

**HENRICO COUNTY
NOTICE OF SPECIAL MEETING
BOARD OF SUPERVISORS**

Please take notice that a special meeting of the Board of Supervisors will be held on **Tuesday, August 8, 2017, at 6:00 p.m.** in the County Manager's Conference Room located on the third floor of the Administration Building at the Henrico County Government Center, Parham and Hungary Spring Roads, Henrico, Virginia.

The matters to be reviewed by the Board at this time are:

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| 6:00 - 6:30 p.m. | Update on Revisions to the Public-Private Education and Infrastructure Act (PPEA) |
| 6:30 - 6:45 p.m. | Regular Meeting Agenda Items |



Barry R. Lawrence, CMC
Clerk, Henrico County Board of Supervisors
August 3, 2017

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
August 8, 2017
7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION

APPROVAL OF MINUTES - July 25, 2017, Regular and Special Meetings

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS

204-17
REZ2017-
00008
Three Chopt

Bacova Texas, LLC and Bacova North, LLC: Request to conditionally rezone from A-1 Agricultural District to R-3C One-Family Residence District (Conditional) and R-6C General Residence District (Conditional) Parcels 738-768-6389, 738-769-2544, and 738-769-4425 containing 23.38 acres located at the southwest intersection of Pouncey Tract Road (State Route 271) and N. Gayton Road. The applicant proposes single-family dwellings and a life care facility. The R-3 District allows a minimum lot area of 11,000 square feet and a maximum gross density of 3.96 units per acre. The R-6 District allows a maximum gross density of 19.8 units per acre. The uses will be controlled by proffered conditions and zoning ordinance regulations. The 2026 Comprehensive Plan recommends Suburban Mixed-Use, density should not exceed 4 units per acre. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

205-17
PUP2017-
00008
Three Chopt

Bacova Texas, LLC and Bacova North, LLC: Request for a Provisional Use Permit under Sections 24-36.1(a), 24-120, and 24-122.1 of Chapter 24 of the County Code to allow for a life care facility on part of Parcels 738-768-6389, 738-769-2544, and 738-769-4425 located at the southwest intersection of Pouncey Tract Road (State Route 271) and N. Gayton Road. The existing zoning is A-1 Agricultural District. The 2026 Comprehensive Plan recommends Suburban Mixed-Use, density should not exceed 4 units per acre. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

206-17
REZ2017-
00018
Brookland

Welford Properties, LLC and NVR, INC: Request to amend proffers accepted with Rezoning case REZ2015-00011 on Parcels 758-764-7897, 758-765-5810, -6018, -6125, -6333, -6541, -6649, -6857, -7915, -8006, -8229, -8437, -8545, -8952, -9527, -9735, -9842, 759-764-0691, -0999, -2288, -2496, 759-765-1108, -1423, -1532, -1639, -1847, -2055, -2921, -3028, -3236, -3444, -3651 containing 9.2 acres located at the southwest intersection of Nuckols and Francistown Roads. The applicant proposes to amend one proffer related to garage dimensions. The existing zoning is R-3C One-Family Residence District

(Conditional). The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

207-17
REZ2017-
00017
Fairfield

HHHunt River Mill, LLC: Request to conditionally rezone from R-5AC General Residence District (Conditional) and RTHC Residential Townhouse District (Conditional) to R-5AC General Residence District (Conditional) (0.761 acres) and RTHC Residential Townhouse District (Conditional) (1.157 acres) and amend proffer #28 accepted with REZ2016-00002 (141.56 acres) Parcels 779-773-9041, 780-772-8360, 781-773-2686, and 782-773-0113 and part of Parcels, 778-772-7200, and 780-774-2957 containing 143.478 acres located approximately 500' west of the intersection of Brook Road (U.S. Route 1) and Magnolia Ridge Drive. The applicant proposes single-family residences on zero-lot lines and townhome units. The R-5AC District allows a minimum lot area of 5,625 square feet and a maximum gross density of 6 units per acre. The RTHC District allows a maximum gross density of 9 units per acre. The uses will be controlled by proffered conditions and zoning ordinance regulations. The 2026 Comprehensive Plan recommends Suburban Residential 1, density should not exceed 2.4 units per acre, Office, and Environmental Protection Area. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

208-17
PUP2017-
00015
Fairfield

Parallel Infrastructure: 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 154' in height and related equipment on part of Parcel 804-726-5470 approximately 800' west of the intersection of Creighton Road and Stone Dale Drive. The existing zoning is A-1 Agricultural District. The 2026 Comprehensive Plan recommends Traditional Neighborhood Development and Environmental Protection Area. The site is in the Enterprise Zone and a portion of the site is in the Airport Safety Overlay District. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

PUBLIC HEARINGS – OTHER ITEMS

209-17

Ordinance - To Amend and Reordain Section 10-2 Titled “Repair, removal or securing of buildings and other structures harboring illegal drug use,” Section 10-4 Titled “Repair, removal or securing of buildings and other structures harboring a bawdy place,” Section 10-102 Titled “Cleanup of premises by county; lien for unpaid charges,” and Section 10-138 Titled “Performance of work by county; collection of costs” of the Code of the County of Henrico to Conform to Changes in State Law Enacted by the 2017 General Assembly Relating to Lien Priority.

210-17

Ordinance - To Amend and Reordain Section 19-28 Titled “Extension of approvals to address housing crisis,” and Section 24-106 Titled “Plan of development (POD), administrative and schematic site plans” of the Code of the County of Henrico to Extend the Periods of Validity of Approved Plans and Plats.

211-17 Ordinance - To Amend and Reordain Section 5-1 Titled “Definitions” and Section 5-30 Titled “Control of dangerous or vicious dogs” of the Code of the County of Henrico to Conform the County’s Dangerous Dog Laws to Changes in State Law Enacted by the 2017 General Assembly.

PUBLIC COMMENTS

GENERAL AGENDA

- 212-17 Resolution - Approval of Virginia Urgent and Emergent Medical Services to Operate a Non-Transport Medical Service in Henrico County.
- 213-17 Resolution - Award of Contract - Group Medical Program - Anthem Health Plans of Virginia, Inc.
- 214-17 Resolution - Award of Contract - Group Prescription Drug Program - Express Scripts, Inc.
- 215-17 Resolution - Signatory Authority - Lease - 7425 Ranco Road - Brookland District.
- 216-17 Resolution - Signatory Authority - Agreement for Woodman Road Extension - HHHunt River Mill, LLC - Brookland and Fairfield Districts.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
August 8, 2017**

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS

REZ2017-00008
Three Chopt

Bacova Texas, LLC and Bacova North, LLC: Request to conditionally rezone from A-1 Agricultural District to R-3C One-Family Residence District (Conditional) and R-6C General Residence District (Conditional) Parcels 738-768-6389, 738-769-2544, and 738-769-4425 containing 23.38 acres located at the southwest intersection of Pouncey Tract Road (State Route 271) and N. Gayton Road. The applicant proposes single-family dwellings and a life care facility. The R-3 District allows a minimum lot area of 11,000 square feet and a maximum gross density of 3.96 units per acre. The R-6 District allows a maximum gross density of 19.8 units per acre. The uses will be controlled by proffered conditions and zoning ordinance regulations. The 2026 Comprehensive Plan recommends Suburban Mixed-Use, density should not exceed 4 units per acre. Acting on a motion by Mrs. Marshall, seconded by Mr. Mr. Witte, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it conforms with the objectives and intent of the County's Comprehensive Plan and it would permit development of the land for residential uses in an appropriate manner.

PUP2017-00008
Three Chopt

Bacova Texas, LLC and Bacova North, LLC: Request for a Provisional Use Permit under Sections 24-36.1(a), 24-120, and 24-122.1 of Chapter 24 of the County Code to allow for a life care facility on part of Parcels 738-768-6389, 738-769-2544, and 738-769-4425 located at the southwest intersection of Pouncey Tract Road (State Route 271) and N. Gayton Road. The existing zoning is A-1 Agricultural District. The 2026 Comprehensive Plan recommends Suburban Mixed-Use, density should not exceed 4 units per acre. Acting on a motion by Mrs. Marshall, seconded by Mr. Witte, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it is reasonable in light of the surrounding uses and it would provide added services to the community.

REZ2017-00018
Brookland

Welford Properties, LLC and NVR, INC: Request to amend proffers accepted with Rezoning case REZ2015-00011 on Parcels 758-764-7897, 758-765-5810, -6018, -6125, -6333, -6541, -6649, -6857, -7915, -8006, -8229, -8437, -8545, -8952, -9527, -9735, -9842, 759-764-0691, -0999, -2288, -2496, 759-765-1108, -1423, -1532, -1639, -1847, -2055, -2921, -3028, -3236, -3444, -3651 containing 9.2 acres located at the southwest intersection of Nuckols and Francistown Roads. The applicant proposes to amend one proffer related to garage dimensions. The existing zoning is R-3C One-Family Residence District (Conditional). The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units

per acre. Acting on a motion by Mr. Witte seconded by Mrs. Marshall, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors grant the request because the changes do not greatly reduce the original intended purpose of the proffers.

REZ2017-00017
Fairfield

HHHunt River Mill, LLC: Request to conditionally rezone from R-5AC General Residence District (Conditional) and RTHC Residential Townhouse District (Conditional) to R-5AC General Residence District (Conditional) (0.761 acres) and RTHC Residential Townhouse District (Conditional) (1.157 acres) and amend proffer #28 accepted with REZ2016-00002 (141.56 acres) Parcels 779-773-9041, 780-772-8360, 781-773-2686, and 782-773-0113 and part of Parcels, 778-772-7200, and 780-774-2957 containing 143.478 acres located approximately 500' west of the intersection of Brook Road (U.S. Route 1) and Magnolia Ridge Drive. The applicant proposes single-family residences on zero-lot lines and townhome units. The R-5AC District allows a minimum lot area of 5,625 square feet and a maximum gross density of 6 units per acre. The RTHC District allows a maximum gross density of 9 units per acre. The uses will be controlled by proffered conditions and zoning ordinance regulations. The 2026 Comprehensive Plan recommends Suburban Residential 1, density should not exceed 2.4 units per acre, Office, and Environmental Protection Area. Acting on a motion by Mr. Archer seconded by Mr. Witte, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors grant the request because it would not adversely impact the pattern of zoning and land use in the area and it does not change the original intended purpose of the proffers.

PUP2017-00015
Fairfield

Parallel Infrastructure: 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 154' in height and related equipment on part of Parcel 804-726-5470 approximately 800' west of the intersection of Creighton Road and Stone Dale Drive. The existing zoning is A-1 Agricultural District. The 2026 Comprehensive Plan recommends Traditional Neighborhood Development and Environmental Protection Area. The site is in the Enterprise Zone and a portion of the site is in the Airport Safety Overlay District. Acting on a motion by Mr. Archer seconded by Mr. Leabough, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors grant the request because it would provide added services to the community and the recommended conditions should minimize the potential impacts on surrounding land uses.

PUBLIC HEARINGS – OTHER ITEMS

ORDINANCE - To Amend and Reordain Section 10-2 Titled “Repair, removal or securing of buildings and other structures harboring illegal drug use,” Section 10-4 Titled “Repair, removal or securing of buildings and other structures harboring a bawdy place,” Section 10-102 Titled “Cleanup of premises by county; lien for unpaid charges,” and Section 10-138 Titled “Performance of work by county; collection of costs” of the Code of the County of Henrico to Conform to

Changes in State Law Enacted by the 2017 General Assembly Relating to Lien Priority.

This proposed ordinance would amend and reordain Sections 10-2, 10-4, 10-102, and 10-138 of the Code of the County of Henrico to specify that the County’s lien for costs incurred to abate certain nuisances is of equal dignity with liens for “unpaid local *real estate* taxes.” This ordinance change was prompted by and parallels HB 1992 and SB 920 that were passed by the General Assembly during the 2017 session.

The Building Official and Director of Community Revitalization recommend approval of this Board paper; the County Manager concurs.

ORDINANCE - To Amend and Reordain Section 19-28 Titled “Extension of approvals to address housing crisis,” and Section 24-106 Titled “Plan of development (POD), administrative and schematic site plans” of the Code of the County of Henrico to Extend the Periods of Validity of Approved Plans and Plats.

This ordinance extends the approval of certain plans of development and subdivision plats to July 1, 2020. This amendments are required by legislation enacted by the 2017 General Assembly.

After a public hearing on July 13, 2017, the Planning Commission recommended approval of the amendments. The Director of Planning also recommends approval of this Board paper, and the County Manager concurs.

ORDINANCE - To Amend and Reordain Section 5-1 Titled “Definitions” and Section 5-30 Titled “Control of dangerous or vicious dogs” of the Code of the County of Henrico to Conform the County’s Dangerous Dog Laws to Changes in State Law Enacted by the 2017 General Assembly.

This Board paper amends the County’s dangerous dog laws. The changes are required to conform the County Code to legislation enacted by the 2017 General Assembly.

The amendments allow, but no longer require, a law-enforcement officer or animal control officer to apply for a summons requiring a dog owner to appear before a general district court when the officer has reason to believe that the dog is dangerous. The amendments also specify when, based on an investigation by an officer or a determination by a court, a dog shall not be considered dangerous under the law. Finally, the amendments reduce from 45 days to 30 days the period within which an owner of a dog found to be dangerous is required to obtain a dangerous dog registration certificate.

PUBLIC COMMENTS

GENERAL AGENDA

RESOLUTION - Approval of Virginia Urgent and Emergent Medical Services to Operate a Non-Transport Medical Service in Henrico County.

Virginia Urgent and Emergent Medical Services (“VUEMS”), headquartered in Henrico County, currently provides medical education to various government and private entities

based in Virginia. VUEMS has advised the Division of Fire that it wishes to expand its operations to provide emergency medical personnel for non-transport first response for businesses in the County they have contracts with. Before they may do so, however, the Code of Virginia and state EMS regulations require VUEMS to obtain approval from the Board of Supervisors for these operations within the County. This Board paper confers that approval. VUEMS has assured the Division of Fire that it will not respond to 911 emergency calls within the County unless requested to do so by the County through its EMS system.

RESOLUTION - Award of Contract - Group Medical Program - Anthem Health Plans of Virginia, Inc.

This Board paper would award a contract to Anthem Health Plans of Virginia, Inc. (“Anthem”) for services to administer the County’s self-funded medical insurance program for Henrico County General Government and Public Schools active employees and under-65 retirees. Anthem will provide the medical provider networks, customer service, claims processing, and related services for the County’s program.

The term of the contract is January 1, 2018, through December 31, 2020, with the option to renew for two additional one-year terms. The fixed cost for services is \$41.89 per covered employee per month for the term of the contract and would not increase by more than three percent in each of the additional one-year terms.

The County received three proposals in response to RFP#17-1317-1CS. Following review and evaluation of the proposals, the Selection Committee interviewed the following firms:

Anthem Health Plans of Virginia, Inc.
Aetna Life Insurance Company
Sentara Health Plans, Inc. (aka Optima)

Based on the written proposals and interviews with all three firms, the Committee determined Anthem made the best proposal, and negotiated a contract.

Funding to support the contract is available within the approved operating budget. The Purchasing Director, the Director of Human Resources, the Director of Finance, the Assistant Superintendent of Schools for Finance, the Director of Human Resources for Schools, the Deputy County Manager/Community Services, and the Deputy County Manager/Administration recommend approval of this Board paper, and the County Manager concurs.

RESOLUTION - Award of Contract - Group Prescription Drug Program - Express Scripts, Inc.

This Board paper would award a contract to Express Scripts, Inc. for services to administer the County’s self-funded group prescription drug program for Henrico County General Government and Public Schools active employees and under-65 retirees. Express Scripts, Inc. will provide the pharmacy networks, customer service, claims processing, and related services for the County’s group prescription drug program. The projected cost reduction for 2018 prescription drug claim expenses is \$7.1 million.

The term of the contract is January 1, 2018, through December 31, 2020, with the option to renew for two additional one-year terms.

The County received 10 proposals in response to RFP#17-1319-2CS. Following review and evaluation of the proposals, the Selection Committee interviewed the following firms:

Express Scripts, Inc.
OptumRx, Inc.
Anthem Health Plans of Virginia, Inc.
Aetna Life Insurance Company
Caremark PCS Health, LLC

Based on the written proposals and interviews with all five firms, the Committee determined Express Scripts, Inc. made the best proposal, and negotiated a contract.

Funding to support the contract is available within the approved operating budget. The Purchasing Director, the Director of Human Resources, the Director of Finance, the Assistant Superintendent of Schools for Finance, the Director of Human Resources for Schools, Deputy County Manager/Community Services, and Deputy County Manager/Administration recommend approval of this Board paper, and the County Manager concurs.

RESOLUTION - Signatory Authority - Lease - 7425 Ranco Road - Brookland District.

This Board paper authorizes the County Manager to execute a lease with Crenshaw-Singleton Properties, LLC, a Virginia limited liability company, for 10,527 square feet of office warehouse space in the Dumbarton Business Center at 7425 Ranco Road. The space will be used by Police and Fire for training. The lease is for a 10-year term beginning September 1, 2017, and ending August 31, 2027. The monthly rent will be \$4,564.00 for the first year, will increase 2% each year during the second, third, and fourth years, and will increase by 2.5% each year in years five through 10. At the end of the term, the County may renew the lease for five years at a rental rate increasing 3% each year.

The Police Chief, Fire Chief, and the Directors of Real Property and General Services recommend approval of this Board paper; the County Manager concurs.

RESOLUTION - Signatory Authority - Agreement for Woodman Road Extension - HHHunt River Mill, LLC - Brookland and Fairfield Districts.

This Board paper would authorize the County Manager to execute an agreement with HHHunt River Mill, LLC for its construction of a two-lane extension of Woodman Road between Greenwood Road and Jeb Stuart Parkway. As authorized by the proffers for the River Mill development, the Director of Planning is willing to allow HHHunt River Mill, LLC to construct the two-lane extension in lieu of the four-lane segment proffered in the rezoning case. The agreement provides for cost sharing between the parties.

Funding for the County's portion of the project would be provided from the Capital Projects Fund, Project #2101-50701-28004-07043. The Director of Public Works recommends approval of this Board paper and the County Manager concurs.