

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
February 11, 2020

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, February 11, 2020, 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:

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

Other Officials Present:

John A. Vithoukaskas, County Manager
Joseph P. Rapisarda, Jr., County Attorney
Alisa A. Gregory, Sheriff
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
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. Branin called the meeting to order at 7:00 p.m. and led the recitation of the Pledge of Allegiance.

Reverend Dr. Theodore T. Brown, Pastor of Quioccasin Baptist Church, delivered the invocation.

On motion of Mrs. O'Bannon, seconded by Mr. Schmitt, and by unanimous vote, the Board approved the January 28, 2020, Regular and Special Meeting Minutes.

The vote of the Board was as follows:

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

No: None

MANAGER'S COMMENTS

The Henrico County Health Department (HCHD), directed by Dr. Danny Avula, recently achieved recognition for *Project Public Health Ready* from the National Association of County and City Health Officials and the Centers for Disease Control and Prevention. An HCHD team led by Emergency Coordinator David Calkins worked for more than a year to demonstrate and highlight its accomplishments in all-hazards emergency planning, public

health workforce development, and continuous quality improvement. The recognition process included the completion of a comprehensive application and a thorough review of emergency plans, after-action reports, meeting minutes, and other records by peers from local health departments around the country. HCHD met or exceeded national standards regarding medical countermeasure dispensing, shelter medical support, public information and warning, volunteer management, disaster behavioral health, and other areas of public health emergency preparedness and response. The department worked closely with many community partners to prepare for public health emergencies, including Henrico County's Office of Emergency Management, Fire and Police Divisions, Sheriff's Office, and Public Schools (HCPS) as well as other federal, state, local, and nongovernmental partners. Achieving recognition for *Project Public Health Ready* reflects positively not only on HCHD but also on the considerable collaboration and information sharing that occurs regularly among these community partners. Mr. Vithoukaskas congratulated and thanked Dr. Avula and Mr. Calkins for everything they continue to do for Henrico County.

BOARD OF SUPERVISORS' COMMENTS

Mrs. O'Bannon announced she will host a town meeting at 1:00 p.m. on February 18 at Deep Run Recreation Center to talk about the coronavirus, influenza, and community wellness. Dr. Avula and representatives of the Office of Emergency Management will be present to answer questions. Residents may attend the meeting or view a livestream of the meeting on the County's YouTube channel. Mrs. O'Bannon further advised she will host an interactive session at 6:30 p.m. following the initial 1:00 p.m. session on February 18 that will occur only as a livestream on YouTube to demonstrate how the County might provide information to the public during an emergency.

Mr. Schmitt announced the County will join the Academy at Virginia Randolph in hosting the 100 Men Challenge at 2:15 p.m. on February 25 outside and within the Board Room at the Henrico County Government Center's Administration Building. The 100 Men Challenge encourages casual conversation, mentorship, and leadership among students attending the academy. Representatives from County agencies will be present to discuss career and work opportunities that are available to the students. Mr. Schmitt extended thanks to Public Relations Specialist Victoria Davis and community leader Rai Beasley for their work on the event and noted both he and Mr. Vithoukaskas will be in attendance.

Mr. Thornton extended metaphorical flowers to the Division of Parks and Recreation and its director, Neil Luther, for hosting a film event the previous weekend at Henrico Theatre during Black History Month. The event offered several showings of a movie honoring the life of Harriet Tubman.

RECOGNITION OF NEWS MEDIA

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

PRESENTATION

Proclamation - Black History Month - February 2020.

Mr. Branin presented a proclamation recognizing February 2020 as Black History Month. Accepting the proclamation were Mr. Beasley, President

of the Henrico County Branch of the NAACP, and Sheila Cunningham, Recreation Coordinator for the Division of Recreation and Parks. Joining them were Julian Charity, Meadow Farms Site Manager for the Division of Recreation and Parks; Barbara Weedman, Director of Libraries; Patty Conway, Community Relations Coordinator for the Public Library; Ben Sheppard, Director of Public Relations; and Monica Manns, Director of Equity and Diversity for HCPS.

APPOINTMENTS

36-20 Resolution - Appointment of Members - Keep Henrico Beautiful Committee.

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

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS

37-20 New Market – Gayton Crossing, LLC: Request to amend proffers accepted
REZ2020- with Rezoning case C-2C-87 on part of Parcel 746-745-0311 located on the
00002 west line of Gaskins Road (State Route 157), approximately 400’ north of
Tuckahoe its intersection with Gayton Road.

Mr. Vithoukias announced the first two agenda items were companion cases and would be presented together but would require separate votes.

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

On motion of Mrs. O’Bannon, seconded by Mr. Schmitt, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item as follows:

THE CONDITIONS OF CASE NO C-2C-87 SHALL APPLY TO THE 0.47 ACRE OUTPARCEL THAT IS THE SUBJECT OF THIS PROFFER AMENDMENT EXCEPT AS AMENDED BELOW:

Proffered Condition 3 of Case No. C-2C-87 is hereby amended and restated as follows:

- 3. a. delete [Note: Deletes prior prohibition against drive-through or drive up window service for fast food or carry out restaurants.]
- b. No free-standing building or out-parcels shall be used for a fast food and/or carryout restaurant, not to exclude, however, fast-casual restaurants such as Panera, restaurants with dedicated parking for the pickup of carry-out food, nor restaurants whose primary business is the sale of specialty coffees or other non-alcoholic beverages or pastry.

The vote of the Board was as follows:

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

No: None

38-20
PUP2020-
00001
Tuckahoe

New Market – Gayton Crossing, LLC: Request for a Provisional Use Permit under Sections 24-58.2(a), 24-120 and 24-122.1 of Chapter 24 of the County Code to allow a proposed coffee shop (Starbucks) to open at 5:30 a.m. on part of Parcel 746-745-0311 located on the west line of Gaskins Road (State Route 157), approximately 400' north of its intersection with Gayton Road.

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

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

1. All proffered conditions accepted with case C-82C-78, C-002C-87 and REZ2020-00002 (see case file), shall be made part of this Provisional Use Permit.
2. This permit shall only apply to the tenant space occupied by Starbucks.
3. Hours of operation for the restaurant, including any drive thru operations, shall be limited to 5:30 a.m. to 12:00 a.m.
4. Any outside speakers or sound system shall comply with the following standards:
 - a. Sound systems shall be equipped with controls permitting full volume adjustment.
 - b. Sound from the system shall not be audible beyond the property lines of the development.
5. The owner and/or operator of the establishment shall allow the Crime Prevention Unit of the Division of Police to conduct a security survey of the location. The applicant shall implement mutually agreed upon recommendations.
6. The owner/operator of the establishment shall install and maintain a security camera and video system designed by a security specialist. The security system shall include the following items:
 - a. Exterior surveillance cameras monitoring the entrance(s), parking area(s), and any other areas deemed necessary by the Division of Police. Such security cameras shall provide clear imagery of the establishment's patrons and their vehicles.

- b. Tapes or digital files showing recorded activities in the area under surveillance shall be preserved for a period of 30 days. Authorized representatives of the Henrico County Division of Police and the Henrico County Planning Department shall have access to such recordings upon request.
- 7. The facility's windows shall not be tinted or obscured by posters, advertisements, or similar materials in order to permit surveillance opportunities both from within and from the outside of the building. This shall not prevent blinds from being used during daylight hours.
- 8. The owner and/or operator shall provide adequate lighting for the entrances, exits and parking areas serving the use or location. "Adequate lighting" means lighting sufficient for clear, visual and security camera surveillance.
- 9. In the event evidence (i.e. police calls to the premises or complaints from other businesses) indicate the extended hours of operation are having an adverse effect (i.e. increased public nuisance, loitering, excessive noise outside the building, criminal assault, etc.) on the surrounding area, the Board of Supervisors may hold a public hearing to consider revoking the Provisional Use Permit.

The vote of the Board was as follows:

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

No: None

39-20
REZ2020-
00001
Fairfield

First of Virginia, LLC: Request to rezone from O-1 Office District to O-2C Office District (Conditional) Parcel 784-753-4738 containing .39 acres located on the west line of Brook Road (U.S. Route 1), approximately 450' south of its intersection with Villa Park Drive.

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

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

- 1. **Buildings.** No new development beyond the existing three buildings nor the expanding of their individual footprints shall be permitted on the Property, unless approved by the County. This proffer shall not preclude the replacement of an existing building in the event of a fire or other catastrophic event subject to section 24-8.
- 2. **Use Restrictions.** The use of the Property will be restricted to office or childcare use only.

3. **Exterior Lighting.** Shall be reduced to a minimum necessary for security purposes after permitted business hours.
4. **Signage.** Business signs and lighting shall adhere to 0-2 Office District sign regulations.
5. **Severance.** The unenforceability, elimination, revision or amendment of any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of any of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

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

No: None

40-20
REZ2020-
00005
Fairfield

Westminster Canterbury Corp.: Request to conditionally rezone from O-3 Office District, B-2 Business District, and B-3 Business District to R-6C General Residence District (Conditional) Parcel 784-743-7079 containing 10.61 acres located on the southeast line of Interstate 95 and the south line of Dumbarton Road, approximately 900' west of its intersection with Brook Road.

Mr. Vithoulkas announced the next two items were companion cases and would be presented together but would require two separate votes.

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

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

1. The only principal uses of the property shall be a nursing home, assisted living, convalescent home, homes for the aged, hospice, home health agency or childcare center, to include all customary and incidental accessory uses and, specifically, may include adult day care.
2. The property also may be used as a life care facility in accordance with an approved provisional use permit for such a life care facility.

The vote of the Board was as follows:

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

No: None

41-20
PUP2020-
00003
Fairfield

Charlene Harper for Westminster Canterbury Corp.: Request for a Provisional Use Permit under Sections 24-36.1(a), 24-120 and 24-122.1 of Chapter 24 of the County Code to allow for the expansion of a life care facility on Parcel 782-742-9080, 783-742-4699, and 784-743-7079 located on the southeast line of Interstate 95 and the south line of Dumbarton Road, approximately 900' west of its intersection with Brook Road.

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

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

1. All proffered conditions accepted with Case REZ2020-00005 shall be made a part of this Provisional Use Permit.
2. Development of the property shall be in substantial conformance with the Westminster Canterbury PUP Site Plan dated November 14, 2019 (see case file). With each new Plan of Development submitted for review, this conceptual plan shall be updated to reflect the most current development conditions.
3. New building construction shall be in substantial conformance with the building elevations submitted in the booklet entitled, "SFCS Graphics for PUP Submittal", dated November 14, 2019 and SFCS Elevations entitled Village Hybrid Home - Design 1 and 2, dated November 12, 2019 (see case file).
4. The total number of residential units shall not exceed 1,000. For the purposes of this condition, a residential unit shall be defined as a cottage unit (i.e. detached residence), an independent living unit (i.e. apartment}, an assisted living unit, a memory support unit, or a healthcare bed.
5. All structures, including parking structures, other than open, standalone parking garages, shall be fully sprinkled for fire protection.
6. A 3" standpipe for fire protection shall be provided within all structured parking at approximately 200' intervals. The exact location of these improvements will be determined by the Division of Fire during Plan of Development review.
7. All heating and air conditioning equipment and trash receptacles shall be screened from public view at ground level. Dumpster area screening walls shall be constructed of the same material as predominantly contained in the main buildings on the site. Dumpster area screening doors and gates shall be opaque.

8. Except for any parking lot lighting fixtures existing on the Property at the time of approval of this provisional use permit, parking lot lighting fixtures shall not exceed twenty (20) feet in height as measured from the grade at the base of the lighting standard and shall be produced from concealed sources of light (i.e. shoe-box type).
9. Recreational facilities for residents of the Property shall be provided with such recreational facilities to include, but not be limited to, pedestrian walkways and garden areas.

The vote of the Board was as follows:

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

No: None

PUBLIC COMMENTS

Jon Kessen, a resident of the Three Chopt District, voiced concerns regarding how high school redistricting options currently under consideration by HCPS will affect the safety of students and the community as well as other public services. He objected to options that would move his neighborhood from the Mills E. Godwin High School district to the J.R. Tucker High School district. Mr. Kessen distributed handouts illustrating the proximity of the Stonegate community to Godwin versus Tucker.

Karen Rosenblum, a resident of the Three Chopt District and First Vice President of the League of Women Voters of Metro Richmond, asked that the County continue sidewalk construction along Broad Street, from the City of Richmond to the Goochland County line. She also asked the Board to continue funding pedestrian safety improvements such as sidewalks, crosswalks, and pedestrian countdown traffic signals and urged the Board to give the GRTC Pulse bus rapid transit system time to grow Henrico roots.

Arthur Garthright, a resident of the Fairfield District, updated the Board on a recent meeting he had with Public Works Director Steve Yob and Police Captain Don Lambert in the aftermath of a tragic traffic accident that occurred at Bryon Avenue and Austin Avenue. He also expressed concerns regarding enforcement of the County's inoperable vehicle ordinance in his neighborhood and cited a need for more police officers in eastern Henrico to address growing traffic congestion.

Mr. Beasley, a resident of the Brookland District, recognized the service of Tim Foster, Deputy County Manager for Community Operations. He noted the County will be losing Mr. Foster and expressed thanks for Mr. Foster's patience, availability, and capacity to listen and understand the needs of the community.

GENERAL AGENDA

42-20	Introduction of Resolution - Receipt of Requests for Amendments to the FY 2019-20 Annual Fiscal Plan: February 2020.
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On motion of Mr. Nelson, seconded by Mr. Thornton, and by unanimous vote, the Board approved this item – see attached introduction of resolution.

- 43-20 Resolution - Requesting the Economic Development Authority of Henrico County, Virginia, to Issue Not to Exceed Fifty Million Dollars (\$50,000,000) Aggregate Principal Amount of its Revenue Bonds for the Purpose of Financing the Costs of the Acquisition, Construction, and Equipping of an Indoor Sports and Convocation Center for the County of Henrico, Virginia, and Authorizing the Execution of Documents in Connection with the Bonds.

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

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

- 44-20 Resolution - Requesting the Economic Development Authority of Henrico County, Virginia, to Issue Not to Exceed Seven Million Dollars (\$7,000,000) Aggregate Principal Amount of its Revenue Bonds for the Purpose of Refunding Certain Outstanding Revenue Bonds for the County of Henrico, Virginia, and Authorizing the Execution of Documents in Connection with the Bonds.

Mr. Smither responded to questions from Mrs. O'Bannon and Mr. Branin.

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

- 45-20 Resolution - Authorizing and Providing for the Issuance, Sale, and Delivery of Not to Exceed Thirty-Two Million Dollars (\$32,000,000) Principal Amount of County of Henrico, Virginia, General Obligation Public Improvement Refunding Bonds.

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

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

- 46-20 Resolution - Award of Contract - Police Annex Building - Brookland District.

John Neal, Director of General Services, responded to questions from Mr. Schmitt and Mrs. O'Bannon regarding this item.

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

47-20 Resolution - SIA2019-00001 - South Precinct Relocation Site - Substantially in Accord with the 2026 Comprehensive Plan - Varina District.

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

48-20 Resolution - Signatory Authority - Acquisition of Real Property - 6018 Indigo Road - Brookland District.

Mr. Schmitt commented that this acquisition represents a tool in the County's toolbox to deal with some significant issues that all the Board's constituents are seeing. He thanked Mr. Vithoukias for quickly following up with the owner of this property and also thanked Public Works Director Steve Yob, Chief of Staff Cari Tretina, and each staff member who had a hand in this matter. Mr. Schmitt noted this is a great exercise in identifying potential solutions the County can utilize to serve the Board's constituents.

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

49-20 Resolution - Award of Contract - Douglas S. Freeman High School Stadium - Ticket Booth and Field Entrance Improvements - Tuckahoe District.

Neil Luther, Director of Recreation and Parks. responded to questions from Mr. Thornton and Mrs. O'Bannon regarding this item.

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

50-20 Resolution - Award of Construction Contract - Water Treatment Facility Courtyard Improvements - Tuckahoe District.

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

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

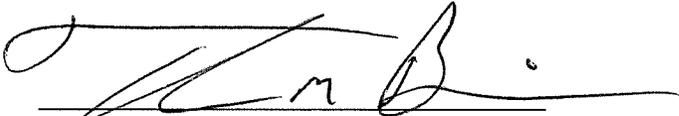
51-20 Resolution - Acceptance of Roads - Varina District.

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

52-20 Resolution - Settlement of Worker's Compensation Claim - Christopher Gregory.

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

There being no further business, the meeting was adjourned at 8:18 p.m.

A handwritten signature in black ink, appearing to be 'J. M. B.', written over a horizontal line.

Chairman, Board of Supervisors
Henrico County, Virginia

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

BLACK HISTORY MONTH

February 2020

WHEREAS, since 1976, every United States president has officially designated the month of February as Black History Month to acknowledge the central roles of African Americans in shaping this nation's history; and

WHEREAS, each year, during the month of February, events are held throughout the United States to highlight the talents, contributions, and achievements of African Americans; and

WHEREAS, the national theme of this year's Black History Month observance, "African Americans and the Vote," coincides with the 150th anniversary of the 15th amendment, which gave African American men the right to vote, and also coincides with the 100th anniversary of the 19th amendment securing the right of women to vote; and

WHEREAS, Henrico County has an intriguing African American history, and Americans of African descent have played an integral part in its development and advancement while overcoming significant legal, economic, educational, and social barriers; and

WHEREAS, communities created in Henrico by African Americans are among the oldest continuing communities in America, and the beauty of the settlements lay in the tenacity, determination, and resolve of pioneers who emerged from enslavement to create their own ideas of freedom; and

WHEREAS, the County of Henrico is proud of our cultural diversity, and regards Black History Month as a special opportunity to spotlight the stories and successes of notable African Americans; and

WHEREAS, the County celebrates Black History Month by providing local historical documentaries, produced by the Department of Public Relations, that can be viewed on the Henrico County Government YouTube channel and on Henrico County Television (HCTV), and by offering special programs and activities through the Division of Recreation and Parks, Public Library, and Public Schools.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes February 2020 as Black History Month and encourages all Henrico citizens to mark this occasion and participate in its observance.





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

Agenda Item No. 36-20

Page No. 1 of 1

Agenda Title: RESOLUTION – Appointment of Members – Keep Henrico Beautiful Committee

For Clerk's Use Only: Date: <u>2/11/2020</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>Thorn</u> Seconded by (1) <u>Nelson</u> (2) _____ (2) _____ REMARKS: APPROVED	<table border="0"> <thead> <tr> <th></th> <th>YES</th> <th>NO</th> <th>OTHER</th> </tr> </thead> <tbody> <tr> <td>Branin, T.</td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> <tr> <td>Nelson, T.</td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> <tr> <td>Schmitt, D.</td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> <tr> <td>Thornton, F.</td> <td align="center">✓</td> <td align="center">—</td> <td align="center">—</td> </tr> </tbody> </table>		YES	NO	OTHER	Branin, T.	✓	—	—	Nelson, T.	✓	—	—	O'Bannon, P.	✓	—	—	Schmitt, D.	✓	—	—	Thornton, F.	✓	—	—
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O'Bannon, P.	✓	—	—																							
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Thornton, F.	✓	—	—																							

BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia, appoints the following persons to the Keep Henrico Beautiful Committee for terms expiring December 31, 2021, or thereafter, when their successors shall have been appointed and qualified:

Fairfield District	Michael R. Foster
Three Chopt District	_____

By Agency Head _____ 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. 42-20
Page No. 1 of 1

Agenda Title **INTRODUCTION OF RESOLUTION – Receipt of Requests for Amendments to the
FY 2019-20 Annual Fiscal Plan: February 2020**

For Clerk's Use Only: Date: <u>2/11/2020</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Nelson</u> Seconded by (1) <u>Thornton</u> (2) _____ (2) _____	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Branin, T.</td> <td align="center"><u>✓</u></td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>Nelson, T.</td> <td align="center"><u>✓</u></td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><u>✓</u></td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>Schmitt, D.</td> <td align="center"><u>✓</u></td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><u>✓</u></td> <td align="center">_____</td> <td align="center">_____</td> </tr> </table>		YES	NO	OTHER	Branin, T.	<u>✓</u>	_____	_____	Nelson, T.	<u>✓</u>	_____	_____	O'Bannon, P.	<u>✓</u>	_____	_____	Schmitt, D.	<u>✓</u>	_____	_____	Thornton, F.	<u>✓</u>	_____	_____
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Schmitt, D.	<u>✓</u>	_____	_____																							
Thornton, F.	<u>✓</u>	_____	_____																							
	REMARKS: <u>APPROVED</u>																									

WHEREAS, the County Manager has provided the Board of Supervisors with a list dated February 4, 2020, requesting amendments to the FY2019-20 Annual Fiscal Plan; and,

WHEREAS, the County Manager listed by department the purpose of the request and the source of funding to support the proposed amendments.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the Clerk of the Board is directed to advertise, in the Richmond Times-Dispatch on February 18, 2020, a synopsis of the proposed amendments and a public hearing thereon to be held on February 25, 2020, at 7:00 p.m., in the Board Room at the Henrico County Government Center, East Parham and Hungary Spring Roads, to ascertain the views of the citizens with respect to the proposed amendments.

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

By Agency Head *Ned Smith* By County Manager *[Signature]*

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

AMENDMENT TO THE 2019-20
ANNUAL FISCAL PLAN FOR FEBRUARY, 2020

OPERATING FUNDS

FUND 0101 - GENERAL FUND - General Operating Fund

Department 23 - Recreation and Parks

23101 - Director

0000 08923 - Belmont Improvements - Payment to First Tee \$ 393,849

To appropriate funding for a payment to First Tee of Greater Richmond for improvements at Belmont Golf Course. Total payment is \$750,000 with the remainder coming from the balance of the sand trap repair project in a transfer to the General Fund as found elsewhere in this document. The \$393,849 for this portion will come from the fund balance in the General Fund.

Department 28 - Public Works

28002 - Road Maintenance \$ 2,067,946

0000 00000 To appropriate State Gas Tax funding in excess of budgeted revenue. Funds will be used for paving and road rehabilitation within the Road Maintenance Division. The revised estimate of anticipated State Gas Tax funding will be \$49,067,946.

Total GENERAL FUND \$ 2,461,795

FUND 1102 -- SPECIAL REVENUE FUND - State and Federal Grants - County

Department 13 - Fire

13800 - Grants

0000 05134 - Radiological Preparedness and Response Program \$ 700

To appropriate funding received from the Radiological Preparedness and Response Program, administered through the Virginia Department of Emergency Management (VDEM) on behalf of Dominion Power. These funds will be used to purchase equipment for the Emergency Operations Center.

Department 22 - Social Services

22011 - Joint Administration

1301 00000 - Administration \$ 16,844

The Department of Social Services has identified federal funding of \$16,844 in support of two new Complement II positions, one Casework Supervisor for Child Protective Services, and one Family Services Specialist for Foster Care, for the remainder of FY2019-20. No local match is required for these positions.

22106 - AFDC - Foster Care 1,000,000

1302 00000 - Purchase of Services

To increase the County allocation to the estimated level of need for State and federally mandated Title IV-E Foster Care Program expenditures. This amendment is funded with \$500,000 of State (50%) and \$500,000 of federal (50%) funds. The total appropriation for this program in FY2019-20 will be \$1,924,767 after this addition. No County matching funds are required.

AMENDMENT TO THE 2019-20
ANNUAL FISCAL PLAN FOR FEBRUARY, 2020

22402	– Respite Care for Foster Parents	2,429
1302 00000	– <u>Purchase of Services</u> To provide funding for additional Foster Parent Respite Care Program costs. This amendment is funded with \$1,563 of State (64.3%) and \$866 of federal (35.7%) funds. The total appropriation for this program in FY2019-20 will be \$6,300 after this addition. No County matching funds are required.	
22503	– Adoption Subsidy	
1302 00000	– <u>Purchase of Services</u> To increase the County allocation to the estimated level of need for State and federally mandated Title IV-E Adoption Program expenditures. This amendment is funded with \$87,500 of State (50%) and \$87,500 of federal (50%) funds. The total appropriation for this program in FY2019-20 will be \$1,636,848 after this addition. No County matching funds are required.	\$ 175,000
22507	– Preventive Foster Care - Purchase of Services	
1302 00000	– <u>Purchase of Services</u> The Department of Social Services has identified federal funding of \$18,396 (84%) and State funding of \$110 (0.5%) in support of the County's Family Preservation Program. The County has a 15.5% local match of \$3,394 for this program, which is to come from the fund balance in the General Fund via an interfund transfer to the Special Revenue Fund.	\$ 21,900
22604	– Auxiliary Grants Aged	
1302 00000	– <u>Purchase of Services</u> The Department of Social Services has identified State funding of \$40,000 (80%) as an auxiliary grant for the aged. The County has a 20% local match of \$10,000 for this program, which is to come from the fund balance in the General Fund via an interfund transfer to the Special Revenue Fund.	\$ 50,000
22606	– Auxiliary Grants Disabled	
1302 00000	– <u>Purchase of Services</u> The Department of Social Services has identified State funding of \$48,000 (80%) as an auxiliary grant for the disabled. The County has a 20% local match of \$12,000 for this program, which is to come from the fund balance in the General Fund via an interfund transfer to the Special Revenue Fund.	\$ 60,000
	Total Social Services	\$ 1,326,173
Department 36 - Community Corrections		
0000 07052	– <u>Community Corrections - Pretrial</u> To appropriate revenue from the Virginia Department of Criminal Justice Services in excess of original budget. These funds represent an increase in the annual grant amount for the Community Corrections Program, which now totals \$1,215,878.	1,959

AMENDMENT TO THE 2019-20
ANNUAL FISCAL PLAN FOR FEBRUARY, 2020

Department 38 - Community Revitalization		
38005	– Local Business Assistance	
0000 05158	<u>Local Business Assistance</u>	\$ 200,000
	The current balance of the Enterprise Zone Local Business Assistance Fund is inadequate to accommodate the committed and projected local assistance grants. In particular, the Williamsburg Road Initiative code enforcement activity has generated a significant amount of interest and grant applications, particularly for paving grants. Additional appropriation is needed to ensure adequate funding for the next 12-18 months. The last time funding was appropriated for this program was September, 2016. Appropriation is to come from the fund balance in the General Fund via an interfund transfer to the Special Revenue Fund.	
	Total Fund 1102 - Special Revenue Fund-State/Fed Grants-County	\$ 1,528,832
FUND 1122 – SPECIAL REVENUE FUND - EDA Agreements		
30005	– EDA Agreements	
0000 08927	– <u>TOPGOLF Agreement</u>	\$ 1,300,000
0000 00000	To enable Henrico County to meet its obligations established under the Memorandum of Understanding between the Economic Development Authority and TOPGOLF. Under this agreement, the Economic Development Authority will provide funding in support of expenses incurred in the process of construction and stormwater improvements. The total investment for this project is estimated to be \$25,000,000.	
	Total Fund 1122 - Special Revenue Fund-EDA Agreements	\$ 1,300,000
	Total SPECIAL REVENUE FUND	\$ 2,828,832
	Total OPERATING FUNDS	\$ 5,290,627
<u>CAPITAL FUNDS</u>		
FUND 2101 – CAPITAL PROJECTS FUND - General Capital Projects		
Department 31 - Public Utilities		
31706	– Sanitary District 63.1	
0000 08926	– <u>Street Lights Sanitary District 63.1</u>	\$ 100,000
	To appropriate funding for street light improvements in Sanitary District 63.1. The operating costs for street lights are supported by supplemental tax levies to residents and businesses within the sanitary district. Sanitary District 63.1 encompasses the area bordered by Elkridge Street, Binford Lane, Holly Street, and Hartman Street. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.	
	Total 2101 - General Capital Projects	\$ 100,000
FUND 2105 – CAPITAL PROJECTS FUND - Schools - General Capital Projects		
Department 50 - Education		
50331	– Construction and Maintenance	
0000 00516	– <u>Schools Land Purchases</u>	\$ 340,000
	To appropriate funding to cover future purchase of property for schools. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.	
	Total 2105 - Schools - General Capital Projects	\$ 340,000

AMENDMENT TO THE 2019-20
ANNUAL FISCAL PLAN FOR FEBRUARY, 2020

FUND 2109 – CAPITAL PROJECTS FUND - State and Federal Grant-Funded Capital Projects		
Department 28 - Public Works		
28004	– Construction	
0000 08920	– <u>Quarter Mill Apartments Stream Restoration - SLAF</u>	\$ 414,091
	To appropriate funding from the State Department of Environmental Quality. The Stormwater Local Assistance Funds (SLAF) will provide for installation of in-stream structures, floodplain bench grading, seeding, and planting along 1,100 linear feet of a tributary of Deep Run. This project will improve the water quality of the stream and satisfy a portion of the County's MS4 Permit. The total cost of this project is \$828,184. The remainder is coming from appropriated funds in the Chesapeake Bay TMDL/MS4 Fund.	
0000 08921	– <u>Virginia Home for Boys and Girls Stream Restoration - SLAF</u>	343,730
	To appropriate funding from the State Department of Environmental Quality. The Stormwater Local Assistance Funds (SLAF) will provide for installation of in-stream structures, floodplain bench grading, seeding, and planting along 1,000 linear feet of a tributary of Hungary Creek. This project will improve the water quality of the stream and satisfy a portion of the County's MS4 Permit. The total cost of this project is \$717,329. The remainder is coming from appropriated funds in the Chesapeake Bay TMDL/MS4 Fund.	
	Total 2109 - State and Federal Grant-Funded Capital Projects	\$ 757,821
FUND 2111 – CAPITAL INITIATIVES FUND		
Department 23 - Recreation and Parks		
23101	– Director	
0000 08922	– <u>Hermitage High School Baseball/Softball Field Improvements</u>	\$ 225,000
	To appropriate funding for the renovation of the baseball and softball fields at Hermitage High School, to include replacing the existing batting cages and bullpens as well as repairs to the scorer booths and restrooms. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.	
Department 32 - Non-Departmental		
32001	– Non-Departmental	
0000 08925	– <u>Highland Springs Little League</u>	2,500
	To appropriate funding in support of the Highland Springs Little League. Funding will be used to provide baseball equipment for the participants. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.	
	Total 2111 - Capital Initiatives Fund	\$ 227,500
	Total CAPITAL PROJECTS FUND	\$ 1,425,321
	Total Amendments/Appropriations	\$ 6,715,948

AMENDMENT TO THE 2019-20
ANNUAL FISCAL PLAN FOR FEBRUARY, 2020

BE IT FURTHER RESOLVED by the Board of Supervisors of the County of Henrico, Virginia, that the following transfer between Operating funds and Capital funds accounts from the existing account listed below, to the account shown, be approved for the purpose indicated.

FROM:

FUND 5201 – BELMONT GOLF COURSE CONSTRUCTION FUND

Department 23 - Recreation and Parks

23401	- Golf Course	\$ (356,151)
0000 06250	<u>Belmont Golf Course Bunker Renovations</u>	

Total - Recreation and Parks	\$ (356,151)
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TO:

GENERAL FUND

FUND 0101 - GENERAL OPERATING FUND

23101 – Director

0000 08923	– <u>Belmont Improvements - Payment to First Tee</u>	\$ 356,151
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To Transfer funding for a payment to First Tee of Greater Richmond for improvements to Belmont Golf Course. The total required payment is \$750,000, with the balance of \$393,849 found elsewhere in this document.

Total - Recreation and Parks	\$ 356,151
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**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 43-20
Page No. 1 of 1

Agenda Title: RESOLUTION – Requesting the Economic Development Authority of Henrico County, Virginia, to Issue Not to Exceed Fifty Million Dollars (\$50,000,000) Aggregate Principal Amount of Its Revenue Bonds for the Purpose of Financing the Costs of the Acquisition, Construction, and Equipping of an Indoor Sports and Convocation Center for the County of Henrico, Virginia, and Authorizing the Execution of Documents in Connection With the Bonds

<p>For Clerk's Use Only:</p> <p>Date: <u>2/11/2020</u></p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:</p>	<p align="center">BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>O'Bannon</u> Seconded by (1) <u>Nelson</u> (2) _____ (2) _____</p> <p>REMARKS: <u>APPROVED</u></p>	<table border="0"> <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 checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </tbody> </table>		YES	NO	OTHER	Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Nelson, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Schmitt, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

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 [Signature] By County Manager [Signature]

Routing:
Yellow to: _____
Copy to: _____

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

Date: _____

RESOLUTION REQUESTING THE ECONOMIC DEVELOPMENT AUTHORITY OF HENRICO COUNTY, VIRGINIA, TO ISSUE NOT TO EXCEED FIFTY MILLION DOLLARS (\$50,000,000) AGGREGATE PRINCIPAL AMOUNT OF ITS REVENUE BONDS FOR THE PURPOSE OF FINANCING THE COSTS OF THE ACQUISITION, CONSTRUCTION, AND EQUIPPING OF AN INDOOR SPORTS AND CONVOCATION CENTER FOR THE COUNTY OF HENRICO, VIRGINIA, AND AUTHORIZING THE EXECUTION OF DOCUMENTS IN CONNECTION WITH THE BONDS

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

SECTION 1. Findings and Determinations. The Board of Supervisors of the County of Henrico, Virginia (the "Board of Supervisors"), hereby finds and determines as follows:

(a) Pursuant to the Industrial Development and Revenue Bond Act, Title 15.2, Chapter 49, of the Code of Virginia, 1950, as amended, the Economic Development Authority of Henrico County, Virginia (the "Authority") has the authority to finance facilities and projects for the benefit of the County.

(b) The County desires to provide for funding to finance the costs of the acquisition, construction and equipping of an indoor sports and convocation center to be used for economic development and other governmental purposes of the County (the "Project").

(c) It is in the best interest of the County that the Authority issue its revenue bonds or notes to provide funds to finance the costs of the Project for the County.

(d) By its adoption of this Resolution, the Board of Supervisors is requesting the Authority to issue one or more series of its revenue bonds or notes in the aggregate principal amount of not to exceed Fifty Million Dollars (\$50,000,000) to finance the costs of the Project.

SECTION 2. Authorization of Issuance and Sale of Bonds. The Authority is hereby requested to issue one or more series of its revenue bonds or notes (hereinafter, the "Bonds") in the aggregate principal amount of not to exceed Fifty Million Dollars (\$50,000,000) for the purpose of providing funds for the financing of the costs of the Project on behalf of the County. The Bonds of a series may be issued as taxable or tax-exempt obligations and may bear interest at variable or fixed interest rates; provided, however, that the variable interest rates shall be determined in accordance with such variable interest rate formula as shall be determined and agreed to by any one of the County Manager, any Deputy County Manager or the Director of Finance (each a "County Officer") at the time of sale of the Bonds of a series, acting with the advice of the County's Financial Advisor; and provided further that any Bonds of a series bearing interest at a fixed interest rate to maturity shall have a true interest cost not to exceed 6.00% per annum. The Bonds of a series shall mature in the year that is not later than thirty (30) years from their date of issuance, shall be subject to redemption at a redemption price not to exceed one hundred four percent (104%), or alternatively, at a make-whole redemption price calculated in accordance with any make-whole redemption price formula as shall be determined and agreed to at the time of sale of such Bonds by any County Officer, acting with the advice of

the County's Financial Advisor, and shall be sold at an aggregate purchase price of not less than 98% of the principal amount thereof. The Bonds of a series may be sold at competitive sale or at negotiated sale or pursuant to a private placement or direct purchase, as shall be determined by any County Officer and by the Chairman of the Authority, the Vice-Chairman of the Authority or the Executive Director of the Authority. Any County Officer is hereby authorized to approve the form of, and the terms, conditions and provisions of, and, as applicable, to execute and deliver, one or more Bond or Note Purchase and Financing Agreement(s), or similar agreement(s) providing for the issuance and sale of the Bonds (hereinafter, the "Bond Purchase Agreement") by and among the Authority, the County and the Purchaser relating to the Bonds. Any one of the County Officers is hereby authorized, without further notice to or action by the Board of Supervisors, to approve the details of the Bonds at the time of sale thereof. Each of the County Officers is hereby authorized to take any and all actions necessary to prepare the Bonds for sale.

SECTION 3. Approval of Documents; Approval of Execution and Delivery of Payment Support Agreement, Lease Agreement, Project Fund Escrow Agreement, and Other Documents and Instruments. Any one of the County Officers is hereby authorized, without further notice to and action of the Board of Supervisors, to approve the terms, conditions and provisions of and, as applicable, to execute and deliver one or more Payment Support Agreements, Lease Agreements, if any, Project Fund Escrow Agreements, if any, Tax Certificates, if any, Ground Lease Agreements, if any, Trust Indentures, if any, and any other documents and instruments as shall be necessary or desirable in connection with the authorization, issuance, sale and delivery of the Bonds, such approval to be conclusively evidenced by the execution and delivery of such documents, agreements, leases or instruments by any County Officer.

SECTION 4. Source of Payment of Bonds; Annual Appropriation. (a) The Bonds shall be payable solely from the revenues and receipts derived by the Authority from the payments received from the County under any Bond Purchase Agreement, Payment Support Agreement or Lease Agreement relating to the Bonds and the Project and from other moneys furnished by the County.

(b) As shall be provided in any Bond Purchase Agreement, Payment Support Agreement or Lease Agreement relating to the Bonds and the Project, the County Manager is hereby directed in each fiscal year to include in the County budget prepared by the County Manager for such fiscal year an appropriation equal to the debt service due on the Bonds in such fiscal year and in amounts sufficient to make up any deficiencies in any bond reserve for the Bonds and to pay fees and expenses in connection with the Bonds. It is hereby declared to be the intent of the Board of Supervisors to appropriate such amounts as are included by the County Manager in the annual budgets, it being understood, however, that the obligation to make any such payments in any fiscal year shall be limited to the amount, if any, appropriated by the Board of Supervisors for such purpose in such fiscal year. Nothing in this Resolution, the Bonds or any Bond Purchase Agreement, Payment Support Agreement, Lease Agreement, Trust Indenture or other agreement of the County relating to the Bonds shall constitute a pledge of the full faith and credit of the County or the Authority.

SECTION 5. Preliminary Official Statement; Official Statement; Continuing Disclosure Certificate. (a) Any County Officer, acting with the advice of counsel (including the

County Attorney and Bond Counsel), is hereby authorized to approve, if applicable, one or more Preliminary Official Statement(s) relating to the Bonds (the "Preliminary Official Statement"), and to execute and deliver, if applicable, one or more final Official Statement(s) relating to the Bonds, to be dated as of the date of sale of the Bonds (the "Official Statement"), in substantially the form of the Preliminary Official Statement, after the same has been completed by the insertion of the maturities, interest rates and other details of the Bonds and by making such other insertions, changes or corrections as such County Officer, based on the advice of the County's Financial Advisor and legal counsel (including the County Attorney and Bond Counsel), deems necessary or appropriate. The County hereby authorizes the Official Statement, if applicable, and the information contained therein to be used by the purchasers in connection with the offering and sale of the Bonds. The distribution (via electronic dissemination or otherwise) of the Preliminary Official Statement, if applicable, in such form as shall be approved by any County Officer, acting with the advice of counsel (including the County Attorney and Bond Counsel), is hereby approved and ratified, and any County Officer is hereby authorized to deem the Preliminary Official Statement final for purposes of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934 (the "Rule"). Any County Officer is hereby authorized and directed to deliver to the purchasers of the Bonds, if applicable, a certificate as to the Official Statement as of the date of delivery and payment for the Bonds.

(b) In connection with the issuance of any Bonds subject to the continuing disclosure requirements of the Rule, any County Officer is hereby authorized to execute and deliver one or more Continuing Disclosure Certificate(s) (the "Continuing Disclosure Certificate") with respect to such Bonds in such form as shall be approved by any County Officer upon advice of counsel (including the County Attorney or Bond Counsel), such approval to be conclusively evidenced by the execution of such Continuing Disclosure Certificate by such County Officer.

SECTION 6. Tax Covenant. To the extent it shall be contemplated at the time of their issuance that the interest on the Bonds of a series shall be excludable from gross income for purposes of federal income taxation, the County hereby covenants to comply with the provisions of Section 103 and Sections 141 through 150 of the Internal Revenue Code of 1986, as amended (the "1986 Code"), applicable to such Bonds throughout the term of such Bonds.

SECTION 7. 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 8. Essentiality. The Board of Supervisors determines that the issuance of the Bonds and the acquisition, construction and equipping of the Project and all actions of the County contemplated hereunder will be in furtherance of the welfare of the citizens of the County and will provide facilities which are essential to the operations of the County.

SECTION 9. Effectiveness of Resolution. This Resolution shall take effect upon its adoption. In the event the Bonds shall not have been issued on or before January 31, 2021, this Resolution shall be of no further force and effect.

RESOLUTION REQUESTING THE ECONOMIC DEVELOPMENT AUTHORITY OF HENRICO COUNTY, VIRGINIA, TO ISSUE NOT TO EXCEED SEVEN MILLION DOLLARS (\$7,000,000) AGGREGATE PRINCIPAL AMOUNT OF ITS REVENUE BONDS FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING REVENUE BONDS ISSUED FOR THE COUNTY OF HENRICO, VIRGINIA, AND AUTHORIZING THE EXECUTION OF DOCUMENTS IN CONNECTION WITH THE BONDS

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

SECTION 1. Findings and Determinations. The Board of Supervisors of the County of Henrico, Virginia (the "Board of Supervisors"), hereby finds and determines as follows:

(a) Pursuant to the Industrial Development and Revenue Bond Act, Title 15.2, Chapter 49, of the Code of Virginia, 1950, as amended, the Economic Development Authority of Henrico County, Virginia (the "Authority") has the authority to finance and refinance facilities and projects for the benefit of the County, including the refunding of bonds issued by the Authority.

(b) The County desires to refund all or a portion of the Authority's outstanding Public Facility Lease Revenue Bonds, Series 2009B issued for the County (the "Bonds to be Refunded").

(c) It is in the best interest of the County that the Authority issue its revenue bonds or notes to provide funds to refund the Bonds to be Refunded for the County.

(d) By its adoption of this Resolution, the Board of Supervisors is requesting the Authority to issue one or more series of its revenue bonds or notes in the aggregate principal amount of not to exceed Seven Million Dollars (\$7,000,000) to provide funds to refund the Bonds to be Refunded.

SECTION 2. Authorization of Issuance and Sale of Bonds. The Authority is hereby requested to issue one or more series of its revenue bonds or notes (hereinafter, the "Bonds") in the aggregate principal amount of not to exceed Seven Million Dollars (\$7,000,000) for the purpose of providing funds for the refunding of the Bonds to be Refunded for the County. The Bonds of a series may be issued as taxable or tax-exempt obligations and may bear interest at fixed interest rates as shall be determined and agreed to by any one of the County Manager, any Deputy County Manager or the Director of Finance (each a "County Officer") at the time of sale of the Bonds of a series, acting with the advice of the County's Financial Advisor; and provided further that any Bonds of a series shall have a true interest cost not to exceed 5.00% per annum. The Bonds of a series shall mature not later than in the year 2021, shall be subject to redemption at a redemption price not to exceed one hundred two percent (102%), or alternatively, at a make-whole redemption price calculated in accordance with any make-whole redemption price formula as shall be determined and agreed to at the time of sale of such Bonds by any County Officer, acting with the advice of the County's Financial Advisor, and shall be sold at an aggregate purchase price of not less than 98% of the principal amount thereof. The

Bonds may be issued for the purpose of refunding the Bonds to be Refunded if the refunding will result in net present value savings to the County in an amount acceptable to a County Officer. The Bonds of a series may be sold at competitive sale or at negotiated sale or pursuant to a private placement or direct purchase, as shall be determined by any County Officer and by the Chairman of the Authority, the Vice-Chairman of the Authority or the Executive Director of the Authority. Any County Officer is hereby authorized to approve the form of, and the terms, conditions and provisions of, and, as applicable, to execute and deliver, one or more Bond or Note Purchase and Financing Agreement(s), or similar agreement(s) providing for the issuance and sale of the Bonds (hereinafter, the "Bond Purchase Agreement") by and among the Authority, the County and the Purchaser relating to the Bonds. Any one of the County Officers is hereby authorized, without further notice to or action by the Board of Supervisors, to approve the details of the Bonds at the time of sale thereof. Each of the County Officers is hereby authorized to take any and all actions necessary to prepare the Bonds for sale.

SECTION 3. Approval of Documents: Approval of Execution and Delivery of Payment Support Agreement, Lease Agreement, Project Fund Escrow Agreement, and Other Documents and Instruments. Any one of the County Officers is hereby authorized, without further notice to and action of the Board of Supervisors, to approve the terms, conditions and provisions of and, as applicable, to execute and deliver one or more Payment Support Agreements, Lease Agreements, if any, Project Fund Escrow Agreements, if any, Tax Certificates, Ground Lease Agreements, if any, Trust Indentures, if any, and any other documents and instruments as shall be necessary or desirable in connection with the authorization, issuance, sale and delivery of the Bonds, such approval to be conclusively evidenced by the execution and delivery of such documents, agreements, leases or instruments by any County Officer.

SECTION 4. Source of Payment of Bonds: Annual Appropriation. (a) The Bonds shall be payable solely from the revenues and receipts derived by the Authority from the payments received from the County under any Bond Purchase Agreement, Payment Support Agreement or Lease Agreement relating to the Bonds and from other moneys furnished by the County.

(b) As shall be provided in any Bond Purchase Agreement, Payment Support Agreement or Lease Agreement relating to the Bonds, the County Manager is hereby directed in each fiscal year to include in the County budget prepared by the County Manager for such fiscal year an appropriation equal to the debt service due on the Bonds in such fiscal year and in amounts sufficient to make up any deficiencies in any bond reserve for the Bonds and to pay fees and expenses in connection with the Bonds. It is hereby declared to be the intent of the Board of Supervisors to appropriate such amounts as are included by the County Manager in the annual budgets, it being understood, however, that the obligation to make any such payments in any fiscal year shall be limited to the amount, if any, appropriated by the Board of Supervisors for such purpose in such fiscal year. Nothing in this Resolution, the Bonds or any Bond Purchase Agreement, Payment Support Agreement, Lease Agreement, Trust Indenture or other agreement of the County relating to the Bonds shall constitute a pledge of the full faith and credit of the County or the Authority.

SECTION 5. Preliminary Official Statement; Official Statement; Continuing Disclosure Certificate. (a) Any County Officer, acting with the advice of counsel (including the County Attorney and Bond Counsel), is hereby authorized to approve, if applicable, one or more Preliminary Official Statement(s) relating to the Bonds (the "Preliminary Official Statement"), and to execute and deliver, if applicable, one or more final Official Statement(s) relating to the Bonds, to be dated as of the date of sale of the Bonds (the "Official Statement"), in substantially the form of the Preliminary Official Statement, after the same has been completed by the insertion of the maturities, interest rates and other details of the Bonds and by making such other insertions, changes or corrections as such County Officer, based on the advice of the County's Financial Advisor and legal counsel (including the County Attorney and Bond Counsel), deems necessary or appropriate. The County hereby authorizes the Official Statement, if applicable, and the information contained therein to be used by the purchasers in connection with the offering and sale of the Bonds. The distribution (via electronic dissemination or otherwise) of the Preliminary Official Statement, if applicable, in such form as shall be approved by any County Officer, acting with the advice of counsel (including the County Attorney and Bond Counsel), is hereby approved and ratified, and any County Officer is hereby authorized to deem the Preliminary Official Statement final for purposes of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934 (the "Rule"). Any County Officer is hereby authorized and directed to deliver to the purchasers of the Bonds, if applicable, a certificate as to the Official Statement as of the date of delivery and payment for the Bonds.

(b) In connection with the issuance of any Bonds subject to the continuing disclosure requirements of the Rule, any County Officer is hereby authorized to execute and deliver one or more Continuing Disclosure Certificate(s) (the "Continuing Disclosure Certificate") with respect to such Bonds in such form as shall be approved by any County Officer upon advice of counsel (including the County Attorney or Bond Counsel), such approval to be conclusively evidenced by the execution of such Continuing Disclosure Certificate by such County Officer.

SECTION 6. Appointment of Refunding Escrow Deposit Agent; Authorization of Purchase of Securities; Designation of Refunded Bonds for Redemption. Any County Officer is hereby authorized to appoint a Refunding Escrow Deposit Agent in connection with the refunding of the Bonds to be Refunded. The Refunding Escrow Deposit Agent is hereby authorized to purchase from moneys deposited in the Refunding Escrow Deposit Fund created and established under the Refunding Escrow Deposit Agreement, United States Government Securities as shall be referred to in such Refunding Escrow Deposit Agreement. Such securities so purchased shall be held by the Refunding Escrow Deposit Agent under and in accordance with the provisions of the Refunding Escrow Deposit Agreement. Any County Officer is hereby authorized to execute any instruments required to be executed on behalf of the County in connection with investments contemplated by the Refunding Escrow Deposit Agreement. Subject to the issuance, sale and delivery of Bonds pursuant to this Resolution for the purpose of refunding the Bonds to be Refunded, the County hereby designates for redemption any such Bonds to be Refunded, 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. Any County Officer is hereby authorized and directed to deliver to the Refunding Escrow Deposit Agent under the Refunding Escrow Deposit

Agreement, irrevocable written instructions to give notices of redemption and defeasance of the Bonds to be Refunded, 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 Bonds to be Refunded and to be in substantially the forms attached as one or more exhibits to the Refunding Escrow Deposit Agreement.

SECTION 7. Tax Covenant. To the extent it shall be contemplated at the time of their issuance that the interest on the Bonds of a series shall be excludable from gross income for purposes of federal income taxation, the County hereby covenants to comply with the provisions of Section 103 and Sections 141 through 150 of the Internal Revenue Code of 1986, as amended (the "1986 Code"), applicable to such Bonds throughout the term of such Bonds.

SECTION 8. Essentiality. The Board of Supervisors determines that the issuance of the Bonds and the refunding of the Bonds to be Refunded and all actions of the County contemplated hereunder will be in furtherance of the welfare of the citizens of the County and will provide refinancing of facilities which are essential to the operations of the County.

SECTION 9. Effectiveness of Resolution. This Resolution shall take effect upon its adoption. In the event the Bonds shall not have been issued on or before January 31, 2021, this Resolution shall be of no further force and effect.



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

Agenda Item No. 45-20
Page No. 1 of 1

Agenda Title: RESOLUTION – Authorizing and Providing for the Issuance, Sale, and Delivery of Not to Exceed Thirty-Two Million Dollars (\$32,000,000) Principal Amount of County of Henrico, Virginia, General Obligation Public Improvement Refunding Bonds

<p>For Clerk's Use Only:</p> <p>Date: <u>2/11/2020</u></p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Schmitt</u> Seconded by (1) <u>Nelson</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:80%;"></th> <th style="width:10%;">YES</th> <th style="width:10%;">NO</th> <th style="width:10%;">OTHER</th> </tr> </thead> <tbody> <tr> <td>Branin, T.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Nelson, T.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Schmitt, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

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  By County Manager 

Routing:
Yellow to: _____
Copy to: _____

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

Date: _____

RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED THIRTY-TWO MILLION DOLLARS (\$32,000,000) PRINCIPAL AMOUNT OF COUNTY OF HENRICO, VIRGINIA, GENERAL OBLIGATION PUBLIC IMPROVEMENT REFUNDING BONDS

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

SECTION 1. Pursuant to Chapter 26 of Title 15.2 of the Code of Virginia, 1950, the same being the Public Finance Act of 1991, for the purpose of refunding all or a portion of certain currently outstanding issues of general obligation bonds of the County, including, without limitation, all or a portion of the outstanding maturities of the County of Henrico, Virginia, General Obligation Public Improvement Refunding Bonds, Series 2010, dated May 4, 2010, and such other maturities of such other outstanding series of the County's General Obligation Public Improvement Bonds, the refunding of which shall be recommended by the County's Financial Advisor (collectively, the "Refunded Bonds"), there are authorized to be issued not to exceed Thirty-Two Million Dollars (\$32,000,000) principal amount of general obligation bonds of the County to be designated as the "County of Henrico, Virginia, General Obligation Public Improvement Refunding Bonds, Series 2020" (the "Bonds").

SECTION 2. (a) The Bonds shall be issued in fully registered form and shall be in the denomination of \$5,000 or any integral multiple thereof. The Bonds shall be numbered from R-1 upwards in order of issuance and shall have such other series designation as shall be determined by the Director of Finance, shall mature in such years and in such amounts in each year as shall be determined by the Director of Finance and shall bear interest, calculated on the basis of a 360-day year comprised of twelve 30-day months, at such rate or rates per annum as shall be determined in accordance with the provisions of Section 8, such interest to be payable semiannually; *provided* that the first interest payment date may be any date within one (1) year from the date of the Bonds as determined by the Director of Finance. The Director of Finance is authorized to determine, in accordance with and subject to the provisions of this Resolution: the date or dates of the Bonds, the interest payment dates thereof, the maturity dates thereof, the amount of principal maturing on each maturity date and whether or not the Bonds shall be subject to redemption prior to their stated maturity or maturities and if subject to such redemption, the premiums, if any, payable upon such redemption and the respective periods in which such premiums are payable.

(b) (i) If the Bonds are subject to redemption and if any Bonds (or portions thereof in installments of \$5,000 or any integral multiple thereof) are to be redeemed, notice of such redemption specifying the date, numbers and maturity or maturities of the Bond or Bonds to be redeemed, the date and place or places fixed for their redemption, the premium, if any, payable upon such redemption and, if less than the entire principal amount of a Bond called for redemption is to be redeemed, that such Bond must be surrendered in exchange for payment of the principal amount thereof to be redeemed and the issuance of a new Bond or Bonds equalling in principal amount that portion of the principal amount of such Bond 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 such Bond at the address of such registered owner as it appears on the books of registry kept by the Registrar (as hereinafter defined) as of the close of business on the forty-fifth (45th) day next preceding the date fixed for redemption. If any Bond shall have been called for redemption and notice thereof shall have been given as hereinabove set forth, and payment of the principal amount of such Bond (or of the principal amount thereof to be redeemed) and of the accrued interest and premium, if any, payable upon such redemption shall have been duly made or provided for, interest on such Bond (or on the principal amount thereof to be redeemed) shall cease to accrue from and after the date so specified for the redemption thereof.

(ii) Any notice of the optional redemption of the Bonds may state that it is conditioned upon there being on deposit with the County, or with a designated agent of the County, on the date fixed for the redemption thereof an amount of money sufficient to pay the redemption price of such Bonds, together with the interest accrued thereon to the date fixed for the redemption thereof, and any conditional notice so given may be rescinded at any time before the payment of the redemption price of such Bonds, together with the interest accrued thereon, is due and payable if any such condition so specified is not satisfied. If a redemption of any Bonds does not occur after a conditional notice is given due to there not being on deposit with the County, or with a designated agent of the County, a sufficient amount of money to pay the redemption price of such Bonds, together with the interest accrued thereon to the date fixed for the redemption thereof, the corresponding notice of redemption shall be deemed to be revoked.

(iii) So long as the Bonds are in book-entry only form, any notice of redemption shall be given only to The Depository Trust Company, New York, New York ("DTC"), or to its nominee. The County shall not be responsible for providing any beneficial owner of the Bonds any notice of redemption.

SECTION 3. The full faith and credit of the County are irrevocably pledged to the punctual payment of the principal of and interest on the Bonds as the same become due. In each year while the Bonds, or any of them, are outstanding and unpaid, the Board of Supervisors is authorized and required to levy and collect annually, at the same time and in the same manner as other taxes of the County are assessed, levied and collected, a tax upon all taxable property within the County, over and above all other taxes, authorized or limited by law and without limitation as to rate or amount, sufficient to pay when due the principal of and interest on the Bonds to the extent other funds of the County are not lawfully available and appropriated for such purpose.

SECTION 4. (a) The Bonds shall be executed, for and on behalf of the County, by the manual or facsimile signature of the Chairman of the Board of Supervisors and shall have a facsimile of the seal of the County imprinted thereon, attested by the manual or facsimile signature of the Clerk of the Board of Supervisors.

(b) The Director of Finance is hereby appointed to serve as the Registrar and Paying Agent for the Bonds (the "Registrar"). The Director of Finance is also hereby authorized

to appoint a bank or trust company to serve as Registrar and to appoint a successor Registrar. 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 the Registrar. Upon the authentication of any Bonds the Registrar shall insert in the certificate of authentication the date as of which such Bonds are authenticated as follows: (i) if the Bond is authenticated prior to the first interest payment date, the certificate shall be dated as of the date of the initial issuance and delivery of the Bonds of the series of Bonds of which such Bond is one, (ii) if the Bond is authenticated upon an interest payment date, the certificate shall be dated as of such interest payment date, (iii) if the Bond is authenticated after the fifteenth (15th) day of the calendar month next preceding an interest payment date and prior to such interest payment date, the certificate shall be dated as of such interest payment date and (iv) in all other instances the certificate shall be dated as of the interest payment date next preceding the date upon which the Bond is authenticated.

(c) The execution and authentication of the Bonds in the manner above set forth is adopted as a due and sufficient authentication of the Bonds.

SECTION 5. (a) 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 thereof is legal tender for public and private debts. The principal of the Bonds shall be payable upon presentation and surrender thereof at the office of the Registrar. Interest on the Bonds shall be payable by check mailed by the Registrar to the registered owners of the Bonds at their respective addresses as such addresses appear on the books of registry kept pursuant to this Section 5; *provided, however*, that so long as the Bonds are in book-entry form and registered in the name of Cede & Co., as nominee of DTC, or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, interest on the Bonds shall be paid directly to Cede & Co. or such other nominee of DTC by wire transfer.

(b) At all times during which any Bond of any series remains outstanding and unpaid, the Registrar shall keep or cause to be kept at its office books of registry for the registration, exchange and transfer of Bonds of such series. Upon presentation at its office for such purpose, the 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 hereinbefore set forth.

(c) Any Bond may be exchanged at the office of the Registrar for such series of Bonds for a like aggregate principal amount of such Bonds in other authorized principal sums of the same series, interest rate and maturity.

(d) Any Bond of any series 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 Registrar for cancellation, accompanied by a written instrument of transfer duly executed by such registered owner in person or by the duly authorized attorney of such registered owner, in form satisfactory to the Registrar.

(e) All transfers or exchanges pursuant to this Section 5 shall be made without expense to the registered owner of such Bonds, except as otherwise herein provided, and except that the 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 5 shall be cancelled.

(f) (i) The Bonds shall be issued in full book-entry form. One Bond representing each maturity of the Bonds will be issued to and registered in the name of Cede & Co., as nominee of DTC, or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, as registered owner of the Bonds and each such Bond will be immobilized in the custody of DTC. DTC will act as securities depository for the Bonds. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof. Purchasers will not receive physical delivery of certificates representing their interest in the Bonds purchased.

(ii) Principal and interest payments on the Bonds will be made by the Registrar to DTC or its nominee, Cede & Co., or such other nominee of DTC as may be requested by an authorized representative of DTC, as registered owner of the Bonds, which will in turn remit such payments to DTC participants for subsequent disbursement to the beneficial owners of the Bonds. Transfers of principal and interest payments to DTC participants will be the responsibility of DTC. Transfers of such payments to beneficial owners of the Bonds by DTC participants will be the responsibility of such participants and other nominees of such beneficial owners. Transfers of ownership interests in the Bonds will be accomplished by book entries made by DTC and, in turn, by DTC participants who act on behalf of the indirect participants of DTC and the beneficial owners of the Bonds.

(iii) The County will not be responsible or liable for sending transaction statements or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants or for transmitting payments to, communicating with, notifying or otherwise dealing with any beneficial owner of the Bonds.

SECTION 6. (a) CUSIP identification numbers may be printed on the Bonds, but no such number shall constitute a part of the contract evidenced by the particular Bond upon which it is printed; no liability shall attach to the County or any officer or agent thereof (including any paying agent for the Bonds) by reason of such numbers or any use made thereof (including any use thereof made by the County, any such officer or any such agent) or by reason of any inaccuracy, error or omission with respect thereto or in such use; and any inaccuracy, error or omission with respect to such numbers shall not constitute cause for failure or refusal by a purchaser of the Bonds to accept delivery of and pay for such Bonds. All expenses in connection with the assignment and printing of CUSIP numbers on the Bonds shall be paid by the initial purchasers of the Bonds.

(b) A copy of the final legal opinion with respect to the Bonds, with the name of the attorney or attorneys rendering the same, together with a certification of the Clerk of the Board of Supervisors, executed by a facsimile signature of that officer, to the effect that such

copy is a true and complete copy (except for letterhead and date) of the legal opinion which was dated as of the date of delivery of and payment for the Bonds, may be printed on the Bonds.

SECTION 7. To the extent it shall be contemplated at the time of their issuance that the interest on any Bonds issued hereunder shall be excludable from gross income for purposes of federal income taxation, the County covenants and agrees to comply with the provisions of Sections 103 and 141-150 of the Internal Revenue Code of 1986 and the applicable Treasury Regulations promulgated thereunder throughout the term of the Bonds.

SECTION 8. The Bonds shall be sold in one or more series in accordance with the provisions of Section 2 at competitive or negotiated sale at not less than ninety-eight percent (98%) of the principal amount thereof and on such other terms and conditions as are provided in the Official Notice of Sale thereof or in the Purchase Contract or Bond Purchase Agreement relating thereto.

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 Director of Finance is hereby authorized to cause to be prepared 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 Director of Finance may deem advisable, subject to the provisions hereof.

Upon the determination by the Director of Finance to sell the Bonds at competitive or negotiated sale, the Director of Finance is hereby authorized, without further notice to or action by the Board of Supervisors, to determine the rates of interest the Bonds shall bear; *provided* that:

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

(ii) 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; and

(iii) the Bonds of any series may be issued and sold only if the refunding of the Refunded Bonds refunded thereby will result in aggregate net present value debt service savings of at least three percent (3%).

If the Bonds are sold at negotiated sale, the Director of Finance is 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 a Bond Purchase Agreement relating to the Bonds.

The Director of Finance is 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 the Bonds. The Director of Finance is 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 or any Deputy County Manager, the Director of Finance and the County Attorney 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.

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 9. (a) The Director of Finance is hereby authorized to appoint an escrow agent (the “Escrow Agent”) for the County in connection with the refunding of the Refunded Bonds and to select a verification agent, if necessary, in connection with the refunding of the Refunded Bonds.

(b) The Director of Finance is hereby authorized and directed to execute and deliver an Escrow Deposit Agreement by and between the County and the Escrow Agent 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 the Escrow Deposit Agreement by the Director of Finance.

(c) The County Manager, any Deputy County Manager or the Director of Finance is hereby authorized from time to time to execute, on behalf of the County, subscriptions for United States Time Deposit Securities - State and Local Government Series, if any, to be purchased by the Escrow Agent from moneys deposited in the Escrow Deposit Fund created and established under any Escrow Deposit Agreement and from time to time to authorize the sale of such United States Time Deposit Securities - State and Local Government Series and the purchase of other United States Time Deposit Securities - State and Local Government Series or open market obligations of the United States in lieu of and in substitution therefor. Such United States Time Deposit Securities - State and Local Government Series, if any, and open market obligations so purchased shall be held by the Escrow Agent under and in accordance with the provisions of the related Escrow Deposit Agreement. The County Manager, any Deputy County Manager or the Director of Finance is hereby authorized to enter into such purchase agreements, including forward supply agreements, if any, as shall be required in connection with the purchase by the Escrow Agent, from moneys deposited in the Escrow Deposit Fund created and established under any Escrow Deposit Agreement, of Government Securities (as defined in the

Escrow Deposit Agreement) other than United States Time Deposit Securities - State and Local Government Series.

SECTION 10. Subject to the issuance, sale and delivery of the Bonds pursuant to this Resolution, the Board of Supervisors 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 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 to be set forth as exhibits to the Escrow Deposit Agreement.

SECTION 11. The Bonds, the certificate of authentication of the registrar and the assignment endorsed on the Bonds, shall be in substantially the form set forth in Exhibit A.

SECTION 12. The County Attorney is hereby directed to file a copy of this Resolution, certified by the Clerk of the Board of Supervisors to be a true copy hereof, with the Circuit Court of the County.

SECTION 13. All resolutions and proceedings in conflict herewith are, to the extent of such conflict, repealed.

SECTION 14. In the event any Bonds authorized for issuance under this Resolution shall not have been issued on or before January 31, 2021, such authorization to issue such Bonds shall terminate and shall be of no further force and effect.

EXHIBIT A

**UNITED STATES OF AMERICA
COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO
GENERAL OBLIGATION PUBLIC IMPROVEMENT
REFUNDING BOND, SERIES 2020**

REGISTERED

REGISTERED

No. R-__

\$ _____

**INTEREST
RATE:**

%

**MATURITY
DATE:**

DATE OF BOND:

CUSIP NO.:

REGISTERED OWNER: CEDE & CO.

PRINCIPAL SUM:

DOLLARS

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, 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 on _____, _____ and semiannually on each _____ and _____ 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 mailed by the Registrar hereinafter mentioned to the Registered Owner hereof in whose name this Bond is registered upon the books of registry, 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; *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 comprised of twelve (12) thirty (30) day months.

The principal of this Bond is payable upon presentation and surrender thereof at the office of the Director of Finance of the County (the "Registrar"). The 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 is legal tender for public and private debts.

This Bond is one of a duly authorized issue of Bonds (herein referred to as the "Bonds") in 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), for the purpose of refunding certain outstanding general obligation public improvement bonds of the County pursuant to a resolution duly adopted by the Board of Supervisors of the County on February 11, 2020.

The Bonds maturing on or before _____, 20__ will not be subject to optional redemption before their respective maturity dates.

The Bonds maturing on or after _____, 20__ may be redeemed prior to their respective maturity dates, on or after _____, 20__, at the option of the County, as a whole or in part at any time, at the price equal to the principal amount of the Bonds to be redeemed, together with the interest accrued thereon 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 hereof to be redeemed and the issuance of a new Bond equalling 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.

Any notice of the optional redemption of this Bond may state that it is conditioned upon there being on deposit with the County, or with a designated agent of the County, on the date fixed for the redemption hereof an amount of money sufficient to pay the redemption price of this Bond, together with the interest accrued thereon to the date fixed for the redemption hereof, and any conditional notice so given may be rescinded at any time before the payment of the redemption price of this Bond, together with the interest accrued thereon, is due and payable if any such condition so specified is not satisfied. If a redemption of this Bond does not occur after a conditional notice is given due to there not being on deposit with the County, or with a designated agent of the County, a sufficient amount of money to pay the redemption price of this Bond, together with the interest accrued thereon to the date fixed for the redemption hereof, the corresponding notice of redemption shall be deemed to be revoked.

Subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the issue of which this Bond is one, this Bond may be exchanged at the 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 attorney of such Registered Owner duly authorized in writing, at the 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 issue 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 issue of which this Bond is one will be issued to the transferee in exchange herefor.

The full faith and credit of the County are irrevocably pledged to the punctual payment of the principal of and interest on this Bond as the same become due. In each year while this Bond is outstanding and unpaid, the Board of Supervisors of the County is authorized and required to levy and collect annually, at the same time and in the same manner as other taxes of the County are assessed, levied and collected, a tax upon all taxable property within the County, over and above all other taxes, authorized or limited by law and without limitation as to rate or amount, sufficient to pay when due the principal of and interest on this Bond to the extent other funds of the County are not lawfully available and appropriated for such purpose.

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 issue 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 issue 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 the Board of Supervisors; a facsimile of the seal of the County to be imprinted hereon, attested by the manual or facsimile signature of the Clerk of the Board of Supervisors; and this Bond to be dated the date first above written.

Clerk of the Board of Supervisors

(Seal)

Chairman of the Board of Supervisors

CERTIFICATE OF AUTHENTICATION

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

Date of Authentication: _____, _____

By: _____
Director of Finance, Registrar

(FORM OF 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:

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____, attorney, to transfer such Bond on the books kept for the registration thereof, with full power of substitution in the premises.

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 *46-20*
Page No. 2 of 2

Agenda Title: **RESOLUTION — Award of Contract — Police Annex Building — Brookland District**

WHEREAS, after a review and evaluation of the bids, it was determined that Daniel & Company, Inc. is the lowest responsive and responsible bidder with a bid of \$3,065,000.

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

1. The contract to furnish all labor, material, equipment, and services necessary for construction of the new Police Annex Building is awarded to Daniel & Company, Inc., the lowest responsive and responsible bidder, in the amount of \$3,065,000, pursuant to Invitation to Bid No. 19-1918-9PEW, Addenda Numbers 1, 2 and 3, and the bid submitted by Daniel & Company, Inc.
2. The County Manager is authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Purchasing Director as his designee, is authorized to execute change orders within the scope of the project budget not to exceed 15% of the original contract amount.

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

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

Agenda Item No. 47-20

Page No. of

Agenda Title: RESOLUTION — SIA2019-00001 — South Precinct Relocation Site — Substantially in Accord with the 2026 Comprehensive Plan — Varina District

Comments: The Director of Planning concurs with the finding of the Planning Commission that the proposed South Precinct Relocation site is substantially in accord with the Plan and recommends approval of the Board paper, and the County Manager concurs.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 48-20

Page No. 2 of 2

Agenda Title: RESOLUTION — Signatory Authority — Acquisition of Real Property — 6018 Indigo Road — Brookland District

WHEREAS, the General Development Policies of the Land Use Chapter include encouraging development that minimizes adverse environmental and fiscal impacts and minimizes disruption to life and property resulting from erosion and flooding; and,

WHEREAS, the Natural Resource Policies of the Natural Resources Chapter include encouraging public and private cooperation in the preservation of environmentally sensitive areas; and,

WHEREAS, the Recreation, Parks, Open Space and Cultural Resources Chapter of the Comprehensive Plan encourages the County to pursue acquisition and development or preservation of open space when it is in the County's best interests; and,

WHEREAS, the owner, Gregory O. Wrenn, has agreed to sell the Property for \$215,000.

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

- (1) the County Manager is authorized to execute the purchase agreement and accept the deed, both in a form approved by the County Attorney, necessary to purchase the property for \$215,000; and,
- (2) the County Manager, or his designee, is authorized to execute all other documents necessary to complete the County's due diligence and to close the transaction; and,
- (3) the County Manager and County Attorney are authorized to undertake all other actions necessary to complete the acquisition by the County and to exercise the powers granted to the County under Va. Code § 10.1-1702, including but not limited to the demolition or disposal of any structures or facilities which may be detrimental to or inconsistent with the use of the Property as open-space land.

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



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

Agenda Item No. 49-20

Page No. 1 of 2

Agenda Title: Resolution — Award of Contract — Douglas S. Freeman High School Stadium – Ticket Booth and Field Entrance Improvements – Tuckahoe District

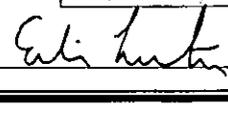
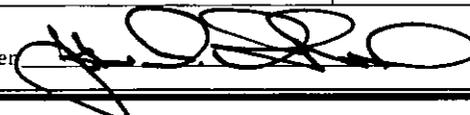
For Clerk's Use Only: Date: <u>2/11/2020</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>O'Bannon</u> Seconded by (1) <u>Schmitt</u> (2) _____ (2) _____ REMARKS: <div style="font-size: 2em; font-weight: bold; text-align: center;">APPROVED</div>	<table style="width:100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">YES</td> <td style="text-align: center;">NO</td> <td style="text-align: center;">OTHER</td> </tr> <tr> <td style="text-align: right;">Branin, T.</td> <td style="text-align: center;"><u>✓</u></td> <td style="text-align: center;">___</td> </tr> <tr> <td style="text-align: right;">Nelson, T.</td> <td style="text-align: center;"><u>✓</u></td> <td style="text-align: center;">___</td> </tr> <tr> <td style="text-align: right;">O'Bannon, P.</td> <td style="text-align: center;"><u>✓</u></td> <td style="text-align: center;">___</td> </tr> <tr> <td style="text-align: right;">Schmitt, D.</td> <td style="text-align: center;"><u>✓</u></td> <td style="text-align: center;">___</td> </tr> <tr> <td style="text-align: right;">Thornton, F.</td> <td style="text-align: center;"><u>✓</u></td> <td style="text-align: center;">___</td> </tr> </table>	YES	NO	OTHER	Branin, T.	<u>✓</u>	___	Nelson, T.	<u>✓</u>	___	O'Bannon, P.	<u>✓</u>	___	Schmitt, D.	<u>✓</u>	___	Thornton, F.	<u>✓</u>	___
YES	NO	OTHER																		
Branin, T.	<u>✓</u>	___																		
Nelson, T.	<u>✓</u>	___																		
O'Bannon, P.	<u>✓</u>	___																		
Schmitt, D.	<u>✓</u>	___																		
Thornton, F.	<u>✓</u>	___																		

WHEREAS, the County received nine bids on January 22, 2020, in response to Invitation to Bid No. 19-1960-12EAR for the Douglas S. Freeman High School Stadium – Ticket Booth and Field Entrance Improvement Project; and,

WHEREAS, the project consists of the construction of a new upgraded plaza entrance and ticket booth at the stadium at Douglas S. Freeman High School; and

WHEREAS, the bids amounts were as follows:

Bidder	Bid Amount
The Boyd Group of Va. Montpelier, VA	\$394,000.00
Centennial Contractors Enterprises, Inc. Richmond, VA	\$410,052.00
Brooks & Co. General Contractors, Inc. Richmond, VA	\$424,700.00
RMT Construction & Development Group Richmond, VA	\$446,286.00
Eagle Commercial Construction Glen Allen, VA	\$458,000.00
Enviroscape, Inc. Sandston, VA	\$467,000.00
ARW Contracting, Inc. Chester, VA	\$485,900.00
Athena Construction Group, Inc. Triangle, VA	\$509,586.00
W.E. Bowman Construction, Inc. Richmond, VA	\$921,862.32

By Agency Head  By County Manager 

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

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

Agenda Item No. 49-20

Page 2 of 2

Agenda Title: Resolution — Award of Contract — Douglas S. Freeman High School Stadium – Ticket Booth and Field Entrance Improvements

WHEREAS, after a review and evaluation of the bids received, it was determined that The Boyd Group of Va. is the lowest responsive and responsible bidder with a bid of \$394,000.00.

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

1. The contract is awarded to The Boyd Group of Va., the lowest responsive and responsible bidder, pursuant to Invitation to Bid No. 19-1960-12EAR and the bid submitted by The Boyd Group of Va.
2. The County Manager is authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Purchasing Director as his designee, is authorized to execute change orders within the scope of the project budget not to exceed 15% of the original contract amount.

Funding to support the contract is available within the project budget. The Director of Recreation & Parks and the Purchasing Director recommend approval of the Board paper, and the County Manager concurs.

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

Agenda Item No. 5020

Page No. 2 of 2

Agenda Title: **RESOLUTION — Award of Construction Contract — Water Treatment Facility
Courtyard Improvements — Tuckahoe District**

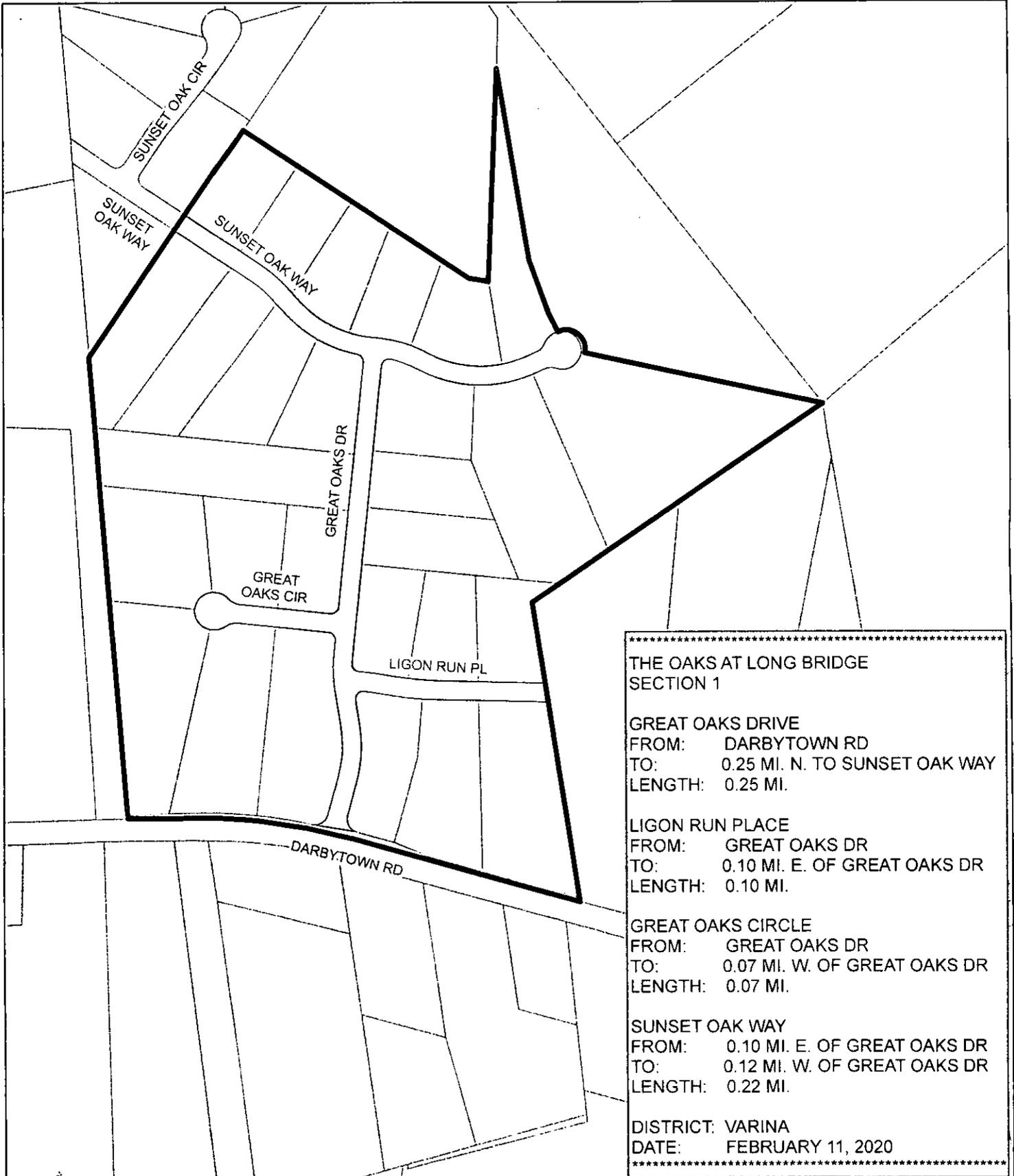
NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors:

1. The contract is awarded to ARW Contracting, Inc., the lowest responsive and responsible bidder, in the amount of \$632,680 pursuant to Invitation to Bid No. 19-1947-11EAR, Addendum No.1, and the bid submitted by ARW Contracting, Inc.
2. The County Manager is authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Purchasing Director as his designee, is authorized to execute change orders within the scope of the project budget, not to exceed 15% of the original contract amount.

Comments: Funding will be provided by the Water and Sewer Revenue Fund. The Director of Public Utilities and the Purchasing Director recommend approval of the Board paper, and the County Manager concurs.



THE OAKS AT LONG BRIDGE SECTION 1





THE OAKS AT LONG BRIDGE SECTION 2



THE OAKS AT LONG BRIDGE
SECTION 2

SUNSET OAK WAY
FROM: 0.12 MI. W. OF GREAT OAKS DR
TO: 0.18 MI. W. OF GREAT OAKS DR
LENGTH: 0.06 MI.

SUNSET OAK CIRCLE
FROM: SUNSET OAK WAY
TO: 0.10 MI. N. OF SUNSET OAK WAY
LENGTH: 0.10 MI.

DISTRICT: VARINA
DATE: FEBRUARY 11, 2020



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 52-20

Page No. 1 of 1

Agenda Title: RESOLUTION - Settlement of Worker's Compensation Claim - Christopher Gregory

For Clerk's Use Only: Date: <u>2/11/2020</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Nelson</u> Seconded by (1) <u>Shoute</u> (2) _____ (2) _____	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 checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
	REMARKS: <div style="text-align: center; font-size: 2em; font-weight: bold;">APPROVED</div>	

BE IT RESOLVED by the Board of Supervisors of Henrico County that:

- (1) it authorizes settlement of the worker's compensation claim of Christopher Gregory on terms as recommended by the Risk Manager and the County Manager and as approved by the Self-Insurance Trustees; and
- (2) the Risk Manager, County Manager, and outside counsel are authorized to execute all documents necessary to conclude this matter and implement the terms of the settlement.

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

By Agency Head _____

By County Manager _____

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____