qualified securities depository to replace DTC, the County shall execute and deliver Replacement Bonds

substantially in the form set forth in Section 8 hereof to the Participants. In the event the County makes the determination noted in clause (iii) above (the County undertakes no obligation to make any investigation to determine the occurrence of any events that would permit the County to make any such determination) and has made provisions to notify the beneficial owners of Bonds by mailing an appropriate notice to DTC, the County shall execute and deliver Replacement Bonds substantially in the form set forth in Section 8 hereof to any Participants making a request for such Replacement Bonds. The County shall be entitled to rely on the records provided by DTC as to the Participants entitled to receive Replacement Bonds. Principal of and interest on the Replacement Bonds shall be payable as provided in subsection (d) of this Section 3 hereof, and such Replacement Bonds will be transferable and exchangeable in accordance with subsection (e) of this Section 3.

(c) Appointment of Principal Paying Agent and Registrar. The County Manager or any Deputy County Manager and the Director of Finance are hereby authorized to appoint a Paying Agent and Registrar for the Bonds (herein referred to as the "Paying Agent" or "Principal Paying Agent" or "Registrar" or "Paying Agent and Registrar").

(d) Payment of Bonds. (i) The interest on the Bonds shall be payable by check, draft or wire transfer mailed by the Paying Agent and Registrar to the registered owners of the Bonds at their addresses as the same appear on the books of registry as of the fifteenth (15th) day of the calendar month next preceding each interest payment date.

(ii) The principal of the Bonds shall be payable at the designated corporate trust office of the Paying Agent and Registrar.

(iii) The principal of and interest on the Bonds shall be payable in such coin or currency of the United States of America as at the respective dates of payment is legal tender for public and private debts.

(e) Books of Registry; Exchanges and Transfers of Bonds. (i) At all times during which any Bond remains Outstanding and unpaid, the Paying Agent and Registrar shall keep or cause to be kept at its designated corporate trust office, books of registry for the registration, exchange and transfer of the Bonds. Upon presentation at the office of the Paying Agent and Registrar for such purpose, the Paying Agent and Registrar, under such reasonable regulations as it may prescribe, shall register, exchange or transfer, or cause to be registered, exchanged or transferred, on the books of registry the Bonds as herein set forth.

(ii) Any Bond may be exchanged at the office of the Paying Agent and Registrar for a like aggregate principal amount of such Bonds in other authorized principal amounts of the same interest rate and maturity.

(iii) Any Bond may, in accordance with its terms, be transferred upon the books of registry by the registered owner thereof, in person or by the duly authorized agent of such registered owner, upon surrender of such Bond to the Paying Agent and Registrar for cancellation, accompanied by a written instrument of transfer duly executed by the registered

owner thereof or the duly authorized agent of such registered owner, in form satisfactory to the Paying Agent and Registrar.

(iv) All transfers or exchanges pursuant to this Section 3(e) shall be made without expense to the registered owner of such Bonds, except as otherwise herein provided, and except that the Paying Agent and Registrar shall require the payment by the registered owner of the Bond requesting such transfer or exchange of any tax or other governmental charges required to be paid with respect to such transfer or exchange. All Bonds surrendered pursuant to this Section 3(e) shall be cancelled.

SECTION 4. Redemption of Bonds.

(a) Optional Redemption. The Bonds shall be subject to redemption as determined by the County Manager or any Deputy County Manager and the Director of Finance.

(b) Mandatory Redemption. The Bonds, if any, in term form shall also be subject to redemption as determined by the County Manager or any Deputy County Manager and the Director of Finance.

(c) Redemption By Lot. In the event less than all of the Bonds of a particular maturity are called for redemption, the particular Bonds of such maturity or portion thereof in installments of \$5,000 to be redeemed shall be selected by lot.

(d) Notice of Redemption. Notice of any such redemption shall be mailed not less than thirty (30) days and not more than forty-five (45) days prior to the date fixed for redemption by first class mail, postage prepaid, to the registered owner of the Bonds to be redeemed at such address as it appears on the books of registry kept by the Paying Agent and Registrar for the Bonds as of the close of business on the forty-fifth (45th) day preceding the date fixed for redemption. Such notice shall specify the date, numbers and maturities of the Bonds to be redeemed, the date and place fixed for their redemption, and if less than the entire principal amount of any Bond is to be redeemed, that such Bond must be surrendered in exchange for the principal amount thereof to be redeemed and the issuance of a new Bond equalling in principal amount that portion of the principal amount thereof not redeemed, and shall also state that upon the date fixed for redemption there shall become due and payable upon each Bond called for redemption the principal amount thereof, together with the interest accrued thereon to the date fixed for redemption, and that from and after such date interest thereon shall cease to accrue.

(e) Effect of Redemption. When notice of redemption of any Bonds shall have been given as hereinabove set forth, such Bonds shall become due and payable on the date so specified for their redemption at a price equal to the principal amount thereof, together with the interest accrued thereon to such date. Whenever payment of such redemption price shall have been duly made or provided for, interest on the Bonds so called for redemption shall cease to accrue from and after the date so specified for their redemption. All redeemed Bonds shall be cancelled and not reissued.

SECTION 5. Execution and Authentication of Bonds; CUSIP Identification Numbers.

(a) Execution of Bonds. The Bonds shall be executed in the name of the County by the manual or facsimile signatures of the Chairman and the Clerk of the Board, and the seal of the County shall be impressed, or a facsimile thereof printed, on the Bonds.

(b) Authentication of Bonds. The County Manager or any Deputy County Manager and the Director of Finance shall direct the Paying Agent and Registrar to authenticate the Bonds and no Bond shall be valid or obligatory for any purpose unless and until the certificate of authentication endorsed on such Bond shall have been manually executed by an authorized signator of the Paying Agent and Registrar. Upon the authentication of any Bond, the Paying Agent and Registrar shall insert in the certificate of authentication the date as of which such Bond is authenticated. The execution and authentication of the Bonds in the manner above set forth is adopted as a due and sufficient authentication of the Bonds.

(c) CUSIP Identification Numbers. CUSIP identification numbers may be printed on the Bonds, but neither the failure to print any such number on any Bonds, nor any error or omission with respect thereto, shall constitute cause for failure or refusal by the successful bidder for the Bonds to accept delivery of and pay for the Bonds in accordance with the terms of its proposal to purchase the Bonds. No such number shall constitute or be deemed to be a part of any Bond or a part of the contract evidenced thereby and no liability shall attach to the County or any of its officers or agents because of or on account of any such number or any use made thereof.

SECTION 6. Covenant as to Compliance with 1986 Code. The County hereby covenants to comply with the provisions of Sections 103 and 141 through 150 of the 1986 Code and the applicable Treasury Regulations promulgated thereunder, applicable to the Bonds throughout the term of the Bonds.

SECTION 7. Sources of Payment of Bonds. The principal of and interest on the Bonds are payable solely from, and secured solely by, a pledge of the Revenues to be derived from the operation of the County's Water and Sewer System, subject to the prior application of such Revenues to provide for the expenses of operation and maintenance of such System and on a parity with the Outstanding principal amount of Water and Sewer System Bonds of the County and on a parity with the payment of principal of and interest on all Bonds and interest on all Bond Anticipation Notes hereafter issued under the Resolution.

SECTION 8. Form of Bonds. The Bonds shall be in substantially the form set forth in Exhibit A hereto with such necessary or appropriate variations, omissions and insertions as are incidental to their numbers, interest rates and maturities or as are otherwise permitted or required by law or this Supplemental Resolution.

SECTION 9. Sale of the Bonds.

(a) The Bonds shall be sold in one or more series from time to time in accordance with the provisions of Section 2 at competitive or negotiated sale at an aggregate purchase price of not less than Ninety-Eight percent (98%) of the principal amount thereof and on such other terms and conditions as are provided in the Notice of Sale thereof or in the Purchase Contract or Bond Purchase Agreement relating thereto.

(b) If the Bonds are sold at competitive sale, they may be sold contemporaneously with other bonds of the County under a combined Official Notice of Sale. If the Bonds are sold at competitive sale, the County Manager or any Deputy County Manager and the Director of Finance are hereby authorized to cause to be published and distributed, via electronic dissemination or otherwise, an Official Notice of Sale of the Bonds in such form and containing such terms and conditions as the County Manager or any Deputy County Manager and the Director of Finance may deem advisable, subject to the provisions hereof.

(c) Upon the determination by the County Manager or any Deputy County Manager and the Director of Finance to sell the Bonds at competitive or negotiated sale, the County Manager or any Deputy County Manager and the Director of Finance are hereby authorized, without further notice to or action by the Board of Supervisors, to determine the principal amounts, maturity dates and the rates of interest the Bonds shall bear; *provided that:*

(i) in no event shall the aggregate principal amount of the Bonds to be issued under this Supplemental Resolution exceed \$85,000,000;

(ii) in no event shall the true interest cost for the Bonds exceed five percent (5%);

(iii) in no event shall the premium payable by the County upon the redemption of the Bonds exceed two percent (2%) of the principal amount thereof;

(iv) in no event shall the final maturity date of the Bonds exceed thirty-one (31) years from the date of issuance; and

(v) Bonds may be issued and sold for the purpose of refunding the Refunded Bonds only if the refunding of the Refunded Bonds will result in net present value savings to the County, after taking into account the United States Treasury subsidy that would have been payable with respect to interest on the Series 2009B Bonds if such Series 2009B Bonds were to remain outstanding.

(d) If the Bonds are sold at negotiated sale, the County Manager or any Deputy County Manager and the Director of Finance are hereby authorized, without further notice to or action by the Board of Supervisors, to select the underwriters for the Bonds (the

"Underwriters") and to execute and deliver to the Underwriters a Purchase Contract or Bond Purchase Agreement relating to the Bonds.

(e) The County Manager or any Deputy County Manager and the Director of Finance are hereby authorized to cause to be prepared and distributed, via electronic dissemination or otherwise, a Preliminary Official Statement and a final Official Statement relating to each series of the Bonds. The County Manager or any Deputy County Manager and the Director of Finance are hereby further authorized to certify that the Preliminary Official Statement for the Bonds of each series authorized hereunder is "deemed final" for purposes of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934. The County Manager or any Deputy County Manager and the Director of Finance are hereby authorized to execute and deliver the final Official Statement for the Bonds of each series authorized hereunder, and the County Manager, any Deputy County Manager, the Director of Finance or the County Attorney, as applicable, are hereby authorized to execute and deliver to the purchasers of the Bonds of each series, certificates in the forms provided for in the Official Statement for the Bonds of such series.

(f) The Director of Finance is hereby further authorized to execute and deliver to the purchasers of the Bonds of each series authorized hereunder a Continuing Disclosure Certificate or a Continuing Disclosure Agreement evidencing the County's undertaking to comply with the continuing disclosure requirements of Paragraph (b)(5) of such Rule 15c2-12 to the extent applicable to the Bonds, such Continuing Disclosure Certificate or Continuing Disclosure Agreement to be in such form as shall be approved by the Director of Finance upon the advice of counsel (including the County Attorney or Bond Counsel to the County), such approval to be conclusively evidenced by the execution of such Continuing Disclosure Certificate or Continuing Disclosure Agreement by the Director of Finance.

SECTION 10. Approval of Execution and Delivery of Escrow Deposit; Appointment of Escrow Agent; Authorization of Purchase of Securities; Designation of Refunded Bonds for Redemption.

(a) The County Manager or any Deputy County Manager or the Director of Finance is hereby authorized and directed to execute and deliver to the Escrow Agent an Escrow Deposit Agreement for each series of Refunded Bonds in such form as the officer executing the same shall approve upon the advice of counsel (including the County Attorney and Bond Counsel), such approval to be conclusively evidenced by the execution thereof by such officer. There shall be transferred to the Escrow Agent from the Principal and Interest Accounts in the Revenue Fund such amounts on credit to such accounts for the payment of principal and interest on the Refunded Bonds for deposit into the Escrow Deposit Fund thereunder such amounts as shall be determined by the Director of Finance.

(b) The County Manager or any Deputy County Manager and the Director of Finance are hereby authorized to appoint an Escrow Agent (the "Escrow Agent") in connection with the refunding of the Refunding Bonds.

(c) The Escrow Agent is hereby authorized to purchase from moneys deposited in the Escrow Deposit Fund created and established under the Escrow Deposit Agreement United States Government Securities as referred to in the Escrow Deposit Agreement and as permitted by the Resolution. Such securities so purchased shall be held by the Escrow Agent under and in accordance with the provisions of the Escrow Deposit Agreement. The County Manager or any Deputy County Manager and the Director of Finance, or any of them, are hereby authorized to execute, on behalf of the County, any instruments required to be executed on behalf of the County in connection with investments contemplated by the Escrow Deposit Agreement.

(d) Subject to the issuance, sale and delivery of the Bonds pursuant to this Supplemental Resolution, the Board hereby designates for redemption the Refunded Bonds to be redeemed at a redemption price equal to the principal amount thereof, together with the interest accrued thereon to the date or dates fixed for redemption thereof, plus the applicable premium, if any. The County Manager or any Deputy County Manager or the Director of Finance is hereby authorized and directed to deliver to the escrow agent under the Escrow Deposit Agreement irrevocable written instructions to give notices of such redemption of the Refunded Bonds, in the name and on behalf of the County, to the registered owners thereof, such notices to be given in the manner and at the time or times provided in the respective proceedings authorizing the issuance of the respective bonds and to be in substantially the forms attached as one or more exhibits to the Escrow Deposit Agreement.

SECTION 11. Application of Proceeds of the Bonds. The proceeds of sale of the Bonds received by the County shall be applied as follows:

(i) an amount shall be deposited in the Revenue Fund and credited to the Reserve Account therein sufficient to ensure that there is on deposit in such Reserve Account an amount equal to the maximum Debt Service Requirement on all Bonds outstanding;

(ii) an amount shall be repaid to the appropriate funds of the County equal to the amount of money which has been advanced to the purposes for which the Bonds are being issued;

(iii) an amount required to be deposited into the Escrow Deposit Fund to provide for the refunding and redemption of the Refunded Bonds shall be deposited with the Escrow Agent under the Escrow Deposit Agreement and applied, together with other available moneys of the County so deposited thereunder, as provided therein; and

(iv) the balance of the proceeds of the Bonds shall be deposited in the Construction Fund and applied to the payment of the costs of the Series 2019 Improvement Projects and the costs of issuance of the Bonds.

SECTION 12. Debt Service Payments.

(a) For the purpose of providing for the payment of the interest on the Bonds, not later than the first interest payment date for the Bonds and on or before May 1 and

November 1 in each year thereafter, there shall be credited to the Interest Account an amount such that, if the same amount were so paid and credited to the Interest Account on each May 1 and November 1 thereafter and prior to the next date upon which an installment of interest falls due on the Bonds, the aggregate of the amounts so credited to the Interest Account, would on such date be equal to the installment of interest then falling due on the Bonds. In making such credits to the Interest Account, any amounts paid into the Revenue Fund and credited to the Interest Account representing accrued interest received on the sale of the Bonds and any other credit otherwise made to such account shall be taken into consideration and allowed for.

(b) For the purpose of providing for the payment of the principal of the Bonds issued as Serial Bonds, not later than May 1 of the calendar year next preceding the first installment due date of a serial principal payment, and on or before May 1 of each succeeding year thereafter, so long as any Bonds issued as Serial Bonds are Outstanding, there shall be credited to the Principal Account an amount such that, if the same amount were so credited to the Principal Account on May 1 of each succeeding year thereafter and prior to the next date upon which an installment of principal falls due on the Bonds issued as Serial Bonds, the aggregate of the amounts so credited to the Principal Account together with any other moneys theretofore credited to the Principal Account, would on such date be equal to the installment of principal of such Bonds issued as Serial Bonds then falling due.

(c) For the purpose of providing moneys to retire the Term Bonds issued, if any, not later than May 1 in the year of the first redemption date of Term Bonds, and on and before May 1 in each year thereafter, so long as any Term Bonds are Outstanding, there shall be credited to the Sinking Fund Account for the purpose of retiring the Term Bonds an amount such that, if the same amount were so paid and credited to the Sinking Fund Account to provide for the retirement of the Term Bonds on May 1 of each year thereafter and prior to the next date upon which a Sinking Fund Account installment falls due, the aggregate of the amounts so credited to such account would on such date be sufficient to redeem the Term Bonds in the principal amounts determined in accordance with Section 2 hereof.

SECTION 13. Supplemental Resolution is a "Supplemental Resolution" under the Resolution; Bonds are "Bonds" and "Additional Bonds" under the Resolution.

(a) This Supplemental Resolution is adopted pursuant to Section 18A of the Resolution. This Supplemental Resolution (i) supplements the Resolution, (ii) is hereby found, determined, and declared to constitute and to be a "Supplemental Resolution" within the meaning of the quoted words as defined and used in the Resolution and (iii) is adopted pursuant to and under the authority of the Resolution.

(b) (i) The Bonds are hereby found, determined and declared to constitute and to be "Additional Bonds" and "Bonds" within the meaning of the quoted words as defined and used in the Resolution. The Bonds shall be entitled to the benefits, security and protection of the Resolution, equally and proportionately with any other Bonds heretofore or hereafter issued thereunder, shall be payable from the Revenues of the Water and Sewer System on a parity with all Bonds heretofore or hereafter issued under the Resolution, shall rank *pari passu* with all Bonds heretofore or hereafter issued under the Resolution and shall be equally and ratably

secured with all Bonds heretofore or hereafter issued under the Resolution by a prior and paramount lien and charge on the Revenues, without priority or distinction by reason of series, number, date, date of sale, date of issuance, date of execution and authentication or date of delivery, all as is more fully set forth in the Resolution.

(ii) It is hereby further found, determined and declared that no default exists in the payment of the principal of or interest and premium, if any, on any Bond issued under the Resolution and that all mandatory redemptions, if any, of Bonds required to have been made under the terms of the Resolution or any Supplemental Resolution have been made.

SECTION 14. Official Intent to Reimburse. The Board of Supervisors hereby authorizes the County to make expenditures for the purposes for which the Bonds are to be issued in advance of the issuance and receipt of the proceeds of sale of the Bonds and to reimburse such expenditures from the proceeds of sale of the Bonds. The adoption of this Resolution shall be considered as an "official intent" within the meaning of Treasury Regulations Section 1.150 2 promulgated under the 1986 Code.

SECTION 15. Filing of this Supplemental Resolution with Circuit Court. The County Attorney be and hereby is authorized and directed to file a copy of this Supplemental Resolution, certified by the Clerk of the Board to be a true and correct copy thereof, with the Circuit Court of the County.

SECTION 16. Effect of Article and Section Headings and Table of Contents. The headings or titles of articles and sections hereof, and any table of contents appended hereto or copies hereof, shall be for convenience of reference only and shall not affect the meaning or construction, interpretation or effect of this Supplemental Resolution.

SECTION 17. Effectiveness of this Supplemental Resolution. This Supplemental Resolution shall be effective from and after the adoption hereof by the Board; *provided* that in the event any Bonds authorized for issuance under this Supplemental Resolution shall not have been issued and delivered on or before December 31, 2020, this Supplemental Resolution shall thereafter be void and the authorization herein shall terminate and be of no further force and effect.

(FORM OF BOND)
UNITED STATES OF AMERICA
COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO
WATER AND SEWER SYSTEM REVENUE BOND,
SERIES _____

REGISTERED

No. R-____

REGISTERED

\$ _____

INTEREST RATE:

%

MATURITY DATE:

MAY 1, _____

DATE OF BOND:

CUSIP NO.:

REGISTERED OWNER: CEDE & CO.

PRINCIPAL SUM:

The County of Henrico (hereinafter referred to as the "County"), a political subdivision of the Commonwealth of Virginia, for value received, hereby acknowledges itself indebted and hereby promises to pay to the Registered Owner (named above), or registered assigns, but solely from the revenues and moneys pledged to the payment hereof hereinafter specified and not otherwise, on the Maturity Date (specified above), unless this Bond shall have been called for previous redemption and payment of the redemption price shall have been duly made or provided for, the Principal Sum (specified above), and to pay interest on such Principal Sum, but solely from such revenues and moneys pledged to the payment hereof hereinafter specified and not otherwise, on the first day of [May] [November], 20__, and semiannually on the first day of May and the first day of November of each year thereafter (each such date is hereinafter referred to as an "interest payment date"), from the date hereof or from the interest payment date next preceding the date of authentication hereof to which interest shall have been paid, unless such date of authentication is an interest payment date, in which case from such interest payment date, or unless such date of authentication is within the period from the sixteenth (16th) day to the last day of the calendar month next preceding the following interest payment date, in which case from such following interest payment date, such interest to be paid until the maturity or redemption hereof at the Interest Rate (specified above) per annum, by wire transfer or by check or draft mailed by the Registrar hereinafter mentioned to the Registered Owner in whose name this Bond is registered upon the books of registry of the County kept by the Registrar as of the close of business on the fifteenth (15th) day (whether or not a business day) of the calendar month next preceding each interest payment date at the address of the Registered Owner hereof as it appears on such books of registry; *provided, however*, that so long as this Bond is in book-entry only form and registered in the name of Cede & Co., as nominee of the Depository Trust Company ("DTC"), or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, interest on this Bond shall be paid directly to Cede & Co. or such other nominee of DTC by wire transfer. Interest on this Bond shall be

calculated on the basis of a three hundred sixty (360) day year consisting of twelve (12) thirty (30) day months.

The principal of this Bond is payable on presentation and surrender hereof at the designated corporate trust office of _____, as Paying Agent and Registrar, in the City of _____, _____. Principal of and interest on this Bond are payable in such coin or currency of the United States of America as at the respective dates of payment thereof is legal tender for public and private debts.

This Bond is one of a duly authorized series of Bonds (herein referred to as the "Bonds") of the aggregate principal amount of _____ Dollars (\$_____) of like date, denomination and tenor herewith except for number, interest rate, maturity and redemption provisions, and is issued under and pursuant to and in full compliance with the Constitution and statutes of the Commonwealth of Virginia, including Chapter 26 of Title 15.2 of the Code of Virginia, 1950 (the same being the Public Finance Act of 1991), a resolution duly adopted on November 23, 1977 by the Board of Supervisors of the County, entitled "A RESOLUTION AUTHORIZING THE ISSUANCE OF TWELVE MILLION EIGHT HUNDRED SEVENTY THOUSAND DOLLARS (\$12,870,000) BONDS OF HENRICO COUNTY, VIRGINIA, FOR THE PURPOSE OF REFUNDING IN ADVANCE OF MATURITY WATER AND SEWER SYSTEM REVENUE BONDS, SERIES OF 1975, OF HENRICO COUNTY, VIRGINIA, HERETOFORE ISSUED FOR THE PURPOSE OF ACQUIRING, CONSTRUCTING, RECONSTRUCTING, IMPROVING, EXTENDING AND ENLARGING A UNIFIED WATER SUPPLY AND SANITARY SEWERAGE SYSTEM IN HENRICO COUNTY; PRESCRIBING THE FORM AND DETAILS OF THE BONDS AUTHORIZED HEREBY; COVENANTING AS TO THE ESTABLISHMENT, MAINTENANCE, REVISION AND COLLECTION OF RATES AND CHARGES FOR THE SERVICES, FACILITIES AND COMMODITIES OF SAID SYSTEM AND THE COLLECTION AND DISBURSEMENT OF THE REVENUES DERIVED THEREFROM; PLEDGING SAID REVENUES TO THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THE SAME BECOME DUE AND LIMITING THE PAYMENT OF SAID BONDS SOLELY TO SAID REVENUES; SETTING FORTH THE LIMITATIONS ON THE ISSUANCE OF ADDITIONAL BONDS PAYABLE FROM SAID REVENUES; AND MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE FOREGOING", as amended, and a resolution supplemental thereto duly adopted by such Board on April 23, 2019, entitled "RESOLUTION-Authorizing and Providing for the Issuance and Sale of Not to Exceed Eighty-Five Million Dollars (\$85,000,000) Aggregate Principal Amount of Water and Sewer System Revenue Bonds, of the County of Henrico, Virginia, for the Purpose of Financing the Costs of Acquisition, Construction, Reconstruction, Improvement, Extension and Enlargement of the County's Water and Sewer System, and for the Purpose of Refunding One or More Outstanding Series of Water and Sewer System Revenue Bonds of the County" (such resolutions being herein referred to collectively as the "Resolution") for the purpose of refunding certain outstanding Water and Sewer System Revenue Bonds of the County.

This Bond and the series of Bonds of which this is one and interest thereon are payable solely from, and secured equally and ratably solely by a lien and charge on, the revenues

derived from the operation of the water and sewer system of the County, consisting of the plants and properties, real and personal, tangible and intangible, owned or operated by the County, used for or pertaining to the supply, storage, treatment, transmission and distribution of water, or the collection, transmission, treatment and disposal of sewage, and all additions, improvements, enlargements, extensions, expansions and betterments to such plants and properties hereafter constructed or otherwise acquired (exclusive of any such plants and properties constituting separate utility systems and financed other than by Bonds or Additional Bonds issued under the Resolution), subject, however, to the prior payment from such revenues of the expenses of operation and maintenance of the water and sewer system, on a parity with the payment of principal of and interest on all Bonds and interest on all Bond Anticipation Notes issued under the Resolution.

This Bond and the series of Bonds of which this is one are not a debt of the County within the meaning of any constitutional or statutory limitation upon the creation of general obligation indebtedness of the County, nor does this Bond or the Bonds of the series of which it is one impose any general liability upon the County, and the County shall not be liable for the payment hereof or thereof out of any funds of the County except the revenues of the water and sewer system of the County, which revenues have been pledged to the punctual payment of the principal of and interest on this Bond and the series of Bonds of which this is one in accordance with the provisions of the Resolution.

Reference is hereby made to the Resolution, to all of the provisions of which any Registered Owner of this Bond by his acceptance hereof hereby assents, for definitions of terms, the description of and the nature and extent of the security for the Bonds issued under the Resolution, including this Bond, the description of the plants and properties constituting the water and sewer system of the County, the description of and the nature and extent of the security for, and the revenues and the moneys pledged to the payment of the interest on and principal of, the Bonds issued under the Resolution, including this Bond; the nature and extent and manner of enforcement of the pledge; the covenants of the County as to the fixing, maintaining and revising of rates, rentals, fees and charges for the services, facilities and commodities of the water and sewer system of the County; the covenants of the County as to the collection, deposit and application of the revenues of the water and sewer system of the County, the conditions upon which other Bonds may hereafter be issued under the Resolution payable on a parity with this Bond from the revenues of the water and sewer system of the County and equally and ratably secured herewith, the conditions upon which the Resolution may be amended or supplemented without the consent of the owner of any Bond and upon which it may be amended only with the consent of the owners of sixty-six and two-thirds per cent (66-2/3%) in principal amount of all Bonds then outstanding under the Resolution or only with the consent of the owner of each Bond affected thereby, the rights and remedies of the owner hereof with respect hereto, the rights, duties and obligations of the County, the provisions discharging the Resolution as to this Bond and the lien and pledge of this Bond on the revenues of the water and sewer system of the County if there shall have been deposited with the paying agent for this Bond on or before the maturity or redemption hereof moneys sufficient to pay the principal hereof and the interest hereon to the maturity or redemption date hereof, or certain specified securities maturing at such times and in such amounts which, together with the earnings thereon, would be sufficient for such payment; and for the other terms and provisions of the Resolution.

The Bonds of the series of which this Bond is one maturing on and before May 1, _____ are not subject to redemption prior to their stated maturities thereof. The Bonds of the series of which this Bond is one (or portions thereof in installments of \$5,000) maturing on and after May 1, _____ are subject to redemption at the option of the County prior to the stated maturities thereof, on or after May 1, _____ in whole or in part at any time and at the redemption price of par, together with the interest accrued on such principal amount to the date fixed for redemption. [The Bonds of the series of which this Bond is one maturing May 1, _____ shall be redeemed pursuant to the Resolution on May 1 in each year commencing _____ 1, _____, from moneys to be credited to the Sinking Fund Account in the Revenue Fund for the redemption of such Bonds, such redemption to be made at a redemption price equal to the principal amount thereof, together with the interest accrued on such principal amount to the date fixed for the redemption thereof.] In the event less than all of the Bonds of a particular maturity are called for redemption, the particular Bonds of such maturity or portions thereof in installments of \$5,000 to be redeemed shall be selected by lot.

If this Bond is redeemable and this Bond (or any portion of the principal amount thereof in installments of \$5,000) shall be called for redemption, notice of the redemption hereof, specifying the date, number and maturity of this Bond, the date and place fixed for its redemption and if less than the entire principal amount of this Bond is to be redeemed, that this Bond must be surrendered in exchange for the principal amount thereof to be redeemed and the issuance of a new Bond equaling in principal amount that portion of the principal amount hereof not to be redeemed, shall be mailed not less than thirty (30) days prior to the date fixed for redemption by first class mail, postage prepaid, to the Registered Owner of this Bond at the address of such Registered Owner as it appears on the books of registry maintained by the Registrar as of the close of business on the forty-fifth (45th) day preceding the date fixed for redemption. If notice of redemption of this Bond shall have been given as aforesaid, and payment of the principal amount of this Bond (or the portion of the principal amount hereof to be redeemed) and of the accrued interest payable upon such redemption shall have been duly made or provided for, interest hereon shall cease to accrue from and after the date so specified for the redemption hereof.

Subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the series of which this Bond is one, this Bond may be exchanged at the designated corporate trust office of the Registrar for a like aggregate principal amount of Bonds of other authorized principal amounts and of the series of which this Bond is one. This Bond is transferable by the Registered Owner hereof, in person or by the agent of such Registered Owner duly authorized in writing, at the designated corporate trust office of the Registrar but only in the manner, subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the series of which this Bond is one, and upon the surrender hereof for cancellation. Upon such transfer a new Bond or Bonds of authorized denominations and of the same aggregate principal amount of the series of which this Bond is one will be issued to the transferee in exchange herefor.

This Bond shall not be valid or obligatory unless the certificate of authentication hereon shall have been manually signed by an authorized signator of the Registrar.

It is hereby certified, recited and declared that all acts, conditions and things required to have happened, to exist and to have been performed precedent to and in the issuance of this Bond and the series of which it is one, have happened, do exist and have been performed in regular and due time, form and manner as required by law, and that the Bonds of the series of which this Bond is one do not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, the County, by its Board of Supervisors, has caused this Bond to be executed by the manual or facsimile signature of the Chairman of such Board; the seal of the County to be impressed or a facsimile thereof imprinted hereon, attested by the manual or facsimile signature of the Clerk of such Board; and this Bond to be dated the date first above written.

Chairman of the Board of Supervisors

(Seal)

Clerk of the Board of Supervisors

CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds delivered pursuant to the within-mentioned proceedings.

_____,
as Registrar and Paying Agent

By: _____
Authorized Signature

Date of Authentication: _____, _____

ASSIGNMENT

For value received, the undersigned hereby sell(s), assign(s) and transfer(s) unto

(Please print or type name and address, including postal zip code, of transferee)

PLEASE INSERT SOCIAL SECURITY
OR OTHER TAX IDENTIFYING NUMBER
OF TRANSFEREE:

--

Dated: _____

Signature(s) Guaranteed:

NOTICE: Signature(s) must be guaranteed by a member firm of the New York Stock Exchange, Inc. or a commercial bank or trust company.

(Signature(s) of Registered Owner)
NOTICE: the signature(s) above must correspond with the name of the Registered Owner as it appears on the front of this Bond in every particular, without alteration or enlargement or any change whatsoever.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 101-19
Page No. 1 of 2

Agenda Title RESOLUTION – Real Estate Tax Levies, 2019

For Clerk's Use Only:

Date: 4/23/2019

(X) Approved

() Denied

() Amended

() Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

	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"/>
Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	about

WHEREAS, the Board of Supervisors of the County of Henrico, Virginia (the "Board"), held an advertised public hearing on April 23, 2019, to consider the proposed real property tax levies; and,

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

NOW, THEREFORE, BE IT RESOLVED by the Board that no part of the funds raised by the general County levies or taxes shall be considered available, allocated, or expended for any purpose until there has been an appropriation of funds for that expenditure or purpose by the Board.

BE IT RESOLVED AND ORDERED by the Board that:

- (1) There be, and hereby is, levied for calendar year 2019, the tax per \$100 of assessed valuation on all taxable real estate located in this County on January 1, 2019; the levy hereby ordered being also applicable to the real estate of public service corporations and other persons with property assessed pursuant to Chapter 26 of Title 58.1 of the Code of Virginia based upon the assessment thereof fixed by the State Corporation Commission and the Virginia Department of Taxation, and duly certified, as follows:

By Agency Head

Neil Smith

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. 101-19
Page No. 2 of 2

Agenda Title RESOLUTION – Real Estate Tax Levies, 2019

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.87		\$ 0.870
Fairfield	0.87		0.870
Three Chopt	0.87		0.870
Tuckahoe	0.87		0.870
Varina	0.87		0.870
Sanitary #2	0.87	\$ 0.003	0.873
Sanitary #3	0.87	0.010	0.880
Sanitary #3.1	0.87	0.031	0.901
Sanitary #12	0.87	0.010	0.880
Sanitary #23	0.87	0.010	0.880

The Board certifies that notice of the rates of levy as set forth in the foregoing order was duly advertised according to law.

- (2) For calendar year 2019, the tax levied on real estate shall be due and payable in two equal installments, the first installment being due and payable on June 5, 2019, and the second installment being due and payable on December 5, 2019.
- (3) The revenue from such taxes, when and if appropriated by the Board, shall be used to defray the County charges and expenses and all necessary obligations incident to, or arising from, the execution of the lawful authority of the Board.

COMMENTS: This resolution should be considered on April 23, 2019, to comply with Virginia Code Section 58.1-3321, "Effect on rate when assessment results in tax increase; public hearings," and Section 15.2-2503, "The governing body shall approve the budget, and fix a tax rate for the budget year no later than the date on which the fiscal year begins." For practical purposes in mailing tax bills and to fulfill the requirements of Virginia Code Section 22.1-93, "Approval of annual budget for school purposes," the rate should be fixed prior to May 15, 2019. The Director of Finance recommends approval of this Board paper, and the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 102-19
Page No. 1 of 7

Agenda Title **RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2019**

For Clerk's Use Only:

Date: 4/23/2019

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

Branin, T. ☒ ☐ ☐

Nelson, T. ☒ ☐ ☐

O'Bannon, P. ☒ ☐ ☐

Schmitt, D. ☒ ☐ ☐

Thornton, F. ☐ ☐ ☒ about

WHEREAS, the Board of Supervisors of the County of Henrico, Virginia (the "Board"), held an advertised public hearing on April 23, 2019, to consider the proposed personal property, aircraft, manufactured homes, qualifying vehicles owned or leased by members of a volunteer rescue squad or volunteer fire department, disabled veterans' vehicles, motor vehicles specially equipped to provide transportation for physically handicapped individuals, computer equipment and peripherals used in a data center, machinery and tools, and machinery and tools for semiconductor manufacturers tax levies; and,

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

NOW, THEREFORE, BE IT RESOLVED by the Board that no part of the funds raised by the general County levies or taxes shall be considered available, allocated, or expended for any purpose until there has been an appropriation of funds for that expenditure or purpose by the Board.

BE IT RESOLVED AND ORDERED by the Board that:

- (1) There be, and hereby is, levied for calendar year 2019, the tax per \$100 of assessed valuation on all taxable tangible personal property segregated for local taxation under Section 58.1-3503 of the Code of Virginia, **excluding** household effects, classified by Section 58.1-3504, farm animals, farm equipment, and farm machinery, classified by Section 58.1-3505(A)(1) - (11), aircraft, classified by Section 58.1-3506(A)(2), (3), (4), and (5), manufactured homes, classified by Section 58.1-3506(A)(10), qualifying vehicles owned or leased by members of a volunteer rescue squad or volunteer fire department, classified by Section 58.1-3506(A)(15), disabled

By Agency Head

Nel Smith

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. 102-19
Page No. 2 of 7

Agenda Title

RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2019

veterans' vehicles, classified by Section 58.1-3506(A)(19), motor vehicles specially equipped to provide transportation for physically handicapped individuals, classified by Section 58.1-3506(A)(14), machinery and tools, classified by Sections 58.1-3507, 58.1-3508, 58.1-3508.1, 58.1-3508.2, 58.1-3508.3, 58.1-3508.4, 58.1-3508.5, and 58.1-3508.6, tangible personal property used in a research and development business, classified by Section 58.1-3506(A)(7), certain generating equipment purchased after December 31, 1974, for the purpose of changing the energy source of a manufacturing plant to achieve more efficient use of any energy source, classified by Section 58.1-3506(A)(9), computer equipment and peripherals used in a data center, classified by Section 58.1-3506(A)(43), certain property used in manufacturing, testing, or operating satellites, classified by Section 58.1-3506(A)(21), and certain motor vehicles, trailers, and semitrailers used to transport property for hire by a motor carrier engaged in interstate commerce, classified by Section 58.1-3506(A)(25), located in this County on January 1, 2019, and those motor vehicles, trailers, and semitrailers which acquire a situs within the County after January 1, 2019, and are taxable under Section 20-109 of the Code of the County of Henrico, the levy hereby ordered also being applicable to the automobiles and trucks of public service corporations and other persons with property assessed pursuant to Chapter 26 of Title 58.1 of the Code of Virginia, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 3.50		\$ 3.500
Fairfield	3.50		3.500
Three Chopt	3.50		3.500
Tuckahoe	3.50		3.500
Varina	3.50		3.500
Sanitary #2	3.50	\$ 0.001	3.501
Sanitary #3	3.50	0.001	3.501
Sanitary #3.1	3.50	0.001	3.501
Sanitary #12	3.50	0.001	3.501
Sanitary #23	3.50	0.001	3.501



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

Agenda Item No. 102-19
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Agenda Title

RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2019

- (2) All aircraft, classified by Section 58.1-3506(A)(2), (3), (4), and (5) of the Code of Virginia, shall be taxed for calendar year 2019, the tax per \$100 of assessed valuation, the levy hereby ordered also being applicable to the aircraft of public service corporations and other persons with property assessed pursuant to Chapter 26 of Title 58.1 of the Code of Virginia, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.50		\$ 0.500
Fairfield	0.50		0.500
Three Chopt	0.50		0.500
Tuckahoe	0.50		0.500
Varina	0.50		0.500
Sanitary #2	0.50	\$ 0.001	0.501
Sanitary #3	0.50	0.001	0.501
Sanitary #3.1	0.50	0.001	0.501
Sanitary #12	0.50	0.001	0.501
Sanitary #23	0.50	0.001	0.501

- (3) All manufactured homes, classified by Section 58.1-3506(A)(10) of the Code of Virginia, and all tangible personal property of public service corporations and other persons with property assessed pursuant to Chapter 26 of Title 58.1 of the Code of Virginia, except as set forth herein above, based upon the assessment thereof as fixed by the State Corporation Commission and the Virginia Department of Taxation, as duly certified, shall be taxed for calendar year 2019, the tax per \$100 of assessed valuation at a rate equal to that applicable to real property, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.87		\$ 0.870
Fairfield	0.87		0.870
Three Chopt	0.87		0.870
Tuckahoe	0.87		0.870
Varina	0.87		0.870
Sanitary #2	0.87	\$ 0.003	0.873
Sanitary #3	0.87	0.010	0.880
Sanitary #3.1	0.87	0.031	0.901
Sanitary #12	0.87	0.010	0.880
Sanitary #23	0.87	0.010	0.880



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

Agenda Item No.

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Agenda Title

RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2019

- (4) All qualifying vehicles owned or leased by members of a volunteer rescue squad or volunteer fire department, classified by Section 58.1-3506(A)(15) of the Code of Virginia, shall be taxed for calendar year 2019, the tax per \$100 of assessed valuation as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 1.00		\$ 1.000
Fairfield	1.00		1.000
Three Chopt	1.00		1.000
Tuckahoe	1.00		1.000
Varina	1.00		1.000
Sanitary #2	1.00	\$ 0.001	1.001
Sanitary #3	1.00	0.001	1.001
Sanitary #3.1	1.00	0.001	1.001
Sanitary #12	1.00	0.001	1.001
Sanitary #23	1.00	0.001	1.001

- (5) Disabled veterans' vehicles, classified by Section 58.1-3506(A)(19) of the Code of Virginia and motor vehicles specially equipped to provide transportation for physically handicapped individuals, classified by Section 58.1-3506(A)(14) of the Code of Virginia, shall be taxed for calendar year 2019, the tax per \$100 of assessed valuation, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.01		\$ 0.010
Fairfield	0.01		0.010
Three Chopt	0.01		0.010
Tuckahoe	0.01		0.010
Varina	0.01		0.010
Sanitary #2	0.01	\$ 0.001	0.011
Sanitary #3	0.01	0.001	0.011
Sanitary #3.1	0.01	0.001	0.011
Sanitary #12	0.01	0.001	0.011
Sanitary #23	0.01	0.001	0.011



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

Agenda Item No. 102-19
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Agenda Title

RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2019

- (6) All computer equipment and peripherals used in a data center, classified by Section 58.1-3506(A)(43) of the Code of Virginia, shall be taxed for calendar year 2019, the tax per \$100 of assessed valuation, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.40		\$ 0.400
Fairfield	0.40		0.400
Three Chopt	0.40		0.400
Tuckahoe	0.40		0.400
Varina	0.40		0.400
Sanitary #2	0.40	\$ 0.001	0.401
Sanitary #3	0.40	0.001	0.401
Sanitary #3.1	0.40	0.001	0.401
Sanitary #12	0.40	0.001	0.401
Sanitary #23	0.40	0.001	0.401

- (7) All machinery and tools, classified by Sections 58.1-3507, 58.1-3508, 58.1-3508.2, 58.1-3508.3, 58.1-3508.4, 58.1-3508.5, and 58.1-3508.6 of the Code of Virginia, and all machinery and tools used in semiconductor manufacturing, classified by Section 58.1-3508.1 of the Code of Virginia, shall be taxed for calendar year 2019, the tax per \$100 of assessed valuation, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.30		\$ 0.300
Fairfield	0.30		0.300
Three Chopt	0.30		0.300
Tuckahoe	0.30		0.300
Varina	0.30		0.300
Sanitary #2	0.30	\$ 0.001	0.301
Sanitary #3	0.30	0.001	0.301
Sanitary #3.1	0.30	0.001	0.301
Sanitary #12	0.30	0.001	0.301
Sanitary #23	0.30	0.001	0.301



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

Agenda Item No. 102-19
Page No. 6 of 7

Agenda Title

RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2019

- (8) All tangible personal property used in a research and development business, classified by Section 58.1-3506(A)(7) of the Code of Virginia, certain generating equipment purchased after December 31, 1974, for the purpose of changing the energy source of a manufacturing plant to achieve more efficient use of any energy source, classified by Section 58.1-3506(A)(9) of the Code of Virginia, certain property used in manufacturing, testing, or operating satellites, classified by Section 58.1-3506(A)(21) of the Code of Virginia, and certain motor vehicles, trailers, and semitrailers used to transport property for hire by a motor carrier engaged in interstate commerce, classified by Section 58.1-3506(A)(25) of the Code of Virginia, shall be taxed for calendar year 2019, the tax per \$100 of assessed valuation at a rate equal to that applicable to machinery and tools, classified by Section 58.1-3507 of the Code of Virginia, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.30		\$ 0.300
Fairfield	0.30		0.300
Three Chopt	0.30		0.300
Tuckahoe	0.30		0.300
Varina	0.30		0.300
Sanitary #2	0.30	\$ 0.001	0.301
Sanitary #3	0.30	0.001	0.301
Sanitary #3.1	0.30	0.001	0.301
Sanitary #12	0.30	0.001	0.301
Sanitary #23	0.30	0.001	0.301

The Board certifies that notice of the rates of levy as set forth in the foregoing order was duly advertised according to law.

- (9) For calendar year 2019, the tax levied on tangible personal property, aircraft, manufactured homes, qualifying vehicles owned or leased by members of a volunteer rescue squad or volunteer fire department, disabled veterans' vehicles, motor vehicles specially equipped to provide transportation for physically handicapped individuals, computer equipment and peripherals used in a data center, machinery and tools, and machinery and tools used in semiconductor manufacturing, shall be due and payable in two equal installments, the first installment being due and payable on June 5, 2019, and the second installment being due and payable on December 5, 2019.



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

Agenda Item No. 102-19
Page No. 7 of 7

Agenda Title

RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2019

- (10) Pursuant to Section 58.1-3001 of the Code of Virginia, if any taxpayer owns tangible personal property of such small value that the local levies thereon for the year result in a tax of less than \$15, such property may be omitted from the personal property book and no assessment made thereon.
- (11) The revenue from such taxes, when and if appropriated by the Board, shall be used to defray the County charges and expenses and all necessary obligations incident to, or arising from, the execution of the lawful authority of the Board.

COMMENTS: This resolution should be considered on April 23, 2019, to comply with Virginia Code Section 15.2-2503, "The governing body shall approve the budget and fix a tax rate for the budget year no later than the date on which the fiscal year begins." For practical purposes in mailing tax bills and to fulfill the requirements of Virginia Code Section 22.1-93, "Approval of annual budget for school purposes," the rate should be fixed prior to May 15, 2019. The Director of Finance recommends approval of this Board paper, and the County Manager concurs.



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

Agenda Item No. 103-19
Page No. 1 of 1

Agenda Title: ORDINANCE – See attached

For Clerk's Use Only: Date: <u>4/23/2019</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>Schmitt</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____ REMARKS: APPROVED	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th>YES</th> <th>NO</th> <th>OTHER</th> </tr> </thead> <tbody> <tr> <td>Branin, T.</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Nelson, T.</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Schmitt, D.</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><u>absent</u></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"/>	Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>
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Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>																							

After a duly advertised public hearing, the Board of Supervisors of Henrico County adopted the attached ordinance.

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

By Agency Head Ned Smith By County Manager Phil D. Smith

Routing:
Yellow to: _____
Copy to: _____

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

Date: _____

BLACKLINE

ORDINANCE – To Amend and Reordain the Following Sections of the Code of the County of Henrico Titled:

20-414	“Enumerated; amount of license tax”
20-416	“Scientific research and development services”
20-446	“Enumerated; amount of license tax”
20-475	“Enumerated; amount of tax”
20-506	“Tax on owners and operators”
20-507	“Tax on promoters generally”
20-509	“Tax on promoters of athletic contests or races”
20-531	“Levy of tax; amount”
20-559	“Amount of tax”
20-560	“Speculative builders”
20-600	“Hotels”
20-601	“Restaurants, soda fountains and similar businesses”
20-624	“Small loan companies”
20-625	“Persons other than small loan companies lending money for purchase of chattels secured by liens; purchasers of conditional sales contracts”
20-626	“Other moneylenders”
20-627	“Persons making first mortgage loans or purchasing mortgage notes”
20-648	“Amount of tax”
20-650	“Commission merchants”
20-691	“License required; tax basis”
20-692	“Amount of tax”
20-793	“Term defined; amount of tax”
20-818	“Amount of tax on persons furnishing water”
20-819	“Amount of tax on persons furnishing heat, light and power, and gas”
and	
20-821	“Amount of tax for telephone and telegraph businesses”

to Raise the Threshold and Deduction for Business License Taxes from \$300,000 to \$400,000.

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

1. That Section 20-414 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-414. Enumerated; amount of license tax.

- (a) Every person engaged in one or more of the following businesses and having a definite place of business in the county, provided that the gross receipts of the business exceed ~~\$300,000.00~~ **\$400,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ **\$400,000.00**.

Accountant (other than certified public accountant).
Administration and management of health care plans.
Adult educational services, except those provided by religious or nonprofit organizations.
Appraiser or evaluator of personal property or damages to personal property.
Appraiser or evaluator of real estate for others for compensation.
Arboriculturist or pruner of trees and shrubs.
Assayer.
Auctioneer.
Auditing company or firm.
Blueprinter.
Bookkeeper, public.
Botanist.
Business management.
Claims adjustor.
Collection agent or agency.
Commercial artist.
Common crier.
Computer consultant or programmer.
Conductor of seminars.
Consulting or consultant service.
Custom house broker or freight forwarder.
Draftsman.
Ecologist.
Erection or improvement of buildings, furnisher of plans or specifications for or persons employed in consulting capacity in connection with architect.
Interpreter.
Investment broker, consultant or advisor.
Lumber measurer.
Manufacturer's agent.
Marriage or business counselor.
Merchandise broker.
Paralegal or legal assistant.
Photostater.
Public relations counselor and furnisher of publicity.
Recorder of proceedings in any court, commission or organization.
Recorder of securities transactions.
Sales agent or agency.
Security broker, dealer.
Sign painter or service.

Social counselor.
Speech therapist.
Tax return preparer or tax consultant.
Taxidermist.
Technician, including dental or medical.
Telecommunications services, including, but not limited to, telephone and cellular mobile radio communication services, provided by persons not subject to tax under section 20-821.
Title abstract or guaranty.

- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

2. That Section 20-416 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-416. Scientific research and development services.

- (a) Every person engaged in the business of furnishing scientific research and development services and having a definite place of business in the county, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ \$400,000.00.

- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

3. That Section 20-446 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-446. Enumerated; amount of license tax.

- (a) Every person engaged in one or more of the following businesses and having a definite place of business in the county, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ \$400,000.00.

Abattoir.
Airport.
Addressing letters or envelopes.
Advertising.
Advertising agents and agency.
Agent finding tenants for and renting single rooms.
Ambulance service.

Analytical laboratory.
Artist, literary, craft and other creative productions.
Artist's representative.
Awnings: erecting, installing, storing or taking down.
Barbershop.
Baths: Turkish, Roman or other like bath or bath parlor.
Beauty parlor.
Billiard, pool or bagatelle parlor.
Blacksmith shop.
Blood or other body fluids: withdrawing, processing, storage.
Boat landing or boat basin.
Bodies, preparing for burial.
Boiler shop and machine shop.
Booking agent.
Bottle exchange.
Bounty hunter.
Bowling alley.
Burglar alarms, servicing.
Business research service.
Canvasser.
Caterer.
Cemetery.
Chartered club.
Check cashing or currency exchange services.
Chicken hatchery.
Cleaning: chimneys; clothes, hats, carpets or rugs; outside of buildings; furnaces; diapers and infants' underwear; linens, coats and aprons; windows; towels; work clothes; houses.
Clerical help, labor or employment.
Coin-operated machine services, excluding coin machine operators and pay telephones.
Computer information on-line services.
Concert manager.
Correspondent establishment or bureau.
Credit bureau.
Data processing services.
Demineralization of water.
Detective services.
Detoxification of chemicals.
Dietician.
Domestic help, labor or employment.
Duplicating services.
Dyeing clothes, hats, carpets or rugs.
Electrologist.
Embalmer.
Employment agency and staffing firm.

Engineering laboratory.
Environmental cleanup and related services.
Escort or dating service.
Films, leasing to others for compensation.
Frozen food locker plant.
Fumigation or disinfection of rats, termites, vermin or insects of any kind.
Funerals, conducting.
Garbage, trash or refuse collection service.
Gardener.
Golf course: miniature; driving range; open to public.
Hairdressing establishment.
Horses and mules: exhibiting trained and educated horses; boarding or keeping; renting.
Impoundment lot.
Interior decorator.
Janitorial service.
Kennel or small animal hospital.
Laundry.
Lawn maintenance.
Letter writing.
Locating of apartments, rooms or other living quarters.
Lock repairing.
Locksmith.
Mailing services.
Manicurist.
Massage practitioner.
Masseur.
Messenger service, except telephone or telegraph messenger service.
Mimeographing.
Monogramming.
Motion picture theater.
Motor vehicles: cleaning, greasing, polishing, oiling, repairing, towing, washing, vulcanizing, electrical and battery repair work.
Motor vehicles for hire and transportation of passengers, chauffeured.
Multigraphing.
Nursing homes and personal care facilities, including assisted living.
Nursing services, including nurses, nursing assistants and personal care providers.
Packaging services.
Packing, crating, shipping, hauling or moving goods or chattels for others.
Parking lot for storage of or parking of motor vehicles.
Personnel agency.
Pet sitter.
Photographer.
Photographic film processing and development.
Picture framing or gilding.
Plating or coating metals or other materials.

Polygraphic services.
Press clipping service.
Pressing clothes, hats, carpets or rugs.
Protective agents or agencies.
Public address system.
Public skating rink.
Publisher of county or city directory.
Real estate broker.
Reducing salon or health club.
Registries: physicians' or nurses'.
Renting airplanes.
Renting any kind of tangible personal property, except a person engaged in a short-term rental business subject to tax under article X of this chapter.
Renting or furnishing automatic washing machines.
Repair, renovating or servicing the following: bicycles; radios and television apparatus; electric refrigerators; pianos; pipe organs or other musical instruments; fire extinguishers; road construction machinery; road repair machinery; farm machinery; industrial or commercial machinery; business office machinery or appliances; household appliances; shoes; watches; jewelry; umbrellas; harnesses; leather goods or shoes; guns; window shades; dolls; cameras; toys; fountain pens; pencils; Kodaks; lawn mowers; mattresses or pillows; mirrors; electric motors; scales; saws or tools; rewinding electric apparatus; furniture; clothing or hosiery; septic tanks or systems; hats; carpets; rugs; repairing, servicing or renovating any other article not mentioned.
Scalp treating establishment.
Seamstress or tailor.
Sewage collection and disposal.
Sponging clothes, hats, carpets or rugs.
Spotting clothes, hats, carpets or rugs.
Statistical or actuarial service.
Stevedoring.
Survey taker.
Telephone answering or sanitizing service.
Telephone wiring or installation.
Tennis court.
Theater.
Ticket, transportation, travel and tour agents or brokers.
Title search.
Typesetting.
Undertaker.
Warehouse for storage of merchandise, tobacco, furniture, or other goods, wares or materials; cold storage warehouses; warehouse for icing or precooling goods, wares or merchandise.
Wheelwright shop.
Window dresser.

- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.
4. That Section 20-475 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-475. Enumerated; amount of tax.

- (a) Every person engaged in one or more of the following businesses or professions and having a definite place of business in the county, provided that the gross receipts of the business or profession exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ \$400,000.00.

Architect.
Attorney at law.
Ceramic engineer.
Certified public accountant.
Chemical engineer.
Chemist.
Chiropodist.
Chiropractor.
Civil engineer.
Coal mining engineer.
Consulting engineer.
Contracting engineer.
Dentist.
Doctor of medicine.
Electrical engineer.
Heating and ventilating engineer.
Highway engineer.
Homeopath.
Industrial engineer.
Landscape architect.
Mechanical engineer.
Metallurgist.
Mining engineer.
Naturopathist (naturopath).
Optometrist.
Osteopath.
Patent attorney or agent.
Physician.
Physician services, chiropodist services, chiropractor services, dentist services, doctor of medicine services, homeopath services, naturopath services, optometrist services, osteopath services, physiotherapist services, podiatrist services,

psychologist services, radiologist services or surgeon services provided by a health maintenance organization.

Physician's services provided by a nonprofessional corporation.

Physiotherapist.

Podiatrist.

Professional engineer.

Psychiatrist.

Psychologist.

Radio engineer.

Radiologist.

Railway engineer.

Refrigerating engineer.

Sanitary engineer.

Stream power engineer.

Structural engineer.

Surgeon.

Surveyor.

Veterinarian.

- (b) If the gross receipts of the business are ~~\$300,000.00~~ **\$400,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

5. That Section 20-506 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-506. Tax on owners and operators.

- (a) Every person owning and operating an amusement park, garden, athletic field or park, coliseum and auditorium devoted to general amusement and entertainment which is open to the public and where admission charges are made and where a professional basketball, baseball or football game is conducted or where a motion picture, ballet, play, drama, lecture, monologue, comedy, musical review, musical show or concert is exhibited or conducted, or where an instrumental or vocal concert or concert presenting both instrumental and vocal music is conducted by another or others, or where there is presented or conducted a public show, exhibition or performance of any kind, or where there is operated an aggregation of Ferris wheels, toboggan ring or cane games, baby, knife or cane racks, shooting galleries, merry-go-rounds, hobbyhorses or carousels or where dancing is permitted, to which an admission fee is charged or for which compensation is in any manner received either directly or indirectly for the privilege of dancing, provided that the gross receipts of the business exceed ~~\$300,000.00~~ **\$400,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ **\$400,000.00**.
- (b) If the gross receipts of the business are ~~\$300,000.00~~ **\$400,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

6. That Section 20-507 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-507. Tax on promoters generally.

- (a) Every person presenting a motion picture, ballet, drama, lecture, monologue, comedy, musical review, musical show or concert, or an instrumental or vocal concert or a concert of both instrumental and vocal music, or presenting a public show, exhibition or performance of any kind, or operating a merry-go-round, hobbyhorse, carousel or the like, or conducting a public dance, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ \$400,000.00.
- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

7. That Section 20-509 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-509. Tax on promoters of athletic contests or races.

- (a) Every person presenting a professional basketball, baseball, football, wrestling or boxing match or similar competitive athletic performance, or presenting an automobile, horse, dog or animal race or automobile driving contest or stock race, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ \$400,000.00.
- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

8. That Section 20-531 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-531. Levy of tax; amount.

- (a) Every person who engages in the business of entering or offering to enter into bonds for others for compensation, whether as a principal or surety, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ \$400,000.00.

- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

9. That Section 20-559 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-559. Amount of tax.

- (a) Every contractor, for the privilege of transacting business in the county, including the performance in the county of a contract accepted outside the county, provided that the gross fees or gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax as follows:

(1) A fee contractor shall pay the greater of \$30.00 or 1.50 percent of the difference between the gross amount of all fees received from contracts accepted on a fee basis and ~~\$300,000.00~~ \$400,000.00; and

(2) A contractor other than a fee contractor shall pay the greater of \$30.00 or 0.15 percent of the difference between the gross receipts from all contracts accepted on a basis other than a fee basis and ~~\$300,000.00~~ \$400,000.00.

- (b) If the gross amount of all fees received from contracts accepted on a fee basis or the gross receipts from all contracts accepted on a basis other than a fee basis is ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

10. That Section 20-560 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-560. Speculative Builders.

- (a) Every person engaged in the business of erecting a building for the purpose of selling or renting it and making no contract with a duly licensed contractor for the erection of such building, whether or not such person contracts with one or more duly licensed contractors for one or more portions, but does not contract with any one person for all of the work of erecting any one of such buildings, shall be deemed to be a speculative builder and for the privilege of transacting business in this county, provided that the total costs of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.15 percent of the difference between the entire cost (both hard and soft) of erecting the building, exclusive of the value of the land, but including the cost of off-site improvements (namely, water systems, sanitary sewerage systems, storm drainage systems and road, curb and gutter improvements) and ~~\$300,000.00~~ \$400,000.00.

- (b) If the entire costs of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

11. That Section 20-600 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-600. Hotels.

. . . .

- (b) *Levy; amount of tax.* Every person operating a hotel, as defined in the preceding section, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay an annual license tax equal to the greater of \$30.00 or 0.20 percent of the difference between gross receipts of the business, except receipts from the cost of telephone service and use, and except rent from stores or other space operated independently on ground level with an outside entrance, and ~~\$300,000.00~~ \$400,000.00.
- (c) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

12. That Section 20-601 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-601. Restaurants, soda fountains and similar businesses.

- (a) Every person engaged in the business of operating an eating house, lunchstand, lunchroom, restaurant or soda fountain, or who shall sell, offer for sale, cook or otherwise furnish for compensation, diet, food or refreshments of any kind, at his house or place of business, for consumption therein, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax therefor equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ \$400,000.00.
- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

13. That Section 20-624 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-624. Small loan companies.

- (a) Every person licensed pursuant to Code of Virginia, title 6.2, ch. 15 (Code of Virginia, § 6.2-1500 et seq.), provided that the gross receipts of the business exceed ~~\$300,000.00~~ **\$400,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business, excluding repayments of principal, and ~~\$300,000.00~~ **\$400,000.00**. In no event, however, shall the tax calculated as 0.20 percent, as stated in this subdivision, exceed \$90,000.00.
- (b) If the gross receipts of the business, excluding repayments of principal, are ~~\$300,000.00~~ **\$400,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

14. That Section 20-625 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-625. Persons other than small loan companies lending money for purchase of chattels secured by liens; purchasers of conditional sale contracts.

- (a) Every person, other than a person licensed pursuant to Code of Virginia, title 6.2, ch. 15 (Code of Virginia, § 6.2-1500 et seq.), engaged in the business of lending money to others for the purchase of motor vehicles, refrigerators, radios, oil or gas burners, electrical appliances, household furniture or equipment, or any other goods or chattels, whether new or used, secured by a lien on such goods or chattels, or paying the purchase price of any goods or chattels for the buyer and securing the sum so paid by a lien on the goods or chattels, or, by the purchase from a dealer of conditional sales contracts or chattels, mortgages, and the notes or other obligations, if any, secured thereby, or in any other manner or by any other method financing in whole or in part, the purchase of such goods or chattels by or for others; and every person, other than a person licensed pursuant to Code of Virginia, title 6.2, ch. 15 (Code of Virginia, § 6.2-1500 et seq.), engaged in the business of lending money to others, secured by lien on such goods or chattels, whether for the purchase thereof or not, provided that the gross receipts of the business exceed ~~\$300,000.00~~ **\$400,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business, excluding repayments of principal, and ~~\$300,000.00~~ **\$400,000.00**. In no event, however, shall the tax calculated under the provision of the previous sentence as 0.20 percent exceed \$90,000.00.
- (b) If the gross receipts of the business, excluding repayments of principal, are ~~\$300,000.00~~ **\$400,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

15. That Section 20-626 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-626. Other moneylenders.

- (a) Every person, except those engaged in first mortgage loans and first mortgage note purchasing, conducting or engaging in any of the following money lending or note purchasing occupations, businesses or trades, namely: an industrial loan company, loan or mortgage company, insurance premium finance company, pawnshop or pawnbroker, a factor, a buyer of promissory notes, deed of trust notes or installment loan agreements, provided that the gross receipts of the business exceed ~~\$300,000.00~~ **\$400,000.00**, shall pay for the privilege an annual license tax therefor equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ **\$400,000.00**. In no event, however, shall the tax calculated under the provision of the previous sentence as 0.20 percent exceed \$90,000.00.
- (b) If the gross receipts of the business are ~~\$300,000.00~~ **\$400,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

16. That Section 20-627 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-627. Persons making first mortgage loans or purchasing mortgage notes.

- (a) Every person conducting or engaging in a first mortgage money lending or first mortgage note purchasing occupation, business or trade, provided that the gross receipts of the business exceed ~~\$300,000.00~~ **\$400,000.00**, shall pay for the privilege an annual license tax therefor equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ **\$400,000.00**. In no event, however, shall the tax calculated under the provision of the previous sentence as 0.20 percent exceed \$90,000.00.
- (b) If the gross receipts of the business are ~~\$300,000.00~~ **\$400,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

17. That Section 20-648 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-648. Amount of tax.

- (a) Every person engaged in the business of a retail merchant, provided that the gross receipts of the business exceed ~~\$300,000.00~~ **\$400,000.00**, shall pay a license tax

equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$300,000.00~~ \$400,000.00.

- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

18. That Section 20-650 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-650. Commission merchants.

- (a) For purposes of this article, the term "commission merchant" shall mean any person engaged in the business of selling merchandise on commission by sample, circular, or catalogue for a regularly established retailer, who has no stock or inventory under his control other than floor samples held for demonstration or sale and owned by the principal retailer. A commission merchant shall be taxed on commission income and shall not be subject to tax on total gross receipts from such sales. Every person engaged in the business of a commission merchant, provided that the gross commissions of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross commissions of the business and ~~\$300,000.00~~ \$400,000.00.

- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

19. That Section 20-691 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-691. License required; tax basis.

- (a) Provided that the total amount of purchases of the business exceed ~~\$300,000.00~~ \$400,000.00 every person engaged in the business of a wholesale merchant shall obtain a license for the privilege of doing business in the county and shall pay a license tax therefor to be measured by the amount of purchases made by him during the next preceding license year.

- (b) If the purchases of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

20. That Section 20-692 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-692. Amount of tax.

. . . .

- (b) Each wholesale merchant shall receive a deduction of ~~\$300,000.00~~ \$400,000.00 from purchases prior to determining his tax liability.

21. That Section 20-793 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-793. Term defined; amount of tax.

. . . .

- (b) Every coin-machine operator shall pay a license tax equal to \$200.00 plus 0.20 percent of the difference between the gross receipts received by the operator from coin machines or devices operated within the county and ~~\$300,000.00~~ \$400,000.00.

22. That Section 20-818 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-818. Amount of tax on persons furnishing water.

- (a) Every person engaged in the business of furnishing water, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay for the privilege an annual license tax equal to 0.50 percent of the difference between the gross receipts of the business accruing to such person from sales to the ultimate consumer in the county and ~~\$300,000.00~~ \$400,000.00.
- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

23. That Section 20-819 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-819. Amount of tax on persons furnishing heat, light and power, and gas.

- (a) Every person engaged in the business of furnishing heat, light and power, and gas for domestic, commercial and industrial consumption in the county, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay for the privilege an annual license tax equal to 0.50 percent of the difference between the gross receipts of the business accruing to such person from sales to the ultimate consumer in the county and ~~\$300,000.00~~ \$400,000.00.
- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

24. That Section 20-821 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-821. Amount of tax for telephone and telegraph businesses.

- (a) Any person engaged in the business of providing telephone service, including cellular mobile radio communications services, or telegraph service in the county, provided that the gross receipts of the business exceed ~~\$300,000.00~~ \$400,000.00, shall pay a license tax equal to 0.50 percent of the difference between the gross receipts of the business accruing to such person from sales to the ultimate consumer in the county and ~~\$300,000.00~~ \$400,000.00.
- (b) If the gross receipts of the business are ~~\$300,000.00~~ \$400,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

25. That this ordinance shall be in full force and effect on and after January 1, 2020.

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



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 104-19
Page No. 1 of 1

Agenda Title: **ORDINANCE — To Amend and Reordain Subsection (a) of Section 23-361 Titled “Water service and volume charges,” and Subsection (a) of Section 23-362 Titled “Sewer service charges and rates” of the Code of the County of Henrico, to Change Utility Charges**

For Clerk's Use Only: Date: <u>4/23/2019</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: APPROVED	YES NO OTHER Branin, T. <input checked="" type="checkbox"/> _____ Nelson, T. <input checked="" type="checkbox"/> _____ O'Bannon, P. <input checked="" type="checkbox"/> _____ Schmitt, D. <input checked="" type="checkbox"/> _____ Thornton, F. _____ <u>absent</u>
---	--	---

After a duly advertised public hearing, the Board of Supervisors approved the attached ordinance.

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

By Agency Head [Signature]

By County Manager [Signature]

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

ORDINANCE — To Amend and Reordain Subsection (a) of Section 23-361 Titled "Water service and volume charges," and Subsection (a) of Section 23-362 Titled "Sewer service charges and rates" of the Code of the County of Henrico, to Change Utility Charges

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

1. That Subsection (a) of Section 23-361 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 23-361. Water service and volume charges.

- (a) *Amount of charges.* The charges for water service shall consist of a service charge and a volume charge, as follows:

- (1) *Service charge.* All users billed bimonthly shall pay the following charge. Users billed monthly shall pay one-half of this charge.

a. Connected Users:

<i>Meter Size (Inches)</i>	<i>Bimonthly</i>	
5/8 or 3/4	\$14.90	<u>\$15.65</u>
1	35.20	<u>36.95</u>
1½	64.75	<u>68.00</u>
2	99.45	<u>104.40</u>
3	163.95	<u>172.15</u>
4	263.40	<u>276.55</u>
6	509.10	<u>534.55</u>
8	1,018.90	<u>1,069.85</u>
10	1,018.90	<u>1,069.85</u>

- b. Single-family residential users with fire sprinkler system, five-eighths-inch, three-fourths-inch or one-inch meter: ~~\$14.90~~ **\$15.65**
- c. Not connected, single-family and multi-family residential users, per single-family residential unit: ~~\$14.90~~ **\$15.65**
- d. When there is a backup service connection, the owner shall pay the amount of the service charge in subsection (a) for both the regular service connection and the backup service connection.

- (2) *Volume charge.* In addition to the service charges, the following volume charges shall apply to all water delivered:

<i>Consumption Block Hundred Cubic Feet</i>			<i>Volume Charge</i>	
	<i>Monthly</i>	<i>Bimonthly</i>	<i>Per 100 Cubic Feet</i>	
First	5,000	10,000	\$3.42	<u>\$3.59</u>
Next	35,000	70,000	2.33	<u>2.45</u>
Over	40,000	80,000	4.68	<u>1.76</u>

For single-family residential customers using six CCF or less bimonthly, the volume charge shall be ~~\$2.43~~ **\$2.24** per CCF.

• • • •

2. That Subsection (a) of Section 23-362 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 23-362. Sewer service charges and rates.

- (a) *Amount of charges.* The charges for sewer service shall consist of a service charge and a volume charge, as follows:

- (1) *Service charge.* All users billed bimonthly for water service shall pay the following charge based on the size of the water meter which serves or the size of the water meter which would serve the premises if one were installed. Users billed monthly shall pay one-half of this charge.

- a. Connected users:

<i>Meter Size (Inches)</i>	<i>Bimonthly Charge</i>	
5/8 or 3/4	\$30.05	<u>\$31.55</u>
1	49.70	<u>52.20</u>
1½	72.85	<u>76.50</u>
2	105.20	<u>110.45</u>
3	178.00	<u>186.90</u>
4	281.45	<u>295.50</u>
6	560.35	<u>588.35</u>
8	959.25	<u>1,007.20</u>
10	959.25	<u>1,007.20</u>

- b. Single-family residential users with fire sprinkler system, five-eighths-inch, three-fourths-inch or one-inch meter: ~~\$30.05~~ **\$31.55**.

- c. Not connected, single-family and multi-family residential users, per single-family residential unit: ~~\$30.05~~ **\$31.55**.
- d. Connected and not metered single-family and multi-family residential users, per single-family residential unit: ~~\$78.95~~ **\$82.90**.

(2) *Volume charge.*

- a. In addition to the service charges, the following volume charges shall apply to all water delivered:

<i>Consumption Block Hundred Cubic Feet</i>			<i>Volume Charge</i>	
	<i>Monthly</i>	<i>Bimonthly</i>	<i>Per Hundred Cubic Feet</i>	
First	5,000	10,000	\$3.63	<u>\$3.81</u>
Next	35,000	70,000	2.59	<u>2.72</u>
Over	40,000	80,000	2.33	<u>2.45</u>

- b. For single-family residential customers using six CCF or less bimonthly, the volume charge shall be ~~\$2.22~~ **\$2.33** per CCF.
- c. For residential units receiving water service from the county, other than multifamily, bimonthly sewer volume charges shall be based on the lesser of actual usage or usage determined from the first meter reading cycle of the calendar year. For residential units receiving water service from the City of Richmond, other than multifamily, bimonthly sewer volume charges shall be based on usage determined from the first meter reading cycle of the calendar year. For the purpose of this subsection, if the first reading is estimated as provided in section 23-205 or if the user joins the system after the first reading cycle, or an allowance is made for an underground leak during the first billing cycle, billing shall not exceed charges for 44 10 CCF.

• • • •

- 3. That this ordinance shall be in full force and effect from and after July 1, 2019, as provided by law and the following provisions:

Charges set forth in Sections 23-361 and 23-362 shall be pro-rated to apply the old and new charges to that proportion of water supplied and/or sewage collected prior to and after the effective date of the new rates. Calculation of such pro-rated charges shall be computed based on average daily use of service supplied.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 105-19

Page No. 1 of 2

Agenda Title: **ORDINANCE — Vacation of Building Line — Belle Air Subdivision — Brookland District**

For Clerk's Use Only:

Date: 4/23/2019

☒ Approved

☐ Denied

☐ Amended

☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Schmitt Seconded by (1) Branin
(2) _____ (2) _____

REMARKS:

APPROVED

YES NO OTHER

Branin, T. ☒ ☐ ☐

Nelson, T. ☒ ☐ ☐

O'Bannon, P. ☒ ☐ ☐

Schmitt, D. ☒ ☐ ☐

Thornton, F. ☐ ☐ about

WHEREAS, the owners of Lot 8, Block C of Belle Air subdivision, Michael Aronowitz and Devorah Aronowitz, have requested that the County vacate the 35' front building line across their property; and,

WHEREAS, the plat is recorded in the Clerk's Office of the Circuit Court of Henrico County ("Clerk's Office") in Plat Book 26, page 171; and,

WHEREAS, this Ordinance was advertised pursuant to Va. Code § 15.2-2204, and the Board held a public hearing on April 23, 2019; and,

WHEREAS, it appears to the Board that no owner of any lot shown on the plat will be irreparably damaged by this vacation.

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

(1) the 35' front building line across Lot 8, Block C of Belle Air subdivision that is highlighted in yellow on Exhibit A is vacated in accordance with Va. Code § 15.2-2272(2);

(2) this Ordinance shall become effective 30 days after its passage as provided by law;

By Agency Head Steve Davis

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. 10519

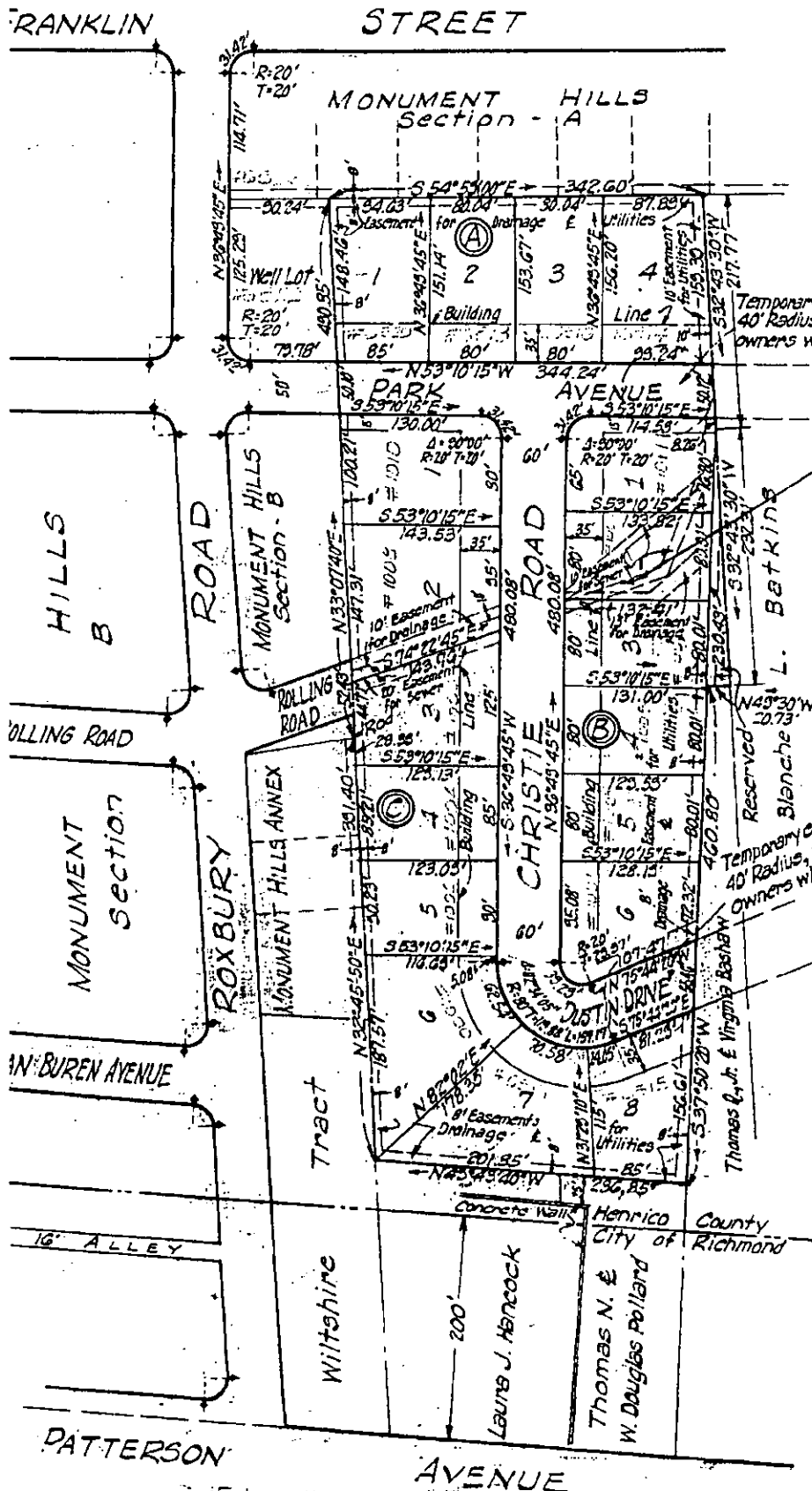
Page No. 2 of 2

Agenda Title: **ORDINANCE — Vacation of Building Line — Belle Air Subdivision —
Brookland District**

- (3) the Clerk of the Circuit Court of Henrico County (the "Clerk") is authorized, upon receipt of payment therefor, to record a certified copy of this Ordinance in the Clerk's Office after the expiration of 30 days from its passage, provided no appeal has been taken to the Circuit Court;
- (4) the Clerk is further authorized to index the Ordinance on the grantor and grantee sides of the general index to deeds in the names of MICHAEL ARONOWITZ and DEVORAH ARONOWITZ, or their successors or assigns; and,
- (5) the Clerk shall note this vacation as provided in Va. Code § 15.2-2276.

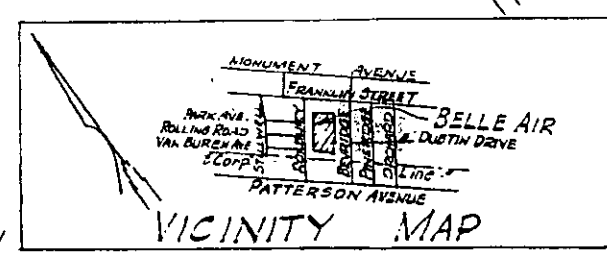
Comments: The Real Property Department has processed the requested vacation through the Departments of Planning, Public Utilities, and Public Works without objection.

EXHIBIT A
EXCERPT OF BELLE AIR SUBDIVISION



94-BI-31
Menidian of the City of the Plate Coordinate System

VACATED BY THE B.O.F.S. ON
12/13/89 O.B. 2225 PG. 362



APPROVED
JUL 26 1956
By: *Earland A. Wood*
CITY PLANNING COMMISSION

Approved by the
CITY PLANNING COMMISSION
MAY 16 1956
Earland A. Wood
City Planner

NOTE:
Use: Residential
Sewage Disposal: City & County Sewer System
Water Supply: County Water

BELLE AIR
TUCKAHOE DISTRICT
HENRICO COUNTY, VIRGINIA
May 15, 1956 Scale: 1"=1/4"

LaPrade Bros.
Civil Engineers
Richmond, Va.
FILE: 31

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

Page No. 1 of 8
Agenda Item No. 90-19

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2019-20 and Allocation of Car Tax Relief for Tax Year 2019**

For Clerk's Use Only:

Date: 4/13/19

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

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"/>
Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>

WHEREAS, the Board of Supervisors of the County of Henrico, Virginia, held an advertised public hearing at 6:00 p.m., on April 9, 2019, to consider the proposed Operating and Capital Annual Fiscal Plans for fiscal year 2019-20; and,

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

NOW, THEREFORE, BE IT RESOLVED that the proposed Operating and Capital Annual Fiscal Plans for fiscal year 2019-20 are hereby approved for informative and fiscal planning purposes only.

OPERATING ANNUAL FISCAL PLAN
ESTIMATED OPERATING RESOURCES

01- GENERAL FUND:

	<u>Manager Proposed</u>	<u>Board Approved</u>
51/01 - General Property Taxes	\$ 487,345,000	\$ 487,345,000
02 - Other Local Taxes	168,560,000	168,560,000
03 - Permits, Fees, & Licenses	5,275,800	5,275,800
04 - Fines & Forfeitures	2,085,000	2,085,000
05 - Use of Money & Property	8,207,700	8,207,700
06 - Charges for Services	4,077,800	4,077,800
07 - Miscellaneous	7,163,500	7,163,500
08 - Recovered Costs	4,011,000	4,011,000
Total from Local Sources	\$ 686,725,800	\$ 686,725,800
52/02 - Non-Categorical Aid	\$ 16,207,000	\$ 16,207,000
03 - Shared Expenses	18,600,000	18,600,000
04 - Categorical Aid	339,438,000	339,438,000
Total from State	\$ 374,245,000	\$ 374,245,000

By Agency Head

Edward M. Smith

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**

Page No.2 of 8
Agenda Item No. 96-19

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2019-20 and Allocation of Car Tax Relief for Tax Year 2019**

53/03 - Categorical Aid - Total Federal	\$ 360,000	\$ 360,000
GENERAL FUND REVENUE	\$ 1,061,330,800	\$ 1,061,330,800
60/01 - Operating Transfers	\$ (205,105,813)	\$ (205,105,813)
62/01 - From (To) Fund Balance	62,431,140	62,431,140
GENERAL FUND RESOURCES	\$ 918,656,127	\$ 918,656,127
<u>11 - SPECIAL REVENUE FUND:</u>		
51/03 - Permits, Fees, & Licenses	\$ 1,039,112	\$ 1,039,112
04 - Fines & Forfeitures	283,360	283,360
05 - Use of Money & Property	132,842	132,842
06 - Charges for Services	30,626,713	30,626,713
07 - Miscellaneous	2,762,005	2,762,005
08 - Recovered Costs	587,349	587,349
Total from Local Sources	\$ 35,431,381	\$ 35,431,381
52/02 - Non-Categorical Aid	\$ 3,398,928	\$ 3,398,928
04 - Categorical Aid	41,544,319	41,544,319
Total from State	\$ 44,943,247	\$ 44,943,247
53/03 - Categorical Aid - Total Federal	\$ 64,072,481	\$ 64,072,481
SPECIAL REVENUE FUND REVENUE	\$ 144,447,109	\$ 144,447,109
60/01 - Operating Transfers	\$ 32,629,985	\$ 32,629,985
62/01 - From (To) Fund Balance	440,574	440,574
SPECIAL REVENUE FUND RESOURCES	\$ 177,517,668	\$ 177,517,668
<u>51 - WATER AND SEWER ENTERPRISE FUND:</u>		
51/04 - Fines & Forfeitures	\$ 159,485	\$ 159,485
51/06 - Charges for Services	\$ 130,316,701	\$ 130,316,701
07 - Miscellaneous	1,300,000	1,300,000
W&S ENTERPRISE FUND REVENUE	\$ 131,776,186	\$ 131,776,186
60/01 - Operating Transfers	\$ 1,928,921	\$ 1,928,921
62/01 - From (To) Retained Earnings	(37,019,846)	(37,019,846)
W&S ENTERPRISE FUND RESOURCES	\$ 96,685,261	\$ 96,685,261
<u>52 - BELMONT GOLF COURSE ENTERPRISE FUND:</u>		
51/06 - Charges for Services	\$ 1,160,388	\$ 1,160,388
BELMONT ENTERPRISE FUND RESOURCES	\$ 1,160,388	\$ 1,160,388

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

Page No.3 of 8
Agenda Item No. 90-19

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2019-20 and Allocation of Car Tax Relief for Tax Year 2019**

61 – CENTRAL AUTO MAINTENANCE (C.A.M.) FUND:

51/05 - Use of Money & Property	\$ 300,000	\$ 300,000
08 - Recovered Costs	21,675,561	21,675,561
C.A.M. FUND REVENUES	<u>\$ 21,975,561</u>	<u>\$ 21,975,561</u>
60/01 - Operating Transfers	454,800	454,800
C.A.M. FUND RESOURCES	<u>\$ 22,430,361</u>	<u>\$ 22,430,361</u>

62 – TECHNOLOGY REPLACEMENT FUND:

60/01 - Operating Transfers	\$ 2,750,000	\$ 2,750,000
62/01 - From (To) Retained Earnings	4,568	4,568
TECH. REPLACE. FUND RESOURCES	<u>\$ 2,754,568</u>	<u>\$ 2,754,568</u>

63 – RISK MANAGEMENT FUND:

51/08 - Recovered Costs - Total Revenue	\$ 750,000	\$ 750,000
60/01 - Operating Transfers	9,983,299	9,983,299
RISK MANAGEMENT FUND RESOURCES	<u>\$ 10,733,299</u>	<u>\$ 10,733,299</u>

64 - HEALTHCARE FUND:

51/05 - Interest on Investment	\$ 100,000	\$ 100,000
07 - Miscellaneous	150,000	150,000
08 - Recovered Costs	126,419,868	126,419,868
HEALTHCARE FUND RESOURCES	<u>\$ 126,669,868</u>	<u>\$ 126,669,868</u>

71 – DEBT SERVICE FUND:

60/01 - Operating Transfers - TOTAL RESOURCES	\$ 71,570,276	\$ 71,570,276
DEBT SERVICE FUND RESOURCES	<u>\$ 71,570,276</u>	<u>\$ 71,570,276</u>

82 – JAMES RIVER JUVENILE DETENTION CENTER AGENCY FUND:

51/10 - Shared Expenses - Local	\$ 503,426	\$ 503,426
52/03 - Shared Expenses - State	1,565,294	1,565,294
JRJDC AGENCY FUND REVENUE	<u>\$ 2,068,720</u>	<u>\$ 2,068,720</u>
60/01 - Operating Transfers	\$ 3,253,484	\$ 3,253,484
62/01 - From (To) Fund Balance	136,904	136,904
JRJDC AGENCY FUND RESOURCES	<u>\$ 5,459,108</u>	<u>\$ 5,459,108</u>

83 – FIDUCIARY FUNDS

51/08 - Recovered Costs	\$ 75,000	\$ 75,000
60/01 - From (To) Fund Balance	4,375,000	4,375,000
OPEB, LINE OF DUTY AND LTD RESOURCES	<u>\$ 4,450,000</u>	<u>\$ 4,450,000</u>

90 – ADJUSTMENT FOR INTERFUND TRANSACTIONS:

60/01 - Operating Transfers - TOTAL RESOURCES	\$ (113,528,137)	\$ (113,528,137)
TOTAL OPERATING RESOURCES	<u><u>\$ 1,324,558,787</u></u>	<u><u>\$ 1,324,558,787</u></u>

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

Page No. 4 of 8
Agenda Item No. 90-19

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2019-20 and Allocation of Car Tax Relief for Tax Year 2019**

Including: REVENUE TOTAL	\$ 1,490,253,632	\$ 1,490,253,632
OPERATING TRANSFERS	(191,688,185)	(191,688,185)
FUND BALANCE/RETAINED EARNINGS	25,993,340	25,993,340
	\$ 1,324,558,787	\$ 1,324,558,787

* Indicates a change

TOTAL CHANGES IN ESTIMATED RESOURCES	\$ 0
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ESTIMATED OPERATING REQUIREMENTS

<u>Department</u>	<u>Manager Proposed</u>	<u>Board Approved</u>
01- GENERAL FUND:		
01 - Board of Supervisors	\$ 1,130,564	\$ 1,130,564
02 - Library	20,677,778	20,822,170 *
03 - Sheriff	42,431,206	42,431,206
04 - Circuit Court	3,416,472	3,416,472
05 - Commonwealth's Attorney	5,427,026	5,427,026
06 - General District Court	470,921	470,921
07 - Juvenile/Domestic Relations Court	2,605,578	2,605,578
08 - Electoral Board	1,926,520	1,926,520
09 - County Manager	3,906,836	3,906,836
10 - County Attorney	2,602,393	2,602,393
11 - Human Resources	6,861,401	6,861,401
12 - Police	79,407,963	79,407,963
13 - Fire	64,769,866	64,769,866
14 - Finance	14,374,170	14,374,170
16 - General Services	15,426,103	15,426,103
17 - Internal Audit	651,937	651,937
19 - Information Technology	15,960,783	15,960,783
21 - Agriculture & Home Extension	443,994	443,994
23 - Recreation & Parks	20,188,569	20,188,569
24 - Public Health	2,433,102	2,433,102
28 - Public Works	54,608,439	54,608,439
29 - Real Property	615,782	615,782
30 - Economic Development	18,346,726	18,346,726
32 - Non-Departmental	13,342,253	13,197,861 *
33 - Building Inspections	4,774,832	4,774,832
34 - Planning	4,593,816	4,593,816
35 - Permit Centers	941,566	941,566
38 - Community Revitalization	1,870,711	1,870,711
50 - Education	514,448,820	514,448,820
TOTAL GENERAL FUND	\$ 918,656,127	\$ 918,656,127

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Page No.5 of 8
Agenda Item No. 90-19

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2019-20 and Allocation of Car Tax Relief for Tax Year 2019**

11 – SPECIAL REVENUE FUND:

05 - Commonwealth's Attorney	\$ 1,343,322	\$ 1,343,322
07 - Juvenile/Domestic Relations Court	987,694	987,694
12 - Police	1,618,727	1,618,727
22 - Social Services	36,262,050	36,262,050
26 - Mental Health/Developmental Services	40,128,900	40,128,900
27 - CRWP	4,154,563	4,154,563
28 - Public Works	897,000	897,000
31 - Public Utilities - Solid Waste	14,754,533	14,754,533
- Street Lights	83,100	83,100
32 - Non-Departmental	250,000	250,000
36 - Community Corrections Program	2,106,331	2,106,331
50 - Education - Cafeterias	23,236,967	23,236,967
- Grants	51,694,481	51,694,481
TOTAL SPECIAL REVENUE FUND	\$ 177,517,668	\$ 177,517,668

51 – WATER AND SEWER ENTERPRISE FUND:

31 - Public Utilities - Operations	\$ 67,387,237	\$ 67,387,237
- Debt Service	29,298,024	29,298,024
TOTAL W&S ENTERPRISE FUND	\$ 96,685,261	\$ 96,685,261

52 - BELMONT GOLF COURSE ENTERPRISE FUND:

23 - Recreation & Parks - TOTAL FUND	\$ 1,160,388	\$ 1,160,388
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61 – CENTRAL AUTO MAINTENANCE FUND:

16 - Central Auto. Maint. - TOTAL FUND	\$ 22,430,361	\$ 22,430,361
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62 – TECHNOLOGY REPLACEMENT FUND:

37 - Technology Replacement - TOTAL FUND	\$ 2,754,568	\$ 2,754,568
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63 – RISK MANAGEMENT FUND:

11 - Risk Management - TOTAL FUND	\$ 10,733,299	\$ 10,733,299
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64 – HEALTHCARE FUND:

42 - Healthcare - TOTAL FUND	\$ 126,669,868	\$ 126,669,868
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71 – DEBT SERVICE FUND:

18 - General Government	\$ 28,815,552	\$ 28,815,552
50 - Education	42,754,724	42,754,724
TOTAL DEBT SERVICE FUND	\$ 71,570,276	\$ 71,570,276

82 – JAMES RIVER JUVENILE DETENTION CENTER AGENCY FUND:

40 - JRJDC - Operations	\$ 5,459,108	\$ 5,459,108
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**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Page No.6 of 8
Agenda Item No. 90-19

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2019-20 and Allocation of Car Tax Relief for Tax Year 2019**

83 – FIDUCIARY FUND:

11 - OPEB - GASB 45	\$ 2,750,000	\$ 2,750,000
11 - Long-Term Disability	600,000	600,000
11 - Line of Duty Act (LODA)	1,100,000	1,100,000
TOTAL FIDUCIARY FUND	\$ 4,450,000	\$ 4,450,000

90 – ADJUSTMENT FOR INTERFUND TRANSACTIONS:

60 - Interdepartmental Billings - CAM	\$ (22,430,361)	\$ (22,430,361)
- Healthcare	(91,097,776)	(91,097,776)
TOTAL ADJUSTMENTS	\$ (113,528,137)	\$ (113,528,137)
TOTAL OPERATING REQUIREMENTS	\$ 1,324,558,787	\$ 1,324,558,787

* Indicates a change

TOTAL CHANGE IN ESTIMATED OPERATING REQUIREMENTS \$ 0

CAPITAL ANNUAL FISCAL PLAN
ESTIMATED CAPITAL RESOURCES

Source	Manager Proposed	Board Approved
21 - CAPITAL PROJECTS FUND:		
Motor Vehicle License Revenue	\$ 1,500,000	\$ 1,500,000
Education Meals Tax Revenue	9,000,000	9,000,000
Education Meals Tax Reserves	26,345,233	26,345,233
G. O. Bonds - General	22,200,000	22,200,000
G. O. Bonds - Education	112,000,000	112,000,000
Bond Premium	25,000,000	25,000,000
Virginia Public School Authority Bonds	13,667,752	13,667,752
Interest Earnings	2,000,000	2,000,000
Fund Balance - General Fund	31,390,015	31,390,015
TOTAL CAPITAL PROJECTS FUND	\$ 243,103,000	\$ 243,103,000
22 - VEHICLE REPLACEMENT RESERVE:		
Fund Balance - General Fund	\$ 9,924,800	\$ 9,924,800
51 – WATER AND SEWER ENTERPRISE FUND:		
Water & Sewer Fees/Charges	\$ 61,150,000	\$ 61,150,000
Water & Sewer Revenue Bonds	8,500,000	8,500,000
TOTAL WATER AND SEWER ENTERPRISE FUND	\$ 69,650,000	\$ 69,650,000
TOTAL CAPITAL RESOURCES	\$ 322,677,800	\$ 322,677,800

* Indicates a change

TOTAL CHANGE IN ESTIMATED CAPITAL RESOURCES \$ 0

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

Page No. 7 of 8
Agenda Item No. 90-19

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2019-20 and Allocation of Car Tax Relief for Tax Year 2019**

ESTIMATED CAPITAL REQUIREMENTS

<u>Department</u>	<u>Manager Proposed</u>	<u>Board Approved</u>
<u>21 - CAPITAL PROJECTS FUND:</u>		
12 - Police	6,000,000	6,000,000
13 - Fire	8,000,000	8,000,000
16 - General Services	3,650,000	3,650,000
19 - Information Technology	1,650,000	1,650,000
23 - Recreation & Parks	14,950,000	14,950,000
28 - Public Works	13,353,000	13,353,000
32 - Non-Departmental	2,000,000	2,000,000
50 - Education	193,500,000	193,500,000
TOTAL CAPITAL PROJECTS FUND	\$ 243,103,000	\$ 243,103,000
<u>22 - VEHICLE REPLACEMENT RESERVE:</u>		
12 - Police	\$ 2,624,800	\$ 2,624,800
13 - Fire	3,300,000	3,300,000
50 - Education	4,000,000	4,000,000
TOTAL VEHICLE REPLACEMENT RESERVE	\$ 9,924,800	\$ 9,924,800
<u>51 - WATER AND SEWER ENTERPRISE FUND:</u>		
31 - Public Utilities - Water	\$ 7,650,000	\$ 7,650,000
- Sewer	62,000,000	62,000,000
TOTAL WATER & SEWER ENTERPRISE FUND	\$ 69,650,000	\$ 69,650,000
TOTAL CAPITAL REQUIREMENTS	\$ 322,677,800	\$ 322,677,800

* Indicates a change

TOTAL CHANGE IN ESTIMATED CAPITAL REQUIREMENTS	\$ 0
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BE IT FURTHER RESOLVED that the funds included in the Operating and Capital Annual Fiscal Plans for any County department, office, or agency may be used as participating funds in any Federal or State aid program for like purpose upon appropriation by the Board of Supervisors.

BE IT FURTHER RESOLVED that the Schedule of Compensation attached hereto effective at the beginning of the 2019-20 fiscal year is approved; and, in accordance with Section 15.2-1414.2 of the Code of Virginia, the maximum annual compensation of members of this Board is set for calendar years 2020 through 2023 as set out in note (1) of the Schedule of Compensation.

BE IT FURTHER RESOLVED that the approved Operating Annual Fiscal Plan for fiscal year 2019-20 includes an increase in the personnel complement of 48 positions for general government and 138 positions for schools and funding for a 3.0% wage increase for all eligible general government and school employees, to be effective on June 22, 2019.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Page No. 8 of 8
Agenda Item No. 90-19

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2019-20 and Allocation of Car Tax Relief for Tax Year 2019**

BE IT FURTHER RESOLVED that in order to implement changes to the Personal Property Tax Relief Act of 1998 (the "PPTRA") made by legislation adopted by the Virginia General Assembly:

1. Any qualifying vehicle, as defined in the PPTRA, situated within the County commencing January 1, 2019, shall receive personal property tax relief in the following manner:
 - a. Qualifying vehicles valued at \$1,000 or less shall receive 100% tax relief;
 - b. Qualifying vehicles valued at between \$1,001 to \$20,000 shall receive 51% tax relief;
 - c. Qualifying vehicles valued at \$20,001 or more shall receive 51% tax relief on the first \$20,000 of value only; and
 - d. All other vehicles which do not meet the definition of "qualifying vehicles" will not receive any form of tax relief under the PPTRA.
2. The amount of tax relief shall be a specific dollar amount offset against the total personal property taxes that would otherwise be due on a qualifying vehicle but for the PPTRA. The specific dollar amount of relief shall be shown on the tax bill for each qualifying vehicle, together with a general description of the criteria upon which relief has been allocated.

COMMENTS: This Board paper should be considered on April 9, 2019, but must be deferred until Tuesday, April 23, 2019, to comply with Virginia Code Section 15.2-2506, which states that "The hearing shall be held at least seven days prior to the approval of the budget...." The Director of Finance recommends approval of this Board Paper, and the County Manager concurs.

FY20 SCHEDULE OF COMPENSATION
County of Henrico, Virginia

<u>OFFICE, BOARD, COMMISSION, AUTHORITY OR JOB TITLE</u>	<u>RATE</u>
Board of Supervisors	\$55,818.67 per annum ⁽¹⁾
Board of Zoning Appeals.....	\$6,600.00 per annum
Electoral Board - General Election.....	\$4,299.00 per annum ⁽²⁾
Secretary, Electoral Board - General Election.....	\$8,598.00 per annum ⁽²⁾
Election Officials	\$150.00 base pay per workday ⁽³⁾
Assistant Chief Election Officials	\$180.00 base pay per workday ⁽³⁾
Chief Election Officials.....	\$200.00 base pay per workday ⁽³⁾
Planning Commission.....	\$20,000.00 per annum
Richmond Regional Planning District Commission.....	\$3,000.00 per annum
Capital Region Airport Commission	\$3,000.00 per annum
Board of Real Estate Review & Equalization.....	\$225.00 per month
School Board	\$19,359.41 per annum ⁽⁴⁾
Social Services Board.....	\$3,000.00 per annum
Volunteer Firefighters.....	\$2.00 per call
Economic Development Authority.....	\$200.00 per meeting
Parks and Recreation Advisory Commission	\$75.00 per meeting
Housing Advisory Committee	\$225.00 per meeting

- (1) This salary is in effect through December 31, 2019. The Chairman and Vice Chairman receive the additional sum of 15% and 10% of this salary, respectively. Pursuant to Va. Code Sec. 15.2-1414.2, the maximum annual salaries for calendar years 2020-2023 are hereby set as follows: 2020-\$57,142.69; 2021-\$58,498.11; 2022-\$59,885.69; 2023-\$61,306.17, and the Chairman and Vice Chairman shall receive the additional sum of 15% and 10%, respectively, of the maximum annual salary prevailing in each calendar year.
- (2) The annual compensation rate and effective date is set by the General Assembly and subject to the Governor's approval. The General Assembly did not approve an increase for Electoral Boards or General Registrars for FY19. To date the General Assembly has not agreed to a pay increase for FY20.
- (3) Rate approved by the Henrico County Board of Supervisors on October 14, 2008.
- (4) This salary is in effect through December 31, 2019. The Chairman receives an additional sum of \$2,000.00 per year. Pursuant to Va. Code Sec. 22.1-32, the School Board shall determine its maximum annual compensation rates for calendar years 2020-2023 prior to July 1, 2019.

FY20 SCHEDULE OF COMPENSATION
County of Henrico, Virginia

NAME AND OFFICE OR JOB TITLE

SALARY

Heidi Barshinger Clerk of Circuit Court.....	\$ 148,813.60 ⁽⁵⁾
Mark J. Coakley General Registrar.....	\$ 94,748.99 ^{(6) (8)}
Michael L. Wade Sheriff.....	\$ 187,046.32 ^{(5) (7) (8)}

-
- (5) The Clerk of the Circuit Court and the Sheriff are elected positions. The annual compensation rates and effective dates are set by the General Assembly and subject to the Governor's approval. To date the General Assembly has agreed to not delay a 2% pay increase for FY20.
- (6) The General Registrar is an appointed position and receives an annual compensation rate set by the General Assembly and subject to the Governor's approval. Compensation is paid by the governing body of the County and reimbursed annually as provided in the State's general appropriations act and pursuant to Va. Code Sec. 24.2-111. The General Assembly did not approve an increase for Electoral Boards or General Registrars for FY19. To date the General Assembly has not agreed to a pay increase for FY20.
- (7) Consistent with the Virginia Compensation Board's provisions, the current Sheriff (Michael L. Wade) earns the approved annual compensation base rate plus 9.3% for the Sheriff's Career Development Plan and accreditation. FY20 salary also reflects a 3% salary increase provided by the County of Henrico.
- (8) 2012 Va. Acts c. 822 requires persons employed by local government to contribute five percent of their creditable compensation for the employee contribution to the Virginia Retirement System. To comply with 2012 Va. Acts c. 822 and the non-supplant requirement, the current incumbent in this elected/appointed position, who was employed/hired on/before July 1, 2012, receives an additional amount equal to 5% of the salary approved by the General Assembly. Future incumbents in this position will not receive an additional 5% locality supplement for the VRS employee member contribution per 2012 Va. Acts c. 822.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 106-19

Page No. 1 of 3

Agenda Title: RESOLUTION – To Establish the Henrico Housing Advisory Committee, Set Its Duties, and Appoint Its Initial Members

For Clerk's Use Only:

Date: 4/23/2019

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

Branin, T. ☒ ☐ ☐
Nelson, T. ☒ ☐ ☐
O'Bannon, P. ☒ ☐ ☐
Schmitt, D. ☒ ☐ ☐
Thornton, E. ☐ ☐ absent

WHEREAS, the County of Henrico is home to over 100,000 housing units; and

WHEREAS, over half of County's housing units were constructed more than 30 years ago; and

WHEREAS, as property values in the County continue to rise, the affordability of housing for current and prospective County residents declines; and

WHEREAS, the Board of Supervisors and County staff have undertaken many recent initiatives to improve the quality and affordability of housing units in the County; and

WHEREAS, in addition to County staff, the Board values the input of housing experts from a variety of disciplines to evaluate current initiatives and recommend new initiatives to improve the housing stock, affordability, and neighborhoods within the County

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

1. The Henrico Housing Advisory Committee is hereby created to advise the Board on housing issues, strategies, goals, and policies that will improve the County's housing stock, its affordability, and its neighborhoods.

2. The Committee shall have ten members, at least five of whom shall be residents of the County at the time of appointment.

By Agency Head _____

By County Manager _____

Routing:

Yellow to: _____

Certified:

A Copy Teste: _____

Copy to: _____

Clerk, Board of Supervisors

Date: _____

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

Agenda Item No. 106-19

Page No. 2 of 3

Agenda Title: RESOLUTION – To Establish the Henrico Housing Advisory Committee, Set Its Duties, and Appoint Its Initial Members

3. Each of the members shall have some expertise or professional experience in matters related to housing, including, by way of example: homebuilders, residential developers, commercial and residential lenders, realtors, and government, non-profit, or private sector professionals specializing in community development and housing policy.

4. The Committee is charged with:

- a. Providing expertise and advice to the Board relating to housing issues, strategies, goals, and policies;
- b. Providing recommendations related to short-term and long-term housing goals, ordinances, etc., to address housing needs (e.g., blight reduction, improvement of aging housing stock, and affordability);
- c. Assisting in the identification of targeted revitalization areas in the County, such as neighborhoods currently in need of reinvestment and those at risk of needing reinvestment;
- d. Assisting in the development of sound, sustainable, and results-oriented neighborhood revitalization strategies;
- e. Assisting with the evaluation of the effectiveness of existing housing relief and assistance programs; and
- f. Producing a biennial report to the Board of Supervisors and the County Manager, with the assistance of County staff designated by the County Manager for that purpose.

5. At its first meeting, the Committee shall elect officers and, thereafter, adopt such rules and meeting schedule for the Committee as the Committee shall deem appropriate. A simple majority of the Committee shall in all instances be necessary and sufficient for the Committee to act.

6. The Board appoints the following persons to the Committee for terms expiring as indicated below, or thereafter, when their successors shall have been appointed and qualified:

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

Agenda Item No. 106-19

Page No. 3 of 3

Agenda Title: RESOLUTION – To Establish the Henrico Housing Advisory Committee, Set Its Duties, and Appoint Its Initial Members

Allison M. Bogdanovic	Dec. 31, 2020
Brian K. Jackson	Dec. 31, 2020
Michael J. Polychrones	Dec. 31, 2020
Rene B. Shepperson	Dec. 31, 2020
<hr/>	
Constantine C. Canavos	Dec. 31, 2021
Joshua A. Goldschmidt	Dec. 31, 2021
Laura D. Lafayette	Dec. 31, 2021
Danna M. Markland	Dec. 31, 2021
Howard Bernard Rogers	Dec. 31, 2021

7. Upon the expiration of their original terms of office, each succeeding term shall be for two years and expire on December 31, or thereafter, when their successors shall have been appointed and qualified.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 107-19

Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Contract Amendment — Consulting Services
for Revisions to Zoning and Subdivision Ordinances

For Clerk's Use Only:

Date: 4/23/2019

- (X) Approved
() Denied
() Amended
() Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

Branin, T.	✓		
Nelson, T.	✓		
O'Bannon, P.	✓		
Schmitt, D.	✓		
Thornton, F.			absent

WHEREAS, on November 23, 2016, the Purchasing Director awarded a contract in the amount of \$519,679 to Clarion Associates, LLC for consulting services for revisions to the zoning and subdivision ordinances; and,

WHEREAS, one contract amendment has increased the contract amount to \$549,679; and,

WHEREAS, it is necessary to prepare form-based districts for Virginia Center Commons Mall and the adjacent area and for Williamsburg Road between Laburnum Avenue and Airport Drive; and,

WHEREAS, a lump sum fee of \$176,440 has been negotiated for the additional work, and state law requires the Board's approval because this amendment, when combined with the previous amendment, would increase the original contract amount by more than 39% to \$726,119.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the contract amendment is approved and the Purchasing Director is authorized to execute the contract amendment in a form approved by the County Attorney.

Comments: Funding for the contract amendment is available within the project budget. The Director of Planning and the Purchasing Director recommend approval of the Board paper, and the County Manager concurs.

By Agency Head

By County Manager

Routing:

Yellow to:

Copy to:

Certified:

A Copy Tests:

Clerk, Board of Supervisors

Date:



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 108-19
Page No. 1 of 1

Agenda Title: **RESOLUTION — Signatory Authority — Acquisition of Real Property — 1074 and 1080 Dabbs House Road — Varina District**

For Clerk's Use Only:

Date: 4/23/2019

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

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"/>
Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>

WHEREAS, the owners have offered for sale and the County needs to acquire two parcels of real property identified as 1074 and 1080 Dabbs House Road for the Creighton Road Improvements Project; and,

WHEREAS, the owners of the property, Helen C. Crockett and Cynthia C. McReynolds, have agreed to sell the two parcels for \$165,000.

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

- (1) the County Manager is authorized to execute the purchase agreement and any other documents, in a form approved by the County Attorney, necessary to purchase the property for \$165,000; and,
- (2) the County Manager and County Attorney are authorized to undertake all actions necessary to complete the acquisition by the County.

Comments: The Directors of Real Property and Public Works recommend approval of this Board paper; the County Manager concurs.

By Agency Head Steve Davis

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. 109-19

Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Agreement with Virginia Department of Transportation — Lakeside Avenue Bridge Replacement — Fairfield District

For Clerk's Use Only:

Date: 4/23/2019

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

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"/>
Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> absent

WHEREAS, the Department of Public Works has negotiated a project administration agreement with the Virginia Department of Transportation (VDOT) under which the County will replace the Lakeside Avenue Bridge over North Run; and,

WHEREAS, the estimated cost of the bridge replacement is \$3,750,000; and,

WHEREAS, VDOT will reimburse the County 100% of eligible project costs from the State of Good Repair Program; and,

WHEREAS, because of VDOT charges, the estimated payment to the County is \$3,581,250.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the County Manager is authorized to execute a project administration agreement with VDOT in a form approved by the County Attorney.

BE IT FURTHER RESOLVED that the County will provide the necessary oversight to ensure the project is developed in accordance with applicable federal, state, and local requirements for construction of the project.

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

By Agency Head

By County Manager

Routing:

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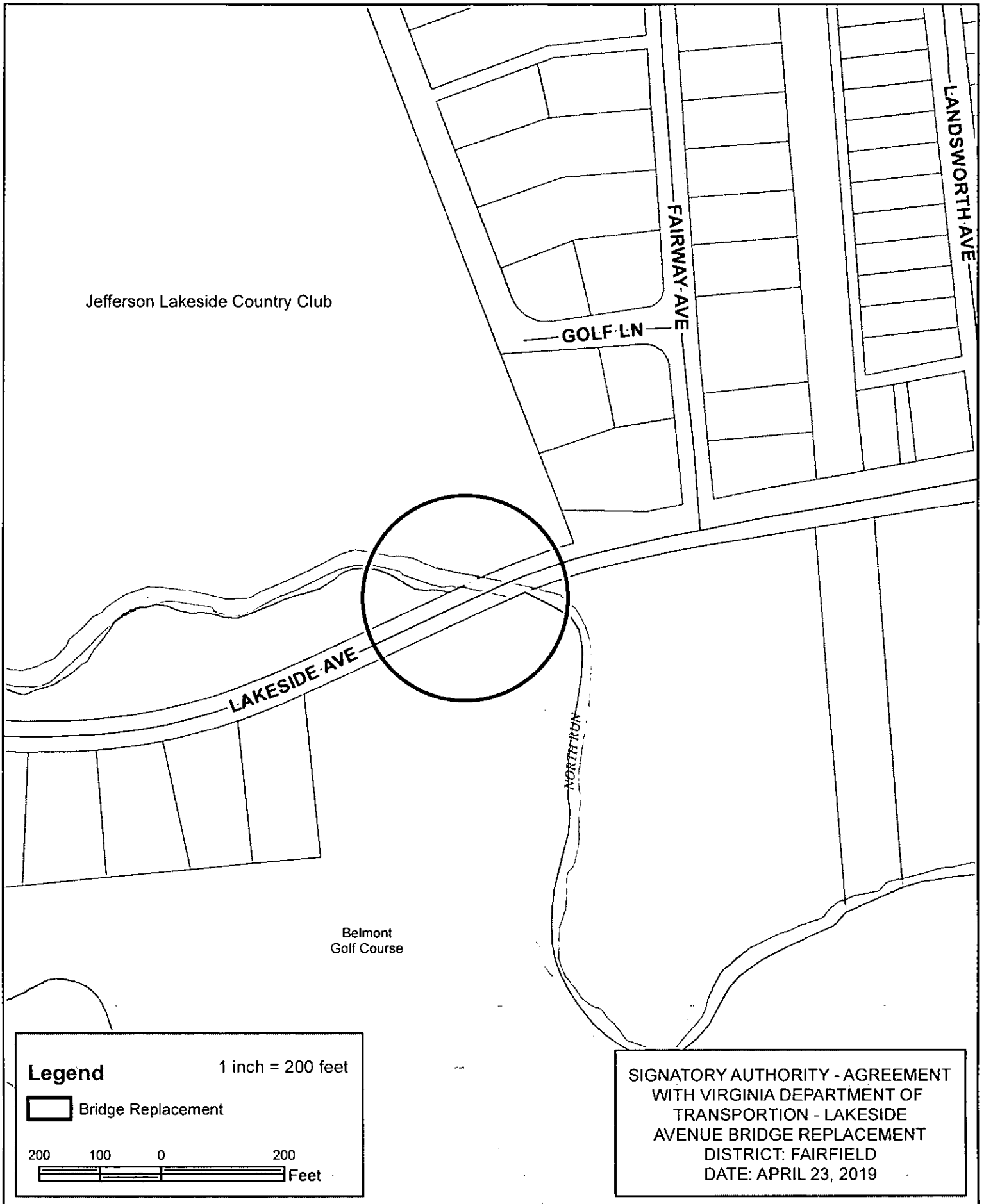
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Lakeside Avenue Bridge Replacement





COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 110-19

Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Agreement with Virginia Department of Transportation — Wilkinson Road Culvert Replacement — Fairfield District

For Clerk's Use Only: Date: <u>4/23/2019</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:	<p align="center">BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>O'Bannon</u> Seconded by (1) <u>Branin</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table><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>Schmitt, D.</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 type="checkbox"/></td><td><input type="checkbox"/></td><td><u>absent</u></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"/>	Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>
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WHEREAS, the Department of Public Works has negotiated a project administration agreement with the Virginia Department of Transportation (VDOT) under which the County will replace the Wilkinson Road Culvert over Upham Brook; and,

WHEREAS, the estimated cost of the culvert replacement is \$1,853,000; and,

WHEREAS, VDOT will reimburse the County 100% of eligible project costs from the State of Good Repair Program; and,

WHEREAS, because of VDOT charges, the estimated payment to the County is \$1,727,350.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the County Manager is authorized to execute a project administration agreement with VDOT in a form approved by the County Attorney.

BE IT FURTHER RESOLVED that the County will provide the necessary oversight to ensure the project is developed in accordance with applicable federal, state, and local requirements for construction of the project.

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

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

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Wilkinson Road Culvert Replacement

