

**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, February 27, 2024, at 4:15 p.m.** in the County Manager's Conference Room, Administration Building, 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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| 4:15 - 4:30 p.m. | J. Sargeant Reynolds Community College Update |
| 4:30 - 5:00 p.m. | Proposed Amendments to the Zoning Ordinance to Regulate Vaping Stores/Smoke Shops |
| 5:00 - 5:15 p.m. | Enterprise Zone Amendment Update |
| 5:15 - 5:45 p.m. | Dinner/Review of Regular Meeting Agenda Items |

Tanya N. Brackett

Tanya N. Brackett, CMC
Clerk, Henrico County Board of Supervisors
February 22, 2024

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
February 27, 2024
6:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION

APPROVAL OF MINUTES - February 13, 2024, Regular and Special Meetings

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PRESENTATION

Proclamation - Atlantic 10 Women's Basketball Championship Week -
March 2 - 10, 2024.

PUBLIC HEARING ITEMS

- 73-24 Resolution - Amendments to FY 2023-24 Annual Fiscal Plan - February 2024.
- 74-24 Resolution - Authorizing the Financing of the Costs of Certain Public Improvement Projects of the County of Henrico, Virginia through The Issuance of Revenue Bonds to be Issued by, or on Behalf of, The County in an Aggregate Principal amount not to Exceed Forty-Five Million Dollars (\$45,000,000); Approving Certain Terms of Such Revenue Bonds; and Authorizing the Execution of Documents in Connection with The Issuance of such Revenue Bonds.
- 75-24 Resolution - Signatory Authority - Acquisition of Real Property - 1758 Hungary Creek Lane - Fairfield District.
- 76-24 Resolution - Signatory Authority - Temporary Construction Easement Agreement - Fall Line Trail - Winfrey Road - Virginia Department of Transportation - Fairfield District.
- 77-24 Resolution - Signatory Authority - Temporary Construction Easement Agreement - Fall Line Trail - Woodman Road - Virginia Department of Transportation - Fairfield District.
- 78-24 Resolution - Signatory Authority - Abandonment and Quitclaim of Portion of Old Harvie Road - Fairfield District.
- 79-24 Ordinance - To Prohibit Firearms, Ammunition, and Components in Certain Public Buildings and Facilities by Amending and Reordaining Section 13-62 Titled "Reserved" of the Code of the County of Henrico.

PUBLIC COMMENTS

GENERAL AGENDA

- 80-24 Resolution - Signatory Authority - Commonwealth's Development Opportunity Fund Performance Agreement - PPD Development, L.P. - Brookland and Tuckahoe Districts.
- 81-24 Resolution - Award of Contracts - Annual Mechanical, Electrical, and Plumbing Design and Engineering Services.
- 82-24 Resolution - Signatory Authority - Revocable License Agreement - Cumberland County.
- 83-24 Resolution - Approval of Acquisition - Right-of-Way and Easements - Sadler Road Improvements Project - 4728 Sadler Road - Three Chopt District.
- 84-24 Introduction of Ordinance - To Revise the County's Floodplain and Stormwater Management Ordinances, Including the Implementation of Updated FEMA Floodplain Maps, by Amending and Reordaining Section 10-1 Titled "Purpose and applicability," Section 10-3 Titled "Definitions," Section 10-9 Titled "Development standards – general," Section 10-10 Titled "Elevation and construction standards," Section 10-17 Titled "Administrative variance," and Section 10-28 Titled "Definitions" of the Code of the County of Henrico.
- 85-24 Resolution - Acceptance of Roads -Fairfield and Three Chopt Districts.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
February 27, 2024**

PRESENTATION

PROCLAMATION - Atlantic 10 Women's Basketball Championship Week – March 2 - 10, 2024.

This proclamation recognizes March 2 - 10, 2024, as Atlantic 10 Women's Basketball Championship Week and encourages all residents, businesses, and community organizations to join in celebrating this exciting event.

PUBLIC HEARING ITEMS

RESOLUTION - Amendments to FY 2023-24 Annual Fiscal Plan - February 2024.

The Board approved a resolution on February 13, 2024, that received requests to appropriate funds for certain programs, directed their advertisement, and set the date for a public hearing. This paper, if approved after the public hearing, would amend the Annual Fiscal Plan and appropriate funds for expenditure for the indicated purposes.

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

RESOLUTION - Authorizing the Financing of the Costs of Certain Public Improvement Projects of the County of Henrico, Virginia through The Issuance of Revenue Bonds to be Issued by, or on Behalf of, The County in an Aggregate Principal amount not to Exceed Forty-Five Million Dollars (\$45,000,000); Approving Certain Terms of Such Revenue Bonds; and Authorizing the Execution of Documents in Connection with The Issuance of such Revenue Bonds.

This Board paper authorizes the issuance and sale of not to exceed \$45,000,000 aggregate principal amount of revenue bonds. The bonds will be used to pay the costs of certain public improvement projects for the County, including public safety projects, recreation and parks facilities projects, historical preservation projects, economic development projects, and the acquisition of land to be used by the County for such public improvement projects and other County purposes.

This resolution was prepared by the County's bond counsel and has been reviewed and approved as to form by the County Attorney.

RESOLUTION - Signatory Authority - Acquisition of Real Property - 1758 Hungary Creek Lane - Fairfield District.

This Board paper authorizes the County Manager to execute a purchase agreement and accept the deed to acquire a 1.04-acre parcel at 1758 Hungary Creek Lane (the "Property") for future

construction of a new fire station to replace the existing one. The owner has agreed to sell the Property for \$315,000.

The Fire Chief and Director of Real Property recommend approval of the Board paper; the County Manager concurs.

RESOLUTION - Signatory Authority - Temporary Construction Easement Agreement - Fall Line Trail - Winfrey Road - Virginia Department of Transportation - Fairfield District.

This Board paper authorizes the Chairman to execute a temporary construction easement agreement with the Virginia Department of Transportation for the construction of a portion of the Fall Line Trail on County-owned property on Winfrey Road that abuts the River Mill subdivision.

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

RESOLUTION - Signatory Authority - Temporary Construction Easement Agreement - Fall Line Trail - Woodman Road - Virginia Department of Transportation - Fairfield District.

This Board paper authorizes the Chairman to execute a temporary construction easement agreement with the Virginia Department of Transportation for the construction of a portion of the Fall Line Trail on County-owned property off Woodman Road that abuts the River Mill subdivision.

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

RESOLUTION - Signatory Authority - Abandonment and Quitclaim of Portion of Old Harvie Road - Fairfield District.

This Board paper authorizes the Board to abandon a portion of Old Harvie Road in its former alignment. A replacement road serving the same users was constructed and is open. The resolution also authorizes the Chairman to execute a deed quitclaiming any interest the County may have in the abandoned portion to Mrs. Sarah Gordon.

The Real Property Division has 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; the County Manager concurs.

ORDINANCE - To Prohibit Firearms, Ammunition, and Components in Certain Public Buildings and Facilities by Amending and Reordaining Section 13-62 Titled "Reserved" of the Code of the County of Henrico.

This ordinance would prohibit the knowing possession, carrying, or transportation of firearms, ammunition, and components in County buildings and any recreation or community center

facilities operated by the County or by entities such as the Sports and Entertainment Authority.

The proposed ordinance includes exemptions for military personnel acting within the scope of their official duties, sworn law enforcement officers, Senior Reserve Officers' Training Corps programs, and certain athletic teams, among others.

The proposed ordinance requires notice of the prohibition to be posted at entrances of affected facilities. Violations of the ordinance would be a class 2 misdemeanor, except that violations with the intent to intimidate or harass another person would be a class 1 misdemeanor.

PUBLIC COMMENTS

GENERAL AGENDA

RESOLUTION - Signatory Authority - Commonwealth's Development Opportunity Fund Performance Agreement - PPD Development, L.P. - Brookland and Tuckahoe Districts.

This Board paper authorizes the County Manager to execute a performance agreement among the County, the County's Economic Development Authority (the "EDA"), the Virginia Economic Development Partnership Authority ("VEDP"), and PPD Development, L.P. ("PPD"). Pursuant to the agreement, VEDP will pay a grant in an amount up to \$2,000,000 from the Commonwealth's Development Opportunity Fund to the County. The County will appropriate this amount to the EDA, which will then pay the grant to PPD. In addition, the agreement requires a 1:1 local match that will be achieved substantially through the Board of Supervisors' 2022 reduction to the County's biotechnology equipment tax rate. The EDA will achieve the remainder of the match through an economic development agreement between the EDA and PPD. In return, PPD will (1) make a capital investment of at least \$92,316,547 at its bioanalytics facilities at 2250 Dabney Road and 8700 Quioccasin Road, and (2) create and maintain at least 400 new jobs in the County.

The Executive Director and Board of Directors of the EDA recommend approval of this Board paper, and the County Manager concurs.

RESOLUTION - Award of Contracts - Annual Mechanical, Electrical, and Plumbing Design and Engineering Services.

This Board paper would award contracts to Moseley Architects, P.C. and Engineers Plus, P.C. to provide annual mechanical, electrical, and plumbing design and engineering services as needed by the County.

The County received 15 proposals in response to RFP #23-2575-8JL and Addendum No. 1. Based upon review of the proposals, the selection committee interviewed the following firms:

Moseley Architects, P.C.
Dewberry Engineers, Inc.
Engineers Plus, P.C.
Setty & Associates, Ltd.
Thompson Consulting Engineers

Based on the written proposals and interviews, the selection committee selected Moseley Architects, P.C. and Engineers Plus, P.C. as the top-ranked firms and negotiated hourly rate schedules with each firm. Each contract will be for a one-year term and may be renewed for three additional one-year terms. Compensation for services will be based on the hourly rate schedules. The fees for each contract will not exceed \$2,500,000 for any single project or a total of \$10,000,000 in any one-year term of the contract.

The Director of General Services and the Purchasing Director recommend approval of the Board paper, and the County Manager concurs.

RESOLUTION - Signatory Authority - Revocable License Agreement - Cumberland County.

This Board paper authorizes the County Manager to execute a revocable license agreement allowing the County or its vendors, employees, and contractors to have ingress to and egress from the Cobbs Creek Reservoir property across property owned by Andrew D. and Jaime K. Freiden for the purpose of cutting and bushhogging invasive vegetation and performing other maintenance on the reservoir.

The Directors of Public Utilities and Real Property recommend approval of the Board paper; the County Manager concurs.

RESOLUTION - Approval of Acquisition - Right-of-Way and Easements - Sadler Road Improvements Project - 4728 Sadler Road - Three Chopt District.

This Board paper would authorize the acquisition of right-of-way and easements across the property located at 4728 Sadler Road owned by Lloyd Fleury and Thomas Gray for the Sadler Road Improvements Project.

On November 9, 2021, the Board authorized condemnation proceedings to acquire the right-of-way and easements. On December 16, 2021, the County filed a Certificate of Take and deposited \$66,717 with the Clerk of the Henrico County Circuit Court to acquire the right-of-way and easements. On June 14, 2022, the County filed a Petition for Condemnation to institute proceedings to determine just compensation in accordance with state law.

Following negotiations between the parties, the owners are willing to accept \$150,000 as just compensation for the right-of-way and easements. Upon completion of the acquisition, the condemnation proceedings will be dismissed.

The Deputy County Manager for Community Operations recommends approval of the Board paper; the County Manager concurs.

INTRODUCTION OF ORDINANCE - To Revise the County’s Floodplain and Stormwater Management Ordinances, Including the Implementation of Updated FEMA Floodplain Maps, by Amending and Reordaining Section 10-1 Titled “Purpose and applicability,” Section 10-3 Titled “Definitions,” Section 10-9 Titled “Development standards – general,” Section 10-10 Titled “Elevation and construction standards,” Section 10-17 Titled “Administrative variance,” and Section 10-28 Titled “Definitions” of the Code of the County of Henrico.

This Board paper introduces for advertisement and a public hearing on March 26, 2024, a proposed ordinance to enact new Flood Insurance Rate Maps as required by FEMA and related state and federal law. The proposed ordinance also makes minor changes to correct citations and clarify existing language. The new ordinance would be effective April 25, 2024, when the new Flood Insurance Rate Maps and Flood Insurance Study go into effect.

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

RESOLUTION - Acceptance of Roads - Fairfield and Three Chopt Districts.

This Board paper would accept the following named and described sections of roads into the County road system for maintenance:

0.09 miles of Northfield Heights Lane - Fairfield District

0.07 miles of Waterfront Place - Three Chopt District

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