

Board of Supervisors
Thomas M. Branin, Chairman
Daniel J. Schmitt, Vice-Chairman
Tyrone E. Nelson
Patricia S. O'Bannon
Frank J. Thornton

Supervisors' Agend-O-Gram



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County Manager
John A. Vitoulkas

Summary of Actions Taken by the Board on September 8, 2020

Mr. Branin led the recitation of the Pledge of Allegiance.

Sue Bell, Chaplain for the Henrico County Police Division, delivered the invocation.

The Board approved the minutes of the August 11, 2020, Regular and Special Meetings and the March 16 -17, 2020, Special Meeting.

MANAGER'S COMMENTS

Mr. Vitoulkas recognized Mrs. Tanya Brackett Harding, the new Clerk to the Board of Supervisors, and noted this was Mrs. Harding's first Board meeting.

Mr. Vitoulkas recognized James Grandstaff, Division Director for the County's Water Reclamation Facility, who was honored on August 3 with the William D. Hatfield Award from the Virginia Water Environment Association. The Hatfield Award recognizes "many consecutive years of operations producing a high-quality effluent and meeting all permit requirements, an overall commitment to protecting our environment, and endless contributions to the wastewater industry." Mr. Grandstaff started with the County 14 years ago and has managed the Water Reclamation Facility since June 2008. The Manager noted that in addition to his continued efforts in "making the dirty water clean," Mr. Grandstaff is a semi-retired rock climber, plays electric guitar in a band, and is known for his Hollandaise Sauce recipe. Mr. Vitoulkas congratulated him on a job well done.

Mr. Vitoulkas recognized Anthony McDowell, Deputy County Manager for Public Safety, who gave the Board a COVID-19 update. Mr. McDowell noted that the current seven-day moving average is slightly higher because there has been more asymptomatic testing. He also stated surges are fading and future projections range from slow-growth to declines and hospital capacities are not expected to be an issue. The County continues to conduct follow-up testing in the Henrico County Jail. To date, 2,708 tests have been administered to inmates and staff, and Henrico is the only jail in the region currently rapidly testing staff and inmates. Mr. McDowell also announced that Henrico is one of four jurisdictions to receive approval from the Supreme Court of Virginia to resume jury trials. The first jury trial will be held on September 15 in Chief Judge Yoffy's courtroom. All five Circuit Court judges were involved in creating the plan to resume jury trials, and Judge Wallerstein oversaw the effort. Mr. McDowell concluded by noting that Henrico was selected to participate in the Governor's Health Equity Leadership Pilot (HELP) program and that 152

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volunteers delivered 8,923 kits with face coverings, hand sanitizers, and election information to homes on July 27 and 28.

Mr. Vithoukias noted Henrico County is currently first in the region for its testing for COVID-19.

BOARD OF SUPERVISORS' COMMENTS

Mrs. O'Bannon pointed out the Board attended the opening of the new YMCA Aquatic Center which has been named the Frank J. Thornton Aquatic Center.

RECOGNITION OF NEWS MEDIA

Mr. Branin recognized Jess Nocera with the *Richmond Times Dispatch* who was observing the meeting through WebEx.

PRESENTATIONS

Mr. Schmitt presented a proclamation recognizing September 2020 as Henrico Preparedness Month. Accepting the proclamation was Rob Rowley, Emergency Management Coordinator for the Division of Fire. Joining him was Alec Oughton, Chief of the Division of Fire, and Lt. Col. Linda Toney, Acting Chief of Police.

Mr. Nelson presented a proclamation recognizing September 2020 as Recovery Month. Accepting the proclamation was Leslie Stephen, Program Manager for Jail and Court Services for Henrico Area Mental Health and Developmental Services. Joining her was Asher Casazza, a program participant.

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS

**212-20
PUP2020-
00015
Approved** Mitchell Trak: Request for a Provisional Use Permit under Sections 24-58.2(d), 24-120 and 24-122.1 of Chapter 24 of the County Code to allow outdoor dining on part of Parcel 747-757-0157 located at the southeast intersection of Church Road and Three Chopt Road.

**213-20
REZ2020-
00018
Approved** Pouncey Place LLC: Request to conditionally rezone from B-2C Business District (Conditional) to R-6C General Residence District (Conditional) Parcel 740-765-2150 containing 9.7501 acres located at the southeast intersection of Pouncey Tract Road and Twin Hickory Lake Drive.

**214-20
PUP2020-
00008
Approved** Pouncey Place LLC: Request for a Provisional Use Permit under Sections 24-36.1(b) 24-120 and 24-122.1 of Chapter 24 of the County Code to allow a mixed-use community development on Parcel 740-765-2150 located at the southeast intersection of Pouncey Tract Road and Twin Hickory Lake Drive.

- 215-20** Network Towers II: Request for a Provisional Use Permit under Sections 24-
PUP2020- 95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code to allow a
00014 monopole communication tower up to 164' in height with an external array on
Deferred to part of Parcel 735-770-6609 located on the north line of Kain Road
October 13, approximately 1000' west of its intersection with Porsche Drive.
2020
- 216-20** H&M Investment Corp: Request to conditionally rezone from R-4C One-
REZ2020- Family Residence District (Conditional) to R-5C General Family Residence
00024 District (Conditional) Parcels 810-716-9590, -9796, 810-717-7634, -9803, -
Approved 9808, -9815, -9822, 811-716-1588, -1695, 811-717-1808, -1901, -1914, -2020, -
 2045, -2126, -2133, and -2140 containing 11.12 acres located on the north line
 of Gay Avenue at its intersection with Chipox Avenue.
- 217-20** Green Clean Auto Wash, LLC: Request to conditionally rezone from B-3
REZ2020- Business District and B-3C Business District (Conditional) to B-3C Business
00022 District (Conditional) Parcel 784-756-5766 and part of Parcel 784-756-4368
Approved containing 0.980 acres located at the northeast intersection of E. Parham
 Road (State Route 73) and Brook Road (U.S. Route 1).
- 218-20** Amy Learn Tucker: Request to conditionally rezone from O-2 Office District
REZ2020- to B-2C Business District (Conditional) Parcel 788-754-9960 containing .554
00026 acres located on the north line of Wilkinson Road at its intersection with
Approved Ridge Road.

PUBLIC HEARINGS - OTHER ITEMS

- 219-20** Resolution - Amendments to FY 2020-21 Annual Fiscal Plan - CARES Act
Approved and Capital Initiatives Funding for HCPS: September 2020
- 220-20** Ordinance - To Amend and Reordain Section 2-50 of the Code of the County
Approved of Henrico Titled "Criminal history record check and fingerprinting" With
 Regard to Voluntary Disclosure of Criminal History To Comply with
 Changes in State Law
- 221-20** Ordinance - To Continue Emergency Procedures for the Conduct of Public
Approved Business to Ensure the Continuity of County Government and Critical Local
 Services During the State of Emergency and Disaster Caused by the
 COVID-19 Pandemic
- 222-20** Ordinance - To Amend and Reordain Section 19-2 Titled "Definitions,"
Approved Section 19-89 Titled "Final plat required; construction plans," Section 19-90
 Titled "Form and contents," Section 19-98 Titled "Family subdivision plat,"
 Section 24-3 Titled "Definitions," and Section 24-106.3 Titled "Chesapeake
 Bay preservation," All to Amend the County's Chesapeake Bay Preservation
 Act Program.

223-20 Ordinance - To Amend and Reordain Section 10-32 Titled “Components of
Approved environmental compliance plan” and Section 10-33 Titled “Environmental
 site assessment component of environmental compliance plans,” of the Code
 of the County of Henrico to Amend the County’s Chesapeake Bay
 Preservation Act Program

PUBLIC COMMENTS

Adrienne Tinsley, a resident of the Three Chopt District, expressed concerns about truck traffic and noise on Nuckols Road between the hours of 10:00 p.m. and 7:00 a.m. She stated she has not seen any construction in the area so she is not sure why there are so many trucks on the road so late. Mrs. Tinsley asked if there was anything the Board could do, and Mr. Branin asked staff to look into her concern.

Joseph Bahen, a resident of the Brookland District, asked the Board to take its time in considering establishment of a civilian review board and the Board to have an open mind when making the decision. He complimented the Board and the Manager for the wonderful job they do in handling County business.

GENERAL AGENDA

224-20 Introduction of Resolution - Receipt of Requests for Amendments to
Approved FY 2020-21 Annual Fiscal Plan to (1) Reappropriate Funds for Continuing
 Programs, and (2) Appropriate Funds for Certain New Programs

225-20 Introduction of Resolution - Receipt of Request for Amendments to FY 2020-
Approved 21 Annual Fiscal Plan - CARES Act Funding for General Government

226-20 Resolution - Award of Construction Contract - Maintenance and
Approved Construction Services for Filter Basin #3 - Water Reclamation Facility -
 Varina District

227-20 Resolution - To Permit Additional Fine of \$200 for Speeding on
Approved Pennsylvania Avenue between Brook Road and Telegraph Road - Fairfield
 District