

**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, April 12, 2022, at 5:30 p.m.** in the County Manager's Conference Room 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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| 5:30 - 5:45 p.m. | Update on NOVA Aquatics Center at Regency Square |
| 5:45 - 6:00 p.m. | First Tee - Greater Richmond Update |
| 6:00 - 6:15 p.m. | Solar Panel Renewable Energy Credits |
| 6:15 - 6:30 p.m. | Regular Meeting Agenda Items |

Tanya N. Brackett

Tanya N. Brackett, CMC
Clerk, Henrico County Board of Supervisors
April 7, 2022

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
April 12, 2022
7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION

APPROVAL OF MINUTES – March 22, 2022, Regular Meeting

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PRESENTATIONS

Proclamation - National Public Health Week - April 4 - 10, 2022.

- 110-22 Resolution - Commending the Highland Springs High School Springers Basketball Team.
- 111-22 Resolution - Commending the Varina High School Blue Devils Basketball Team.

APPOINTMENT/RESIGNATION

- 112-22 Resolution - Resignation of Member - Henrico Area Mental Health & Developmental Services Board.
- 113-22 Resolution - Appointment of Member - Henrico Area Mental Health & Developmental Services Board.

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS

- 114-22 Holland Associates, LLC: Request for a Provisional Use Permit under PUP2021-00024 Brookland Sections 24-2306 and 24-3708 of Chapter 24 of the County Code to allow a multifamily development with office and commercial uses on Parcel 774-740-9115 located on the east line of Staples Mill Road (U.S. Route 33) approximately 600' south of its intersection with Bethlehem Road. The existing zoning is B-2 Business District. The 2026 Comprehensive Plan recommends Light Industry. The site is in the Westwood Redevelopment Overlay District and the Enterprise Zone. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.
- 115-22 Markel | Eagle Advisors, LLC: Request to conditionally rezone from A-1 REZ2022-00002 Three Chopt Agricultural District to R-5AC General Residence District (Conditional) part of Parcels 733-778-7649 and 734-777-3893 containing 46.599 acres located at the southwest intersection of Pouncey Tract Road (State Route 271) and Wyndham West Drive. The applicant proposes a single-family residential development. The R-5A District allows a maximum gross density of 6 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Rural Residential,

density should not exceed 1 unit per acre. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

116-22
REZ2022-
00008
Varina
Jon Beckner: Request to conditionally rezone from B-1 and B-3 Business District to B-3C Business District (Conditional) Parcel 823-722-8996 containing 0.295 acres located on the west line of E. Nine Mile Road (State Route 33) approximately 30' north of its intersection with S. Oak Avenue. The applicant proposes automobile sales. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Commercial Concentration. The site is located in the Airport Safety Overlay District and in the Enterprise Zone. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

117-22
PUP2022-
00007
Varina
GRP 1780 Union Ave, LLC; GRP 1770 Union Ave, LLC; GRP 232 Cockeyesville, LLC; and Erdessy Portugee, LLC: Request for a Provisional Use Permit under Sections 24-4205 and 24-2306 of Chapter 24 of the County Code to allow vehicle salvage on part of Parcels 837-703-5428 and 839-702-5177 located on the south line of Portugee Road approximately 500' east of La France Road. The existing zoning is M-3 Heavy Industrial District. The 2026 Comprehensive Plan recommends Heavy Industry and Environmental Protection Area. 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

118-22
Ordinance - To Add Article X Titled “Technology zones” to Chapter 6 of the Code of the County of Henrico to Establish a Technology Zone in the Innsbrook Redevelopment Overlay District and to Provide Incentives for Businesses and Redevelopment in the Zone.

119-22
Resolution - Real Estate Tax Levies, 2022.

120-22
Resolution - Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Emergency Medical Services Agency, Volunteer Fire Department or Virginia Defense Force, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Biotechnology Equipment, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2022.

121-22
Ordinance - To Amend and Reordain Section 20-78 of the Code of the County of Henrico Titled “Elderly or permanently and totally disabled persons” to Increase the Maximum Net Worth Allowed for Participants in the Real Estate Advantage Program.

122-22
Ordinance - To Amend and Reordain Section 24-4205 Titled “Principal Use Table” of the Code of the County of Henrico to Allow Solar Arrays in the C-1 Conservation, A-1 Agricultural, M-1 Light Industrial, M-2 General Industrial, and M-3 Heavy Industrial Districts by Provisional Use Permit.

- 123-22 Ordinance - To Amend and Reordain Subsections (b) and (c) of Sections 23-359 and 23-360 Titled “Water connection fees” and “Sewer connection fees,” Respectively, and Subsection (a) of Sections 23-361 and 23-362 Titled “Water service and volume charges” and “Sewer service charges and rates,” Respectively, of the Code of the County of Henrico, All to Change Utility Fees and Charges.
- 124-22 Resolution - Signatory Authority - Lease Amendment - STC TWO LLC - Short Pump Park - Three Chopt District.
- 125-22 Resolution - Signatory Authority - Quitclaim of Construction, Utility, and Drainage Easements - Pouncey Tract Road - CA Twin Hickory, LLC - Three Chopt District.
- 126-22 Resolution - Signatory Authority - Quitclaim of a Portion of a Utility Easement - 10420 Ridgefield Parkway - Tuckahoe District.

PUBLIC COMMENTS

GENERAL AGENDA

- 100-22 Resolution - Approval of Operating and Capital Annual Fiscal Plans for FY 2022-23 and Allocation of Car Tax Relief for Tax Year 2022. [**Deferred from the March 22, 2022, meeting.**]
- 127-22 Resolution - Signatory Authority - Renewable Energy Certificates Agreements - Sun Tribe Trading, LLC.
- 128-22 Resolution - Approval of Acquisition - Right-of-Way and Easements - Sadler Road Improvements Project - CarMax Auto Superstores, Inc. - Three Chopt District.
- 129-22 Resolution - Approval of Acquisition - Right-of-Way and Easements - Three Chopt Road Improvements Project - AG-MR Short Pump Owner, LLC - Three Chopt District.
- 130-22 Resolution - Authorization to Submit Letter of Intent - U. S. Department of Transportation Rebuilding American Infrastructure with Sustainability and Equity Discretionary Grant - Fairfield District.
- 131-22 Resolution - Signatory Authority - Amendment to Agreement with Virginia Department of Transportation - Revenue Sharing Projects - N. Parham Road Sidewalk, Phase II - Three Chopt District.
- 132-22 Resolution - Authorization of County Contributions for Deferred Compensation for the Executive Director of the Sports and Entertainment Authority.
- 133-22 Resolution - Acceptance of Roads - Brookland District.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
April 12, 2022**

PRESENTATIONS

PROCLAMATION - National Public Health Week - April 4 - 10, 2022.

This proclamation recognizes the week of April 4 – 10, 2022, as National Public Health Week 2022, with this year's theme, "Public Health is Where You Are."

RESOLUTION - Commending the Highland Springs High School Springers Basketball Team.

This resolution commends the Highland Springs High School Springers on their season that resulted in the school's Class 5 state basketball championship.

RESOLUTION - Commending the Varina High School Blue Devils Basketball Team.

This resolution commends the Varina High School Blue Devils Basketball Team on their season that resulted in the school's Class 4 state basketball championship.

APPOINTMENT/RESIGNATION

RESOLUTION - Resignation of Member - Henrico Area Mental Health and Developmental Services Board.

This Board paper accepts the resignation of Jessica Y. Brown from the Henrico Area Mental Health and Developmental Services Board as the Varina District Representative.

RESOLUTION - Appointment of Member - Henrico Area Mental Health and Developmental Services Board.

This Board paper appoints the following person to the Henrico Area Mental Health and Developmental Services Board for an unexpired ending December 31, 2022, or thereafter when her successor shall have been appointed and qualified:

Varina District Charnessa (Charlie) Pleasant

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS

PUP2021-00024 Brookland	Holland Associates, LLC: Request for a Provisional Use Permit under Sections 24-2306 and 24-3708 of Chapter 24 of the County Code to allow a multifamily development with office and commercial uses on Parcel 774-740-9115 located on the east line of Staples Mill Road (U.S. Route 33) approximately 600' south of its intersection with Bethlehem Road. The
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existing zoning is B-2 Business District. The 2026 Comprehensive Plan recommends Light Industry. The site is in the Westwood Redevelopment Overlay District and the Enterprise Zone. Acting on a motion by Mr. Witte, seconded by Mr. Baka, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because the conditions should minimize potential impacts on surrounding land uses and it would not be expected to adversely affect public safety, health, or general welfare.

REZ2022-
00002
Three Chopt

Markel I Eagle Advisors, LLC: Request to conditionally rezone from A-1 Agricultural District to R-5AC General Residence District (Conditional) part of Parcels 733-778-7649 and 734-777-3893 containing 46.599 acres located at the southwest intersection of Pouncey Tract Road (State Route 271) and Wyndham West Drive. The applicant proposes a single-family residential development. The R-5A District allows a maximum gross density of 6 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Rural Residential, density should not exceed 1 unit per acre. Acting on a motion by Mrs. Thornton, seconded by Mr. Mackey, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it would permit development of the land for residential use in an appropriate manner and the proffered conditions will provide appropriate quality assurances not otherwise available.

REZ2022-
00008
Varina

Jon Beckner: Request to conditionally rezone from B-1 and B-3 Business District to B-3C Business District (Conditional) Parcel 823-722-8996 containing 0.295 acres located on the west line of E. Nine Mile Road (State Route 33) approximately 30' north of its intersection with S. Oak Avenue. The applicant proposes automobile sales. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Commercial Concentration. The site is located in the Airport Safety Overlay District and in the Enterprise Zone. Acting on a motion by Mr. Mackey, seconded by Mr. Witte, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it continues a form of zoning consistent with the area and the proffered conditions should minimize the potential impacts on surrounding land uses.

PUP2022-
00007
Varina

GRP 1780 Union Ave, LLC; GRP 1770 Union Ave, LLC; GRP 232 Cockeyesville, LLC; and Erdessy Portugee, LLC: Request for a Provisional Use Permit under Sections 24-4205 and 24-2306 of Chapter 24 of the County Code to allow vehicle salvage on part of Parcels 837-703-5428 and 839-702-5177 located on the south line of Portugee Road approximately 500' east of La France Road. The existing zoning is M-3 Heavy Industrial District. The 2026 Comprehensive Plan recommends Heavy Industry and Environmental Protection Area. The site is in the Airport Safety Overlay District. Acting on a motion by Mr. Mackey, seconded by Mr. Baka, 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 existing zoning on the property.

PUBLIC HEARINGS – OTHER ITEMS

ORDINANCE - To Add Article X Titled “Technology zones” to Chapter 6 of the Code of the County of Henrico to Establish a Technology Zone in the Innsbrook Redevelopment Overlay District and to Provide Incentives for Businesses and Redevelopment in the Zone.

This Board paper would create the Innsbrook Technology Zone. This new program would provide incentives in the Innsbrook Redevelopment Overlay district to qualified businesses. Qualifications for by-right incentives include \$1,000,000 of new capital investment, creation of 10 new jobs paying at least, on average, the local prevailing wage in the County, and engaging in one of the specific purposes outlined in the ordinance. Incentives include waivers of building permit and planning application fees and other incentives agreed to on a case-by-case basis by the Economic Development Authority.

The Executive Director of the Economic Development Authority recommends approval of the Board paper, and the County Manager concurs.

RESOLUTION - Real Estate Tax Levies, 2022.

This Board paper sets the real estate tax levies for calendar year 2022. The levies are to be fixed after an advertised public hearing held on April 12, 2022.

The proposed real estate tax levy is \$0.85 per \$100 of assessed valuation and represents a decrease from the prior year of \$0.02 per \$100 of assessed valuation.

The proposed real estate tax levies for the following Sanitary Districts represent no change from the prior year and are as follows:

- Sanitary District #2: \$0.003 per \$100 of assessed valuation
- Sanitary District #3: \$0.010 per \$100 of assessed valuation
- Sanitary District #3.1: \$0.031 per \$100 of assessed valuation
- Sanitary District #12: \$0.010 per \$100 of assessed valuation
- Sanitary District #23: \$0.010 per \$100 of assessed valuation
- Sanitary District #63.1: \$0.019 per \$100 of assessed valuation

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

RESOLUTION - Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Emergency Medical Services Agency, Volunteer Fire Department or Virginia Defense Force, Disabled Veterans’ Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Biotechnology Equipment, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2022.

This Board paper sets the levies mentioned above for calendar year 2022. The levies are to be fixed after an advertised public hearing held on April 12, 2022.

The following proposed tax levies represent no change from the prior year:

- Personal property: \$3.50 per \$100 of assessed valuation
- Aircraft: \$0.50 per \$100 of assessed valuation
- Qualifying vehicles owned or leased by members of a volunteer emergency medical services agency or volunteer fire department: \$1.00 per \$100 of assessed valuation
- Disabled veterans' vehicles: \$0.01 per \$100 of assessed valuation
- Motor vehicles specially equipped to provide transportation for physically handicapped individuals: \$0.01 per \$100 of assessed valuation
- Computer equipment and peripherals used in a data center: \$0.40 per \$100 of assessed valuation
- Machinery and tools: \$0.30 per \$100 of assessed valuation
- Machinery and tools used in semiconductor manufacturing: \$0.30 per \$100 of assessed valuation
- Property used in a research and development business: \$0.30 per \$100 of assessed valuation
- Certain generating equipment purchased after December 31, 1974, for the purpose of changing the energy source of a manufacturing plant to achieve more efficient use of any energy source: \$0.30 per \$100 of assessed valuation
- Certain property used in manufacturing, testing, or operating satellites: \$0.30 per \$100 of assessed valuation
- Certain motor vehicles, trailers, and semitrailers used to transport property for hire by a motor carrier engaged in interstate commerce: \$0.30 per \$100 of assessed valuation

The following proposed tax levies represent a decrease from the prior year:

- Certain equipment used primarily for research, development, production, or provision of biotechnology: \$0.90 per \$100 of assessed valuation, a decrease of \$2.60 per \$100 of assessed valuation
- Qualifying vehicles owned or leased by members of the Virginia Defense Force: \$1.00 per \$100 of assessed valuation, a decrease of \$2.50 per \$100 of assessed valuation
- Manufactured homes: \$0.85 per \$100 of assessed valuation, a decrease of \$0.02 per \$100 of assessed valuation
- Tangible personal property of public service corporations and other persons with property assessed pursuant to Chapter 26 of Title 58.1 of the Code of Virginia (except aircraft, automobiles, and trucks): \$0.85 per \$100 of assessed valuation, a decrease of \$0.02 per \$100 of assessed valuation

No change is proposed for the tax levy in Sanitary Districts #2, #3, #3.1, #12, #23, and #63.1 from the prior year. Such proposed tax levy is \$0.001 per \$100 of assessed valuation, except for property taxed at the rate applicable to real property, in which case the levies are as assessed on real property.

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

ORDINANCE - To Amend and Reordain Section 20-78 of the Code of the County of Henrico Titled “Elderly or permanently and totally disabled persons” to Increase the Maximum Net Worth Allowed for Participants in the Real Estate Advantage Program.

This ordinance increases the maximum allowable net worth of participants in the Real Estate Advantage Program from \$400,000 to \$500,000. This change would be effective as of January 1, 2022, and would apply to participants in the Program this calendar year.

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

ORDINANCE - To Amend and Reordain Section 24-4205 Titled “Principal Use Table” of the Code of the County of Henrico to Allow Solar Arrays in the C-1 Conservation, A-1 Agricultural, M-1 Light Industrial, M-2 General Industrial, and M-3 Heavy Industrial Districts by Provisional Use Permit.

The Planning Commission initiated consideration of zoning ordinance amendments regarding solar arrays at its meeting on February 10, 2022.

The proposed amendments would make solar arrays a provisional use in the C-1, A-1, M-1, M-2, and M-3 Districts. The provisional use permit process includes public hearings and community input and would allow the Planning Commission and Board to consider reasonable conditions for the development of solar arrays. In addition to any permit conditions, solar arrays would continue to be subject to the use-specific standards of the zoning ordinance, including requirements for lot coverage, access, maximum height, and security fencing.

The Planning Commission recommended approval of the proposed amendments on March 10, 2022. The Director of Planning recommends approval of the Board paper, and the County Manager concurs.

ORDINANCE - To Amend and Reordain Subsections (b) and (c) of Sections 23-359 and 23-360 Titled “Water connection fees” and “Sewer connection fees,” Respectively, and Subsection (a) of Sections 23-361 and 23-362 Titled “Water service and volume charges” and “Sewer service charges and rates,” Respectively, of the Code of the County of Henrico, All to Change Utility Fees and Charges.

This ordinance would increase bimonthly service and volume charges for water and sewer effective July 1, 2022. It would also increase water and sewer connection fees.

The increase in water and sewer charges for a typical residential customer using 10 CCF of water every two months would be \$6.32, approximately \$.10 per day. The water and sewer connection fees for single-family dwellings would increase \$245 and \$295, respectively.

The changes are recommended to help pay annual operating costs, debt service costs, and capital costs associated with water and sewer projects.

The Director of Public Utilities recommends approval of the Board paper, and the County Manager concurs.

RESOLUTION - Signatory Authority - Lease Amendment - STC TWO LLC - Short Pump Park - Three Chopt District.

This Board paper would authorize the County Manager to execute an amendment to the lease under which STC TWO LLC installs, operates, and maintains cellular communications equipment at Short Pump Park.

The existing lease will expire on July 31, 2022. For the last five years, the lessee paid rent in annual installments of \$32,850. The amendment extends the lease with STC TWO LLC for up to four consecutive five-year renewal terms. The annual rent for the first renewal term will be \$37,777 and will increase 15% at the beginning of each successive renewal term.

The Acting Director of Recreation and Parks and the Director of Real Property recommend approval of the Board paper; the County Manager concurs.

RESOLUTION - Signatory Authority - Quitclaim of Construction, Utility, and Drainage Easements - Pouncey Tract Road - CA Twin Hickory, LLC - Three Chopt District.

This Board paper authorizes the Chairman to execute a quitclaim deed releasing the County's interest in unneeded temporary construction, utility, and drainage easements across properties at 4611, 4617, 4621, and 4629 Pouncey Tract Road. The owner, CA Twin Hickory, LLC, requested this action. There are no County facilities in the easement areas, the County does not need the easements, and replacement easements will be dedicated to the County.

The Real Property Division processed the request through the Departments of Planning, Public Works, and Public Utilities without objection. The Director of Real Property recommends approval of the Board paper, and the County Manager concurs.

RESOLUTION - Signatory Authority - Quitclaim of a Portion of a Utility Easement - 10420 Ridgefield Parkway - Tuckahoe District.

This Board paper authorizes the Chairman to execute a quitclaim deed releasing the County's interest in a portion of a utility easement across property at 10420 Ridgefield Parkway. The owner, Maddog Ventures, LLC, requested this action. There are no County facilities in the easement area, the County does not need the easement, and a replacement easement has been dedicated to the County.

The Real Property Division has processed the quitclaim request through the Departments of Planning and Public Utilities without objection. The Director of Real Property recommends approval of the Board paper; the County Manager concurs.

PUBLIC COMMENTS

GENERAL AGENDA

RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for FY 2022-23 and Allocation of Car Tax Relief for Tax Year 2022.

This Board paper approves the proposed Operating and Capital Annual Fiscal Plans for FY 2022-23 and allocates car tax relief for tax year 2022. The Board of Supervisors deferred this paper after a public hearing on March 22, 2022.

RESOLUTION - Signatory Authority - Renewable Energy Certificates Agreements - Sun Tribe Trading, LLC.

This Board paper authorizes the County Manager or his designee to execute agreements to sell or trade renewable energy certificates (RECs) with Sun Tribe Trading, LLC, and to authorize Sun Tribe Trading to retire RECs on behalf of the County. RECs are tradeable, market-based instruments associated with the generation of renewable electricity.

The Director of General Services recommends approval of this Board paper, and the County Manager concurs.

RESOLUTION - Approval of Acquisition - Right-of-Way and Easements - Sadler Road Improvements Project - CarMax Auto Superstores, Inc. - Three Chopt District.

This Board paper would authorize the acquisition of right-of-way and easements across the property located at 4160 Sadler Road and 11090 West Broad Street owned by CarMax Auto Superstores, Inc. for the Sadler Road Improvements Project.

On November 9, 2021, the Board authorized condemnation proceedings to acquire the rights-of-way and easements, and on December 16, 2021, the County filed a Certificate of Take and deposited \$143,843 with the Clerk of the Henrico County Circuit Court to acquire the right-of-way and easements in accordance with state law.

Following negotiations between the parties, the Owner is willing to accept \$144,155 as just compensation for the right-of-way and easements. Upon completion of the acquisition, the condemnation proceedings will be dismissed.

The Directors of Real Property and Public Works and the Deputy County Manager for Community Operations recommend approval of the Board paper; the County Manager concurs.

RESOLUTION - Approval of Acquisition - Right-of-Way and Easements - Three Chopt Road Improvements Project - AG-MR Short Pump Owner, LLC - Three Chopt District.

This Board paper would approve the acquisition of 40,093 square feet of land in fee simple (the "Right-of-Way"); a permanent drainage easement containing 11,276 square feet; a temporary construction easement containing 12,979 square feet; a permanent utility easement for Virginia Electric and Power Company, a Virginia public service corporation, doing business as Dominion Energy Virginia, containing 201 square feet; and a permanent utility easement for Verizon Virginia, LLC, a Virginia limited liability company, containing 10,679 square feet

(collectively, the “Right-of-Way and the Easements”) across the property located at 11400 Three Chopt Road, identified as Tax Map Parcel 745-759-3247, and owned by AG-MR Short Pump Owner, LLC (the “Owner”).

On October 12, 2021, the Board authorized condemnation proceedings to acquire the Right-of-Way and Easements, and on November 22, 2021, the County filed a Certificate and deposited \$607,630 with the Clerk of the Circuit Court to acquire title to the Right-of-Way and Easements in accordance with state law.

Following negotiations between the parties, the Owner is willing to accept \$672,000 as just compensation for the Right-of-Way, the permanent drainage easement, the permanent Dominion Energy Virginia utility easement, the Verizon Virginia, LLC, utility easement, and the temporary construction easement. Upon completion of the acquisition, the condemnation proceedings will be dismissed.

The Deputy County Manager for Community Operations and Directors of Public Works and Real Property recommend approval of the Board paper; the County Manager concurs.

RESOLUTION - Authorization to Submit Letter of Intent - U. S. Department of Transportation Rebuilding American Infrastructure with Sustainability and Equity Discretionary Grant - Fairfield District.

This Board paper would authorize the Director of Public Works to submit a letter of intent to participate in the U. S. Department of Transportation Rebuilding American Infrastructure with Sustainability and Equity (“RAISE”) Discretionary Grant program for 2022.

The RAISE program allocates funds for transportation improvements that have a significant local or regional impact. The County has identified the Garden City Trail and Pedestrian Bridge as a project that improves pedestrian and bicycle safety, mobility, accessibility, and access to the regionally significant Fall Line Trail and the GreenCity development. The project includes the installation of approximately 0.66-mile of 12-foot shared-use path along Athens Road and Scott Road and reconstruction of the Scott Road Bridge over I-95 to create an innovative bicycle/pedestrian only bridge.

The estimated cost of the project is \$20,000,000. The federal share of the project cost may not exceed 80% of the total project estimate.

The Director of Public Works recommends approval of the Board Paper, and the County Manager concurs.

RESOLUTION - Signatory Authority - Amendment to Agreement with Virginia Department of Transportation - Revenue Sharing Projects - N. Parham Road Sidewalk, Phase II - Three Chopt District.

This Board paper would authorize the County Manager to execute an amendment with VDOT for the N. Parham Road Sidewalk, Phase II project. The amendment would reflect the increase in the estimated project cost from \$91,000 to \$112,375, and VDOT would reimburse the County a maximum of \$29,610.

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

RESOLUTION - Authorization of County Contributions for Deferred Compensation for the Executive Director of the Sports and Entertainment Authority.

This Board paper would authorize the payment of annual deferred compensation at the maximum amount permitted by applicable law for the Executive Director of the Sports and Entertainment Authority, effective April 16, 2022.

The Director of Human Resources recommends approval of the Board paper, and the County Manager concurs.

RESOLUTION - Acceptance of Roads - Brookland District.

This Board paper would accept the following roads into the County road system for maintenance:

Middleton Place – Brookland District

Padgett Place from 0.10 Mi. S. of Horizon Rd. to 0.04 Mi. N. of Horizon Rd.	0.14 Mi.
Horizon Rd. from 0.03 Mi. W. of Fairlake Ln. to 0.05 Mi. W. of Fairlake Ln.	<u>0.02 Mi.</u>
Total	0.16 Mi.

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