

1 Minutes of the Work Session of the Planning Commission of the County of Henrico
2 held in the County Manager's Conference Room, County Administration Building
3 in the Government Center at Parham and Hungary Spring Roads, beginning at 6
4 6:00 p.m. on January 14, 2016.
5

Members Present: Mr. Robert H. Witte, Jr., Chairman (Brookland)
Mr. Chris W. Archer, C.P.C., Vice-Chairman (Fairfield)
Mrs. Sandra M. Marshall (Three Chopt)
Ms. Bonnie-Leigh Jones, C.P.C. (Tuckahoe)
Mr. Eric Leabough, C.P.C. (Varina)
Mr. R. Joseph Emerson, Jr., AICP, Director of Planning,
Secretary
Mr. Frank J. Thornton, (Fairfield)
Board of Supervisors' Representative

Also Present: Ms. Jean M. Moore, Assistant Director of Planning
Mr. James P. Strauss, PLA, Senior Principal Planner
Ms. Leslie A. News, PLA, Senior Principal Planner
Mr. Michael Kennedy, County Planner
Mr. Ben Sehl, County Planner
Ms. Sylvia Ray, Recording Secretary

6
7 **The Commission convened a work session in the County Manager's**
8 **Conference Room at 6:30 p.m.**
9

10 Mr. Witte - I'd like to call the Henrico Planning Commission to
11 order. This is our January 14, 2016, work session. I'll now turn over the agenda to
12 our secretary, Mr. Joe Emerson.
13

14 Mr. Emerson - Thank you, Mr. Chairman.
15

16 The Commission held a work session to continue their discussion on potential
17 ordinance changes in the Innsbrook area.
18

19 A draft copy of the additional revisions made to the language of the mixed used
20 ordinance, requested at the December 10, 2015 work session, and subsequent to
21 the version distributed in the January PC Packet, was distributed for review and
22 discussion. An overview of the specific changes was provided by Mr. Sehl.
23

24 The public hearing will be held tonight at the January 14, 2016 Planning
25 Commission meeting.
26

27 The Commission recessed their work session at 6:49 p.m.
28

29 The Commission then held a brief discussion in regard to the recent POD hearing
30 on Dollar General. A motion was made by Mr. Archer, a second by Mr. Leabough

31 to obtain counsel from the County Attorney specific to the legal ramifications of the
32 appeal submitted by Dollar General. All were in favor.

33
34 The Commission recessed to their regular meeting at 6:59 p.m.

35
36 **THE PLANNING COMMISSION RECONVENED AT 7:10 P.M. FOLLOWING A**
37 **WORK SESSION.**

38
39 Minutes of the regular monthly meeting of the Planning Commission of the County
40 of Henrico held in the County Administration Building in the Government Center at
41 Parham and Hungary Spring Roads, beginning at 7:00 p.m. January 14, 2016.
42 Display Notice having been published in the Richmond Times-Dispatch on
43 December 25, 2015 and January 4, 2016.

44
Members Present: Mr. C. W. Archer, C.P.C., Chair (Fairfield)
Ms. Bonnie-Leigh Jones, C.P.C., Vice-Chair (Tuckahoe)
Mr. Eric Leabough, C.P.C. (Varina)
Mrs. Sandra M. Marshall (Three Chopt)
Mr. Robert H. Witte, Jr., (Brookland)
Mr. R. Joseph Emerson, Jr., AICP, Director of Planning,
Secretary
Mr. Frank J. Thornton, (Fairfield)
Board of Supervisors' Representative

Also Present: Ms. Jean M. Moore, Assistant Director of Planning
Mr. James P. Strauss, PLA, Senior Principal Planner
Mr. Benjamin Sehl, County Planner
Mr. William Moffett, County Planner
Ms. Sylvia Ray, Recording Secretary

45
46 **Mr. Frank J. Thornton, the Board of Supervisors' representative, abstains on**
47 **all cases unless otherwise noted.**

48
49 Mr. Witte - Good evening. Welcome to the January Rezoning
50 meeting. I want to welcome Mr. Thornton as our new representative to the
51 Commission from the Board of Supervisors, and Mrs. Marshall, our new
52 Commissioner from the Three Chopt District. With that, I'll ask that everyone turn
53 off or silence your cell phones and stand with us for the Pledge of Allegiance.

54
55 Thank you. Do we have any news media with us this evening? I see none. I guess
56 we're down to withdrawals and deferrals, Mr. Emerson?

57
58 Mr. Emerson - Yes sir, Mr. Chairman. Thank you. I will note that the
59 Commission did hold a work session this evening to finalize some discussions
60 regarding potential UMU ordinance revisions that you will hold a public hearing on

61 tonight. And also, you did take action requesting a meeting with the County
62 Attorney to discuss a potential appeal of action taken by the Planning Commission
63 at your November Plan of Development meeting. With that said, there are requests
64 for withdrawals and deferrals—actually two deferrals this evening. Those will be
65 presented by Mr. Jim Strauss.

66
67 Mr. Strauss - Thank you, Mr. Secretary. We do have two requests for
68 deferral this evening, and the first is in the Three Chopt District. It's on page 2 of
69 your agenda and is REZ2015-00032. This is HCA Health Services of Virginia
70 Incorporated, and the applicant is requesting a deferral to the February 11, 2016
71 meeting.

72
73 **REZ2015-00032 Ralph L. "Bill" Axselle, Jr. for HCA Health Services of**
74 **Virginia, Inc.:** Request to conditionally rezone from R-3 One-Family Residence
75 District, R-6 General Residence District, and O-3C Office District (Conditional) to
76 O-3C Office District (Conditional) part of Parcels 761-744-2028, 761-745-3004 and
77 760-744-1480 containing 7.640 acres located approximately 700' west of Skipwith
78 Road at the northern terminus of Parkline Drive. The applicant proposes a medical
79 office building. The use will be controlled by zoning ordinance regulations and
80 proffered conditions. The 2026 Comprehensive Plan recommends Government,
81 Semi-Public, and Environmental Protection Area.

82
83 Mr. Witte - Is there any opposition to the deferral of REZ2015-
84 00032, Ralph L. "Bill" Axselle, Jr. for HCA Health Services of Virginia, Inc.? I see
85 none.

86
87 Mrs. Marshall: Mr. Chairman, I move that REZ2015-00032, Ralph L.
88 "Bill" Axselle, Jr. for HCA Health Services of Virginia, Inc., be deferred to February
89 11th at the request of the applicant.

90
91 Ms. Jones - Second.

92
93 Mr. Witte - We have a motion by Mrs. Marshall, a second by
94 Mrs. Jones. All in favor say aye. Opposed? The motion passes.

95
96 At the request of the applicant, the Planning Commission deferred REZ2015-
97 00032, Ralph L. "Bill" Axselle, Jr. for HCA Health Services of Virginia, Inc., to its
98 meeting on February 11, 2016.

99
100 Mr. Strauss - The second request for deferral this evening is—

101
102 Mr. Emerson - Mr. Strauss, just one second.

103
104 Mrs. Marshall: Mr. Axselle, a question for you. It would be please me,
105 if possible, if we could have another meeting with the community. I wanted to see

106 how HCA felt about that. And if we do have that meeting, could we move it? Can
107 we have it at Three Chopt Elementary School?

108
109 Mr. Axselle - The location, if the school is available, is fine. I would
110 hope that perhaps—we have delivered to Ben Sehl today the modified proffers that
111 are the result—as you know, we've had three community meetings. And we have
112 been gradually modifying the proffers, incorporating considerations the Planning
113 staff and the community brought to us. At the first meeting, we had fifty to sixty
114 people; the second one about twenty-five or so; and the last time sixteen. I have
115 communicated with everybody who's on the County mailing list—190 people—and
116 sent them materials in December and sent them a notice about this deferral.

117
118 If you want us to do it, we will. But quite frankly, I'm of the opinion that everything
119 that can be done has been done that's realistic. There are two groups of neighbors,
120 as you know. One who are upset with the schools having sold the property,
121 although the schools had a public hearing and declared it surplus. And then there
122 are others who are the more immediate neighbors who are concerned about it. We
123 have put in I think about twenty-five proffers. At some point—we've moved the
124 building. We've put everything—everything that's been asked of us we have done.
125 And so I hope you maybe would—before you make that decision—look at the new
126 proffers and check with the staff.

127
128 If you want one we can, but I've never in my career had three community meetings
129 on a zoning case. But I would just ask that you look and talk with the staff before
130 you make that request. If so, we'll do one.

131
132 Mrs. Marshall: Okay. Part of my reasoning is because the transition
133 was quick between Mr. Branin and I, and even though I was at two of those
134 meetings, I think it sends a negative message to the neighbors that it's a done
135 deal, that Mrs. Marshall is going to come in and she's just going to agree with
136 everything that's been going on. I think that we want to send a positive message
137 to the neighbors. We can't make everybody happy; we all know that. But we want
138 them to feel better about it, especially if it is coming.

139
140 Mr. Axselle - Mmm-hmm. Well, like I said, if after you look at the new
141 proffers, if you conclude that's something we should do—but I think, I hope you'll
142 conclude that we—you were at two of the meetings, so you know what the
143 concerns were. And I think we've addressed them, but I'll defer to your judgment
144 in this matter.

145
146 Mrs. Marshall - Okay. I will look at the proffers and make sure that
147 everything that was discussed at the last meeting is present, because I haven't
148 had a chance to do that.

149
150 Mr. Axselle - Yes. That's fine.

152 Mrs. Marshall: I will do that and get back with you.
153
154 Mr. Axelle - Okay. Thank you very much.
155
156 Mrs. Marshall: Thank you.
157
158 Mr. Witte - Any other discussion?
159
160 Mr. Strauss - Okay. The second request for deferral is in the Varina
161 District. It's on page 2 of the agenda and is PUP2016-00001, Wayne Phaup. The
162 applicant is requesting a deferral to the July 14, 2016 meeting.
163
164 **PUP2016-00001 Wayne Phaup:** Request for a Provisional Use Permit
165 under Sections 24-62.2(i), 24-120 and 24-122.1 of Chapter 24 of the County Code
166 in order to allow four pool tables with extended hours of operation until 2 a.m. in a
167 proposed restaurant on part of Parcel 824-716-7935 located along the north line
168 of W. Williamsburg Road (U.S. Route 60) between Early and Jackson Avenues.
169 The existing zoning is B-3 Business District. The 2026 Comprehensive Plan
170 recommends Commercial Concentration. The site is located in the Enterprise Zone
171 and the Airport Safety Overlay District.
172
173 Mr. Witte - Is there any opposition to the deferral of PUP2016-
174 00001, Wayne Phaup? I see none.
175
176 Mr. Leabough - There being no opposition, Mr. Chair, I move that
177 PUP2016-00001, Wayne Phaup, be deferred at the applicant's request to the July
178 14, 2016 meeting.
179
180 Ms. Jones - Second.
181
182 Mr. Witte - We have a motion by Mr. Leabough, second by
183 Mrs. Jones. All in favor say aye. Opposed? The motion passes.
184
185 At the request of the applicant, the Planning Commission deferred PUP2016-
186 00001, Wayne Phaup, to its meeting on July 14, 2016.
187
188 Mr. Emerson - Mr. Chairman, that completes the withdrawals and
189 deferrals. There are no expedited items this evening. We now move on to that
190 annual rite of passage of the Commission, which is the election of the Chairman.
191 This is your organizational meeting this evening. If everybody is ready, I will open
192 the floor for nominations for the Chairman of the Planning Commission for the
193 calendar year 2016.
194
195 Mr. Leabough - Mr. Secretary, I would like to nominate Mr. Chris Archer
196 for Chair.
197

198 Mr. Witte - I second that.
199
200 Mr. Emerson - So we have a nomination and a second for Mr. Archer.
201 Are there any other nominations? Then I will close the nominations for Chairman
202 and ask for a motion to elect.
203
204 Mr. Witte - So moved.
205
206 Ms. Jones - Second.
207
208 Mr. Emerson - So we have a motion and a second. All in favor? All
209 opposed? Congratulations, Mr. Archer.
210
211 Mr. Witte - Congratulations, sir, let me get out of your chair.
212
213 Mr. Archer - Well thank you to my fellow Commissioners for seeing
214 fit to elect me Chair again. I think it's the fifth time that I've occupied this seat. I
215 appreciate your confidence in me, and I'll try to do the very best job I can in 2016.
216 And now, Mr. Secretary, we'll move along to electing the vice chair.
217
218 Mr. Emerson - Yes sir. You conduct that one.
219
220 Mr. Archer - Okay. Do I have a nomination for vice chair?
221
222 Mrs. Marshall: Mr. Chairman, I would like to ask all of you to please
223 elect Bonnie-Leigh Jones from the Tuckahoe District as the Vice Chair of the
224 Commission.
225
226 Mr. Witte - Second.
227
228 Mr. Archer - Sounds like a campaign speech. It has been properly
229 moved and seconded that Ms. Bonnie-Leigh Jones be elected Vice Chair. Are
230 there other nominations? Then I can declare the nominations closed. All in favor
231 say aye. Those opposed say no.
232
233 Mr. Leabough - Mr. Chair, for the record, that was Mr. Witte that
234 seconded that motion.
235
236 Mr. Archer - Okay.
237
238 Mr. Leabough - Since he's not at the microphone.
239
240 Mr. Archer - Now congratulations to Ms. Jones.
241
242 Ms. Jones - I do thank you.
243

244 Mr. Emerson - And I believe tonight is the twenty-year anniversary for
245 you, Mr. Archer? Is that right?
246
247 Mr. Archer - I think this is my twenty-first year.
248
249 Mr. Emerson - Twenty-first year. Congratulations.
250
251 Mr. Archer - Congratulations, Ms. Jones.
252
253 Ms. Jones - Well I thank you. I look forward to being your Vice
254 Chair.
255
256 Mr. Archer - That's a nice seat; I just got out of it. Now, Mr. Witte, if
257 you would come over here, sir. I'm not going to make you go down to the podium.
258 For your indomitable service last year—and seriously, you did an excellent job,
259 wonderful job. And I think we're all commending of the way you handled the crowd
260 at these meetings. You did have two contentious ones, but most of them were
261 pretty good. And I know that there were times when you were in pain when you
262 were up here, and we appreciate the fact that you served anyway. I have this for
263 you.
264
265 Mr. Witte - Well thank you, sir.
266
267 Mr. Archer - I also have something else. Congratulations. If you
268 want to take your seat or—
269
270 Mr. Witte - I'm going to take it down there.
271
272 Mr. Archer - —you can make a speech too.
273
274 Mr. Witte - I would like to—let me get down there by the
275 microphone.
276
277 Mr. Archer - All right.
278
279 Mr. Witte - Thank you very much. Let me open this here. I hope I
280 don't have as much trouble as Mr. Thornton did last year. Oh, very nice. Very nice.
281 Thank you, every one.
282
283 Mr. Archer - You are quite welcome, sir.
284
285 Mr. Witte - I would like to thank Mrs. O'Bannon in her absence for
286 her assistance during last year. And I especially thank my fellow Commissioners
287 for carrying me through. Last, but certainly not least, I want to thank the staff and
288 the Police and Sheriff's Departments for all their help through the course of the
289 year. It made my job a lot easier. It wasn't the prettiest job I've ever done, but with

335 discussed to one section of the proposed changes regarding submission
336 requirements.

337
338 Throughout this process, staff and the Commission have had several goals for this
339 ordinance review. These included making sure that we limited any changes to the
340 Innsbrook area itself. That was an area that was approved in 2010 as part of the
341 Innsbrook Area Study, which was an amendment to the 2026 Comprehensive
342 Plan. We also wanted to determine if a reduced acreage could be appropriate
343 within that area and if all the currently required impact studies were still necessary.
344

345 These proposed revisions were discussed with the Commission and advertised for
346 a public hearing. Those advertisements ran on December 28th and January 4th.
347

348 In order to achieve goal one of limiting the changes to the areas within Innsbrook,
349 we are proposing a new overlay district. This would be called the Innsbrook
350 Redevelopment Overlay District. This new section would follow the current overlay
351 districts—the West Broad Street Overlay and Airport Safety Overlay districts—and
352 would follow a similar description that defines the purpose of the overlay,
353 establishes the boundary of the overlay district, and provides for certain other
354 requirements for developments within those overlays.
355

356 The proposed ordinance would also reference the requirements and standards
357 based on policies that were adopted as part of the Innsbrook Area Study and would
358 address items such as building height, inter-parcel access, and development
359 standards regarding design.
360

361 The Innsbrook Area Study would be used to establish the boundaries of the new
362 overlay district. Rather than include the entire area of the Innsbrook study, staff is
363 recommending it be further limited to the areas A, B, and C, as shown on the map
364 in front of you. This is largely because, as we discussed earlier this evening, land
365 bay D is recommended for Traditional Neighborhood Development on the
366 Comprehensive Plan and the Future Land Use Map at this time. This means that
367 the size of the new overlay district would encompass approximately 1,050 acres.
368 For comparison, the West Broad Street Overlay District is about 1,700 acres.
369

370 Creating this new overlay would limit the changes to the UMU District for properties
371 within Innsbrook, which achieves that first goal. That allows us to consider the
372 proposed revisions to Section 24-34(a), which would reduce the minimum acreage
373 for new UMUs to four within the Innsbrook Overlay District. This would allow
374 properties on key corners at major intersections, which are well placed for future
375 redevelopment, to file for rezoning without further assemblage of adjacent
376 properties. Larger developments could and would still be possible and appropriate,
377 but the proposed revision would allow for my incremental change toward the vision
378 approved with the Innsbrook Area Study.
379

380 The third proposed revision will be to Section 24-31.2(b), which would remove the
381 strict requirements for certain impact studies within the new overlay district, which
382 could facilitate smaller projects. As we discussed this evening, these overlay
383 studies wouldn't strictly be required, but they could still be required by the Director
384 of Planning should it be determined that they are necessary because of the
385 proposed densities, commercial uses, or building height. Because each property
386 would still require rezoning, that analysis could be done, and it would still be
387 brought before the Commission and Board as public hearing items before
388 rezoning.

389
390 Because of these changes, staff does believe that the proposed revisions meet the
391 goals that were initially discussed with both the Board of Supervisors and the
392 Planning Commission, and we believe that the additional changes since your
393 meeting in December have addressed the concerns, hopefully, that the
394 Commission noted at that time. At this point, staff could recommend approval of
395 the recommended revisions to the three sections noted previously with the
396 ordinance in front of you dated January 14th, today. And we would recommend
397 that you recommend to the Board of Supervisors that they consider and approve
398 such changes.

399
400 That concludes my presentation. I'll be happy to try to answer any questions you
401 might have at this time.

402
403 Mr. Archer - Thank you, Mr. Sehl. Are there questions from
404 members of the Commission?

405
406 Mr. Sehl, I had one question. I meant to ask it when we had the work session.
407 There's a condition that a property could be added if it was less than twenty acres
408 or less than four acres provided there was a right-of-way of less than ninety feet.

409
410 Mr. Sehl - Yes sir.

411
412 Mr. Archer - And when I thought about the ninety feet, it sounded
413 small at first, but that's the difference between home plate and first base. That's a
414 right good size right-of-way. How did we come up with that?

415
416 Mr. Sehl - Mr. Archer, when we looked at the last revisions that
417 were approved by the Board of Supervisors in 2011, I guess, when the last revision
418 to the Urban Mixed-Use District was done, we looked at various urban mixed-use-
419 designated properties in the County, areas that were designated for Urban Mixed-
420 Use on the Future Land Use Map and the Comprehensive Plan. And we looked at
421 roads that ran within those areas such as—at that point, the Innsbrook Area Study
422 had been approved, so we looked at Cox Road and various locations. We looked
423 at areas such as Staples Mill Road down by Libbie Mill, Bethlehem Road. So we
424 looked at number of different road widths that were in there, and we thought that

425 ninety feet was appropriate and captured a lot of the areas that we thought might
426 be prime for further expansion in an Urban Mixed-Use District.

427
428 Mr. Archer - Oh, okay.

429
430 Mr. Sehl - We looked at various areas throughout the County that
431 were already designed UMU and tried to use those as our guide.

432
433 Mr. Archer - You know when you first look at it, it doesn't sound like
434 it's very wide. But then ninety feet is a pretty wide area.

435
436 Mr. Sehl - Ninety feet is typically a divided four-lane roadway.

437
438 Mr. Archer - Right. That was going to be my next question. Okay.
439 Thank you.

440
441 Anybody else have a question? This is a public hearing, so if there are members
442 of the audience who would like to speak on this issue, please feel free. I guess not,
443 Mr. Sehl.

444
445 Mr. Sehl - Thank you.

446
447 Mr. Archer - Okay, then I think we need a motion in order to adopt
448 this. Is that right, Mr. Secretary?

449
450 Mr. Emerson - Yes sir, that is correct.

451
452 Mr. Archer - Okay. A motion is in order.

453
454 Mrs. Marshall: Mr. Chairman, I move that the proposed amendments
455 to the Zoning Ordinance regarding Sections 25-31.2, 24-34 pertaining to the Urban
456 Mixed-Use District, and Section 24-92.4 creating the Innsbrook Redevelopment
457 Overlay District be recommended for approval by the Board of Supervisors.

458
459 Mr. Archer - All right. Is there a second?

460
461 Mr. Leabough - Second.

462
463 Mr. Archer - All right. Motion by Mrs. Marshall, seconded by
464 Mr. Leabough that this proposal be adopted. All in favor say aye. Those opposed
465 say no. There are no *nos*. The ayes have it, and the motion passes.

466
467 Mr. Emerson - Mr. Chairman, moving right along, the next item on
468 your agenda is on page 2 or the back of your printed agenda. It is the consideration
469 of a resolution, PCR-1-16.

470

471 **DISCUSSION ITEM: RESOLUTION: PCR-1-16:** Adoption of a Resolution of
472 Appreciation to Mr. Tommy Branin in recognition of his service on the Planning
473 Commission.

474
475 Mr. Archer - Okay, thank you.

476
477 Mr. Emerson - I can read that into the record, if you would like. Of
478 course our plan would be for the Commission to adopt this this evening, and then
479 we would have it framed and have Mr. Branin come in for a formal presentation in
480 the next month or so. But it reads as follows:

481
482 It's the Planning Commission Resolution of Appreciation to Mr. Thomas M. Branin.
483 It's PCR-1-16.

484
485 **WHEREAS**, it is the desire of the Henrico County Planning Commission to
486 acknowledge and show appreciation to individuals who have provided invaluable
487 service; and

488
489 **WHEREAS**, Thomas "Tommy" M. Branin, native of Henrico County, and graduate
490 from Freeman High School, entered public service to continue his devotion to the
491 County; and

492
493 **WHEREAS**, Tommy was appointed to the Planning Commission on January 10,
494 2006, and worked diligently to serve the citizens of Henrico's Three Chopt
495 Magisterial District for ten years; and

496
497 **WHEREAS**, shortly after his appointment, Tommy served as Chairman of the
498 Planning Commission in 2007 and again 2012; and

499
500 **WHEREAS**, Tommy's experience and knowledge of planning and development is
501 rooted in his family's construction supply business where he now serves as vice
502 president of national and international sales; and

503
504 **WHEREAS**, in addition to his service on the Planning Commission, Tommy shares
505 his knowledge and experience as a member of the state Water Quality Control
506 Board, the Virginia Soil and Water Conservation Board, the Richmond Regional
507 Planning Commission, and as the past chairman of the Henrico County Republican
508 Committee; and

509
510 **WHEREAS**, Tommy provided invaluable guidance during a time of economic
511 hardship and was instrumental in some of the largest and most successful
512 developments that benefited the Three Chopt community and the County as whole;
513 and

514
515 **WHEREAS**, over the course of his tenure, Tommy Branin was key in the
516 formulation of the 2026 Comprehensive Plan, the Innsbrook Area Study, and the

517 advancement of West Broad Village, West Broad Marketplace, Broad Hill Centre,
518 and the GreenGate developments; and

519
520 **WHEREAS**, Tommy served as steward of the County and emphasized upholding
521 the principles of its Comprehensive Plan and smart growth initiatives by supporting
522 high quality and mixed-use developments with an emphasis on pedestrian- and
523 bike-friendly services; and

524
525 **WHEREAS**, Tommy was consistently well prepared to discuss cases that came
526 before the Planning Commission, sharing his knowledge of the Zoning Ordinance
527 and planning principles with other members; and

528
529 **NOW, THEREFORE, BE IT RESOLVED**, that the Henrico County Planning
530 Commission, along with the support of the Planning Department staff, do hereby
531 convey its deepest and sincere gratitude and appreciation for Tommy Branin for
532 his service and leadership, and offers its best wishes on his future endeavors and
533 service as the Three Chopt Magisterial District supervisor.

534
535 Mr. Archer - Thank you, Mr. Secretary.

536
537 Ms. Jones - May I make a—

538
539 Mr. Archer - Yes, please.

540
541 Mr. Emerson - Yes ma'am.

542
543 Ms. Jones - One is the English teacher in me and the other is just a
544 fact check.

545
546 Mr. Emerson - Absolutely.

547
548 Ms. Jones - The last "whereas," I'm actually not sure of the answer
549 to this. I'm not sure that there needs to be an "and" when you go on to the "now
550 therefore."

551
552 Mr. Emerson - Okay.

553
554 Ms. Jones - Could you someone just check that?

555
556 Mr. Emerson - I don't disagree with you.

557
558 Ms. Jones - And the other thing is, Tommy and I came on the
559 Planning Commission together in March 2005, I believe, as opposed to January
560 2006. Could someone possibly do a double-check on my memory for that?

561
562 Mr. Emerson - In March?

563
564 Ms. Jones - We came in in March, I because the Tuckahoe
565 commissioner took another job that didn't allow her the time to continue. And
566 Tommy came in because John Marshall had been—you can probably—
567
568 Mr. Emerson - Yes, you're right, you're right. You're right, he did.
569
570 Ms. Jones - I believe it March 2005.
571
572 Mr. Emerson - We'll check the date on that.
573
574 Mr. Archer - You all came the same day?
575
576 Ms. Jones - Well, that was my recollection.
577
578 Mr. Archer - Okay. It very well could be.
579
580 Ms. Jones - Please double-check.
581
582 Mr. Emerson - But you're right, because John did leave in the middle
583 of the year. We'll check that. If you don't want to adopt this tonight, we can check
584 that and bring it back to you at your Plan of Development meeting. How about that?
585
586 Mr. Leabough - No, I think it's fine.
587
588 Mr. Archer - Yes, I think we should correct it and just adopt it.
589
590 Mr. Emerson - We'll make the correction.
591
592 Ms. Jones - Just those two things. I agree with the praise.
593
594 Mr. Emerson - We'll make the correction.
595
596 Mr. Witte - All right.
597
598 Mr. Archer - Okay, Ms. Jones.
599
600 Mr. Witte - Do we need a motion?
601
602 Mr. Leabough - We need a motion.
603
604 Mr. Witte - I move that we adopt the resolution of appreciation to
605 Mr. Thomas M. Branin as corrected.
606
607 Mrs. Marshall - Second.
608

609 Mr. Archer - Okay. Whereas, Mr. Witte has made a motion and now
610 therefore Mrs. Marshall has seconded it, now therefore we need a vote. All in favor
611 of the motion say aye. Those opposed say no. The ayes have it, the motion passes,
612 and we'll present the corrected resolution, Mr. Secretary.

613
614 Mr. Emerson - Thank you, Mr. Chairman. The next item is another
615 discussion item, which is the Capital Improvement Program public hearing.

616
617 **DISCUSSION ITEM: CAPITAL IMPROVEMENT PROGRAM:** The Commission
618 will discuss scheduling a Public Hearing for February 11, 2016 at 6:00 p.m., to
619 consider the FY 2016 - 17 through FY 2020 - 21 Capital Improvement Program.

620
621 Mr. Emerson - As you know, this is another annual event at the
622 beginning of the year where the County manager comes and presents the Capital
623 Improvement Program to the Commission for their consideration and
624 recommendation. That normally occurs in February, and we are scheduling it again
625 for February of this year at 6 p.m., as we normally do, prior to your regular 7 p.m.
626 meeting. I would need a motion to schedule that. And also normally I do provide a
627 meal for the Commission prior to that, so I have noted 5:30. Now I did mention
628 earlier at your work session you did formally request some input from the County
629 Attorney. I did say that was from an appeal from your November meeting; however,
630 that was your December Plan of Development meeting that that action occurred.
631 So we do have a potential for an appeal there, and you did request input from the
632 attorney. So we could schedule all of that at the same time at 5:30 or we could
633 bring that a little bit earlier. I don't know what your schedules are.

634
635 Ms. Jones - Five fifteen or so?

636
637 Mr. Leabough - Five fifteen, yes.

638
639 Ms. Jones - And we'll get around to talking by 5:30. But I'd like to
640 include that with the other. I think that makes sense for people's schedules.

641
642 Mr. Archer - Good idea, yes.

643
644 Mr. Emerson - So that will be 5:15.

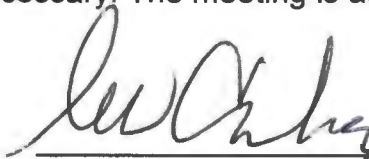
645
646 Mr. Archer - Okay.

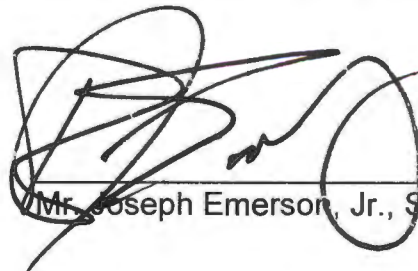
647
648 Mr. Emerson - I need a motion on the Capital Improvement Program,
649 and then the dinner is just by consensus. I'm good at 5:15 if you are.

650
651 Mr. Archer - Okay.

652
653 Ms. Jones - I move that we schedule a public hearing for discussion
654 of the Capital Improvement Program on February 11, 2016, at 6:00.

655
656 Mr. Leabough - Second.
657
658 Mr. Archer - All right. Motion by Ms. Jones, second by
659 Mr. Leabough. All in favor of the motion say aye. All opposed say no. The ayes
660 have it; that motion passes.
661
662 Mr. Emerson - The next item, Mr. Chairman, is the consideration of
663 approval of your minutes from your December 10th meeting, and there also is
664 errata sheet at your seat that was placed there prior to the meeting.
665
666 Mr. Leabough - Mr. Chair, I move that the minutes be approved as
667 corrected.
668
669 Ms. Jones: Second.
670
671 Mr. Archer - Okay. Motion by Mr. Leabough and seconded by
672 Ms. Jones for approval of the minutes. All in favor say aye. All opposed say no.
673 The ayes have it; the minutes are approved.
674
675 Mr. Emerson - Mr. Chairman, I have nothing else for the Commission
676 this evening.
677
678 Mr. Archer - Okay. Motion for dismissal?
679
680 Mr. Witte - So moved.
681
682 Ms. Jones - Second.
683
684 Mr. Archer - No vote necessary. The meeting is adjourned at 7:41.

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691 Mr. C. W. Archer, C.P.C., Chairman

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Mr. Joseph Emerson, Jr., Secretary