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Henrico County Board of Supervisors Regular Meeting, Tuesday, July 9, 2024

Date Tuesday, July 9, 2024
Place Henrico County Board of Supervisors, Virginia
Length 2h 7m (video)

- Official meeting video (Swagit): <https://henricocountyva.new.swagit.com/videos/309785>
- Official agenda (Henrico County): <https://henrico.gov/pdfs/manager/meetings2024/070924ag.pdf>
- Official minutes (Henrico County, regular meeting): <https://henrico.gov/pdfs/manager/meetings2024/070924regmins.PDF>
- Agend-O-Gram, Aug 13, 2024 (records the Board's approval of these minutes): <https://henrico.gov/pdfs/manager/meetings2024/8-13-24Agend-O-Gram.pdf>

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Speech-to-text: whisper.cpp, model large-v3-turbo. Produced 2026-10-26. Each paragraph starts with its time [HH:MM:SS] in the meeting video.

[00:05:13] Good evening, ladies and gentlemen. Thank you for joining us for our July 9th, 2024 meeting. We're excited that you are here with us. Just a couple of comments before we get started. When we get to the public comment section and you're here in person, any of your comments will be given from the lectern in the back.

[00:05:37] For everyone who is watching the live stream of tonight's meeting on the county website, you can participate remotely in the public's hearing. In the public hearing and public comment portion of the meeting, go to the Board of Supervisors webpage at henrico.us forward slash supervisors.

[00:05:56] Click on Guidance for the Board of Supervisors meeting. Scroll down and click on WebEx event. And a moderator will let you know when it is your time to speak. I'm going to ask that you stand with us as we recite our Pledge of Allegiance.

[00:06:13] Then we're going to ask Stephen Boots, chaplain for the Henrico County Police Department, to lead us in the opening prayer. Let's pray.

[00:06:40] God, we thank you for your goodness to us. We thank you for the opportunity we have to be here tonight and for all those that are involved in public service. I thank you for their hard work and their dedication. I thank you especially for the firefighters that are going to be recognized tonight as well and for their work over these years.

[00:06:58] And I pray also for our board and for the county manager. I pray that you give them wisdom as they leave the county. And I pray that everything that's done would bring honor and glory to you. We thank you again for all that you do for us in Jesus' name. Amen.

[00:07:22] Manager.

[00:07:37] Mr. Chair, we have a request for approval of minutes for the regular and special meetings of June the 25th, 2024. Say a motion, colleagues. Second. Motion made by Reverend Cooper. Second by Mr. Rogish. All in favor say aye. Aye. Any opposed? Thank you.

[00:07:54] Mr. Manager. Mr. Chairman, members of the board, members of the audience, there are three comments that I have this evening. The first, I'd like to recognize Senator Van Valkenburgh from Henrico County. Senator, if you would come forward, the senator has a resolution to share that has been approved by the General Assembly.

[00:08:15] And this resolution is not only a great recognition for the individuals who are named on it, Eugene Cricket, Gerald, and Gregory A. Knuckles, but for all of Henrico Fire. The resolution I want to thank you, Senator, for putting forward speaks to each of these chief officers and the path that they paved for future generations, for the interns that are here with us this evening.

[00:08:43] You're in for a treat. Skyler? Thank you, Mr. Manager. Good evening, everybody. I've got the best job tonight. I get to say thank you to some public servants, and, you know, my more important job is that I teach in the county, and so I know kind of firsthand how important the people of this county are and how exceptional they are, and what a great job the county does at making sure that they can prosper, and so it's really quite an honor to be able to celebrate these two gentlemen, and when the county was like, hey, we've got these two guys who are retiring who are very distinguished, and we need to recognize them.

[00:09:17] I was like, yeah, we do need to recognize them. And so we've actually got two resolutions here, one for each gentleman. And I don't know if I can read the whole thing for each one, because we might be here for 30 minutes, you know, and we might test people's patience, you know what I'm saying?

[00:09:33] And so, but these two gentlemen are just fine representatives of how amazing Henrico Fire is and what a great job they do serving our community. And we were talking beforehand about just how much the department's grown and how many amazing things it's done.

[00:09:51] And these two gentlemen have really led the way in a lot of that. And so I will start with Greg Knuckles. And so I'll read it, and I'll do the shorthand, because, like I said, there's a lot to thank them for.

[00:10:07] Greg Knuckles, a dedicated public safety officer and an advocate for firefighters across the Commonwealth, retired from Henrico County Fire after 34 years of service. 34 years, y'all. Mr. Knuckles held numerous operational and administrative assignments in Henrico Fire over the course of his career.

[00:10:26] He served at some of the busiest stations in Henrico County and mentored many younger firefighters, earning the Henrico Holder Leadership Award for his commitment to training and education. And Mr. Knuckles spent the last four years of his career as the battalion chief for health and wellness and

fire and he also played a pivotal role in a firefighter cancer screening initiative for which he was recognized by the Virginia Fire Chiefs Association and his perseverance and dedication to that project to save the lives of countless firefighters and so whereas he did all these amazing things resolved by the Senate with the House of Delegates concurring that the General

[00:11:03] Assembly hereby commend Greg Knuckles an esteemed firefighter in Henrico County on the occasion of his retirement and be it resolved farther that the clerk of the senate prepare a copy of this resolution for presentation to greg knuckles as an expression of the general assembly's admiration for his accomplishments on behalf of his fellow firefighters in the henrico county community let's

[00:11:24] give greg a round of applause got eugene gerald who responded to countless emergencies led generations of firefighters and supported his community with integrity and distinction and retired as assistant chief after 46 years of service guys 46 years i'm hitting year 20

[00:12:03] that seems like a lot 46 he began his career as a firefighter in 1976 previously served as chief of the beaver dam volunteer fire department in hanover county and as a part-time operations chief for new kent fire rescue at the time of his retirement he was the longest serving member of the Henrico Division of Fire. He'd been stationed at numerous firehouses throughout the county and spent decades developing, refining, and delivering operational doctrine to enhance engine, special service, and fire medic operations. He helped establish company officer training and mentoring programs to better prepare his fellow firefighters for the challenge of their profession, and he

[00:12:43] promoted the importance of servant leadership and fire service to build strong relationships between public safety officials in the communities they serve. He was a practicing emergency medical technician before the Henrico fire was officially involved in emergency medical services and he served as one of the division's original ambulance attendance in chief. He was active in a wide range of division activities including the standards of response coverage group and facilitated the development of a rural water supply procedure. In recognition of all these accomplishments he received the 2022 Glenn Gaines Leadership Legacy Award from the Virginia Fire Chiefs Association

[00:13:20] and the Henrico County Manager's Medal of Honor, a prestigious award that has been presented to fewer than five people, fewer than five recipients. He earned the Richmond JC Community Service Award, the Roarton Firefighter of the Year Award, the EMS Lifesaver Award, the Michael Holden Leadership Award, and the Fire Medal of Valor. So therefore, be it resolved by the Senate, the House of Delegates concurring that the general assembly hereby commend eugene gerald on the occasion of his retirement as the assistant chief of henrico division of fire and be it resolved further that the clerk of the senate prepare a copy of this resolution for presentation to eugene gerald

[00:13:57] as an expression of the general assembly's admiration for his contributions to fire service at the local regional and state levels and legacy of service to the henrico county community let's give eugene a round of applause so with that i'll after i mean how can we start any better than that You know, with that, I'll hand it back.

[00:14:26] Thank you for letting me give these to these guys. Thank you, Senator. Do either of you have any comments for the board? Good evening, Mr. Chairman, Mr. Manager, Senator Van Walkenburg, Chief Banner and staff.

[00:14:48] Good to be home, and I'm very humbled to be here to stand as not me, but as we.

[00:15:07] And back in 1976, I caught this county at a weak moment, and they took a risk on me and powered me as a firefighter. And when I showed up, I had a lot of very special people that the first thing they did was they took me and turned me upside down.

[00:15:34] And if you take the word me and turn it upside down, you get the word we. And that we is something bigger than all of us, but it includes all of us.

[00:15:55] And I think it's the we, that attitude, that has made this place not only a special home for me, but special for all of us in the Henrico family, and special for our community, that we're a part of their family.

[00:16:14] And I'm just very humbled and honored to be able to come back here and spend some time with you all tonight. And I'm so very, very appreciative to be able to represent all of the members of the Division of Fire, both past, present, and future.

[00:16:36] So thank you again, and I appreciate it. How do you follow that? I just want to say I was one of Cricket's children when I came on, and it's amazing how fast this journey goes.

[00:16:58] You show up one day, you're the youngest person there, and it feels like about three weeks later you turn around and you're the oldest person there. And I was so grateful for the county support, support of my family, support of my coworkers, the county leadership, and just the ability to be able to go out and serve the citizens.

[00:17:18] What a great job to have where you go out and you walk into people in their hardest times, and we all come together. We come together as a county. We've been through some big times in this county, and we've always pulled together as one. And I am so grateful for the amount of energy they poured into me.

[00:17:35] It was a very difficult job to get back in the 80s and it was a really difficult job to leave, you know, when I did. But now I'm on the other side. It's fun to watch all the people who've built this and the ones that will follow up with us and watch them take it to the next level.

[00:17:51] And I wish everybody nothing but the best. And I want to thank you all very much for this honor and the ability to come here tonight. And it still fits. It works out really good. So my second comment, Mr. Chairman, for the interns that are here, it is recognizing you, but you just, I think, experience what is possible through a career in public service.

[00:18:20] So keep us in mind as you go through your college, your high school and your college education. So for those that don't know this, Henrico County is one of the largest placer of interns in the region.

[00:18:38] We started this program in the summer of 2013, and since that time, we've hosted 919 interns in 27 agencies. The county has provided valuable work experience while also benefiting from your talent and skills to make numerous contributions to the county and our citizens.

[00:19:00] It's really been a win-win. This summer, where's Debbie? Debbie, come on up, because I'm going to ask two of your interns to come up as well. But this summer, Debbie has actually placed 77 interns, representing 23 different colleges and universities and 12 different high schools.

[00:19:23] On top of those 77, we had 22 that came back from last year, so a total of 99. Am I numbers correct? So this internship program is unique because it allows us the opportunity to partner with our

school system and institutes of higher education throughout the country, and I think We have an intern from a college overseas as well this year.

[00:19:49] And so we make sure that they are provided a valuable work experience tied directly to their learning goals. We certainly hope that we have met those goals and just always know, just like these gentlemen, Henrico County can always be home. Pitch number two.

[00:20:06] So Nikita Saravanan attends Maggie L. Walker Governor's School, and she is interning in the Extension Office. She has prepared some remarks about her experience. Debbie, do you have anything before Nikita?

[00:20:22] Because I've got one more intern that I think wants to recognize the board as well. I just want to say thank you all for the support of this program. It really means a lot to the students, and it's really valuable in developing our workforce and to ensure that we continue bringing in young workers to bring us innovative ideas and the way to carry us into the future.

[00:20:48] Good evening, Mr. Chairman, members of the board, and Mr. Manager. My name is Nikita Sarvanen, and I'm a rising senior at Maggie L. Walker Governor's School.

[00:21:04] To begin with, I'm so grateful for this opportunity to talk about my experience as a high school summer intern at the Henrico County Extension Office and share how it has enhanced my personal growth and journey. Being an eight-year 4-H'er, I've always had a close bond with the Extension Office and my Extension agents. And this internship has truly increased my appreciation for their everlasting support and dedication towards youth development and empowerment.

[00:21:35] In early June, I was welcomed to this internship with a faculty brunch at the Extension Office, and here I was able to meet other workers in the office and learn about their departments. Over the past month, I've primarily worked under the guidance of Ms. Kim Edmonds and Ms. Leila Ampy Thomas, with assisting in curriculum development, event planning, and civic engagement under 4-H. Through this time, I've been able to nurture many leadership and life skills, from organization, creative thinking, and problem solving, to communication, public speaking,

[00:22:11] and collaboration. This internship experience has also instilled the values of service and leadership, and it has helped me prepare for multiple facets of life, such as my senior year high school, college, and my future career. By working alongside my fellow co-workers and interns, Lily Worshbale and Rithanya Sarvanen, this opportunity has also allowed me to build more connections and network in a professional realm. Through my internship journey, Ms. Kim and Ms.

[00:22:42] Layla have always been so positive and passionate, and they've always patiently guided me through every step of the way. Although I've been able to partake in various meetings, community events, and faculty tours i would like to mention a few highlights of my experience i've truly enjoyed developing curriculums activities and presentations for different camps as it was not only an opportunity for me to teach others but also myself i was also able to plan and organize my own virtual four to heart camp that intertwines art stem and healthy living habits for the youth

[00:23:19] lastly i'm also looking forward to attending the overnight junior camp this august to work with different age groups, assist with workshop activities, and inspire learning and inquisitiveness in youth. On behalf of all the interns at Henrico County, I would like to thank Ms. Debbie Lumpkin, who dedicatedly supervised this program, and you all for this Henrico County internship program.

[00:23:44] In merely one summer, this program allows us interns to explore interests, invest in career development, and gain professional work experience. I speak for all interns. We are so appreciative of the various programs and opportunities that Henrico County provides that are catered to our passions and goals. On a personal note, I'm also very grateful for this internship, as I've been able to give back to the community that molded me to who I am today. Eight years ago, when I first began 4-H, I would have never imagined growing so far into this program and being able to work

[00:24:22] alongside my extension agent. But now, as a high school intern, I've been able to take on that role and provide resources and opportunities for other youth like me. I'm looking forward to using these skills and experiences that I have gained as an intern for my future endeavors.

[00:24:39] And I thank you all again for the time, support, and dedication you have towards this program. Thank you. Sidney Alexander to come forward.

[00:24:56] Sidney is interning in mental health and developmental services. And as she comes forward, just a reminder for the board, since the initiation of the program, We have now hired 124 of these interns into full-time positions with the county.

[00:25:14] So, Sydney. Good evening, Mr. Chairman, members of the board, and Mr. Manager. Thank you for being here and allowing me to speak briefly on behalf of the internship program about my experience working for Henrico County.

[00:25:33] My name is Sydney Alexander, and I am a student heading into my senior year at Old Dominion University, majoring in psychology with a minor in human services. As a Henrico County resident and a Hermitage High School graduate, I am thankful to be given the opportunity to become a summer 2024 intern at Henrico Area Mental Health and Developmental Services.

[00:25:53] Through the guidance of my supervisor, Susan Quach, I've been able to observe the work the staff provides at same-day access. I have sat in on intake appointments and telehealth walk-ins of clients ranging from toddlers to adults with licensed clinicians at the Woodman Road and the Nine Mile Road locations.

[00:26:10] I've learned how each clinician approaches their clients with the utmost care and empathy to understand their needs and assign them to proper services that are offered at the agency. During my internship, I had the opportunity to also sit in on parent-infant program assessments. The assessments included a speech therapist and a physical therapist observing their clients functioning as an infant.

[00:26:31] Both therapists take note of the infant based on their expression of language, along with the social and emotional development. Gaining insight from another part of the agency has further enhanced my interest in working within the youth. Through this internship has provided me with the further insight into the mental health field.

[00:26:48] Being in this environment has taught me the importance of community and teamwork in the agency. As I have learned from different aspects of the agency, it has widened my perspective in this field and shows the amount of hard work and dedication the staff provides for the clients. Working with the staff at the agency has been a pleasure and has taught me the value of helping others.

[00:27:07] This experience has enhanced my knowledge of clinical skills and professionalism that will be carried into my career in mental health. On behalf of the summer interns, I would like to thank you all for

giving us the opportunity to be a part of Henrico County. Thank you for the continuous support of the program and giving us exposure to our growing careers.

[00:27:24] I would also like to thank Debbie Lumpkin for ensuring all the interns create a positive and well-rounded experience for the summer. Finally, I would also like to thank the members of the board and Mr. Manager for making this all possible. Thank you. Mr. Chairman, members of the board, for my final comment, I'm going to ask Ms. Sheila Minor to come forward.

[00:27:49] A number of folks from the Accounting Division are also here, any folks in IT, Internal Audit. Also, if you would just come forward, this is a group recognition. So the board has seen the Finance Department excel time and time again, and in this case we are celebrating that the audit of the county was recently awarded the Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting.

[00:28:21] the audit is actually referred to as the annual comprehensive financial report and is all things governmental we have to have an acronym for it in this case it's called the ACFER but what makes this uh this also notable is this Ms. Minor this is the 43rd year that is correct yes sir you all have received this and we've got representatives from um finance accounting the uh internal audit Vaughn and his group and IT that all have worked on this so I'm not going to steal anyone's thunder

[00:28:57] by getting into more of of this but Sheila you had some crucial vacancies in accounting as this happened so you know to Brian and Charles and the whole group I just want to say thank you for how you all pulled yourself together how you did it and ultimately got that result once again so thank you thank you very much thank you again mr manager and thank you mr chairman members of the board i really wanted to recognize this team because even after 43 years you think something becomes very commonplace but it's a very very tremendous effort that goes into producing this

[00:29:34] document it's 218 pages but truly that's not representative of the effort that goes behind it and the team behind me and their counterparts really went the extra mile this year just because we had as the manager mentioned several crucial vacancies a lot of historical knowledge was missing from this year's audit and these people pulled together like I have not seen a team pulled together before just trying and learning new things staying I saw car vehicles in the parking lot after 6:00 p.m. when I was walking out the door emails flying around at all hours of the night because they really pulled together to get this done so even after 43 years they were

[00:30:14] were going to make it happen for the county and i'm tremendously proud of their efforts the leadership of brian edwards in making it a thing to keep our our reputation strong and just making this happen for the county so thank you so much for the opportunity to recognize them because it really was a tremendous effort and i'm very humbled to work with such an amazing team of

[00:30:36] professionals thank you sheila mr chairman i have no other comments this evening thank you Mr. Manager, colleagues, are there any comments from my Board of Supervisors colleagues?

[00:31:05] Yes, Mr. Chair, I have just one quick one. I want a couple words of thanks. This past week, the county's annual 4th of July celebration, Red, White, and Lights, was held at Meadow Farm Park, Meadow Farm Museum. I want to thank several members of this board, my colleagues, for their presence, the manager.

[00:31:23] I also want to thank Chris Woody, our appointee on the Brooklyn appointee on the Rec and Parks Board, for the welcome message. You know, even with a short rain delay, if you remember 4th of July had those storms roll through, thousands of guests enjoyed live entertainment following the storms, activities for children, and food trucks.

[00:31:40] I want to thank Greg McQuaid for serving as emcee. Welcome to stage J. Roddy Walston, Desiree Ruth, Sarah Walston, and other featured performers. The headliners is Richmond Symphony. An always spectacular laser light show. If you have been there, accompany the Richmond Symphony during the grand finale.

[00:31:56] And I'd like to thank the event organizers, John, if you're here, everybody from Rec and Parks for their incredible work planning and executing the event. Thank you to members of Noronko Police and Fire for your assistance in providing a safe community event every year, but certainly particularly this year with the lightning and thunder that rolled through that afternoon.

[00:32:15] Sincere, on that note, sincere appreciation goes to the incident command team for their outstanding execution that day. The weather, the event's weather contingency plan was in place. They gave, I thought, a tremendous briefing on it to us, Mr. Manager, right around 4 o'clock. What an incredible team that they have put together.

[00:32:35] I believe now we have a recap to share for the group brought to you by our public relations team. Our annual event for the 4th of July Independence Day celebration, it is called Red, White, and Lights

[00:33:08] because we do a laser light show synced to music by the symphony, and we've been doing this since 2016. an alternative for families who don't want to listen to the loud noises or they can bring out their furry friends. Before the event we also have the kids zone, we have roving entertainment, we have Uncle Sam on stilts and Jonathan the juggler. This is one of our signature events.

[00:33:33] It involves a large team. We start planning it very far in advance. We're actually planning the event for two years out at this point because we're celebrating the Virginia 250 in 2026. Ultimately, we want families to come out and to have a good time and be able to celebrate Independence Day with us.

[00:33:51] So we're glad that we were able to still have this event, and we're lucky that the storm passed and people are starting to come in. Again, thanks to all the agencies for putting together such a spectacular event, and, Ben, thanks to your team for collecting it all in that video clip.

[00:34:24] Mr. Chair. Thank you. Anyone else? I do have a couple. I'll start with Taylor Farm Park's grand opening announcement.

[00:34:42] After many years of community conversation, planning, construction, actually longer than I have been around on the board, we first started talking about purchasing this particular property. Actually, the manager and I was one of the first big things we did together.

[00:35:02] it's time for us to finally open the taylor farm park to the community oh look at that beautiful picture i am so excited about this part um one week from today on tuesday july 16th we'll hold a dedication and ribbon cutting ceremony at 11 a.m members of the taylor family will be in attendance and i'd like to invite all of you to join us as well the celebration will continue throughout the week with food trucks

demos family activities and community partners wednesday july the 17th is Recreation and Parks Day, which will include fitness demos and recreation activities

[00:35:40] and food. This is the actual park. Y'all check out these pictures. Thursday, July 18th is Community Partner Day, which includes members from our community to include Enrico Fire, Police, Public Library, Social Services, and YMCA of Richmond. On Friday, July 19th, there'll be an outdoor movie featuring the Teenage Mutant Ninja Turtles working with our theme of skateboard.

[00:36:12] That's why we chose it. The movie begins at 8.30 p.m. and will be held on the event lawn Saturday, July 20th. It's World BMX Day. So join us from 3 to 6 at the All Wheel Park, which you see on the photo, to celebrate.

[00:36:29] And then stay for a concert beginning at 6 p.m. right there on the event line featuring Drew and the Loyal Skeptics. Again, excited about all the park features and amenities. They'll be available.

[00:36:44] That's a little courtyard celebrating those who've offered themselves up for public service. There's a 1.25-mile nature boardwalk through the woods in the park. And so hopefully you will come out and celebrate with us all week from Tuesday through Saturday at Taylor Farm Park.

[00:37:06] So one of the most exciting times I've had as a Board of Supervisors member. On the, with the theme of customer service, as we have been hearing, there's two things I want to make mention of.

[00:37:23] One happened on July the 4th. My colleague, Mr. Smith, mentioned the 4th of July event. I received a phone call that night that someone had lost the phone at the event and the, you know, 21st century tracking, they knew exactly where the phone was.

[00:37:46] It was at Crump Park. And so, you know, I reached out to Mr. Zanino, asked, you know, could the person come back if staff was going to be there. He passed it on to Matt, his assistant director.

[00:38:04] i don't see matt here but i i do want to go on record shouting matt out for his tremendous customer service um not only did he meet the person he took them the person had the ipad took them to the to the field where it was dark 11 15 11 20 and he stopped what he was doing and walked around with a flashlight until they found um their phone so i just want to let you know That, you know, that was tremendous customer service, and I appreciate that.

[00:38:39] So please let Matt know that I'm publicly thanking him for him doing what he did not have to do. Second act happened last night. I called our county manager, shared that we had a concern with the small business owner in Verona, and they just needed some reassurance.

[00:39:02] And, you know, within a day or two, the county manager cleared up his schedule, reached out to the EDA director, and came to Varina, met with the small business owner and their partners, and, you know, took some personal touch, walking them through some things that they could do to help remedy the problem.

[00:39:32] You're not going to see that often where a county administrator and the EDA director clear their schedule up in a day or two and, you know, come. It could have been a phone call or an email, but they actually took the time to come.

[00:39:49] And I know you don't have to do it, but I want to let you know that we don't take that for granted. Thank you. And Tony, Anthony. AJ. Anthony Romanello For for just being great servants of the community and so I've seen great acts over the last five days I thought it was worthy of sharing it. Thank

you, sir. Yep. All right. We move on. Mr. Manager There is no news media here with us. I'm sure they're watching or will watch. Thank you for your

[00:40:30] Covering us. I know We did cut the ribbon today you want to You want to mention that, Reverend Cooper, your fall line ribbon cutting today? Mr. Chairman, we're excited that the first phase of Henrico's portion of the fall line trail was dedicated today.

[00:40:49] In total, it's going to be 43 miles that stretches from Hanover to Petersburg. And it's one small step, but big things come in small packages. And so we're excited. Hopefully, by the end of 2026, our entire portion will be completed.

[00:41:05] And we are truly excited about the connectivity and the history-making that occurred today in regards to biking, walking, pedestrian safety. And so we're very excited about what the future holds for not only the Fairfield District, but our county as a whole and our regional partners as we complete this phenomenal trail.

[00:41:23] Thank you, Mr. Chairman. Thank you. I thought of that because I saw Tom Lapis from the Henrico Citizen there covering that. So I just want to thank him for being there. And I'm certain he's watching now, and we'll cover it as well. Mr. Chairman, members of the board, we move into public hearing rezoning cases.

[00:41:40] First item on the agenda, 206-24, is Winfrey Road, LLC, out of the Fairfield District with a conditional rezoning request for 8.4 acres located at the southeast intersection of Woodman Road and Winfrey Road.

[00:41:56] In this case, the applicant proposes rezoning for a townhouse development. Mr. Emerson. Members of the board, before you this evening is a request to conditionally rezone 8.39 acres from A1 Agricultural District to RTHC Residential Townhouse District to allow the construction of no more than 60 townhouses. The site is located at the southeast intersection of Woodman Road and Winfrey Road. The surrounding area is largely residential in nature with a

[00:42:30] mixture of large acreage single-family properties, vacant A1 lots, and mixed residential development associated with the River Mill community. Glover Park is located to the west across Woodman Road. The future location of the Fall Line Trail is located to the east, as well as the existing River Mill townhomes.

[00:42:52] The applicant is proposing a townhouse development of no more than 60 units, which equates to 7.15 units to the acre, to be developed in a manner similar to the neighboring River Mill townhomes.

[00:43:09] The proposed development would be incorporated into the River Mill Homeowners Association, and you have received amended proffers clarifying that commitment this evening. You should have them at your seat. We did receive those this afternoon. That's proffer number 10.

[00:43:25] The 2026 Comprehensive Plan recommends Suburban Residential 2, which calls for 2.4 to 3.4 units to the acre. This proposal exceeds the recommended density by approximately 30 units, which could be considered a density bonus.

[00:43:42] The project would be accessed via Woodman Road at this location, with internal sidewalks connecting to Woodman at the entry. Supplemental off-street parking would be provided throughout the site, and a landscape buffer would be provided along the Woodman Road frontage.

[00:44:03] The applicant has submitted elevations, and these proffered elevations show units from two to three stories with front-loading garages and exterior materials of stone, stone veneer, brick, fiber, cement, siding, engineered wood, and vinyl.

[00:44:21] Other proffers provide a minimum finished floor area of 1,400 square feet, a minimum lot width of 20 feet, and limit the hours of construction from 7 a.m. to 7 p.m. Monday through Saturday.

[00:44:40] applicant the applicant has also provided a letter which you also have in front of you expressing a commitment to provide a townhouse lot at cost to a non-profit organization in an effort to address the affordable housing needs in this area while not entirely consistent with the densities suggested by the comprehensive plan designation of suburban residential 2 the proposed use and overall character are reasonably consistent with the adjacent River Mill townhomes and the emerging pattern of development in the area the proposed

[00:45:17] project is not anticipated to create negative impacts on public facilities I would note there was no community meeting held on this project and we did receive several calls this afternoon in opposition to the case and I understand Reverend Cooper you've also received some input and of course the the letter commitment to provide a lot for affordable housing and the change to the proffers were not submitted until this afternoon so this is the first time the board is seeing those and I did not see them either until very late this

[00:45:51] afternoon staff is supportive of this request however it could be enhanced by reducing the number of units proposed the Planning Commission recommended approval of this request at their June 13th public hearing. If you have any questions, I will be happy to try and answer them. All right. You hear me, colleagues? Do you have any questions? Okay. This

[00:46:28] is a public hearing. Is there anyone here to speak for or against this case? All right. Is there anyone on Webex? There's no one to speak to this item. All right. Raymond Cooper. Mr. Chairman, given the information we have heard this evening and the application's inconsistency with the density recommendations of the 2026 comprehensive plan i believe additional discussion regarding this request is needed i move that rez-2024-100572 winfrey road llc be deferred to the september 10th 2024 meeting

[00:47:03] at the request of the board second all right motion made by reverend cooper second by mr smith all in favor say aye aye any opposed next motion passed thank you mr manager next Mr. Chairman, with staying within the Fairfield District 207-24's MCM Enterprises, LLC, with a conditional rezoning request from B1 Business District to B2C Business District, in this case, the applicant is proposing to bring an existing restaurant into conformance.

[00:47:36] Thank you, Mr. Manager, members of the board. The subject property has been used for commercial uses since at least the 1940s, including a pharmacy and several different restaurants, which have added outdoor patios and dining areas over the years.

[00:47:54] The hobnob restaurant, the applicant, has been operating on the site since 2017 and made improvements to the parking areas, landscaping, as well as some of the outdoor dining areas. Since outdoor dining is first allowed by right in the B2 district, they are requesting this to be rezoned to B2C to bring it into conformance.

[00:48:17] To do that, because the B2 would also allow other uses, the applicants included proffers to prohibit such uses such as dance halls and restaurants with drive-thrus, as well as parking lots for rent.

Hours of operation would also be limited from 7 a.m. to 2 p.m., where today they could go from 6 to midnight, and restrict delivery hours from 7 a.m. to 7 p.m.

[00:48:41] The applicant has also proffered this site plan, which would memorialize the development and its improvements to the existing layout shown here. The comprehensive plan recommends Suburban Residential 2, which is reflective of the residential nature of the surrounding area.

[00:49:00] However, as noted, the property has a long history of established commercial use. This request would establish clear development boundaries consistent with the improvements and would place limitation on hours to ensure the property's commercial activities are in harmony with the surrounding residential area.

[00:49:18] Staff therefore recommends approval of this request and the Planning Commission recommended approval at their June 13th meeting. And this concludes my presentation. I'd be happy to answer any questions you may have. Questions, colleagues? All right. Hearing no questions, is there anyone here to speak to this particular case?

[00:49:45] Two, four, is there anyone on WebEx? There's no one to speak to this item. And I did not offer this at the last public hearing rezoning, which I missed.

[00:50:01] Is there anyone here representing the applicant that wants to speak? All right. Reverend Cooper. Mr. Chairman, I move that we follow the recommendation of the Planning Commission and approve RZ2024100695 MCM Enterprises LSC with proffers dated May 20, 2024.

[00:50:24] Second. Motion made by Reverend Cooper. Second by Mr. Rogus. All in favor say aye. Aye. Any opposed? Thank you, Mr. Manager. Next, Mr. Chairman, in the 3CHOP District 208-24 is LLBB LLC with a conditional rezoning request in which the property is located at Pouncey Track Road and Leasefield Farm Drive.

[00:50:49] In this case, the applicant is proposing a townhouse development. But, Ms. Moore, we've received a notice for a deferral. Yes, sir. The applicant has requesting a deferral to the next or August 13th meeting. Colleagues, any questions?

[00:51:09] It is a public hearing. Is there anyone here to speak to this case? Anyone on WebEx? There's no one to speak to this item. All right. Ms. Whitehead. Mr. Chair, I continue to commend the applicant for being responsive to the concerns that have been expressed by neighbors to this parcel.

[00:51:33] It's a bit of a challenging project because it's a small area. We're trying to address some housing needs, but also being practical with the space and making sure that there's conformity and the applicant continues to think outside the box and bring new things to the table.

[00:51:51] So I am hoping to get to yes. We are working on that. At this time, though, I move that REZ 2024-100816 LLBB LLC be deferred to August 13th, 2024 meeting at the request of the applicant?

[00:52:07] All right. Is there a second? Second. All right. Motion made by Ms. Whitehead, seconded by Reverend Cooper. All in favor say aye. Aye. Any opposed? Thank you. Mr. Manchin. Next, Mr. Chairman, we move into public hearing other items. 209-24 was discussed in work session as Mr. Blankenship comes up a number of weeks ago.

[00:52:26] this is the ordinance that would amend the county code for where vape shops may be located and how they are regulated. Mr. Blankenship. Thank you, Mr. Manager. Good evening, Mr. Chair,

members of the board. As the manager said, this board paper amends the county zoning ordinance to regulate vaping shops. Today, such facilities are regulated the same as comparable retail stores, other stores of this similar size and intensity. This amendment would limit vaping shops only to the B3 and M1

[00:53:00] zoning districts and would require a provisional use permit in those districts. The ordinance would also prohibit vaping shops from being located within 1,000 feet of a school or within 2,000 feet of a public park or another vaping shop. The Planning Commission held a public hearing on this ordinance on June 13th and recommended approval. The Director of Planning recommends approval and the county manager concurs be happy to answer your questions questions thank you sir questions um colleagues for mr blankenship i have one question a couple questions actually one

[00:53:39] a thousand feet is that something we cannot increase but i don't know if that's a question for you for the attorney but can we go higher than a thousand feet or is that a state law it was addressed by state law so i would prefer to hear the county attorney's response thank you mr chair members of the board yes just this year the general assembly passed a law 15 2-9 12.4 the code of virginia which allows us as a county or you as a board to adopt an ordinance limiting the location of vaping shops and doing so though only permits a thousand foot buffer from schools

[00:54:15] so state law prevents us from going further than that that's correct yes and the 2 000 feet from and existing. Do we have anything else that we restrict, whether they be pawn shops or anything else, that we restrict from each other like that? I know that there's a limitation on the total number of pawn shops in the county, and again, I would defer to Mr. Newby whether there's also a distance requirement between pawn shops. Yes, sir, Mr. Chair, members of the board, in the county code by state law, we're allowed to regulate the location of pawn shops, just like vape shops,

[00:54:49] and in that ordinance this board has limited pawn shops to 10 throughout the county and none closer than a mile to another. So we have some precedent on extending it further than 2,000 feet. Yes. And we also have precedent on the number of shops. That's correct. Now it is addressed outside of the zoning ordinance the number of shops but the location buffer of one mile is in County Cone.

[00:55:18] I don't have any further questions. I guess my comment is that, from my perspective, limiting these, we see these. I have them across the street from Freeman High School. I know they're across the street from my colleagues' middle school in Fairfield.

[00:55:36] I've driven by, so I certainly support this ordinance. And if my colleagues want to make it stronger, then I would support that as well. But this is a great start. So what's the, again, Ms. Whitehead, I know you have a comment.

[00:55:53] So, Newby, you just said that state law prohibits us from going further than 1,000. Yes, sir. For schools, in my opinion, the state law limits you to a buffer of 1,000 feet.

[00:56:09] You can't go more than that. Okay. Now, this proposed ordinance also proposes a buffer of 2,000 feet between vape shops and public parks, or any park, I suppose, and vape shops and other vape shops. Now, that distance requirement is not set by state law, so this board has discretion as long as it's rational.

[00:56:27] come up with what it thinks the appropriate buffer ought to be currently the planning commission has recommended 2,000 feet for those categories but because we have some precedent on other things for i mean i don't want to get a situation where we're 2,000 for this and 3,000 for this and 4,000

for this that seems confusing for enforcement it seems confusing for our residents that see a vape shop and say well is this one 3,000 i don't remember you know so consistency would seem like that would be something that we would want to strive for as well

[00:57:00] Right now, the recommendation for this particular ordinance is 2,000 feet from public parks. And each other. And each other. But we could go 5,000. Yes, sir.

[00:57:16] As long as it's rational, you could go to whatever buffer the board deems appropriate. Okay. Yes, ma'am. Before I go to the question I had in mind, so just for those of us that are perhaps visual and not doing the math quickly, 2,000 square feet, equivalency in miles.

[00:57:33] Slightly less than a half mile. Less than half a mile, okay. So 2,000 is less than a half mile. 2,600 would be a half. 5,180 would be a mile. Thank you, Professor Rogan. What's three miles, brother?

[00:57:52] Divide that by 12. We appreciate it. And just so, and obviously we've had some discussion about this concern, but can you share for those listening what the proliferation has been of these shops in a relatively short period of time and the rationale for wanting to address it at this time?

[00:58:14] And I guess precursor to that, this would not close any existing, correct? That is correct. Yes, ma'am. To start with that, any zoning ordinance amendment would allow existing businesses to remain. Now, if one of those businesses was to change to, say, a bookstore, after a period of two years, it could not go back to a vaping shop if it was within one of these distances.

[00:58:37] But as long as the business remains, it is protected, yes. Your other question? The data as far as? Yes. There are approximately 40 of these shops in the county now. They were identified, located by the Division of Police back when we had an interdepartmental team working on this issue for several months.

[00:58:58] And that was over, I don't know how many years, I don't know what year zero would be, but we did find late last year that there were as many as 40 around the county, and there could be more by today for all I know. And would it be fair to say that this happened pretty rapidly?

[00:59:17] Yes, ma'am, certainly with some rapidity. Again, I couldn't say how many years, but it hadn't been that long. And would you agree that part of the challenge has been with trying to enforce, and obviously there's age restrictions by law, but that the violations in these shops are problematic and our youth that should not be buying and having access, that that has been a problem.

[00:59:40] Yes, ma'am. That is something we found in doing a review of nationwide research on this issue. Other places had found that vape shops, specifically businesses that are aimed at vaping, that's their principal activity, they were less likely to check the IDs of minors than, say, a convenience store or a grocery store that may also sell vaping materials.

[01:00:01] And what would be the, how would we define what a vape shop is? We picked the number 15% of their display area. Again, we're borrowing some of this from our colleagues to the South who put some time and effort into doing some research on this issue and found that there were not that many stores, that 15% was kind of a break point, that anything less than that was quite a bit less than that, anything over than that was quite a bit over than that larger so you're either a vape shopper you're not a convenience store would be more like five percent but a vape shop would be more like

[01:00:35] 90 percent so 15 percent was the number that we borrowed and if we're and mr newby if we wanted to consider expanding the proposal now would would that require a deferral or could we do that

tonight my opinion you would not be required to defer you certainly could if you want time to consider it but if you wish to change the buffer this evening you could move to approve the ordinance with an amendment to and then fill in the blank thank you no more questions mister so just one one one question for you mr.

[01:01:06] newbie so we okay so state law prohibits the distance with schools but based upon what you said we can set the number the max number and we can set other other parameters that don't involve schools one clarification in my opinion you don't have expressed authority to set the max number that exists for pawn shops don't read that in state

[01:01:43] law here but you can set the buffer as you see okay how did he know what you were gonna follow up question i'm sorry go ahead well to mr mr roger's point for instance if you're going down on the Burnham Avenue going east, and you make a right on McCann's return bike, literally, there's a vape shop across the street from the other.

[01:02:03] And not only to Ms. Blankship's point about the less motivation to check IDs for persons with 15% of display space, which basically is the distinction of a vape shop, I know the Fairfield District has seen a proliferation of vape shops.

[01:02:24] And we know crime is heavy. We know, you know, the materials that are being sold. So I concur with Ms. Rogus. If we can, you know, approve this with contingency to revisit the spacing between the shops, we may not be able to limit the number, but we sure can limit the distance, which would make it more prohibitive for them to proliferate certain areas.

[01:02:44] So in the state code, it says pawn shops. So, you know, we trust you, Andrew. so how did so your interpretation for us not being able to max it out is based upon what yeah so state law and i believe this law has existed since the 1950s or earlier allows a locality to regulate the number of pawn shops in a locality and also their distance from each other now this new law in 2024 gives you the authority to regulate the location of vaping shops and other tobacco shops and hemp shops smoke shops and that kind of thing but it does not expressly allow you

[01:03:23] to limit the total number, just the location. But it doesn't prohibit us from doing it either. No, sir, it doesn't prohibit you from doing so. But in this case, it would be my opinion that the General Assembly's express grant of authority for a location but not a number would indicate their intent not to give you the authority to regulate the overall number.

[01:03:44] I would note my agreement with Reverend Cooper's comment, though, that a buffer is essentially going to accomplish the same thing. All right. Any other comments? I mean, any other questions for Mr. Blankenship? Because it is a public hearing, so we have to – anybody else have any other – yes?

[01:04:02] I've got a couple, Mr. Chair. Thank you. Okay. Ben, did you say it's permitted in B3 and M1 only? Yes, sir. That's the recommendation. By right or by PUP? By provisional use permit. PUP only. So it's got to be a public process no matter what? Yes, sir. All right. And you defined a vape shop by 15 percent – they sell 15 percent vape materials.

[01:04:21] So like a 7-Eleven who would have vape material probably would not fall on that. They would fall on that other category where you mentioned 5% or less. Yes, sir. That would be our expectation. And we think there's about 40-ish right now that would hit this 15% category?

[01:04:36] There were 40 that were identified by the Division of Police last year, yes, sir. And I know that you're going to say you don't know, but in the last 12 to 24 months, how many of those 40 became, I would dare say, a good majority? You're correct that I do not know.

[01:04:52] I'm going to surmise that what we've seen just by driving around our districts, that it has been 75% or more of those in the last 24 months, I believe, if not daggone close to that. And you said they have existing right if they're there until when?

[01:05:12] Until the land ownership changes? What would cause someone with an existing right by being grandfathered in, what would cause them to lose that? a non-conforming use may continue as long as it is operated continuously and continuously means that it's not changed to another use for a period of 24 months 24 months yes sir so they could sell it to a different person who kept the same use therefore they continue that yes sir if one vape shop goes out another vape shop can come in and they they would maintain that same but if they

[01:05:47] shut down for a year they'd be good because 20th 24 months to get it going yes sir all right and the process as a pup and mr newby you don't think we can limit it to max that's correct it would be my opinion under existing state law you would not have the authority to limit the max of course between the buffer and the pup yeah the board has pretty firm control i will turn it back over to my colleague from tuccho i think you you have do you have another one with the miles you want to propose i'll turn it back over to mr rogers in a second but mr manager i would say that i i join mr cooper's sentiments i support this i would support the buffer being as wide as reasonably i have this

[01:06:26] it's right across the street from clinton allen high school they're popping up all over and i can't seem to get my hands around i welcome this ordinance for the right to do that um i would support what mr roguish has brought up with increasing the the buffer to a reasonable number i'll support any you know words of any number that he that he'd love that he would that he would submit and mr manager i would ask that in our legislative briefings coming up that we talk to the state about adding a provision here that we can cap it to make it go along with what we do with pawn shops when they go back to general assembly in january if if mr sherman could work on that that'd be great if we could add that stipulation in there somehow i think it would

[01:07:02] help us we sure can it it reminds me of um the check cashing proliferation that we for the um exactly right and i i would say any other categories in that regard you know we've talked last last last meeting we were here about horse you know historical horse gambling vaping shops, pawn shops, you know, any category that we restrict in anything that we could do legislatively, I would support.

[01:07:28] Sorry, Mr. Chairman, go ahead. No, I was just going to say, Mr. Rogus, before you. I think Ms. Whitehead has a comment. Yeah, so that's what I was going to say. I think, I don't think we all on one accord with how to proceed forward. So let's just, let me do this.

[01:07:44] Let me get the public hearing part out the way. And then we can come back and talk more about this. All right. This is a public hearing. is there anyone here to speak uh for or against this particular um ordinance for i mean i'm sorry not for i mean that i'm that was inappropriate actually what were you doing just um come on and um y'all let her out and you we're gonna let you send you right here come on yeah do you want to speak or you would just okay all right you need to just tell us your name and your um how

[01:08:21] how old are you? Are you over 18? I'm 21. Oh, okay. All right. So name and address and then share your comment. Okay. My name is Ayla Terzik. I'm an intern here at Henrico. I definitely am for this and I feel like this should have been, you know, a thing for a while now. You know, it's just sad to see kind of like your friends go down that path. So I definitely support it and I hate seeing it too. You know, like going right down the street from Tucker, it's literally all on West Broad.

[01:08:50] So I'm definitely for it. All right. Look at the interns coming and speaking up. Anybody else here? Yes. Come on. Well, you do me a favor. No, you come on.

[01:09:06] Just come on up. Yeah. I was going to tell you, go to the back. You might have been closer, but you fine. You want to put your sunglasses on? No. Maybe another day. My name is Kenneth Fleming. I live in the Verina District, and I'd also like to second what everybody had mentioned here.

[01:09:26] I'm also for this. I'm not really comfortable with how close, me in particular, with how close they are to school. So any regulation that would help distance them apart or just decrease the number that are allowed, I would be greatly appreciative of that.

[01:09:42] Thank you. Thank you, sir. Appreciate it. Anyone else? Public hearing, for or against? Seriously, thank you two. This is what public engagement is about. So thank you for speaking up. Is there anyone on WebEx? Yes, sir. I have one individual on WebEx.

[01:10:01] mr or miss taylor howler you can now unmute uh just that i sent the question over i've emailed the question why is it based on your studies that it's only vape shops being targeted when convenience stores are selling a lot of the same items that i carry i'm bobby howler own vapors advantage in sanston um these convenience stores that are just as close as any of these vape shops are selling a lot of the same things and it's a proven fact most of them don't card that's why i i have a question as to why it's just vape shops.

[01:10:41] That's a good question, Mr. Haller, who has been, I mean, from the beginning of this conversation has been engaged. So his question was, why are we targeting just vape shops and not convenience stores that sell vaping products?

[01:10:58] Now, does that have something to do with what you guys targeted as the 15% of their total product? I mean, that's what I would assume. That's what it has to do with. Yes, sir. It sounds like it's related to the 15% threshold. And the answer, as Ms. Whitehead asked earlier, a related question, there is nationwide research that has shown that children, minors, are more likely to buy vaping materials at vape shops as opposed to convenience stores.

[01:11:28] And one of the reasons for that is that convenience stores tend to be more careful about checking IDs and so forth. That's not to say every vape shop is bad and every convenience store is good. It's just that's based on the research that we were able to uncover.

[01:11:47] Now, you did say about the existing stores. What did you say again about shops that are already existing? Mr. Hall, I think, owns one that already exists. So how does this impact his establishment? Yes, sir. Like any change to the uses in the zoning ordinance, The uses that are already in place when the new law takes effect are not affected by it, basically.

[01:12:13] They can continue to operate, and as long as that business remains a vape store, it would not be subject to these distance requirements. Okay, thank you. Anybody else, Victoria? No, sir, that's all. Oh,

okay.

[01:12:29] Yes, ma'am, you want to speak? Whatever is convenient to you, front or back.

[01:12:44] I mean, if anybody want to help out. Yes, if it votes by itself, don't worry. Good evening. My name is Reverend Monique Kelly. I actually live around the corner, but I am associated with the Great Hope Baptist Church, which is actually over on the other side.

[01:13:12] And from the time that we started talking about these vape stores, I had concern that my young brothers and sisters are going to be off the track. Recently, I have had medical issues, so I'm getting my physical therapy at Sheltering Arms right there on Laburnum.

[01:13:29] And I asked the young man today, why was it that there were all these people going to this vape shop? Because, I mean, you can't even get in the parking lot. You know, you got issues, you can't walk, but they'll pull up to run into that vape shop. He told me that it was something about what they sell.

[01:13:47] Like he was there to buy Hoka products for his friends. I have a 29-year-old gentleman that takes, for lack of better, care of me, makes sure that I don't fall off the ramps and stuff at our townhouse complex.

[01:14:07] I asked him, why does he vape? He says because he loves the flavor of grape. My mama was a biochemist all her life for the National Institute of Health, Blood, Heart, Lung Institute. My daddy was a smoker.

[01:14:29] He was the last of the original Manhattans. And before he died, he told his friend, Gerald, that he'd made a mistake. And that was he thought that the filter would save him. How are we going to be able to help these children live long enough to get to that point?

[01:14:50] You know, there's some, I don't know what's in, I've never been in a vape store. i can't tell you what it is but there's something that draws them to the vape stores more so than the convenience stores and it's it's a draw it's the vape store itself is almost like a daggone um drug addict um also the vape stores tend to have this lighting going on so like it looks like a um a carnival um if you're a driver and it's late at night all of a sudden you go around the corner and this bright thing is like blinding you i don't know what can we do with the vape people Thank you.

[01:15:26] Yes, I'm slow and I wobble, but I'm a preacher. So I always got something to say. Thank you. All right, anyone else? All right, just to close the public hearing section, colleagues, now we're back. Anybody have any additional questions?

[01:15:45] And at some point, if someone wants to make a motion for us to consider, then you can do so. I think Mr. Smith has a couple more questions. So, is there, as we sit right now, and the answer to this may inform my next comment, are we aware of any new shops that are imminently opening that if we, for example, addressed this tonight might no longer open between now and, say, the next meeting?

[01:16:13] I don't know the answer to that, and I don't know how we could know the answer to that. So, the reason I ask is because I'm kind of putting my due process hat on, and my lawyer hat on, and I absolutely support expanding this, and I think it makes sense to do so.

[01:16:32] As I'm looking at the notice that we've given and the public comment, the public hearing that was had, previous, everything that we've put out thus far lists the 1,000 feet from a school, the 2,000 feet from a public park. And so I think based on the comments that we have here today, which all definitely

seem to be in support of regulating this, probably it would be that if that number were something different, there still would not have been anybody expressing opposition.

[01:17:00] But we don't know that for certain, and that does raise to me a little bit of a due process of giving fair notice to the public as to what we're considering. The other piece is that I like to make very informed decisions, and so just kind of randomly, it feels a little bit random to just say, let's go with a mile or something like that.

[01:17:22] There's no magic to a mile. There's no magic to the 2,000 feet, it doesn't seem. And I would also like to look at the statute a little bit because perhaps there is something more that we can do. So I say this wanting to be very clear that I am 100% in support of us approving an action that regulates the placement of these.

[01:17:48] I feel a little rushed to do so tonight without having a, I just don't want it to be random and that we just say, let's make this a mile when that is a very arbitrary number. And perhaps, you know, taking a beat and bringing it back as a better ordinance that has been drafted and presented to the public before we vote on it feels a little better to the lawyer me.

[01:18:15] All right. Thank you, Mayor. Mr. Smith. A couple questions, Mr. Chair, that have come to me during this conversation. Mr. Newby, distances to schools can be regulated, correct? Up to 1,000 feet? That is correct. But no other. Churches, daycares, residential, like the distance to a home, to a residential property line is not listed, not feel comfortable listed. I know we have distances to residential on a lot of things for gas stations for all kinds of things any yes you could you could put buffers in between other uses as long as it's rational the only one where the

[01:18:49] buffer size is capped so to speak is for schools for some reasons general assembly saw fit to say specifically for schools you can prohibit up to a thousand feet but otherwise you are free as long as it's rational to regulate the location of the retail sale of vaping products all right well i'd like to for the record for my colleagues consideration ms whitehead's point is very well taken there's there's there seems to be a couple changes that might come from this so i'd like to for the record whoever's taking notes i'd like to consider distances from churches slash daycares which operate schools i'd like to consider distances from a residential homeowner's

[01:19:25] land for example i have a vape shop that the back door of the vape shop if you open it strong enough you might hit the tree of a residential neighborhood side yard. And it's not okay. So i'd like to consider distances to residential lot lines.

[01:19:45] I'd also like to consider that I don't believe that there's permission in this kind of to sell CDB and hemp. Other categories is what I'm asking. So this one strictly deals with vaping, correct? Correct. Mr. Blankenship, does it expand farther than vaping materials?

[01:20:03] Not as drafted, no. So I would ask staff to just anything else along these lines, these categories of hemp, CDB, things like that, that are going to attract these kids to these places, if we could take a peek at that. And as those options come along down the pike, as they're coming at us, if we could have, you know, I guess get in front of that.

[01:20:23] Hold, pause for a second. Yeah. Is somebody actually writing this now? Yes, sir. It's also being recorded. I mean, we've gone through a process, right? so some of these answers we probably we might already have the answers to um so i just want to make sure we capturing all of this sounds like we headed

toward deferring this so i just want to make sure that we're getting all of the information i'm not deferring yet yeah but i will also say the staff did a good job we've seen this before and some of these questions we may not i did i personally will say i didn't have a lot of these questions that night but after speaking with residents and

[01:21:01] hearing it tonight these there's like the next one here it is do these prohibit a mobile version of a vape store does this ordinance prohibit someone from having like a food truck concept by taking a vape store on the road and parking it somewhere obviously outside of a park because that is regulated but have we considered if a mobile version of this because that's where the world's going to so i would just ask that in any future amendment if someone can tell me if mobile stores doesn't have to be a permanent store would be considered and again that's why i said to someone writing this down and then i would say you know miss whitehead's right i just probably

[01:21:39] to name three or four changes i'd like to see. i'd like to see big buffers. i want to see it added on residential. i want to see church buffers. i'd like to see it be as tough as possible. However, if the attorney tells me that we can pass an ordinance tonight and come back and amend it with tougher, i would be for that to avoid what i saw two weeks ago with an institution for gaming submitted, submitted, submitted while we are conversing in public. i'd like to see the pup process get in. And if we're permitted to come back and amend in two weeks, a month, i would

[01:22:17] err on the, i think we all are in agreement. We need something. Let's get it in place. Let's halt the onslaught of 40, i'm telling you, in the last 12 to 16 months. And then let's do more to make sure it's buttoned the way we want it to. It would be my only offering on that. Mr. Chairman, thank you. Were you going to say something roguish? i concur. i think we've put this out for public notice we have this on record my opinion would be let's approve this and maybe let's get a little more clarity and tougher um in the next process all right so i think mr smith had a question for

[01:22:55] mr newby for reverend cooper or miss whitehead did you guys have any um response to what mr smith said or any comment in general i think that's a really um appropriate suggestion that if we approve it as written and we are permitted to revisit it in the very near future with all of the improvements then i would support that i concur also with the smith's recommendation all right so i've got a so my question is what if a motion came forward tonight to extend it from parks

[01:23:35] while we study the other stuff could we do that i mean not study the other stuff like next time we meters in a month right you mean um is there is it is there another july meeting no sir there's a two in august oh two in august okay just to be clear for for andrew myself you're talking about adding to the 2 000 feet between parks and each other yeah i'm just yeah just just throwing it out there i'm not saying that's what's gonna happen but let's say we did amend that part of

[01:24:06] it tonight and then come back in august and amend the rest of it i think we would if you approve whatever you approve tonight we would bring you back an item in work session to go over the changes we would have distances that like you had suggested we would have the actual locations and then we would have to go through another process where the planning commission actually considered those changes oh wow and then that would come back to the board of supervisors

[01:24:41] That's why it's hard to do these ordinance changes. We're going to have to do that regardless. The suggestion for you all is we are working on right now an agenda for the September board retreat.

[01:24:58] There may be some other items along these lines that potentially the board may consider. So if you decide to approve this item tonight or modify this item tonight, we can bring you then some other changes proposed.

[01:25:17] Because I know Andrew has some ordinance amendment changes, some, what is the term I'm looking for, Andrew? Zoning changes that would be coming forward as a package. Yes, sir. So to the chair's point, Mr. Manager, if we were just to approve it tonight and then allow time for study, once it's approved tonight, a pup would be required.

[01:25:38] They'd have to file for it, public hearing, and then a vote by this board to approve or not approve any vape shop so it would come to us anyway as long as we get something on the docket tonight. Mr. Manager, if I could just what we have in the process right now, you know with the adoption of the new zoning code, with it being such a large document, being 60 years since we had updated it, you heard me caution many times.

[01:26:07] we're going to be back to you as we find these mistakes and things we need to correct in that document we have that package that will be coming forward we do have the the code state of state of virginia general assembly required code amendments which are going to run through quicker we've got our other package that i'm also taking to the planning commission for them to initiate discussion on this Thursday so if the board would like to adopt this code change tonight we can add the additional discussion or the code changes into that large package as it's advertised and

[01:26:46] that will come back that's not the so Mr. Emerson with all due respect that's not the only change that the board is looking at right now Miss Whitehead has another issue that potentially could fit in that whole package. So rather than amending and amending and amending the suggestion is that you do it all at once. So if anything right now when I'm hearing the board I'm hearing a proclivity towards some sort of action and then let us regroup and you can introduce those you know start having the conversation but let the board catch up because I have heard individually that there are some other items

[01:27:25] that they want to discuss so i just want to what i'm hearing from my colleagues is you know we want the message there is a message that we don't want to see a proliferation of vape shops across the county and we would love to see some distance between them however we can legally do it i mean all of us want some stronger regulation on it i do want to respect my colleagues desire to want to wait to get more information are you okay where are you with us voting on it tonight with what's

[01:28:04] presented based upon what you've heard so far well and Mr. Schmidt made a really important point which is aside from the distance clause in this ordinance the pup clause exists and stands alone separately right so we can leave in my preference my comfort level is to approve this as it is written don't change any of the numbers because this is what the public has been made aware of that we're voting on tonight approve it as written and as pointed out we still have the ability after tonight to say no even if it's within the distance so i would um support approving this

[01:28:42] tonight and then making all amendments in toto okay um all right so everybody is shared i need a motion so move that we approve um this item as presented with the um ability to come back and make addendums as information is presented all right motion has been made by reverend cooper to accept the ordinance as written second by ms whitehead uh colleagues any more questions comments concerns

[01:29:19] one quick comment mr chair thank you for bringing for for allowing it mr blanket ship i would like to publicly say please for you and your staff don't this this is on you brought this to us we had more questions more items came to light this is not a lack of effort or work this is great work and appreciate you getting it to us and I personally have for one apologize for not having all these questions the last time that you brought it to us so thank you sir thanks anybody else all right let's see if we have a consensus vote all in favor say aye aye any opposed all right Motion passed.

[01:29:55] Thank you. Next, Mr. Chairman, members of the board, is agenda item 210-24. As Mr. Lebo comes forward, this is the annual authorization for the CDBG home ESG plan for the current fiscal year, fiscal 25.

[01:30:13] Mr. Lebo. Mr. Mandry, before Mr. Lebo presents, Ms. Lumpkin, do your interns have to stay? Okay, because I see some reservations. Some look like they want to leave. So, I mean, you guys are good to go if you want to go.

[01:30:29] So, have a good evening. And I just would like to thank you all for speaking up, the 20-year-olds. Thank you for speaking up on the last process. Thank you. All right. Sorry, Mr. Lebo. No worries. I'm sure they're excited to get out of here. Thank you, Mr. Manager, Mr. Chair, members of the board.

[01:30:46] Tonight, your meeting will serve as our public hearing for our funding recommendations for the 2024-25 program year that begins October 1st. Our funding recommendations for fiscal year 24-25 includes uses of just over \$2.5 million in CDBG, home, and ESG funding.

[01:31:06] The table before you highlights the proposed uses of funding, and I will just point out a few, recommending that you continue to fund the CONNECT program, which helps youth at some of our affordable housing communities within the community, and that's a partnership with our mental health and developmental services department continuing to fund our critical home repair and our moderate home rehab program which serves on average about 70 homes annually continuing down payment assistance and closing cost assistance to first-time lower-income home

[01:31:41] buyers in addition street outreach I mean I'm sorry in addition helping individuals that are living in hotels and partnership with the McKinney Vento program with schools helping those individuals leave hotels and enter permanent housing, as well as two new programs, one helping individuals that are incarcerated re-enter the community and get settled into housing, as well as the campus renovation of the Dinwiddie Avenue homeless shelter. In terms of ESG uses, we're recommending similar uses that you've seen before. I just would like to point out that we did not

[01:32:19] receive funding last year, but we did get a new allocation, or we were reallocated ESG funds, And I want to point out several of the uses that we're recommending. The Hilliard House Family Shelter, the Caritas Case Management, again, helping individuals that are homeless in our community, rapid rehousing through St. Joseph's Villa, which helps people that are homeless get rapidly rehoused and wrapping around those support services to help them sustain their housing in Tennessee, as well as a new program that we're recommending, which is a mobile health service to individuals who are homeless in our community that may need those health services as they're trying to get back on their feet.

[01:32:59] That concludes the items that I would like to present, and this paper authorizes the county manager to submit that annual action plan that you all are familiar with to HUD, and it also authorizes his

ability to execute agreements with those organizations that will carry out the activities that we just talked about.

[01:33:18] With that, it concludes my presentation. I'm happy to answer any questions you all may have. Colleagues, questions for Mr. Lebo? All right. No questions. Mr. Lebo, you did sit down. You sat down with all of us to go through this. Yeah, so this is a public hearing. Is there anyone here to speak to this resolution?

[01:33:40] All right. Is there anyone on WebEx? There's no one to speak to this item. All right. Thank you, colleagues. Motion. Oh, oh, okay. I'm sorry.

[01:34:00] How about this? Let's just, we'll, yeah, okay. I was about to say, we'll just repeat the question for you.

[01:34:18] Okay. Yes, ma'am. Yep. Okay, this time I'm Rebby Monique Kelly, and I'm coming to you for the P5 Ministries LLC, which is the ministry that I was given in seminary.

[01:34:34] I went to Union Presbyterian Seminary on Broadbrook Road. It is a five-fold ministry, and I work with the people that are out here in the streets. I literally get up in the middle of the night and go out and talk to them.

[01:34:52] Get up in the middle of the night and go feed them. And I was talking to Mr. Thornton last fall about I would like to see us maybe expand a little bit. For example, the piece about the St. Villa, that's mostly for youth, but the youth don't really know that that's where they should go.

[01:35:15] I picked up a couple of young ladies on the Starbucks right there on Staples Mill and asked them, did they know about it after it opened? No, everybody doesn't want to go back into housing, but they all need to have something.

[01:35:39] You know, last year, unfortunately during the heat, we actually had a young lady that died underneath the overpass on Arthur Ashe Boulevard. Not a lot of people actually know that story. I know the story because I'm out there with them. Most of them call me Pastor Kelly or Pastor Momo, which depends on what their day is.

[01:36:00] Each drug and each life event affects everybody differently. And they're going to be out there, and they need help. We have one veteran, Dave. He was in Vietnam, I think, and his skin was actually burned off.

[01:36:21] So when we go through these heart parts, I go out and I take him part of my CV cream and stuff so that we can keep his skin on. I think that we can do better. I think that, you know, a lot of turmoil has happened in this area.

[01:36:41] You know, the tent city was destroyed. Just over and over again, we've dislocated a daily planet. The city wanted to remodel Monroe Park. So Daily Planet, located right there, that was their lifeline.

[01:37:00] They're lost. They're trying to reconnect with Daily Planet. I have a long list of things, you know. I have a friend that will build tiny houses if we need. But I just need us to, I'd ask Mr. Thornton to make this housing issue, dealing with the homeless, our legacy, our make Henrico County the stand-up community.

[01:37:27] You know, Oregon just passed a law that said they're outlawing 10 communities, basically. So they're basically telling you that you're going to lock up the homeless. They don't need to be out in the street. We've got more people who are dying.

[01:37:44] I don't have the statistics, but you have more people getting killed in the middle of the road, like on Brook Road, because they don't know how to navigate the streets like the city guys. And I believe that the hit and runs are going up because they're out there and they don't understand.

[01:38:04] There are rules to everything, and there's even rules to being out on the street. I'm available. I keep calling and telling people I'm available to talk about the homeless. I found out today that you will be counting them at the end of the month, so I am available to help.

[01:38:21] It's not like I just want to bring this and leave it here. This actually literally is my ministry. P5 Ministry stands for Praise, Proclamation, Pedagogy, Fancy Word for Teaching, Pastoral Care, and Praxis, Fancy Word for Living in the Church in the World.

[01:38:37] That is my ministry, and I started in 2018 after I got off seminary, and I just, you know, I'll go to Wawa, get gift certificates, or some nights when it's raining, I'll get up, take a rain jacket that I may not use, but it's a fledgling ministry, and I can only succeed if I can be of assistance to the team.

[01:38:58] so i thank you for your time thank you um just to reiterate um if well let me just say this if there's someone in staff who can get with um all right um yes reverend kelly um just some somebody in staff if you can get reverend kelly's um information so that we can pass it on to social services and mental health um you know to help in the efforts reverend kelly rest assured that

[01:39:36] We're not perfect in everything that we're doing, but we are committed to doing whatever we can to help humanity and Henrico. So some of it you'll see in the presentation that Mr. Lebo presented.

[01:39:53] Some of it you'll see in our \$60 million affordable housing trust fund. Some of it you'll see in the commitment that we made to work with the city, with the Salvation Army and other localities to keep people off of the streets and the things.

[01:40:11] I mean, we're working with nonprofits. The first one to come off my head is Miss Snead and Blessing Warriors. And so we're trying to do a whole lot. So just know that we love to have you partner with us, us partnering with you to do that work.

[01:40:28] All right. Did we pass you? Okay. All right. Second. Motion made by Ms. Whitehead, seconded by Mr. Smith. All in favor say aye. Aye. Any opposed? Thank you. Mr. Manager. Next, Mr. Chairman, members of the board still in public hearing.

[01:40:45] Other items, 211-24 is an ordinance for vacation of drainage and utility easements. This is for a property in the Brooklyn District. Mr. Anthony. Yes, sir. Good evening. Thank you, Mr. Manager, Mr. Chairman, honorable members of the board, ladies and gentlemen. This ordinance vacates drainage and utility easements and building lines across slots 12 through 16, Block A, Section A, and Westbourne subdivision.

[01:41:10] The owners of the encumbered parcels have requested the vacation to develop the continuation of the Libby Mill urban mixed-use development. The board also vacated nearby rights-of-way along Spencer Road, Argus Lane, and Lehigh Circle on December 13th of 2022.

[01:41:27] The Real Property Division has processed this request through the Departments of Planning, Public Works, Public Utilities, without objection. The Director of Real Property recommends approval of the board paper. The County Manager concurs. I'll be happy to address any questions. Questions from colleagues.

[01:41:48] Since the public hearing, is there anyone here to speak to this particular ordinance? Is there anyone on Webex? There's no one to speak to this item. All right. Motion. Thank you, Mr. Chair. Move the ordinance. All right, motion made by Mr. Smith, seconded by Reverend Cooper, all in favor of CI.

[01:42:08] It's passed, Mr. Manager. Next, 212-24 is a resolution for signatory authority. This is for quick claim of a portion of a utility easement in the Three-Chop District. Mr. Anthony. Thank you once again, Mr. Manager, Mr. Chairman, honorable members of the board. This board paper authorizes the chairman to execute a quick claim deed releasing any interest the county may have in a portion of utility easement located at 4647 Pouncey Tract Road.

[01:42:33] The owner of the property, encumbered by the utility easement, has requested this action. The county does not need the area to be quit claimed, and there are no county facilities in that area. The Real Property Division has processed this request through the Departments of Planning and Public Works without objection.

[01:42:50] The Director of Real Property recommends approval of the board paper. The county manager concurs. I'll be happy to answer any questions. Thank you. Any questions, colleagues? It's a public hearing. Anyone here to speak to this resolution? Is there anyone on WebEx?

[01:43:07] there's no one to speak to this item all right is there a motion second motion made by ms whitehead second by mr smith all in favor say aye all right any opposed thank you mr manager next mr chairman 213-24 is an ordinance for vacation of building line in this case this property is in the tuckahoe district mr anthony thank you once again mr manager mr chairman honorable members of the board this ordinance will vacate a 30-foot five a 30-foot building line on the side of lot 6 black f in the tuckahoe hill subdivision in the tuckahoe hill tuckahoe district the property

[01:43:45] addresses 7513 parkline drive the owners wish to renovate the rear of their home to create additional space and these improvements were slightly encroached on the existing building line the real property division has processed this request through departments of planning public works and public utilities without objection the director real property recommends approval of the board paper county manager concurs i'll be happy to answer your questions thank you any questions says a public hearing is there anyone here to speak to this particular ordinance is there anyone

[01:44:20] on webex there's no one to speak to this item thank you any uh is there a motion move move the ordinance second a motion made by mr roger second by mr smith all in favor say aye any opposed thank you mr manchel next mr chairman 214-24 is an ordinance in this case vacation of a portion of a right-of-way on a property in the Verona District. Mr. Anthony. Sir, thank you once again, Mr. Manager, Mr. Chairman, honorable members of the board. This ordinance would vacate a portion of an unimproved right-of-way between lot 20, block 12, and lot 1, block 6, and section A of the Larchmont

[01:44:57] subdivision. The owners of the adjoining parcels have requested this vacation to increase the size of their lot with plans to develop the parcels in the future. This location is just west of the airport the real property division has processed this request this requested vacation to the departments of planning

public works and public utilities without objection the director of real property recommends approval of the board paper county manager concurs i'll be happy to address any questions colleagues any questions all right this is a public hearing anyone here to speak to

[01:45:32] this ordinance seeing none is there anyone on webex there's no one to speak to this item so move the ordinance motion been moved by myself second by reverend cooper all in favor say aye Any opposed? Thank you. Mr. Manager. Next, Mr. Chairman, is a resolution for signatory authority.

[01:45:50] This is extension of lease to Westwood East End Pharmacy. This is for our East End mental health facility. Mr. Anthony. Thank you once again, Mr. Manager, Mr. Chairman, honorable members of the board. This board paper authorizes the county manager to execute an amendment extending the county's lease of 432 square feet, a portion of the Henrico area of mental health and developmental services east center to westwood east and pharmacy the new lease term would be for one year term beginning february 1 2025 with the option to renew for up to four additional

[01:46:26] one-year terms unless the contract between the organization and westwood pharmacy is not renewed or is otherwise terminated director of real property and the executive director of henrico area mental health and developmental services recommends approval for paper the county manager concurs so i'll be happy to address any questions you gotta you you boring uh reverend cooper heavy slate tonight mr thank you make your presentation a little bit more interesting are there are there any questions all right this is a public hearing is there anyone here to speak

[01:47:02] to this particular item uh this is a um is there anyone on webex there's no one to speak to this item okay thank you so move the resolution second all right motion been made by myself second by Reverend Kubal, in favor say aye. Aye. Motion. I mean, anyone opposed. Motion passed. Mr. Manager.

[01:47:23] Next, Mr. Chairman. We go into public comments. I don't have anyone that has signed up to address the board this evening. Is there anyone that wishes to do so in the room? Yes, ma'am, if you would go to the podium in the back. Ms. Davis, while this individual is coming up, do we have anybody on WebEx? There's no one to speak on WebEx. Okay. My name is Courtney White, and I live on

[01:47:59] Dumbarton Road. Good evening members of the Board of Supervisors. I'm the owner of Intermission Beer Company, a local brewery in Glenallen that's been proudly serving the community for nearly seven years. We opened in 2017 and transitioned to offering food in 2021, which brought us under the Henrico Meals Tax umbrella. I also live in the lakeside area of Henrico. Henrico's Meals Tax system presents a challenge for breweries and restaurants like mine. While we appreciate the importance of this revenue stream for our county, the current structure, which taxes entire orders

[01:48:37] when a beverage or snack accompanies a meal, creates significant difficulties. As problem lies with most point-of-sale systems or POS systems, they struggle to handle the nuanced rules of Henrico's meals tax. Ideally, the system should automatically differentiate between taxable meals with beverages and snacks and standalone non-taxable items. Unfortunately, this functionality is often missing, forcing staff to manually adjust transactions, which is time-consuming

[01:49:11] and prone to errors. This complexity isn't just an intermission issue. It's widespread concern across Henrico's food establishments. I've observed and have examples of the inconsistencies of how tax is applied, with some restaurants taxing everything and others only taxing meals.

[01:49:33] This inconsistency creates confusion for both businesses and customers. To address this, I reached out to the Henrico Revenue Division. While simplifying the tax to include everything seems like a potential solution, the possibility of a Class III misdemeanor penalty for knowingly doing so is a significant deterrent. Therefore, I propose we explore modernizing the Henrico Meals Tax System. It's been 10 years since its implementation in February 2014. A streamlined approach, either taxing everything or only taxing meals, would benefit both businesses and the county.

[01:50:12] Businesses would have a clearer system to follow, reducing errors and ensuring accurate tax collection. The county, in turn, would benefit from consistent reporting and potentially increased revenue. This modernization would bring Henrico's meals tax in line with other localities in central Virginia. This consistency would be a welcome change for businesses operating across county borders, simplifying tax collection, and ensuring a level playing field. Thank you for your time and consideration. I'm confident that by working together, we can find a solution that benefits everyone. I'm happy to answer any questions that you might have. Ms. White, thank you so much. I

[01:50:52] received your email. Thank you. And our Director of Finance is to my right. Okay. I've reached out to her and she has been researching this issue. Okay. And I'd asked her this week, actually she was going to reach out to you this week because she's been working on that. Because from my understanding, it's bigger than the county. It's how it is on the state level. And we're trying to figure out how we can get some rectification that assists you. So Ms. Sheila, mine is going to come me right now she's going to speak to you quickly and then she's going to be following up with you thank you i appreciate it thank you very much reach back out to me will you do thank you i appreciate it thank you thank you uh is there anyone else that wishes to address the board this

[01:51:31] evening in the room all right mr chairman uh seeing no one we would move into the general agenda uh the first item is to initiate consideration of amendments to the 2026 comprehensive plan mr emerson thank you mr manager mr chairman members of the board you'll recall i mentioned this to you at our work session prior to the previous meeting uh that would be that we would be bringing this board paper forward but this board paper would initiate the planning department's preparation of amendments to all elements of the 2026 comprehensive plan for review by the planning

[01:52:10] commission recommendation to the board this update process called henrico next will develop amendments to the plan contemplating growth in the county through 2045. The planning department has held a number of work sessions with the planning commission and board of supervisors to discuss background reports and public engagement exercises completed in preparation for the next phase of the plan update process. The recommended amendments would incorporate the findings of these background reports and public input and additional community engagement seeking feedback on drafted materials will occur prior to formal

[01:52:48] consideration by the commission and board. The director of planning recommends approval of this board paper and the county manager concurs. Thank you Mr. Emerson. Colleagues, any questions? No questions. Is there a motion to the resolution? Second.

[01:53:07] Motion made by Reverend Cooper. Second by Mr. Rogus. All in favor say aye. Aye. Any opposition? Motion passed. Mr. Manager. Next, Mr. Chairman. 217-24 is the resolution for signatory authority. This is for lease of office space for the new Outreach and Engagement Agency.

[01:53:25] And the space is in the Brooklyn District. Mr. Anthony. Thank you, Mr. Manager, Mr. Chairman, honorable members of the board. This board paper authorizes the county manager to execute a lease with Marwaha Real Estate, LLC, for approximately 5,133 square feet, located at 1950 East Parham Road.

[01:53:43] The county will use the lease premises as office space for the Outreach Engagement Agency. The monthly rent will be \$8,555 per month for the first year. The lease will be for an initial term of seven years, commencing on or about August 1, 2024, and ending on or about July 31, 2031.

[01:54:04] The Deputy County Manager for Community Affairs and the Director of Real Property recommend approve of the board paper. The County Manager concurs. I'll be happy to answer any questions. Questions, colleagues? Mr. Manager, I think you may have mentioned it as earlier.

[01:54:21] We're going to, I mean, we've had engagement outreach work happening, but this is an opportunity to put everybody under one roof and get some cohesion that way. Yes, sir. And Deputy County Manager Monica Callahan-Smith will be leading the effort, and we hope to have a tour of the new space soon for the board.

[01:54:48] All right. Is there a motion to? Yes, sir, Mr. Chair. Move the resolution. All right. Motion made by Mr. Smith. Second by Ms. Whitehead. All in favor, say aye. Any opposed? Thank you, Mr. Mantra. Next, Mr. Chairman, this was also discussed at work session.

[01:55:04] This 218-24 is a resolution for approval of electronic participation policy. The board has such a policy. Mr. Newby, we're putting this before the board now because of changes made in the General Assembly that went into effect, and you feel that it is appropriate for the board to revalidate this policy at this point in time?

[01:55:26] That's correct, sir, Mr. Chair, members of the board. So the updated electronic participation policy takes full advantage of what the new state law allows as of July 1. And I would remind the board, as we discussed in work session two weeks ago, that the board will have to review this policy annually if it would like to keep it in place, and we would propose doing so each January.

[01:55:44] Thank you, sir. Questions, colleagues? So move to resolution. Second. Motion made by myself, seconded by Reverend Kubal. In favor, say aye. Aye. Any opposed? Thank you, Mr. Manager. Next, Mr. Chairman, the next four items, I'm going to ask Mr. Newby to walk the board through 219-24 all the way to 222-24 come about, ordinance changes or resolutions that come about because of changes made in the General Assembly that become effective July 1.

[01:56:14] Mr. Newby? Yes, sir. So the first item is the introduction of an ordinance to exempt from personal property taxation certain farm machinery equipment and implements by amending the county code the public hearing for this item would be august 13th 2024 point of fact that the county already administratively has not been taxing these particular items but given the new authority in state law we felt it appropriate to update our county code to conform to that new authority so 219-24 is being brought forward because of us lining up with state law precisely so yes so this

[01:56:52] has nothing to do with Henrico County policy. This is state law that we're just trying to make sure that we're lining up with. Yes, sir. For this item and this item only, however, this one is optional. The board of supervisors does not have to adopt this one. This is an optional exemption. Okay. All right. But staff recommends the adoption of this particular ordinance and this would be the introduction. All right.

Thanks. So you want to go through all of them or you want me to, well, hold on. So did you want him to brief at all or you want to say oh okay vote as you go okay and Andrew will do the briefings all right questions

[01:57:30] for this introduction of ordinance all right need a motion so moved second all right motion made by mr. roger second by mr. smith all in favor say aye aye any opposed thank you mr. chair members of the board this next item is a resolution so not an introduction of ordinance for the adoption of updated procedures for construction management and design build contracts to conform to changes in state law. This is a mandatory change for you to keep your procedures for construction management and design billed contracts. The board would be required to approve this resolution. I'd be happy to answer any questions. Questions, colleagues?

[01:58:08] Is there a motion? So moved, sir. Second. Motion made by Mr. Smith. Second by Mr. Rokas. All in favor, say aye. Aye. Any opposed? Thank you. The next item is an introduction of ordinance to comply with changes in state law regarding disconnections of water and sewer service by amending the county code related to overdue bills and discontinuance of service. This board paper introduces it for advertisement public hearing on August 13th. It conformed to changes that took effect July 1, 2024. This was discussed in work session as with the other items on June 25th.

[01:58:41] You'll recall that the changes are when the temperature is forecasted to be 92 degrees or above or certain days of the week or when there's a certain declared states of emergency. The Department of Public Utilities will not be disconnecting services. I'd be happy to answer any questions. All right. Is that a motion? All right. Motion made by Ms. Whitehead, seconded by Reverend Cooper. All in favor, say aye. Aye. Any opposed? Thank you. And finally, the last introduction of ordinance is to comply with changes in state law regarding verification of compliance with general construction permits by amending the county code. This would be a public

[01:59:16] hearing again on August 13th to comply with changes that took effect July 1. The new state law requires the county, as opposed to the property owner, to verify that a land disturbing activity is covered under the county's general construction permit that is a very minor change i should note and i'd be happy to answer any questions questions is there a motion second all right motion made by reverend cooper second by mr rogers all in favor say aye any opposed thank you next mr chairman 223-24 is a resolution for signatory authority this is for an agreement with the central virginia

[01:59:53] transportation authority for regionally funded projects mr hughes all right thank you mr manager Mr. Chair, members of the board, good evening. The Department of Public Works has negotiated an agreement with the Central Virginia Transportation Authority, or CVTA, under which the county will construct a single-lane roundabout at the intersection of Route 60, East Williamsburg Road, Route 33, East Nine Mile Road, and Bueller Road.

[02:00:18] The project includes sidewalk connections along the north side of Route 60 and both sides of Nine Mile Road, and relocation of a GRTC bus stop to East Nine Mile Road from West Street. The estimated cost for the design right-of-way in construction of the project is \$5.5 million, and CVTA will reimburse the county up to \$3 million from regional funding, and the county will use a combination of the already \$689,000 in federal funds that we've received and local funds for the remainder of the project costs.

[02:00:50] The Director of Public Works recommends approval of the board paper and the county manager concur, so I'd be happy to answer any questions on this one. Questions, colleagues? Mr. Hughes,

how much is going toward, um, 33 is nine miles, right? 33 is nine miles, yes. How much money is going toward that, you know?

[02:01:07] Oh, on the road total? No, well. Oh, for this. Yeah. Uh, no, just, just, that's all towards the inner, the intersection improvement altogether. Okay. So, it would, it's all inclusive. Yeah, so totally unrelated, 33 is VDOT responsibility, but we, we work together and partner.

[02:01:25] Anything with a number on it is a state road. Yes, sir. That's correct. And state responsibility. So we got a resident who I think you even talked to, I can't remember her name, but is like trying to press us about taking care of this. But really it's a VDOT responsibility.

[02:01:43] But things are happening because of CVTA, not working with VDOT, et cetera. Yes. Yeah, so we're very active. So we, I mean, it's in the county. So even though it's a VDOT road or a county road, we pursue funding, grant funding, federal funding, and regional funding.

[02:01:58] I just want to be on the record saying that. So, so, so move the resolution. All right. Moved by myself. Seconded by Reverend Cooper. All in favor, say aye. Aye. Any opposed? Thank you. Next, Mr. Chairman, resolution against signatory authority again with CVTA. In this case, for Route 5 and New Osborne Turnpike.

[02:02:16] Mr. Hughes. Thank you. The Department of Public Works has negotiated an agreement with the CVTA under which the county will conduct an updated corridor study in support of an improved two-lane roadway with bike and pedestrian accommodations as well as environmental studies consideration of phasing engineering design and development of cost estimates on osborne turnpike slash new market road or route five between new osborne turnpike and midview road and on new osborne turnpike between osborne turnpike and williamsburg avenue in the city of richmond the study will include

[02:02:54] an analysis of proposed improvements at the intersection of williamsburg road and hatcher Street, which is in the city, and the intersection of Osborne Turnpike and New Osborne Turnpike. The estimated cost of the corridor study and preliminary engineering for the project is \$4 million, and CVTA will reimburse the county the full amount from regional funding.

[02:03:15] And if the county needs additional funding, we would have to provide that. But the Director of Public Works recommends approval of the board paper, and the county manager concurs, so I'd be happy to answer your questions on this one. extensive conversation about this in cvta um there is no attempt to try to four lane new osborne turnpike this is two lanes new osborne turnpike with a middle turn lane um the bridge is going to be built for four lanes um but it's going to be a two-lane bridge so just last time this conversation came up you know community members were freaking people out in murray hill that's not what this is

[02:03:54] about so um this is just to give us um alternatives to um get people in and out of the county into the city and from the city into the county so so move the resolution all right um motion made by myself second by rovin kupal in favor say aye any opposed thank you mr mantra next mr chairman 225-24 is a resolution award of contract in this case annual contract for small capital improvement projects Mr. Hughes. Thank you. This board paper awards a contract for construction of small capital

[02:04:30] improvement projects to Blakemore Construction Corporation. The contract consists of construction of various types of small capital improvement projects such as road turn roads turn lanes sidewalks multi-use trails bus pads and roadway reconfigurations throughout the county as needed and

requested by the county engineer. The county received four bids on this and based upon a review the bids blakemore is the lowest responsive and responsible bidder uh the director of public works and the purchasing director recommend approval of the board paper and the county manager concurs

[02:05:03] so i'd be happy to answer any questions on this one questions is there a motion all right motion made by ms whitehead second by reverend cooper all in favor say aye any opposed thank you mr manager 226-24 is the resolution for acceptance of roads in vaughn heights which is in fairfield Mr. Hughes.

[02:05:23] This board paper would accept .08 miles of Hawthorne Avenue into the county road system for maintenance. The Director of Public Works recommends approval of the board paper and the county management control. Happy to answer any questions on this one. Is that a motion? Second. A motion made by Reverend Cooper, second by Ms. Whitehead.

[02:05:42] All in favor, say aye. Aye. Opposed. And finally. Final item on the agenda, 227-24 is a resolution for approval of participation in proposed settlement of opioid-related claims. Kroger, and related corporate entities.

[02:05:58] Mr. Newby, this is in keeping with a number of other approvals that the board has given you and the administration to continue to generate or obtain payments from these settlements, correct?

[02:06:15] That is correct, sir. Mr. Chairman, any other questions by members of the board on this item? Is there a motion? I move. Second. All right, motion made by Reverend Cooper, seconded by Mr. Smith. All in favor, say aye. Say aye. Any opposed?

[02:06:32] Alright, is there anything else, Mr. Manchin? Yes, sir. Colleagues, anything else? Meeting adjourned.



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