

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
SPECIAL MEETING  
August 10, 2010

The Henrico County Board of Supervisors convened a special meeting on Tuesday, August 10, 2010 at 5:00 p.m. in the County Manager's Conference Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico, Virginia.

**Members of the Board Present:**

Patricia S. O'Bannon, Chairman, Tuckahoe District  
Frank J. Thornton, Vice Chairman, Fairfield District  
Richard W. Glover, Brookland District  
James B. Donati, Jr., Varina District  
David A. Kaechele, Three Chopt District

**Other Officials Present:**

Virgil R. Hazelett, P.E., County Manager  
Joseph P. Rapisarda, Jr., County Attorney  
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board  
Tanya B. Harding, Administrative Assistant/Deputy Clerk to the Board  
George T. Drumwright, Jr., Deputy County Manager for Community Services  
Leon T. Johnson, Deputy County Manager for Administration  
Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations  
Randall R. Silber, Deputy County Manager for Community Development  
C. Michael Schnurman, Jr., Legislative Liaison  
Tamra R. McKinney, Director of Public Relations & Media Services

Mrs. O'Bannon called the meeting to order at 5:05 p.m.

Mr. Hazelett briefly reviewed the two items listed on the special meeting agenda and advised that he would be requesting the Board's consideration in adding a third item by unanimous consent later in the meeting.

**Innsbrook Area Study and 2026 Comprehensive Plan Updates**

Mr. Hazelett recognized Joe Emerson, Director of Planning, who narrated a slide presentation on the Innsbrook Area Land Use Study. Mr. Emerson noted that the purpose of his presentation was to highlight information that the Board received in a loose leaf binder prior to this meeting and to answer questions from the Board. He further noted that the Board initiated the study to recognize Innsbrook as an important economic generator, examine opportunities for infill development, respond to the influence of recent trends towards mixed-use development, and support the goals and objectives of the County's 2026 Comprehensive Plan. During his presentation, Mr. Emerson

reviewed the study's planning process and public input, aerial photos of the original study area and study area addition, existing conditions in Innsbrook, mixed-use development previously approved in Innsbrook, development scenarios, four major land bays that have been identified, development form and guidelines, proposed land use, urban development areas, keystone policy topics, and a 2026 future land use map. He advised that the remaining steps were to revise documents per comments and direction from the Board; schedule a Board public hearing for September 14, 2010; and then move ahead with adoption by the Board. Mr. Emerson elaborated on how the public has been made aware of the study's proposals and pointed out that the Planning Commission and staff recommended that the Board amend the 2026 Comprehensive Plan to include Innsbrook as an Urban Development Area.

During his presentation, Mr. Emerson responded to questions from the Board pertaining to the acreage covered by the study and the types of residential development that could occur within each of the four development scenarios. Following Mr. Emerson's presentation, Mr. Kaechele commented favorably on Mr. Emerson's summary of the study and complimented the Planning Commission and Planning Department staff on the manner in which they presented the study to citizens. Mr. Kaechele remarked that the study's recommendations are important to the future of the County and have generally been well received by citizens although some citizens have concerns about how the proposed land use for Innsbrook will impact traffic and development densities. Mr. Emerson responded to further questions from the Board relating to the impact of the study's recommendations on schools, retail office development, building heights, parking, and adjoining residential neighborhoods. Mr. Glover commented favorably on the scenario that staff has come up with in the study and Mr. Thornton characterized staff's work on the study as visionary. Mr. Thornton also stated that it is important to let citizens know that the type of land use proposed in this study will be applied to all areas of the County. Mr. Hazelett concluded the discussions by confirming that a public hearing on the 2026 Comprehensive Plan amendments recommended by the study will be placed on the Board's September 14, 2010 regular meeting agenda.

### **County Code Recodification**

Mr. Rapisarda commented briefly on the County's current Code recodification process, which began in March 2009 when the County contracted with Municipal Code Corporation (MCC) for editorial assistance and publication of the recodified Code. Mr. Hazelett then recognized Marissa Mitchell, Assistant County Attorney, who narrated a slide presentation on this item. Mrs. Mitchell explained that the purpose of recodification is to take a comprehensive look at County laws, update them, and make them easily accessible for all citizens and members of the County staff who must interpret and enforce the Code on a regular basis. The Code is reviewed to identify and eliminate conflicts, inconsistencies, and obsolete provisions per the Virginia Code; identify and eliminate obsolete, redundant, or conflicting provisions within the County Code; and identify and eliminate potentially unconstitutional provisions. During her presentation, Mrs. Mitchell also discussed the County's contract with MCC, the chapters of the County Code that were reviewed, various steps in the recodification process, and department contacts and attorneys involved in this process. Mrs. Mitchell advised that future action will include introducing the ordinance to adopt the recodified Code at the Board's September 14, 2010 regular meeting and

conducting a public hearing to adopt the ordinance at the Board's October 12, 2010 regular meeting. The proposed effective date of the 2010 recodified code is January 1, 2011.

At the conclusion of Mrs. Mitchell's presentation, Mr. Rapisarda offered kudos to Mrs. Mitchell, her project team in the County Attorney's Office, and County departments involved in the recodification process. Mr. Rapisarda and Mrs. Mitchell responded to questions from the Board regarding the anticipated volume of public comment that will be received on the recodification ordinance, examples of provisions in the Code that are being changed as a result of recodification, and the schedule for recodifying the Code of Virginia. Mr. Rapisarda pointed out that County citizens can access the Henrico County Code and new County ordinances on line via the MCC website. At Mr. Hazelett's request, Mr. Rapisarda elaborated on the Code amendment process.

The Board recessed for dinner at 6:01 p.m. and reconvened at 6:11 p.m.

Mr. Hazelett advised that he was requesting that the Board members sign a waiver to add a closed meeting item to the special meeting agenda concerning the Cobbs Creek Reservoir Project. He further advised that staff had drafted a resolution that could be added to the evening's general agenda by unanimous consent if the Board was in agreement after discussing this matter in closed session.

On motion by Mr. Glover, seconded by Mr. Kaechele, the Board approved going into a Closed Meeting at 6:12 p.m. for the following purpose:

Consultation with the County Attorney Regarding Specific Legal Matters Requiring the Provision of Legal Advise Concerning the Proposed Cobbs Creek Reservoir Project, Pursuant to Section 2.2-3711(A)(7) of the Code of Virginia, 1950, as Amended; and Discussion of the Terms of a Proposed Contract Relating to the Proposed Cobbs Creek Reservoir Project and Involving the Expenditure of Public Funds, Where Discussion in Open Session Would Adversely Affect the County's Bargaining Position or Negotiating Strategy, Pursuant to Section 2.2-3711(A)(29) of the Code of Virginia, 1950 as Amended.

The vote of the Board was as follows:

<u>Aye</u>	<u>Nay</u>
Patricia S. O'Bannon	
Frank J. Thornton	
James B. Donati, Jr.	
Richard W. Glover	
David A. Kaechele	

On motion of Mr. Glover, seconded by Mr. Thornton, the Board approved going out of the Closed Meeting at 6:57 p.m.

The vote of the Board was as follows:

Aye  
Patricia S. O'Bannon  
Frank J. Thornton  
James B. Donati, Jr.  
Richard W. Glover  
David A. Kaechele

Nay

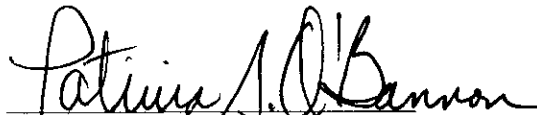
On motion of Mr. Kaechele, seconded Mr. Thornton, the Board approved the attached Certificate of Closed Meeting.

The vote of the Board was as follows:

Aye  
Patricia S. O'Bannon  
Frank J. Thornton  
James B. Donati, Jr.  
Richard W. Glover  
David A. Kaechele

Nay

There being no further business, the meeting was adjourned at 6:58 p.m.

  
Chairman, Board of Supervisors  
Henrico County, Virginia