

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
June 9, 2020

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, June 9, 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. Vithoukas, County Manager
Joseph P. Rapisarda, Jr., County Attorney
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
Anthony E. McDowell, Deputy County Manager for Public Safety

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

Mr. Nelson delivered the invocation.

Mr. Branin reminded residents that they could participate in the meeting remotely during the public hearing and the public comment portions. He noted directions were posted on the home page of the County's website and reviewed the directions for those residents wishing to participate. Directions were also posted on the screens in the Board Room.

On motion of Mrs. O'Bannon, seconded by Mr. Schmitt, and by unanimous vote, the Board approved the May 26, 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

Mr. Vithoukas advised the Board and the community that last week four of the County's Department of Public Utilities' Solid Waste Division employees tested positive for the COVID-19 virus. In accordance with health protocols, these employees and five other employees who had direct contact with them must self-quarantine at home until they are

cleared of the virus. Up to 5,000 of the County's refuse customers will experience a one-day delay in collections because of this temporary reduction in staffing. The County has begun moving employees from other operational areas to supplement refuse truck operations. More information will be forthcoming from the Department of Public Relations regarding the status of refuse pickup. Mr. Vithoukias confirmed for Mr. Branin that delays will not exceed one day and residents should leave their refuse on the curb until it is collected.

Mr. Vithoukias recognized Tony McDowell, Deputy County Manager for Public Safety, who provided an update on the County's response to COVID-19. According to data from the Virginia Department of Health (VDH), a total of 51,251 confirmed and suspected cases have been reported statewide with nearly ten percent of these cases requiring hospitalization. There have been 1,477 deaths statewide attributed to COVID-19. Within Henrico County, 2,128 cases have been reported with about ten percent of those requiring hospitalization. There have been 134 deaths in Henrico attributed to COVID-19, most of which occurred in long-term care facilities. The percentage of positive tests statewide peaked in mid-April and is currently at ten percent. This percentage for Henrico County is 11.6 percent compared to 14.7 percent for the Chesterfield Health District and 15.6 percent for the Richmond Health District. The County succeeded early on in procuring testing supplies from GENETWORKx, a Henrico company, and has distributed 1,450 test kits through VDH for testing in long-term care facilities and areas with vulnerable populations. The County has also administered a testing program for first responders, essential employees, and participating partners, including state employees from VDH and the Virginia Department of Emergency Management. More than 2,000 individuals from throughout the region have been tested through this program. Mr. McDowell reaffirmed the County's partnership with the Commonwealth of Virginia in response to questions from Mr. Branin.

Mr. McDowell resumed his comments by pointing out the County distributed 500 fliers in the Nottingham Green apartment complex on April 23 and 2,500 fliers in the Glenwood Farms community on May 9 to market upcoming testing programs for those areas of Henrico. On May 23, Henrico volunteers distributed 9,000 care kits containing face masks and educational material throughout the Brookland, Fairfield, and Varina Districts. On May 30, Henrico volunteers distributed 17,000 care kits across the Brookland, Three Chopt, and Tuckahoe magisterial districts. Areas targeted for distribution were those determined to be at highest risk based on recommendations from the Centers for Disease Control and VDH. High-risk communities are those with greater concentrations of African American or Hispanic residents, persons over the age of 65, and residents with limited access to health insurance. Other criteria used in identifying target areas included resident access to transportation and the internet and neighborhood walkability. More COVID-19 care kits will be available for residents beginning June 10 at the Henrico County Government Center on Parham Road and Eastern Henrico Government Center on Nine Mile Road. A transition task force is helping the County Manager and agency heads proactively, carefully, and consistently bring County services back online. The County's Emergency Operations Center has been active in monitoring the assemblies and protests that have taken place around the region and supporting people who want to have their voices heard. On June 7, large numbers of people walked from St. Paul's Baptist Church to the Eastern Government Center. The County supported this event with traffic control, the distribution of water and COVID-19 care kits, and a rally stage erected by the Division of Recreation and Parks. County staff has been constantly monitoring expenses relating to COVID-19 so the County can qualify for reimbursement from the federal government and other revenue sources. Mr. McDowell repeated the criteria used by the County in targeting neighborhoods for COVID-

19 care kit distribution in response to questions from Mr. Nelson and Mr. Branin. Mrs. O'Bannon mentioned that she has placed information regarding this matter on various social media sites.

BOARD OF SUPERVISORS' COMMENTS

Mrs. O'Bannon wished happy birthday to her mother, who will turn 101 on June 11 and who resides in an assisted living facility where there have been no cases of COVID-19 among either the residents or employees.

Mrs. O'Bannon commented on the intensity of emotions in the community and media in reaction to the actions taken by Minneapolis police officers that resulted in the death of an unarmed man, George Floyd, on May 25. Mrs. O'Bannon noted she has received many telephone calls from constituents expressing horror at the incident as well as calls on June 3 prior to a planned march from Short Pump Town Center to The Shops at Willow Lawn. Residents and businesses in the Short Pump area were fearful for their personal safety and concerned about the potential for fires and property damage. Mrs. O'Bannon received nearly 30 calls from citizens who wanted to thank the County's Police Division for protecting them. She read a message of thanks from one of the callers and stated she wanted the County's police officers to know how much they were appreciated by these callers.

Mr. Schmitt echoed Mrs. O'Bannon's comments. He noted he has read, appreciated, and fully understood every email, text message, and telephone call he has received regarding these social issues and answered each question as quickly as he can. Mr. Schmitt thanked County staff for its support in responding to and answering some of the questions. He assured residents that every item, thought, or concern that has been sent will continue to be discussed with his colleagues on the Board. Mr. Schmitt also thanked the public for openly communicating with members of the Board and commented that this communication is desired and valued.

Mr. Schmitt remarked that the soul of this society and that of its neighbors, friends, and families has been challenged over the past couple weeks. The nation has witnessed unspeakable actions resulting in tragedy and has seen unrest within communities brought about by the raw emotion that rightfully stems from a failure to hear, comprehend, and advocate for the equity of black people. It has also seen a deep and distinguishable thirst for understanding and action. Mr. Schmitt stated that the issues of decency, civility, and equity are meant to unite rather than divide. He suggested there is an opportunity to turn hate into hope, anger into awareness, and pain into progress and that words will not fix the issue at hand, only actions, honest conversations, true listening and hearing, and a complete and total commitment to understanding. Mr. Schmitt cautioned that those persons engaging in violence or destruction are diluting the message that needs to be heard. Those persons seeking to harm or intimidate others who are engaging in peaceful demonstrations will be held accountable and are the problem. Mr. Schmitt joins those with whom he has spoken in rejecting acts of hate and prejudice and the willful disregard for the rights of black people and joins those that unapologetically attest that Black Lives Matter. He concluded that the deep well of despair, anguish, sorrow, and pain has run dry and it is time to change hearts and minds to bring about new levels of understanding, compassion, and healing.

Mr. Nelson thanked the approximately 5,000 citizens who participated in the June 7 rally. He also thanked the County Manager's Office for responding to requests for the event, the Division of Recreation and Parks for providing the stage and sound system, and the Police Division for assisting with traffic calming and other logistics. Mr. Nelson recognized the following County officials who marched alongside him and the citizen protestors: Mr. Vithoukias, Police Chief Humberto Cardounel, Police Captain Mark Banks, Mr. Thornton, Varina District School Board Representative Alicia Adkins, and Fairfield District School Board Representative Roscoe Cooper. Mr. Cooper was one of the organizers of the event.

Mr. Nelson read an excerpt from a June 1 letter that the Board received from Mr. Vithoukias relating to recent reductions in the County's jail population. Since late April, the jail population has remained below 1,100 after hovering near 1,500 inmates in recent years. On May 14, the population was 1,048, a 31 percent reduction from the most recent high of 1,512 inmates in February. This reduction is a direct result of intentional efforts to address the challenges of jail overcrowding and to deal with behavioral health and substance use disorders throughout much of 2019. In 2019, Mr. Nelson and Mr. Branin co-chaired the Henrico Recovery Roundtable in 2019, which researched and discussed ways to address these issues. The roundtable's recommendations, along with the positive and collaborative relationships among the stakeholders, has enabled Henrico Sheriff Alisa Gregory to make substantial progress since assuming office in January. Mental health clinicians, judges, Sheriff's Office staff, law enforcement officials, and the Commonwealth's Attorney's Office have been working together to create new practices for screening inmates for possible diversion. Because of these collaborative efforts, the County's jails are no longer overcrowded and there is no longer discussion of building another corrections facility in Henrico. Mr. Nelson gave a shout out to everyone who had something to do with collectively moving the County forward.

Mr. Nelson referred to recommendations he sent to his colleagues on the Board on June 2. These included changing the name of Confederate Hills Recreation Center, creating a citizens review board for public safety, reducing the County's support for public safety personnel in the City of Richmond during the current civil unrest, and banning the use of certain maneuvers by public safety officials. He shared the history of the recreation center, which the County acquired in 1994 and opened in 1997. After considering emails, letters, and telephone calls in support and opposition to changing the center's name, Mr. Nelson announced he was proposing that the name be immediately changed to The Springs Recreation Center in keeping with the history of the area. Mr. Branin noted it was the consensus of the Board to make this change. Mr. Vithoukias advised Mr. Branin that a new sign can be erected within the next week. Mr. Nelson pointed out the four rooms within the center are currently named the Engineer's Room and Terrace, Locomotive Room, Conductor's Room, and Pavilion in association with a former owner of the property, the Locomotive Club. He asked that these names be changed to the Empowerment Room, Justice Room and Terrace, Progress Pavilion, and Equity Room. Mr. Branin announced that it was the consensus of the Board to make these changes. Mr. Nelson advised that the County's 2011 Commemoration Advisory Commission, chaired by Mrs. O'Bannon, previously recommended changing the names of these rooms to honor Henrico trailblazers. He will instead recommend to the School Board that some of those names be used to name certain areas of the new Highland Springs High School. Mr. Nelson remarked that some citizens have also asked the County to consider renaming certain streets that are directly associated with Confederate Hills Recreation Center. He pointed out there is a process for changing street names that requires 100 percent approval of the affected residents, and he

stated he will be talking with other Board members to see if there is interest in amending the ordinance to streamline the process.

Mr. Nelson thanked the School Board and School administration for showing sensitivity to the black community through public statements, participating in the June 7 rally, supporting Black Lives Matter, and putting out an equity and diversity resource packet that was developed by Dr. Monica Manns, the school division's Chief Equity, Diversity, and Opportunity Officer. He also acknowledged Mr. Schmitt's statement earlier in the meeting and read a portion of Mr. Vithoulkas' June 5 message to County employees that referred to the systemic racism that has existed in this country for 400 years and the recent and senseless killings of black Americans. Mr. Nelson thanked Mr. Vithoulkas for speaking from the heart, not being afraid to use the word "black," and to understand that this is a human situation. He expressed sadness and sorrow that residents in the Short Pump area were afraid but pointed out black people have been afraid for decades and it breaks his heart every time he hears people talk more about their property than the loss of human life. Mr. Nelson emphasized there have been peaceful protests throughout the region. He expressed appreciation for the Henrico Police Division and mentioned that most of the County's police officers have done a great job representing their communities. However, he said there is a mistrust across the country that cannot be explained away. Mr. Nelson encouraged citizens not to be afraid and that if they really care, they should get out in the community and protest and push for things to make it a better place so that the last black person he ever sees murdered by police is George Floyd.

Mr. Branin pointed out every Henrico Board member has strong feelings on this matter. He stated that the Board has always demanded excellence in the County's public services, including public works, public utilities, and police. Mr. Branin stated his and the Board's commitment to having equal justice, a safe Henrico for all residents, and the best-trained and most professional police department. He is hopeful that through best training practices it can be guaranteed that no locality in America can have a member of the police department murder anybody, regardless of their ethnicity. Mr. Branin asked that Mr. Vithoulkas, County department heads, and Henrico citizens keep pushing for excellence. He thanked the protestors who have walked through Short Pump twice for bringing awareness and thanked the County's Police Division for ensuring everyone's safety.

Mr. Thornton expressed appreciation to Mr. Schmitt for his words and compared the June 7 eastern Henrico march to the August 1963 march on Washington, D.C. when Dr. Martin Luther King gave his *I Have a Dream Speech*. He suggested Americans need to be cognizant and appreciative of the winds of change. Mr. Thornton mused that the June 7 protest seemed to be a bit different, but he is sure there is the wherewithal to make the best of it. He cautioned against arrogance and expressed a belief in possibility government, a government that listens to the people and the times and makes humane decisions. Mr. Thornton voiced confidence that this Board will strive to make things better. He concluded his remarks by cautioning persons not to be silent and to speak up when they see something wrong.

Mrs. O'Bannon added that she received calls from people of all races, colors, and creeds, and many said they were grateful to Henrico that the protests remained peaceful and were constitutional and that its citizens felt safe.

RECOGNITION OF NEWS MEDIA

Mr. Branin recognized John Reid Blackwell with the *Richmond Times Dispatch*.

ADDED BY UNANIMOUS CONSENT

Mr. Vithoukas pointed out this was Mr. Rapisarda's last Board meeting. He asked that the Board add a resolution to the general agenda by unanimous consent. Mr. Vithoukas stated that it is clear Mr. Rapisarda has enjoyed a long and distinguished career with the County. He reviewed Mr. Rapisarda's career highlights, educational background, and leadership positions with other organizations. Mr. Vithoukas noted Mr. Rapisarda has earned the respect of others with whom he has worked and leaves an incredible record of service. He commented that he has appreciated Mr. Rapisarda's calm and steady legal counsel, leadership, and friendship. Mr. Vithoukas announced on behalf of the Board that the law collection at the Tuckahoe Area Library will now be officially named the "Joseph P. Rapisarda, Jr., Law Collection." He remarked that he has called Mr. Rapisarda "Atticus" over the years because of Mr. Rapisarda's lifelong passion for knowledge and clarity. On behalf of a grateful staff, Mr. Vithoukas thanked Mr. Rapisarda for choosing the County and for everything he has done for Henrico's county managers and department heads during the past four decades.

148-20 On motion of Mr. Thornton, seconded by Mr. Schmitt, and by unanimous vote, the Board approved adding to the agenda an item numbered 148-20 and titled "Resolution - Expressing Appreciation to Joseph P. Rapisarda, Jr." - see attached resolution.

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

Mr. Rapisarda stated he was humbled by the recognition and grateful for the privilege to serve as County Attorney and has tried to do the right thing, treat people fairly and with respect, and apply the rule of law while striving for excellence. He thanked Mr. Vithoukas for being an incredible leader, giving him the resources he has needed to succeed, and supporting him every inch of the way. Mr. Rapisarda also thanked the Board, his past and current staff, and the members of his family, including his late parents. Mr. Branin presented the resolution and a gift from the Board to Mr. Rapisarda in recognition of Mr. Rapisarda's extraordinary service, unparalleled commitment, and invaluable contributions. The following members of Mr. Rapisarda's family were listening to the presentation online: his wife, Margie; daughter, Lindsey; son Andrew; daughter-in-law, Allison; and sister, Gina Windsor. Mrs. Rapisarda expressed pride in her husband on behalf of the family and thanked Mr. Vithoukas and the Board for the recognition. Mr. Branin referred to Mr. Rapisarda's unprecedented dedication to the County.

Mr. Nelson stated the Board is going to miss Mr. Rapisarda and his incredible and irreplaceable knowledge about County business and the law. He thanked Mr. Rapisarda for making his job easier as a County Supervisor. Mr. Thornton extended kudos and metaphorical flowers to Mr.

Rapisarda on his 43-year stellar career and encouraged him to enjoy his retirement and share his pearls of knowledge in jurisprudence with youngsters. Mrs. O'Bannon thanked Mr. Rapisarda for always giving her the perfect answer to her unusual questions and expressed appreciation to his father for his instrumental role in establishing Tuckahoe Little League. Mr. Schmitt added his thanks and noted how important and helpful Mr. Rapisarda has been to him over the past year-and-a-half and the value and wisdom Mr. Rapisarda has shared over the decades. Mr. Branin reiterated that Mr. Rapisarda can never be replaced.

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMIT

Mr. Branin restated the announcement he made at the beginning of the meeting pertaining to remote participation by residents during the public hearing and public comment portions of the meeting, and directions were also posted on the screens in the Board Room.

138-20 Robinson Development Group Inc.: Request to conditionally rezone from O-
REZ2020- 3C Office District (Conditional) to UMUC Urban Mixed-Use District
00020 (Conditional) part of Parcel 747-763-3334 containing 1.073 acres located on
Three Chopt the east line of Sadler Road, approximately 1100' south of Thorncroft Drive.

Mr. Vithoulkas and Joe Emerson, Director of Planning, announced the first two cases were companion cases and would be presented and heard together but would require separate motions and actions by the Board.

No one from the public spoke in opposition to this item or Agenda Item No. 139-20.

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

1. The subject property is added to the UMU district created by rezoning case REZ2019-00018 and is subject to the proffered conditions accepted with that case (see case file).

The vote of the Board was as follows:

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

No: None

139-20 Robinson Development Group Inc.: Request for a Provisional Use Permit
PUP2020- under Sections 24-32.1 (a, d, i, k, n, p, s, t, v, w, z and aa), 24-120 and 24-
00006 122.1 of Chapter 24 of the County Code to allow for outdoor vending;
Three Chopt carwash; single offices, clinics and labs for medical, dental and optical uses
greater than 30,000 square feet of floor area; drive-through service window;
parking garage with no associated ground floor retail uses; commercial
outdoor recreation facilities, including skating rinks, swimming pools or
other standard facilities of this type of development; buildings exceeding 60'

in height; density of residential development exceeding 30 dwelling units per acre; open space within a development of less than 20 percent; commercial or office square footage of less than 25 percent of the total building square footage of the UMU district; number of for-lease multifamily dwelling units to exceed 30 percent of the total units of the UMU district; and a parking plan on part of Parcel 747-763-3334 located on the east line of Sadler Road, approximately 1100' south of Thorncroft Drive.

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

1. **Master Plan, Density, and Percentage of For-Lease Multifamily Units.** All development on the property shall be in general conformance with the 10/14/17 version of the *Innsbrook Urban Mixed-Use District Urban Design Guidelines*. Residential development on the property as shown in the concept plan for both REZ2019-00018 and REZ2020-00020 shall not exceed 700 dwelling units, all of which may be multi-family for-lease.
2. **Commercial/Office Square Footage.** The minimum commercial and office square footage may be less than 25% of the site's aggregate building square footage, but shall not be less than the minimum amount proffered in rezoning cases REZ2019-00018 and REZ2020-00020.
3. **Square Footage Limitations.** Medical offices, clinics or laboratories shall have no limit as to floor area, except that any clinic or laboratory exceeding 30,000 square feet shall be part of a multi-story, multi-tenant building.
4. **Open Space.** Open space on the site may be less than 20%, but shall be no less than 10%.
5. **Building Height and Emergency Communication Systems.** Buildings within 150' of the eastern right-of-way boundary of Sadler Road shall not exceed 45' in height, except as allowed by the Innsbrook Redevelopment Overlay District. Buildings more than 150' from but within 300' of the eastern right-of-way boundary of Sadler Road shall not exceed 80' in height, except as allowed by the Innsbrook Redevelopment Overlay District. All other buildings may exceed 80' in height up to a maximum of 200' in height, except that architectural enclosures not exceeding 25% of the linear distance along any face of such building may be permitted up to 215' in height. For any building above 60' in height, the owner shall install a fire command center and emergency radio communication equipment in the building to allow for adequate public safety and radio coverage within and between the buildings. A communications consultant shall certify such equipment as compatible with the County's emergency communication system within 90 days of the owner or tenant obtaining a Certificate of Occupancy for

any such building. The County shall be permitted to perform communications testing within the buildings at any time.

6. **Parking Structure Design and Fire Protection.** Parking structures without ground floor retail uses along at least one façade or without usable floor space for residential or nonresidential uses along any façade that faces a one-family use or public or private street shall be permitted, provided the design of such structures is consistent with the 10/14/17 version of the *Innsbrook Urban Mixed-Use District Urban Design Guidelines* as determined at the time of Plan of Development Review. 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 during Plan of Development review.
7. **Parking Plan.** The applicant shall provide a minimum of 1,037 parking spaces on the property in a manner consistent with: a) the development plan proposed with case REZ2020-00020, and b) the two-page shared parking strategy provided with this request. Each plan of development submitted for the property shall include a tabulation of all parking required per the parking study. Shared parking information, including updates to the parking study demonstrating the parking rate is meeting the needs of approved development on the property, shall be provided with each plan of development, or as requested by the Director of Planning. Each plan of development submitted shall identify the location and means of creating additional parking that could accommodate the difference between the reduced parking standard approved by this permit and the standards contained in Section 24-34(m) of the Henrico County Code.
8. **Car Wash.** Each parking structure may contain a car washing amenity for use by apartment residents. The car wash area shall be entirely within the parking structure and screened from sidewalks and adjacent streets.
9. **Drive-Through Service Windows.** Drive-through service windows for specialty coffee, specialty beverage or pastry, banks, pharmacies, and dry cleaners shall be the only drive-through services permitted on the site. Any use incorporating a drive-through service window shall be part of a multi-tenant building. Drive-through service windows shall be designed to minimize negative impacts to the pedestrian environment and shall be accessed from secondary access aisles such as alleys, unless otherwise approved at the time of Plan of Development review.
10. **Commercial Outdoor Recreation Facility.** Commercial outdoor recreation facilities such as skating rinks, swimming pools, and other similar uses may be included on the property.
11. **Outdoor Vending Areas.** Areas of the Property may be designated on the master plan, which may be revised from time to time, or a Plan of

Development, for the preparation of food or beverages or the sale or display of merchandise conducted in an open area or structure by one or more individual vendors operating from stalls, stands, carts, vehicles or other spaces which are rented or otherwise made available to such vendors. Such activities may include a market, sale of merchandise as part of a permitted festival or other similar special event, or the outdoor display or sale by a single food or beverage vendor, operated as an incidental part of retail activity regularly conducted from within a permanent building on the premises. Sidewalk widths adjacent to outdoor vending areas shall not be reduced to less than five (5) feet, except to accommodate a permitted festival or other similar special event. Trash receptacles shall be provided and conveniently located for each block that contains an outdoor vending area.

12. **Radio and Television Stations and Television Receiving Antennas.** Any communications equipment such as satellite dishes or antennas associated with a radio or television station shall be screened from public view at ground level in a manner approved at the time of Plan of Development Review. No stand-alone television or radio antennas shall be permitted.
13. **Heliports.** Heliports shall include only landing facilities with no fueling or service facilities permitted, and shall be subject to the following requirements:
 - a. Any heliport shall be designed, constructed, and marked in compliance with Federal Aviation Administration regulations and recommendations, including Advisory Circular 150-5390-2B.
 - b. All heliport operations shall conform to Federal Aviation Administration regulations and recommendations, including those related to training and oversight of flight crews, and safety equipment on helicopters.
 - c. Any heliport shall be located on the roof of a building at least 300' from the property line of a lot containing an existing one-family dwelling.
14. **Billiard Parlors.** Billiard parlors shall be permitted, provided that evidence (i.e. police calls to the premises, complaints from other businesses or the residential community, etc.) does not indicate that the establishment and operation of a billiard parlor is having an adverse effect (i.e. increased public nuisance: loitering, excessive noise outside the building, criminal assaults, traffic, etc.) on the surrounding area.

Billiard parlors shall not operate between the hours of 2:00 a.m. to 6:00 a.m.
15. **Crime Prevention.** Prior to occupancy of any new structure containing commercial or office uses, the applicant and the Crime Prevention Unit of the Division of Police shall conduct a security survey of the property.

The applicant shall implement mutually agreed upon security recommendations.

The vote of the Board was as follows:

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

No: None

140-20
REZ2020-
00008
Fairfield

DealPoint Merrill, LLC: Request to conditionally rezone from B-2 Business District to M-1C Light Industrial (Conditional) Parcel 810-723-3605 containing 9.735 acres located on the south line of Nine Mile Road (State Route 33), approximately 245' west from its intersection with S. Laburnum Avenue.

Sterling McGregor, Co-founder and President of DealPoint Merrill, presented the case on behalf of the applicant. He referred to support received from neighbors of the proposed project at a community meeting and the applicant's numerous meetings with County staff and Fairfield District Planning Commissioner Chris Archer to get feedback. Mr. McGregor took exception to the staff report and Planning Commission's recommendation regarding this case. He contended the applicant's proposal is for a mixed-use project and was mischaracterized by staff as a self-storage facility. Mr. McGregor pointed out the applicant budgeted \$14.5 million to acquire and redevelop the subject property and explained the various components of the proposed project that he believes qualify it as mixed use, including plans for retail buildings. He also reviewed proposed property improvements such as new pedestrian-perimeter sidewalks; upgraded landscaping; and new parking lots, building lighting, and security systems. Mr. McGregor also addressed the components and findings of a feasibility and market study completed by the applicant and highlighted how the project would revitalize and stabilize the community by bringing new businesses and retail to this specific area.

In response to questions and comments from Mr. Nelson, Mr. McGregor elaborated on why he believes the project should be characterized as a retail service mixed-use project and Mr. Emerson cited case proffers and reasons for staff's and the Planning Commission's position that the self-storage facility proposed for the subject property is inconsistent with both the County's 2026 Comprehensive Plan's designation and its vision for the Nine Mile Road corridor's special focus area.

The following persons spoke in support of this item:

- John Madures, a resident of Chesterfield County and Assistant Vice President of Divaris Real Estate, Inc., advised Mr. Branin that he is the leasing agent for the subject property's K-Mart Center. Mr. Madures referred to support for the project by elderly residents of the community and elaborated on the vanishing retail market, how the project could benefit the community and the County's tax base,

and the challenges of leasing the subject property for strictly retail uses.

- Heung Park, Vice President of East End Resources Group, LLC, and one of the owners of the subject property, commented on the quality of the proposed project and the merits of DealPoint Merrill as a commercial property developer.

On motion of Mr. Thornton, seconded by Mr. Nelson, and by unanimous vote, the Board followed the recommendation of the Planning Commission and denied this request.

The vote of the Board was as follows:

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

No: None

141-20
REZ2020-
00013
Varina

Steeple Lane Development: Request to amend proffers accepted with rezoning case C-20C-06 on part of Parcel 809-724-5973 located between the east line of East Richmond Road and the west line of N. Laburnum Avenue approximately 800 feet north of Nine Mile Road (State Route 33).

Mr. Emerson responded to questions from Mr. Nelson pertaining to the design and quality of housing for this development.

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

On motion of Mr. Nelson, seconded by Mr. Thornton, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this request as follows:

Proffered Conditions 4, 7, 9, 10 and 14 of Rezoning Case No. C-20C-06 shall be amended as outlined below. All other conditions of Rezoning Case No. C-20C-06 shall remain in force and effect.

4. **Architecture**. Construction of the dwelling units shall be similar in architectural style and appearance shown in Elevations 1 through 12 (see case file). Any substantial modifications shall be approved by the Director of Planning.

7. **Minimum Home Size**. All homes shall have an average of 1,600 square feet of finished floor area, but in no case less than 1,400 square feet.

9. **Garages**. All homes shall be constructed with a minimum of a two (2) car garage.

10. **Foundations**. All homes shall either (a) be constructed on a crawl space with split-face block; or (b) be finished with a minimum of 8 inches exposed textured masonry material.

14. **Lamp Posts.** All improved lots shall be required to have a post lamp with supporting post of design and installation as specified in the development's Covenants and Restrictions.

The vote of the Board was as follows:

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

No: None

142-20 Wilton Commercial I, LLC: Request to conditionally rezone from B-2C
REZ2020- Business District (Conditional) to B-3C Business District (Conditional) part
00017 of Parcel 748-760-9546 containing .002 acres located on the north side of W.
Three Chopt Broad Street (U.S. Route 250) approximately 300' east of its intersection
with Cox Road.

Mr. Emerson responded to questions from Mr. Branin and Mrs. O'Bannon concerning the reason for the rezoning request.

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

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

1. All proffers contained in C-2C-93 and C-61C-95 shall remain in full force and effect and shall by this reference be made a part hereof as if fully set forth herein.
2. The use of the B-3C portion of the property shall be limited to a stand-alone Automated Teller Machine (ATM).

The vote of the Board was as follows:

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

No: None

PUBLIC HEARINGS - OTHER ITEMS

143-20 Resolution - Amendments to the FY 2019-20 Annual Fiscal Plan: June
2020.

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

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

144-20 Resolution - Amendment to the FY 2019-20 Annual Fiscal Plan: CARES
Act Funding for Henrico County Public Schools.

Mr. Vithoukas confirmed that staff's explanation of this item was the same explanation the Board received at its previous meeting.

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 approved this item – see attached resolution.

145-20 Resolution - Signatory Authority - Acquisition and Lease of Real Property - 2306 Homeview Drive - Three Chopt District.

Steve Price, Director of Real Property, and Mr. Vithoukas responded to questions from Mr. Branin relating to the proposed property acquisition.

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

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

PUBLIC COMMENTS

There were no comments from the public.

GENERAL AGENDA

146-20 Resolution - Signatory Authority - Acquisition of Real Estate and Easements - Cannon - Three Chopt Road Improvements Project - Three Chopt District.

Mr. Yob responded to questions from Mr. Branin regarding the schedule for this project.

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

147-20 Resolution - Acceptance of Roads - Brookland District.

Mr. Yob responded to a question from Mr. Nelson pertaining to the status of acceptance of roads resolutions following the COVID-19 quarantine. He also responded to questions from Mr. Schmitt concerning the length and location of the roads addressed by this resolution.

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

Mr. Vithoukas remarked that in all his time with the County he has never participated in such an honest meeting where such true emotion was expressed. He stated that it is an honor to serve this Board.

Mr. Branin asked all Henrico citizens to be safe.

There being no further business, the meeting was adjourned at 9:10 p.m.



Chairman, Board of Supervisors
Henrico County, Virginia



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

Agenda Item No. 148-20

Page No. 1 of 2

Agenda Title: **RESOLUTION – Expressing Appreciation to Joseph P. Rapisarda, Jr.**

For Clerk's Use Only: Date: <u>6/9/2020</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	<p><i>D add</i> <i>2 approve</i> BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Shawnta</u> Seconded by (1) <u>Schmitt</u> (2) <u>Obama</u> (2) <u>Nelson</u></p> <p>REMARKS: APPROVED</p>	<table border="1"> <thead> <tr> <th></th> <th>YES</th> <th>NO</th> <th>OTHER</th> </tr> </thead> <tbody> <tr> <td>Branin, T.</td> <td align="center"><u>122</u></td> <td></td> <td></td> </tr> <tr> <td>Nelson, T.</td> <td align="center"><u>✓</u></td> <td></td> <td></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><u>✓</u></td> <td></td> <td></td> </tr> <tr> <td>Schmitt, D.</td> <td align="center"><u>✓</u></td> <td></td> <td></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><u>✓</u></td> <td></td> <td></td> </tr> </tbody> </table>		YES	NO	OTHER	Branin, T.	<u>122</u>			Nelson, T.	<u>✓</u>			O'Bannon, P.	<u>✓</u>			Schmitt, D.	<u>✓</u>			Thornton, F.	<u>✓</u>		
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WHEREAS, Joseph P. Rapisarda, Jr., has enjoyed a successful and distinguished 43-year career with the Henrico County Attorney's Office and will retire from the County on June 19, 2020; and

WHEREAS, Mr. Rapisarda grew up in Henrico County, graduated from Douglas S. Freeman High School as the salutatorian of his class, and attended the University of Virginia, where he was a DuPont Scholar and member of Phi Beta Kappa while earning his Bachelor of Arts degree; and


WHEREAS, following his graduation from the University of Virginia School of Law, Mr. Rapisarda joined the County Attorney's Office as Assistant County Attorney and five years later was appointed Henrico's third County Attorney; and

WHEREAS, during his 38-year tenure as County Attorney, Mr. Rapisarda has served as President of the Henrico County Bar Association and Local Government Attorneys of Virginia (LGA); Chair of the Virginia State Bar's Third District Committee and Standing Committee; a member of the Virginia State Bar Professionalism Course Faculty; and a member of the Boyd-Graves Conference, whose mission is to improve the quality of Virginia's civil justice system; and

WHEREAS, while working under four County Managers and fifteen members of the Board of Supervisors, Mr. Rapisarda has provided these officials with calm leadership and judicious legal counsel with the assistance of a highly competent staff that he hired, trained, and developed; and

WHEREAS, Mr. Rapisarda's guidance on major County initiatives, including the meals tax, general obligation bond referenda, community development authorities, the short-term rental ordinance, redistricting, and public-private partnerships has been invaluable; and

WHEREAS, over the past four decades, Mr. Rapisarda has gained the deep respect of local attorneys and judges as well as his peers throughout the Commonwealth; and

By Agency Head _____ By County Manager 

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

Agenda Item No. 148-20
Page No. 2 of 2

Agenda Title: RESOLUTION – Expressing Appreciation to Joseph P. Rapisarda, Jr.

WHEREAS, Mr. Rapisarda is well respected by his fellow employees and the Henrico community for his experience, knowledge, professionalism, integrity, dedication, and forethought, and he has unfailingly demonstrated patience, warmth, sincerity, and grace while representing the County; and

WHEREAS, when not devoting long hours at the office or at home to his weighty responsibilities as County Attorney, Mr. Rapisarda is an enthusiastic tennis player at Raintree Swim and Racquet Club, a loyal University of Virginia football and basketball fan, an avid reader, and a music lover.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia, hereby expresses its heartfelt appreciation to Joseph P. Rapisarda, Jr., for his extraordinary service, unparalleled commitment, and invaluable contributions and offers him very best wishes in his retirement and future endeavors.

BE IT FURTHER RESOLVED that this resolution shall be spread among the minutes of this meeting and a copy publicly presented to Mr. Rapisarda as a token of the Board's deepest gratitude.

Resolution



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

Expressing Appreciation to Joseph P. Rapisarda, Jr.

WHEREAS, Joseph P. Rapisarda, Jr., has enjoyed a successful and distinguished 43-year career with the Henrico County Attorney's Office and will retire from the County on June 19, 2020; and

WHEREAS, Mr. Rapisarda grew up in Henrico County, graduated from Douglas S. Freeman High School as the salutatorian of his class, and attended the University of Virginia, where he was a DuPont Scholar and member of Phi Beta Kappa while earning his Bachelor of Arts degree; and

WHEREAS, following his graduation from the University of Virginia School of Law, Mr. Rapisarda joined the County Attorney's Office as Assistant County Attorney and five years later was appointed Henrico's third County Attorney; and

WHEREAS, during his 38-year tenure as County Attorney, Mr. Rapisarda has served as President of the Henrico County Bar Association and Local Government Attorneys of Virginia (LGA); Chair of the Virginia State Bar's Third District Committee and Standing Committee; a member of the Virginia State Bar Professionalism Course Faculty; and a member of the Boyd-Graves Conference, whose mission is to improve the quality of Virginia's civil justice system; and

WHEREAS, while working under four County Managers and fifteen members of the Board of Supervisors, Mr. Rapisarda has provided these officials with calm leadership and judicious legal counsel with the assistance of a highly competent staff that he hired, trained, and developed; and

WHEREAS, Mr. Rapisarda's guidance on major County initiatives, including the meals tax, general obligation bond referenda, community development authorities, the short-term rental ordinance, redistricting, and public-private partnerships has been invaluable; and

WHEREAS, over the past four decades, Mr. Rapisarda has gained the deep respect of local attorneys and judges as well as his peers throughout the Commonwealth; and

WHEREAS, Mr. Rapisarda is well respected by his fellow employees and the Henrico community for his experience, knowledge, professionalism, integrity, dedication, and forethought, and he has unfailingly demonstrated patience, warmth, sincerity, and grace while representing the County; and

WHEREAS, when not devoting long hours at the office or at home to his weighty responsibilities as County Attorney, Mr. Rapisarda is an enthusiastic tennis player at Raintree Swim and Racquet Club, a loyal University of Virginia football and basketball fan, an avid reader, and a music lover.

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

Agenda Title: RESOLUTION - Amendments to the FY 2019-20 Annual Fiscal Plan: June, 2020

For Clerk's Use Only: Date: <u>6/9/2020</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>Nelson</u> (2) _____ (2) _____ REMARKS: APPROVED	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHE</td> </tr> <tr> <td>Branin, T.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Nelson, T.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>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> </table>		YES	NO	OTHE	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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WHEREAS, the Board of Supervisors of the County of Henrico, Virginia, held an advertised public hearing on June 9, 2020, to consider proposed amendments to the Annual Fiscal Plan for fiscal year 2019-20.

NOW, THEREFORE, BE IT RESOLVED by the Board that the Annual Fiscal Plan for fiscal year 2019-20 is amended and that such funds are appropriated and allocated for expenditure in the amounts and for the purposes indicated.

OPERATING FUNDS

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

Department 04 - Circuit Court Clerk

04001 – Circuit Court Clerk

0000 05245 – Library of VA - Circuit Court Records Preservation Program \$ 15,773

The Library of Virginia has awarded the Circuit Court Clerk's Office funding of \$15,773 for their Records Preservation Program. This amendment will provide funding for the restoration of Will Book 2 County Court (1787-1802) and Will Book 8 County Court (1831-1834).

Department 12 - Police

12800 – Grants

0000 00033 – Police - DMV Animal Friendly Plates \$ 7,209

The Commonwealth of Virginia, Department of Motor Vehicles (DMV) has awarded the County of Henrico \$7,209 from the Dog and Cat Sterilization Fund as a result of the sale of State Animal Friendly license plates in Henrico County during fiscal year 2019-20. Funds will be used to support sterilization programs for dogs and cats through a donation to the Henrico Humane Society.

By Agency Head [Signature]

By County Manager [Signature]

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COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Department 22 - Social Services

22104 – CSA Mandated Services

1302 07054 – FY2019-20 CSA

\$ 2,161,488

To amend the Department of Social Services portion of the Children's Services Act (CSA) program budget by providing additional State funding of \$2,161,488 to pay program expenditures. The County has a local match of \$1,859,240 for this program, which is to come from current local resources in the Special Revenue Fund.

22108 – CSA - Education

1302 07054 – FY2019-20 CSA

\$ 3,464,855

To amend the Henrico County Public Schools portion of the Children's Services Act (CSA) program budget by providing additional State funding of \$3,464,855 to pay program expenditures. The County has a local match of \$2,083,351 for this program, which is to come from current local resources in the Special Revenue Fund.

Total - Social Services

\$ 5,626,343

Total Fund 1102 - Special Revenue Fund-State/Fed Grants-County

\$ 5,649,325

FUND 1108 – SPECIAL REVENUE FUND - Capital Region Workforce Partnership

Department 27 - Capital Region Workforce Partnership

27004 – Workforce Partnership

0000 08829 – FY2019-20 Non-Federal

\$ 26,254

To appropriate additional local revenue from rent paid by partner tenants within the workforce centers. Funds will be used to accommodate higher demand for services, which is expected upon the reopening of the workforce partnership.

0000 08929 Economic Equity Grant

199,854

To appropriate funding from the United States Department of Labor's Employment and Training Administration that has been awarded through a partnership with the Virginia Community College System. These federal funds will be used to support grants in accordance with efforts to increase economic equity.

0000 08934 – COVID-19 Initial Rapid Response

\$ 201,460

To appropriate funding from the United States Department of Labor's Workforce Innovation and Opportunity Act that has been awarded through a partnership with the Virginia Community College System. These federal funds will be used to support the Capital Region Workforce Partnership's activities in response to the COVID-19 crisis.

Total Fund 1108 - Special Revenue Fund-CRWP

\$ 427,568



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

FUND 1109 – SPECIAL REVENUE FUND - State and Federal Grants - Schools
Department 50 - Education

50101 – Elementary School Education

0000 01348 - Federal Call Size/Title II 2019-20 231,917

To appropriate funding for the Title II, Part A, Teacher Quality Grant. The current appropriation of these federal funds is \$1,252,266, which is \$231,917 below the total allocation of \$1,484,183. Funds will be used to provide research-based staff development activities toward the goal of improved teacher performance.

0000 01620 – Title I-A 2019-20 \$ 2,092,794

To appropriate funding for the Title I, Part A, Improving Basic Programs Grant. The current appropriation of these federal funds is \$8,863,083, which is \$2,092,794 below the total allocation of \$10,955,877. Funds will be used to provide division-wide support of improvement in Title I reading and math.

0000 01711 – Title IV Part A 2019-20 Student Support and Academics 673,306

To appropriate funding for the Title IV, Part A, Student Support and Academics Enrichment Grant. Funding is designed to improve learning conditions and promote the use of technology for the academic achievement and digital literacy of all students.

Total Fund 1109 Special Revenue - State and Federal Grants - Schools	\$ 2,998,017
Total SPECIAL REVENUE FUND	<u>\$ 9,074,910</u>
Total OPERATING FUNDS	\$ 9,074,910

CAPITAL FUNDS

FUND 2109 – CAPITAL PROJECTS FUND - State and Federal Grant-Funded Capital Projects
Department 28 - Public Works

28004 – Construction

0000 08935 – Bretton Woods Stream Restoration \$ 349,795

To appropriate grant funding from the State Department of Environmental Quality. These Stormwater Local Assistance Funds will be used to restore approximately 1,050 square feet of an unnamed tributary to North Run, located in the Brookland Magisterial District. This project will improve the water quality of the stream and satisfy a portion of the County's MS4 permit requirements. The total estimated cost of this project is \$699,589. The balance of \$349,794 will come from the Chesapeake Bay TMDL/MS4 Fund.

Total CAPITAL PROJECTS FUND	\$ 349,795
Total Amendments/Appropriations	<u>\$ 9,424,705</u>

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



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Title: RESOLUTION - Amendment to the FY 2019-20 Annual Fiscal Plan: CARES Act Funding for Henrico County Public Schools

For Clerk's Use Only: Date: <u>6/9/2020</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: A P P R O V E D	<table border="1"> <thead> <tr> <th></th> <th>YES</th> <th>NO</th> <th>OTHER</th> </tr> </thead> <tbody> <tr> <td>Branin, T.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>Nelson, T.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>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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WHEREAS, the Board of Supervisors of the County of Henrico, Virginia, held an advertised public hearing on June 9, 2020, to consider a proposed amendment to the Annual Fiscal Plan for fiscal year 2019-20.

NOW, THEREFORE, BE IT RESOLVED by the Board that the Annual Fiscal Plan for fiscal year 2019-20 is amended and that such funds are appropriated and allocated for expenditure in the amounts and for the purposes indicated.

AMENDMENT TO THE 2019-20
ANNUAL FISCAL PLAN FOR JUNE 2020

FUND 1109 – SPECIAL REVENUE FUND - State and Federal Grants - Schools			
50105	– Deputy Superintendent		
0100 08933	– COVID-19 Costs	\$	7,263,000
0120 08933	To appropriate federal funding from the CARES Act of 2020, as allocated through the Virginia Department of Education. These emergency relief funds help address the impact of COVID-19 on County schools. These funds will support the diverse needs of all students during school closure and when students return to school, including remote learning through educational technology, such as hardware, software, connectivity, assistive technology, and adaptive equipment.		2,030,831
	Total Fund 1109 Special Revenue - State and Federal Grants - Schools	\$	9,293,831
	Total OPERATING FUNDS	\$	9,293,831
	Total Amendments/Appropriations	\$	9,293,831

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

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

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

Agenda Item No. 145-20

Page No. 1 of 2

**Agenda Title: RESOLUTION — Signatory Authority — Acquisition and Lease of Real Property —
2306 Homeview Drive — Three Chopt District**

For Clerk's Use Only: Date: <u>6/9/2020</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>Nelson</u> (2) _____ (2) _____ REMARKS: APPROVED	<table border="0"> <tr> <td></td> <td>YES</td> <td>NO</td> <td>OTHER</td> </tr> <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> </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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WHEREAS, the Board of Supervisors desires to acquire the real property located at 2306 Homeview Drive to expand the Tucker High School site; and,

WHEREAS, Corinne Eidson owns the property and has agreed to sell the property to the County for \$179,500; and,

WHEREAS, after the parties close on the property, Ms. Eidson desires to continue occupying the residence at 2306 Homeview Drive until August 31, 2021, pursuant to a lease with the County; and,

WHEREAS, the County will not collect any rent from Ms. Eidson during the lease period, but Ms. Eidson will be responsible for maintenance and repairs at the property during the lease period; and,

WHEREAS, this Resolution was advertised pursuant to Sections 15.2-1800 and 15.2-1813 of the Code of Virginia, 1950, as amended, and a public hearing was held on June 9, 2020.

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, in a form approved by the County Attorney, necessary to acquire the property for the total of \$179,500; 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,

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

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

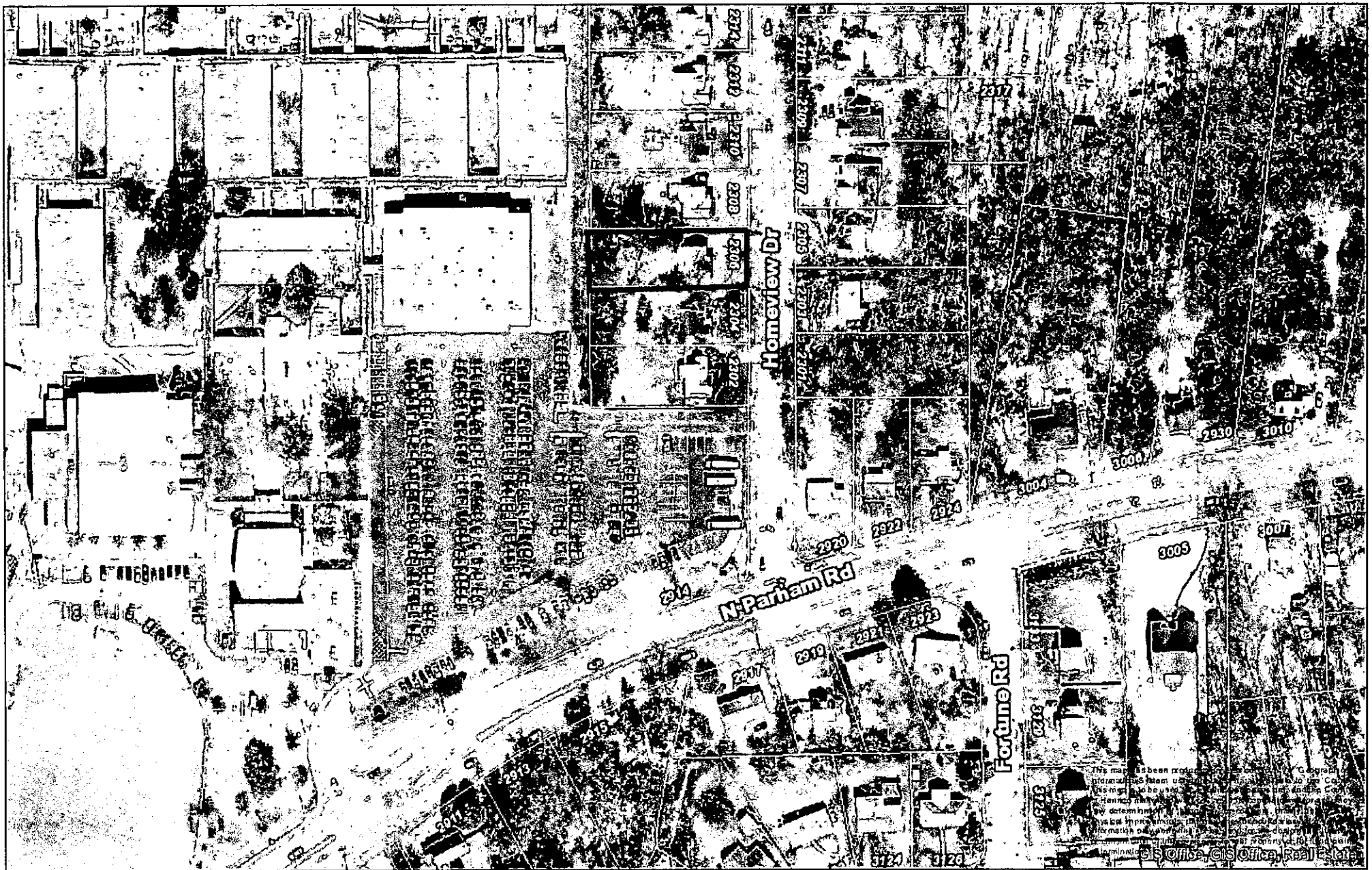
Agenda Item No. 145-20

Page No. 2 of 2

**Agenda Title: RESOLUTION — Signatory Authority — Acquisition and Lease of Real Property —
2306 Homeview Drive — Three Chopt District**

- (3) the County Manager and County Attorney are authorized to undertake all other actions necessary to complete the acquisition by the County; and,
- (4) the County Manager is authorized to execute a deed of lease, in a form approved by the County Attorney, to lease 2306 Homeview Drive to Corinne Eidson until August 31, 2021.

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



ACQUISITION OF REAL PROPERTY
2306 HOMEVIEW DRIVE
THREE CHOPT DISTRICT





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

Agenda Item No. 146-20

Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Acquisition of Real Estate and Easements — Cannon — Three Chopt Road Improvements Project — Three Chopt District

For Clerk's Use Only: Date: <u>6/9/2020</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>Thornton</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____ REMARKS: <div style="font-size: 2em; font-weight: bold; text-align: center;">APPROVED</div>	<table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"></th> <th style="text-align: center;">YES</th> <th style="text-align: center;">NO</th> <th style="text-align: center;">OTHER</th> </tr> </thead> <tbody> <tr> <td>Branin, T.</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Nelson, T.</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Schmitt, D.</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-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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WHEREAS, the County needs to acquire 571 square feet of fee simple right-of-way, 1,450 square feet of permanent drainage easement, and 1,795 square feet of permanent utility easement to relocate Dominion Energy Virginia facilities, all from and across the property at 11201 Fanwood Court for the Three Chopt Road Improvements Project; and,

WHEREAS, Clide Cannon and Jessica C. Cannon own the property and have agreed to sell the necessary real estate and easements for \$40,000.

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

- (1) it authorizes the acquisition of the real estate and easements for \$40,000; and,
- (2) the County Manager, or his designee, and County Attorney are authorized to execute all documents and undertake all actions necessary to complete the acquisition.

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

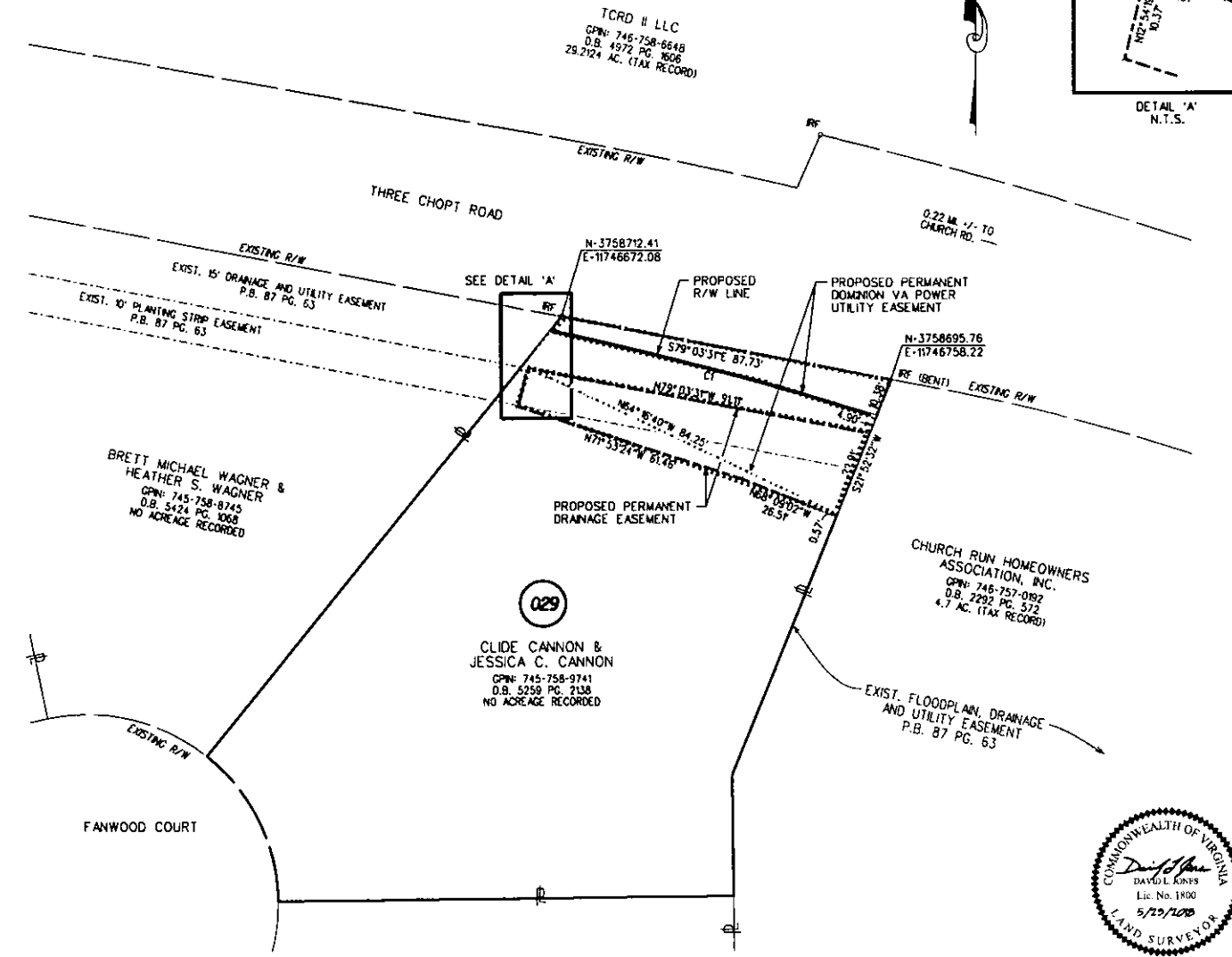
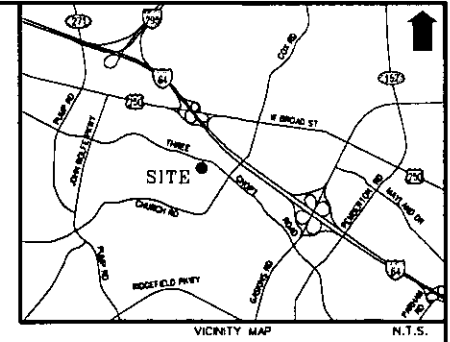
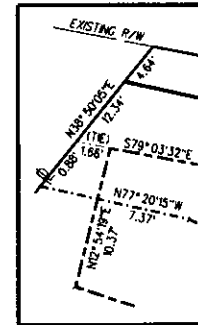
By Agency Head *Stan Bice* By County Manager *Andrew R. Silk*

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

PARCEL INFO		PARCEL AREA (ACRES)		RIGHT OF WAY		PERM. DRAINAGE ESMT		DVP UTILITY EASEMENT	
NO.	GPIN	EXIST.	REMAINING	SQ. FT.	ACRES	SQ. FT.	ACRES	SQ. FT.	ACRES
029	745-758-9741	0.398	0.385	571	0.0131	1450	0.0333	1795	0.0412

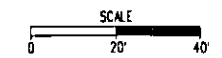
* EXISTING ACREAGE IS CALCULATED FROM RECORD BOUNDARY, NOT FOUND IN RECORDED DEED, PLAT OR IN TAX RECORD

C1
R-910.93'
L-88.17'
Delta-5° 32' 46"
T-44.12'
Ctg-N75° 05' 36" W
C/D-88.14'



- NOTES
1. I HEREBY CERTIFY THAT THIS COMPILED PLAT MEETS THE MINIMUM PLAT STANDARDS OF THE VA DPOR APELSCOLA REGULATIONS.
 2. THIS PLAT IS BASED ON A COMPILATION OF DATA FROM EXISTING DEEDS AND PLATS, AND FROM A FIELD SURVEY TO DETERMINE RIGHT-OF-WAY ALONG THE PROJECT CORRIDOR.
 3. THIS PLAT WAS PREPARED TO SHOW THE ACQUISITIONS NOTED, AND DOES NOT CONSTITUTE A BOUNDARY SURVEY OF THE PROPERTY HEREON.
 4. THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT AND MAY NOT SHOW ALL EASEMENTS WHICH MAY AFFECT THE PROPERTY HEREON.
 5. THE PROPERTY'S PHYSICAL IMPROVEMENTS ARE NOT SHOWN.
 6. ACQUISITIONS SHOWN ARE BASED ON FILES PROVIDED BY ALCOM, RECEIVED ON 8-11-2018 / 5-15-2018.
 7. NO DESIGNATION OR LOCATION OF SUBSURFACE UTILITIES WAS PERFORMED DURING THE PREPARATION OF THIS PLAT.
 8. COORDINATES SHOWN ON THIS COMPILED PLAT ARE VIRGINIA STATE PLANE. PROJECT COORDINATES CAN BE COMPUTED BY MULTIPLYING THE STATE PLANE VALUES SHOWN BY THE COMBINED SCALE AND ELEVATION SCALE FACTOR OF 1.00006.
 9. ALL DISTANCES SHOWN ARE GROUND DISTANCES.
 10. MERIDIAN SOURCE:
VA STATE PLANE, SOUTH ZONE, GRID NORTH

- LEGEND
- AREA OF PROPOSED RIGHT OF WAY
 - - - AREA OF PROPOSED PERMANENT DRAINAGE EASEMENT
 - - - AREA OF PROPOSED PERMANENT DOMINION VA POWER UTILITY EASEMENT
 - ⊕ PROPERTY LINE
 - - - EXISTING RIGHT OF WAY



COMPILED PLAT SHOWING PROPOSED RIGHT OF WAY AND PERMANENT EASEMENTS ON THE PROPERTY OF
CLIDE CANNON & JESSICA C. CANNON
THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA

ndi Engineers, Surveyors
Construction Managers
114 east cary street, suite 200
richmond, virginia 23219
(804) 444-6000

FILE NAME	SCALE	DATE	JOB NO.	SHEET
029-745-758-9741.DGN	1"=20'	MARCH 30, 2018	04001-004	1 of 1

REVISION: DRAINAGE EASEMENT DATE: MAY 23, 2018



BRETT MICHAEL WAGNER & HEATHER S. WAGNER
GPIN: 745-758-8745
D.B. 5424 PG. 1068
NO ACREAGE RECORDED

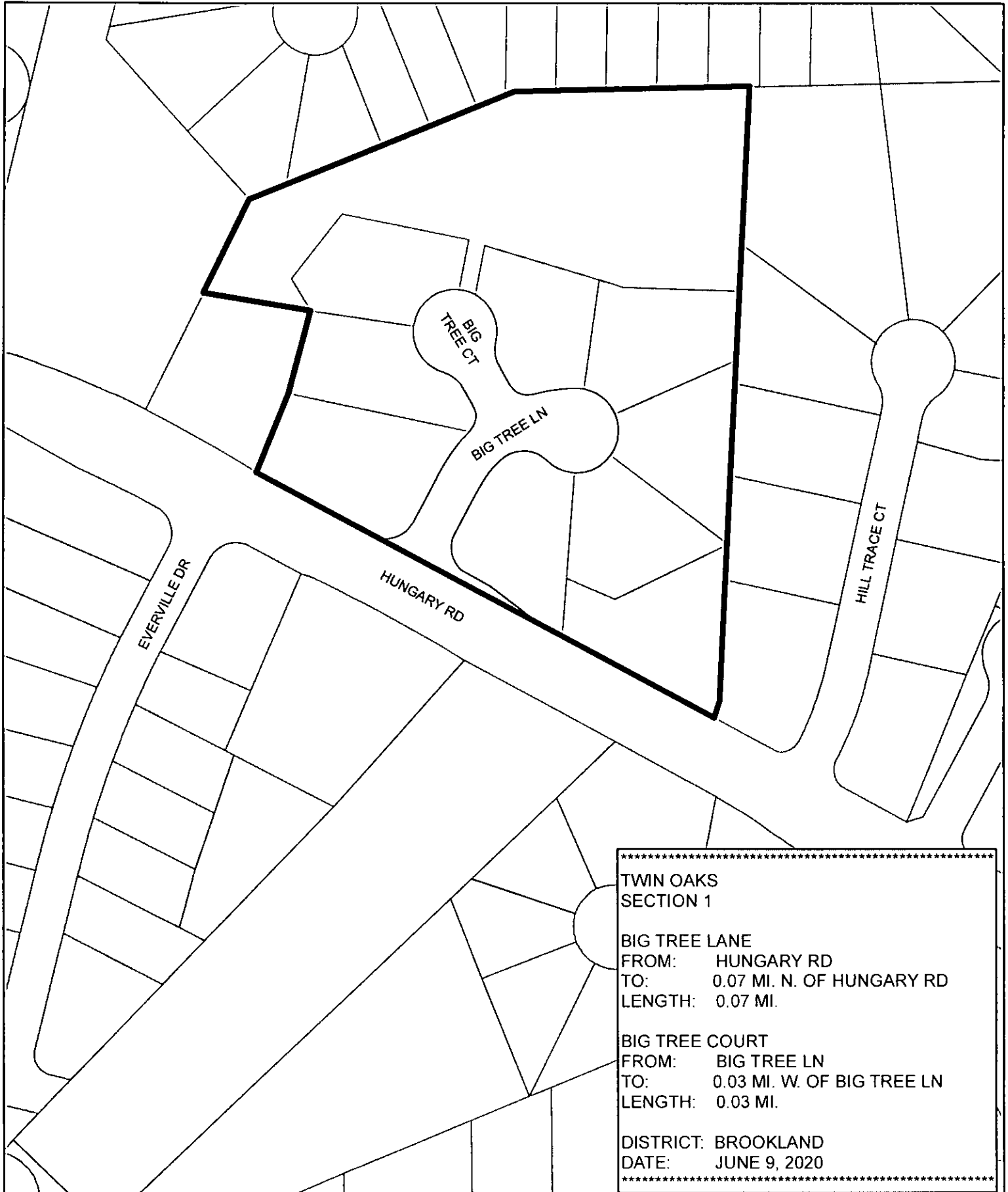
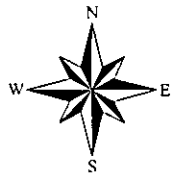
CLIDE CANNON & JESSICA C. CANNON
GPIN: 745-758-9741
D.B. 5259 PG. 3138
NO ACREAGE RECORDED

CHURCH RUN HOMEOWNERS ASSOCIATION, INC.
GPIN: 746-757-0192
D.B. 2292 PG. 372
4.7 AC. (TAX RECORD)

TCRD II LLC
GPIN: 746-758-6648
D.B. 4972 PG. 1606
29.2124 AC. (TAX RECORD)



TWIN OAKS SECTION 1



TWIN OAKS
SECTION 1

BIG TREE LANE
FROM: HUNGARY RD
TO: 0.07 MI. N. OF HUNGARY RD
LENGTH: 0.07 MI.

BIG TREE COURT
FROM: BIG TREE LN
TO: 0.03 MI. W. OF BIG TREE LN
LENGTH: 0.03 MI.

DISTRICT: BROOKLAND
DATE: JUNE 9, 2020
