COUNTY OF HENRICO, VIRGINIA BOARD OF SUPERVISORS REGULAR MEETING October 13, 2020

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, October 13, 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. Vithoulkas, County Manager
J. T. (Tom) Tokarz, County Attorney
Tanya Brackett Harding, CMC, Assistant to the County Manager/Clerk to the Board
Monica Smith-Callahan, Deputy County Manager for Community Affairs
W. Brandon Hinton, Deputy County Manager for Administration
Cari M. Tretina, Assistant to the County Manager/Chief of Staff
Benjamin A. Sheppard, Director of Public Relations

Mr. Branin called the meeting to order at 7:07 p.m.

Before leading the recitation of the Pledge of Allegiance, Mr. Branin welcomed persons who were watching a live stream of the meeting or participating via WebEx.

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

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, and by unanimous vote, the Board approved the September 22, 2020, Regular and Special Meeting Minutes and the August 24, 2020, Special Meeting Minutes.

The vote of the Board was as follows:

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

No: None

MANAGER'S COMMENTS

Mr. Vithoulkas recognized Steven Kathan, a Transportation Specialist in the Department of Public Works, who assisted Ms. Karen Fletcher when her car was hit on the driver's side

and was spun into oncoming traffic by a vehicle running a red light. Mr. Kathan, who maintains street and traffic signs for Henrico County, pulled his County work truck in front of Ms. Fletcher's car to block oncoming traffic and came to Ms. Fletcher's aid until first responders arrived. Mr. Vithoulkas noted that Mr. Kathan was previously spotlighted for his work in a September 2019 production of "The Henrico Way" video series on YouTube. Mr. Vithoulkas presented Mr. Kathan with a membership to the Henrico County Manager's Circle of Excellence in Public Service and a small token of appreciation from the Board of Supervisors.

Mr. Vithoulkas called on Anthony Romanello, Executive Director of the Economic Development Authority, who noted that several organizations in Henrico's business community are listed in the *Richmond Times-Dispatch* list of 2020 Top Workplaces. Top Mega Businesses were Patient First and T-Mobile and Large-Size employers included Pinnacle, McKesson Medical-Surgical, and Elephant Auto. Mid-Size employers included Premium of VA, Skipwith Academy, Joyner Fine Properties, and The Steward School, and Small Business employers included Spinnaker Consulting, Gumenick Properties and New York Life Insurance. Mr. Romanello congratulated all the Henrico organizations.

Mr. Vithoulkas recognized Dr. Amy Cashwell, Superintendent of Schools, who informed the Board that Schools has welcomed back Career and Technical students for hands-on learning. In addition, Schools is preparing buildings for in-person learning. The School Board will decide on October 22 about the second nine weeks of learning, and parents will have a virtual option. Dr. Cashwell also advised that the plan for comprehensive redistricting has been postponed, but the School Board will consider potential hotspots and how to utilize the new schools that will open in 2021.

BOARD OF SUPERVISORS' COMMENTS

Mr. Schmitt noted the passing of Oswald Gasser "Big Boy" Frederick, Jr., who died on October 2. Mr. Frederick was an active member of Glen Allen Baptist Church and served his country during the Korean War. In 2000, he was the recipient of the Republican Volunteer of the Year Award presented by First Lady Barbara Bush, and he was often called the "Mayor of Glen Allen."

Mr. Schmitt noted he was looking forward to a series of virtual conversations with Brookland constituents. The first will be streamed on Wednesday, October 14 at 6:00 p.m.

Mr. Schmitt also highlighted the Board's earlier work session in which the Board received a voting update from the General Registrar, heard from Dr. Danny Avula about COVID-19, and received information on the new indoor sports and convocation center at Virginia Center Commons.

Mrs. O'Bannon announced that her virtual town hall on Thursday, October 22 at 1:00 p.m. will be streamed on the County's YouTube page.

Mr. Nelson announced he would hold a virtual and in-person town hall on Tuesday, October 20 at 6:30 p.m. at Varina High School which will be streamed on the County's YouTube page.

RECOGNITION OF NEWS MEDIA

No news media were present for the meeting.

APPOINTMENT

245-20 Resolution - Appointment of Member - Belmont Advisory Committee.

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

PUBLIC HEARINGS - REZONING CASES AND PROVISIONAL USE PERMITS

215-20 PUP2020-00014 Three Chopt Network Towers II: Request for a Provisional Use Permit under Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code to allow a monopole communication tower up to 164' in height with an external array on part of Parcel 735-770-6609 located on the north line of Kain Road approximately 1000' west of its intersection with Porsche Drive.

Mr. Vithoulkas announced the applicant has withdrawn the case and there was no action required by the Board.

165-20 PUP2020-00009 Fairfield Skyway Towers, LLC: Request for a Provisional Use Permit under Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code to allow a monopole communication tower up to 199' in height and related equipment on part of Parcel 812-725-4066 located on the south line of Cedar Fork Road approximately 1000' northeast of its intersection with Nine Mile Road (State Route 33).

No one from the public spoke in opposition of this case.

On motion of Mr. Thornton, seconded by Mr. Nelson, the Board deferred this item to the April 13, 2021, meeting.

The vote of the Board was as follows:

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

No: None

246-20 REZ2020-00029 Three Chopt HHHunt: Request to conditionally rezone from O-2C Office District (Conditional) to R-6C General Residence District (Conditional) (7.407 acres) and O-2C Office District (Conditional) (2.497 acres) Parcels 739-766-9016, 739-766-9601, 740-765-3690, 740-766-2619, and 740-766-3730 containing 9.904 acres located at the northeast intersection of Pouncey Tract Road (State Road 271) and Twin Hickory Lake Drive.

Joe Emerson, Director of Planning, described the traffic improvements via aerial photos and noted the application is downzoning the properties from higher density and reducing the traffic counts.

Chris Bast, a resident of the Three Chopt District, voiced concerns via WebEx about the transportation system and other infrastructure north of Interstate 64. Mr. Bast stated he supports the rezoning request but would like for the Board to consider more focus on transportation and traffic concerns in the area.

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 the request with the following proffered conditions:

APPLICABLE TO ALL

- 1. Conceptual Master Plan. Development of the property shall be in general conformance with Exhibit A attached hereto entitled "The Comer at Twin Hickory," which Conceptual Master Plan is conceptual in nature and may vary in detail, unless otherwise requested by the owner and specifically approved by the Director of Planning.
- 2. Protective Covenants. Prior to the issuance of the first building permit, a document shall be recorded in the Clerk's Office of the Circuit Court of Henrico County, Virginia, setting forth controls on the development and maintenance of the Property.
- 3. Underground Utilities. Except for junction boxes, meters, pedestals, transformers, and existing overhead utility lines, all new utility lines shall be installed underground.
- 4. Hours of Construction. The hours of exterior construction, including operation of bulldozers and other earthmoving equipment, shall be between 7:00 a.m. and 7:00 p.m. Monday through Friday, between 8:00 a.m. and 5:00 p.m. on Saturdays and none on Sundays; provided, however, except in emergencies or where unusual circumstances require extending the specific hours in order to complete work such as concrete pours or utility connectors.
- 5. Road Construction and Dedications. Road improvements and/or dedications shall be made as follows:
 - a. Right of way dedication and construction of a second lane, right turn lane, and sidewalk along the property frontage of Pouncey Tract Road to enter the Property.
 - b. Right of way dedication and construction of a right tum lane along westbound Twin Hickory Lake Drive to enter the Property.
 - c. A second left tum lane from westbound Twin Hickory Lake Drive onto southbound Pouncey Tract Road shall be provided so long as such improvements can be made within the existing right-of-way as follows: (i) restriping of Twin Hickory Lake Drive to provide a second left tum lane on the westbound approach within the

existing roadway cross-section; and (ii) widening southbound Pouncey Tract Road from Liesfeld Farm Drive to the existing two lane section on Pouncey Tract Road near Pouncey Place to provide two receiving lanes for the two left tum lanes from Twin Hickory Lake Drive. Re-striping shall occur on Pouncey Tract Road to accommodate the additional lane.

- d. Any land area dedicated but not used by the County for its intended purposes within thirty (30) years after such dedication, such land area shall be returned to the party so dedicating such land area.
- e. The foregoing road improvements shall be commenced with the initial development of the Property unless otherwise requested by the owner and approved by the Planning Commission at the time of Plan of Development approval.
- 6. Private Roads. Prior to the issuance of any Certificate of Occupancy, the applicant shall provide the Planning Department with certification from a licensed engineer that the roadways within the project were constructed according to the approved subdivision plan, and in compliance with Henrico County road design standards and specifications (except as to pavement width and turning radii), to include proper compaction of the subbase soils, utility trenches, base stone, and asphalt surface.
- 7. Severance. The unenforceability, elimination, revision or amendment or 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.
- 8. Trash and Recycling Receptacles Areas. All dumpsters, trash and recycling receptacles, (not including convenience cans), shall be screened from view at the boundary line of the Property by a masonry or metal fence, gate, or wall (which may be a precast panel masonry fence) to match the exterior of the building on the property or as otherwise approved at the time of Plan of Development review.
- 9. HVAC Screening. Any heating, ventilation and air conditioning equipment shall be screened from public view at ground level at the perimeter of the Property.
- 10. Greenbelt. The twenty-five (25) foot greenbelt along Twin Hickory Lake Drive shall be shifted accordingly to accommodate the proposed right tum lane into the property on Twin Hickory Lake Drive. Disturbed landscaping will be replanted to provide a cohesive streetscape with street trees and landscape material.

- 11. Building Height. The building on the Property shall not exceed forty (40) feet above the finished grade of the building at the front of the building.
- 12. Trash Pickup, Parking Lot Cleaning, and Leaf Blowing. No trash pick-up, parking lot cleaning, or leaf blowing shall occur before 7:00 a.m. or after 7:00 p.m. Monday through Friday or before 8:00 a.m. or after 5:00 p.m. on Saturdays. No trash pick-up, parking lot cleaning, or leaf blowing shall occur on Sundays.
- 13. Architectural Treatment. The architecture shall be generally in conformance with Exhibit B attached hereto, unless otherwise requested by the owner and specifically approved by the Director of Planning.
- 14. Detached Signage. Any detached signs shall be monolithic style signs, the base of which shall be landscaped. No portable signs or signs with changeable copy shall be permitted on the site. Signs shall be lit by ground mounted lighting and shall not be lit internally. No detached sign shall exceed a height of eight (8) feet, as measured from the base of the sign.
- 15. Exterior Materials: Exterior Appearance. The exposed portions of all exterior wall surfaces (front, rear and sides) of each building constructed on the Property shall be similar in architectural treatment and materials to each other and to all other buildings on the Property. The exposed exterior wall surfaces (above finished grad) shall consist of decorative metal, wood, brick, stone, glass, architectural precast, EIFS, stucco (if applied to a masonry surface) or any combination thereof, or other aesthetically comparable finished materials approved by the Planning Commission at Plan of Development review. No building on the property shall be covered with or have exposed to view any painted or unfinished concrete block, sheet or corrugated aluminum, iron and/or steel or other materials unless requested and specifically permitted at the time of Plan Development review.
- 16. Twin Hickory Signage. The existing sign for Twin Hickory located on the Property and an easement or other right of access for maintenance of such sign shall be conveyed to the Twin Hickory Homeowners' Association or its successors or assigns.
- 17. Exterior Lighting. Exterior lighting fixtures shall not exceed twenty (20) feet in height as measured from the grade of the base of the lighting standard or from the finished grade of the building directly below such lighting fixture, as the case may be. Exterior light fixtures, other than low intensity decorative ornamental fixtures such as gas style lamps, shall be produced from concealed sources of light and shall be reduced to no more than a security level following the close of business operations each day. At no time shall the

parking lot lighting exceed one-half (1/2) foot-candle beyond the boundary lines of the Property. All parking lot lighting shall be positioned in such a manner as to minimize the impact of such lighting on any adjacent property. Ground-mounted lighting fixtures shall be mounted on footings to prevent the use of direct embedded light standards.

18. Private Roads. The internal roadways shall be private and shall be maintained by the owner of the property.

APPLICABLE TO R-6C ZONED PROPERTY

- 19. Building Materials. Primary exterior wall materials (exclusive of windows, gables, doors, trim, soffit and fascia) shall be brick, stone, cultured stone, stone veneer, brick, fiber cement board (e.g. HardiePlank), engineered wood (e.g. LP Smartside), or a combination of the foregoing unless different architectural treatment and/or materials are requested by owner and approved by the Director of Planning. Fiberboard (e.g. Masonite) shall not be permitted as an exterior wall material.
- 20. Density. There shall be no more than ninety (90) residential units.
- 21. Architectural Treatment. Units shall be generally in conformance with Exhibit C attached hereto, unless otherwise requested by the owner and specifically approved by the Director of Planning.
- 22. Foundation Planting. Foundation planting beds are required along the entire front facade of the house, excluding porches, architectural features, and garages, and shall contain a minimum of fifty (50) percent evergreen material. The front comer of each building shall be visually softened with a vertical accent shrub or small evergreen tree.
- 23. Irrigation. Front, side, and rear yards shall be sodded and irrigated, excluding mulched beds.
- 24. Foundations. The exposed exterior portions of all foundations below the first-floor level shall be finished with brick, stone, or cultured stone. For all elevations there shall be a minimum of eight inches (8") of brick, stone, or cultured stone visible above grade. Where a hardship of the lot prevents compliance with this proffer, the requirements may be modified or waived by the Director of Planning.
- 25. Minimum Unit Sizes. Units shall consist of not less than 1,050 gross square feet. Minimum floor area shall not include garages or breezeways. Floor area shall be measured along the exterior walls of the structure.
- 26. Building Height. The buildings on the Property shall not exceed

thirty-five (35) feet above the finished grade of the building at the front of the building.

- 27. Exterior Lighting. Exterior lighting fixtures shall not exceed sixteen (16) feet in height as measured from the grade of the base of the lighting standard or from the finished grade of the building directly below such lighting fixture, as the case may be. Parking lot lighting shall be produced from concealed sources of light. At no time shall the parking lot lighting exceed one-half (1/2) foot-candle beyond the boundary lines of the Property. All parking lot lighting shall be positioned in such a manner as to minimize the impact of such lighting on any adjacent property. Façade accent lighting and landscape lighting of no more than 50 watts is permitted. Floodlights a maximum of 300 watts per bulb may be eave mounted and located such that the light is directed completely within boundary lines of the Property. All exterior lighting shall be compatible with the building in style and finish.
- 28. Private Roads. The internal roadways shall be private and shall be maintained by an owners' association

The vote of the Board was as follows:

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

No: None

247-20 REZ2020-00030 Varina Sauer Properties: Request to conditionally rezone from A-1 Agricultural District to M-1C Light Industrial District (Conditional) Parcels 816-703-6131, 816-703-6947, 817-702-3619, 817-703-1130, 817-703-1244, 817-703-2007, 817-703-2352, 819-702-6318, 819-703-0614, 819-703-7516, 820-701-5432, 820-703-9721, and part of Parcel 819-700-9160 containing 226.10 acres located on the east and west lines of S. Airport Drive (State Route 281) at the Pocahontas Parkway (State Route 895).

Nicole Anderson Ellis, a resident of the Varina District, voiced concerns about the rezoning due to the loss of green space and fertilized soil and believes there is value in being able to grow your own food. She stated the zoning is within the comprehensive plan but asked the Board to consider keeping more green space when looking at these developments.

Bentley Chan, Director of Public Utilities, stated the development will use County water and stated he will work with the Health Department to see if the development will effect any of the wells in the area.

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

- 1. Building Materials. Exposed exterior wall surfaces (above finished grade) of all individual buildings (excluding rooftop screening materials for mechanical equipment) shall be constructed with one or more of the following siding materials: decorative concrete block (including without limitation split face block, smooth face block, fluted block, and ground face block), tilt-up or pre-cast concrete, brick, brick veneer, glass, metal (other than corrugated metal), stone, cast stone, stone veneer, granite, marble, stucco, synthetic stucco, glass block, cementitious siding, composite-type siding, engineered wood (e.g. LP Smartside), insulated panels, concrete tile, or ceramic tile, unless otherwise approved at the time of plan of development review and approval. No exposed exterior front or side wall surfaces on buildings facing South Laburnum Avenue shall be constructed of metal unless specifically approved at the time of plan of development review and approval. For purposes of these proffers, "wall surfaces" shall not be deemed to include columns, pilasters, trim, gutters, accent materials, architectural features, trim, windows, doors, bay doors, piers, wall sections and headers near roll up doors and loading doors.
- 2. <u>Public Utilities.</u> The public water and wastewater systems shall be used. However, well water may be put to non-potable use such as irrigation.
- 3. <u>Underground Utilities.</u> Except for junction boxes, meters and existing overhead utility lines and wetlands, if any, all new utility lines shall be underground.
- 4. <u>Access.</u> No truck traffic shall be permitted direct access to the Property from Miller Road unless and until the portion of Miller Road used by such truck traffic shall be improved as required by the County Transportation Engineer.

5. Greenbelt.

- a. <u>Generally</u>. A landscaped greenbelt, which may include existing trees, shall be provided a minimum of 50 feet in width along both sides of South Airport Drive and a minimum of 25 feet in width along both sides of the future Olga Sauer Boulevard (as defined below).
- b. Between Street and Loading Bay. In locations where this greenbelt is located between a loading area of a building that faces the street and South Airport Drive or Olga Sauer Boulevard, these specific locations may be supplemented with evergreen trees that will be at least 10 feet tall at maturity planted 12 feet on center as may be approved or required at the time of plan of development review.
- c. Other Portions of the Greenbelt. In locations where this greenbelt is not located between a loading area of a building that faces the street and South Airport Drive or Olga Sauer

Boulevard, then this portion of the greenbelt shall not be required to the extent necessary or allowed for entrance drives, utility easements, grading, drainage, Best Management Practice facilities, fencing, decorative landscape walls, fountains and signage and other purposes permitted or required at the time of plan of development review and approval.

- d. Other Requirements. Within this greenbelt along South Airport Drive and Olga Sauer Boulevard, existing trees over 12 inches in diameter at four feet above grade shall be preserved except those which must be removed for entrance drives. utilities easements, grading. drainage, Management Practice facilities, fencing, decorative landscape walls, fountains, signage or other purposes permitted or required at the time of plan of development review and approval. Where existing trees are preserved, trimming, and thinning consistent with accepted landscape practices shall be permitted along with the removal of dead, damaged, or diseased vegetation. Any Best Management Practice facilities located within this greenbelt shall be designed to be an aesthetic amenity that is compatible with the spirit and intent of the greenbelt, as approved at the time of plan of development review and approval. No Best Management Practice facility may be located in areas of this greenbelt that are between a loading area of a building that faces the street and South Airport Drive or Olga Sauer Boulevard.
- 6. <u>Setback</u>. No building or any portion thereof shall be constructed within 70 feet of South Airport Drive, and within 75 feet of Miller Road and Olga Sauer Boulevard.
- 7. <u>Uses.</u> No retail commercial use first permitted in B-1, B-2 or B-3 Districts, except as permitted in and regulated by the Office/Service District, shall be permitted within 2,000 feet of Seven Hills Boulevard; provided, however, that (i) hotel or motel uses shall be permitted together with accompanying uses thereto (freestanding or otherwise) including without limitation, barber shops, beauty parlors, dining rooms, exercise rooms, newsstands, restaurants (excluding drive-throughs), cocktail lounges, cafeterias, valet service, automobile rental office, travel agency, retail stores (excluding convenience stores), banks, and financial institutions; and (2) retail stores (excluding convenience stores) may located within or adjacent to a building used for industrial uses. No more than one freestanding building for accompanying uses shall be permitted in conjunction with any hotel or motel development or adjacent to a building used for industrial uses. In addition, the following principal uses shall not be permitted on the Property:
 - a. Structural steel fabricating plant.

- b. Asbestos processing.
- c. Candle or sperm oil manufacture.
- d. Coal yards.
- e. Crematory.
- f. Forge or foundry works.
- g. Match manufacturing.
- h. Meat or fish products manufacturing.
- i. Perfume manufacturing.
- j. Poultry slaughtering and packing.
- k. Racetracks, for the racing of animals.
- 1. Shoe blacking or polish or stove polish manufacturing.
- m. Tar or asphalt manufacturing.
- n. Tar distillation or manufacturing.
- 8. <u>Open Space.</u> At least twenty percent (20%) of the Property shall be used for permanent open space. The area devoted to the project perimeter greenbelts, wetlands, Best Management Practice facilities and flood plain, if any, may be counted toward this requirement.
- 9. Supplemental Landscaping. Any loading dock constructed within 200 feet of an occupied single-family dwelling shall be screened by a landscape buffer at least 50 feet in width, as measured from the property line shared with the subject residential lot. Within this buffer, the area shall remain undisturbed, except (i) for the removal of fallen, diseased or dead plant growth to the extent permitted by federal, state and local law, ordinance, regulation and rules, (ii) for the installation of underground utilities, or (iii) any other purposes requested and specifically approved at the time of plan of development review and approval. In addition, the natural area within this buffer may be supplemented with evergreen trees that will be at least 10 feet tall at maturity planted 12 feet on center as may be approved or required at the time of plan of development review and approval.
- 10. <u>Safe Conduct of Operations</u>. All industrial uses shall be conducted so as not to (i) create any danger to the health, safety or welfare of the citizens of Henrico County or (ii) cause any material adverse impact on the Property or surrounding areas by creating any excessive noise, vibration, smoke, dust, link, odor, heat or glare beyond the boundaries of the Property.
- 11. Monahan Road Access. No truck traffic shall be permitted direct access to the Property from Monahan Road. This prohibition shall not apply to such traffic using Concept Road 174 (defined below) upon the construction of Concept Road 174.
- 12. Concept Road 174 Dedication. Upon written request from the County, the developer shall dedicate land a maximum of 66 feet in width for the extension of Concept Road 174 from its terminus, as established in Proffer 12.a.ii. below, to the property line shared with

GPIN 820-702-5716, in the location generally shown on the Phasing Plan. Should the dedicated property not be used for its intended purpose within 12 years of the date of dedication, title to the dedicated property shall revert to the owner or its successors in interest.

- 13. Hours of Construction. Any exterior construction located within 200 feet of an occupied single-family dwelling shall be conducted between 7:00 a.m. and 7:00 p.m. Monday through Saturday, except in emergencies or where unusual circumstances require extending the specific hours in order to complete work such as concrete pours, utility connections and right-of-way improvements.
- 14. Parking Lot Lighting. Any parking lot lighting poles located within 200 feet of an occupied single-family dwelling shall not exceed thirty (30) feet in height as measured from the grade at the base of the lighting standard. Any parking lot lighting located within 200 feet of an occupied single-family dwelling shall be produced from concealed source style fixtures and shall be directed in a way to minimize glare on such properties.
- Earthwork. The owner of the Property will survey GPINs 817-702-15. 3619 and 819-703-7516 to document any existing earthwork line located on the property. This survey may be completed at one time or may be done in parts as portions of the GPINs are developed. At the time of plan of development submission, such survey, as applicable to the land that is the subject of the plan of development submission, shall be submitted to the County. In addition, the owner of the Property shall also provide to the County copies of any and all documentation (i.e. photographs, surveys, plats) the State Historic Preservation Office required to be submitted to the State Historic Preservation Office to memorialize the cultural resources previously located on these particular GPINs in order to supplement the historical record maintained by the County. This submission to the County shall occur as and when such submissions are made to the State Historic Preservation Office. If requested by the Planning Director at the time of plan of development approval, the owner of the Property shall provide a historical marker, similar to neighboring markers, acknowledging the historical activities that took place on these GPINs.
- 16. Transportation Improvements. Unless otherwise approved at the time of Plan of Development, the developer shall dedicate and construct the following transportation improvements in accordance with the phasing set forth below. The phases of the project identified below are identified and shown on that certain "Rezoning Exhibit for Sauer Properties" dated June 8, 2020 prepared by Bohler (see case file) ("Phasing Plan"), which rezoning exhibit and phasing plan is set forth in that certain "Traffic Impact Analysis for Sauer Industrial Center" dated October 2020 prepared by Ramey Kemp &

Associates, Inc. (see case file).

a. Phase 1

- i. Full service entrance at the existing median break on Airport Drive where the future Olga Sauer Boulevard will intersect with Airport Drive providing two ingress lanes and two egress lanes.
- ii. Construct a road segment between this full service entrance onto Airport Drive and the first full service entrance into Phase I ("Concept Road 174") a distance of approximately 500 feet as measured from the centerline of Airport Drive. The width of this segment shall be variable tapering to 66 feet in width in the location generally shown on the Phasing Plan. The terminus of this road segment is shown approximately on the Phasing Plan by the label "Prop R.O.W. Dedication (66' Wide)." The design of this road segment shall be approved at the time of plan of development review and approval.

b. Phase 2

i. Olga Sauer Boulevard:

Construct as a three-lane roadway between Laburnum Avenue and Airport Drive, which will provide left-turn lanes in both directions at Miller Road, in the general location shown on the Phase Plan and labeled as Olga Sauer Boulevard ("Olga Sauer Boulevard").

ii. Miller Road:

Widen Miller Road to a three-lane section between Seven Hills Boulevard and Olga Sauer Boulevard, which will provide a northbound left-turn lane at Seven Hills Boulevard, and a southbound left-turn lane at Olga Sauer Boulevard.

iii. Seven Hills Boulevard at Miller Road:

Widen the south side of Seven Hills Boulevard to create an eastbound right-turn lane on Miller Road with 300 feet of storage.

iv. Airport Drive at Seven Hills Boulevard:

Construct one eastbound right turn lane on Seven Hills Boulevard with 300 feet of storage.

v. Airport Drive at Proposed Olga Sauer Boulevard:

Tie into the existing median break, which has two ingress lanes and two egress lanes. Extend the eastbound right turn lane on Olga Sauer Boulevard to provide 300 feet of storage.

vi. Darbytown Road at Laburnum Avenue.

Extend the eastbound left turn lane on Darbytown Road by removing approximately 150 feet of the western portion of the existing raised island.

vii. <u>Laburnum Avenue at Proposed Olga Sauer Boulevard:</u>
Construct one southbound left turn lane on Laburnum Avenue with 300 feet of storage.

Construct one northbound right turn lane on Laburnum Avenue with 300 feet of storage.

Construct separate left and right-turn lanes on westbound Olga Sauer Boulevard

Install a traffic signal.

c. Phase 3

i. Miller Road:

Widen Miller Road to a three-lane section between Olga Sauer Boulevard and Darbytown Road, which will provide a northbound left-turn lane and northbound right-turn lane at Olga Sauer Boulevard and a southbound left-turn lane at Darbytown Road.

The vote of the Board was as follows:

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

No: None

192-20 REZ2020-00016 Fairfield Wilton Acquisition, LLC/Stanley Martin: Request to conditionally rezone from A-1 Agricultural District and R-6C General Residence Districts (Conditional) to R-5AC (20.75 acres) and R-6C (11.98 acres) General Residence Districts (Conditional) on part of Parcels 785-758-9980, 785-759-8052, 786-759-6600, -6815 and Parcels 784-757-9571, -9581, -9390, 784-758-8345, -9103, -9251, -9817, 785-757-0889, -2698, 785-758-0057, -0968, -1023, -1774, -1828, -2580, -2935, -3304, -3485, -4243, -4511, -5283, -5317, -5551, -6456, -6526, -6583, -7735, -8854, -9568, and 786-758-0555 containing 32.73 acres located on the north line of Scott Road between Interstate 95 and Aberdeen Street.

No one from the public spoke in opposition of this case.

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 request with the following proffered conditions:

1. <u>Concept Plan</u>. The Property shall be developed generally as shown on that certain concept plan dated April 29, 2020, and entitled

"Retreat at One Garden City Parcels", (see case file) (the "Concept Plan") attached hereto as Exhibit A and by this reference made a part hereof. The exact locations, footprints, configurations, size, and details of the lots, drives, roads, buildings and other improvements shown on the Concept Plan are illustrative and are subject to change and may be updated from time to time as required for final engineering design, compliance with governmental regulations or as otherwise approved at the time of subdivision or Plan of Development review of the Property.

- 2. <u>Residential Units</u>. The Property shall be developed with (a) townhome residential units that are attached to other townhomes by shared walls within a multi-unit building ("Townhomes"), and (b) single family one and two story detached residential units ("Single Family Detached Units").
- 3. <u>Density</u>. There shall be no more than a total of (a) 67 Townhome units, and (b) 74 Single Family Detached Units.
- 4. Architecture. To minimize visual repetition of buildings, no two adjacent Townhome or Detached Unit buildings shall have the same identical individual elevation sequence pattern across the front of the building. All Townhome units shall have a front porch or stoop. The side of each Townhome end unit shall include at least two (2) windows and the rear of each Townhome unit shall include at least two (2) windows. Townhomes shall be no more than 3 stories in height, Single Family Detached Units shall be no more than 2 stories in height. All Townhome units and Single Family Detached Units shall have a minimum of a 1 car garage. constructed on the Property shall generally be in conformance with Exhibit B (see case file), and Single Family Detached Units constructed on the Property shall generally be in conformance with Exhibit C (see case file), each of which are attached hereto and by this reference made a part hereof, unless otherwise approved by the Planning Commission at the time of Plan of Development or subdivision review.
- 5. Building Materials. All buildings shall have exposed exterior walls (above grade and exclusive of trim) of stone, stone veneer, brick, hardi-plank, vinyl or a combination of the foregoing unless different architectural treatment and/or materials are specifically approved with respect to the exposed portion of any such wall, at the time of Plan of Development review. For Townhomes, an average of thirty-five (35) percent in the aggregate for all units, of the exterior portions of the front building wall surfaces of each building, excluding windows, doors, breezeways, gables, and architectural design features, shall be of brick, stone, or stone veneer construction. For Single Family Detached Units, exterior materials shall be shown on the elevations provided as Exhibit C (see case file).

- 6. Sound Suppression Measures. Walls between Townhome units shall be constructed with a minimum certified sound transmission class (STC) of fifty-four (54). A cross section detail, reviewed and approved by a certified architect or engineer as to the methodology accomplishing the STC, shall be included in the building permit application.
- 7. <u>Chimneys</u>. The exposed portions of all fireplace chimneys shall be of brick, stone, cultured stone, or siding similar to the exterior treatment of the building. The exposed bases of all chimneys shall be of the same material as the dwelling foundation. This proffer shall not apply to direct-vent gas fireplaces or appliances.
- 8. <u>Foundations</u>. The exposed exterior portions of all foundations below the first-floor level shall be finished with brick, stone, or cultured stone. On the front and side of each building, there shall be a minimum of twelve (12) inches of brick, stone, or cultured stone visible above grade. For reasons associated with required site grading, the requirements of this proffer may be modified or waived by the Director of Planning for individual side facades.
- 9. <u>Driveways</u>. Driveways for each residential unit shall be constructed of either cobblestone, brick, asphalt, pre-cast pavers, concrete or other similar materials approved by the Director of Planning.
- 10. <u>Foundation Planting</u>. Each residential unit shall have a minimum of four (4) shrubs planted in the front planting bed.
- 11. <u>Sidewalks</u>. A continuous sidewalk a minimum of four (4) feet in width shall be provided on at least one side of each street.
- 12. <u>Lighting</u>. Pedestrian scale lighting shall be provided along sidewalks, streets, and pedestrian areas of parking areas, as approved at the time of lighting plan approval.
- 13. <u>Trash.</u> There shall be no central trash receptacles.
- 14. <u>Recreational Facilities</u>. All homes shall have the right to use the recreational facility and common areas provided as part of Case REZ2019-00025.
- 15. <u>Underground Utility Lines</u>. All utility lines on the Property shall be underground, except for existing utilities, junction boxes, meters, utility lines in wetlands areas, and utility lines required to be above ground by the utility company.
- 16. <u>Protective Covenants</u>. Prior to or concurrent with the recordation of the final subdivision plat for the Property, a document setting forth covenants (the "Covenants") shall be recorded in the Clerk's

Office of the Circuit Court of Henrico County, Virginia (the "County"), setting forth controls on the development and maintenance of the Property and establishing one or more owners' associations (the "Association"). The Association may be a part of a larger association encompassing more property than just the Property.

- 17. Construction. The hours of exterior construction activities, including operation of bulldozers and other earthmoving equipment shall be limited to the hours between 7:00 a.m. and 8:00 p.m. Monday through Saturday and no construction shall be permitted on Sunday, except in emergencies or where unusual circumstances require extending the specific hours in order to complete work such as concrete pours and utility connections. Signs, in both English and Spanish, stating the above-referenced provisions, shall be posted, and maintained at all entrances to the Property prior to any land disturbance activities thereon.
- 18. **Roads.** Prior to the issuance of any final Certificate of Occupancy, the applicant shall provide the Planning Department with certification from a licensed engineer that the roadways within the project were constructed according to the approved Plan of Development, and in compliance with Henrico County road design standards and specifications (except as to pavement width, turning radii, cul-de-sac dimensions, curb type, and underdrains), to include proper compaction of the sub-base soils, utility trenches, base stone, and asphalt surface. The internal roadways shall be private and shall be maintained by the Association.
- 19. Buffers and Setbacks. Any buffer within the Property required herein may be landscaped, including supplemental plantings, signage, berms and/or fencing and other purposes as approved by the Planning Commission at the time of landscape plan review. Roads, sidewalks, utility easements (including drainage), common owned fencing/walls adjacent to any roads or drives, and signage shall be permitted within such buffer; provided, any such road or utility easements shall be extended generally perpendicular through such buffer. All buffers, whether in common area or a lot, shall be maintained by an association applicable to the Property. The following buffers shall be provided as follows:
 - a. All buffers designated on the Concept Plan as "MINIMUM 20' BUFFER" shall be planted to the equivalent of a Transitional Buffer 25.
 - All buffers designated on the Concept Plan as "MINIMUM 15' BUFFER" shall be planted to the equivalent of a Transitional Buffer 25.
- 20. **Fencing**. An opaque fence a minimum of seven (7) feet in height shall be placed along the western boundary of the Property. The

exact location of any such fence shall be approved by the Planning Commission at the time of landscape plan review.

21. <u>Severance</u>. The unenforceability, elimination, revision, or amendment of any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

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

No: None

193-20 PUP2020-00010 Fairfield Wilton Acquisition, LLC/Stanley Martin: Request for a Provisional Use Permit under Sections 24-13.4(c), 24-120 and 24-122.1 of Chapter 24 of the County Code to allow adjustable side setbacks for lots within the R-5A General Residence District on part of Parcels 785-758-3485, -5283, 785-759-8052 and Parcels 784-757-9390, -9571, -9581, 784-758-8345, -9103, -9251, -9817, 785-757-0889, -2698, 785-758-0057, -0968, -1023, -1774, -1828, -2580, -2935, -3304, -4243, -4511, -5317, -5551 -6456, -6526, -7735 located on the north line of Scott Road between Interstate 95 and Aberdeen Street.

No one from the public spoke in opposition of this case.

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 subject to the following conditions:

- 1. All proffers approved with rezoning cases REZ2020-00016 shall be made a part of this Provisional Use Permit. These proffers are only meant to govern uses on the portions of the subject property originally subject to this rezoning case.
- 2. The side setbacks listed in Section 24-13.4(c) of the County Code shall be utilized for development on the entire subject property. Standards for detached and semidetached dwellings listed in Section 24-13.1(d)(2) can no longer be utilized on the subject property.

The vote of the Board was as follows:

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

No: None

248-20 REZ2020-00027 Varina Carter Lumber of Virginia, Inc.: Request to conditionally rezone from M-1 Light Industrial District and M-2C General Industrial District (Conditional) to M-2C General Industrial District (Conditional) Parcels 818-704-6789, 818-705-2337, and 818-705-7634 containing 17.695 acres located at the southwest intersection of S. Airport Drive (State Route 281)

and Sprouse Drive.

No one from the public spoke in opposition of 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 item with the following proffered conditions:

- 1. <u>Conceptual Plan</u>. Development of the Property shall be in general conformance with the Conceptual Site Plan entitled "Concept Development Plan, 3 Parcels of Land Containing 17.695 Acres" dated August 24, 2020, and by this reference made a part hereof (the "Conceptual Plan") (see case file), which is conceptual in nature and may vary in detail for engineering and other reasons as otherwise requested and specifically approved at the time of Plan of Development.
- 2. <u>Underground Utilities</u>. All utility lines on the Property shall be underground, except for junction boxes, meters, existing and/or relocated existing overhead utility lines and lines in wetland areas. Electrical junction boxes and meters shall be screened from public view at ground level at the perimeter of the tract with use of a wall, fencing, landscaping, or such other method as may be approved at the time of Plan of Development and/or subdivision review.
- 3. Best Management Practices. Best Management Practice structures shall be located outside of any landscaped buffer within the Property, except as a landscaping amenity or water-related feature and if requested and specifically permitted by the Director of Planning or the Planning Commission at the time of subdivision and/or Plan of Development review for any tract. Any above-ground wet Best Management Practice structure shall include an aeration feature to move water within such structure.
- 4. Parking Lot Lighting. Parking lot lighting fixtures shall not exceed thirty (30) feet in height as measured from the grade at the base of the lighting standard, unless otherwise requested, described, and specifically approved, or if required, at the time of Plan of Development. Lighting shall be directed to minimize glare on public roads and adjacent properties. Direct embedded light poles and standards shall be prohibited.
- 5. <u>Uses Permitted</u>. The Property shall be used only for the following uses as permitted in the M-2 General Industrial District:
 - a. Building materials sales yard and lumberyards including mill work and manufacturing of building material products, with outside storage permitted.

- b. Any principal use permitted and as regulated in the M-1 District, except for the requirements that certain uses be conducted within enclosed buildings.
- c. Brewery.
- d. Distillery.
- e. Office trailers (not to be used for living purposes).
- f. Uses permitted upon issuance of a provisional use permit or a conditional use permit as set forth in the M-2 District.
- g. Any accessory use permitted and as regulated in the M-2 District.

6. Buffers.

- a. Overall. Any buffer within the Property required herein shall be natural and landscaped, and may include supplemental plantings, signage, berms and/or fencing and other purposes as approved at the time of landscape plan review. Roads, sidewalks, utility easements and areas (including drainage), fencing, walls, and signage shall be permitted within such buffer; provided, any new road or utility easements shall be extended generally perpendicular through such buffer unless otherwise approved at the time of Plan of Development review.
- b. Gorman Road. A minimum twenty-five (25) foot natural and landscaped buffer and planted at a minimum to the level of a transitional buffer 25 shall be provided adjacent to the boundary of the Property adjoining Gorman Road. Any existing or new stormwater management facilities or areas may be located within such buffer area, provided the transitional buffer 25 is provided along Gorman Road as approved at the time of landscape review regardless of any clearing necessary for such stormwater management facilities.
- c. <u>Sprouse Drive</u>. A minimum twenty-five (25) foot natural and landscaped buffer and planted at a minimum to the level of a transitional buffer 25 shall be provided adjacent to the boundary of the Property adjoining Sprouse Drive, except for access to and from Sprouse Drive as shown on the Concept Plan.
- d. <u>Airport Drive</u>. A variable width natural and landscaped buffer as shown on the Concept Plan and planted to the level of a transitional buffer 25 shall be provided adjacent to the boundary of the Property adjoining Airport Drive, except for access to and from Airport Drive as shown on the Concept Plan.

- 7. Fencing. Unless used as a decorative fence or entrance feature, any fence on the Property shall not be constructed along the front (street side) of or within the required buffers. If any fence is a chain link fence, it shall be vinyl or powder coated, and a privacy screen (mesh tarp or windscreen) shall be provided as part of such a fence. Such fence and privacy screen shall be maintained in good visual condition.
- 8. <u>Loading Docks</u>. Any loading docks on the Property shall be screened from public view at the property line by landscaping, fencing, grading, building, wall, or other means as approved at the time of Plan of Development review.
- 9. <u>Signage</u>. Any detached signs shall be ground mounted monumental-type signs and shall not exceed ten (10) feet in height above grade. The foundation of all ground-mounted signs shall be constructed of brick or stone and, if lighted, such signs shall be externally illuminated. No Attention Getting Device (as that item is currently defined in Section 24-3 of the Henrico County Zoning Ordinance) shall be permitted.
- 10. <u>Mechanical Equipment</u>. Mechanical equipment located on the roof of a building shall be screened from public view at ground level from the public streets adjacent to and closest to the building.
- 11. <u>Height</u>. Any building or other structure (other than a flagpole or a communication tower), and any material stored outside, shall be limited to no greater than 40' in height, unless otherwise approved at the time of plan of development review.
- 12. <u>Severance</u>. The unenforceability, elimination, revision, or amendment of any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

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

No: None

249-20 REZ2020-00033 Brookland Janice Clifton: Request to conditionally rezone from R-2A One-Family Residence to A-1C Agricultural District (Conditional) Parcel 772-767-2363 containing 2.25 acres located on the north line of Mountain Road approximately 425' east of its intersection with Old Washington Highway.

No one from the public spoke in opposition of 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 condition:

1. The aggregate square footage of accessory structures on the property shall not exceed 3,000 square feet.

The vote of the Board was as follows:

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

No: None

PUBLIC HEARINGS - OTHER ITEMS

250-20 Resolution - Signatory Authority - Conveyance of Real Property - Well Lot Adjacent to 2416 Hungary Road - Brookland District.

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

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

251-20 Resolution - Signatory Authority - Easement Agreements - Virginia Electric and Power Company and Verizon Virginia LLC - Fairfield District.

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

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

252-20 Resolution - Signatory Authority - Easement Agreement - Verizon Virginia LLC - Fairfield District.

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

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

253-20 Resolution - Signatory Authority - Easement Agreements - Virginia Electric and Power Company - Tuckahoe and Varina Districts.

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

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

254-20 Resolution - Signatory Authority - Conveyance of Real Property - Stony Run Parkway - Varina District.

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

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

PUBLIC COMMENTS

Misty Whitehead, a resident of the Three Chopt District, voiced concerns about the defunding of the Deputy Commonwealth Attorney position she was originally offered.

Teresa Brown spoke in favor of the Deputy Commonwealth Attorney position and requested the Board of Supervisor reconsider funding for the position.

GENERAL AGENDA

255-20	Resolution - Signatory Authority - Contract Amendment for Architectural and Engineering Services - Fairfield Area Library - Fairfield District.
	On motion of Mr. Thornton, seconded by Mr. Schmitt, and by unanimous vote, the Board approved this item – see attached resolution.
256-20	Resolution - To Accept a Grant from the United States Department of Justice - X-Ray Devices.
	On motion of Mr. Nelson, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved this item – see attached resolution.
257-20	Resolution - To Accept Four Traffic Safety Grants from the Department of Motor Vehicles.
	On motion of Mrs. O'Bannon, seconded by Mr. Schmitt, and by unanimous vote, the Board approved this item – see attached resolution.
258-20	Resolution - Signatory Authority - Acquisition of Real Property - 1205 North Laburnum Avenue - Creighton Road Improvements Project - Fairfield District.
	On motion of Mr. Thornton, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved this item – see attached resolution.
259-20	Resolution - Notice of Emergency Changes to Four Polling Places Due to COVID-19 Pandemic - Fairfield, Three Chopt, and Varina Districts.
	Mark Coakley, Registrar, stated that notices of the changes went out to the affected residents last week and another notice will go out the week

locations directing them to the new location.

prior to Election Day. In addition, signs will be placed at the old polling

vote, the Board approved this item – see attached resolution. 260-20 Resolution - Approval of Interim Agreement - Design and Demolition Services - Indoor Sports Facility and Convocation Center - Fairfield District. On motion of Mr. Thornton, seconded by Mr. Nelson, and by unanimous vote, the Board approved this item – see attached resolution. 261-20 Resolution - Award of Contract - Annual Water and Sanitary Sewer Repairs and Improvements. Bentley Chan, Director of Public Utilities, explained why there was only one bidder on the project at the request of 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. 262-20 Resolution - Award of Construction Contract - Woodman Road Extension Utility Mains - Brookland and Fairfield Districts.

On motion of Mr. Nelson, seconded by Mr. Schmitt, and by unanimous

Resolution - Signatory Authority - Agreement Revision - Parham Road Pedestrian and Transit Stop Improvements - Brookland District.

vote, the Board approved this item – see attached resolution.

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

On motion of Mr. Thornton, seconded by Mr. Schmitt, and by unanimous

There being no further business, the meeting was adjourned at 9:09 p.m.

263-20

Chairman, Board of Supervisors Henrico County, Virginia



For Clerk's Use Only:

Routing:

Yellow to: _

COUNTY OF HENRICO, VIRGINIA BOARD OF SUPERVISORS MINUTE

BOARD OF SUPERVISORS ACTION

Agenda Item No. 245-20
Page No. 1 of 1

YES NO OTHER

Agenda Title: RESOLUTION — Appointment of Member — Belmont Advisory Committee

pproved enied mended eferred to:	Moved by (1)Secon (2)Secon (2)	ded by (1) Schnitt.	Branin, T
Belmont Adviso	VED that the Board of Supervisors of Herry Committee for a three-year term expir ppointed and qualified:	enrico County, Virginia, appoints the ring on December 31, 2022, or ther	ne following person to the eafter when his successor
	Brian J. Goodman	December 31, 2022	
By Agency Head	Eli Luthe man By	· County Manager	

Certified:

Date:

A Copy Teste: ___

Clerk, Board of Supervisors



Agenda Item No. 250-20
Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Conveyance of Real Property — Well Lot Adjacent to 2416 Hungary Road — Brookland District

REMARKS () Amended () Deferred to: Thornton, F.	YES NO	O OTHER
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WHEREAS, the County owns real estate known as Tax Map Parcel 773-759-3106, part of Reserved Lot, Section E, Block F, in the Laurel Park subdivision, as shown on Exhibit A (the "Property"); and,

WHEREAS, the Property is adjacent to 2416 Hungary Road, which is owned by Jeffrey Edward Fletcher and Karen Foshay Fletcher; and,

WHEREAS, the Property is surplus to the needs of the County; and,

WHEREAS, the Board of Supervisors wishes to convey the Property to Jeffrey Edward Fletcher and Karen Foshay Fletcher, for \$1,100, its assessed value; and,

WHEREAS, this resolution was advertised, and a public hearing was held on October 13, 2020, pursuant to Va. Code §§ 15.2-1800 and 15.2-1813.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that: (1) the Property is declared surplus to the needs of the County; and (2) the Chairman and Clerk are authorized to execute a deed, and the County Manager is authorized to execute closing and any other documents necessary to convey the Property, all in a form approved by the County Attorney.

Comments: The Real Property Department has processed this conveyance through the Departments of Planning, Public Utilities, and Public Works without objection. The Acting Director of Real Property recommends approval; the County Manager concurs.

By Agency Head	Mak By County Manager	DDDO
Routing: Yellow to: Copy to:	Certified: A Copy Teste:	Clerk, Board of Supervisors
	Date:	





Agenda Item No. 251-20
Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Easement Agreements — Virginia Electric and Power Company and Verizon Virginia LLC — Fairfield District

() Approved (2) (2) (2) (2) (2) (3) Amended (2) (2) (3) (4) (4) (4) (4) (4) (4) (4) (4) (4) (4	YES NO OTHER Branin, T Nelson, T O'Bannon, P Schmitt, D Thornton, F
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WHEREAS, Virginia Electric and Power Company ("VEPCO") and Verizon Virginia LLC ("Verizon") have agreed to relocate utility facilities for the County's Creighton Road Improvements project; and,

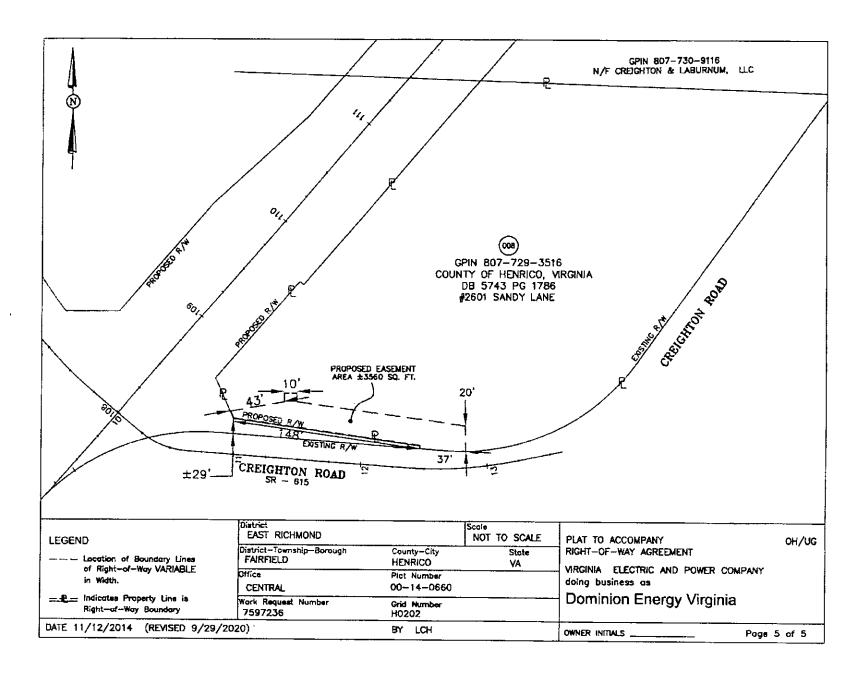
WHEREAS, VEPCO and Verizon require new easements for the relocation of their utility facilities across County-owned land at 2601 Sandy Lane, as shown on attached Plats A and B; and,

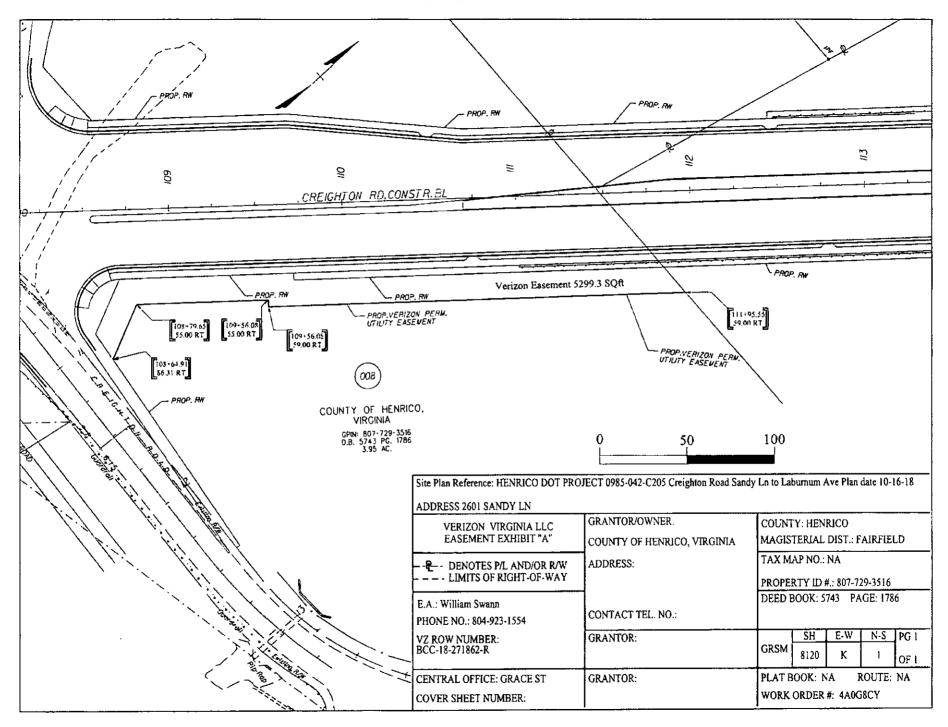
WHEREAS, this resolution was advertised, and a public hearing was held on October 13, 2020, pursuant to Va. Code §§ 15.2-1800 and 15.2-1813.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the Chairman and Clerk are authorized to execute easement agreements, in a form approved by the County Attorney, allowing VEPCO and Verizon to relocate their facilities on County-owned land for the Creighton Road Improvements project.

Comments: The Director of Public Works and the Acting Director of Real Property recommend approval of the Board Paper; the County Manager concurs.

By Agency Head	By County Manag	(A)		
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Copy to:		., –	Clerk, Board of Supervisors	
		Date:		







Agenda Item No. 252 –20

Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Easement Agreement — Verizon Virginia LLC — Fairfield District

For Clerk's Use Only: Date: 10 13 2020 (*) Approved (*) Denied (*) Amended (*) Deferred to:	$A \mid P \mid P \mid \mathcal{R}(()) \setminus \mathcal{I} \mid \mathcal{R} \mid 1))$	YES NO OTHER Branin, T Nelson, T O'Bannon, P Schmitt, D Thornton, F
		<u> </u>

WHEREAS, Verizon Virginia LLC ("Verizon") has agreed to relocate utility facilities for the County's Creighton Road Improvements project; and,

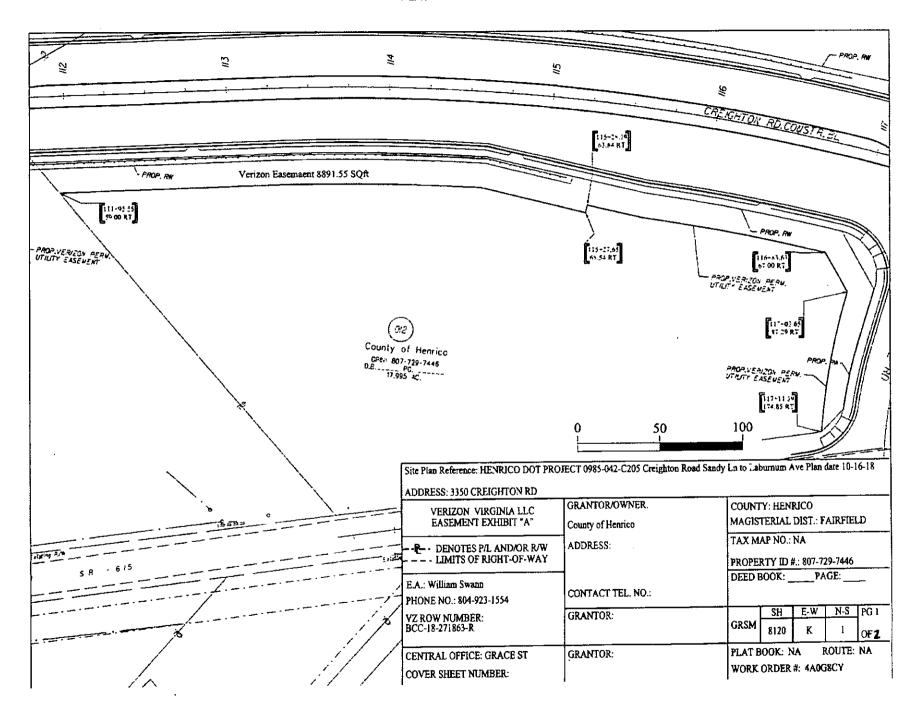
WHEREAS, Verizon requires a new easement for the relocation of its facilities across County-owned land on Creighton Road, as shown on the attached plat; and,

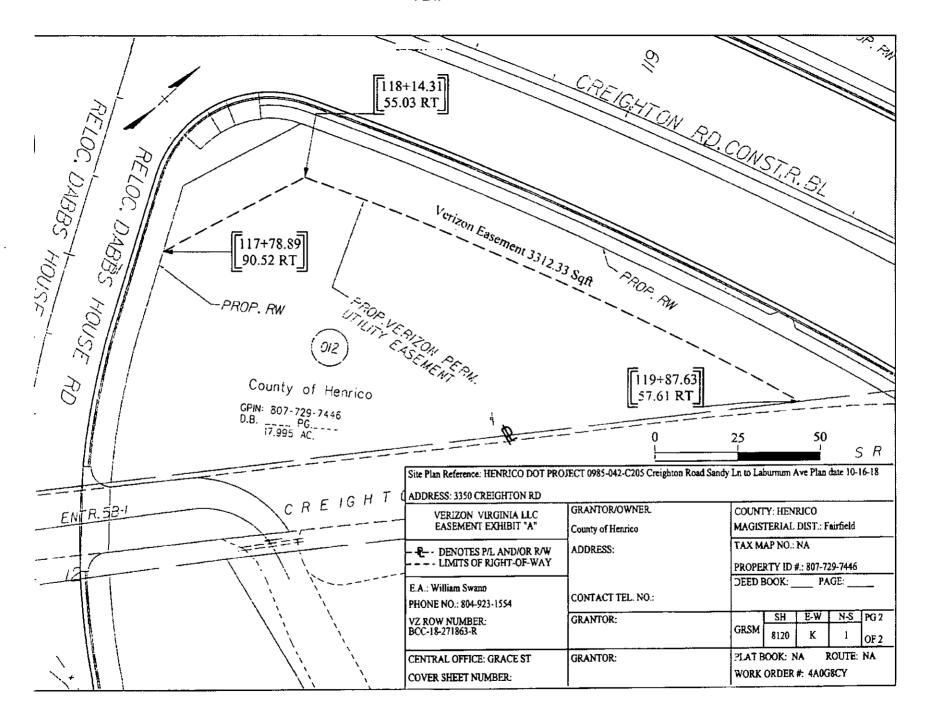
WHEREAS, this resolution was advertised, and a public hearing was held on October 13, 2020, pursuant to Va. Code §§ 15.2-1800 and 15.2-1813.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the Chairman and Clerk are authorized to execute an easement agreement, in a form approved by the County Attorney, allowing Verizon to relocate its facilities on County-owned land for the Creighton Road Improvements project.

Comments: The Director of Public Works and the Acting Director of Real Property recommend approval of the Board Paper; the County Manager concurs.

By Agency Head — CHA H	Wild By County Manag	in the second	
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Copy to:			Clerk, Board of Supervisors
		Date:	







Agenda Item No. 253-20
Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Easement Agreements — Virginia Electric and Power Company — Tuckahoe and Varina Districts

		L	
For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION		YES NO OTHER
Date: 10 13/2020	Moved by (1) O'Blance Seconded by (1) White	ł	
	(2)(2)	Branin, T.	
() Approved		Nelson T.	<u>~</u>
() Denied	REMARKS:	O'Bannon P.	¥
() Amended		Schmitt, D.	<u> </u>
() Deferred to:		i Thornton, F.	

WHEREAS, Virginia Electric and Power Company ("VEPCO") has asked the County to convey underground electric line easements across County property at 216 Wood Road and at the intersection of Hollandale Road with Cloister Drive in the Tuckahoe District and at 3900 Gay Avenue in Varina District to alleviate load issues and provide more reliable electric service to County facilities and the surrounding area; and,

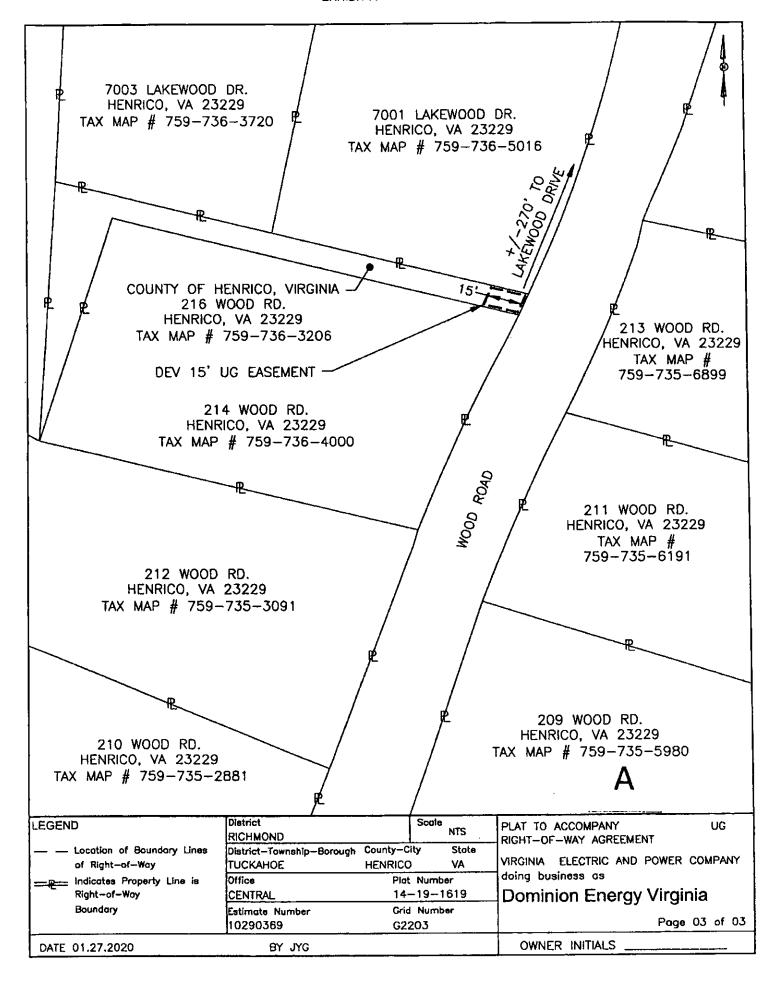
WHEREAS, the easements do not interfere with the County's use of its land; and,

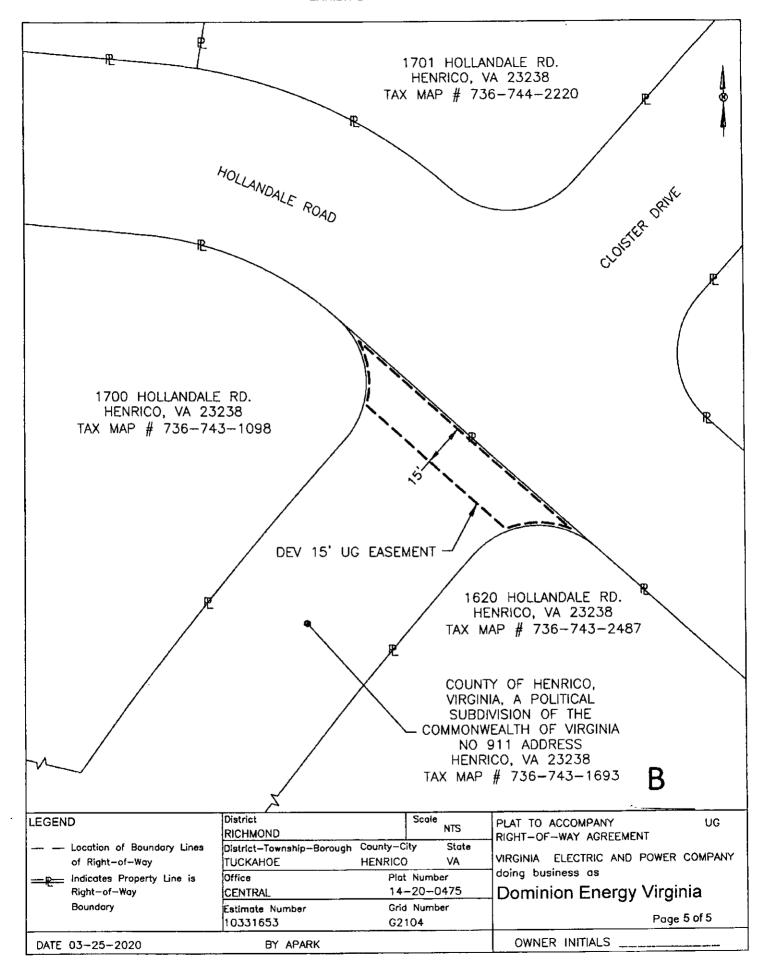
WHEREAS, this resolution was advertised, and a public hearing was held on October 13, 2020, pursuant to Va. Code §§ 15.2-1800 and 15.2-1813.

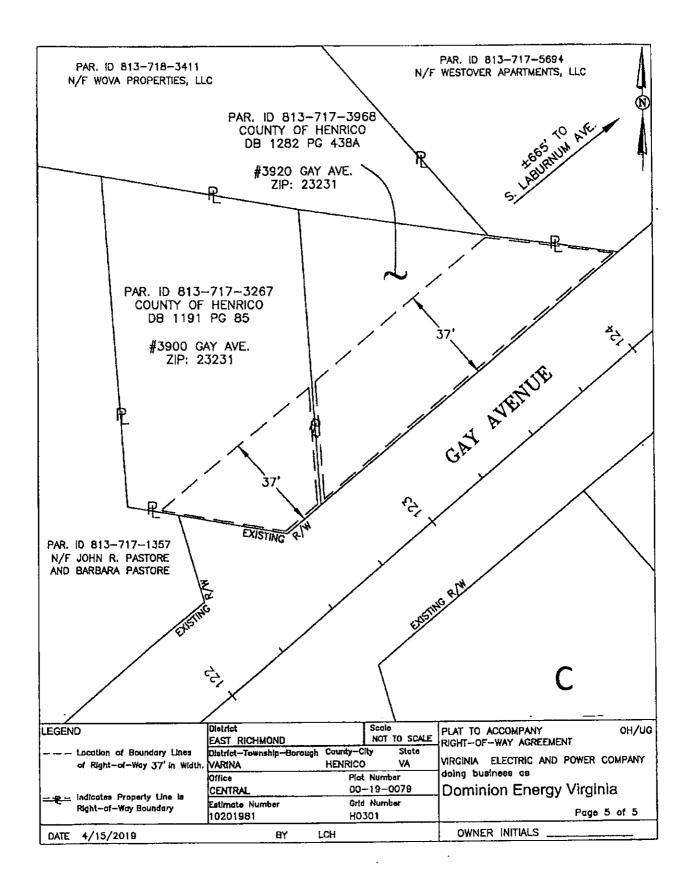
NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the Chairman and Clerk are authorized to execute easement agreements, in a form approved by the County Attorney, conveying underground electric line easements to VEPCO as shown on the attached Exhibit A, Exhibit B, and Exhibit C.

Comments: The Real Property Department has processed this request through the Departments of Planning, Public Utilities, Public Works, and Recreation and Parks without objection. The Acting Director of Real Property recommends approval of the Board paper, and the County Manager concurs.

By Agency Head	By County Mana	er		
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		Date:		









13/2020

Moved by (1)

REMARKS:

For Clerk's Use Only:

(Approved

() Amended

() Deferred to:

() Denied

COUNTY OF HENRICO, VIRGINIA BOARD OF SUPERVISORS MINUTE

BOARD OF SUPERVISORS ACTION

Agenda Item No. 254-20

YES NO OTHER

Page No. 1 of 1

Branin, T.

Nelson, T.

O'Bannon, P.

Schmitt, D.

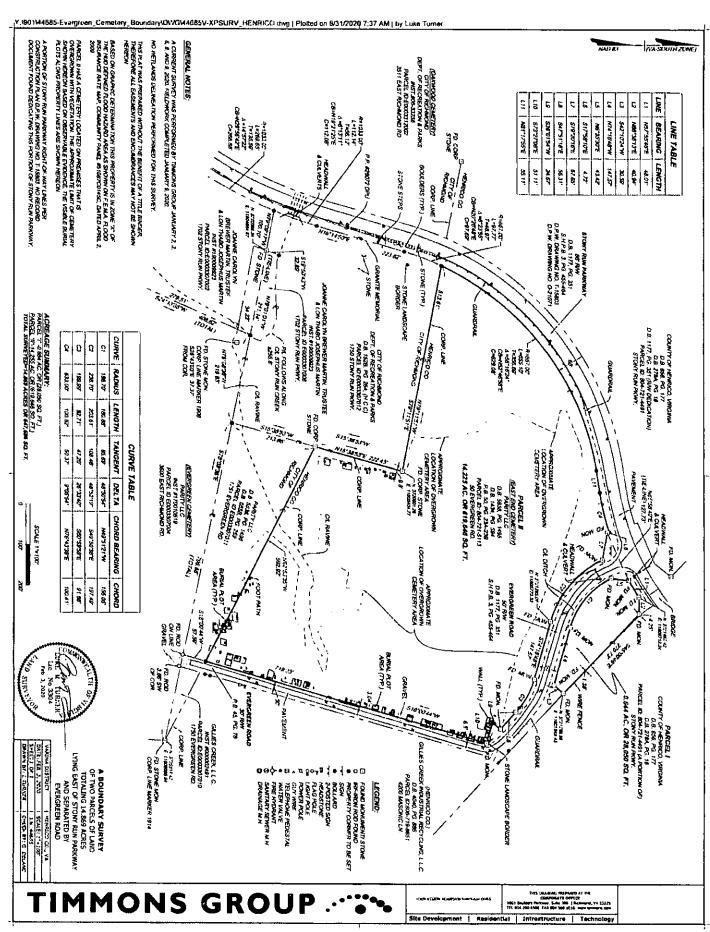
Thornton, F.

Agenda Title: RESOLUTION — Signatory Authority — Conveyance of Real Property — Stony Run Parkway — Varina District

Seconded by (1)

WHEREAS, the County owns the 0.644-acre parcel of land adjacent to Stony Run Parkway known as Tax Map

Parcel 804-721-4491 and shown as Parcel I on Exhibit A (the "Property"); and,
WHEREAS, the Property is adjacent to the East End Cemetery; and,
WHEREAS, the Property is surplus to the needs of the County; and,
WHEREAS, the Board of Supervisors wishes to donate the Property to the Enrichmond Foundation to suppoints efforts to restore and preserve the East End Cemetery; and,
WHEREAS, this resolution was advertised, and a public hearing was held on October 13, 2020, pursuant to V Code §§ 15.2-1800 and 15.2-1813.
NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that: (1) the Property is declared surple to the needs of the County; and (2) the Chairman and Clerk are authorized to execute a deed, and the Cour Manager is authorized to execute closing and any other documents necessary to convey the Property, all in form approved by the County Attorney.
Comments: The Real Property Department has processed this conveyance through the Departments Planning, Public Utilities, and Public Works without objection. The Acting Director of Real Proper recommends approval; the County Manager concurs. By Agency Head By County Manager
Routing: Yellow to:
Date:





Agenda Item No. 255-20 Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Contract Amendment for Architectural and Engineering Services — Fairfield Area Library — Fairfield District

For Clerk's Use Only: Date: 10 13 2020 Approved () Denied () Amended () Deferred to:	BOARD OF SUPERVISORS ACTION Moved by (1) School (2) (2) (2) REMARKS:	YES NO OTHER Branin, T. Nelson, T. O'Bannon, P. Schmitt, D. Thornton, F.

WHEREAS, on February 28, 2017, the Board of Supervisors awarded a contract in the amount of \$2,020,000 to BCWH, Inc. for design and construction administration services for the Fairfield Area Library; and,

WHEREAS, there have been two contract amendments that have increased the contract amount to \$2,180,798; and,

WHEREAS, on December 11, 2018, the Board of Supervisors assigned the BCWH, Inc. contract to Quinn Evans Architects, Inc; and,

WHEREAS, it was necessary to obtain additional construction administration services to complete the construction of the project; and,

WHEREAS, a lump sum fee of \$225,993 has been negotiated for the additional work, and the Board's approval is required because this amendment would increase the contract amount by more than 15% to a total of \$2,406,791.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the County Manager is authorized to execute a contract amendment in a form approved by the County Attorney for additional services by Quinn Evans Architects, Inc.

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

By Agency Head	Self MBy County Manager
Routing: Yellow to:	Certified: A Copy Teste:
Copy to:	Clerk, Board of Supervisors
	Date:



Agenda Item No. 256-20
Page No. 1 of 1

Agenda Title: RESOLUTION — To Accept a Grant from the United States Department of Justice — X-Ray Devices

or Clerk's Use Only: Approved Denied Amended Deferred to:		econded by (1) D'harren	YES NO OTHER Branin, T.
WHEREAS detect unseer		vision a grant of \$62,587; and, nich requires no local match, to p	procure two x-ray devices to
NOW, THE the County Attorney.	REFORE, BE IT RESOLVED that Manager, or his designee, to sign the sign the sign that t	at the Board of Supervisors accene necessary agreements in a for	rm approved by the County
COMMEN concurs.	TS: The Chief of Police recomme	nds approval of the Board pape	er, and the County Manager
Ву Авепсу Неад	Exic D. English	By County Manager	

Certified:

A Copy Teste: ___

Clerk, Board of Supervisors



Agenda Item No. 257-20

Page No. 1 of 1

Agenda Title: RESOLUTION — To Accept Four Traffic Safety Grants from the Department of Motor Vehicles

Moved by (1) Seconded by (1) S	Branin, T. Nelson, T. O'Bannon, P. Schmitt, D. Thornton, F.	YES NO	OTHER
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WHEREAS, the U.S. Department of Transportation provides funds through the National Highway Safety Transportation Administration to the Virginia Department of Motor Vehicles Safety Office for its Highway Safety Program; and,

WHEREAS, the Police Division has been awarded four grants totaling \$317,794, each requiring an in-kind local match of fuel, vehicle maintenance, and FICA costs, as follows:

- (1) Alcohol-Impaired Driving Enforcement a \$213,650 grant to pay for approximately 8,200 overtime hours in alcohol-impaired driving enforcement and attendance at DUI conferences;
- (2) Vehicle Occupant Protection a \$40,258 grant to pay for approximately 850 overtime hours in occupant protection enforcement, including the Click It or Ticket program and attendance at the Lifesaver Conference;
- (3) Pedestrian and Bicycle Safety a \$5,400 grant to pay for approximately 120 overtime hours in pedestrian and bicycle safety enforcement; and,
- (4) Speed Control a \$58,486 grant to pay for approximately 1,250 overtime hours in speed control enforcement and the purchase of one new lidar unit.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors accepts the grants and authorizes the County Manager, or his designee, to sign the necessary agreements in a form approved by the County Attorney.

COMMENT: The Chief of Police recommends approval of the Board paper, and the County Manager concurs.

By Agency Head Eric D. English	By County Manager
Routing: Yellow to: Copy to:	Certified: A Copy Teste: Clerk, Board of Supervisors
	Date:



By Agency Head

Routing: Yellow to: _

Copy to:

COUNTY OF HENRICO, VIRGINIA BOARD OF SUPERVISORS MINUTE

Agenda Item No. **258-20**Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Acquisition of Real Property — 1205 North Laburnum Avenue — Creighton Road Improvements Project — Fairfield District

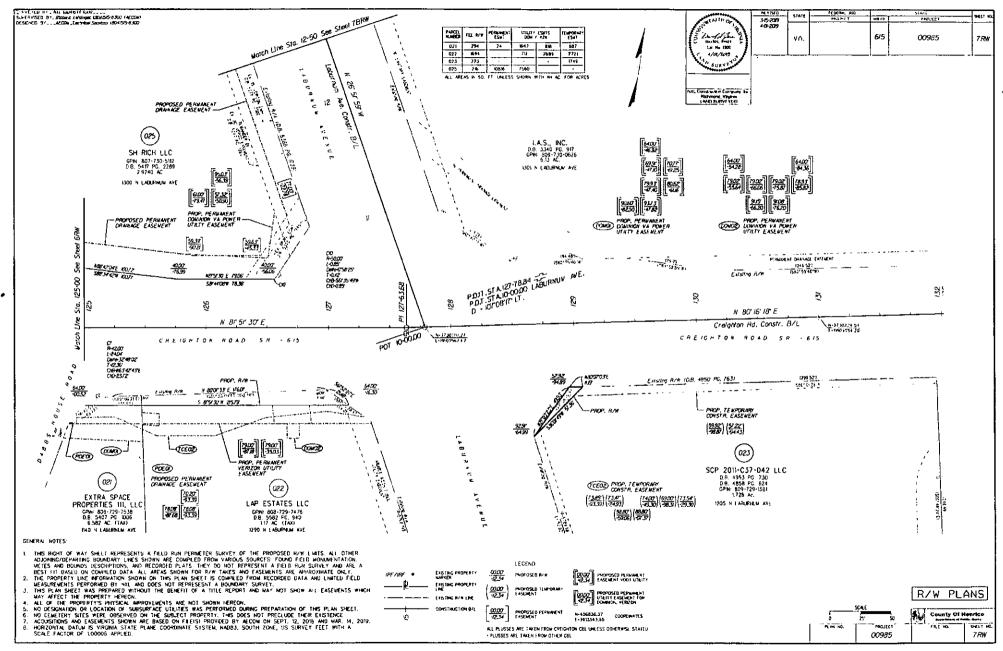
For Clerk's Use Only: Date: 10 13 2020 (v) Approved () Denied () Amended () Deferred to:	BOARD OF SUPERVISORS ACTION Moved by (1) Control (2) (2) (2) REMARKS:	YES NO OTHER Branin, T Nelson, T O'Bannon, P Schmitt, D Thornton, F
	ne County needs to acquire 223 square feet of right-of-way and 1,749 asement across 1205 North Laburnum Avenue for the Creighton Roa	
WHEREAS, SO easement for \$3	CP 2011-C37-042 LLC owns and has agreed to sell the right-of-way ar 31,639; and,	nd temporary construction
WHEREAS, su construction.	uch compensation includes payment for impacts to the owner's lan	dscaping because of the
NOW, THERE	FORE, BE IT RESOLVED by the Board of Supervisors that:	
(1) it authorize	s the acquisition of the right-of-way and temporary construction easeme	ent for \$31,639; and,
	Manager, or his designee, and the County Attorney are authorized to extions necessary to complete the acquisition.	execute all documents and
	e Acting Director of Real Property and the Director of Public Works re	commend approval of the

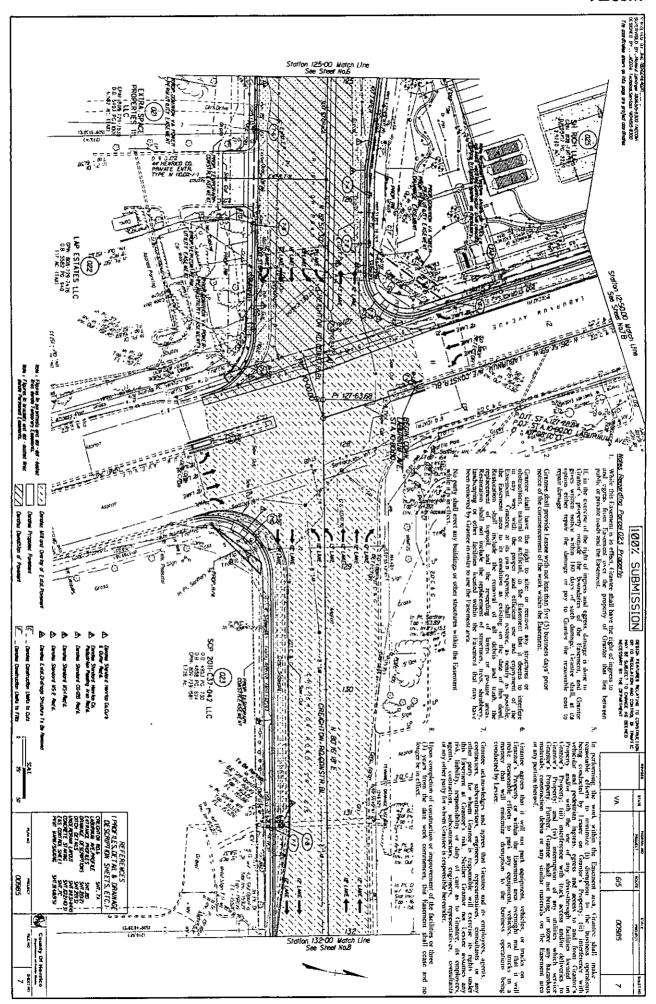
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Clerk, Board of Supervisors







Agenda Item No. 259-20 Page No. 1 of 2

Agenda Title: RESOLUTION - Notice of Emergency Changes to Four Polling Places Due to COVID-19 Pandemic - Fairfield, Three Chopt, and Varina Districts

For Clerk's Use Only:		YES NO OTHER
Date: 10 13 2020	BOARD OF SUPERVISORS ACTION	Daniel T. La
Approved	Moved by (1) Nelson Seconded by (1) Schutt	Branin, T Nelson, T
() Denied	(2)	O'Bannon, P. 👱
() Amended	REMARKS:	Schmitt, D.
() Deferred to:	ALFIELDY	Thornton, F.
		

WHEREAS, the General Registrar has been notified that four polling places will not be available for use in the November 3, 2020, General Election because of the COVID-19 pandemic; and.

WHEREAS, Code of Virginia § 24.2-310(D) provides that "[i]f an emergency makes a polling place unusable or inaccessible, the electoral board or the general registrar shall provide an alternative polling place and give notice of the change in polling place . . . subject to the prior approval of the State Board"; and,

WHEREAS, the statute also provides that if approval is granted, the General Registrar "shall provide notice to the voters appropriate to the circumstances of the emergency" as provided by Code of Virginia § 24.2-310(D); and,

WHEREAS, the General Registrar has received the approval of the State Board of Elections to provide alternative polling places for the current polling places as follows:

District	Precinct	Current Polling Place	Emergency Polling Place
Fairfield	Oakview	Chestnut Grove Assisted Living Facility	Brookland Middle School
Fairfield	Stratford Hall	ManorCare Stratford Hall	Moody Middle School
Three Chopt	Cedarfield	The Hermitage at Cedarfield	Pocahontas Middle School
Varina	Laburnum	Mountain of Blessings Christian Center	Montrose Elementary School

By Agency Head M	By County Manager
Routing: Yellow to:	Certified:
Copy to:	A Copy Teste:Clerk, Board of Supervisors
	Date:

Agenda Item No. 259-20
Page No. 2 of 2

Agenda Title: RESOLUTION - Notice of Emergency Changes to Four Polling Places Due to COVID-19 Pandemic - Fairfield, Three Chopt, and Varina Districts

WHEREAS, the General Registrar will send two mailings to registered voters in the affected precincts, announce the changes on the General Registrar's website, and post signs at the affected polling places.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors directs that the emergency changes to the four polling places be publicized on the County's website and in the County's social media to augment the General Registrar's steps to provide appropriate notice to citizens registered to vote in the affected precincts.

Comments: The General Registrar recommends approval of the Board paper, and the County Manager concurs.



Agenda Item No. 260-20

Page No. 1 of 1

Agenda Title: RESOLUTION — Approval of Interim Agreement — Design and Demolition Services — Indoor Sports Facility and Convocation Center — Fairfield District

(2) No	YES NO OTHER Franin, T Felson, T FBannon, P Chmitt, D Thornton, F
--	--

WHEREAS, the Board of Supervisors desires to construct an indoor sports and convocation center to enhance sports tourism and community recreation in the County; and,

WHEREAS, the Board solicited proposals for the project under The Public-Private Education Facilities and Infrastructure Act of 2002; and,

WHEREAS, Rebkee Co. submitted a detailed proposal for the project; and,

WHEREAS, Rebkee Co. and the County negotiated and entered into an interim agreement for conveyance of approximately 24.5 acres at Virginia Center Commons for the proposed facility; and,

WHEREAS, Rebkee Co. and the County have negotiated an interim agreement for the demolition of the existing structure on the property conveyed to the County and for the design and preparation of construction plans for the proposed facility at a cost of \$1,913,347; and,

WHEREAS, the parties anticipate future negotiation of a comprehensive agreement for construction of the proposed facility.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors approves the interim agreement and authorizes the County Manager to execute the interim agreement in a form approved by the County Attorney.

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

By Agency Head	Eli	huk	watt By	County Managor	EDS.	De Se	\geq
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				Date:			



Agenda Item No. 201-20

Page No. 1 of 2

Agenda Title: RESOLUTION — Award of Contract — Annual Water and Sanitary Sewer Repairs and Improvements

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
Date: 10 13 2820 (V Approved () Denied () Amended () Deferred to:	Moved by (1)	Branin, T.

WHEREAS, the County received one bid on September 24, 2020, in response to Invitation for Bid No. 20-2036-8EAR and Addendum No. 1 for annual water and sanitary sewer repairs and improvements; and,

WHEREAS, the work involves construction and installation of water and sanitary sewer service connections, main extensions, and repair projects throughout the County for the period October 17, 2020, to October 31, 2021 with the option for two additional one-year terms; and,

WHEREAS, the bid was as follows:

Bidder

Bid Amount

G. L. Howard, Inc.

\$4,172,250

WHEREAS, after a review and evaluation of the bid received, it was determined that G. L. Howard, Inc. is the lowest responsive and responsible bidder with a bid of \$4,172,250.

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

- 1. The contract is awarded to G. L. Howard, Inc., the lowest responsive and responsible bidder, in the amount of \$4,172,250 pursuant to Invitation for Bid No. 20-2036-8EAR, Addendum No. 1, and the bid submitted by G. L. Howard, Inc.
- 2. The County Manager is authorized to execute the contract in a form approved by the County Attorney.

By Agency Head 2011	Walk By County Manager
Routing: Yellow to:	Certified: A Copy Teste:
Copy to:	Clerk, Board of Supervisors
	Date:

Agenda Item No. 201-20

Page No. 2 of 2

Agenda Title:

RESOLUTION --- Award of Contract --- Annual Water and Sanitary Sewer

Repairs and Improvements

Comment:

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

County Manager concurs.



Agenda Item No. 262-20

Page No. 1 of 2

Agenda Title: RESOLUTION — Award of Construction Contract — Woodman Road Extension Utility
Mains — Brookland and Fairfield Districts

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
Date: 10 2020 (V) Approved () Denied () Amended	Moved by (1) Schutt Seconded by (1) Schutt (2) (2)	Branin, T. Nelson, T. O'Bannon, P. Schmitt, D.
() Deferred to:		Thornton, F

WHEREAS, the County received six bids on September 11, 2020, in response to Invitation for Bid No. 20-2030-8EAR and Addendum No. 1 for installation of Woodman Road Extension utility mains; and,

WHEREAS, the project includes providing approximately 3,000 feet of 16-inch ductile iron water main, approximately 250 feet of 12-inch water main, and approximately 345 feet of 12-inch and 8-inch sanitary sewer main along Woodman Road north of Greenwood Road; and,

WHEREAS, the bids were as follows:

<u>Bidders</u>	Bid Amounts
George Nice & Sons, Inc.	\$600,010
Toano, VA	
Piedmont Construction Co.	\$668,210
Oilville, VA	
Bridgeman Underground, Inc.	\$779,650
Suffolk, VA	
Crown Construction Service	\$788,845
Alexandria, VA	
Shield Contracting LLC	\$798,686
Ashland, VA	
Kelvic Construction Company	\$949,168
Stafford, VA	

WHEREAS, after a review and evaluation of the bids received, it was determined that George Nice & Sons, Inc. is the lowest responsive and responsible bidder with a bid of \$600,010.

By Agency Head	By County Manager And County Manager
Routing: Yellow to:	Certified:
Copy to:	A Copy Teste: Clerk, Board of Supervisors
	Date:

Agenda Item No. 262-20

Page No. 2 of 2

Agenda Title: RESOLUTION — Award of Construction Contract — Woodman Road Extension Utility Mains — Brookland and Fairfield Districts

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

- 1. The contract is awarded to George Nice & Sons. Inc., the lowest responsive and responsible bidder, in the amount of \$600,010 pursuant to Invitation for Bid No. 20-2030-8EAR, Addendum No. 1, and the bid submitted by George Nice & Sons, Inc.
- 2. The County Manager is authorized to execute the contract in a form approved by the County Attorney.
- 3. The County Manager, or the Purchasing Director as his designee, is authorized to execute change orders within the scope of the project budget not to exceed 15% of the original contract amount.

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



Agenda Item No. 203-00
Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Agreement Revision — Parham Road Pedestrian and Transit Stop Improvements — Brookland District

() Approved () Denied () Amended () Deformed to:	YES NO OTHER anin, T Ison, T Bannon, P mmitt, D ornton, F
--	--

WHEREAS, on November 20, 2017, the County entered into a project administration agreement with the Virginia Department of Transportation ("VDOT") for preliminary engineering, right-of-way acquisition, utility relocation, and construction improvements to Parham Road from Shrader Road to Hungary Spring Road; and,

WHEREAS, the improvements include sidewalk, ADA accessible ramps, and bus stop amenities, and the estimated project cost was \$500,000; and,

WHEREAS, VDOT has revised an agreement exhibit to reflect the new estimated project cost of \$726,200, of which VDOT will reimburse the County a maximum of \$391,900.

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

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

By Agency Head	Wow By County Manager
Routing: Yellow to:	Certified:
Copy to:	A Copy Teste:Clerk, Board of Supervisors
	Date:

Parham Road Pedestrian and Transit Stop Improvements



