CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 2.

Subject:

County Administrator's Comments

County Administrator's Comments:

County Administrator: LBR

Board Action Requested:

Summary of Information:

Mr. Ramsey will make a presentation on the Gravesham twinning trip the county delegation made on July 11-18.

Preparer: Amanda Chenault Title: Chesterfield 2007 coordinator

Attachments: ■ Yes ☐ No

#000001

Chesterfield County

Gravesham Borough Twinning Trip July 11-18, 2006

Providing a FIRST CHOICE community through excellence in public service

200002

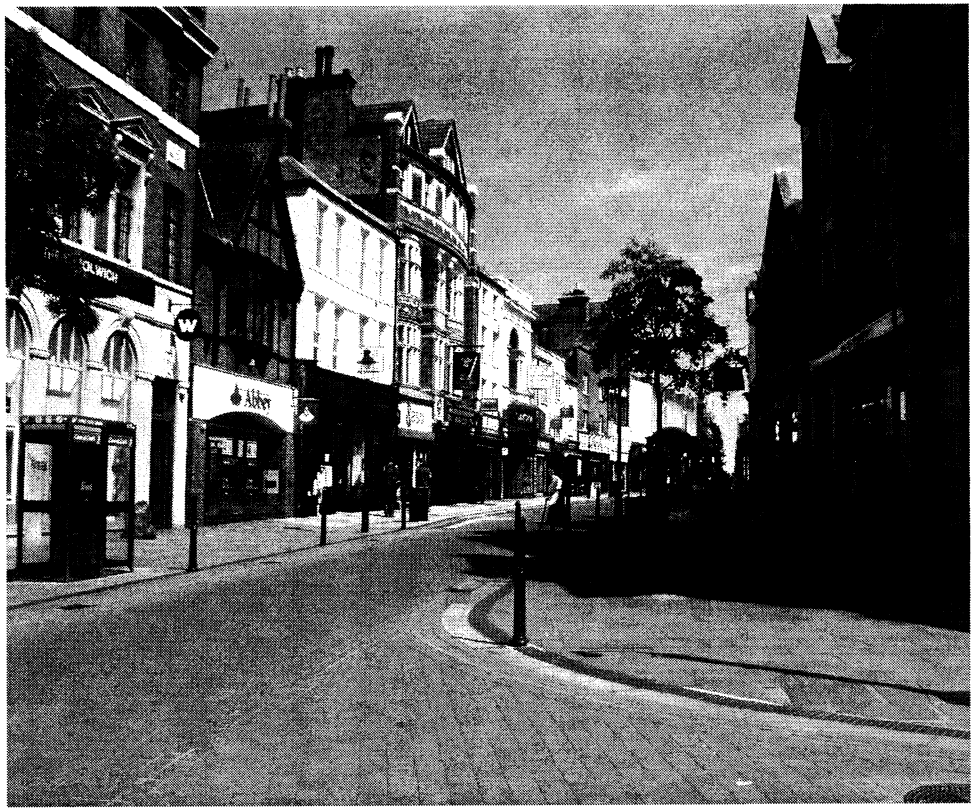
July 2006 delegation visit

- This is a collaborative effort with the Chesterfield County Historical Society. They donated $2,000 to help with the cost of the trip, and will be involved through the Heritage Alliance in promoting and furthering the relationship.
- Chesterfield County delegation visited Gravesham to discuss the future objectives of the twinning relationship
  - Best business practices
  - Economic Development
  - Tourism
  - Education

000003

Best Business Practices

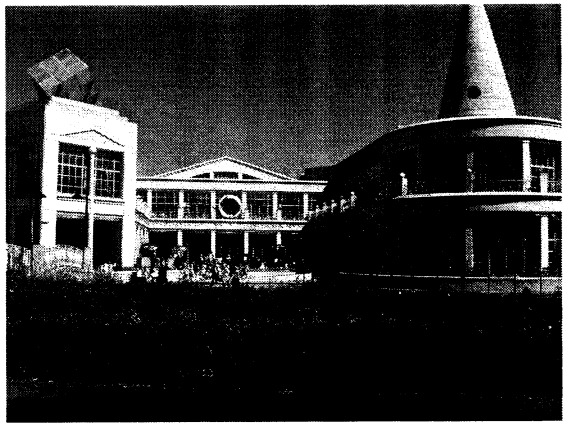
- Best business practices
  - Programs within Chesterfield County
    - Chesterfield University
    - Chesterfield County Quality System
    - Cultural Diversity
      - Hispanic outreach
  - Programs within Gravesham Borough
    - Gravesend Town Center Initiative
    - Towncentric
    - Kent Thameside



000004

Economic Development and Regeneration Services

- Will Davis met with specific organizations and developed several promising leads for future development in Chesterfield County
- Comparison between the two localities with regeneration and revitalization plans
  - Bluewater shopping center
    - Built in quarry
  - Chester Village, Ettrick and Jefferson Davis corridor



Bluewater shopping center in Gravesham, England.

000005

Tourism

- Sharing information on print products that can easily and quickly be distributed
- Discussions of doing a new twinning brochure
  - Public Affairs would take the lead on designing the product
  - Printing cost would be shared
- Tourism opportunities for both localities
  - New direct flight between Norfolk International Airport and Kent International Airport
  - Allow for easy travel between Gravesham Borough and Chesterfield County
  - Work with local tour operators on specialized packages
    - Jamestown/Williamsburg
    - Washington, D.C.
    - Civil War

000006

Education

- Ongoing student exchanges
  - Preliminary meetings about schedule for next year's student visit
- Teacher exchanges
  - This fall, 20 Kent County teachers will come to Chesterfield County as part of the International Development Program sponsored by the British government

000007

Chesterfield County Student trip

- 20 students and chaperones traveled to Gravesend July 11-20
  - Lived with host families
  - Traveled to schools
  - Visited regional historic sites

000003

Future visits in 2007

- A student delegation of about 25-30 students from Gravesham will visit the area during the spring of 2007.
  - Mid-April
    - Visit sites around the county and state
- A government delegation will visit in May 2007 to participate in 2007 events.
  - Henricus Historical Park Godspeed Event
    - May 25-28
- A twinning group consisting of twinning members would like to visit the area next year to coincide with the 2007 events

000009

Chesterfield 2007 signature events

- Talking with the Virginia Indians about their possible participation in the below events
  - Henricus Historical Park Godspeed event
    - May 25-28, 2007
  - Pocahontas State Park Performance series
    - June 9, 2007
  - Eppington Wine festival
    - October 6 or 7, 2007

000019

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 5.A.

Subject:

Resolution Recognizing the 100th Anniversary of the Petersburg Baptist Association

County Administrator's Comments:

County Administrator:

Board Action Requested:

Adoption of the attached resolution.

Summary of Information:

Mr. King requested that the attached resolution be adopted recognizing the 100th anniversary of the Petersburg Baptist Association. Dr. Alex Roberts, Moderator for the association will be present to accept the resolution.

Preparer: Janice Blakley Title: Deputy Clerk to Board of Supervisors

Attachments: ■ Yes ☐ No

#000011

RECOGNIZING THE 100TH ANNIVERSARY
OF THE PETERSBURG BAPTIST ASSOCIATION

WHEREAS, the Petersburg Baptist Association was formed in 1906 and is celebrating its 100th anniversary in 2006; and

WHEREAS, the Petersburg Baptist Association has been a part of Chesterfield County for many years and has contributed to the development, growth, and mission of Chesterfield County; and

WHEREAS, the Petersburg Baptist Association has ministered to the citizens of Chesterfield County in both prosperous times and times of need; and

WHEREAS, the Petersburg Baptist Association is part of the community of God and the community of this locality.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 23rd day of August 2006, hereby congratulates the Petersburg Baptist Association on its 100th anniversary on September 10, 2006 and looks forward to working with the association in the future as they begin their second centennial anniversary in Chesterfield County, the Commonwealth of Virginia, and the United States of America.

AND, BE IT FURTHER RESOLVED that a copy of this resolution be presented to the Petersburg Baptist Association and that this resolution be permanently recorded among the papers of this Board of Supervisors of Chesterfield County, Virginia.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 5.B.

Subject:

Resolution Recognizing John R. Morgan, Ph.D. Upon His Retirement

County Administrator's Comments:

County Administrator:

Board Action Requested:

Staff requests the Board adopt the attached resolution.

Summary of Information:

Staff requests the Board adopt the attached resolution recognizing John R. Morgan, Ph.D. for 30 years of service to Chesterfield County.

Preparer: George E. Braunstein Title: Director, Dept. of MH/MR/SA

Attachments: ■ Yes ☐ No

000013

RECOGNIZING JOHN R. MORGAN, Ph.D. UPON HIS RETIREMENT

WHEREAS, Dr. John R. Morgan retired on August 14, 2006 after providing thirty years of dedicated and faithful service to Chesterfield County; and

WHEREAS, Dr. Morgan began his career with the Chesterfield County Department of Mental Health Support Services on August 2, 1976 as a Psychologist III; served as Chief of Service II, Mental Health/Mental Retardation Services Manager, Chief of Prevention Services, Chief of Clinical Services, Assistant Director of Mental Health/Mental Retardation and, lastly, as Strategic Leader for Clinical Services; and

WHEREAS, Dr. Morgan founded and created comprehensive primary prevention programs recognized as models for community services boards throughout the state; is recognized as a state and national leader in the prevention field, received two national awards, and advanced the cause of primary prevention via professional writing, speaking and training; and

WHEREAS, Dr. Morgan is a recognized leader of a comprehensive mental health/substance abuse service system, where he led in the development and expansion of services to vulnerable populations, including children with serious emotional disturbance and adults with serious mental illness; and

WHEREAS, Dr. Morgan served as a leader in the development of collaborative programs with Chesterfield Schools and with the Adult Drug Court; and

WHEREAS, Dr. Morgan served with distinction on multiple interagency task forces and coalitions including the multi-disciplinary child abuse team, Community Criminal Justice Board, and was active in regional and state mental health/substance abuse organizations, including years of dedicated service on the Virginia Association of Community Services Board Public Policy Committee; and

WHEREAS, Dr. Morgan served on many county project teams, including the Chesterfield University development team; successfully managed the project that built the new Chester House, which was a long-term dream of many families, consumers, and staff; and is a practical, logical problem solver whose consultation is sought out by many within the department and outside the county; and

WHEREAS, Dr. Morgan will be sorely missed for his professional contributions as a champion for the rights, dignity, and service needs of children and adults with mental illness, and for his commitment to the high quality of services provided to those served by the Chesterfield Department of Mental Health Support Services.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 23rd day of August 2006, publicly recognizes the contributions of Dr. John R. Morgan, and extends its appreciation for his thirty years of dedicated service to the county, congratulations upon his retirement, and best wishes for a long and happy retirement.

AND, BE IT FURTHER RESOLVED, that a copy of this resolution be presented to Dr. Morgan, and that this resolution be permanently recorded among the papers of this Board of Supervisors of Chesterfield County, Virginia.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.A.

Subject:

Annual Cash Proffer Information, Adoption of Maximum Per Dwelling Unit Cash Proffer for Fiscal Year 2007 and Policy Change

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

After a brief presentation, the Board is requested to set the maximum cash proffer amount per dwelling unit for FY2007, adopt the Marshall & Swift Building Cost Index increase for existing cash proffer cases, and approve an amendment to the cash proffer policy.

Summary of Information:

Staff annually calculates the per residential dwelling unit impact of development on select capital facilities and evaluates the Board's cash proffer policy for possible amendments. These findings are reviewed with the Board and the Board sets a maximum per dwelling unit cash proffer amount for the coming fiscal year. Since inception of the legislated authority to accept cash proffers, the Board has from time to time amended its policy and revised its maximum per dwelling unit cash proffer amount that can be accepted from applicants seeking to rezone property.

In 2005, staff presented a change in the school calculation that reflected the impact resulting from the average number of students in the newest households rather than the historical method of using average students per all households.

Preparer: Allan M. Carmody **Title:** Director, Budget & Management

Attachments: ■ Yes ☐ No

#000015

Summary of Information (continued)

The Board did not approve that methodology change and asked to revisit the issue with this year's update.

The FY2006 maximum cash proffer is $15,600 per dwelling unit, set in October 2005. The FY2007 calculated impact is $22,721 per dwelling unit.

The increase is attributed to the road and school components of the cash proffer. The school impact figure has been calculated using the average number of students per household in the newest households rather than all households in the county. The change in the road cost is due primarily to reductions in state funding for road construction and increased costs of road projects.

The Board could adopt a maximum acceptable amount up to the calculated costs of $22,721 per dwelling unit. Staff is recommending a maximum amount of $22,600 per dwelling unit.

In addition, staff recommends that the Board adopt the Marshall & Swift Building Cost Index increase of 7.3% for cash proffer cases already approved. This increase is reflective of the trends in the building construction market.

With respect to policy issues, the Board's current policy allows for flexibility when evaluating cases with unique circumstances such as reduced impacts from elderly housing projects. The Planning Commission has recommended that you discontinue accepting proffers for age restricted/ targeted dwelling units. This recommendation is made primarily to address challenges with enforcing such conditions over time. While staff agrees the enforcement aspects of age-restricted proffers can be challenging, we do not view this issue as a significant revenue issue. We would however, recommend that you consider adjusting your practices to discontinue granting a credit for school impacts when proffered conditions due not include age-restricted language. You have begun to see cases seeking a credit to school impacts based on numbers of bedrooms in a dwelling unit and restrictions on playground amenities, stopping short of age-restrictions in accordance with the fair housing laws.

The number of students per household is insignificantly affected by age-restricted houses. Staff continues to support maintaining flexibility in your policy and feels that it is appropriate to offer a credit on cases with age-restricted language. The manner in which the proffer condition is written however could be modified to address the enforcement concern.

Summary of Information (continued)

One other minor policy revision consists of incorporating Cosby High School into the spending districts. Staff recommends that district two be revised to be defined by the attendance boundaries for Clover Hill, Manchester, Matoaca, and Cosby high schools.

Annual Cash Proffer Update

August 23, 2006

Board of Supervisors

000018

Summary Statistics (As of June 30, 2006)

- $214.8 Million Proffered to Date
- $ 37.7 Million Collected
- $ 30.7 Million Appropriated*
- 26,470 Lots Created with Cash Proffers
- 7,962 Lots Paying Cash Proffers

*Includes FY07 Adopted CIP

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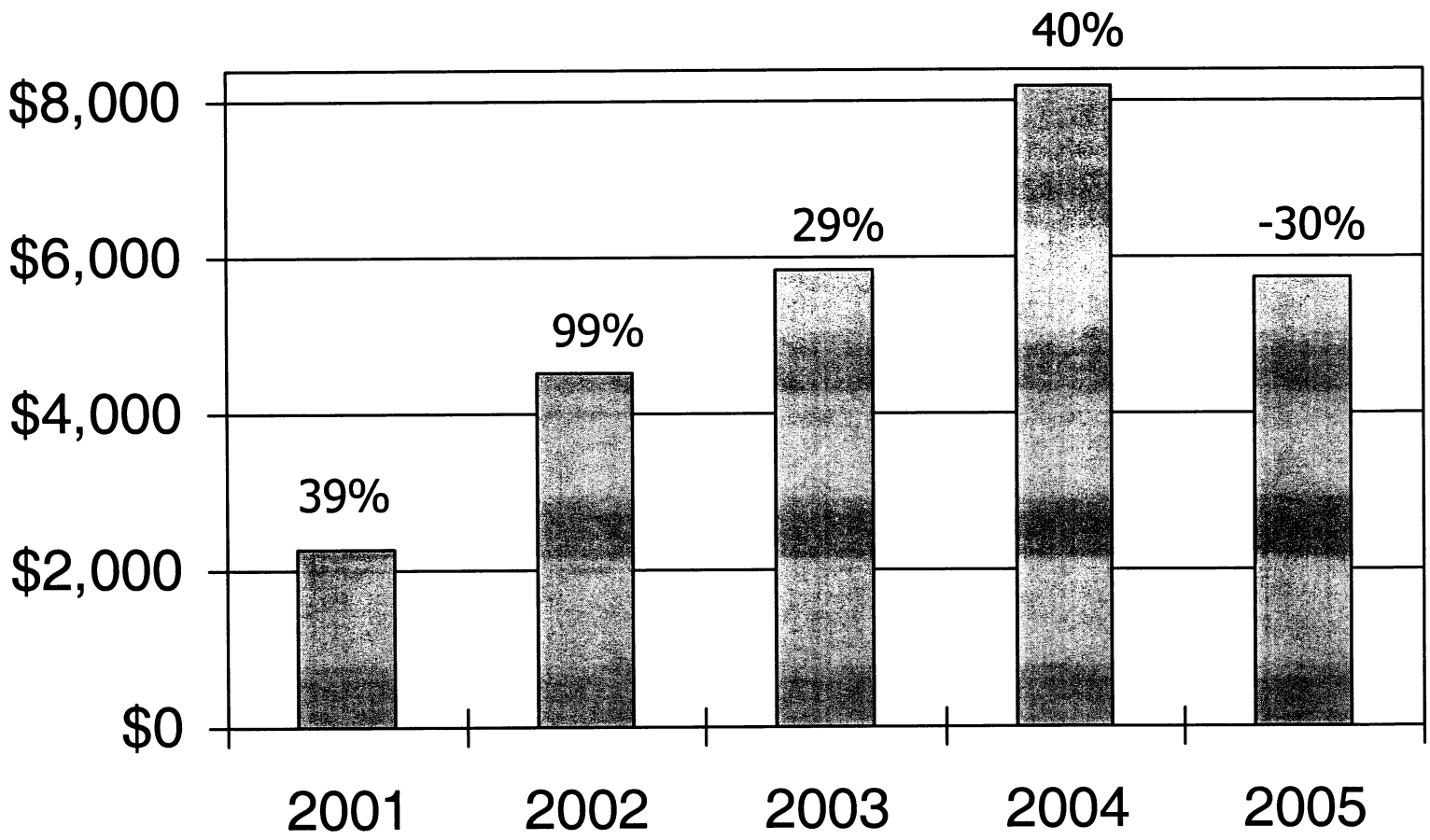
Annual Collections ($000, Calendar year)



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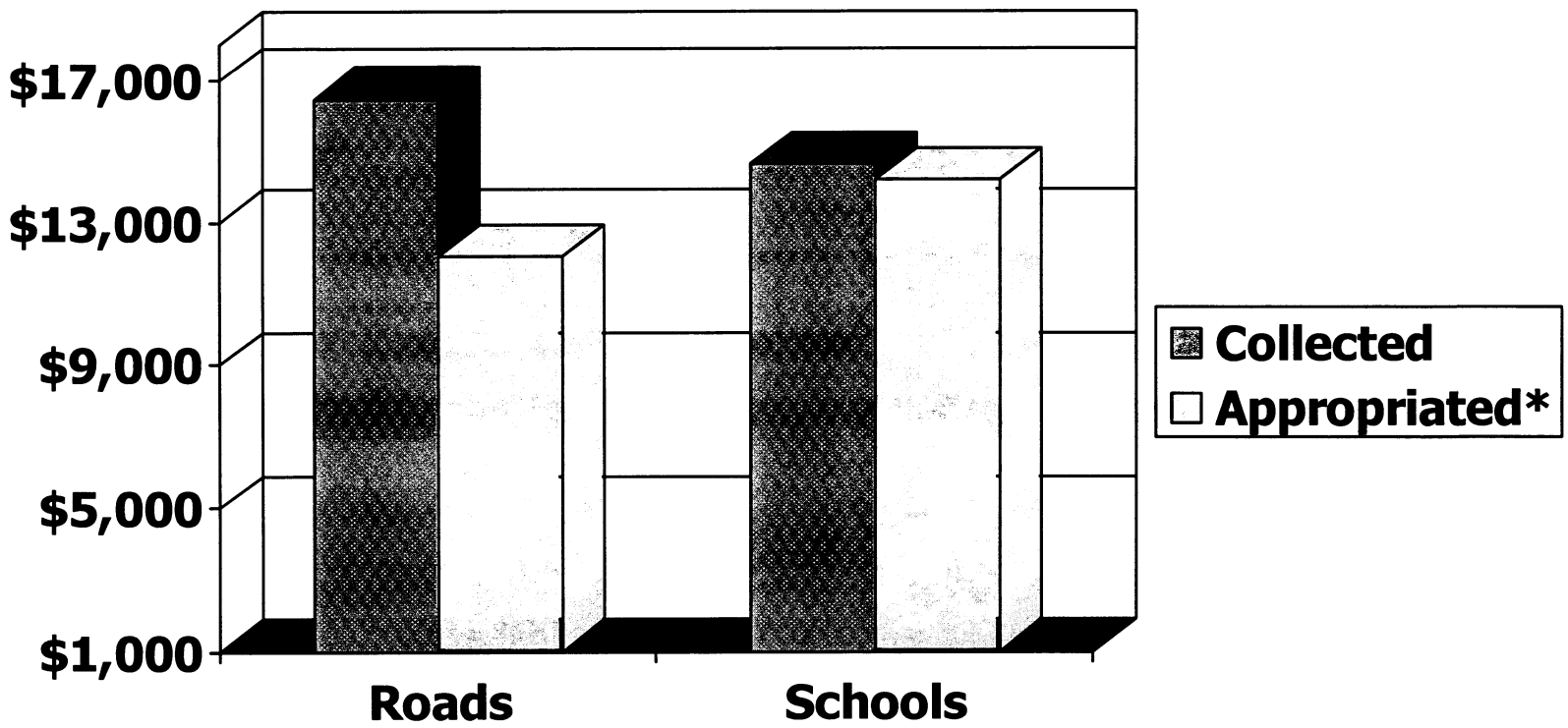
Collections/Appropriations by Category (Life to Date @ 6/30/06 in $000's)



*Includes FY07 Adopted CIP

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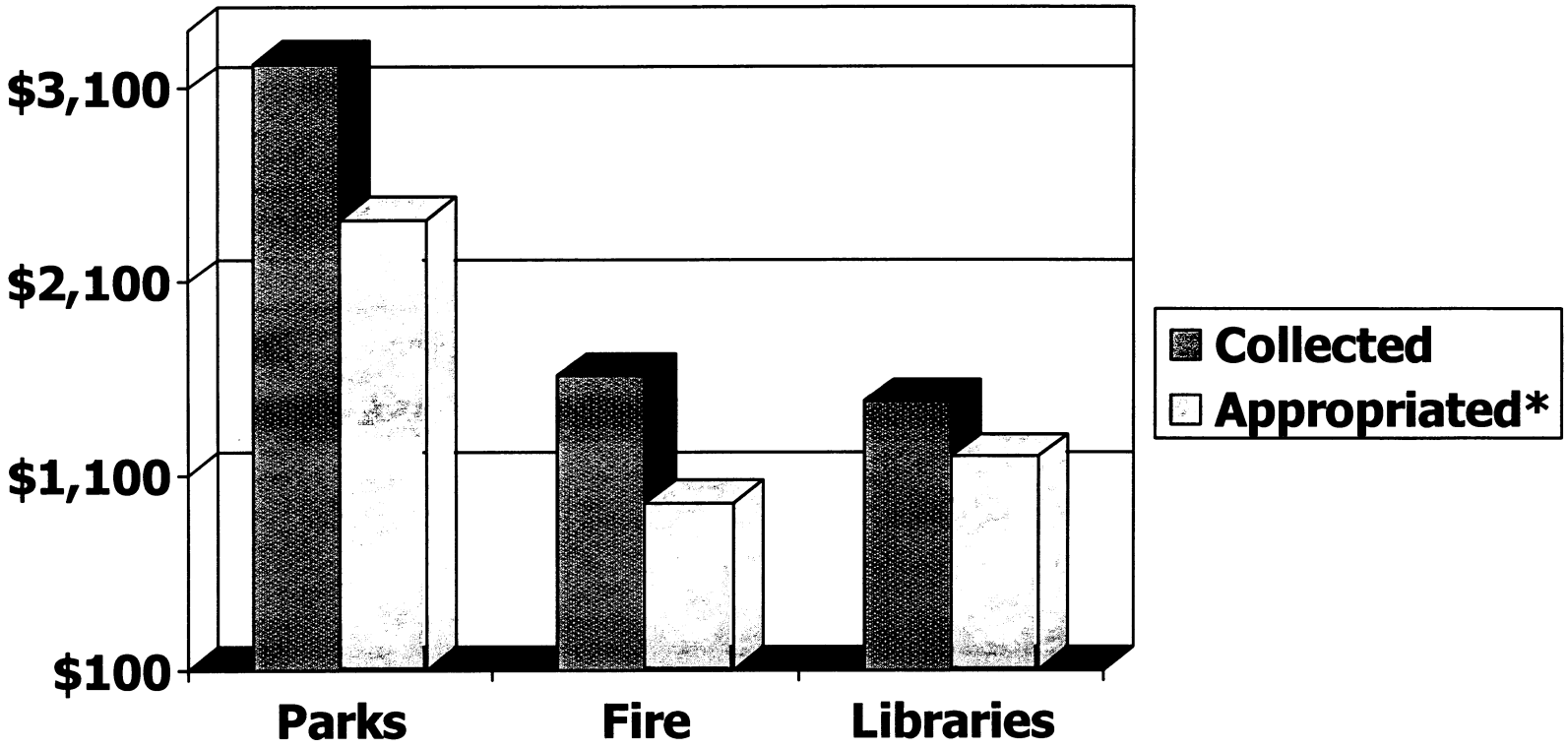
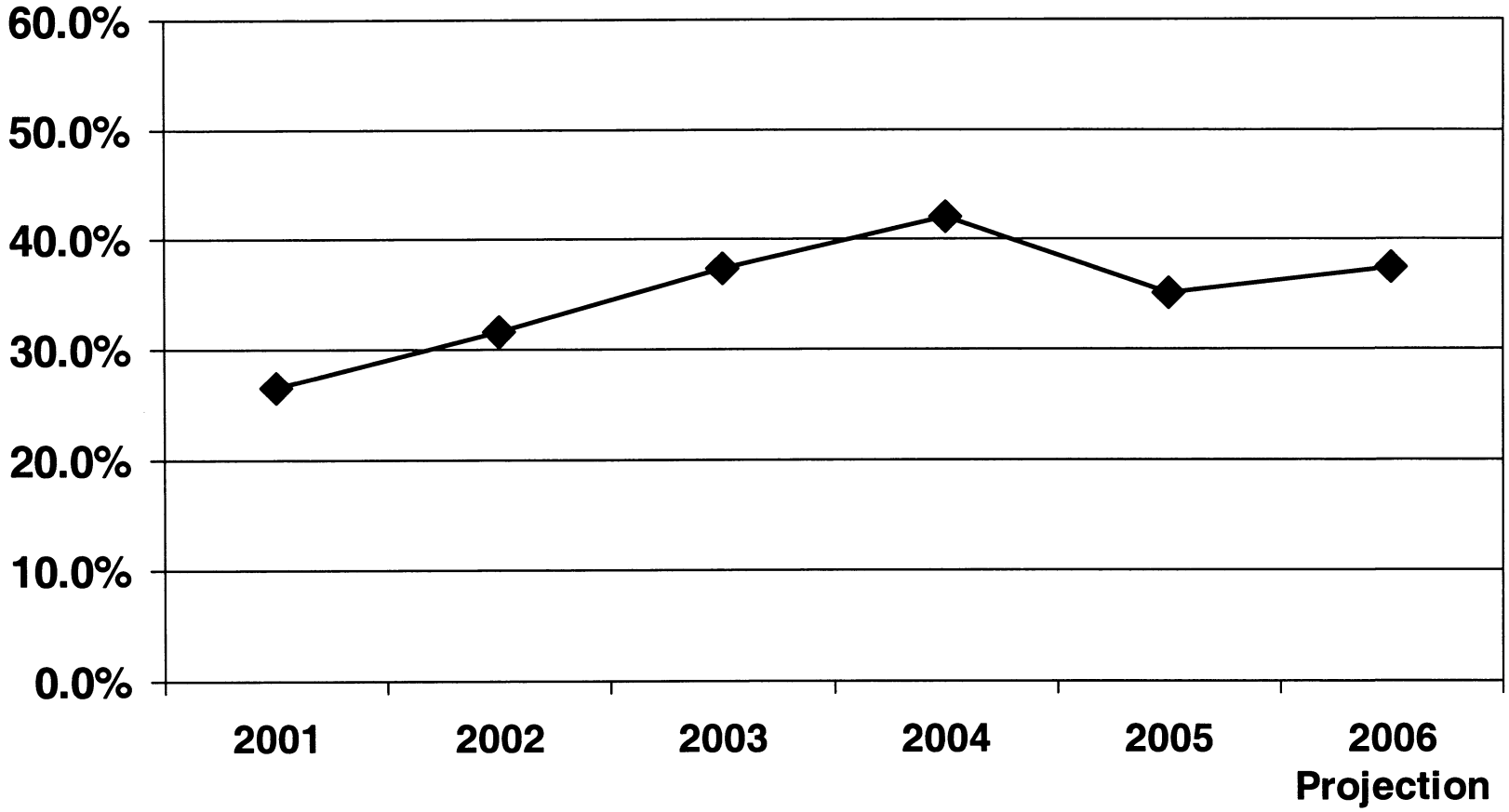
Collections/Appropriations by Category (Life to Date @ 6/30/06 in $000's)



*Includes FY07 Adopted CIP

Units Paying Proffers (Calendar year)



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Historical Perspective

	Proposed FY2006 (July 2005)	Adopted FY2006 (October 2005)	Proposed FY2007
Schools	$7,225	$5,348	$8,634
Parks	604	604	612
Libraries	349	349	318
Fire Stations	405	405	409
Roads	8,942	8,942	12,748
TOTAL	**$17,525**	**$15,648**	**$22,721**
Proposed	$17,000	$15,600	$22,600
Students Per Household	.62	.53	.65

000024

School Impact Calculations

Identified fastest growing subdivisions

- Top 15 represent 50% of all new houses

- Determined number of students per new household
  - Range: 0.44 to 1.17 students per new household
  - Average: 0.65 students per new household

- Calculated facility costs based on students per new household - $2,900 increase

000025

Top 15 Subdivisions (students/household)

- Hampton Park (1.17)
- Summer Lake (1.07)
- Longmeadow (.86)
- Bayhill Pointe (.76)
- Cameron Bay (.75)
- Five Forks Village South (.63)
- Stoney Glen South (.63)
- Watermill (.61)
- Qualla Farms (.58)
- St. James Woods (.57)
- Tarrington (.56)
- Collington (.55)
- Edgewater at the Reservoir (.51)
- Charter Colony (.51)
- Walnut Grove (.44)

000026

Road Impact Calculations

Reasons for increase:

- Higher construction costs
- Reduced state funding

000037

Net Cost Trends

	FY2007	FY2006	FY2005	FY2004	FY2003
Schools	$8,634	$5,348	$5,532	$5,970	$4,847
Parks	612	604	789	796	693
Libraries	318	349	404	417	375
Fire Stations	409	405	425	437	401
Roads	12,748	8,942	4,399	$4,310	4,109
TOTAL	**$22,721**	**$15,648**	**$11,549**	**$11,930**	**$10,425**
	Proposed				
Maximum Proffer Amount	$22,600	$15,600	$11,500	$9,000	$9,000
Change Over Prior Year	44.9%	35.7%	27.8%	0.0%	15.4%

000028

Requested Actions

- Adopt policy changes as presented
  - School spending districts
- Set maximum acceptable cash proffer for FY2007
- Adopt Marshall & Swift increase of 7.3% for existing cases

000029

Questions?

000030

CHESTERFIELD COUNTY, VIRGINIA
CASH PROFFER POLICY

A. General Guidelines

1. Pursuant to this policy, staff will (i) calculate the annual net cost of public facilities, (ii) calculate the fiscal impact of a rezoning request that permits residential uses and (iii) administer the collection and expenditure of proffered funds. The Board will accept cash proffers for rezoning requests that permit residential uses in accordance with this policy. However, the Board may also accept cash, land or in- kind improvements in accordance with county and state law. Transportation proffers for non-residential rezonings shall be computed by the Transportation Department on the same basis utilized prior to July, 1989, and at the Board's option, may include cash instead of improvements.

2. Any cash proffer policy must meet a "reasonableness" or "rough proportionality" test, which requires the Board to determine in each zoning case whether the amount proffered is related both in nature and extent to the projected impact of the proposed development on public facilities. Through this policy, staff will be able to recommend a maximum proffer in each case that meets this test of reasonableness.

3. Staff determines the cost of public facilities generated by new growth by relying on the assumption that any revenue derived from growth (residential and commercial real estate taxes, sales taxes, fees, etc.) will pay all the normal operating costs for services to residents of new developments with no funds remaining to pay for the cost of public facilities needed to serve these residents. State and county laws permit the Board to accept cash proffers to fund the public facility needs generated by any new residential development.

4. In determining the net cost per dwelling unit of a public facility, staff relies on countywide averages, where possible. In addition, staff will consider the five components described below, as well as any other unique circumstances of which staff is aware, related to an individual zoning case.

5. To determine how and where a proffer will be spent, the County is divided into geographic or service districts. For facilities which have a Countywide service district, (parks, libraries and fire stations), the proffer may be spent Countywide. For roads and schools, the proffer will be spent within smaller service districts as described below.

6. The following public facilities will be funded by cash proffers: schools, roads, parks, libraries and fire stations. The County does not currently accept cash proffers to fund public facilities such as jails, landfills and other government facilities.

7. A development proposal's impact on capital facilities will be evaluated based on the gross number of proposed dwelling units. When calculating the gross number of dwelling units, staff will:

   a.) use the lesser of average actual recorded lot yields and the number of dwelling units proffered by the applicant and,

   b.) not give credits for those dwelling units permitted under existing conditions of zoning or agricultural lots, and will not consider the transferring of allowable units from other properties.

   The Board may consider development proposals that include substantial upgrades to current design/development standards and ordinance requirements as justification for accepting reduced cash proffer payments for the pre-existing lot yield. Pre-existing lot yields will be calculated using average actual recorded lot yields provided the applicant has not otherwise submitted documentation indicating higher lot yields in conformance with existing ordinances and reflective of site specific physical features.

8. A development proposal's fiscal impact on capital facilities shall be established under the Board of Supervisors' cash proffer policy that is in effect at the time the application is submitted; however, if the Board of Supervisors changes the cash proffer policy while the application is still pending, the revised cash proffer policy shall be applied to the development proposal. A pending development proposal shall be subjected to only one revision, such revision being the first revision following the submission of the application. Cases decided by the Planning Commission prior to July 27, 2005 are exempt from this section.

B. <u>Methodology and Policy Terms</u>

1. There are five "components" involved in calculating what a new dwelling unit will cost the County in terms of providing public facilities. The components are as follows:

a. Demand generators - Staff uses the weighted average of single family and multi-family persons per household (~~2.79 for FY99~~ **2.70 in FY07**) and ***an average number of students per new household*** (~~.56 for FY99~~ **.65 in FY07**) to calculate demand generators (number of people and number of students) associated with a new dwelling unit.

b. Service levels - Staff calculates existing service levels for each type of facility for which a cash proffer will be accepted. Examples of service levels are: 5.53 acres of park land per 1,000 people, 2.34 library books per person, and 99 square feet of space per elementary school child. (Service levels are calculated annually)

c. Gross cost of public facilities. - Staff calculates the gross cost of public facilities. The term gross cost is used because a credit (described in (d) below) for anticipated future revenues from a new dwelling unit will be applied against the gross cost. For example, to calculate the gross cost of park facilities, multiply the average persons per dwelling unit by the cost per acre of park land plus improvement cost per acre of park land times the acres per capita.

d. Credits - Staff calculates a credit to apply against the gross cost for each public facility. Chesterfield has issued and plans to continue to issue general obligation bonds to finance the construction of public facilities. Residents of new developments will pay real estate taxes to the County and a portion of these taxes will go to help retire this debt. So that new dwelling units are not paying twice (once through payment of a cash proffer and again through real estate taxes) a credit is computed.

e. Net cost - Staff calculates the net cost per public facility or maximum cash proffer. This is the gross cost [(B)(1)(c)] per public facility minus the applicable credit [(B)(1)(d)] per public facility.

2. There must be a relationship between the rezoning itself and the need for a public facility. In order to ensure that money proffered by an applicant is used to fund the public facilities necessitated by the development, geographic service areas or districts are established across the County.

a. Since parks, libraries, and fire stations serve the entire County, the geographic service districts for these facilities are determined to be Countywide. Rezoning requests can be analyzed on a countywide basis to determine their impact on these facilities and proffers may be spent to fund these facilities Countywide.

b. Rezoning requests can be analyzed on a countywide basis to determine their impact on schools. In order to ensure that money proffered by an applicant is used to fund the public facilities necessitated by the development, the county is divided into three geographic service districts corresponding to the attendance zones of grouped high schools. District one corresponds to the combined attendance zones for James River, Midlothian and Monacan High Schools, District two corresponds to the combined attendance zones for Clover Hill, **Cosby**, Manchester and Matoaca High Schools, and District three corresponds to the combined attendance zones for Meadowbrook, Bird and Thomas Dale High Schools. Funds collected from a development within a District will be spent on school improvements within that District or for any school improvement that provides relief for the District the development is in.

c. With respect to roads, rezoning requests are analyzed based on two geographic service districts, one north of Route 360 and one south of Route 360, to determine costs and impact. These service districts are used to calculate a road cost per dwelling unit. The Transportation Department has identified 19 traffic sheds across the County and money collected from a development within a particular shed will be spent on road improvements within that shed or on roads that provide relief to that shed.

3. In some instances, a rezoning applicant may wish to mitigate the development's calculated impact on public facilities by dedicating property or doing in-kind improvements in lieu of all or a portion of the cash proffer. For property designated for dedication (excluding roads) staff will follow the County's "Procedure for Acquisition of Private Property for Public Use". The value of donated land generally will be based on the current assessed value of the property, not to exceed the cost per acre used in the calculation of the proffer. The value of improvements shall be the estimated cost as if constructed by a governmental entity. If the dedication or in-kind improvement does not fully mitigate the development's calculated impact on public facilities, then the dedication and/or improvement's value may be applied as a credit against the development's calculated impact on the applicable public facility. The credit cannot exceed the development's calculated impact on the applicable public facility. If the value of the dedication or improvement is more than the calculated impact, the County may pay the difference. Credit for roads may be allowed for off-site land dedication or improvements, as recommended by the Transportation Department.

4. The County will continue to consider any unique circumstances about a proposed development that: (i) mitigate the development's projected impact on public

facilities; and (ii) create a demonstrable reduction in capital facility needs. Unique circumstances may include, but not be limited to, participation in regional road projects and elderly housing projects. Either the county, the zoning applicant or any other person may identify such mitigating circumstances.

5. Payment of the cash proffer for residential development must occur prior to release of a building permit. Timing for dedication of property or in-kind improvements should be specified in the proffer. Cash proffers, property dedications and in-kind improvements must be used for projects identified in the Capital Improvement Program. The Capital Improvement Program is based in part on the County's Public Facilities Plan, which projects long-term facility needs.

6. Cash proffer payments shall be used to fund schools, roads, parks, libraries and fire station capital facilities. Payments shall be expended in accordance with state law.

7. Adjustments in the cash proffer amount may be considered every fiscal year. Staff will recompute net costs based on the current methodology and recommend adjustments. Any adjustments would be effective upon adoption, but no sooner than July 1 of the new fiscal year.

8. The maximum cash proffer that the Board will accept from residential rezoning applicants is ~~$15,600.00~~ **$22,600** per dwelling unit if paid prior to July 1, 200~~6~~7, and ~~$15,600.00~~ **$22,600** per dwelling unit plus the Marshall Swift Building Cost Index for payments made after June 30, 200~~6~~7.

Revised: ~~October 12, 2005~~ **August 23, 2006**

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.B.

Subject: Streetlight Installation Cost Approvals

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

This item requests Board approval of new streetlight installations in the Midlothian District.

Summary of Information:

Streetlight requests from individual citizens or civic groups are received in the Department of Environmental Engineering. Staff requests cost quotations from Dominion Virginia Power for each request received. When the quotations are received, staff re-examines each request and presents them at the next available regular meeting of the Board of Supervisors for consideration. Staff provides the Board with an evaluation of each request based on the following criteria:

1. Streetlights should be located at intersections;

2. There should be a minimum average of 600 vehicles per day (VPD) passing the requested location if it is an intersection, or 400 VPD if the requested location is not an intersection;

CONTINUED NEXT PAGE

Preparer: Richard M. McElfish **Title:** Director, Environmental Engineering

Attachments: ■ Yes ☐ No

000036

Summary of Information: (Continued)

3. Petitions are required and should include 75% of residents within 200 feet of the requested location and if at an intersection, a majority of those residents immediately adjacent to the intersection.

Cost quotations from Dominion Virginia Power are valid for a period of 60 days. The Board, upon presentation of the cost quotation may approve, defer, or deny the expenditure of funds from available District Improvement Funds for the streetlight installation. If the expenditure is approved, staff authorizes Dominion Virginia Power to install the streetlight. A denial of a project will result in its cancellation and the District Improvement Fund will be charged the design cost shown; staff will notify the requestor of the denial. Projects cannot be deferred for more than 30 days due to quotation expiration. Quotation expiration has the same effect as a denial.

MIDLOTHIAN DISTRICT:

In the Michaux Creek Subdivision

- Michaux Crossing Lane, in the vicinity of 312
  Cost to install streetlight: **$509.15**
  (Design Cost: $221.83)
  Does not meet minimum criteria for intersection or vehicles per day

- Michaux Branch Terrace, in the vicinity of 430
  Cost to install streetlight: **$509.15**
  (Design Cost: $221.83)
  Does not meet minimum criteria for intersection or vehicles per day

- Michaux Branch Terrace, in the vicinity of 406
  Cost to install streetlight: **$509.15**
  (Design Cost: $221.83)
  Does not meet minimum criteria for intersection or vehicles per day

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

STREETLIGHT REQUEST
Midlothian District

Request Received: May 25, 2006 Estimate Requested: May 26, 2006

Estimate Received: August 9, 2006 Days Estimate Outstanding: 75

NAME OF REQUESTOR: William C. Martyn
ADDRESS: President, Michaux Creek Neighborhood Association
418 Michaux Creek Place
Midlothian, VA 23113

REQUESTED LOCATION:

Michaux Crossing Lane, in the vicinity of 312
Cost to install streetlight: $509.15

POLICY CRITERIA:

Intersection: **Not Qualified**, location is not an intersection
Vehicles Per Day: **Not Qualified**, less than 400 vehicles per day
Petition: **Qualified**

Requestor Comments: "The light we are requesting for installation at this location is important for both safety and security of the residents. This installation site is set just in from the intersection of Michaux Bluff Drive and Michaux Crossing Lane. Many residents take advantage of on-street parking on Michaux Crossing Lane because their driveways open out onto Michaux Bluff where traffic is faster and heavier. Kids often play and ride bikes between houses and at dusk and dark, especially in the summer, their safety is at risk. This are has also been targeted by vandals which the light would help to prevent and deter."

STREETLIGHT REQUEST
Midlothian District

Request Received: May 25, 2006 Estimate Requested: May 26, 2006

Estimate Received: August 9, 2006 Days Estimate Outstanding: 75

NAME OF REQUESTOR: William C. Martyn
ADDRESS: President, Michaux Creek Neighborhood Association
418 Michaux Creek Place
Midlothian, VA 23113

REQUESTED LOCATION:

Michaux Branch Terrace, in the vicinity of 430
Cost to install streetlight: $509.15

POLICY CRITERIA:

Intersection: **Not Qualified**, location is not an intersection
Vehicles Per Day: **Not Qualified**, less than 400 vehicles per day
Petition: **Qualified**

Requestor Comments: "There has been ongoing vandalism to resident's cars and mail boxes in this area of the neighborhood and we believe that a streetlight will be an illuminating deterrent. This street is in a residential neighborhood and a lot of young children play here. Many residents make use of on-street parking and a dusk and evening hours the light would add an enhanced safety factor for all residents."

STREETLIGHT REQUEST
Midlothian District

Request Received: May 25, 2006 Estimate Requested: May 26, 2006

Estimate Received: August 9, 2006 Days Estimate Outstanding: 75

NAME OF REQUESTOR: William C. Martyn
ADDRESS: President, Michaux Creek Neighborhood Association
418 Michaux Creek Place
Midlothian, VA 23113

REQUESTED LOCATION:

Michaux Branch Terrace, in the vicinity of 406
Cost to install streetlight: $509.15

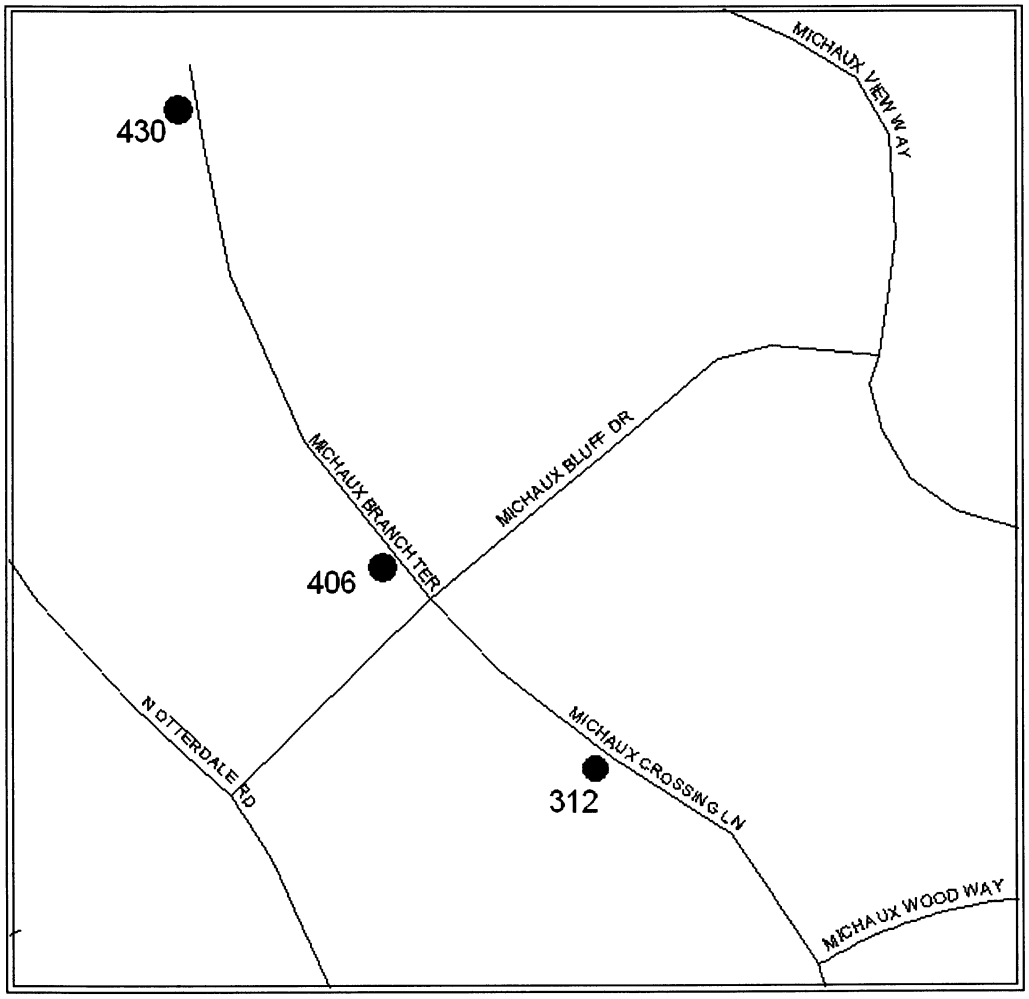
POLICY CRITERIA:

Intersection: **Not Qualified**, location is not an intersection
Vehicles Per Day: **Not Qualified**, less than 400 vehicles per day
Petition: **Qualified**

Requestor Comments: "The light we are requesting for installation at this location is important for both safety and security of the residents. This installation site is set just in from the intersection of Michaux Bluff Drive and Michaux Crossing Lane. Many residents take advantage of on-street parking on Michaux Crossing Lane because their driveways open out onto Michaux Bluff where traffic is faster and heavier. Kids often play and ride bikes between houses and at dusk and dark, especially in the summer, their safety is at risk. This are has also been targeted by vandals which the light would help to prevent and deter."

Street Light Request Map

August 23, 2006



This map is a copyrighted product of the Chesterfield County GIS Office.

N

This map shows citizen requested streetlight installations in relation to existing streetlights.

Existing streetlight information was obtained from the Chesterfield County Environmental Engineering Department.

Street Light Legend

- existing light
- requested light

230 115 0 230 Feet

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.C.1.

Subject:

Nomination/Appointment to the Richmond Regional Planning District Commission

County Administrator's Comments:

County Administrator: LBR

Board Action Requested:

Nominate/appoint Ms. Terri Cofer Beirne to serve on the Richmond Regional Planning District Commission.

Summary of Information:

The Board is being asked to appoint Ms. Terri Cofer Beirne to serve on the Richmond Regional Planning District Commission. Chesterfield has five of the 32 seats on the RRPDC board, and Ms. Beirne will fill the vacant seat due to Mr. Barber's resignation. Her term will be effective immediately and she will serve at the pleasure of the Board.

The Richmond Regional Planning District Commission is a regional planning agency serving the Town of Ashland; the counties of Charles City, Chesterfield, Goochland, Hanover, Henrico, New Kent and Powhatan; and the City of Richmond. The commission acts as a forum through which the neighboring local governments can meet to discuss matters of mutual interest and can work together to solve similar problems.

Preparer: Janice Blakley Title: Deputy Clerk to the Board

Attachments: ☐ Yes ■ No

#000042

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.C.2.

Subject:

Nominations/Appointments to the Youth Services Citizen Board

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

Nominate/appoint members to serve on the Youth Services Citizen Board.

Summary of Information:

The purpose of the Youth Services Citizen Board (YSCB) is to advise the Board of Supervisors regarding planning and policies affecting youth development and to provide a community forum to focus on youth issues.

Preparer: Jana D. Carter Title: Director, Juvenile Services

Attachments: ☐ Yes ■ No

000043

APPOINTMENTS

Bermuda District. Supervisor King recommends that the Board nominate and appoint **Bhavik Shah**, a student at Thomas Dale High School, to the Youth Services Citizen Board for a term from July 1, 2006 through June 30, 2007.

Mr. Shah meets all eligibility requirements to fill the vacancies and has indicated his willingness to serve.

Matoaca District. Supervisor Humphrey has recommended that the Board nominate and appoint **Nick Newman and William Enoch,** students from the new Cosby High School, to the Youth Services Citizen Board for a term from July 1, 2006 through June 30, 2007.

Mr. Newman and Mr. Enoch meet all eligibility requirements to fill the vacancies and have indicated their willingness to serve.

Midlothian District. Supervisor Beirne recommends that the Board nominate and appoint **Gwenyth Gaba**, a student from Midlothian High School, and **Emily Collins** and **James Cogle**, students from James River High School, to the Youth Services Citizen Board for a term from July 1, 2006 through June 30, 2007.

Supervisor Beirne also recommends that the Board nominate and appoint **Ivan Schwartz**, an adult representative from the Midlothian District, to the Youth Services Citizen Board for a term from July 1, 2006 through June 30, 2009.

Under existing Rules of Procedure, appointments to boards and committees are nominated at one meeting and appointed at the subsequent meeting unless the Rules of Procedure are suspended by a unanimous vote of the Board members present. Nominees are voted on in the order in which they are nominated.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.C.3.

Subject:

Nomination and Appointment of Directors to the GRTC Transit System ("GRTC") Board of Directors and Authorization to Elect Directors at GRTC Annual Meeting

County Administrator's Comments:

County Administrator:

Board Action Requested:

Nominate and appoint three County directors to the GRTC Board for a one-year term and authorize the County Administrator or his designee to appear at the October 18, 2006 GRTC annual meeting to vote for the directors appointed by the Board and by Richmond City Council.

Summary of Information:

GRTC is a publicly-owned corporation which was formed to provide public transportation services in the Richmond regional area. Chesterfield County and the City of Richmond each own 50% of GRTC as its two sole shareholders. GRTC is governed by a six-member board of directors, three appointed by the County and three by the City. The terms for David W. Mathews, Daniel K. Smith, and S. Joseph Ward, the County's current GRTC Directors, will expire on October 18, 2006, the date of the next GRTC annual shareholder's meeting. Under the GRTC by-laws, the Board may reappoint the current directors to the next term or may appoint new directors. There are no eligibility requirements to serve as a director on the GRTC Board and the term of office

Preparer: Steven L. Micas Title: County Attorney

0425:72828.1

Attachments: ☐ Yes ■ No

#000045

is one year. Mr. Mathews, Mr. Smith, and Mr. Ward have expressed their willingness to continue to serve an additional term. Under the existing Rules of Procedure, appointments to boards and committees are nominated at one meeting and appointed at the subsequent meeting unless the Rules of Procedure are suspended by a unanimous vote of the Board members present. Nominees are voted on in the order in which they are nominated.

The GRTC Articles require the County and the City of Richmond, as GRTC's shareholders, to vote at the October 18, 2006 annual meeting for the three directors appointed by the other jurisdiction. The Board should, therefore, also authorize the County Administrator or his designee to appear at the October 19th annual meeting and vote on behalf of the County for the GRTC Directors appointed by the Board and by City Council.

0425:72828.1

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.C.4.

Subject:

Initial Appointments to the Watkins Centre Community Development Authority Board

County Administrator's Comments: Recommend Approval after public hearing on creation of CDA.

County Administrator: _____

Board Action Requested:

The Board is requested to appoint the following individuals to the Watkins Centre Community Development Authority Board:

1. Hugh Keogh, President, Virginia Chamber of Commerce;
2. Doug Sbertoli, Esq., Partner, LeClair Ryan, Flippin, Densmore;
3. Bob Turner, V.P. of Development, Virginia State University;
4. Tracy Kemp Stallings, Chief Operating Officer, CJW Medical Center (Johnston-Willis Campus); and
5. Marshall Smith, President, John Tyler Community College

Summary of Information:

A separate item on today's agenda requests the Board to hold a public hearing to consider a petition to create the Watkins Centre Community Development Authority, and adopt a related ordinance. Upon adoption of the ordinance, this item requests the Board to appoint the above individuals to serve on the Watkins Centre Community Development Authority Board. The Articles of Incorporation of the CDA (approved as part of the ordinance) detail the powers and duties of the CDA Board. The individuals presented for appointment have agreed to serve for an initial term of four (4) years.

Under existing Rules of Procedure, appointments to boards and committees are nominated at one meeting and appointed at the subsequent meeting unless the Rules of Procedure are suspended by a unanimous vote of the Board members present.

Preparer: Rebecca T. Dickson **Title:** Deputy County Administrator

Attachments: ☐ Yes ■ No

#000047

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.1.a.

Subject:

Resolution Recognizing Major Garland G. Stafford, Sheriff's Office, Upon His Retirement

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

Staff Requests the Board adopt the attached resolution.

Summary of Information:

Staff requests the Board adopt the attached resolution recognizing Major Garland G. Stafford for 15 years of service to the Chesterfield County Sheriff's Office.

Preparer: Clarence G. Williams, Jr. Title: Sheriff

Attachments: ■ Yes ☐ No

000048

RECOGNIZING MAJOR GARLAND G. STAFFORD UPON HIS RETIREMENT

WHEREAS, Mr. Garland G. Stafford has faithfully served the Chesterfield County Sheriff's Office since November 16, 1990, in the position of Major (Chief Deputy); and

WHEREAS, serving the public for over 15 years, Major Stafford has provided quality service and symbolized the true spirit of the Sheriff's Office; and

WHEREAS, Major Stafford has always promoted effective working relationships with all groups, elected representatives, officials from surrounding localities, co-workers, and the citizens of Chesterfield County; and

WHEREAS, Major Stafford has demonstrated his dedication to continued education and leadership improvement within the Sheriff's Office by completing the FBI Academy located in Quantico, Virginia; and

WHEREAS, Major Stafford has demonstrated his commitment to the progress of the criminal justice system in Chesterfield County by participating on the Chesterfield/Colonial Heights Community Criminal Justice Board during the creation of various initiatives such as the Day Reporting Center; Video Arraignment; Adult and Juvenile Drug Court; as well as the opening of the new Juvenile and Domestic Relations Courthouse; and

WHEREAS, Major Stafford has been recognized as an avid supporter of the Special Olympics program by raising various monies and participating in the yearly Torch Run; and

WHEREAS, Major Stafford assumed the role of Inspector upon the Sheriff's Office accreditation certification in the year 2001, under the Virginia Law Enforcement Professional Standards Commission; and

WHEREAS, Major Stafford continued with the progress and future expansion of the Sheriff's Office by overseeing the newly revised Treatment Division within the new jail facility which opened in the year 2006.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors recognizes the outstanding contributions of Major Garland G. Stafford, expresses the appreciation of all residents for his service to Chesterfield County, and extends appreciation for his dedicated service to the county and congratulations upon his retirement, as well as best wishes for a long and happy retirement.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.1.b.

Subject:

Resolution Recognizing September 25, 2006, as "Family Day" in Chesterfield County

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

The Board of Supervisors is requested to adopt the attached resolution.

Summary of Information:

Chesterfield County will join states and localities across the nation in recognizing September 25, 2006 as "Family Day - A Day to Eat Dinner With Your Children." Family Day was established by the Center for Addiction and Substance Abuse at Columbia University. It focuses attention on research findings that show children in families that frequently eat dinner together are much less likely to use tobacco, alcohol or other drugs. President Bush, governors and local officials across the country are encouraged to recognize Family Day. Youth Planning and Development and SAFE are promoting awareness of "Family Day" in Chesterfield County.

Preparer: Jana D. Carter Title: Director, Juvenile Services

Attachments: ■ Yes ☐ No

#000050

RECOGNIZING SEPTEMBER 25, 2006, AS
"FAMILY DAY - A DAY TO EAT DINNER WITH YOUR CHILDREN"

WHEREAS, the observance of "Family Day - A Day to Eat Dinner with Your Children" provides a unique opportunity for families in Chesterfield County to join one another at the dinner table as a means of strengthening family relationships; and

WHEREAS, parental influence is known to be one of the most crucial factors in determining the likelihood of substance abuse by teenagers; and

WHEREAS, surveys conducted by the National Center on Addiction and Substance Abuse have consistently found that children and teenagers who routinely eat dinner with their families are far less likely to use cigarettes, alcohol and illegal drugs; and

WHEREAS, meal times offer opportunities for families to spend time together, providing a basic structure that strengthens and encourages lasting relationships; and

WHEREAS, young people from families who almost never eat dinner together compared to those that do are 72 percent more likely to use cigarettes, alcohol and illegal drugs; and

WHEREAS, the correlation between family dinners and reduced risk for teen substance abuse is well documented; and

WHEREAS, Chesterfield County Youth Planning and Development and SAFE, Chesterfield's substance abuse prevention coalition, are promoting the importance of family dinners to parents in Chesterfield County, Virginia; and

WHEREAS, the Chesterfield County Board of Supervisors recognizes that eating dinner as a family is an important step toward raising drug-free children.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors recognizes Monday, September 25, 2006, as "Family Day - A Day to Eat Dinner With Your Children," to recognize the positive impact of strong family interaction on the well being and future success of the young people in Chesterfield County.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.1.c.

Subject:

Recognition of Captain Jack F. Speed on His Retirement, After Serving the County with Twenty-Eight Years of Dedicated Service

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

Adoption of resolution.

Summary of Information:

The Board is requested to adopt the attached resolution recognizing Captain Jack F. Speed upon his retirement, after providing 28 years of service to the county.

Preparer: R. Michael Hatton Title: Deputy Fire Chief

Attachments: ■ Yes ☐ No

#000052

RECOGNIZING CAPTAIN JACK F. SPEED UPON HIS RETIREMENT

WHEREAS, Captain Jack F. Speed will retire from the Fire and Emergency Medical Services Department, Chesterfield County, on September 1, 2006; and

WHEREAS, Captain Speed graduated from Recruit School #9 in 1978 with the highest academic score in fire studies and has faithfully served the county for 28 years in various assignments beginning as a Firefighter at the Midlothian Fire and EMS Station, as a Sergeant at the Bon Air and Midlothian Fire and EMS Stations, as both a Lieutenant and then a Captain at the Bensley Fire and EMS Station, and finally completing his career as a Captain Bon Air Fire and EMS Station; and

WHEREAS, Captain Speed has been a State Adjunct Instructor since 1980 and has instructed new members of Chesterfield Fire and Emergency Medical Services during numerous Volunteer and Career Recruit Schools; and

WHEREAS, Captain Speed has continually worked to improve his own personal job knowledge, skills, and abilities, attending the University of Maryland's week-long "Smoke Divers School" in 1982; obtaining an Associates in Applied Sciences degree in Fire Science from J. Sargeant Reynolds Community College, graduating Summa Cum Laude; certifying as a Nationally Registered Emergency Medical Technician-Intermediate, Advanced Life Support Provider; and qualifying as a member of the Chesterfield Fire and Emergency Medical Services SCUBA Rescue Team; and

WHEREAS, on August 30, 2004, Captain Speed participated as a member of that SCUBA Rescue Team, responding both in the City of Richmond and in Chesterfield County to numerous swift water rescue calls created by the torrential rains and flooding from a stalled Tropical Storm Gaston, earning both a Unit Citation and a Life Save Award; and

WHEREAS, during one specific swift water rescue on Turner Road, Captain Speed placed himself in a position of great personal peril, risking his own life while successfully preventing a male teenager from being swept away to certain death, for which actions he was awarded Chesterfield Fire and Emergency Services' highest honor, the Medal of Valor; and

WHEREAS, Captain Speed was recognized both in the Congressional Record of the United States Senate on October 8, 2004 and by the American Red Cross for Extraordinary Personal Action as a result of his actions during Tropical Storm Gaston; and

WHEREAS, Captain Speed deployed in September 2005 as part of an Incident Management Team from Chesterfield County to the State of Louisiana following Hurricane Katrina for the purpose of organizing and coordinating rescue and recovery operations in that area of devastation; and

WHEREAS, Captain Speed has consistently participated in volunteer activities benefiting the community with involvement in such programs as the Bradley McNeer Memorial Golf Tournament, the Central Virginia Burn Camp and riding as a member of the Chesterfield Fire and Emergency Medical Services "Team 911" bike team to raise money for research in Multiple Sclerosis.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors recognizes the contributions of Captain Jack F. Speed, expresses the appreciation of all residents for his service to the county, and extends appreciation for his dedicated service and congratulations upon his retirement.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.1.d.

Subject:

Resolution Recognizing Miss Katelyn Ruth Good and Miss Elizabeth Ann Goergen, Troop 719, Upon Attaining the Gold Award

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

Adoption of attached resolution.

Summary of Information:

The Board is requested to adopt the attached resolution recognizing Miss Katelyn Ruth Good and Miss Elizabeth Ann Goergen, Troop 719, upon attaining the Gold Award.

Preparer: Janice Blakley Title: Deputy Clerk to the Board

Attachments: ■ Yes ☐ No

#000054

WHEREAS, the Girl Scouts of the United States of America is an organization serving over 2.6 million girls and was founded to promote citizenship training and personal development; and

WHEREAS, after earning four interest project patches, the Career Exploration Pin, the Senior Girl Scout Leadership Award, the Senior Girl Scout Challenge, and designing and implementing a Girl Scout Gold Award project; and

WHEREAS, the Gold Award is the highest achievement award in Girl Scouting and symbolizes outstanding accomplishments in the areas of leadership, community service, career planning, and personal development; and

WHEREAS, the Girl Scout Award can only be earned by girls aged 14-17 or in grades 9-12 and is received by less than six percent of those individuals entering the Girl Scouting movement; and

WHEREAS, Miss Katelyn Ruth Good and Miss Elizabeth Ann Goergen, both of Troop 719, sponsored by Crestwood Presbyterian Church, have accomplished these high standards and have been honored with the Girl Scouts of America Gold Award by the Commonwealth Girl Scout Council of Virginia; and

WHEREAS, growing through their experiences in Girl Scouting, learning the lessons of responsible citizenship, and priding themselves on the great accomplishments of their country, Katelyn and Elizabeth are indeed members of a new generation of prepared young citizens of whom we can all be very proud.

NOW, THEREFORE BE IT RESOLVED, that the Chesterfield County Board of Supervisors, this 23rd day of August 2006, recognizes Miss Katelyn Ruth Good and Miss Elizabeth Ann Goergen, extends congratulations on their attainment of the Gold Award and acknowledges the good fortune of the county to have such outstanding young women as its citizens.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.1.e.

Subject:

Resolution Recognizing Mr. Douglas Jacob Simon, Troop 800, Upon Attaining Rank of Eagle Scout

County Administrator's Comments:

County Administrator: LBR

Board Action Requested:

Adoption of the attached resolution.

Summary of Information:

Staff has received a request for the Board to adopt a resolution recognizing Mr. Douglas Jacob Simon, Troop 800, sponsored by Bethel Baptist Church, upon attaining the rank of Eagle Scout.

Preparer: Janice Blakley Title: Deputy Clerk to the Board

Attachments: ■ Yes ☐ No

000056

RECOGNIZING MR. DOUGLAS JACOB SIMON UPON ATTAINING THE RANK OF EAGLE SCOUT

WHEREAS, the Boy Scouts of America was incorporated by Mr. William D. Boyce on February 8, 1910, and was chartered by Congress in 1916; and

WHEREAS, the Boy Scouts of America was founded to build character, provide citizenship training and promote physical fitness; and

WHEREAS, after earning at least twenty-one merit badges in a wide variety of skills including leadership, service and outdoor life, serving in a leadership position in a troop, carrying out a service project beneficial to his community, being active in the troop, demonstrating Scout spirit, and living up to the Scout Oath and Law; and

WHEREAS, Mr. Douglas Jacob Simon, Troop 800, sponsored by Bethel Baptist Church, has accomplished those high standards of commitment and has reached the long-sought goal of Eagle Scout, which is earned by only four percent of those individuals entering the Scouting movement; and

WHEREAS, growing through his experiences in Scouting, learning the lessons of responsible citizenship, and endeavoring to prepare himself for a role as a leader in society, Douglas has distinguished himself as a member of a new generation of prepared young citizens of whom we can all be very proud.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 23rd day of August 2006, recognizes Mr. Douglas Jacob Simon, extends congratulations on his attainment of Eagle Scout, and acknowledges the good fortune of the county to have such an outstanding young man as one of its citizens.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.1.f.

Subject:

Changes in Secondary System of State Highways; Cogbill Road

County Administrator's Comments: Recommend Approval

County Administrator: LBR

Board Action Requested:

Adopt the attached resolution for changes in the Secondary System of State Highways.

Summary of Information:

Staff has received the attached sketch from the Virginia Department of Transportation showing changes in the Secondary System of State Highways as a result of the reconstruction of a portion of Cogbill Road.

Approval is recommended.

District: Dale

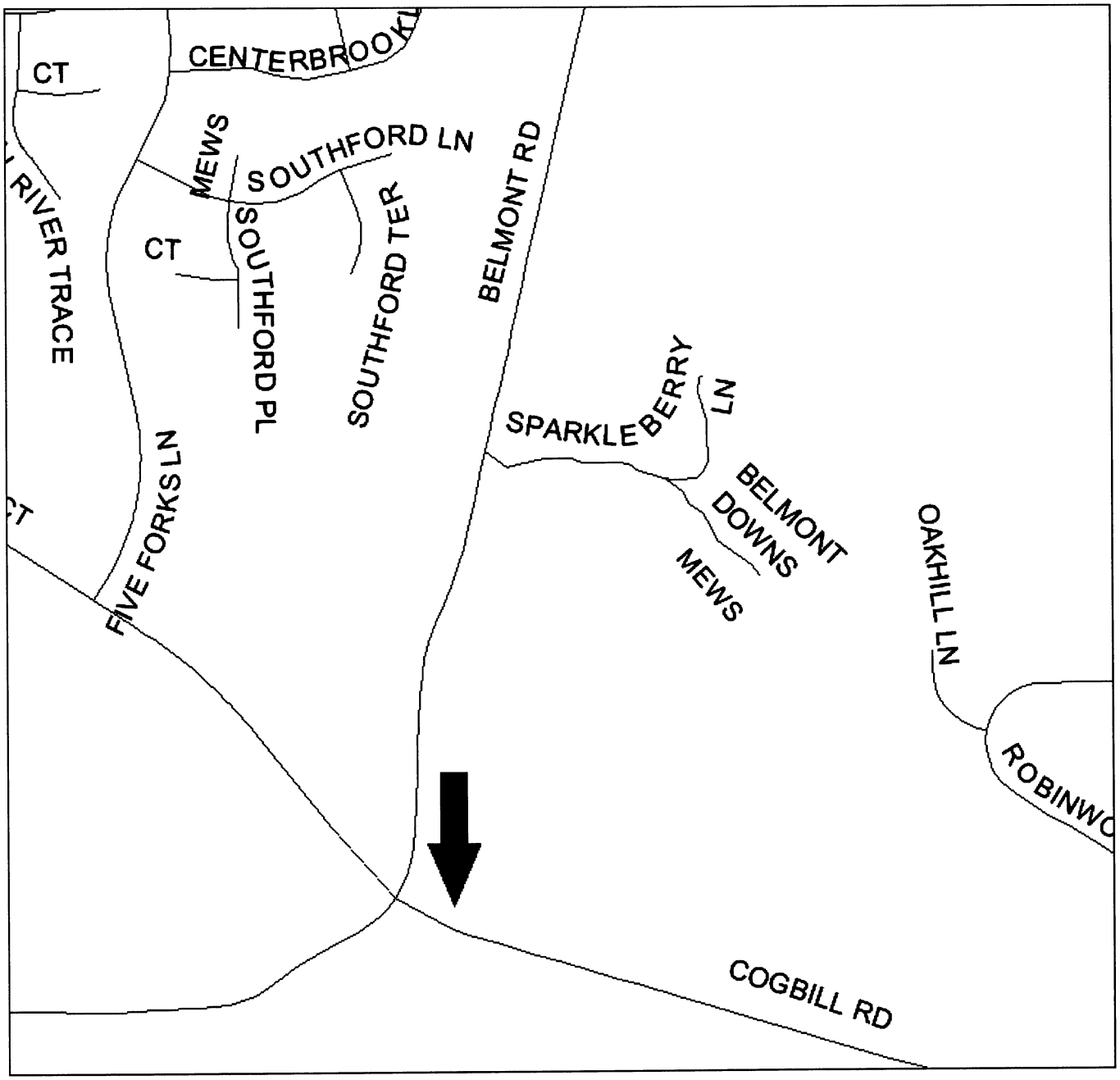
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000058

VICINITY SKETCH

Changes in Secondary System of State Highways; Cogbill Road



Chesterfield County Department of Utilities

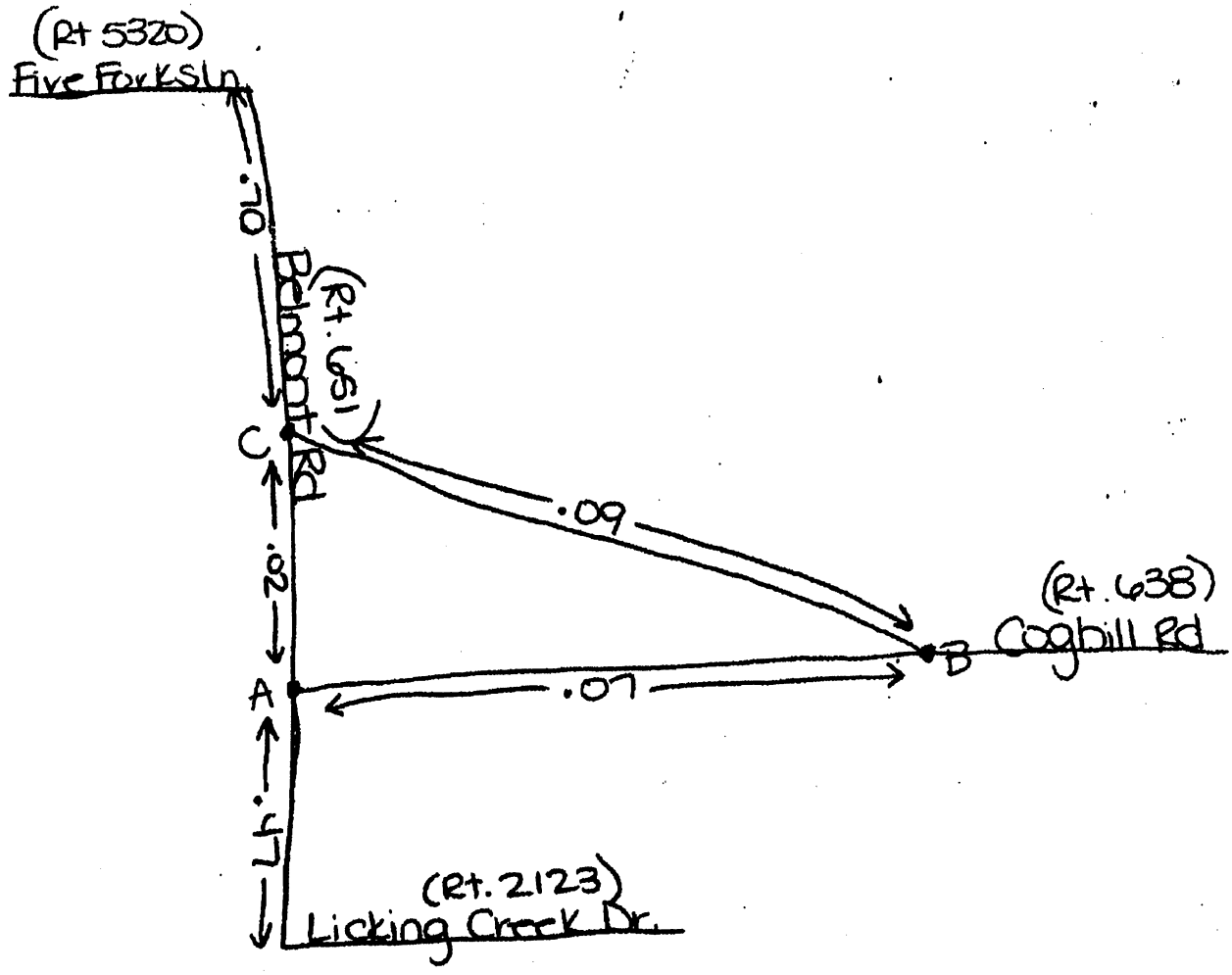
N
W
E
S

1 inch equals 500 feet

000059

A-B = Abandonment .07

B-C = Addition .09



CHESTERFIELD COUNTY: At a regular meeting of the Board of Supervisors, held in the Public Meeting Room at the Chesterfield Administration Building on August 23, 2006, at 3:00 p.m.

RESOLUTION

WHEREAS, the Virginia Department of Transportation has provided the Board of Supervisors with a sketch, depicting an abandonment and addition required in the secondary system of state highways which sketch is hereby incorporated herein by reference; and,

WHEREAS, a new road serves the same citizens as that portion of old road identified to be abandoned and that segment no longer serves a public need.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors does hereby abandon as a part of the secondary system of state highways that portion of road identified by the sketch to be abandoned, pursuant to Section 33.1-155, Code of Virginia, 1950, as amended; and,

BE IT FURTHER RESOLVED, the Board of Supervisors requests the Virginia Department of Transportation to add to the secondary system of state highways that portion of road identified by the sketch to be added, pursuant to Section 33.1-229, Code of Virginia, 1950, as amended; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Certified By:

_____

Lisa Elko
Clerk to the Board of Supervisors

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.1.g.

Subject:

Resolution Recognizing Mrs. Linda S. Ebbert Upon Her Retirement August 31, 2006

County Administrator's Comments:

County Administrator: LBR

Board Action Requested:

Staff requests the Board adopt the attached resolution.

Summary of Information:

Staff requests the Board adopt the attached resolution recognizing Linda Ebbert for 23 years of service to Chesterfield/Colonial Heights Department of Social Services.

Preparer: Sarah C. Snead Title: Director-Social Services

Attachments: ■ Yes ☐ No

#000062

RECOGNIZING MRS. LINDA S. EBBERT UPON HER RETIREMENT

WHEREAS, Mrs. Linda S. Ebbert began her tenure of public service with Chesterfield County as a Clerk Typist in the Department of Social Services on July 5, 1983; and

WHEREAS, during her tenure with the department, Mrs. Ebbert has held several positions in the division of Administration and Finance, including Principal Clerical Aide; Financial Statistical Technician; Accounting Technician; Administration Officer and Administrative Analyst; and

WHEREAS, in her position as Administrative Analyst, Mrs. Ebbert assisted with budget development, monitored expenditures, analyzed revenues and ensured that reimbursements were received and properly recorded; and

WHEREAS, in 2000 Mrs. Ebbert served as Supervisor of the Financial Management Team and coordinated the timely and accurate payment for services to our customers, prepared various statistical reports and supervised a team of dedicated employees; and

WHEREAS, in 2000, Mrs. Ebbert successfully completed the requirements for graduation from the County's Supervisory Leadership Institute; and

WHEREAS, Mrs. Ebbert played an integral role in Strategic Planning efforts of the department, serving a two-year term as a member of the Quality Council and as a member of the agency goal of "Promoting an outstanding workforce and work environment"; and

WHEREAS, Mrs. Ebbert served several years as a Shelter Manager for a team responsible for the management and operation of emergency shelters in the event of a declared emergency; and

WHEREAS, throughout her career, Mrs. Ebbert has been a dedicated and committed employee whose efforts have aided this department in meeting the needs of the citizens of Chesterfield and Colonial Heights.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors recognizes the outstanding contributions of Mrs. Linda S. Ebbert, expresses the appreciation of all residents for her service to the county and congratulations upon her retirement, as well as best wishes for a long and happy retirement.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.2.

Subject:

Authorize the County Administrator to Execute a Contract with Master Electrical Incorporated for the Modernization of the Three Elevators Located in the Five-Story County Administration Building in the Amount of $541,800

County Administrator's Comments: Recommend Approval

County Administrator: LBR

Board Action Requested:

To authorize the county administrator to: 1) execute a contract with Master Electrical Incorporated in the amount of $541,800 for the upgrade and modernization of the three elevators in the five-story county administration building; and 2) transfer $150,000 from the Reserve for Future Capital Projects to the Elevator Modernization Project.

Summary of Information:

This contract will upgrade all three elevators with new electrical motors, a modern digital call system, new and updated safety equipment and new finishes throughout each of the cars. The elevators are 26 years old and maintenance and service problems are occurring more frequently. In addition, many mechanical parts along with the obsolete analog call system parts are no longer available and have to be fabricated at considerable cost and down time. This modernization effort is necessary to ensure the efficient and reliable operation of this outdated equipment, which is used extensively on a daily basis. The total cost of this modernization effort is $541,800. This price includes the KONE Elevator Incorporated price of $315,000 for all of the elevator equipment for the modernization. The balance of $226,800 is for building modifications to support the new elevators and code upgrades necessary at this time such as HVAC additions in the elevator equipment room, electrical upgrades for the new motors and a new transfer switch to allow elevators to operate from power supplied by the emergency generator. Elevators will be upgraded one at a time to allow uninterrupted service to citizens and staff throughout the construction period of 10 months.

Preparer: Francis M. Pitaro Title: Director, Department of General Services

Attachments: ☐ Yes ■ No

000064

Budget and Management Comments:

The total cost of this project is anticipated to exceed staff's original estimate. Based on the bid received from Master Electrical, Inc., the projected shortfall for the project is $150,000. Staff recommends that $150,000 be transferred from the Reserve for Future Capital Projects to the Elevator Modernization Project. Approval of this transfer will leave a balance of $2,388,376 in the Reserve for Future Capital Projects.

Preparer: Allan M. Carmody **Title:** Director, Budget and Management

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.3.

Subject:

Authorize the County Administrator to Execute a Health Care Contract with Anthem Blue Cross and Blue Shield and Renew a Dental Care Contract with Delta Dental Plan of Virginia for 2007

County Administrator's Comments: Recommend Approval

County Administrator: LGR

Board Action Requested:

The Board of Supervisors is requested to authorize the County Administrator to execute a contract with Anthem Blue Cross and Blue Shield (Anthem) and renew its contract with Delta Dental Plan of Virginia (Delta Dental) for 2007 at the rates attached.

Summary of Information:

With the technical assistance of Wachovia Employer Solutions, a national benefits consulting firm, County and Schools staff recently completed the rate renewal process for the 2007 Employee Dental Program and a Request for Proposal (RFP) process for the 2007 Employee Health Program. In order to continue to provide employees with quality health and dental care options, it is recommended that the County execute a health care contract with Anthem and renew its current contract with Delta Dental. Under the proposed 2007 program, employees will have the choice of three different Anthem health plans (two HMOs and a PPO) and two dental plans. Health Care rates will increase 6.6%, but there will be no increase in dental rates in 2007.

The joint Board of Supervisors and School Board Benefits Committee met on July 26, 2006, and recommends approval to the full boards. The School Board approved a similar agenda item on August 8, 2006.

Preparer: Karla J. Gerner Title: Director, Human Resource Management

Attachments: ■ Yes ☐ No

#000066

Budget and Management Comments:

This item requests that the Board enter into a health care contract with Anthem Blue Cross and Blue Shield and renew a dental care contract with Delta Dental Plan of Virginia for the calendar year 2007.

The proposed rates represent an increase in health care costs of 6.6%. Dental rates will remain the same as for calendar year 2006. The FY2008 approved budget includes an increase of $1,342,800 to cover the increase in healthcare premiums.

Preparer: Allan M. Carmody **Title:** Director, Budget and Management

Health/Dental Care Rates - Monthly

	2006 Healthkeepers Basic HMO	2007 Healthkeepers Basic HMO	2006 Healthkeepers Standard HMO	2007 Healthkeepers Standard HMO	2006 Keycare PPO	2007 Keycare PPO	2006-07 Delta Dental Basic	2006-07 Delta Dental Comprehensive
EMPLOYEE ONLY	305.86	326.04	338.38	360.72	398.40	424.70	16.76	36.78
COUNTY	287.00	311.00	300.00	320.00	300.00	320.00	14.76	14.76
EMPLOYEE	18.86	15.04	38.38	40.72	98.40	104.70	2.00	22.02
EMPLOYEE + CHILD	489.38	521.68	541.38	577.10	637.40	679.48	23.52	51.52
COUNTY	360.00	384.00	360.00	384.00	360.00	384.00	14.76	14.76
EMPLOYEE	129.38	137.68	181.38	193.10	277.40	295.48	8.76	36.76
EMPLOYEE + CHILDREN	596.46	635.82	659.82	703.36	776.84	828.12	23.52	51.52
COUNTY	360.00	384.00	360.00	384.00	360.00	384.00	14.76	14.76
EMPLOYEE	236.46	251.82	299.82	319.36	416.84	444.12	8.76	36.76
EMPLOYEE + SPOUSE	596.46	635.82	659.82	703.36	776.84	828.12	35.18	77.28
COUNTY	360.00	384.00	360.00	384.00	360.00	384.00	14.76	14.76
EMPLOYEE	236.46	251.82	299.82	319.36	416.84	444.12	20.42	62.52
FAMILY	902.30	961.86	998.16	1064.02	1175.24	1252.80	46.98	103.04
COUNTY	550.00	585.00	550.00	585.00	550.00	585.00	14.76	14.76
EMPLOYEE	352.30	376.86	448.16	479.02	625.24	667.80	32.22	88.28

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.4.

Subject: State Road Acceptance

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

Summary of Information:

Bermuda:	Bermuda Orchard Lane Greenbriar Woods, Section 1
Clover Hill:	Amberleigh Commercial Amberleigh, Section 1
Dale:	Five Forks Village South, Section 3
Matoaca:	Armistead Village, Section A Mallory Village, Section A
Midlothian:	Oak Park, Section 3 Rosemont, Section E; remainder of

Preparer: Richard M. McElfish **Title:** Director, Environmental Engineering

Attachments: ■ Yes ☐ No

000069

TO: Board of Supervisors

FROM: Department of Environmental Engineering

SUBJECT: State Road Acceptance - Bermuda Orchard Ln

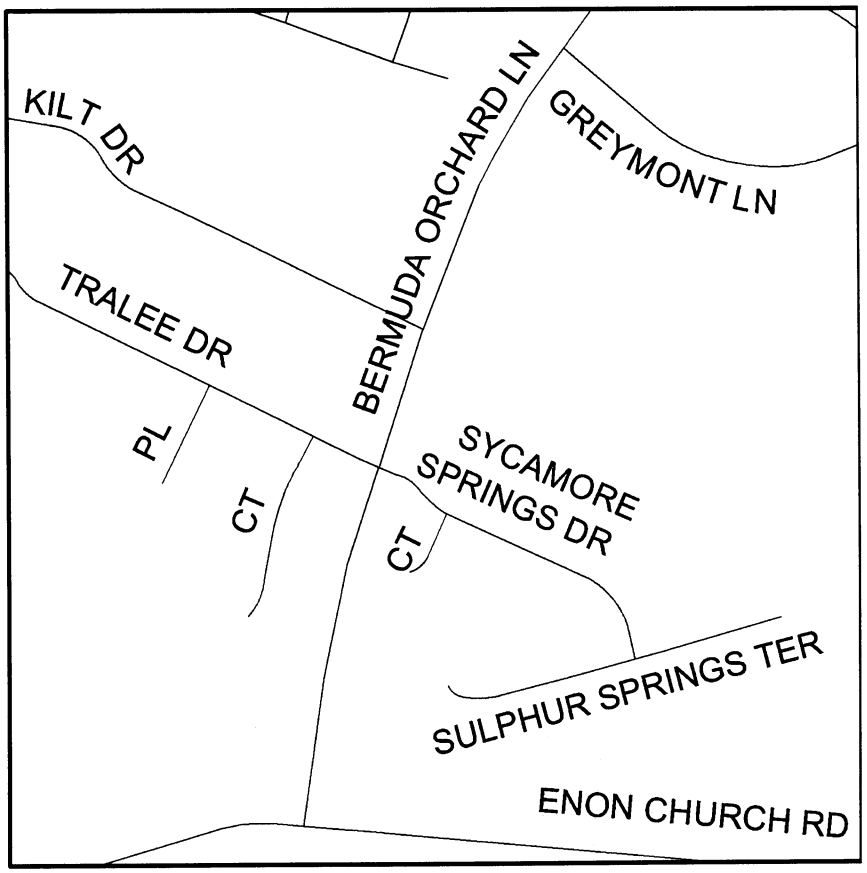
DISTRICT: BERMUDA

MEETING DATE: 23 August 2006

ROADS FOR CONSIDERATION:

BERMUDA ORCHARD LN

Vicinity Map: Bermuda Orchard Ln



Produced By Chesterfield County GIS

TO: Board of Supervisors

FROM: Department of Environmental Engineering

SUBJECT: State Road Acceptance - GREENBRIAR WOODS, SEC 1

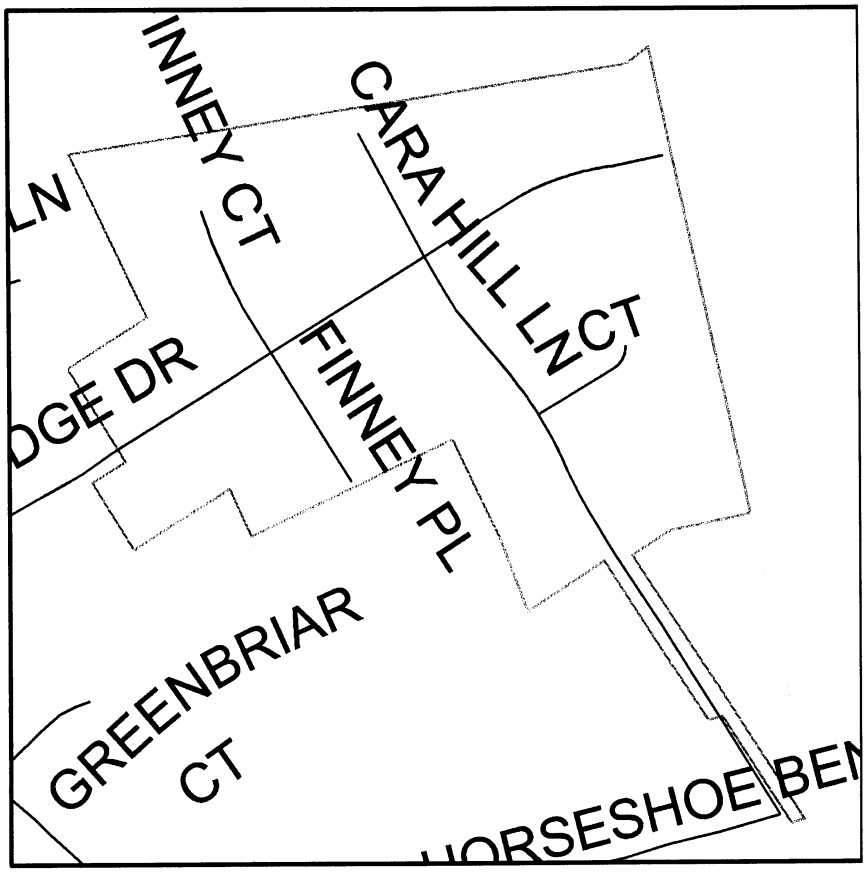
DISTRICT: BERMUDA

MEETING DATE: 23 August 2006

ROADS FOR CONSIDERATION:

CARA HILL CT
CARA HILL LN
FINNEY CT
FINNEY PL
OVERRIDGE DR

Vicinity Map: GREENBRIAR WOODS, SEC 1



Produced By Chesterfield County GIS

TO: Board of Supervisors

FROM: Department of Environmental Engineering

SUBJECT: State Road Acceptance - Amberleigh Commercial

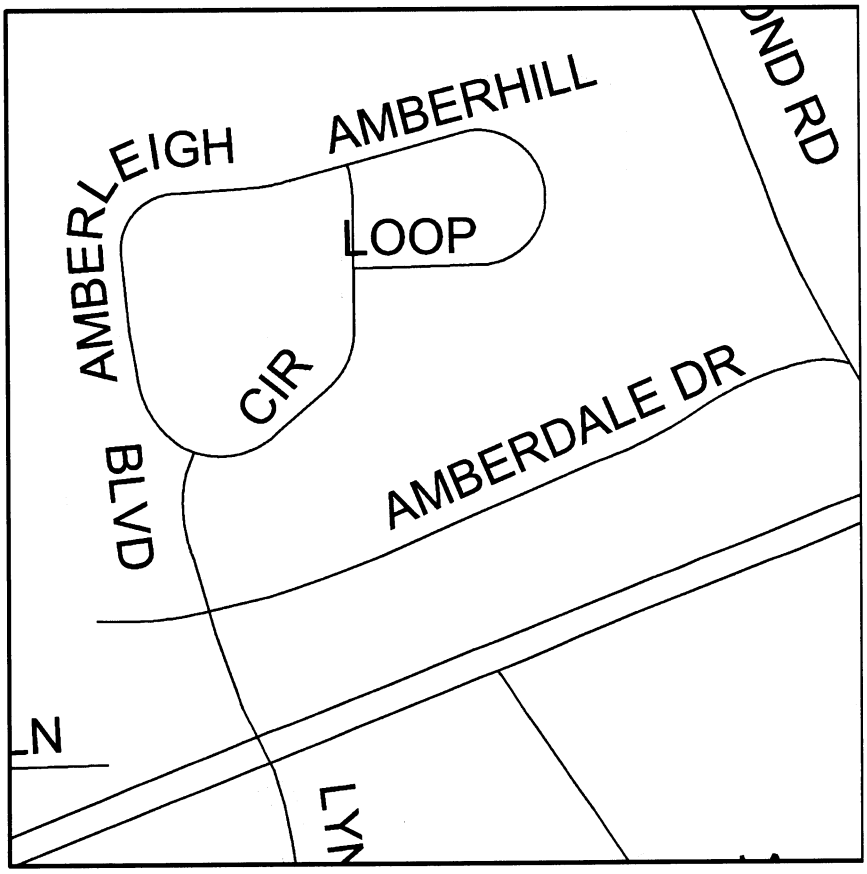
DISTRICT: CLOVER HILL

MEETING DATE: 23 August 2006

ROADS FOR CONSIDERATION:

AMBERDALE DR
AMBERLEIGH BLVD

Vicinity Map: Amberleigh Commercial



Produced By Chesterfield County GIS

000072

TO: Board of Supervisors

FROM: Department of Environmental Engineering

SUBJECT: State Road Acceptance - AMBERLEIGH, SEC 1

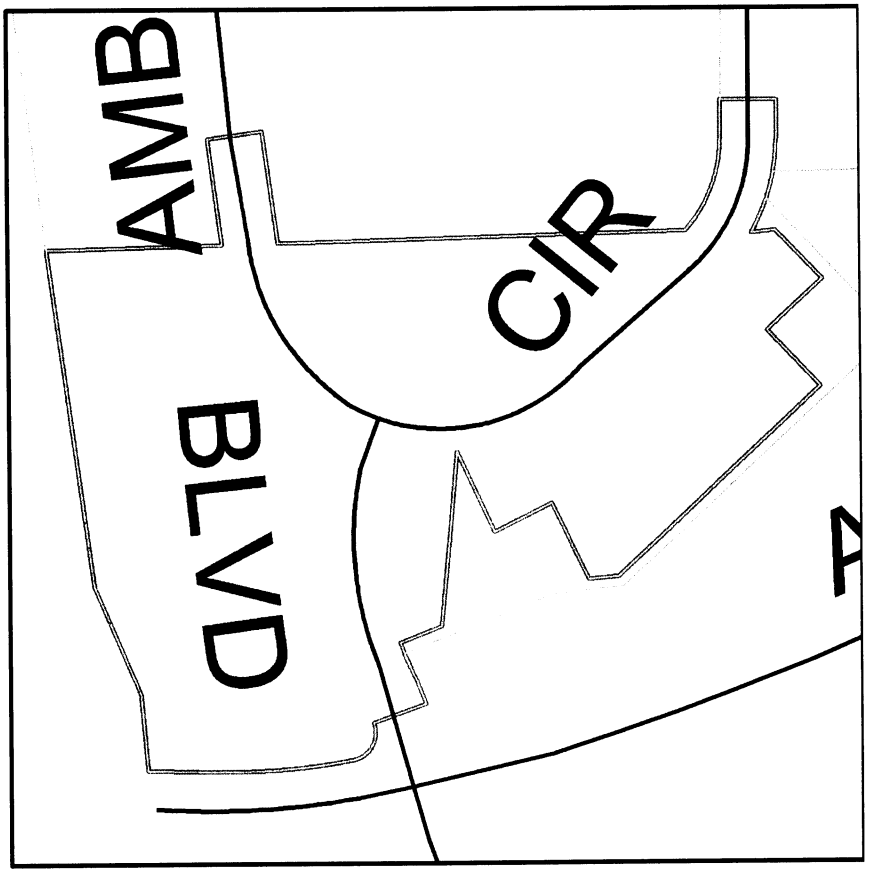
DISTRICT: CLOVER HILL

MEETING DATE: 23 August 2006

ROADS FOR CONSIDERATION:

AMBERLEIGH BLVD
AMBERLEIGH CIR

Vicinity Map: AMBERLEIGH, SEC 1



000073

Produced By Chesterfield County GIS

TO: Board of Supervisors

FROM: Department of Environmental Engineering

SUBJECT: State Road Acceptance - FIVE FORKS VILLAGE SOUTH, SEC 3

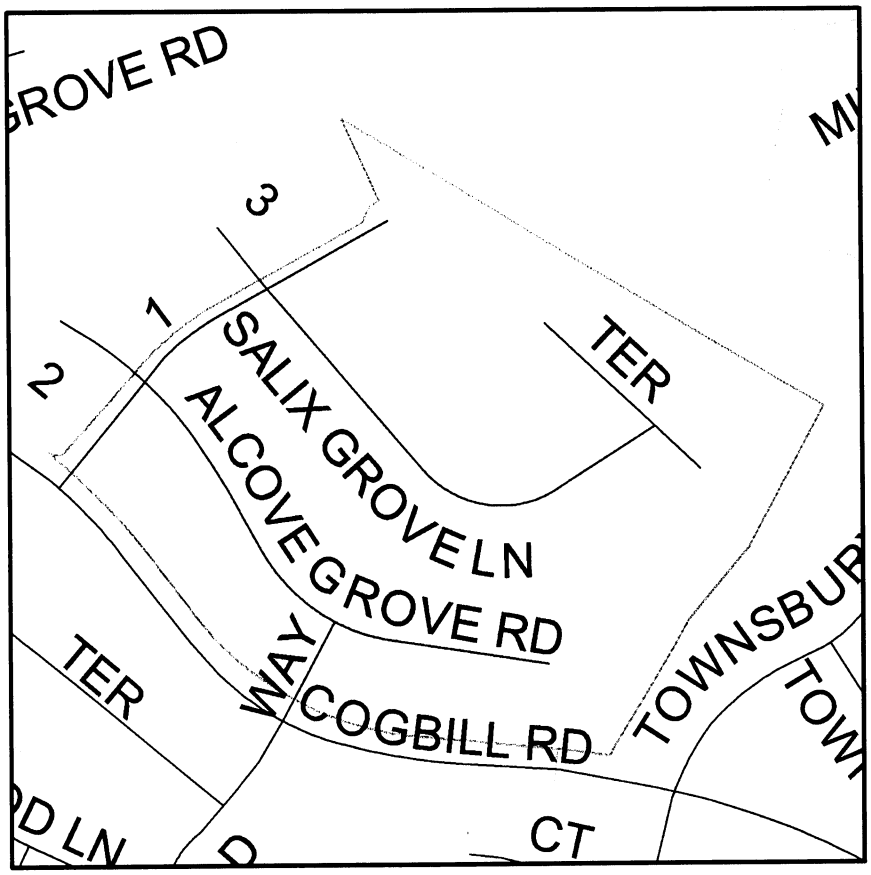
DISTRICT: DALE

MEETING DATE: 23 August 2006

ROADS FOR CONSIDERATION:

ALCOVE GROVE RD
ALCOVE GROVE WAY
SALIX GROVE LN
SALIX GROVE TER
WILLOW GROVE RD

Vicinity Map: FIVE FORKS VILLAGE SOUTH, SEC 3



000074

Produced By Chesterfield County GIS

TO: Board of Supervisors

FROM: Department of Environmental Engineering

SUBJECT: State Road Acceptance - ARMISTEAD VILLAGE, SEC A

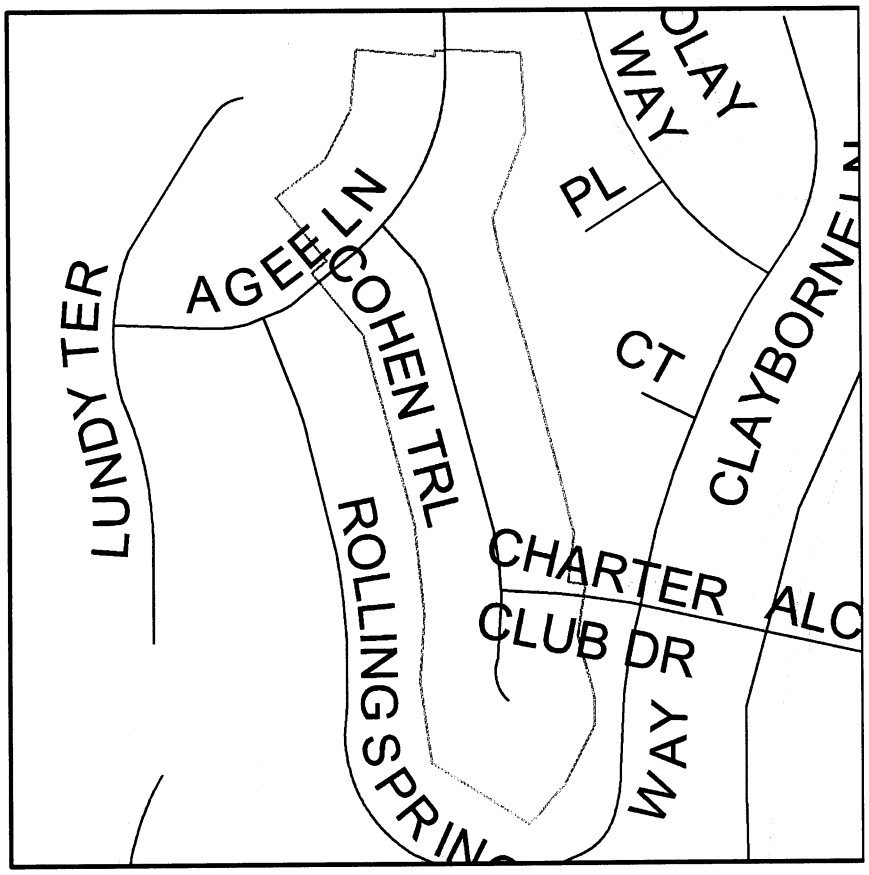
DISTRICT: MATOACA

MEETING DATE: 23 August 2006

ROADS FOR CONSIDERATION:

AGEE LN
CHARTER CLUB DR
COHEN TRL

Vicinity Map: ARMISTEAD VILLAGE, SEC A



Produced By Chesterfield County GIS

000075

TO: Board of Supervisors

FROM: Department of Environmental Engineering

SUBJECT: State Road Acceptance - MALLORY VILLAGE, SEC A

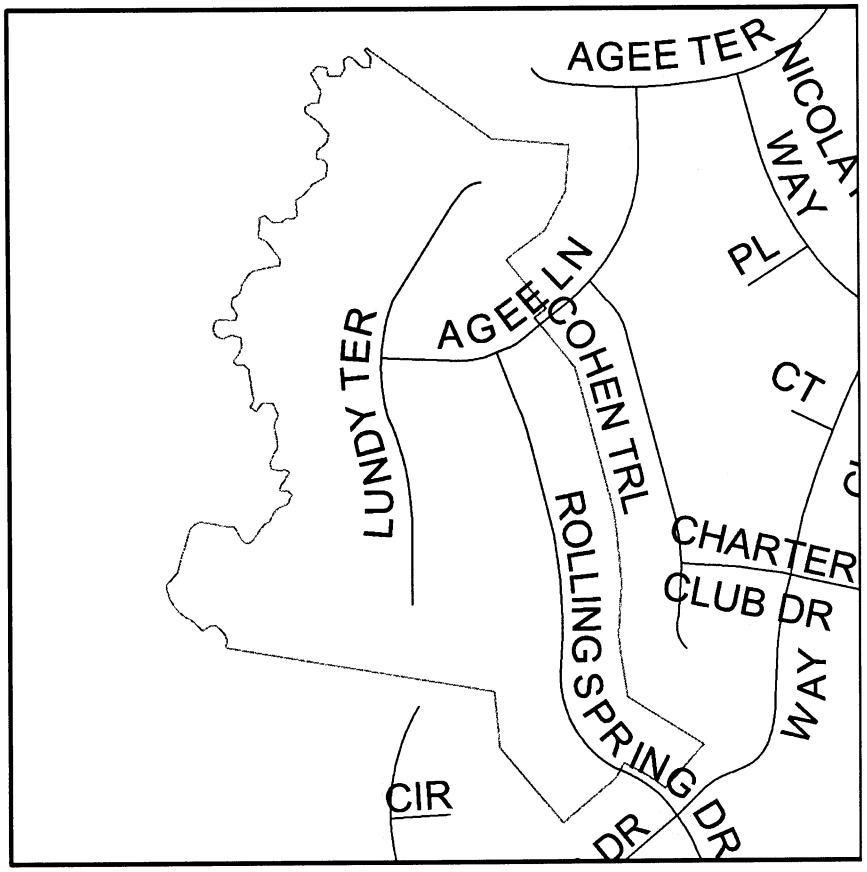
DISTRICT: MATOACA

MEETING DATE: 23 August 2006

ROADS FOR CONSIDERATION:

AGEE LN
LUNDY TER
ROLLING SPRING DR

Vicinity Map: MALLORY VILLAGE, SEC A



Produced By Chesterfield County GIS

TO: Board of Supervisors

FROM: Department of Environmental Engineering

SUBJECT: State Road Acceptance - OAK PARK, SEC 3

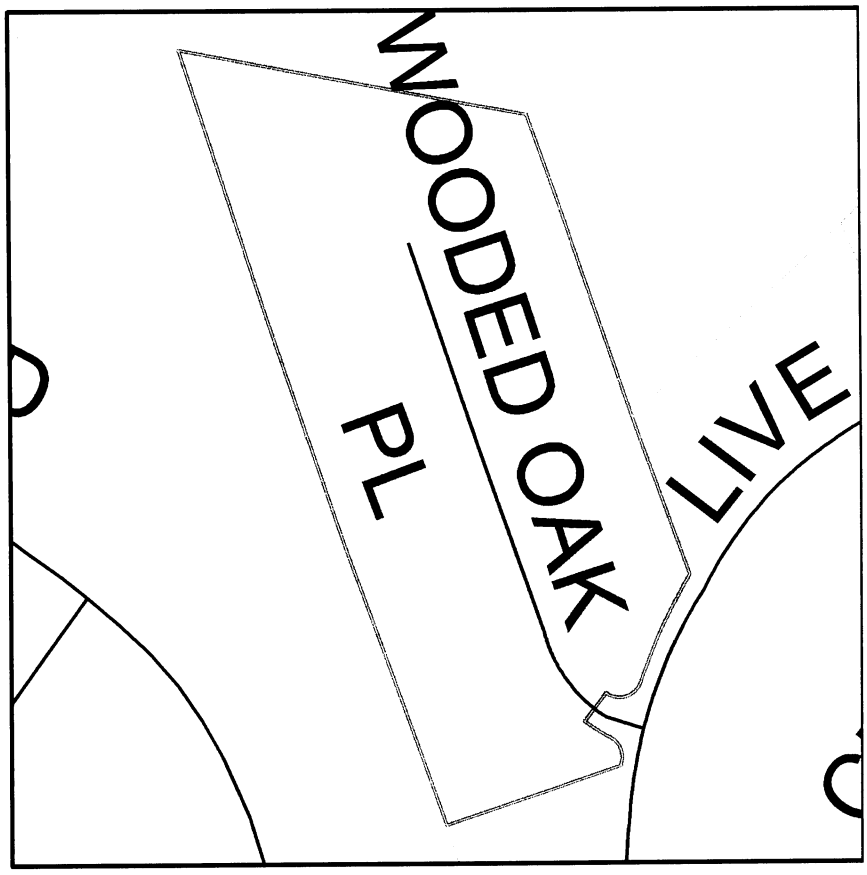
DISTRICT: MIDLOTHIAN

MEETING DATE: 23 August 2006

ROADS FOR CONSIDERATION:

WOODED OAK PL

Vicinity Map: OAK PARK, SEC 3



000077

Produced By Chesterfield County GIS

TO: Board of Supervisors

FROM: Department of Environmental Engineering

SUBJECT: State Road Acceptance - ROSEMONT, SEC. E; remainder of

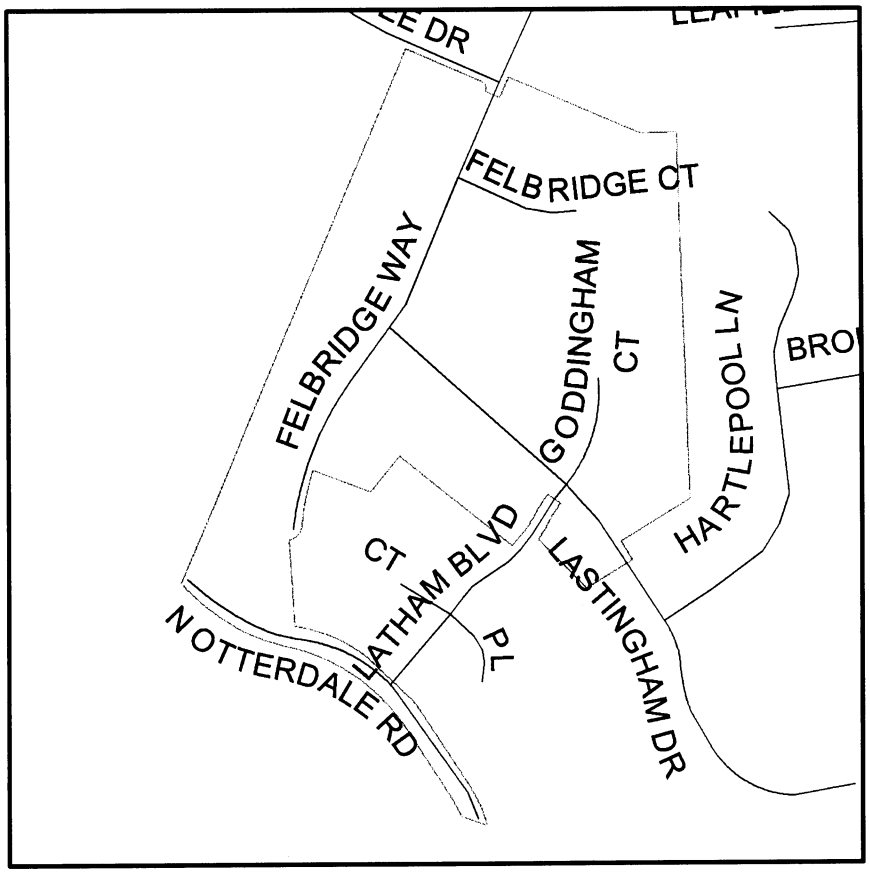
DISTRICT: MIDLOTHIAN

MEETING DATE: 23 August 2006

ROADS FOR CONSIDERATION:

N OTTERDALE RD

Vicinity Map: ROSEMONT, SEC. E; remainder of



000073

Produced By Chesterfield County GIS

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.5.a.

Subject:

Set a Public Hearing to Consider Execution of an Agreement Between the County and the Virginia Department of Transportation Providing for the Removal of Illegal Signs Within the Right of Way of Roads

County Administrator's Comments: Recommend September 27

County Administrator: _____

Board Action Requested:

The Board is requested to set a public hearing to consider execution of an agreement between the County and the Virginia Department of Transportation providing for the removal of illegal signs within VDOT rights of way.

Summary of Information:

A county citizen spoke at the June board meeting recommending the use of citizen volunteers to assist in the removal of illegal signs in medians and road rights of way. Staff was asked to investigate the issue.

Signs in the medians and immediately adjacent to county roads are located in the rights of way maintained by the Virginia Department of Transportation. State law makes it illegal to erect most temporary signs on VDOT controlled property, but VDOT is the only entity given the statutory right to enforce that requirement. Recognizing that VDOT has few resources and personnel to police illegal signs, the county's code compliance supervisor sought and received informal permission from the local VDOT office several years ago to remove illegal signs from the public rights of way. Without additional staff or resources, county code compliance officers have been able to remove 12,328 illegal signs in VDOT rights of way since January 2004.

Preparer: Steven L. Micas Title: County Attorney

2723:72790.1(72716.1)

Attachments: ■ Yes ☐ No

#000079

Staff asked the local VDOT office if citizen volunteers could be allowed to assist in the sign clean up effort, but permission was denied. However, staff learned of a different enforcement mechanism that would allow citizen volunteers to participate. The Commissioner of VDOT has the authority to enter into an agreement designating a locality as his agent to remove illegal signs in the rights of way within the locality and take enforcement actions against those who place them there. Under the agreement, the locality may allow both employees and volunteers to remove illegal signs in public rights of way. Other localities who have entered into similar agreements include Hanover and Fauquier Counties.

Attached is a proposed agreement between the county and VDOT providing for removal of illegal signs in public rights of way. Staff requests that the Board set a public hearing to consider execution of the agreement. If the agreement is executed, staff will then look to (1) organize a volunteer program to assist in clean up efforts and (2) establish enforcement mechanisms against those who place illegal signs in public rights of way in the county.

AGREEMENT BETWEEN
THE VIRGINIA DEPARTMENT OF TRANSPORTATION
AND
THE BOARD OF SUPERVISORS
OF
CHESTERFIELD COUNTY, VIRGINIA
FOR THE REMOVAL OF ILLEGAL ADVERTISEMENTS
WITHIN THE LIMITS OF THE HIGHWAY

THIS AGREEMENT is made this ____ day of September, 2006, between the Virginia Department of Transportation (VDOT) and the Board of Supervisors of Chesterfield County, Virginia (Board).

WITNESSETH:

WHEREAS, pursuant to Title 33.1, Chapter 7, Article 1 of the Code of Virginia, 1950, as amended, VDOT enforces a prohibition on the placement of signs and advertisements within the limits of highways in the Commonwealth; and

WHEREAS, the Board, as the governing body of Chesterfield County, and as the owner, in fee simple, of several public roads in Chesterfield County, has an interest in protecting the public health, safety, and welfare, and in protecting the appearance of the County in general and the Board's property in particular; and

WHEREAS, the Board has found that the proliferation of advertisements in the right-of-way of highways in Chesterfield County threatens the public safety and the welfare of the County, and has a negative effect on the appearance of highways; and

WHEREAS, the Board desires to exercise its authority under § 15.2-1200 of the Code of Virginia, 1950, as amended, to regulate the placement of advertisements and signs in the right-of-way of highways in the County, in a manner consistent with existing provisions of the Code of Virginia and regulations promulgated by the Commonwealth Transportation Commissioner, as provided in Virginia Code § 33.1-374; and

WHEREAS, the Board desires additional authority, as an agent of the Commonwealth Transportation Commissioner, for the removal of signs and advertisements from the highways in Chesterfield County; and

WHEREAS, the Commonwealth Transportation Commissioner desires the Board's assistance in removing signs and advertisements from the highways in Chesterfield County, and wishes to designate the Board of Supervisors and its designees as agents of the Commonwealth Transportation Commissioner for the removal, obliteration, and abatement of signs and advertisements within the limits of highways in Chesterfield County.

NOW, THEREFORE, in consideration of the foregoing, the parties agree as follows:

1. This Agreement is entered into pursuant to § 33.375.1(D) of the Code of Virginia by authorized representatives of the parties following approval by the Board in a public meeting held on September 27, 2006.
2. VDOT designates the Board, and its designees, as its agent for the purposes of removing any signs or advertisements located within the rights-of-way which violate the provisions of § 33.1-373, Code of Virginia, 1950, as amended.
3. VDOT designates the Board, and its designees, as its agent for the purposes of prosecuting violations of § 33.1-373, Code of Virginia, seeking any remedy authorized by that section, and recovering any civil penalties, fines, costs of abatement, court costs, attorney fees, and any other fines, penalties, or costs that may be awarded by a court under that section. The County shall be entitled to full reimbursement from the violator of its costs for sign removal and enforcement. Any civil penalties collected shall be remitted by the Board on a quarterly basis to the Commonwealth Transportation Commissioner and paid into the Highway Maintenance and Operating Fund.
4. This Agreement shall remain in full force and effect unless sooner terminated upon 30-days' written notice by either party to the other party.
5. This Agreement may be amended at any time by the written agreement of the parties.

WITNESS the following signatures and seals:

VIRGINIA DEPARTMENT OF TRANSPORTATION

_____

Gregory A. Whirley, Sr.
Commissioner (Acting)

CHESTERFIELD COUNTY, VIRGINIA

_____

Lane B. Ramsey
County Administrator

RESOLUTION

PROPOSED AGREEMENT BETWEEN THE VIRGINIA DEPARTMENT OF TRANSPORTATION AND THE BOARD OF SUPERVISORS OF CHESTERFIELD COUNTY, VIRGINIA, FOR THE REMOVAL OF ILLEGAL ADVERTISEMENTS WITHIN THE LIMITS OF HIGHWAYS

WHEREAS, the Board of Supervisors of Chesterfield County, Virginia ("Board"), has the authority to enter into an agreement with the Virginia Department of Transportation (VDOT) under § 33.1-375.1(D) of the Code of Virginia, Annotated;
and
WHEREAS, a public meeting was held on _____, to determine if the public health, safety, morale, or welfare requires that a sign removal program be adopted.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Chesterfield County, Virginia, does hereby approve an Agreement with the Virginia Department of Transportation under § 33.1-373 of the Code of Virginia, Annotated, to adopt a County sign removal program, and designates the Zoning Administrator to be the County's responsible party for enforcement under this Agreement.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.5.b.

Subject:

Set a Public Hearing Date for September 27, 2006 to Consider (i) Modifications to the Jefferson Davis Enterprise Zone Boundary and the Walthall Enterprise Zone Boundary; (ii) Creating Three (3) New Enterprise Subzones; (iii) Amending County Code Sections 5-5, 6-5,8-13, 9-31, 9-64, 18-22 and 19-25 to Include Benefits for the Newly Created Subzones; Amending County Code Sections 6-5 and 9-64 Related to Tax Rebates in the Enterprise Zones and Subzones; and Adopting New Section 9-65 to Establish a Rebate for Business Personal Property in Enterprise Subzones

County Administrator's Comments: Recommend Sept. 27.

County Administrator: _____

Board Action Requested:

Set a public hearing date for September 27, 2006.

Summary of Information:

The Commonwealth of Virginia's Enterprise Zone Program permits a jurisdiction to amend its Local Enterprise Zone Program once annually. Amendments may include boundary adjustments or modifications to the local benefits offered in the zone. The program also allows for the creation of up to two "subzones" per designated Enterprise Zone as long as the total acreage of the primary zone and subzones do not exceed a maximum of 3,840 acres. Effective July 01, 2005, changes to the State program eliminated the need for zones to contain a certain percentage of low-moderate income residential properties, allowing for a reallocation of acreage to non-residential parcels. The new program also changed the eligibility requirements for a locality to receive a zone designation. As such, Chesterfield County is not likely to qualify for zone

Preparer: E. Wilson Davis Title: Director, Economic Development

Attachments: ■ Yes ☐ No

000084

designation once the two current zones expire in 2014 and 2016. Therefore, in order for the County to maximize the economic impact of the zone designations for the remaining years, staff proposes to make several amendments to the local incentive program, and to modify both the Jefferson Davis and Walthall Enterprise Zone boundaries, as outlined below.

Jefferson Davis Zone: Amend the existing zone boundaries by (i) deleting 499 acres that are ineligible for Enterprise Zone benefits or unsuitable for commercial/industrial development; (ii) adding 451 acres to include parcels located on Bellwood Road, Willis Road, Reymet Road, Coach Road, Bermuda Industrial Park, and Perdue Springs Court. With the remaining acreage, (iii) create one (1) Subzone of the Jefferson Davis Enterprise Zone, consisting of 48 acres along Hull Street Road, beginning at Chippenham Parkway west and ending at 360 West Shopping Center (Turner Road).

Walthall Zone: Amend the existing zone boundaries by (i) deleting 366 acres that are ineligible for Enterprise Zone benefits or unsuitable for commercial/industrial development; (ii) adding 14 acres to include properties located on Happy Hill Road. With the remaining acreage, (iii) create two (2) Subzones of the Walthall Enterprise Zone: Subzone #1 - consisting of 182 acres along eastern Midlothian Turnpike, from Chippenham Parkway west to Providence Road; Subzone #2 - consisting of 58 acres to include the Meadowbrook and Meadowdale Shopping Centers at Hopkins Road and Chippenham Parkway.

Staff also recommends revisions to the local incentives for Business Professional, Occupational License Tax (BPOL) and Machinery and Tools Tax for all zones and subzones. Specifically, the BPOL amendment will clarify the five-year eligibility period for businesses to receive this benefit. Revisions to the Machinery & Tools Tax incentive will clarify the five-year eligibility period, as well as establish minimum investment requirements for business expansions after the initial qualifying period.

Staff is also proposing the creation a Business Tangible Personal Property (BTPP) Tax incentive, exclusively available in the subzones. This benefit will provide a one-time rebate of the BTPP, up to $100,000, to companies making a qualifying investment in any of the three subzones.

Budget and Management Comments:

This agenda item requests the Board to set a public hearing date for September 27, 2006 to consider modifications to the Jefferson Davis and Walthall enterprise zones boundaries; consider creating three enterprise subzones; and consider amendments to the County Code related to the county's enterprise zone program.

The enterprise zone incentive program is a valuable tool in the county's efforts to attract new businesses and to retain and foster the expansion of existing businesses. Business investment in enterprise zones has had a positive impact on county revenues. These changes will continue that trend.

Preparer: Allan M. Carmody **Title:** Director, Budget and Management

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING AND RE-ENACTING SECTIONS 5-5, 6-5, 8-13, 9-31, 9-64, 18-22 AND 19-25 AND ADDING 9-65 RELATING TO MACHINERY AND TOOLS TAX INCENTIVES AND ENTERPRISE ZONES

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Sections 5-5, 6-5, 8-13, 9-31, 9-64, 18-22 and 19-25 of the Code of the County of Chesterfield, 1997, as amended, are amended and re-enacted and Section 9-65 is added to read as follows:

Sec. 5-5. Permit fees.

o o o

(b) Fees shall be charged in accordance with the following schedule:

o o o

(7) *Fee exemptions*:

o o o

d. A building or auxiliary permit fee will not be charged for commercial construction located in an "enterprise zone" or "subzone" as designated by the Commonwealth of Virginia and administered by the Chesterfield County Block Grant Office. This exemption shall continue for the life of the enterprise zone or subzone.

o o o

Sec. 6-5. Tax and fee relief for qualified businesses located in an Enterprise Zone or Subzone.

(a) Any business required to obtain a license based on gross receipts or purchases pursuant to this chapter, which is located in or makes improvements to a building within an Enterprise Zone or subzone designated by the state, on or after the date on which the Enterprise Zone or subzone was established, may receive relief during the tax and fee relief period, of those taxes and fees which are calculated on the increase in gross receipts or purchases over the business' gross receipts or purchases during the base year. The base year under this section shall be the calendar year immediately preceding the year that the business initially qualifies for tax and fee relief under this section. For taxpayers who file federal income tax returns on a fiscal year basis, the base year shall be the fiscal year ending during the calendar year immediately preceding the year that the business initially qualifies for tax and fee relief under this section. For a newly established business, a new branch or a business relocating from outside Chesterfield County, the base year amount shall be zero and the tax and fee relief period shall begin in the tax year that the business

qualifies for tax and fee relief and shall last for four additional tax years, or for as long as the business remains within any Enterprise Zone or subzone in Chesterfield County, whichever period is shorter. For existing businesses which are already located in Chesterfield County, the tax and fee relief period shall begin in the tax year after the business qualifies for the relief and shall last for four additional tax years, or for so long as the business remains within any Enterprise Zone or subzone in Chesterfield County, whichever period is shorter.

(b) A business shall qualify for the tax and fee relief provided for in subsection (a) as follows:

(1) An application for tax relief under this section must be submitted to the County's Economic Development Department and the benefit accessed by the business within one year of start of operations in the zone or subzone.

~~(1)~~(2) If the business newly locates from outside any Enterprise Zone or subzone in Chesterfield County to a building or tenant space within any Enterprise Zone or subzone in Chesterfield County after the date on which the Enterprise Zone or subzone is established, it shall qualify for tax and fee relief immediately upon occupying the building.

~~(2)~~(3) If the business builds a new building which receives its certificate of occupancy after the date on which the Enterprise Zone or subzone is established, it shall qualify for the tax and fee relief immediately upon occupying the building.

~~(3)~~(4) If the business shares occupancy of a new building which receives its certificate of occupancy after the date on which the Enterprise Zone or subzone is established and is a separate and distinct business from any other business which occupies the same building, it shall qualify for tax and fee relief immediately upon occupying the building.

~~(4)~~(5) ~~If the business makes improvements to an existing building within an Enterprise Zone that cost $1 million or more or that result in a 15 percent or more increase in the assessed value of the property, as determined by the county assessor, it shall qualify for the tax and fee relief immediately upon occupying the building or, if the business occupied the building prior to the completion of the improvements, immediately upon the completion of the improvements.~~ The rebate period cannot be extended solely by relocating from one Enterprise Zone or subzone to another or by a change in ownership of the business.

(6) Each business shall be limited to one five-year period of the tax and fee relief under this section.

ooo

Sec. 8-13. Fees.

o o o

(d) No business located within an enterprise zone or subzone designated by the Commonwealth of Virginia shall be required to pay any of the fees described in this section. This exemption shall continue for the life of the enterprise zone or subzone.

o o o

Sec. 9-31. Partial exemption for certain rehabilitated, renovated or replaced commercial or industrial structures.

(a) A partial exemption from real estate taxes is granted to certain commercial and industrial property which qualifies under the criteria listed in subsection (b).

(b) For real property to qualify for the partial exemption granted by this section, the following criteria must apply:

(1) Any real estate upon which there is an existing commercial or industrial structure shall be deemed to have been substantially rehabilitated, renovated or replaced when a structure 25 years old or older has been improved so as to increase the assessed value of the structure by 15 percent or more. For structures in an area designated by the Commonwealth of Virginia as an enterprise zone or subzone, the structure may be 15 years old or older.

o o o

(c) Prior to beginning the rehabilitation, renovation or replacement the owner of any real estate meeting the criteria stated in this section shall apply for the exemption on forms provided by the county. Upon receiving the application, the county assessor shall determine the base value of the structure. This base value determination shall be effective for two years from the date of determination, but applicants may reapply after this time period expires. The owner shall pay an application fee of $50.00 for each application which shall be refundable upon completion of the replacement or rehabilitation. Property located in an enterprise zone or subzone shall be exempt from paying an application fee.

o o o

Sec. 9-64. Rebate--Machinery and tools used by certain businesses located within an Enterprise Zone or Subzone.

(a) Any business which ~~is~~ (i) ~~located~~ locates in an Enterprise Zone or subzone designated by the state after January 1, 2006 or (ii) undergoes a facility expansion or renovation which results in an increase of 15 percent or $50,000, whichever is greater, in the assessed value of its machinery and tools over the value of its machinery and tools from the previous year ("base year"), shall qualify for the rebate specified below, to the extent permissible under the Constitution of Virginia.

(b) ~~The rebate shall only apply to machinery and tools that are (i) newly purchased, (ii) newly leased or (iii) transferred from outside the county, after the date on which the Enterprise Zone is established. The rebate amount shall be the amount of machinery and tools taxes paid by the business on all qualifying machinery and tools. Provided, however, that if the business replaces machinery and tools that were previously subject to assessment by the county, the rebate shall not exceed an amount equal to the increase in tax assessed on the replacement machinery and tools over the tax assessed on the machinery and tools that were replaced.~~ An application for Enterprise Zone benefits must be submitted to the Chesterfield County Economic Development Department and the benefit accessed by the business within one year of start of operations in the Enterprise Zone or subzone, or within one year of a qualifying facility expansion or renovation in order to receive the machinery and tools tax rebate.

(c) ~~The rebate period shall begin on November 12, 1997 or the date on which the machinery and tools are delivered to the business, whichever is later. The business shall receive the rebate after January 1st of the year following the start of the rebate period, for a period of five tax years or for so long as the business occupies the building, whichever period is shorter.~~ The rebate amount shall be 100 percent of the tax on the assessed value being reported for machinery and tools taxes for each of five consecutive years (the "rebate period"), beginning the tax year after the business located in the zone or the tax year after the business achieves a qualifying expansion or renovation. However, in the case of a qualifying plant expansion or renovation, the rebate shall be limited to 100 percent of the tax on the increase in the assessed value over the value from the base year assessed value. The rebate period cannot be extended solely by relocating within or to another zone or by an ownership change. The Treasurer shall issue a rebate within 60 days of receipt of full payment of the machinery and tools tax for each year of the rebate period.

(d) ~~Any rebate available pursuant to this section shall first be used to satisfy any delinquent debts owed to the county by the business.~~ A business that would have qualified for the machinery and tools tax rebate prior to January 1, 2007, but does not apply for the benefit on or before December 31, 2006, will no longer be eligible for a rebate unless it qualifies under the provisions taking effect January 1, 2007, or later. Businesses that have applied for machinery and tools tax rebates under the program in effect prior to January 1, 2007, shall continue to receive such benefits subject to the terms and conditions contained in this section 9-64. The rebate will be limited to the tax on machinery and tools purchased or leased prior to January 1, 2007. Such machinery and tools will be eligible for the rebate for five tax years, beginning the tax year following the year such property was purchased or leased, or until sold or replaced. To receive a rebate, a business must file the annual Return of Machinery and Tools, along with a detailed list of assets, with the Office of the Commissioner of the Revenue. The business must pay the resulting machinery and tools tax and then submit a written request to this office within 90 days of such payment asking that the allowable portion of these taxes be rebated. The Commissioner may request additional documentation from the business, and that documentation must be received within ten days from the date of this request unless the Commissioner agrees, in his sole discretion, to an extension of time for the submission of such documentation. In no case, however, shall the extension exceed 90 days. Failure to request the rebate or to submit the required documentation, as determined by the

Commissioner in a timely manner shall result in forfeiture of the machinery and tools rebate incentive for that year of the rebate period. Neither a sale and lease-back agreement nor a subsequent purchase of equipment originally leased shall extend the rebate period beyond the original five-year period.

(e) The rebate of tax on qualifying leased property must be issued directly to the lessor unless the lessee provides documentation showing that the lessee either paid the tax on such property directly to the County or reimbursed the lessor for such taxes.

(f) Any rebate available pursuant to this section shall first be used to satisfy any delinquent debts owed to the county by the business.

Sec. 9-65. Rebate – Business Personal Property tax by certain businesses located in Enterprise Subzone.

(a) Any business which locates from outside the County to an Enterprise Subzone after January 1, 2006 is qualified to receive a rebate of business personal property tax subject to the terms and conditions of this section 9-65.

(b) An application for a rebate under this section must be submitted to the County Economic Development Department, and the benefit accessed by the business within one year of locating in the subzone.

(c) The rebate shall be equal to 100 percent of the taxes paid on business tangible personal property up to a maximum of $100,000 for the first full calendar year the business is located in an Enterprise subzone approved by the state.

(d) To qualify for the rebate under subsection (c), the business must make a capital investment of at least $5,000,000 within the subzone.

(e) Relocation of existing operations to a subzone are ineligible for tax relief under this section, unless qualifying capital investment requirements are met, as outlined in item (d) of this section 9-65.

o o o

Sec. 18-22. Connection fees.

o o o

(f) No capital cost recovery charge shall be charged for a meter that is five-eighths of an inch in size or smaller which serves any business that is located in an Enterprise Zone or subzone designated by the Commonwealth of Virginia if the business is connecting to the county utility system for the first time. This exemption shall continue for the life of the Enterprise Zone or subzone.

o o o

Sec. 19-25. Fees.

In addition to any other fees required by the county, fees shall be payable to the county treasurer and submitted to the planning department upon filing the following applications:

o o o

(f) Enterprise zone or subzone fee exemptions:

(1) For any office, commercial or industrial use within an enterprise zone or subzone designated by the Commonwealth of Virginia, no application fee shall be required for the following actions, provided the director of planning determines that the request is in compliance with the comprehensive plan:

a. Amend a condition of zoning

b. Conditional use or planned development

c. Deferral

d. Sign permit

e. Site plan review, resubmittal of site plan, or adjustment to an approved site plan

f. Substantial accord determination

g. Zoning reclassification

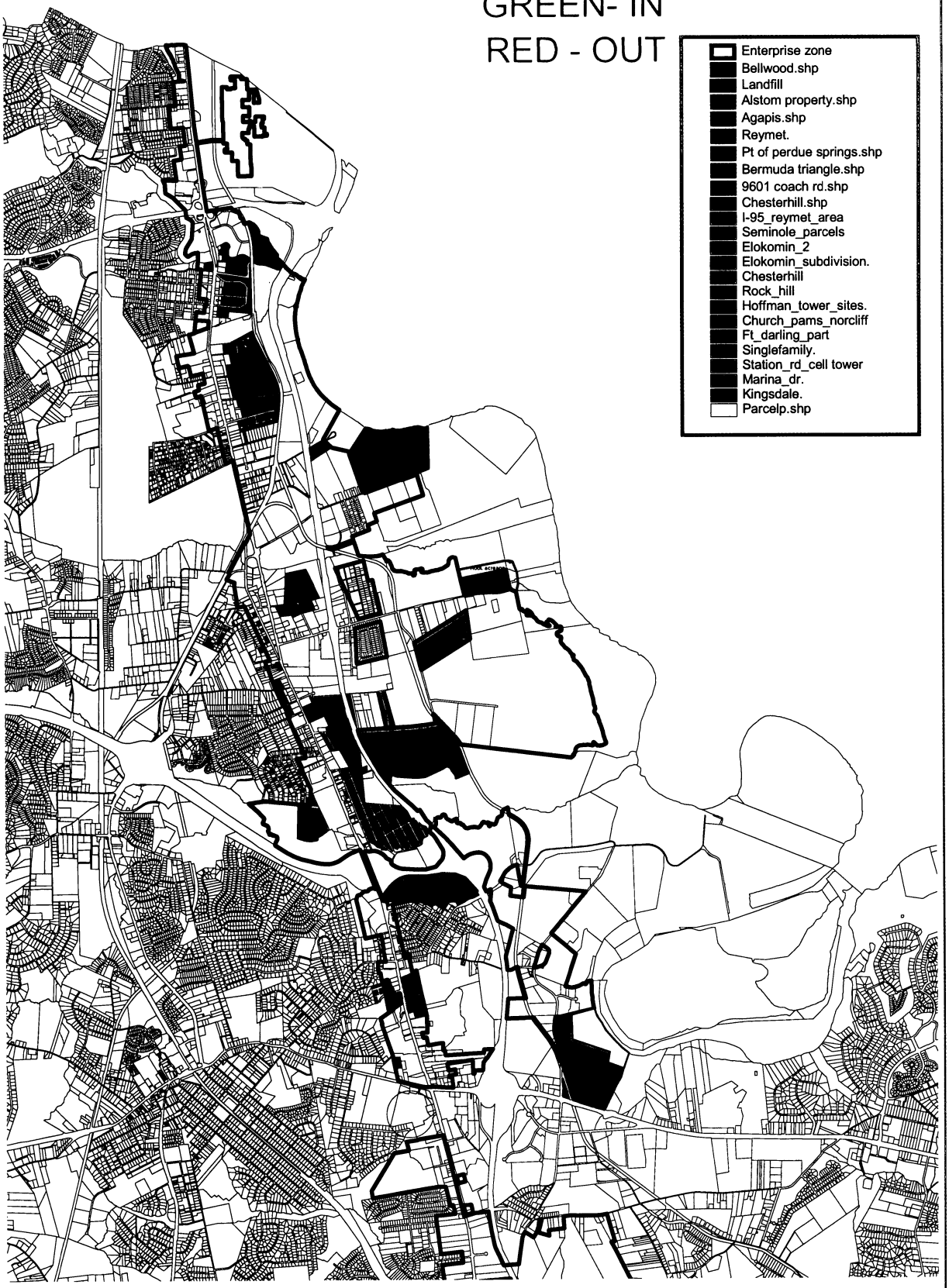
This exemption shall continue for the life of the enterprise zone or subzone. The fee exemption for the Jefferson Davis Highway Enterprise Zone expires on December 31, 2014. The fee exemption for the Walthall Enterprise Zone expires on December 31, 2016.

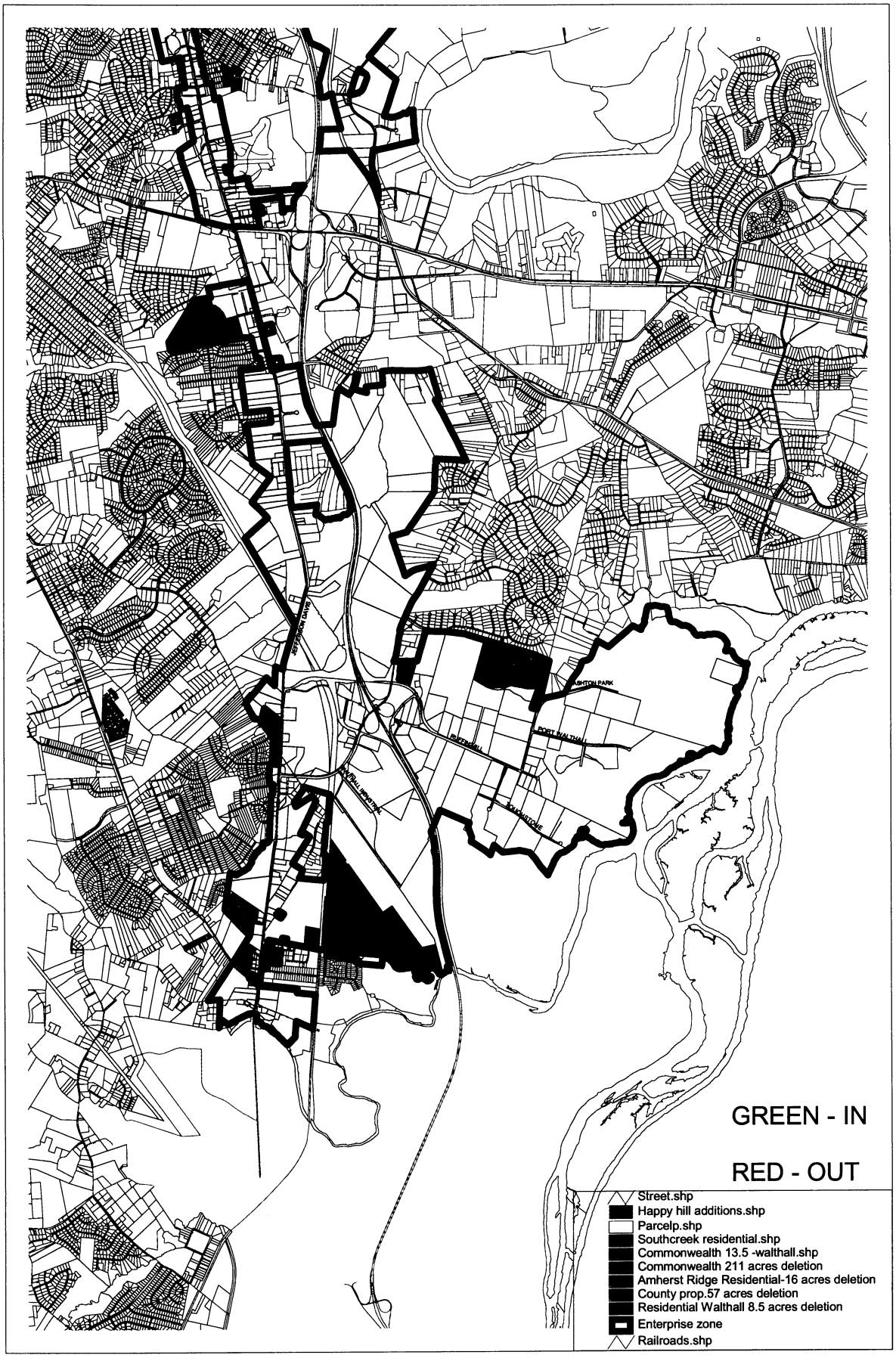
(2) That this ordinance shall become effective immediately upon adoption.

Chesterfield County
Jeff Davis E/Z 2006
Additions and Deletions

GREEN- IN

RED - OUT





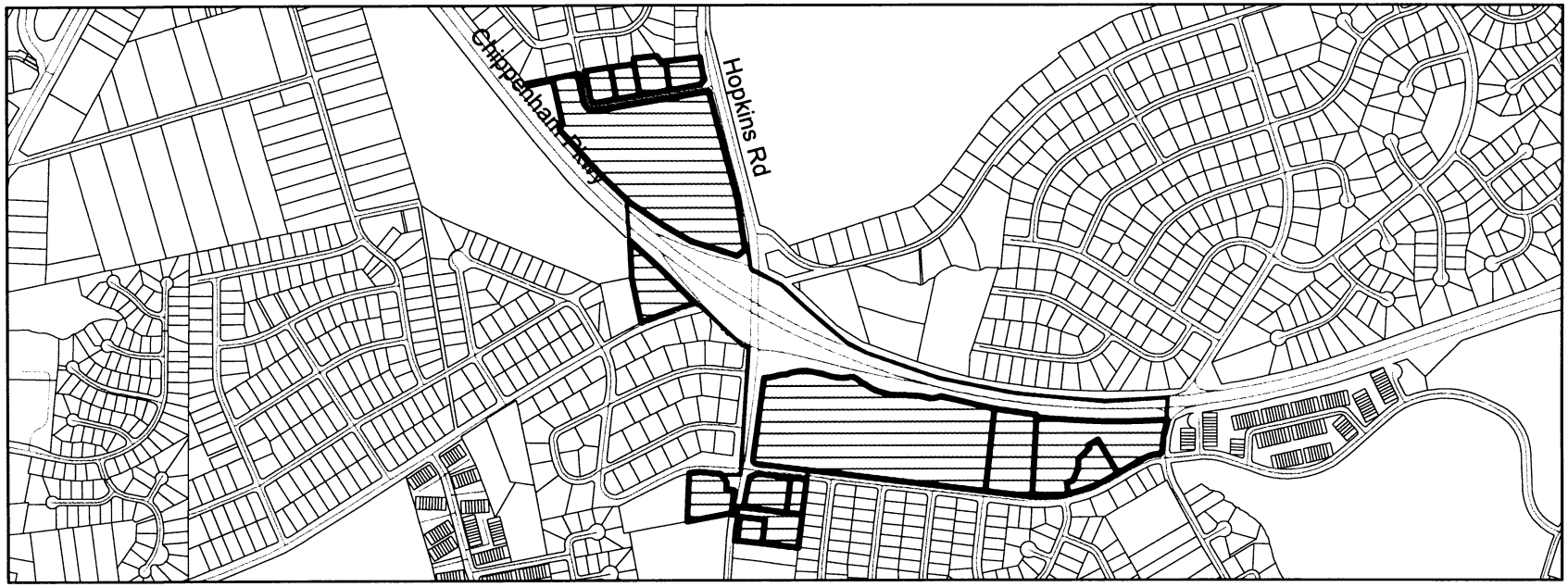
Chesterfield County Walthall E/Z 2006
Additions and Deletions

000094

Jeff Davis E/Z (Sub-Zone)

Hull Street Road Area - 48 acres

Walthall E/Z Sub zone (1) 58 acres Meadowdale & Meadowbrook S.C.



Walthall E/Z Sub zone (2) 182 acres Providence Rd to Chippenham Pkwy

960000

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.5.c.

Subject:

Set Public Hearing to Consider Amendments to the County's Business License Tax Ordinance

County Administrator's Comments: Recommend Sept. 27

County Administrator: HBR

Board Action Requested:

The Board of Supervisors is requested to set a public hearing for September 27, 2006 to consider amendments to sections of the County Code relating to the business license tax.

Summary of Information:

Since 1997, Board approved changes to the business license ordinance have resulted in an estimated $43 million in cumulative savings to county businesses. In order to attract and retain businesses, the Board has implemented substantial reductions to the flat fee and category rates and made significant increases to the gross receipts threshold and gross receipts exemption level. In 2000, the Board capped the annual revenue budget for the business license tax at $15.6 million with the intended goal of positioning the county's business license tax structure as the most competitive of the major localities in the region.

Revenue received from business licenses in the fiscal year just ended exceeded the cap by almost $1.9 million. Consequently, adjustments to rates for calendar year 2007 are being recommended to the Board.

Preparer: Allan M. Carmody Title: Director, Budget and Management

Attachments: ■ Yes ☐ No

000097

Summary of Information (continued):

Staff recommends that the Board amend the rates in the personal service, business service, commission merchant, and amusement machine operator categories from $0.33 to $0.20 per $100 (a 39% decrease) and in the repair service category from $0.27 to $0.20 (a 26% decrease). Staff is estimating that these rate reductions would provide tax savings of $1.7 million to over 1,000 county businesses in 2007.

The recommended rate reductions for 2007 would enable the county to meet its goal of having the most competitive business license tax structure of the major localities in the region. With that goal accomplished, staff also recommends that the Board consider discontinuing the cap on business license revenue. Staff recommends that the excess revenue first be dedicated to debt service for road improvements and the establishment of an annual business incentive fund. Additional information on road funding will be forthcoming this fall as staff is planning a transportation summit. The decision to either keep the revenue cap or lift it does not have to be made until the results of FY2007 revenues are known.

The ordinance is attached. If approved, the amendments would become effective January 1, 2007.

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING AND RE-ENACTING SECTIONS 6-30, 6-32, and 6-35 RELATING TO BUSINESS LICENSE TAX RATES

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Sections 6-30, 6-32 and 6-35 of the Code of the County of Chesterfield, 1997, as amended, are amended and re-enacted to read as follows:

6-30 Miscellaneous services.

(a) Every person engaged in a personal or business service shall pay a license tax of ~~$0.33~~ $0.20 per $100.00 of base year gross receipts.

(b) Every persons engaged in a repair service shall pay a license tax of ~~$0.27~~ $0.20 per $100.00 of base year gross receipts.

o o o

6-32 Commission merchants.

Every person engaged in business as a commission merchant shall pay a license tax of ~~$0.33~~ $0.20 per $100.00 of base year gross receipts.

o o o

Sec. 6-35. Slot machines.

o o o

(b) Every person selling, leasing, renting or otherwise furnishing or providing a coin-operated amusement machine, as defined in Code of Virginia §58.1-3720, and Code of Virginia §58.1-3721, shall pay a license tax of ~~$0.33~~ $0.20 per $100.00 of base year gross receipts of such operator from amusement machines operated within the county. This section shall not apply to any person owning less than three coin machines and operating such machines on property owned or leased by such person.

o o o

(2) That these ordinances shall become effective immediately upon adoption.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 24, 2006 **Item Number:** 8.D.6.

Subject:

Authorization to Execute a Contract for Disaster Debris Collection, Processing and Disposal Services

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Authorize the County Administrator to execute contracts for disaster debris collection, processing and disposal services through Hanover County's Request for Proposal issued on behalf of the Counties of Hanover, Chesterfield, Henrico and the Town of Ashland.

Summary of Information:

These contracts are for standby disaster debris collection, processing and disposal services that can deliver a range of vegetative waste recovery services. These services are specific to tasks involved in post-event clearing of roads, debris removal and processing, removal of hazardous stumps and provide necessary documentation and assistance for FEMA reimbursement. Also, included is abatement of hazardous waste materials if and where encountered during the course of the recovery services. The nature of the event affecting the county will determine the types and quantities of services utilized through these contracts. The role of Hanover County has been to develop a Request for Proposal on behalf of the Counties of Hanover, Chesterfield, Henrico and the Town of Ashland; solicit qualified contractors, and select, with the assistance of representatives from those jurisdictions, one or more qualified responsive contractors. A Chesterfield County contract will be developed with one or both of the successful respondents; those firms being Crowder-Gulf, Inc. and Omni Pinnacle, Inc. There is no cost associated with these contacts until or unless the contracts are activated by the county after a disaster event.

Preparer: Francis M. Pitaro Title: Director of General Services

Attachments: ☐ Yes ■ No

000100

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.7.

Subject:

Agreement Between the Henricus Foundation, Henrico County and Chesterfield County

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Staff requests that the Board of Supervisors approve and authorize the County Administrator to sign the attached Agreement with the Henricus Foundation and Chesterfield County, and that the Board of Supervisors create three new additional positions for implementation of the agreement.

Summary of Information:

The Agreement summarizes the working relationship between the Foundation and the Counties for operations and strategic planning for Henricus Historical Park. Henrico County participates in funding for operations and for capital improvements. This Agreement updates an earlier Agreement that recognized the need for revisions as the extent of the development of the site increased. This Agreement has been developed in conjunction with the Executive Committee of the Henricus Foundation and Henrico County staff. The Henricus Foundation Board of Trustees endorsed the proposal at their August, 2006 meeting, and the Henrico County Board of Supervisors will be asked to consider approval at a September, 2006 meeting. Funding for implementation is included in the current year Parks and Recreation budget.

Preparer: Michael S. Golden Title: Director-Parks and Recreation

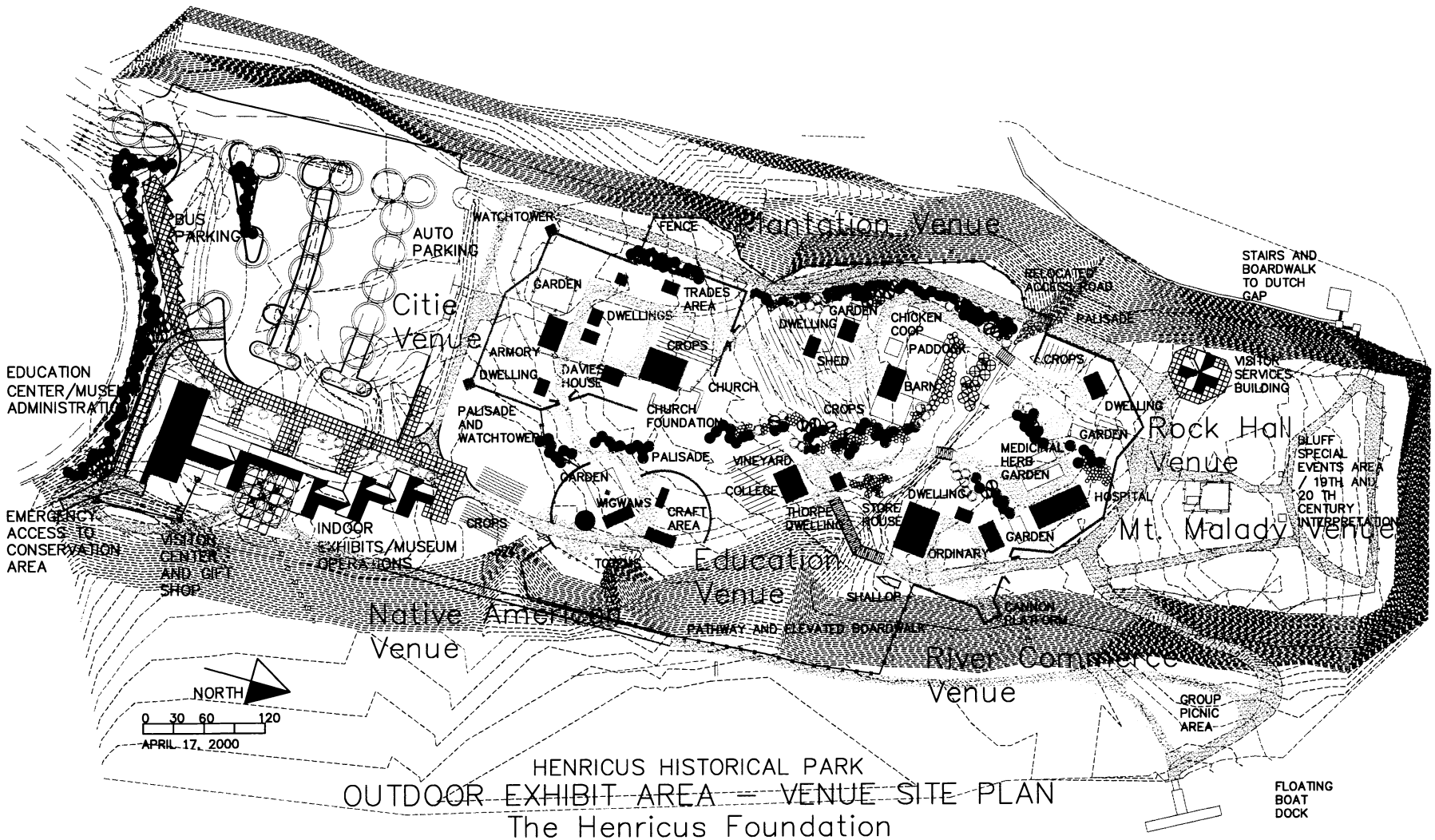
Attachments: ■ Yes ☐ No

#000101

Budget and Management Comments:

This item requests that the Board approve the revised agreement with the Henricus Foundation and Henrico County as it pertains to operation and maintenance of Henricus Historical Park. The Board is also being asked to create three additional full time positions. The FY2007 Parks and Recreation budget includes sufficient appropriations to allow for implementation of this agreement.

Preparer: Allan M. Carmody **Title:** Director, Budget and Management



HENRICUS HISTORICAL PARK
OUTDOOR EXHIBIT AREA – VENUE SITE PLAN
The Henricus Foundation
Chesterfield County, Virginia

000103

AGREEMENT CONCERNING
HENRICUS HISTORICAL PARK

THIS AGREEMENT concerning HENRICUS HISTORICAL PARK (the "Agreement") is made and entered into this 1 day of September 2006, by and between the COUNTY OF CHESTERFIELD, VIRGINIA ("Chesterfield") and the COUNTY OF HENRICO, VIRGINIA ("Henrico") (collectively "the Counties"), and HENRICUS FOUNDATION (the "Foundation"). In consideration of the mutual promises and undertakings herein contained, Chesterfield, Henrico and the Foundation agree as follows:

I. Overall Agreement

The Foundation shall, for and on behalf of the Counties, manage, maintain, operate, and improve Henricus Historical Park ("Henricus") for the use and pleasure of the citizens of the Counties and all other interested persons upon the following terms and conditions.

The mission of the Henricus Foundation is "to generate public interest in, and preserve, restore, reconstruct or otherwise maintain historical structures, objects, works of art and locations, and to promote, encourage and carry on any historical, interpretive, research, fundraising, etc., or educational activities relating to the site of the "Citie of Henricus".

All plans for major public events and capital construction projects shall be jointly approved by the Foundation and the Counties.

II. Duties and Responsibilities of the Foundation

The Foundation shall:

A. Be responsible for the strategic direction and improvement of Henricus, including its furnishings and grounds, as a quality historical park.

B. Report semi-annually to the County Administrator/Manager of each County on the operation of Henricus, including the annual financial statements reported on by the Foundation's independent certified public accountants, on all expenditures for improvement, operation and maintenance of Henricus, and shall account fully for all funds advanced to the Foundation by the Counties either for capital projects or operating funds for aid in such purposes.

C. Keep its books and financial records open to inspection and audit by the Counties, including its duly authorized designees, at reasonable times and at reasonable places upon written request by either County.

D. Obtain the prior written approval of the Counties before undertaking any permanent changes to Henricus, not shown on the approved and attached Master Plan and exceeding $20,000 in cost.

E. Be responsible for the selection of all new equipment, furnishings and fixtures required for each building and structure in Henricus, including the Education Building and Visitor's Center, subject to prior concurrence by the Counties.

F. Be responsible for the employment, evaluation, and discharge of the Executive Director of Henricus, subject to consensus approval of a Special Committee comprised of the Executive Committee of the

Foundation and the County Trustees, one trustee from each County. The chairman of the Henricus Foundation will preside over the Special Committee meetings. The Foundation will also be responsible for setting the overall strategic direction for the Executive Director's work.

G. Provide for Foundation Directors and Officers liability insurance, in a form and amount approved by the Chesterfield County Risk Manager.

H. Agree to recognize and acknowledge the Counties in all public relations efforts.

III. Executive Director

The Executive Director will be charged with accomplishing the overall mission of the Henricus Foundation within the framework outlined in this agreement.

The Executive Director shall work under the daily direction of the Chesterfield County Parks and Recreation Director. Such daily direction shall be consistent with the overall mission of the Henricus Foundation and in accord with Chesterfield County policies and procedures.

Duties to the Foundation

A. The Executive Director shall work with the Foundation Board to develop and promote the overall strategic plan and direction for Henricus.

B. At the direction of the Foundation, the Executive Director shall be responsible for the overall promotion of Henricus including a plan that promotes educational programs, tourism and fundraising opportunities.

C. The Executive Director shall be responsible for execution of the approved Master Plan for Henricus in accordance with the timing and amount of appropriations provided by the Counties and other designated funders.

D. The Executive Director shall assist the Foundation in development of historical research and preparation of interpretive programs and presentations.

E. The Executive Director shall provide quarterly financial reports to the Foundation and perform other activities and duties as required by the Foundation.

F. The Executive Director will prepare grant requests and otherwise assist the Foundation in fundraising concepts and promotion under Foundation direction.

Duties to the Counties

A. The Executive Director shall be responsible for the daily supervision of all personnel assigned to Henricus as determined by Chesterfield County's Parks and Recreation Director.

B. The Executive Director shall be responsible for the fiscal planning, oversight and management of both the operating funds provided to Henricus as well as the capital funds provided for construction and execution of the approved Master Plan. This responsibility shall include providing, at a minimum, quarterly financial reports to the Counties and Foundation, as well as preparation and

coordination with the counties in the development of the requested operating budget.

IV. Powers of the Foundation

A. The Foundation may contract on its own behalf for expenditure of Foundation Funds and not as an agent of the Counties, with third parties for the provision of goods and services in connection with the discharge of its duties under this Agreement, and the Counties shall not thereby become the principal under any such contract, but shall only be a third party beneficiary thereunder. All such contracts shall contain insurance and/or bonding requirements as required by the County Risk Manager. The Foundation agrees to follow public procurement guidelines when contracting for expenditures over $10,000.

B. All contracts for expenditure of capital County funds of over $100,000 shall be obligated and administered by Chesterfield County in cooperation with Henricus representatives.

C. The Foundation shall plan and implement the educational programs at Henricus, subject to concurrence of the Counties.

D. The Foundation shall have the power to impose such reasonable restrictions as it may deem necessary or desirable to protect the general rights of the public to access at reasonable times and for reasonable purposes including the power to establish the opening and closing hours for Henricus and its exhibits and buildings, subject to concurrence of the Counties.

E. The Foundation, in its discretion, may collect reasonable fees for admission to Henricus and its programs and exhibits, and reasonable rental fees for use of the facilities and may establish policies and procedures for the implementation and collection of those fees. The setting of such fees shall be subject to review by the Counties. Rentals or other events allowing consumption of alcohol shall be in compliance with applicable state ABC regulations and Chesterfield County policy.

F. The Foundation may contract with others to operate certain ancillary concessions at Henricus and may charge for meals, goods, or services offered for sale to the public. All such operations shall be in compliance with required state and local permits and regulations.

G. Operating proceeds received by the Foundation shall be used for the improvement, operation, and programs of Henricus.

H. The Foundation shall have sole and unrestricted power to use any and all funds received through its efforts at solicitation, but in accordance with the terms of any non-County grant and approved Foundation budget obligations.

I. The Foundation is hereby authorized to solicit private and public funds and to apply for federal and state funds for the improvement, operation or programs, of Henricus. Such solicitations shall be subject to approval by both Counties where County matching funds are required.

J. The Foundation shall provide and pay for Trustee's and officer's liability insurance and such other insurance as it deems appropriate.

V. Duties of the Counties

A. The Counties shall assist the Foundation by providing the following maintenance functions and services as defined within the Foundation's approved budget and not otherwise covered by Foundation Grants.

1. All staff and employees of Henricus, including the Executive Director, shall be employees of Chesterfield County and subject to all of its policies and procedures, including payment of salaries and wages and provision of all Chesterfield employee benefits to which they are entitled.

2. The Counties will provide and pay for all grounds maintenance such as, but not limited to, mowing, trimming, landscaping, and leaf and snow removal.

3. Provide and pay for all repair and replacement to all buildings and systems at Henricus including, but not limited to, routine maintenance to include heating, ventilating, and air conditioning (HVAC) equipment inspection and repairs, HVAC filter replacement, plumbing, electrical and structural repairs and maintenance of all access roads, security systems and fire protection systems.

4. Be responsible for the payment of operating expenditures and all utilities including the cost of electrical, water service and telephone or other communication services.

B. The Counties shall provide insurance in amounts to be determined by the Chesterfield County Risk Manager, whether through Chesterfield County self-insurance or purchased insurance in the interest of the Counties and the Foundation, including the following:

1. Commercial property insurance including boiler and machinery and crime perils for all buildings, fixtures and equipment of the Counties and Foundation;

2. Employee dishonesty insurance extended to include authorized volunteers acting within their capacity as such;

3. Commercial general liability and umbrella insurance;

4. Automobile liability non-ownership insurance;

5. Worker's compensation insurance.

C. The Administrator~~s~~ /Manager of each County will propose the necessary funds in combination with other grants and donations in their respective budgets to complete construction over time of all buildings and structures in the approved and attached Master Plan as well as to provide for the annual operation and maintenance of these facilities. The amount of the counties' funding will be determined annually by appropriation from the Board of Supervisors of each County. The completion of the Master Plan will be subject to amendment of the Plan as well as budget considerations. The Henricus Foundation will commit to its best efforts to raise supplementary funds for these purposes.

VI. Term of Agreement

A. This Agreement shall be effective September 1, 2006, shall continue until September 1, 2009, and shall automatically renew itself for two (2) additional terms of three years each, unless or until terminated.

B. This Agreement may be amended by written agreement signed by all parties.

C. This Agreement may be terminated with or without cause, by six months written notice by any party unless otherwise agreed in writing. In the event of termination, all funds advanced to the Foundation by the Counties for capital improvement, operation, programs, or maintenance of Henricus and not obligated by the Foundation for such purposes by the date of termination shall be returned to the Counties within 60 days of the date of termination.

D. If the Agreement is terminated by the Foundation pursuant to VI.C. above, or if the Henricus Foundation ceases to operate or exist, the Henricus land shall revert to Chesterfield County with the exception of the acreage located within the bounds of Henrico County generally occupied by the town or settlement of Henricopolis in 1622, which would revert to Henrico County. The improvements thereon may be leased to the Foundation, subject to mutually agreeable land lease terms. In the case that such agreeable terms are not reached, the assets of Henricus will be transferred to the Counties for the purpose of operating the Henricus Historical Park. If the Counties cease to operate Henricus Historical Park, all historic assets (including but not limited to antiques; artifacts; letters, books and other historic documents; and historic reproductions) previously transferred by Henricus to the-Counties shall, to the extent legally permissible, be donated or sold to historic, charitable or eleemosynary entities who have a legitimate interest in such historic assets and will appropriately preserve, restore, study and exhibit such assets.

VII. General Provisions

A. This Agreement is not assignable by the Foundation without the prior written consent of the Counties.

B. The provisions of this Agreement are severable; the invalidity of any provision hereof shall not affect the validity of any other provision contained in this Agreement.

C. This Agreement between the Counties and the Foundation is not intended as a waiver of sovereign immunity or any other defense that the Counties or the Foundation may assert against a third party. Notwithstanding anything to the contrary, nothing in this Agreement is intended or shall be construed to require either party to indemnify or hold harmless the other party.

D. This Agreement may be simultaneously executed in two or more counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

E. All notices shall be given as follows:

1. If to Chesterfield County: Lane Ramsey
County Administrator
9901 Lori Road
Room 500
Chesterfield, Virginia 23832

2. If to Henrico County: Virgil R. Hazelett, P.E.
County Manager
3d Floor, Administration Building
4301 East Parham Road
Richmond, Virginia 23228
(by mail)
P. 0. Box 27032
Richmond, Virginia 23273-7032

3. If to the Foundation: Chairman
The Henricus Foundation
P.O. Box 523
Chesterfield, Virginia 23832

Witness the following signatures.

CHESTERFIELD COUNTY, VIRGINIA
By: _____
_____, 2006 Lane Ramsey, County Administrator

HENRICO COUNTY, VIRGINIA
By: _____
_____, 2006 Virgil R. Hazelett, County Manager

The HENRICUS FOUNDATION
By: _____
_____, 2006 Chairman

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.8.a.

Subject:

Request Permission for a Proposed Fence to Encroach Within an Existing Twenty-Five Foot Storm Water Management/Best Management Practice Easement Across Lot 33, Bermuda Orchard, Section 2

County Administrator's Comments: Recommend Approval

County Administrator: LJR

Board Action Requested:

Grant James T. Yandle and Janet M. Yandle permission for a proposed fence to encroach within an existing 25' SWM/BMP easement across Lot 33, Bermuda Orchard, Section 2, subject to the execution of a license agreement.

Summary of Information:

James T. Yandle and Janet M. Yandle have requested permission for a proposed fence to encroach within an existing SWM/BMP easement across Lot 33, Bermuda Orchard, Section 2. This request has been reviewed by staff and approval is recommended.

District: Bermuda

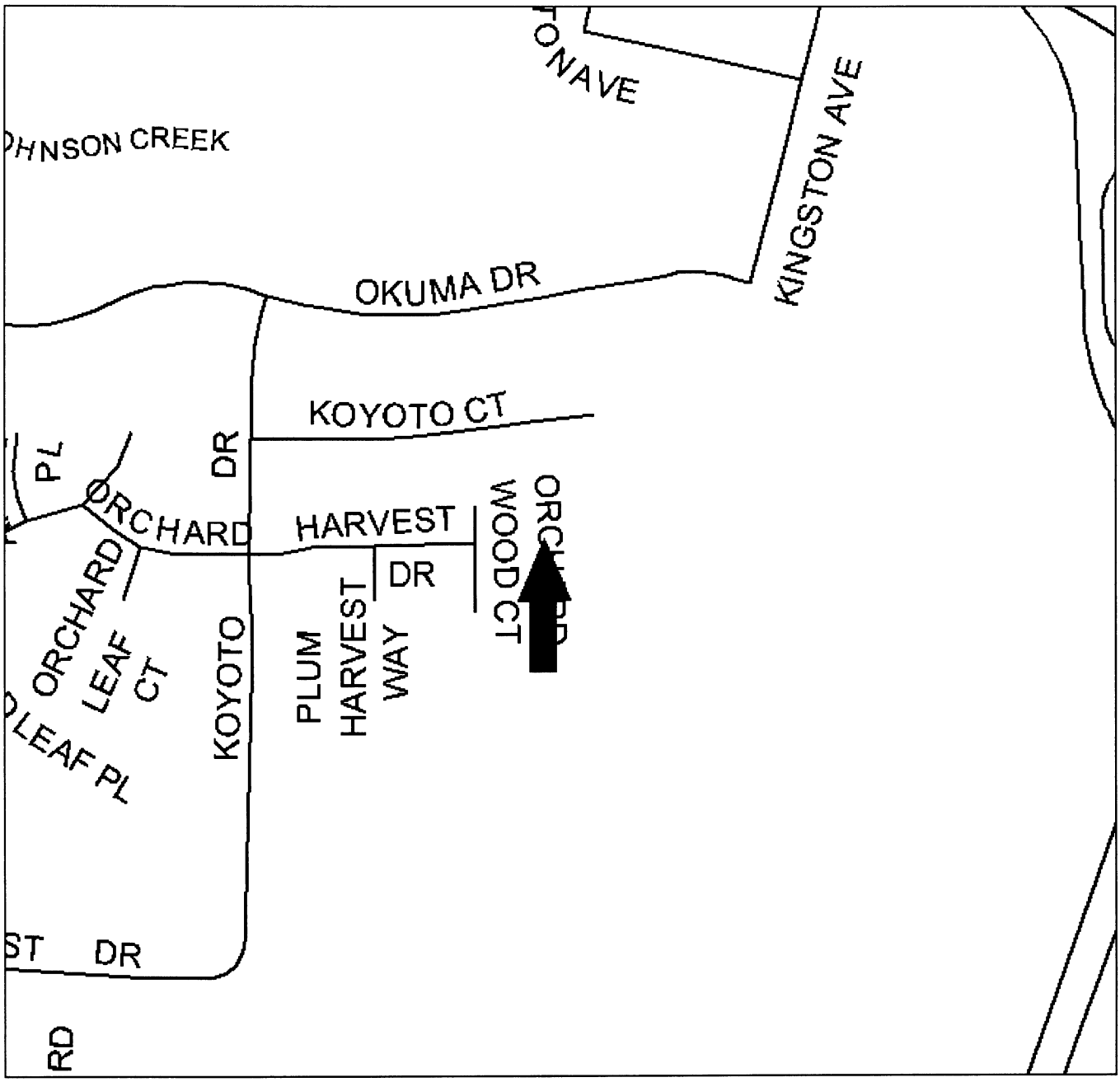
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000110

VICINITY SKETCH

REQUEST PERMISSION FOR A PROPOSED FENCE TO ENCROACH WITHIN AN EXISTING 25' SWM/BMP EASEMENT ACROSS LOT 33 BERMUDA ORCHARD SECTION 2

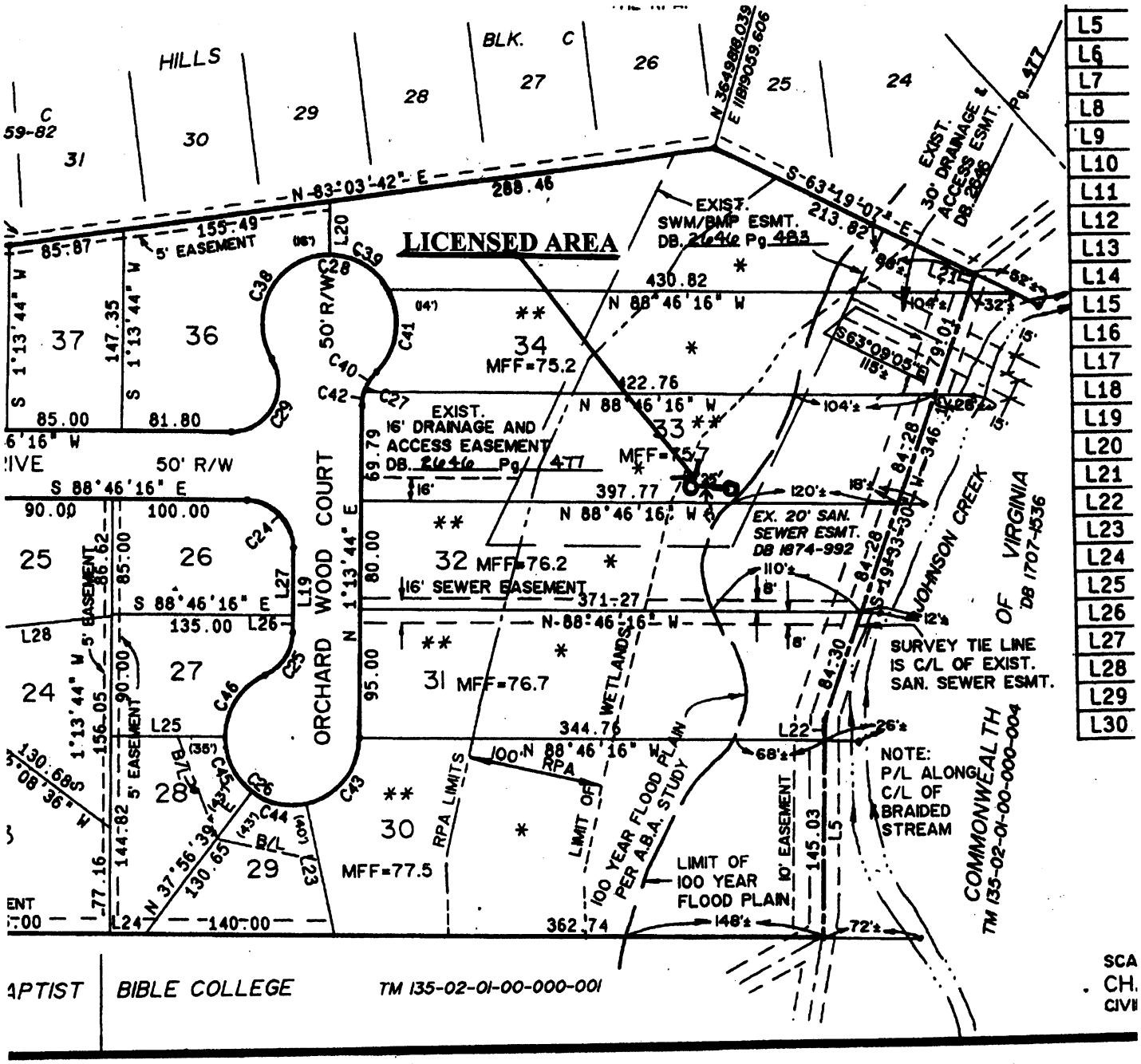


Chesterfield County Department of Utilities

N W E S

1 inch equals 416.67 feet

000111



James T. Yandle
Janet M. Yandle
13413 Orchard Wood Ct.
DB. 3862 PG. 677
PIN: 819649006100000

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.B.8.b.

Subject:

Request Permission for a Proposed Fence to Encroach Within an Existing Sixteen-Foot Drainage Easement Across Lot 45, Mallory Village, Section A at Charter Colony

County Administrator's Comments: Recommend Approval

County Administrator: LBR

Board Action Requested:

Grant David Patrick Dwyer and Victoria Linda Dwyer, permission for a proposed fence to encroach 4' into a 16' drainage easement across Lot 45, Mallory Village, Section A at Charter Colony, subject to the execution of a license agreement.

Summary of Information:

David Patrick Dwyer and Victoria Linda Dwyer, have requested permission for a proposed fence to encroach within a 16' drainage easement across Lot 45, Mallory Village, Section A at Charter Colony. This request has been reviewed by staff and approval is recommended.

District: Bermuda

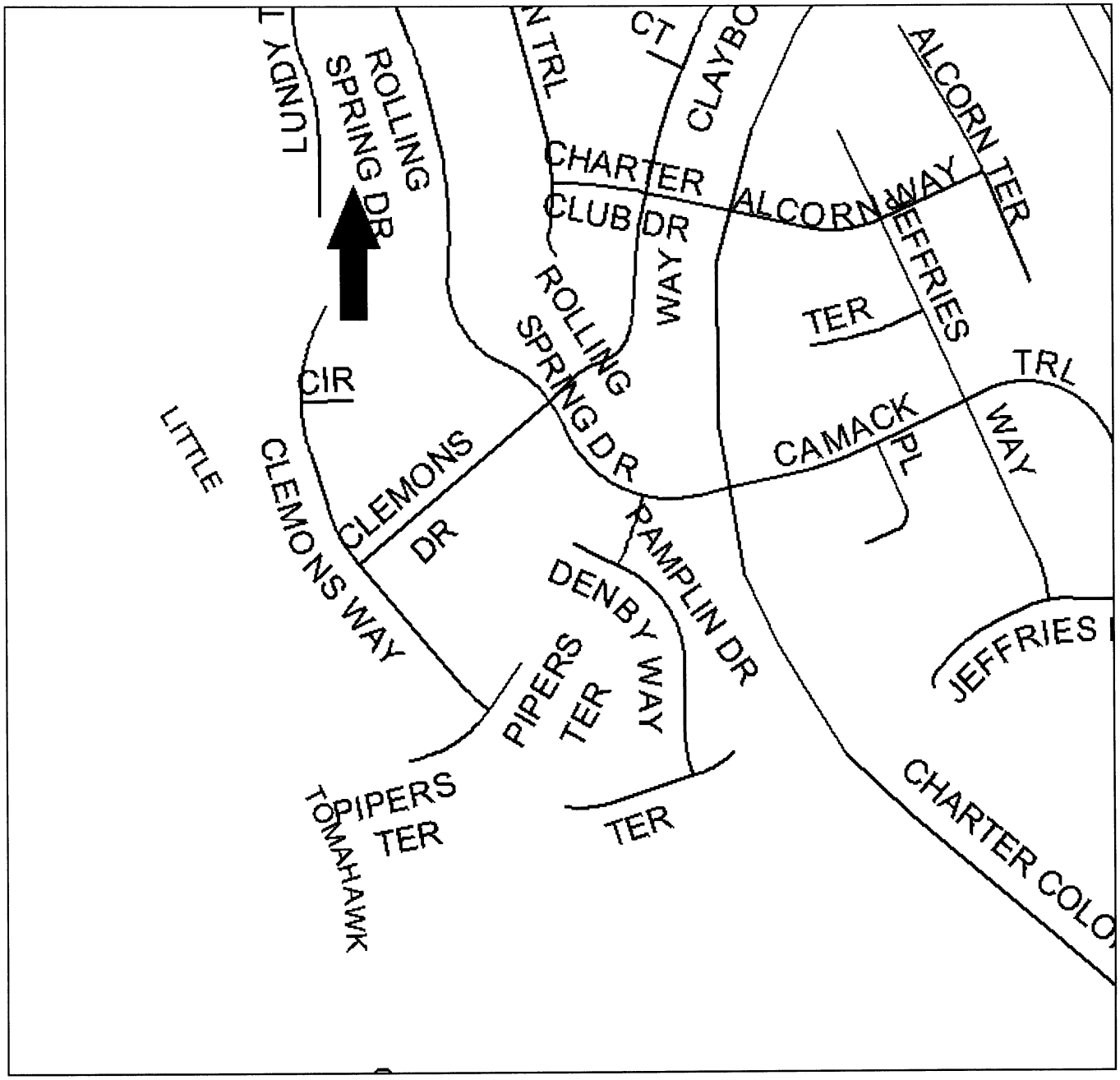
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000113

VICINITY SKETCH

REQUEST PERMISSION FOR A PROPOSED FENCE TO ENCROACH WITHIN A 16' DRAINAGE EASEMENT ACROSS LOT 45 MALLORY VILLAGE SECTION A AT CHARTER COLONY

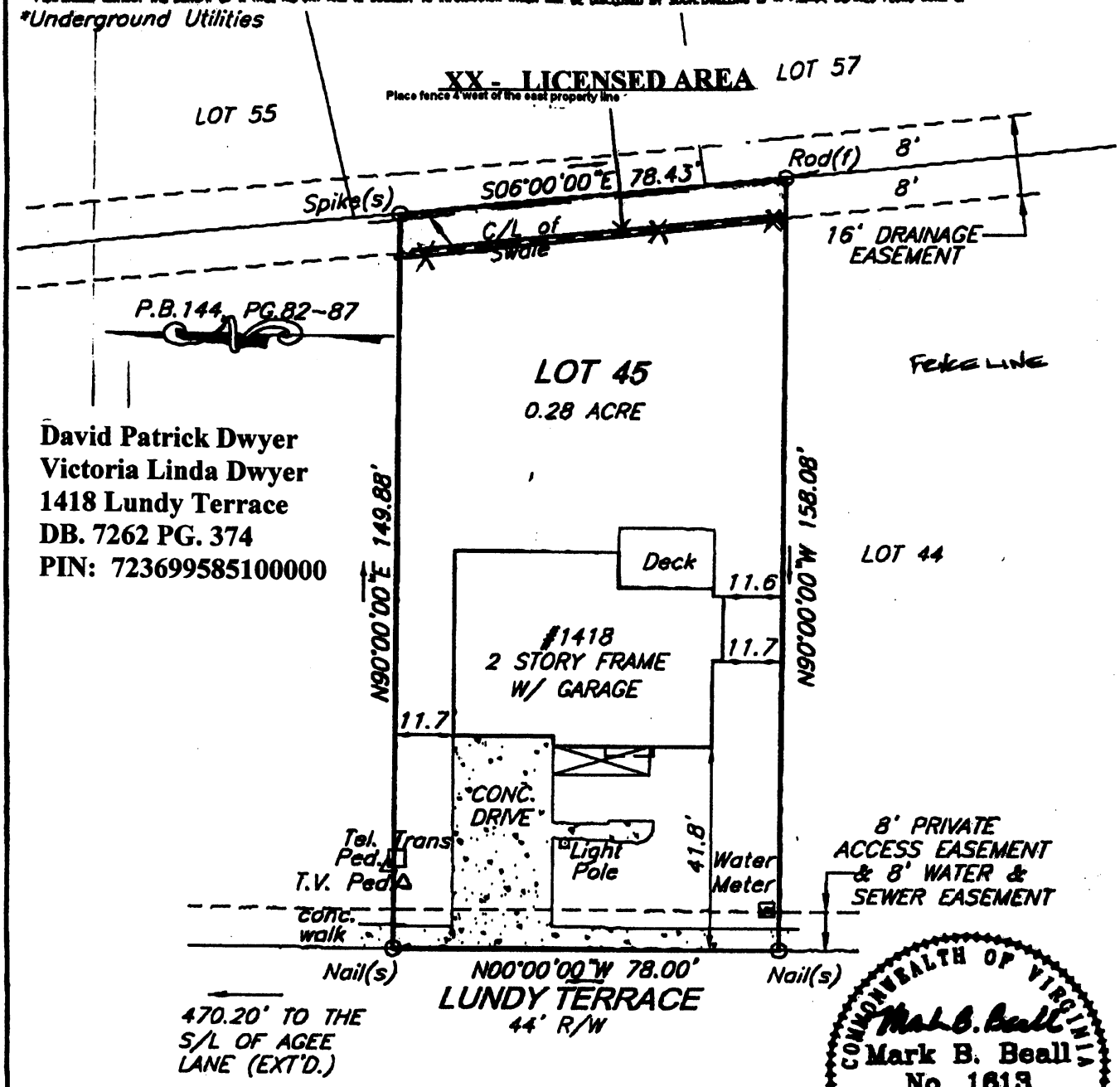


Chesterfield County Department of Utilities

N W E S

1 inch equals 416.67 feet

I HEREBY CERTIFY THAT AN ACTUAL FIELD SURVEY OF THE PREMISES SHOWN HEREON HAS BEEN PERFORMED UNDER MY SUPERVISION; THAT ALL IMPROVEMENTS AND VISIBLE EVIDENCE OF EASEMENTS ARE SHOWN HEREON, AND THAT THERE ARE NO ENCROACHMENTS BY IMPROVEMENTS EITHER FROM ADJOINING PREMISES ON FROM SUBJECT PREMISES OTHER THAN SHOWN HEREON. THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE REPORT AND IS SUBJECT TO INFORMATION WHICH MAY BE DISCLOSED BY SUCH. DWELLING IS IN F.E.M.A. DEFINED FLOOD ZONE C.



COMMONWEALTH OF VIRGINIA
Mark B. Beall
No. 1613
6/13/2006
LAND SURVEYOR

Improvements on
LOT 45, SECTION A
MALLORY VILLAGE AT CHARTER COLONY
Chesterfield County, Virginia

DATE: 6/13/2006
SCALE: 1"=30'
JOB NO: C0620499
Pur: DAVID & VICTORIA DWYER

BALZER AND ASSOCIATES, INC.
REFLECTING TOMORROW
www.balzer.cc

• PLANNERS • ARCHITECTS • ENGINEERS • SURVEYORS •
501 Branchway Road • Suite 100 • Richmond, Virginia 23236 • Phone (804) 794-0571 • Fax (804) 794-2636

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.8.c.

Subject:

Request to Install a Private Water Service Within a Fifty-Foot Unimproved County Right of Way to Serve Property at 9130 Oak Lawn Street

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Grant Elizabeth B. Brookman permission to install a private water service within a 50' unimproved county right of way, subject to the execution of a license agreement and authorize the County Administrator to execute the water connection agreement.

Summary of Information:

Elizabeth B. Brookman has requested permission to install a private water service within a 50' unimproved county right of way to serve property at 9130 Oak Lawn Street. This request has been reviewed by staff and approval is recommended.

District: Bermuda

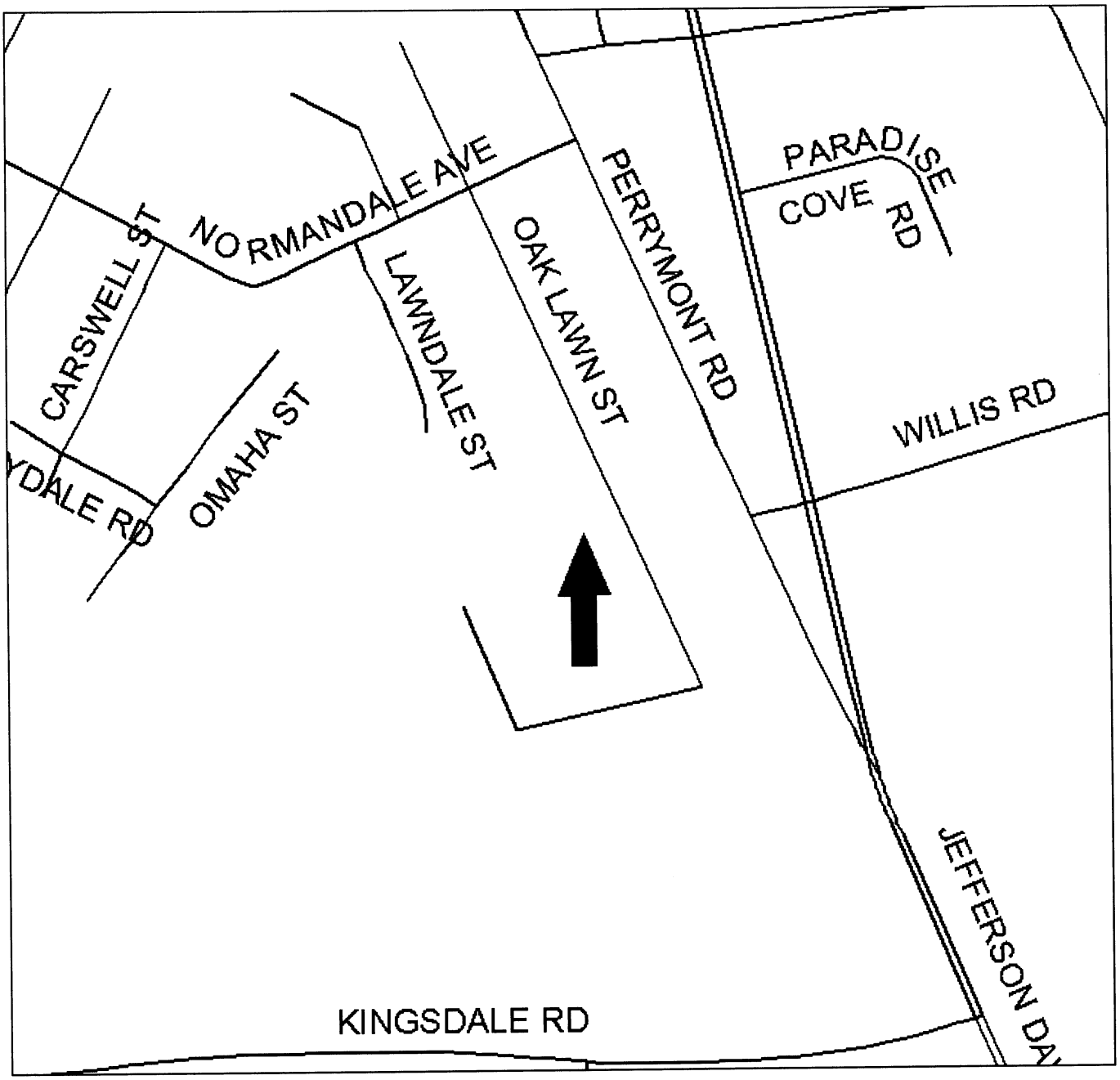
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

#000116

VICINITY SKETCH

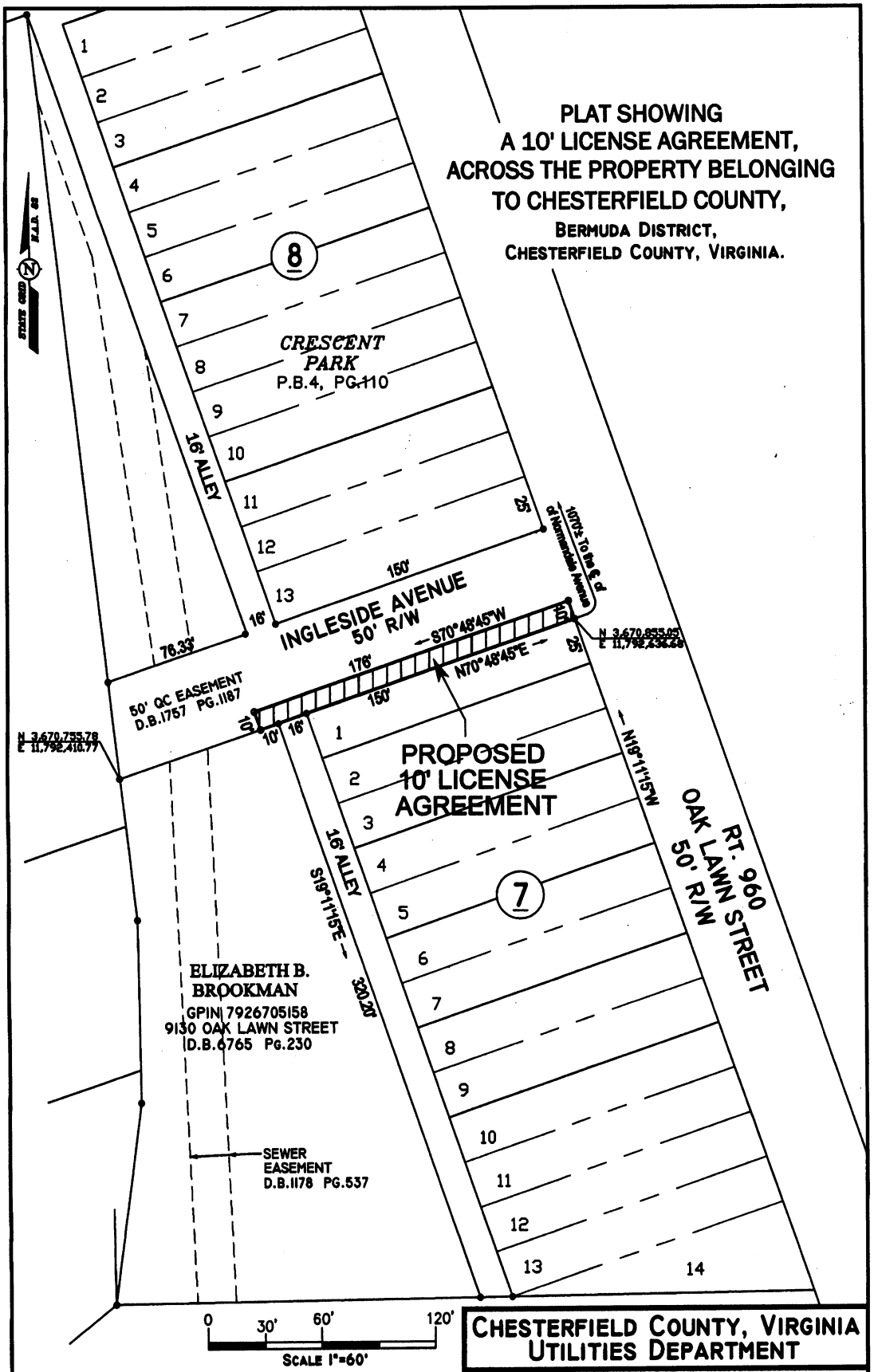
REQUEST TO INSTALL A PRIVATE WATER SERVICE WITHIN A 50' UNIMPROVED COUNTY RIGHT OF WAY TO SERVE PROPERTY AT 9130 OAK LAWN STREET



Chesterfield County Department of Utilities

N W E S

1 inch equals 416.67 feet



INFORMATION ON PLAT BASED ON SUBDIVISION PLAT OF CRESCENT PARK P.B.4, PG.110

DEED PLAT D.B.6765, PG.230
SEWER EASEMENT D.B.1178, PG.537

CHESTERFIELD COUNTY GIS SYSTEM

CHESTERFIELD COUNTY, VIRGINIA
UTILITIES DEPARTMENT

DATE: 8-10-2006	SCALE: 1"=60'
DRAWN BY: VAG	
CHECKED BY: WOW	
TILE NUMBER: 790-670	

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.9.a.

Subject:

Acceptance of a Parcel of Land Along the West Right of Way Line of Huguenot Springs Road from the Trustees of Bethel Baptist Church

County Administrator's Comments: Recommend Approval

County Administrator: LBR

Board Action Requested:

Accept the conveyance of a parcel of land containing 0.927 acres along the west right of way line of Huguenot Spring Road (State Route 607) from the Trustees of Bethel Baptist Church, and authorize the County Administrator to execute the deed.

Summary of Information:

It is the policy of the county to acquire right of way whenever possible through development to meet the ultimate road width as shown on the County Thoroughfare Plan. The dedication of this parcel conforms to that plan, and will decrease the right of way costs for road improvements when constructed.

District: Midlothian

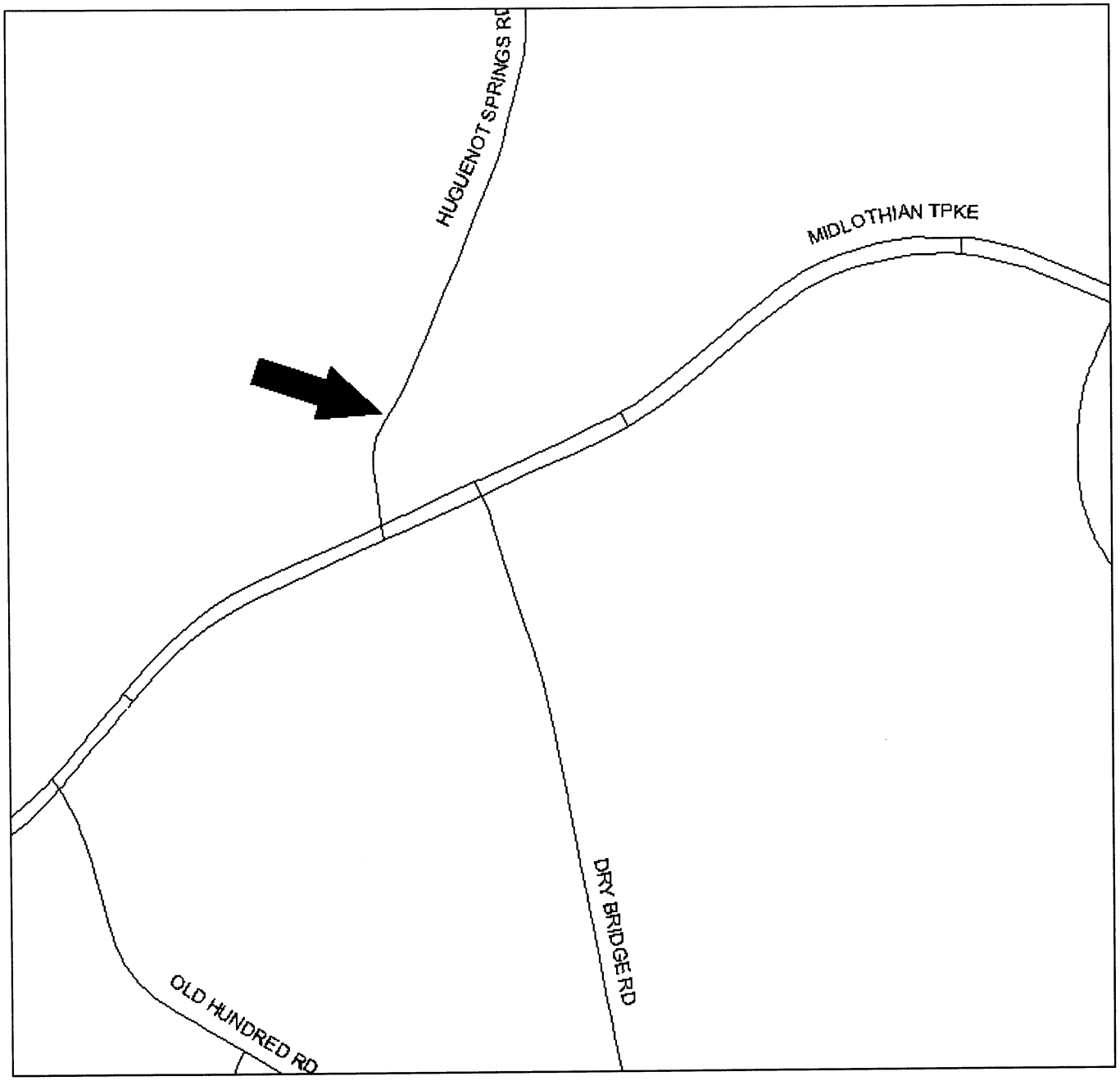
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000119

VICINITY SKETCH

ACCEPTANCE OF A PARCEL OF LAND ALONG THE WEST RIGHT OF WAY LINE OF HUGUENOT SPRINGS ROAD FROM THE TRUSTEES OF BETHEL BAPTIST CHURCH

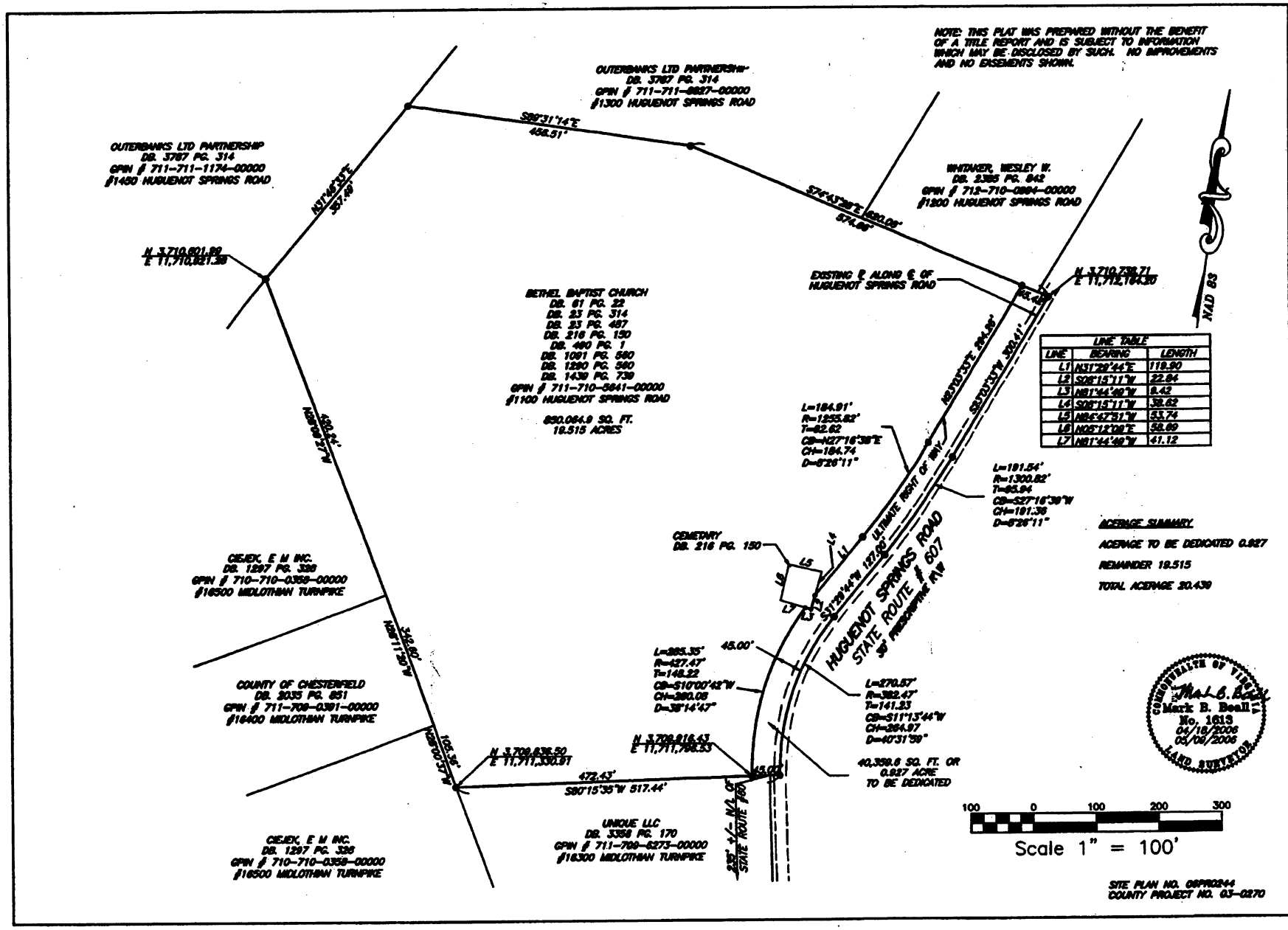


Chesterfield County Department of Utilities

N
W E
S

1 inch equals 750 feet

000120



LINE TABLE		
LINE	BEARING	LENGTH
L1	N31°29'44"E	119.90
L2	S06°15'11"W	22.84
L3	N81°44'49"W	9.42
L4	S06°15'11"W	38.62
L5	N84°47'51"W	53.74
L6	N05°12'09"E	58.69
L7	N81°44'49"W	41.12

ACERAGE SUMMARY

ACERAGE TO BE DEDICATED 0.927

REMAINDER 19.515

TOTAL ACERAGE 20.439

COMMONWEALTH OF VIRGINIA
Mark B. Beall
No. 1613
04/18/2006
05/09/2006
LAND SURVEYOR

BALZER

PLAT SHOWING 0.927 ACRE TO BE DEDICATED TO THE COUNTY OF CHESTERFIELD

MIDLOTHIAN DISTRICT
CHESTERFIELD COUNTY, VIRGINIA

DRAWN BY: RTH
DESIGNED BY:
CHECKED BY: DSH
DATE: 04/18/2006
REVISIONS: 05/09/2006

SCALE: 1"=100'
SHEET NO.
1 OF 1
JOB NO.
C0500070.00
DEPT. 55

000121

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.9.b.

Subject:

Acceptance of a Parcel of Land Adjacent to the Southern Area Convenience Center

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Accept the conveyance of a parcel of land containing 3.5 acres, more or less, from LaVerne C. Cole, and authorize the County Administrator to execute the deed.

Summary of Information:

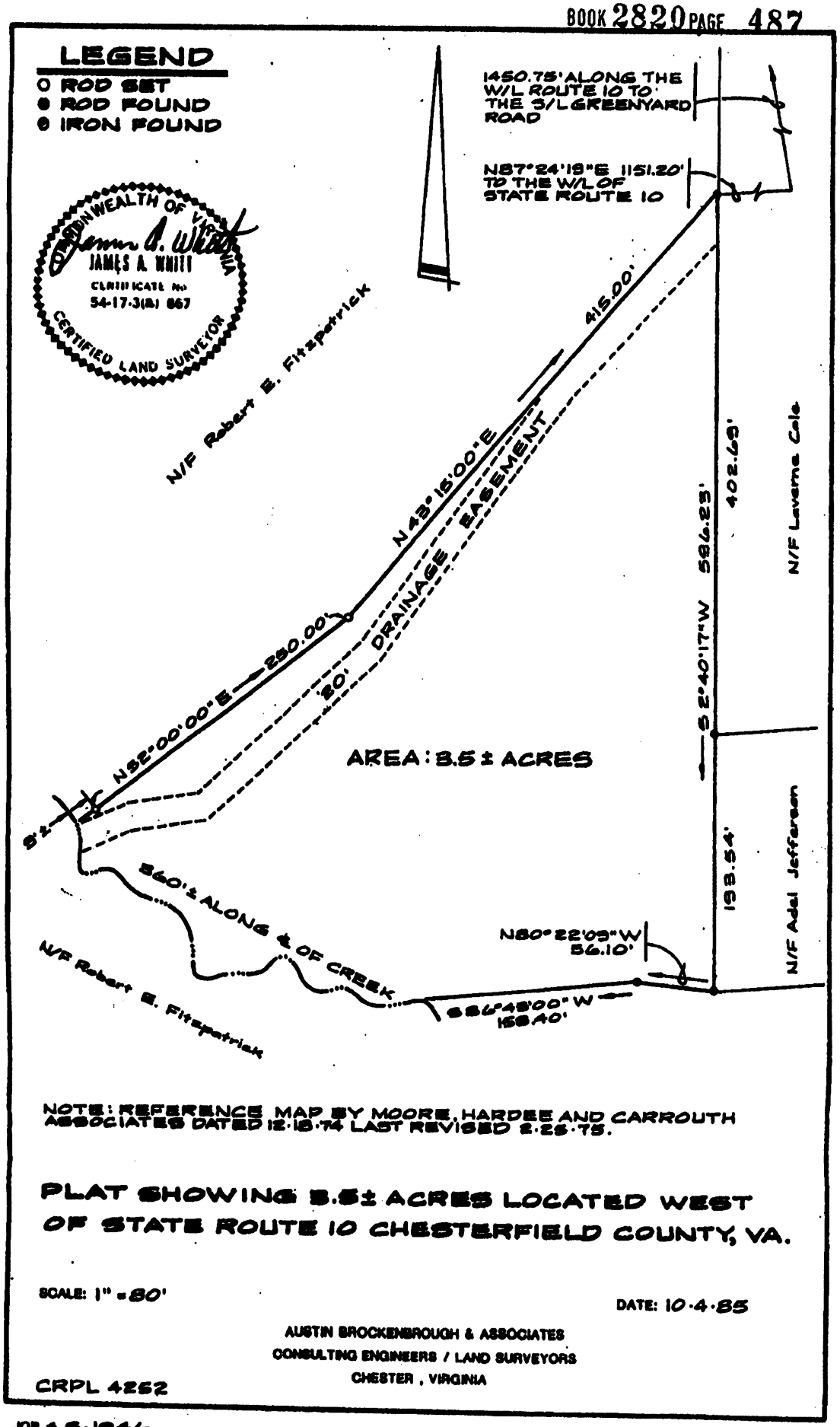
Staff requests that the Board of Supervisors accept the conveyance of a parcel of land containing 3.5 acres, more or less, from LaVerne C. Cole for use as open space. Acceptance of the parcel will help to create separation between the waste and resource recovery operations at the Convenience Center and adjacent properties.

District: Dale

Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

#000122



NOTE: REFERENCE MAP BY MOORE, HARDEE AND CARROUTH ASSOCIATES DATED 12·18·74 LAST REVISED 2·25·75.

PLAT SHOWING 3.5± ACRES LOCATED WEST OF STATE ROUTE 10 CHESTERFIELD COUNTY, VA.

SCALE: 1" = 80'

DATE: 10·4·85

AUSTIN BROCKENBROUGH & ASSOCIATES
CONSULTING ENGINEERS / LAND SURVEYORS
CHESTER, VIRGINIA

CRPL 4252

JOB # S·1946

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.9.c.

Subject:

Acceptance of a Parcel of Land Along the North Right of Way Line of Old Lane from Farrish Properties, LLC

County Administrator's Comments: Recommend Approval

County Administrator: JBR

Board Action Requested:

Accept the conveyance of a parcel of land containing 0.087 acres along the north right of way line of Old Lane (State Route 2001) from Farrish Properties, LLC, and authorize the County Administrator to execute the deed.

Summary of Information:

It is the policy of the county to acquire right of way whenever possible through development to meet the ultimate road width as shown on the County Thoroughfare Plan. The dedication of this parcel conforms to that plan, and will decrease the right of way costs for road improvements when constructed.

District: Bermuda

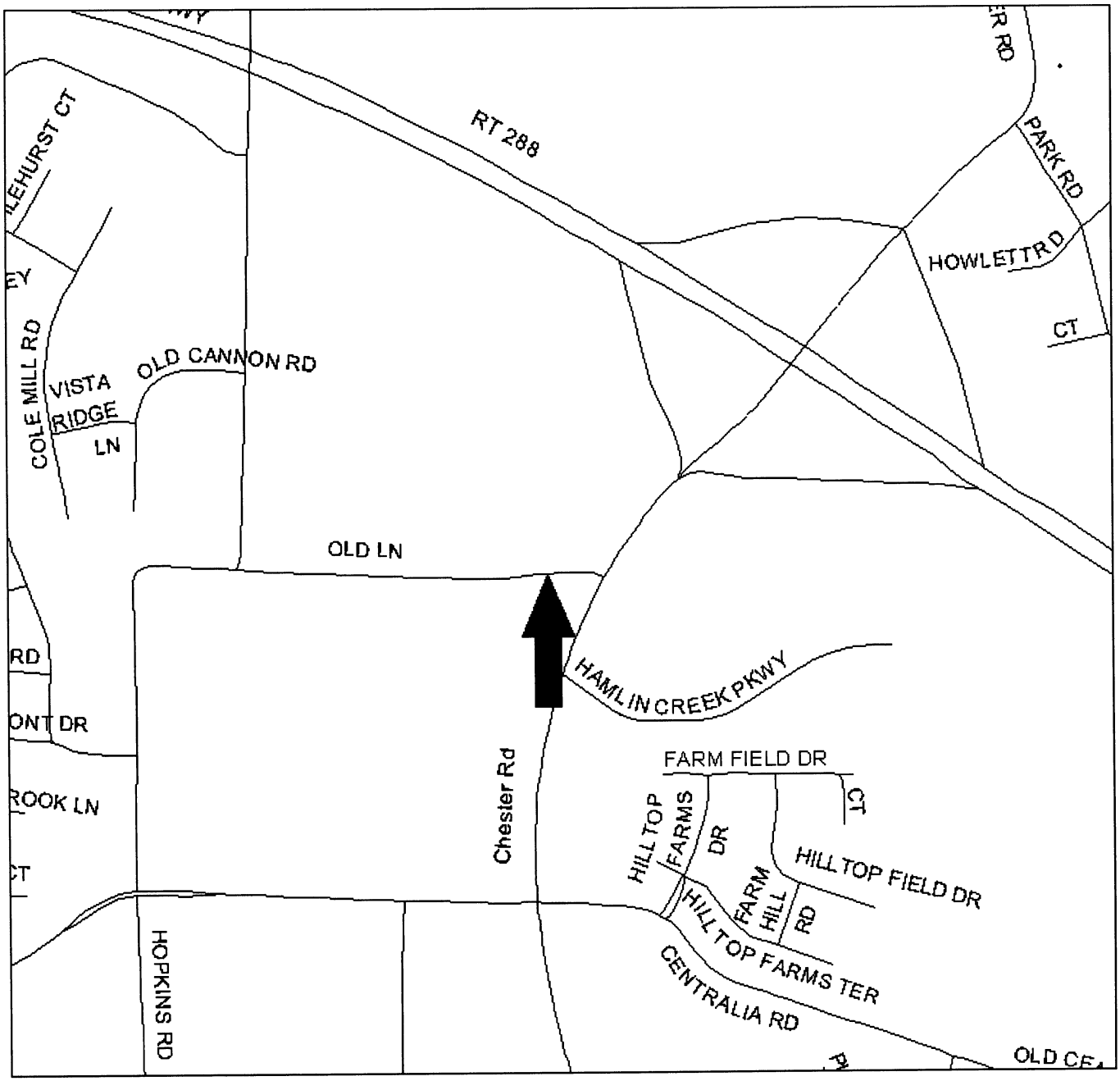
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000124

VICINITY SKETCH

ACCEPTANCE OF A PARCEL OF LAND ALONG THE NORTH RIGHT OF WAY LINE OF OLD LANE FROM FARRISH PROPERTIES LLC

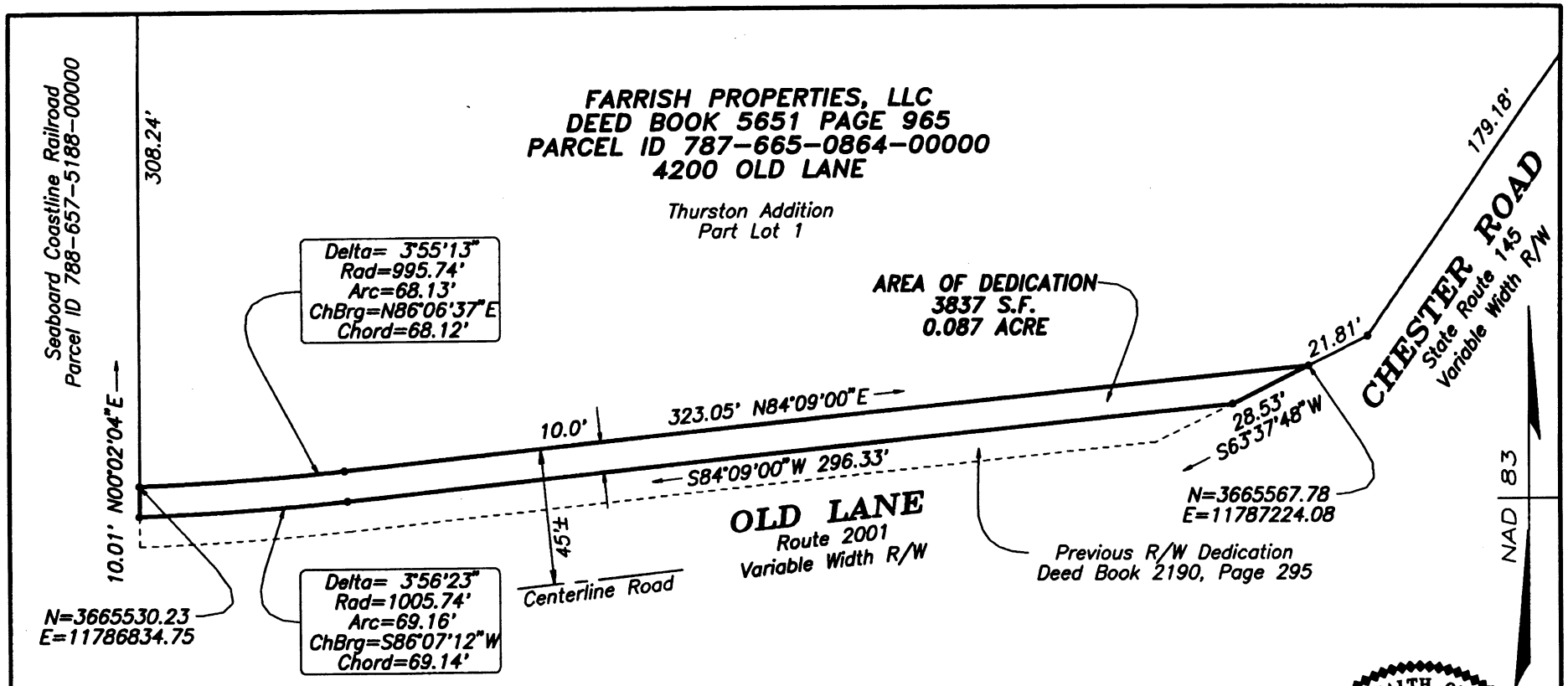


Chesterfield County Department of Utilities

N W E S

1 inch equals 666.67 feet

000125



PLAT SHOWING A 0.087 ACRE PARCEL OF LAND
TO BE DEDICATED TO THE COUNTY OF CHESTERFIELD
Bermuda District, Chesterfield County, Virginia

40 20 0 40 80
GRAPHIC SCALE: 1" = 40'

COMMONWEALTH OF VIRGINIA
CHRISTOPHER K. BROCK
No. 002493
7-21-06
LAND SURVEYOR

GENE WATSON & ASSOCIATES, P.C.
4221 Bonniebank Road
Richmond, Virginia 23234
Ph 804-271-8038 Fax 804-271-3031

SCALE 1" = 40'
JN 6210RW

DATE: JULY 21, 2006
FILE CORW-5976

COUNTY SITE PLAN NO. 07PR0115
UTILITIES PROJECT NO. 98-0337

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.9.d.

Subject:

Acceptance of Parcels of Land Along Midlothian Turnpike and Watkins Centre Parkway

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Accept the conveyance of parcels of land containing a total of 0.750 acres from Watkins Land, LLC and Christopher O. Watkins, Janet H. Nayes and Alida N. Martin, and authorize the County Administrator to execute the deed.

Summary of Information:

Staff requests that the Board of Supervisors accept the conveyance of parcels of land containing a total of 0.750 acres along Midlothian Turnpike and Watkins Centre Parkway from Watkins Land, LLC and Christopher O. Watkins, Janet H. Nayes and Alida N. Martin.

District: Midlothian

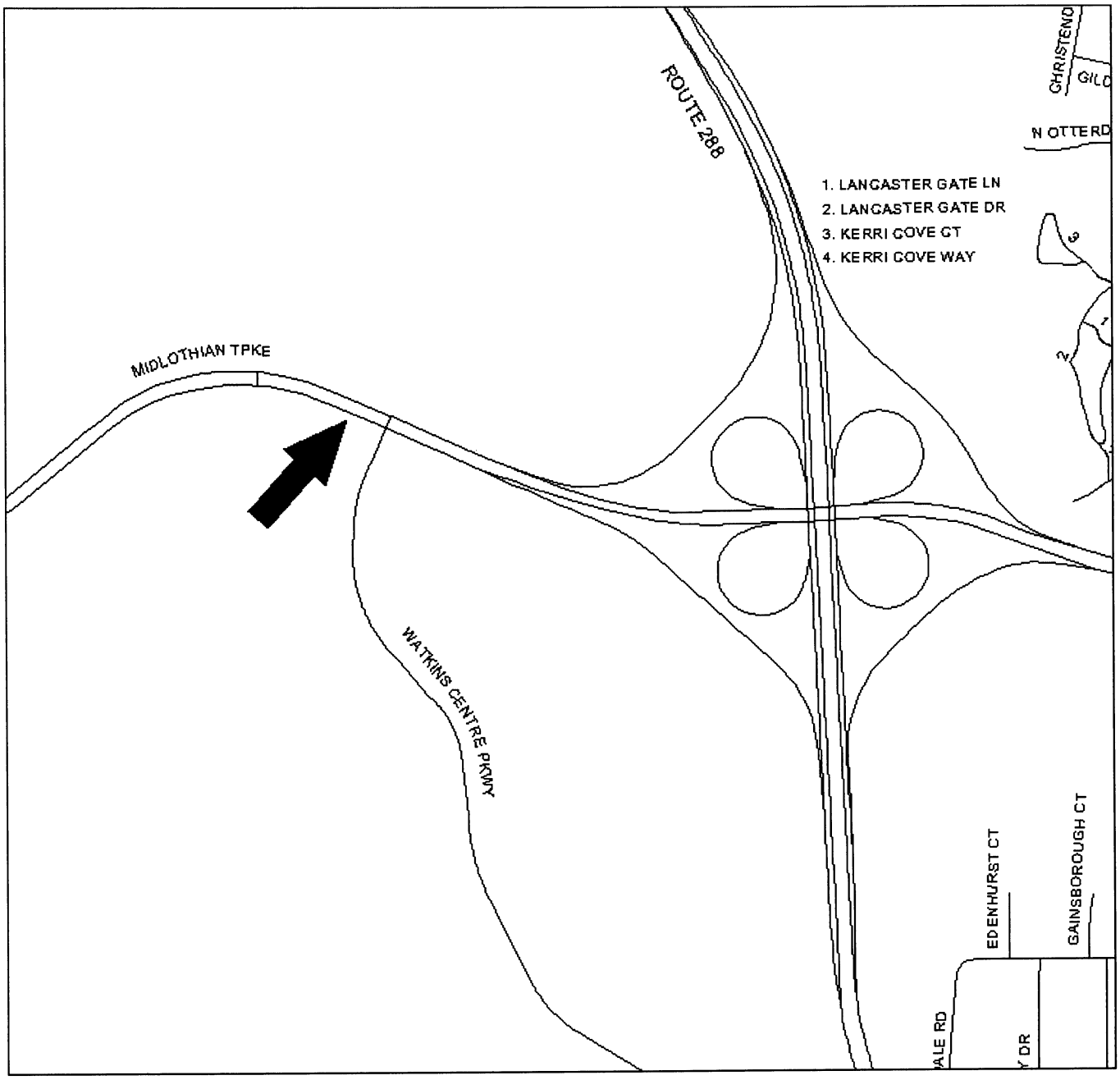
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000127

VICINITY SKETCH

ACCEPTANCE OF PARCELS OF LAND ALONG MIDLOTHIAN TURNPIKE AND WATKINS CENTRE PARKWAY

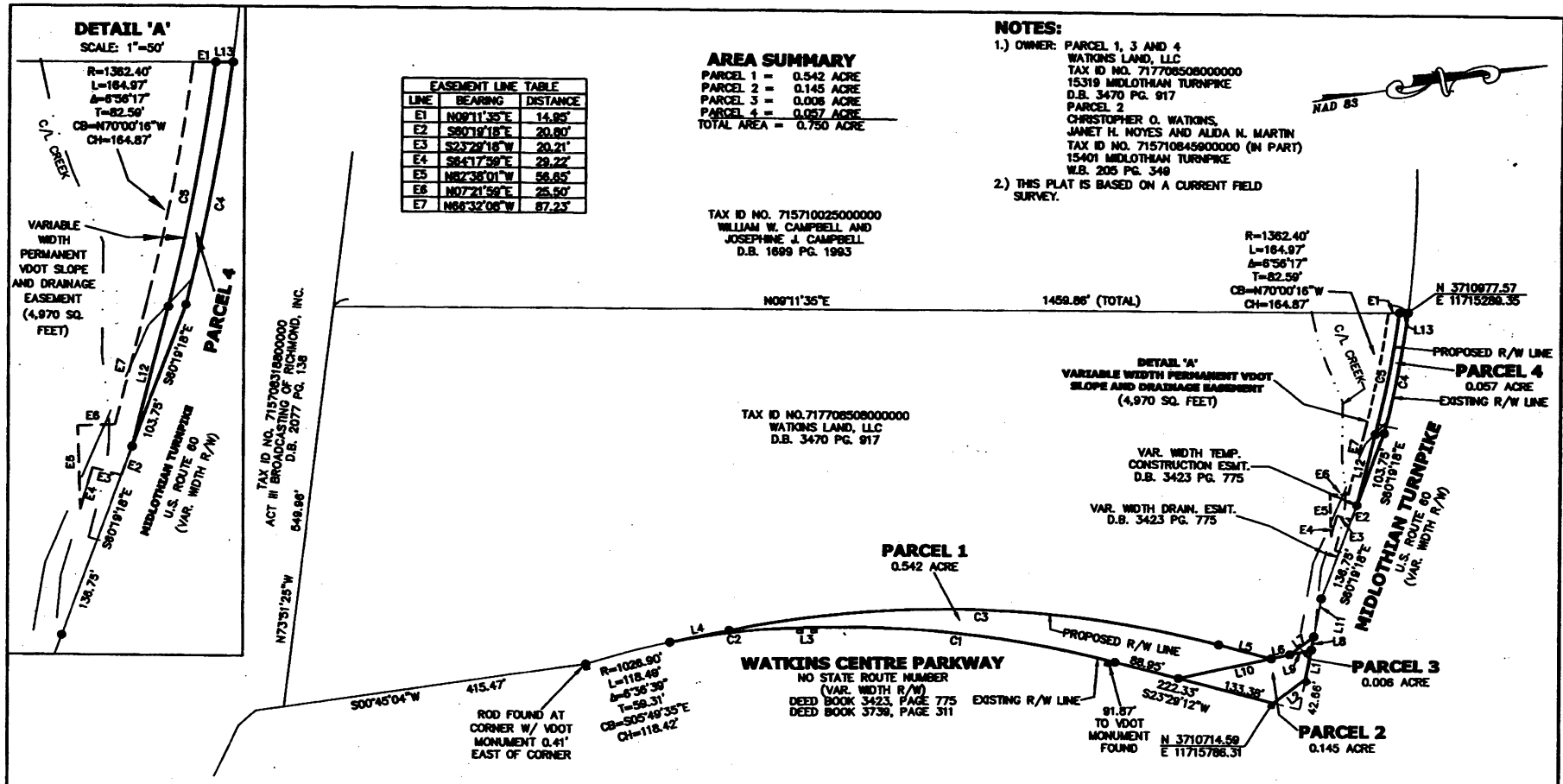


Chesterfield County Department of Utilities

N W E S

1 inch equals 916.67 feet

000128



AREA SUMMARY

PARCEL 1 = 0.542 ACRE
PARCEL 2 = 0.145 ACRE
PARCEL 3 = 0.006 ACRE
PARCEL 4 = 0.057 ACRE
TOTAL AREA = 0.750 ACRE

EASEMENT LINE TABLE		
LINE	BEARING	DISTANCE
E1	N09°11'35"E	14.95'
E2	S80°19'18"E	20.80'
E3	S23°29'18"W	20.21'
E4	S84°17'59"E	29.22'
E5	N82°38'01"W	56.65'
E6	N07°21'59"E	25.50'
E7	N66°32'08"W	87.23'

NOTES:

1.) OWNER: PARCEL 1, 3 AND 4
WATKINS LAND, LLC
TAX ID NO. 717708508000000
15319 MIDLOTHIAN TURNPIKE
D.B. 3470 PG. 917
PARCEL 2
CHRISTOPHER O. WATKINS,
JANET H. NOYES AND ALIDA N. MARTIN
TAX ID NO. 715710845900000 (IN PART)
15401 MIDLOTHIAN TURNPIKE
W.B. 205 PG. 340

2.) THIS PLAT IS BASED ON A CURRENT FIELD SURVEY.

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S70°04'12"E	41.05'
L2	S27°39'21"E	54.68'
L3	S07°25'31"W	18.67'
L4	N02°31'15"W	82.07'
L5	N23°34'40"E	74.17'
L6	N03°20'55"W	25.43'
L7	N27°39'21"W	40.93'
L8	S70°04'12"E	18.34'
L9	N03°20'55"W	30.05'
L10	N03°20'55"W	129.59'
L11	S70°04'12"E	52.86'
L12	N66°32'08"W	98.86'
L13	N09°11'35"E	11.81'

LEGEND

- ● ROD SET
- ○ ROD FOUND
- ■ MONUMENT FOUND

CURVE TABLE						
CURVE	RADIUS	DELTA	LENGTH	TANGENT	CHORD BRG.	CHORD DIST.
C1	1475.93'	16°05'41"	414.34'	208.54'	S15°26'22"W	412.98'
C2	1028.90'	9°54'46"	177.86'	89.05'	S02°26'08"W	177.44'
C3	1475.00'	26°05'55"	671.87'	341.87'	N10°31'43"E	666.08'
C4	1383.40'	6°35'43"	167.29'	83.75'	S89°59'31"E	167.19'
C5	1380.40'	7°00'04"	168.68'	84.44'	N70°02'10"W	168.57'

GRAPHIC SCALE

1 inch = 100 ft.

COMMONWEALTH OF VIRGINIA
M. DWAYNE DUNEWAY
No. 2267
7-28-06
LAND SURVEYOR

REVISED: REMOVED UTILITY EASEMENT AND MADE CORRECTIONS AS PER COUNTY COMMENTS. 8-14-06, D.J.S.

PLAT SHOWING FOUR PARCELS OF LAND AND A VARIABLE WIDTH PERMANENT VDOT SLOPE AND DRAINAGE EASEMENT LYING ON THE SOUTH LINE OF U.S. ROUTE 60 AND THE WEST LINE OF WATKINS CENTRE PARKWAY

MIDLOTHIAN DISTRICT	Chesterfield County, VA
DATE: JULY 28, 2006	SCALE: AS SHOWN
SHEET 1 OF 1	J.N.:64549
DRAWN BY: D. SAWYER	CHECK BY: M.D.D.

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THIS DRAWING DESIGNED AT THE HEADQUARTERS OFFICE OF TIMMONS GROUP 1001 Boulder Springs Drive, Suite 150 | Richmond, VA 23225 Tel: 804.560.1960 | Fax: 804.560.1961 | www.timmons.com

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.9.e.

Subject:

Acceptance of a Parcel of Land Along the North Right of Way Line of Belmont Road from Bellwood Properties, LLC

County Administrator's Comments: Recommend Approval

County Administrator: JBR

Board Action Requested:

Accept the conveyance of a parcel of land containing 0.01 acres along the north right of way line of Belmont Road (State Route 656) from Bellwood Properties, LLC, and authorize the County Administrator to execute the deed.

Summary of Information:

It is the policy of the county to acquire right of way whenever possible through development to meet the ultimate road width as shown on the County Thoroughfare Plan. The dedication of this parcel conforms to that plan, and will decrease the right of way costs for road improvements when constructed.

District: Bermuda

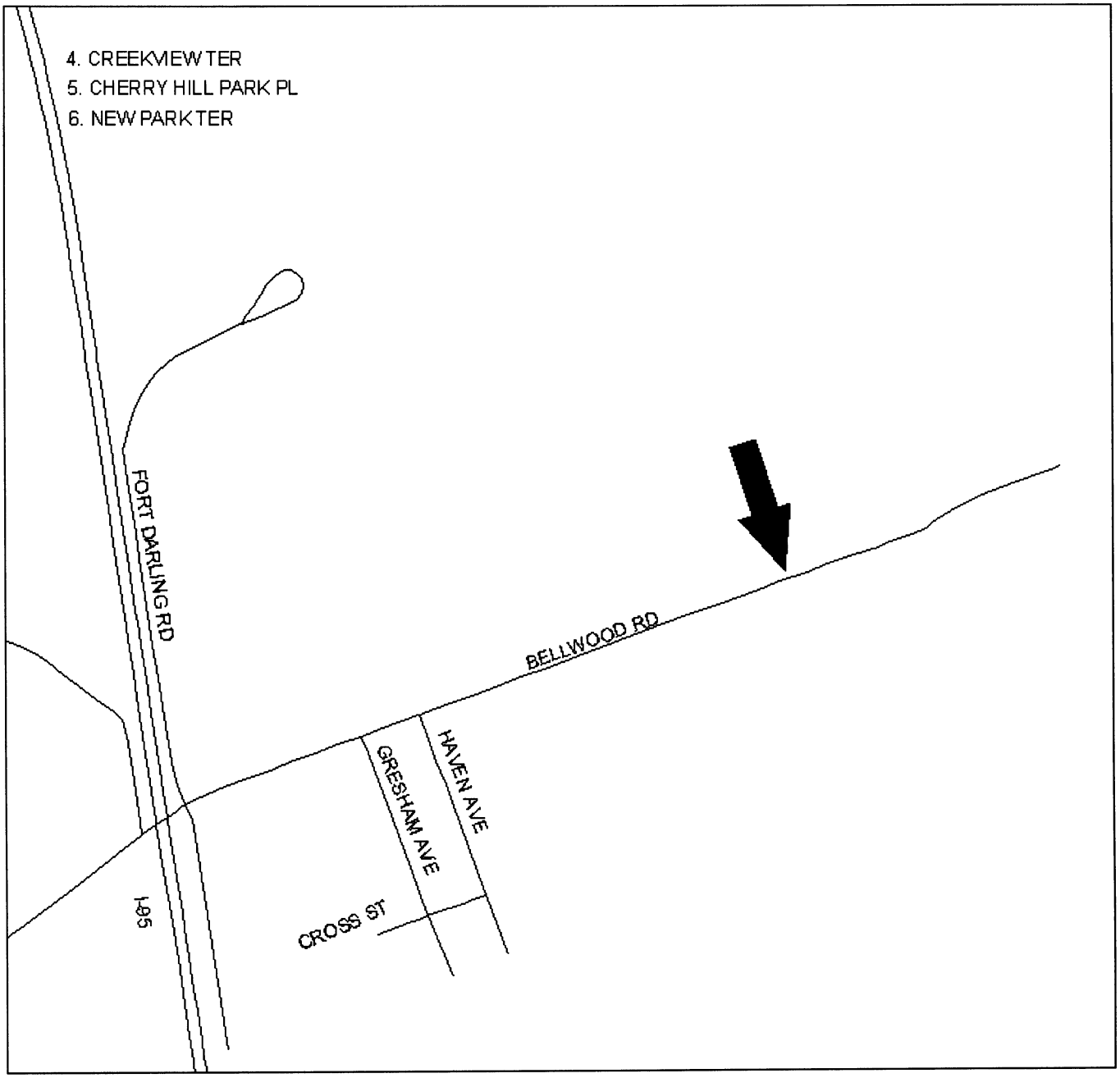
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

#000130

VICINITY SKETCH

ACCEPTANCE OF A PARCEL OF LAND ALONG THE NORTH RIGHT OF WAY LINE OF BELLWOOD ROAD FROM BELLWOOD PROPERTIES LLC



Chesterfield County Department of Utilities

N
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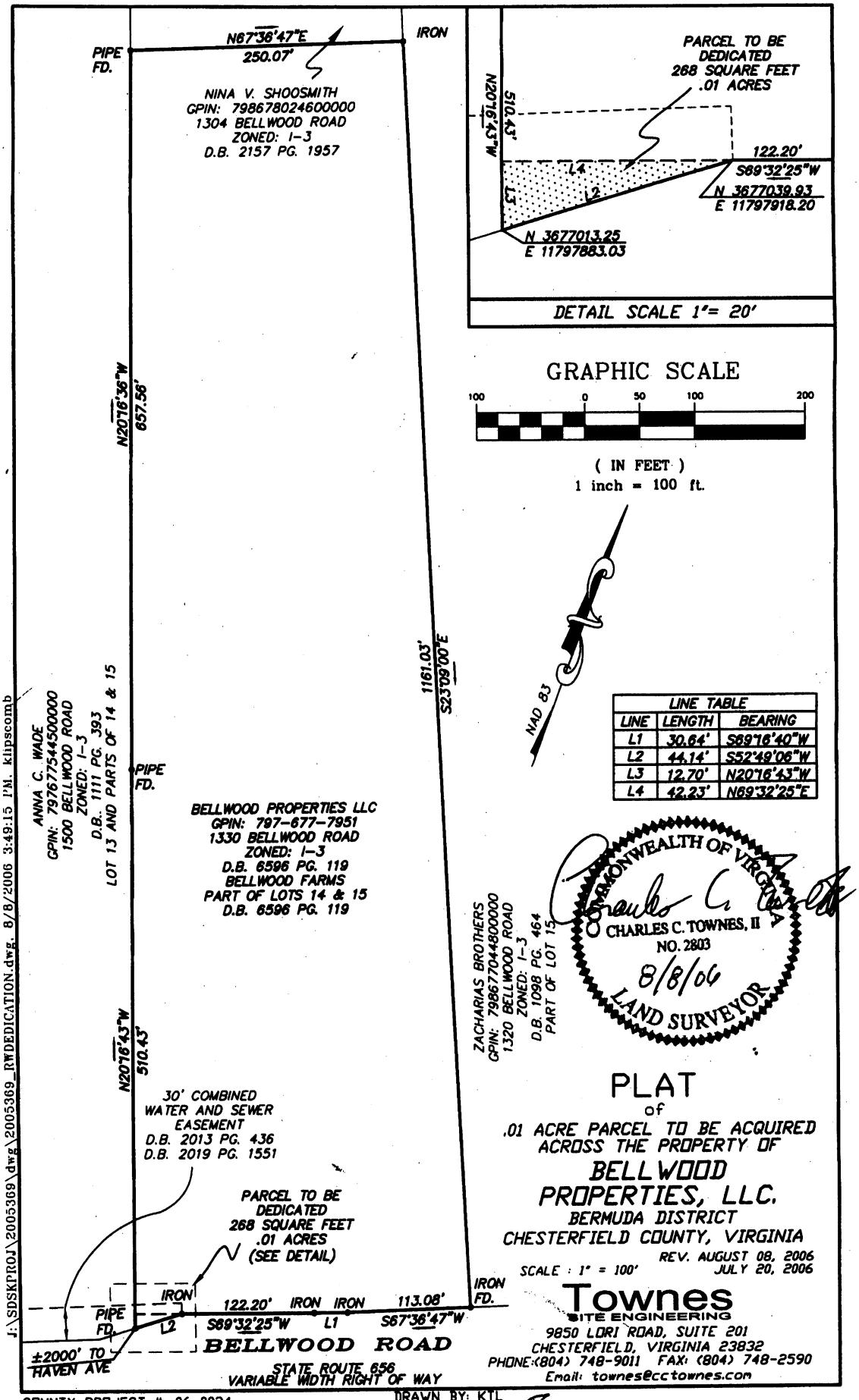
1 inch equals 750 feet

000131



LINE TABLE		
LINE	LENGTH	BEARING
L1	30.64'	S69°16'40"W
L2	44.14'	S52°49'06"W
L3	12.70'	N20°16'43"W
L4	42.23'	N69°32'25"E

PLAT

of

.01 ACRE PARCEL TO BE ACQUIRED ACROSS THE PROPERTY OF

BELLWOOD PROPERTIES, LLC.

BERMUDA DISTRICT
CHESTERFIELD COUNTY, VIRGINIA

REV. AUGUST 08, 2006
JULY 20, 2006

SCALE : 1" = 100'

Townes
SITE ENGINEERING
9850 LORI ROAD, SUITE 201
CHESTERFIELD, VIRGINIA 23832
PHONE:(804) 748-9011 FAX: (804) 748-2590
Email: townes@cctownes.com

COUNTY PROJECT #: 06-0024
COUNTY SITE PLAN #: 06-PR0292

DRAWN BY: KTL
APPROVED BY:

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.10.

Subject:

Request to Vacate and Rededicate a Sixteen-Foot Water Easement Across the Property of Carns Properties, LLC

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Authorize the Chairman of the Board and County Administrator to execute an agreement to vacate and rededicate a 16' water easement across the property of Carns Properties, LLC.

Summary of Information:

Carns Properties, LLC, has requested the relocation of a 16' water easement across its property. Staff has reviewed the request and recommends approval.

District: Clover Hill

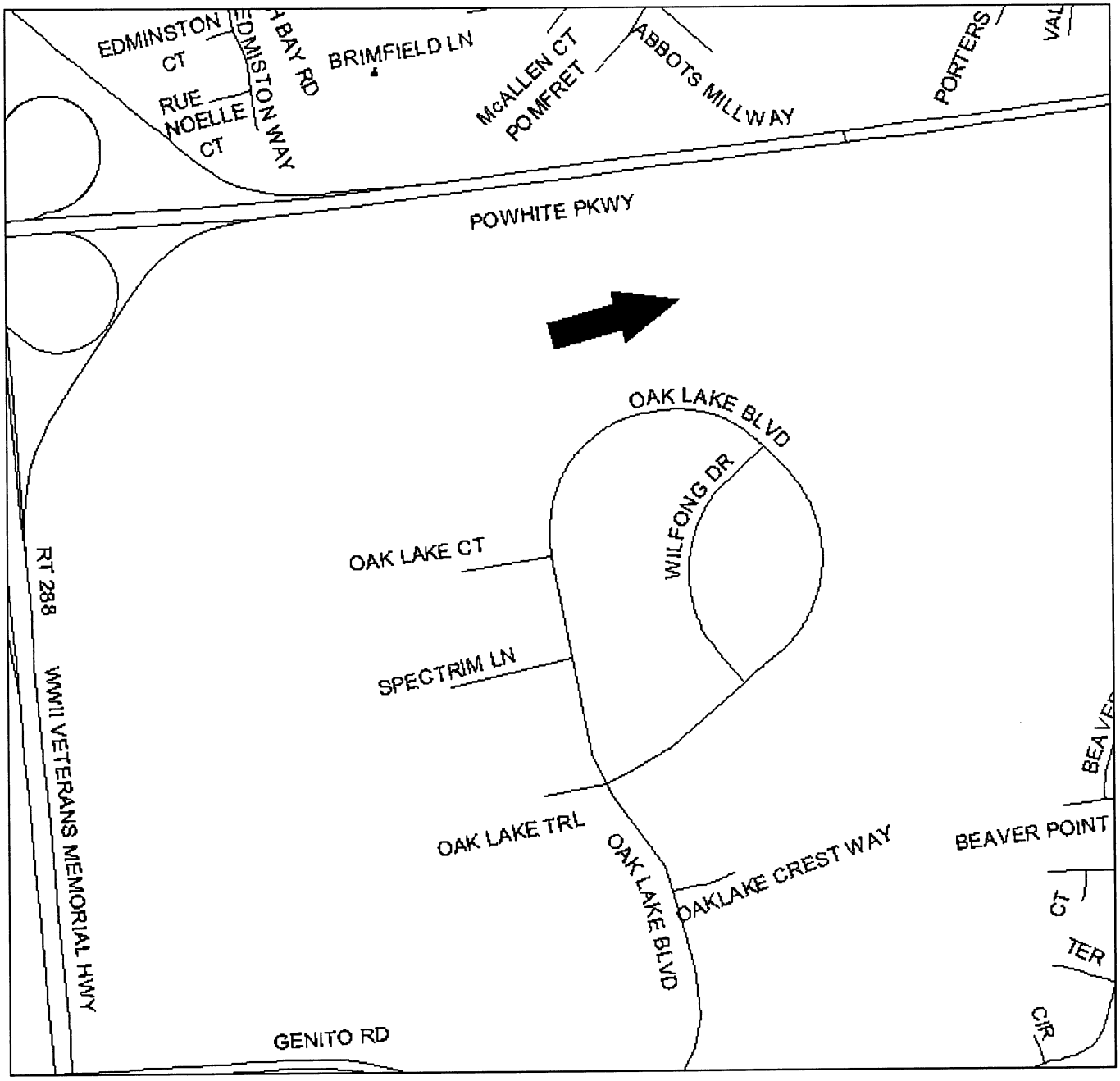
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000133

VICINITY SKETCH

REQUEST TO VACATE AND REDEDICATE A 16' WATER EASEMENT ACROSS PROPERTY OF CARNS PROPERTIES LLC

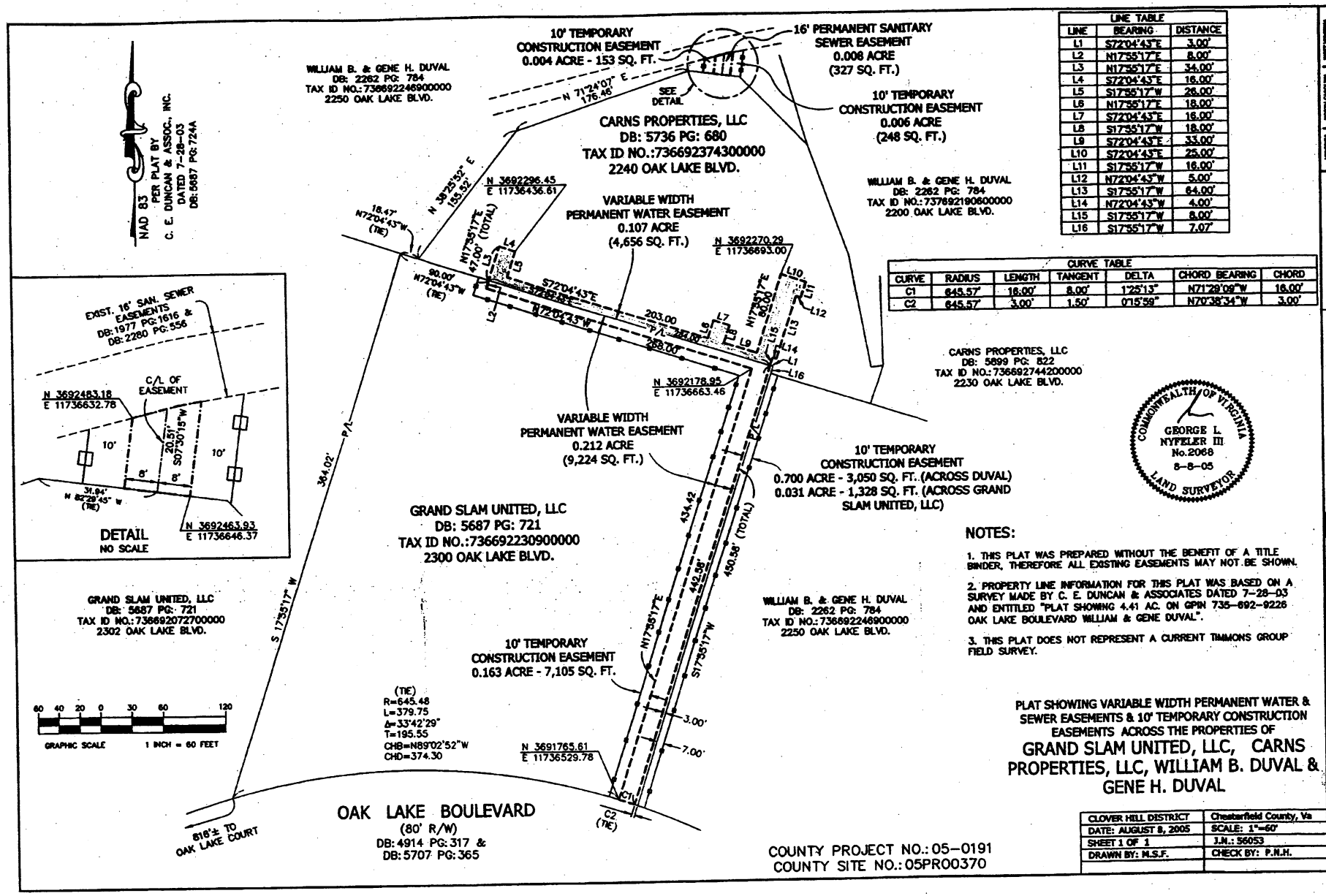


Chesterfield County Department of Utilities

N W E S

1 inch equals 666.67 feet

000134



LINE TABLE		
LINE	BEARING	DISTANCE
L1	S72°04'43"E	3.00'
L2	N17°55'17"E	8.00'
L3	N17°55'17"E	34.00'
L4	S72°04'43"E	16.00'
L5	S17°55'17"W	26.00'
L6	N17°55'17"E	18.00'
L7	S72°04'43"E	16.00'
L8	S17°55'17"W	18.00'
L9	S72°04'43"E	33.00'
L10	S72°04'43"E	25.00'
L11	S17°55'17"W	16.00'
L12	N72°04'43"W	5.00'
L13	S17°55'17"W	64.00'
L14	N72°04'43"W	4.00'
L15	S17°55'17"W	8.00'
L16	S17°55'17"W	7.07'

CURVE TABLE						
CURVE	RADIUS	LENGTH	TANGENT	DELTA	CHORD BEARING	CHORD
C1	645.57'	16.00'	8.00'	1°25'13"	N71°29'09"W	16.00'
C2	645.57'	3.00'	1.50'	0°15'59"	N70°38'34"W	3.00'

NOTES:

1. THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE BINDER, THEREFORE ALL EXISTING EASEMENTS MAY NOT BE SHOWN.
2. PROPERTY LINE INFORMATION FOR THIS PLAT WAS BASED ON A SURVEY MADE BY C. E. DUNCAN & ASSOCIATES DATED 7-28-03 AND ENTITLED "PLAT SHOWING 4.41 AC. ON GPIN 735-692-9226 OAK LAKE BOULEVARD WILLIAM & GENE DUVAL".
3. THIS PLAT DOES NOT REPRESENT A CURRENT TIMMONS GROUP FIELD SURVEY.

PLAT SHOWING VARIABLE WIDTH PERMANENT WATER & SEWER EASEMENTS & 10' TEMPORARY CONSTRUCTION EASEMENTS ACROSS THE PROPERTIES OF

GRAND SLAM UNITED, LLC, CARNS PROPERTIES, LLC, WILLIAM B. DUVAL & GENE H. DUVAL

COUNTY PROJECT NO.: 05-0191
COUNTY SITE NO.: 05PR00370

CLOVER HILL DISTRICT	Chesterfield County, Va
DATE: AUGUST 8, 2005	SCALE: 1"=60'
SHEET 1 OF 1	J.N.: 56053
DRAWN BY: M.S.F.	CHECK BY: P.N.H.

TIMMONS GROUP

YOUR VISION ACHIEVED THROUGH OURS.

Site Development | Residential | Infrastructure | Technology

VIRGINIA | NORTH CAROLINA | WEST VIRGINIA

THIS DOCUMENT PREPARED BY THE COMMONWEALTH OF VIRGINIA

2905 SANDSTONE CENTER DRIVE | RICHMOND, VA 23233
TEL 804.267.6600 FAX 804.267.6601 www.timmons.com

000135

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.11.

Subject:

Approval of the Donation of a Parcel of Land for a Possible Library Site on Robious Road

County Administrator's Comments: Recommend Approval

County Administrator: LJR

Board Action Requested:

Approve the donation of a parcel of land containing 6.8 acres, more or less, from Tarrington Holdings, LLC, on Robious Road subject to the necessary approvals to use the site for a library and authorize the County Administrator to execute the real estate contract and deed.

Summary of Information:

Staff requests that the Board of Supervisors approve the donation of a parcel of land containing 6.8 acres, more or less, on Robious Road (PIN: 729721528400000). The contract is subject to obtaining the necessary approvals to use the property as a library site. Approval is recommended.

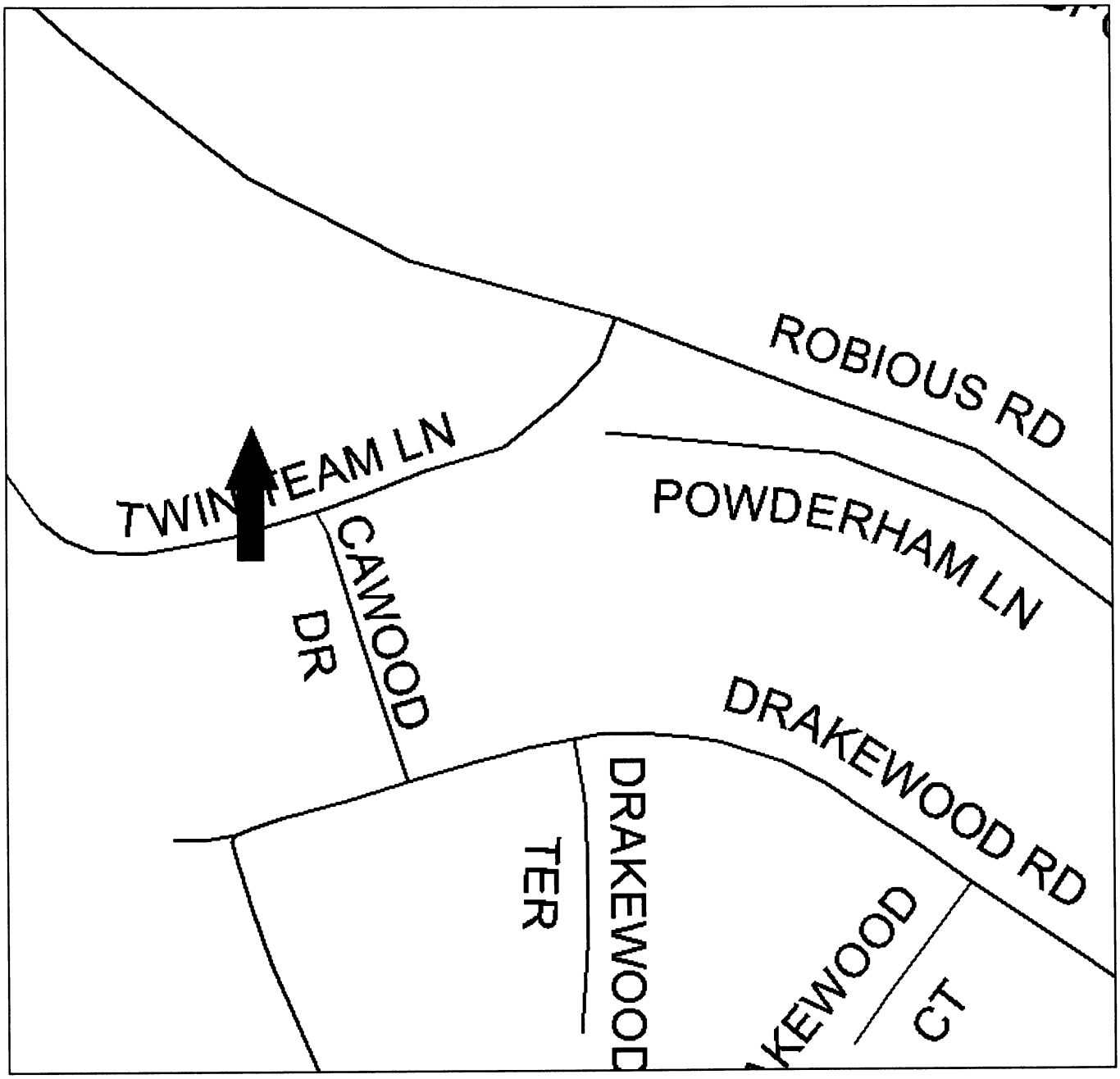
District: Midlothian

Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000136

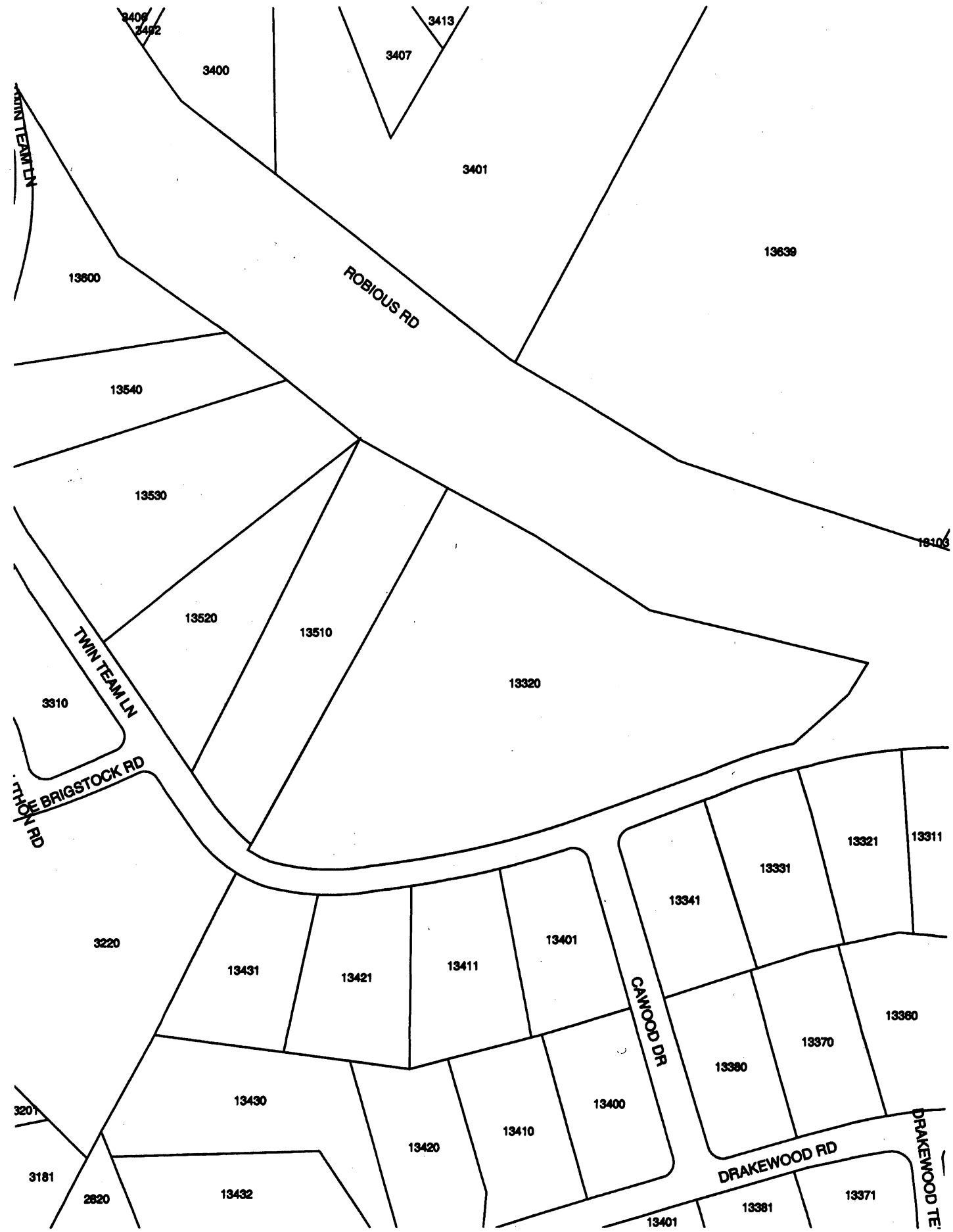
VICINITY SKETCH
APPROVAL OF THE DONATION OF A PARCEL OF LAND FOR ROBIOUS ROAD LIBRARY



Chesterfield County Department of Utilities

N
W E
S

1 inch equals 291.67 feet


3406
3492
3400
3413
3407
3401
13639
TWIN TEAM LN
13600
ROBIOUS RD
13540
13530
13103
13520
13510
13320
TWIN TEAM LN
3310
BRIGSTOCK RD
3220
13431
13421
13411
13401
13341
13331
13321
13311
CAWOOD DR
13360
13370
13380
13430
13400
13410
13420
DRAKEWOOD RD
DRAKEWOOD TE
3181
2820
13432
13401
13381
13371

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.12.

Subject:

Request to Quitclaim a Storm Water Management System/Best Management Practice (BMP) Easement Across the Property of Trivon, Incorporated

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Authorize the Chairman of the Board of Supervisors and the County Administrator to execute a quitclaim deed to vacate a SWM/BMP easement across the property of Trivon, Inc.

Summary of Information:

Trivon, Inc. has requested the quitclaim of a SWM/BMP easement across its property as shown on the attached plat. Staff has reviewed the request and approval is recommended.

District: Clover Hill

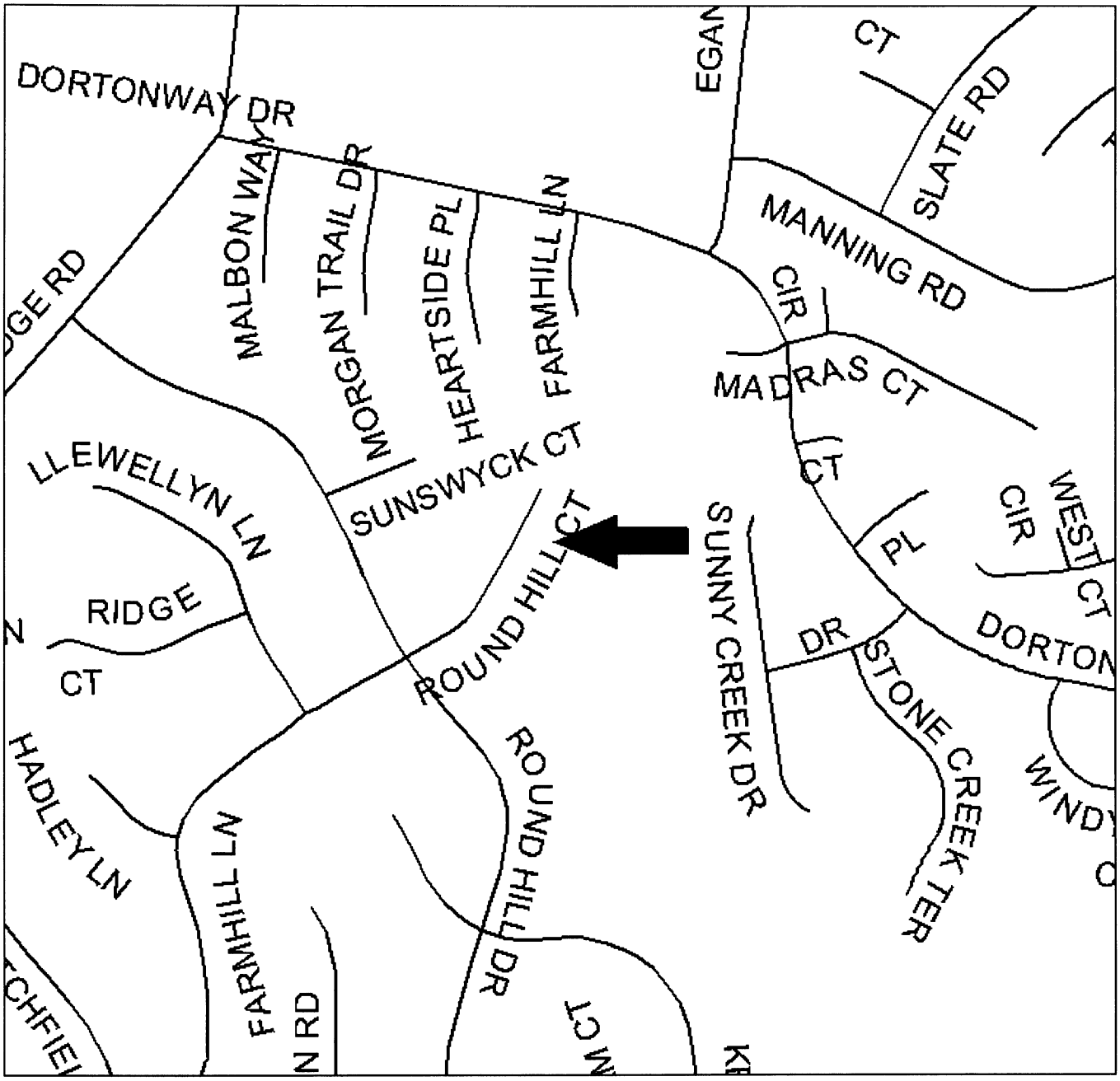
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000139

VICINITY SKETCH

REQUEST TO QUITCLAIM A STORM WATER MANAGEMENT SWM/BMP EASEMENT ACROSS THE PROPERTY OF TRIVON INC



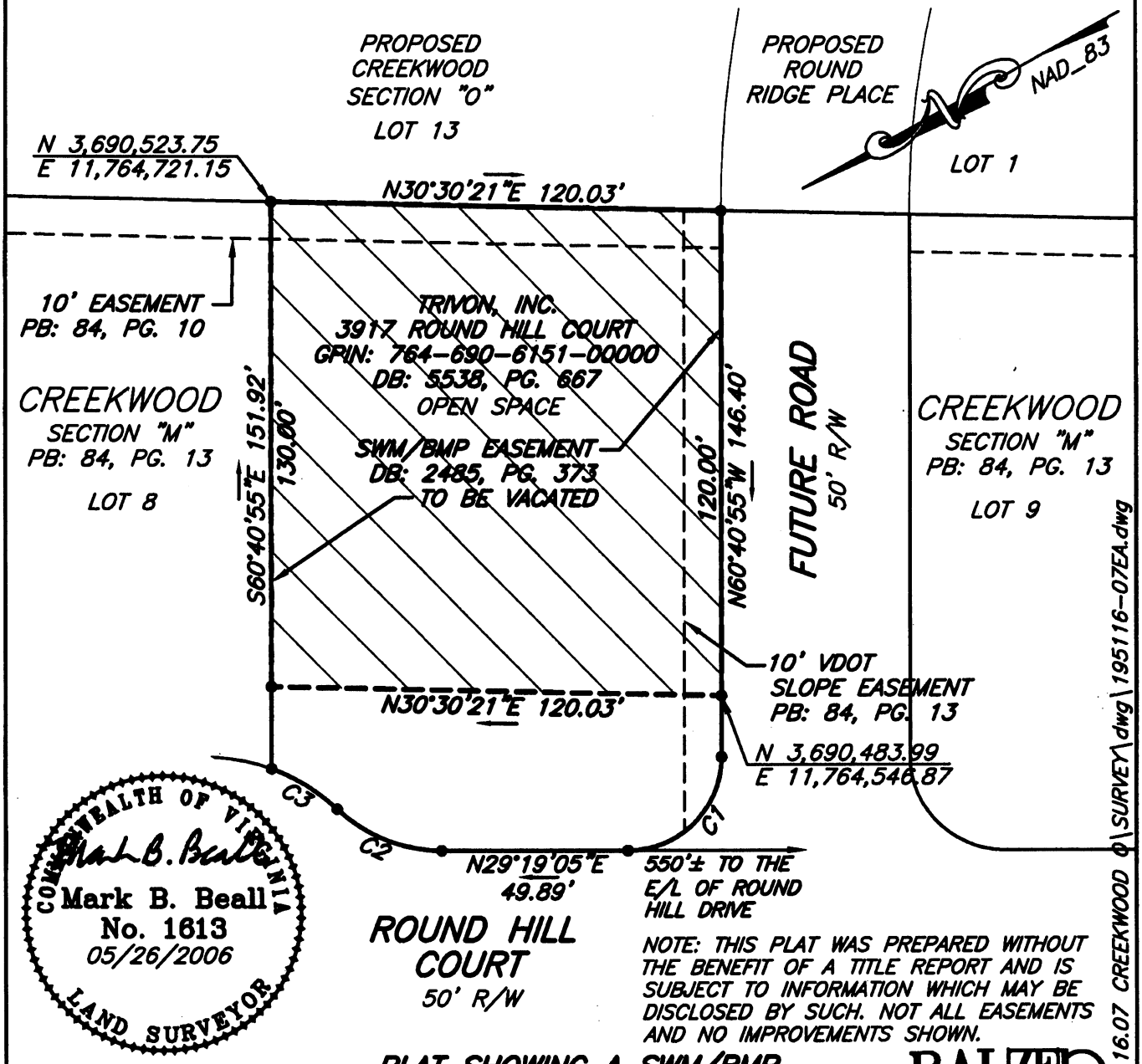
Chesterfield County Department of Utilities

N W E S

1 inch equals 416.67 feet

000140

CURVE TABLE						
CURVE #	LENGTH	RADIUS	TANGENT	CHORD BEARING	CHORD	DELTA
C1	39.27'	25.00'	25.00	N15°40'55"W	35.36'	90°00'01"
C2	30.55'	40.00'	16.06	N51°11'52"E	29.81'	43°45'35"
C3	20.69'	50.00'	10.50	N61°13'24"E	20.54'	23°42'32"



COMMONWEALTH OF VIRGINIA
Mark B. Beall
No. 1613
05/26/2006
LAND SURVEYOR

NOTE: THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT AND IS SUBJECT TO INFORMATION WHICH MAY BE DISCLOSED BY SUCH. NOT ALL EASEMENTS AND NO IMPROVEMENTS SHOWN.

DATE: 5/26/2006
SCALE: 1"=40'
JOB NO: 195116.07
COUNTY PROJECT# 04-0203

PLAT SHOWING A SWM/BMP EASEMENT TO BE VACATED CROSSING THE LANDS OF TRIVON, INC.

CLOVER HILL DISTRICT
CHESTERFIELD COUNTY, VIRGINIA

BALZER AND ASSOCIATES INC.
REFLECTING TOMORROW
www.balzer.cc

• PLANNERS • ARCHITECTS • ENGINEERS • SURVEYORS •
501 Branchway Road • Suite 100 • Richmond, Virginia 23236 • Phone (804) 794-0571 • Fax (804) 794-2635

J:\C1995&B\195116.07 CREEKWOOD O\SURVEY\dwg\195116-07EA.dwg

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.13.a.

Subject:

Transfer of $1,500 From the Matoaca District Improvement Fund to the Eppington Foundation to Cover Costs Associated With the Colonial Heritage Fair

County Administrator's Comments:

County Administrator: LBR

Board Action Requested:

The Board of Supervisors is requested to transfer $1,500 from the Matoaca District Improvement Fund to the Eppington Foundation to cover the costs associated with the Eppington Foundation Colonial Heritage Fair.

Summary of Information:

Supervisor Humphrey has requested the Board to transfer $1,500 from the Matoaca District Improvement Fund to the Eppington Foundation to cover the costs associated with the Eppington Foundation Colonial Heritage Fair to be held on October 7, 2006. The Fair is open to the general public and will consist of many activities including music and dance performances, children's colonial games, colonial craft demonstrations, historical displays, agriculture interpretation, and house and grounds tours.

Preparer: Allan Carmody Title: Director, Budget & Management

0425:72829.1

Attachments: ■ Yes ☐ No

#000142

The Board is authorized to transfer these funds under Section 15.2-953 of the Code of Virginia since the Eppington Foundation is a non-profit organization which commemorates historical events in the County and the Heritage Fair is open to the general public.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

DISTRICT IMPROVEMENT FUNDS
APPLICATION

Rec'd 7/7/06

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request?

   The Eppington Foundation

2. If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application.)

   Provide Support for preservation and educational programs relating to the history and preservation of Eppington Plantation.

3. What is the amount of funding you are seeking?

   $1,500

4. Describe in detail the funding request and how the money, if approved, will be spent.

   Funds will be used to cover the costs associated with Eppington Colonial Heritage Fair on October 7, 2006.

5. Is any County Department involved in the project, event or program for which you are seeking funds?

   Parks and Recreation

6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?

   Will partially fund. Sponsors and and individuals are providing other funds and in-kind donations.

7. If applicant is an organization, answer the following:

Is the organization a corporation? Yes ___√_____ No _____

Is the organization non-profit? Yes ___√_____ No_____

Is the organization tax-exempt? Yes ___√_____ No_____

8. What is the address of the applicant making this funding request?

Horace Mann, III, President
The Eppington Foundaton
11525 Riviera Court

Chester, VA 23831

9. What is the telephone number, fax number, e-mail address of the applicant?

(804) 706-9557
peteandannemann@mailstation.com

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman/director or vice-chairman of the organization.

Horace Mann III

Signature

President, The Eppington Foundation
Title (if signing on behalf of an organization)

Horace Mann, III
Printed Name

10 JUNE '06

Date

0407:23380.1

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.13.b.

Subject:

Transfer a total of $3,600 ($1,800 each) from the Bermuda and Dale District Improvement Funds to the School Board to Purchase Platform Risers for the Choral Department at Lloyd C. Bird High School

County Administrator's Comments:

County Administrator:

Board Action Requested:

Transfer a total of $3,600 ($1,800 each) from the Bermuda and Dale District Improvement Funds to the School Board to purchase platform risers for the choral department at Lloyd C. Bird High School.

Summary of Information:

Supervisors King and Miller have requested the Board transfer $3,600 ($1,800 each) from the Bermuda and Dale District Improvement Funds to the School Board to purchase platform risers for the choral department at Lloyd C. Bird High School. The County can give money to the School Board to purchase capital equipment to be used for school programs. The risers will be owned by the School Board and will become a part of the School Board's inventory of property. The School Board must purchase the risers in accordance with the Virginia Public Procurement Act.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

Preparer: Allan Carmody Title: Director, Budget and Management

0425:72608.1

Attachments: ■ Yes ☐ No

000146

Rec'd 6/30/06

DISTRICT IMPROVEMENT FUNDS
APPLICATION

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request? Lloyd C. Bird High School Choral Department

2. If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application. The purpose of the L.C. Bird Choral Department is to provide an opportunity for students to learn life skills such as team work and time management as well as giving them a chance to share their gift of music with the community.

3. What is the amount of funding you are seeking? $3,600.00

4. Describe in detail the funding request and how the money, if approved, will be spent.
The show choirs of L.C. Bird are in need of new show choir platform risers. The current ones are seven-thirteen years old and are held together by bungee chords.

5. Is any County Department involved in the project, event or program for which you are seeking funds? No

000147

6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?

The L. C. Bird Music Boosters will be fundraising for these risers and we will ask the PTSA for help.

7. If applicant is an organization, answer the following:

Is the organization a corporation?	Yes ✓	No X
Is the organization non-profit?	Yes ✓	No
Is the organization tax-exempt?	Yes ✓	No

8. What is the address of the applicant making this funding request?

Margaret F. Gregory - Choral Director
10301 Courthouse Road
Chesterfield, VA 23832

9. What is the telephone number, fax number, e-mail address of the applicant?

804-768-6110 ext. 139
804-768-6117
margaret_gregory@ccpsnet.net

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman/director or vice-chairman of the organization.

Margaret F. Gregory
Signature

Choral Director
Title (if signing on behalf of an organization)

Margaret F. Gregory
Printed Name

June 29, 2006
Date

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.13.c.1.

Subject:

Transfer of $3,000 in Midlothian District Improvement Funds to the Parks and Recreation Department to Install Fencing at the Existing Soccer Fields at Greenfield Elementary School

County Administrator's Comments:

County Administrator:_____

Board Action Requested:

The Board of Supervisors is requested to transfer $3,000 in Midlothian District Improvement Funds to the Parks and Recreation Department to install fencing at the existing soccer fields at Greenfield Elementary School.

Summary of Information:

Supervisor Beirne has requested the Board to transfer $3,000 in Midlothian District Improvement Funds to install a ten-foot fence at the existing soccer fields at Greenfield Elementary School. FC Richmond soccer club requested a donation from the County to install the fencing at Greenfield Elementary School for safety reasons. The County is not legally authorized to give money to private organizations like the soccer club, but the County can give money to the Parks and Recreation Department to make capital improvements on County property for a public purpose.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

Preparer: Allan Carmody Title: Director, Budget and Management

0425:72842.1

Attachments: ■ Yes ☐ No

000149

DISTRICT IMPROVEMENT FUNDS
APPLICATION

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request?

   Dave Amsler
   FC Richmond

2. If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application.)

   FC Richmond serves 1500 youth soccer players ages 5-19 in recreational developmental and travel soccer programs. Articles of incorporation and bylaws on file with Parks + rec dept.

3. What is the amount of funding you are seeking?

   Approximately $3000.00

4. Describe in detail the funding request and how the money, if approved, will be spent.

   Parks + recreation has approved a six foot fence at greenfield park to prevent soccer balls from going on to Robious Road. FC Richmond is requesting a ten foot fence to protect the players + drivers alike. Cost difference is estimated at $3000.00

5. Is any County Department involved in the project, event or program for which you are seeking funds?

   Parks and Recreation
   Risk Mgmt.

6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?

   None are available / identified at this time.

0407:23380.1

7. If applicant is an organization, answer the following:

Is the organization a corporation?	Yes ✓ 501c3	No _____
Is the organization non-profit?	Yes ✓	No _____
Is the organization tax-exempt?	Yes ✓	No _____

8. What is the address of the applicant making this funding request?

FC Richmond
Dave Amsler
11207 Jimmy Ridge Drive
Richmond VA 23236

9. What is the telephone number, fax number, e-mail address of the applicant?

804.594.0252
804.594.0253 fax
travel@fcrichmond.com

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman or vice-chairman of the organization.

Dave Amsler
Signature

Director of Coaching
Title (if signing on behalf of an organization)

Dave Amsler
Printed Name

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.13.c.2.

Subject:

Transfer a total of $2,600 in Midlothian District Improvement Funds to the Police and Parks and Recreation Departments and to the School Board to Defray the Costs of the Midlothian Village Day Festival

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

The Board of Supervisors is requested to transfer a total of $2,600 in Midlothian District Improvement Funds to the Police and Parks and Recreation Departments and to the School Board to rent space and equipment and to provide services for the Midlothian Village Day Festival.

Summary of Information:

Supervisor Beirne has requested the Board to transfer $2,600 in Midlothian District Improvement Funds to pay a portion of the costs incurred by the County to supply equipment; police and parks and recreation services; and school space for the Midlothian Village Day Festival. The Festival is a long-standing event that is co-sponsored by the County pursuant to a written agreement and is open to the general public. The Police and Parks and Recreation Departments and the School Board have traditionally given assistance to the Festival and the requested funds will help defray the costs incurred by these departments to rent equipment and space and provide services and facilities, which the departments previously planned to provide. $300 of the amount will be transferred to the Police Department to provide uniformed officers. $1875 will be transferred to Parks and Recreation to rent

Preparer: Allan Carmody Title: Director Budget and Management

0425:72841.1

Attachments: ■ Yes ☐ No

000152

tables, chairs, a stage platform and other equipment, and to publicize the event as well as cover the expense of a U-Haul trailer to transport the items to the festival site. $425 will be transferred to the School Board for the cost of renting Midlothian Middle School and providing custodial services. This request originally came from the Midlothian Junior Women's Club. The County is legally prohibited from donating money to this organization. The Board is authorized, however, to defray the cost incurred by County departments and the School Board for civic events which the County has traditionally sponsored pursuant to a co-sponsorship agreement and which are open to the general public and serve a community-wide audience.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

DISTRICT IMPROVEMENT FUNDS
APPLICATION

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request? Midlothian Junior Woman's Club

2 If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application.) MJWC is a non profit civic organization that is composed of a group of women dedicated to service of the community through various community projects.

3. What is the amount of funding you are seeking? $2600.00 – please see attached

4. Describe in detail the funding request and how the money, if approved, will be spent. The funding will be used to defray the costs of a stage, tables and chairs, rental of the school and fee for security

5. Is any County Department involved in the project, event or program for which you are seeking funds? Yes, Department of Parks and Recreation, Chesterfield County Police Department and the Midlothian Middle School

6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?

Community sponsors / patrons
Midlothian Junior Woman's Club

000154

7. If applicant is an organization, answer the following:

Is the organization a corporation?	Yes	☐	No	☒
Is the organization non-profit?	Yes	☒	No	☐
Is the organization tax-exempt?	Yes	☒	No	☐

8. What is the address of the applicant making this funding request?
1218 Midlothian, VA
Ryanwood Court 23113

9. What is the telephone number; fax number, e-mail address of the applicant?
mandyganbacini@verizon.net
(804) 379-3420 home
fax 804-935-1523
(804) 747-0422 x 4350 office
(804) 347-8860 cell

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman/director or vice-chairman of the organization.

Victoria Curto Ganbacini
Signature

Treasurer / 2006 Festival Chair
Title (if signing on behalf of an organization)

Printed Name
Victoria Curto Ganbacini

Date
5/31/06

Midlothian Junior Woman's Club
Festival 2006
Use of County Funds Breakdown

Cost Description	Amount
Stage from Parks and Recreation	900
Tables and Chairs from Parks and Rec	400
Rental of Midlothian Middle School	425
Fee for Police Officer	300
Cost for Rental of Uhaul	200
Dumpster Rental	375
Total Upfront Festival Costs	2600

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.13.d.1.

Subject:

Transfer a Total of $2,000 ($400 each) From the Dale, Matoaca, Clover Hill, Midlothian and Bermuda District Improvement Funds to The Chesterfield County Police Department to Support the TRIAD Program

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

Transfer a total of $2,000 ($400 each) from the Dale, Matoaca, Clover Hill, Midlothian and Bermuda District Improvement Funds to the Police Department to support the TRIAD Program.

Summary of Information:

Each Supervisor has requested the Board to transfer $400 from their respective District Improvement Fund to the Police Department to support the TRIAD program. The TRIAD program was established by the Police Department, the Fire Department and the Sheriff's Department to support crime awareness and reduction programs for senior citizens in the County. The funds will be used to 1) print and distribute various educational flyers, brochures and newsletters, 2) purchase program supplies and 3) assist in the cost of the annual TRIAD Senior Day program.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

Preparer: Allan Carmody Title: Director, Budget & Management

0425:72607.1

Attachments: ■ Yes ☐ No

000157

Rec'd 7/18/04

DISTRICT IMPROVEMENT FUNDS
APPLICATION

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request?

   Chesterfield TRIAD

2. If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application.)

   Mission: To enhance the quality of life and reduce crime against senior citizens.

3. What is the amount of funding you are seeking?

   $ 2,000.00

4. Describe in detail the funding request and how the money, if approved, will be spent.

   Funding will be spent on educational brochures on TRIAD, TRIAD newsletters, printing of various flyers and mailing costs to publicize TRIAD events, purchasing File of Life cards, pockets and coordination of Senior Day.

5. Is any County Department involved in the project, event or program for which you are seeking funds?

   Chesterfield County Sheriff's Office and Police Department

6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?

   Corporate sponsors, Rotary Clubs, senior groups, etc.

7. Is the organization a corporation? Yes _____ No XXX
   Is the organization non-profit Yes XXX No _____
   Is the organization tax-exempt? Yes _____ No XXX

8. What is the address of the applicant making this funding request?

   Chesterfield TRIAD
   Sheriff's Office
   P.O. Box 7
   Chesterfield, VA 23832

9. What is the telephone number, fax number, e-mail address of the applicant?

   Home: **(804) 276-7592**
   Sheriff's Office: **(804) 717-6266**
   Fax: **(804) 748-5808**

Signature of applicant. If you are signing on behalf of an organization, you must be the president, vice-president, chairman/director or vice-chairman of the organization.

Mary A. Jones
Signature

Chairperson-Chesterfield County Senior Day
Title (if signing on behalf of an organization)

Mary A. Jones
Printed Name

July 17, 2006
Date

<Sheriff's Dept>

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.13.d.2.

Subject:

Donate $1500 ($7500 Total) From Each District Improvement Fund to the Henricus Foundation for Henricus Publick Days

County Administrator's Comments:

County Administrator:

Board Action Requested:

The Board is requested to donate $1500 ($7500 total) from each of the Districts from their District Improvement Funds to the Henricus Foundation to offset the cost of providing a shuttle service for Henricus Publick Days.

Summary of Information:

The Supervisors have requested the Board to donate $1500 ($7500 total) from each of the District Improvement Funds to the Henricus Foundation to offset the cost of providing shuttle services for citizens attending Henricus Publick Days. Henricus Publick Days promote educational programs relating to the history and preservation of Henricus Park. The Henricus Foundation is a non-profit, tax-exempt organization dedicated to the preservation and history of Henricus Park. The Board is authorized under Va. Code §15.2-953B to make donations to non-profit organizations which are formed to commemorate historic events and can, therefore, legally donate funds to the Foundation.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

Preparer: Allan Carmody Title: Director, Budget & Management

0425:72840.1

Attachments: ■ Yes ☐ No

000160

DISTRICT IMPROVEMENT FUNDS
APPLICATION

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request? The Henricus Foundation

2. If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application.) 501 © (3)- Educational

3. What is the amount of funding you are seeking? $ 7,500

4. Describe in detail the funding request and how the money, if approved, will be spent. As in last years request, the Foundation will present its Publick Day, free to the general public to support the Foundation's largest single event of the year, This year, Mount Malady, the First Hospital will be opening to the public as part of the Master plan for 2007 events within the county. (September 1st)

5. Is any County Department involved in the project, event or program for which you are seeking funds? Parks & Recreation, Public safty

6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding? Self generated funds, Henricus Foundation

7. If applicant is an organization, answer the following:

   Is the organization a corporation? Yes XXX No _____

0407:23380.1

Is the organization non-profit? Yes XXX No _____
Is the organization tax-exempt? Yes XXX No _____

8. What is the address of the applicant making this funding request? P.O. Box 523 , Chesterfield, VA 23832

9. What is the telephone number, fax number, e-mail address of the applicant? 804.706-1340 (office)
804. 706-1356 (fax)
farmerdp@chesterfield.gov

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman/director or vice-chairman of the organization.

Signature

Chairman, Henricus Foundation
Title (if signing on behalf of an organization)

Peter W. Runkle
Printed Name

Mr. Peter W. Runkle, Esq.
Date
June 21, 2006

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.13.e.

Subject:

Transfer $7,500 from the Bermuda District Improvement Fund to the Parks and Recreation Department for the Department to Construct a Press Box at Point of Rocks Park

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

Transfer $7,500 from the Bermuda District Improvement Fund to the Parks and Recreation Department for the Department to construct a press box at Point of Rocks Park.

Summary of Information:

Supervisor King has requested the Board to transfer $7,500 from the Bermuda District Improvement Fund to the Parks and Recreation Department to construct a press box at Point of Rocks Park. The Enon Athletic Association originally requested funds from the County to construct the press box. The County is not legally authorized to give money to private organizations like the Association but the County can give money to the Parks and Recreation Department to purchase building materials and make capital improvements on County property for a public purpose. The Department must purchase the materials itself and must do so in accordance with the Virginia Public Procurement Act.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

Preparer: Allan Carmody Title: Director, Budget & Management

0425:72835.1

Attachments: ■ Yes ☐ No

000163

DISTRICT IMPROVEMENT FUNDS
APPLICATION

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request?

   - Kenneth L. Stark Jr.
     President – Enon Athletic Association.

2. If an organization is the applicant, what is the nature and purpose of the organization?

   - We are a member of the Chesterfield Quarterback League (CQL) and the Chesterfield Cheerleading League (CCL).
   - To promote an organized Youth Football Program on a basis where good and fair play will be practiced by all participants at all time.
   - To teach youngsters, through playing experience, the fundamentals of football teamwork, leadership and sportsmanship.

3. What is the amount of funding you are seeking?

   - 7,500.00

4. Describe in detail the funding request and how the money, if approved, will be spent.

   - Our home field is located at Point of Rocks Park. As you may or may not know during the past year there have been road improvements constructed on Enon Church Road. At this time our press box was deemed unsafe and taken down. We are currently in the process of trying to construct a new facility through donations etc; if the funding is approved 100% of the monies received will be applied to the aforementioned construction of a new press box.

5. Is any County Department involved in the project, event or program for which you are seeking funds?

- We are currently working with the Department of Parks and Recreation. They have provided us with a standard detail for the proposed Press Box and our contractor will be building the facility according to plan.

6. If the request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?

   - Mar. Christian (MCAA) – splitting the cost
   - Enon Optimist Club
   - Pet Dairy of Chester

7. If the applicant is an organization, answer the following:

   - Is the organization a corporation? Yes____ No ✓
   - Is the organization non-profit? Yes ✓ No____
   - Is the organization tax-exempt? Yes ✓ No____

8. What is the address of the applicant making this funding request?

   Enon Athletic Association
   PO Box 2013
   Chester, VA 23831

9. What is the telephone number, fax number, email address of the applicant?
   - 804-530-5551
   - kstark1@comcast.net

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman/director or vice-chairman of the organization

K. Stark
Signature

President - EAA
Title

Kenneth L. Stark Jr.
Printed Name

8-02-06
Date

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.14.

Subject:

Conveyance of an Easement to Virginia Electric and Power Company

County Administrator's Comments: Recommend Approval

County Administrator: JBR

Board Action Requested:

Authorize the Chairman of the Board of Supervisors and the County Administrator to execute an easement agreement with Virginia Electric and Power Company for underground cable across the Manchester High School and Bailey Bridge Middle School property to provide service to the new Bailey Bridge pump station.

Summary of Information:

Staff recommends that the Board of Supervisors authorize the Chairman of the Board of Supervisors and the County Administrator to execute an easement agreement with Virginia Electric and Power Company for underground cable across the Manchester High School and Bailey Bridge Middle School property to provide service to the new Bailey Bridge pump station.

District: Matoaca

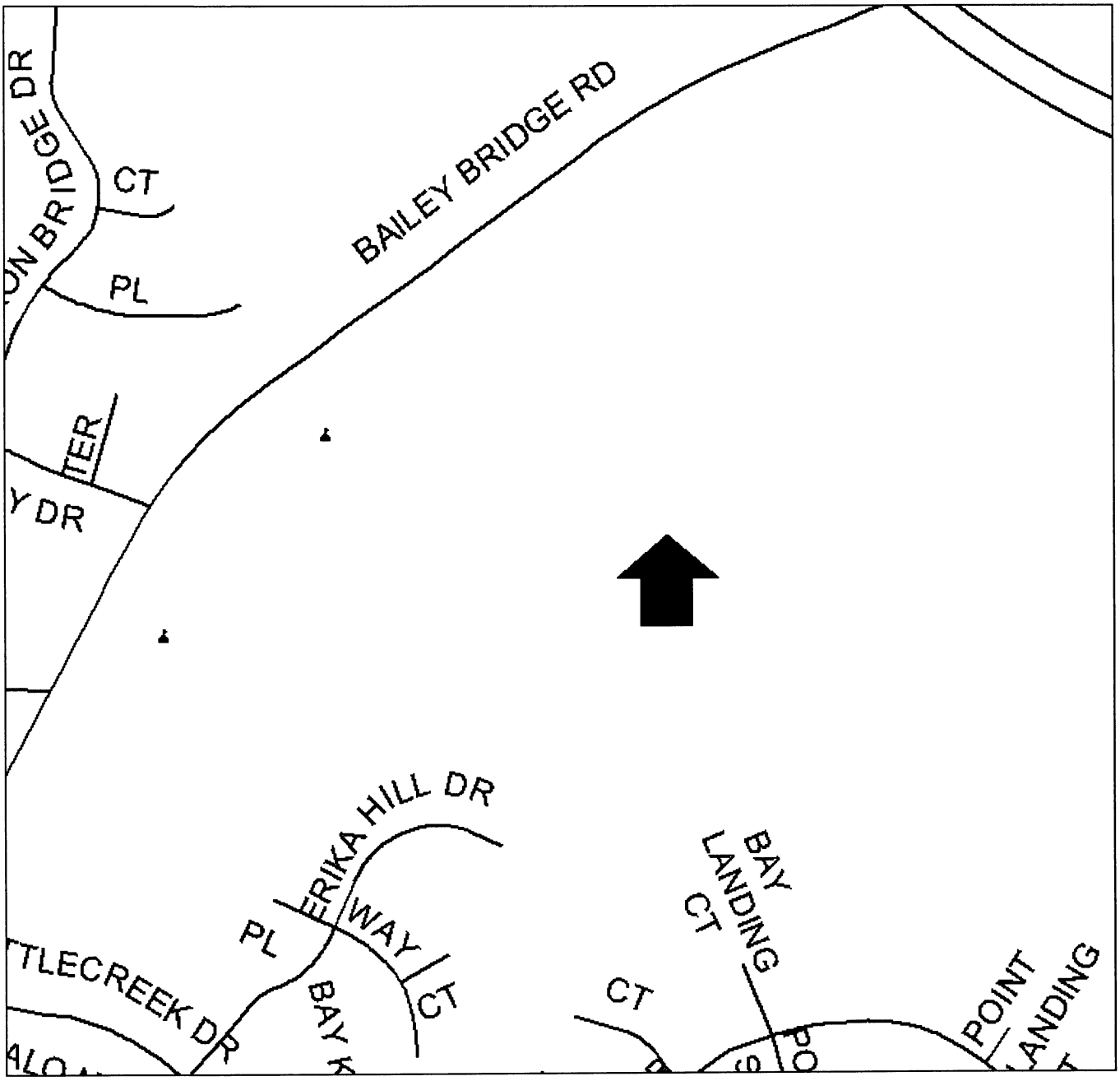
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

#000166

VICINITY SKETCH

CONVEYANCE OF AN EASEMENT TO VIRGINIA ELECTRIC AND POWER COMPANY

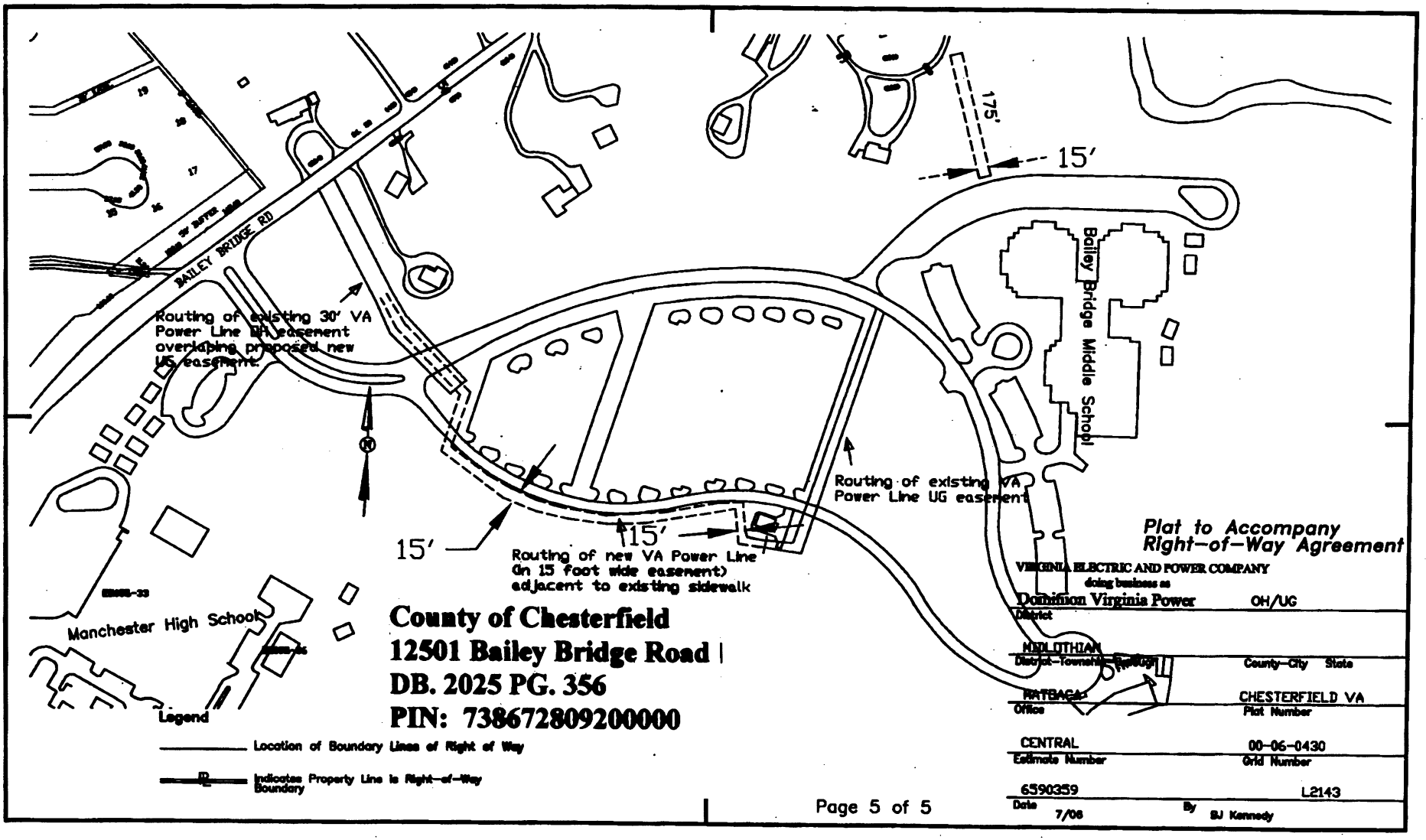


Chesterfield County Department of Utilities

N W E S

1 inch equals 416.67 feet

000167



County of Chesterfield
12501 Bailey Bridge Road
DB. 2025 PG. 356
PIN: 738672809200000

Plat to Accompany Right-of-Way Agreement

VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power — OH/UG
District

MIDLOTHIAN
District-Township-Borough — County-City State

RATHACA — CHESTERFIELD VA
Office — Plat Number

CENTRAL — 00-06-0430
Estimate Number — Grid Number

6590359 — L2143
Date 7/06 — By SJ Kennedy

000163

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.15.

Subject:

Designation of Right of Way and Virginia Department of Transportation Sight Distance Easement Along River Road

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Designate right of way and Virginia Department of Transportation sight distance easement along River Road and authorize the County Administrator to execute the Declaration.

Summary of Information:

In order for the site plan for River Road Pump Station and Water Tank to be approved, it is necessary for 0.46 acres of county property be designated as public right of way and a Virginia Department of Transportation sight distance easement be provided.

Approval is recommended.

District: Matoaca

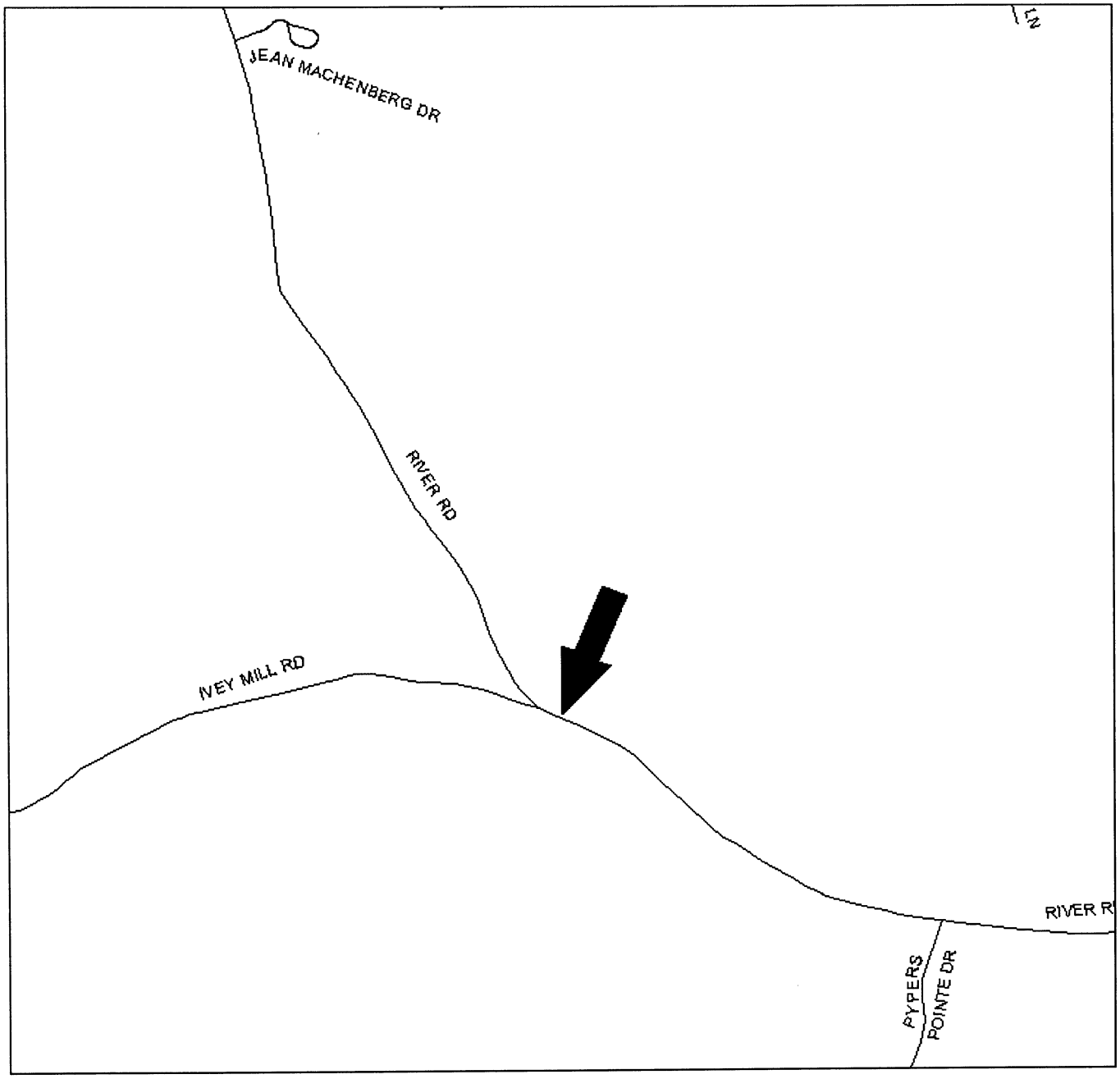
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000169

VICINITY SKETCH

DESIGNATION OF RIGHT OF WAY AND VIRGINIA DEPARTMENT OF TRANSPORTATION SIGHT DISTANCE EASEMENT ALONG RIVER ROAD



Chesterfield County Department of Utilities

N W E S

1 inch equals 833.33 feet

000170

NOTE: BEARING BASED ON THE VIRGINIA STATE PLANE COORDINATE SYSTEM, SOUTH ZONE NAD83

JOHN L. & ROSE S. HARRIS
D.B. 1723, PG. 1854
PARCEL ID # 746630237000000
11808 RIVER ROAD

NTB LIMITED PARTNERSHIP
D.B. 2761, PG. 434
PARCEL ID # 747631230100000
11604 RIVER ROAD

N 64°46'12" W — 416.08'

MON./F

N 43°14'00" E — 205.37'

N 43°14'00" E — 208.23'

RF

RADIO TOWER

N: 3,630,403.67
E: 11,746,417.24

N: 3,630,304.40
E: 11,746,318.30

S 17°05'18" W — 561.96'

LORRAINE H. MOORE
D.B. 4940, PG. 471
PARCEL ID # 745630814200000
11800 RIVER ROAD

COUNTY OF CHESTERFIELD
D.B. 3925, PG. 358
PARCEL ID # 746630213400000
11730 RIVER ROAD

PARCEL "A"
6.86 ACRES (298,880.29 SQ. FT.)

PARCEL "B" (ULTIMATE R/W)
0.46 ACRES (20,082.71 SQ. FT.)

CORNELL E. WILKINS
D.B. 5073, PG. 164
PARCEL ID # 746630501600000
11710 RIVER ROAD

N: 3,630,082.66
E: 11,746,313.14

OLD SCHOOL BUILDING

N: 3,630,086.36
E: 11,746,124.50

VDOT SIGHT DISTANCE AREA
0.06 ACRES (2,727.10 SQ. FT.)

VARIABLE WIDTH VDOT SIGHT DISTANCE EASEMENT

EXIST. 15' WATER EASEMENT
D.B. 1057, PG. 025

N: 3,630,220.90
E: 11,746,771.80

10.00'

S 43°34'46" E — 287.96'

10.34'

10.26'

IRS

S 65°36'24" E — 319.71'

ULTIMATE R/W

15.24'

15.25'

N 65°36'24" W — 319.71'

R/W

IRS

N: 3,629,882.01
E: 11,746,346.08

IVEY MILL ROAD
STATE ROUTE 657
50' R/W

RIVER ROAD
STATE ROUTE 602
CURRENT 30' R/W
ULTIMATE 90' R/W

(21) RADIUS=607.00'
LENGTH=65.97'
TANGENT=33.00'
CHORD DIST.=65.96'
CH. BEARINGS=N37°56'10"W
Δ=04°10'03"

(22) RADIUS=370.00'
LENGTH=125.71'
TANGENT=63.47'
CHORD DIST.=125.11'
CH. BEARINGS=N48°48'11"W
Δ=19°28'00"

(23) RADIUS=785.00'
LENGTH=63.63'
TANGENT=41.85'
CHORD DIST.=63.59'
CH. BEARINGS=N62°35'17"W
Δ=06°06'13"

(24) RADIUS=1239.00'
LENGTH=81.67'
TANGENT=40.85'
CHORD DIST.=81.05'
CH. BEARINGS=N63°45'36"W
Δ=03°46'56"

(25) RADIUS=1289.00'
LENGTH=77.55'
TANGENT=38.78'
CHORD DIST.=77.54'
CH. BEARINGS=S63°53'21"E
Δ=03°30'05"

(26) RADIUS=755.07'
LENGTH=62.54'
TANGENT=31.29'
CHORD DIST.=62.52'
CH. BEARINGS=S63°16'02"E
Δ=04°44'43"

(27) RADIUS=755.07'
LENGTH=17.89'
TANGENT=8.95'
CHORD DIST.=17.89'
CH. BEARINGS=S66°12'36"E
Δ=01°21'28"

(28) RADIUS=340.00'
LENGTH=115.52'
TANGENT=58.32'
CHORD DIST.=114.96'
CH. BEARINGS=S48°48'11"E
Δ=19°28'00"

(29) RADIUS=607.00'
LENGTH=63.79'
TANGENT=31.91'
CHORD DIST.=63.76'
CH. BEARINGS=S37°39'10"E
Δ=04°10'03"

COMMONWEALTH OF VIRGINIA
CERTIFICATE
No. 1005
8-11-06
LAND SURVEYOR

THIS IS TO CERTIFY THAT ON JANUARY 4, 2006, I MADE AN ACCURATE FIELD SURVEY OF THE PROPERTY SHOWN HEREON; THAT ALL IMPROVEMENTS VISIBLE ARE SHOWN HEREON; THAT THERE ARE NO ENCROACHMENTS BY IMPROVEMENTS EXISTING FROM THE ADJOINING PREMISES, OR FROM EXISTING PREMISES UPON ADJOINING PREMISES OTHER THAN AS SHOWN HEREON.
THIS SURVEY WAS MADE WITHOUT BENEFIT OF A CURRENT TITLE REPORT.

JOHN H. JONES

PLAT SHOWING PROPERTY OF COUNTY OF CHESTERFIELD MATOACA DISTRICT, CHESTERFIELD COUNTY, VIRGINIA

SCALE: 1"=60'

60 30 0 60 120

DATE FEBRUARY 21, 2006
REVISED JULY 31, 2006

R. STUART BOWEN & ASSOCIATES, INC.
CONSULTING ENGINEERS and SURVEYORS
RICHMOND, VIRGINIA

COUNTY PROJECT NO. [illegible]
R.S.B. PROJECT NO. [illegible]

PLAT 2

000171

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 8.D.16.

Subject:

Request for a Music/Entertainment Festival Permit for Chesterfield Berry Farm on Saturdays and Sundays between September 23 and October 29, 2006

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

The Board of Supervisors is requested to grant a request for a music/entertainment festival permit for Chesterfield Berry Farm for Saturdays and Sundays between September 23 and October 29, 2006.

Summary of Information:

Chesterfield Berry Farm proposes to conduct outdoor music during the October season on the lawns of the Chesterfield Berry Farm which is located at 26002 Pear Orchard Road, Moseley, Virginia. The music will be held on Saturdays and Sundays from September 23, through October 29, 2006. A Pumpkin Festival will be held on October 14 and 15, 2006 which will also include music. The Berry Farm opens at 9:00 a.m. Music will begin at 11:00 a.m. and end at 3:00 p.m., with all other activities ending at 5:30 p.m.

Preparer: Steven L. Micas Title: County Attorney

0525:72867.1

Attachments: ■ Yes ☐ No

000172

Chesterfield Berry Farm is both the applicant and event promoter. The Berry Farm is currently seeking sponsors to help defray the major costs of the event.

All net proceeds from the music series will go to the Berry Farm.

Chesterfield Berry Farm will assume full financial responsibility for the Festival and music series. The bands for this event have not been contracted for at this time. No separate admission fee will be charged for the music or pumpkin festival. It is anticipated that approximately 3,000 people will attend the event during the Festival hours.

Chesterfield Berry Farm has facilities where food, water, and soft drinks will be available for purchase during hours of operation. Portolets remain on the location throughout the season and are serviced twice a week by Nes services. Chesterfield Berry Farm has clean-up and trash disposal. There is ample parking, and off-duty police officers will assist with parking, crowd control and other security needs. Emergency medical and fire department officials have been made aware of the event and are available to render service if needed.

The music/entertainment arrangements have been reviewed by the County Attorney's Office and meet the substantive requirements of the ordinance. These arrangements provide adequate measures to insure public safety, fire prevention, medical protection, sanitation, traffic control, insurance coverage, relevant permits and security.

Although the Board of Supervisors may require a bond to insure compliance with the permit, the Board traditionally has not required a bond except when the event occurs on County property. Staff recommends that the Board not require a bond.

0525:72867.1

August 17, 2006

Stylian P. Parthemos
Chesterfield County
Administration Building, Room 503
P.O. Box 40
Chesterfield, Va 23832-0040

Dear Mr. Parthemos,

Thank you for your time in regarding our application for a music and festival permit.

Chesterfield Berry Farm, located at 20501 Skinquarter Rd., Moseley, Virginia, is both the applicant and event promoter. We will receive all net proceeds from our music series and our Pumpkin Festival.

We plan to have family oriented outdoor music during our Pumpkin season on the lawns of Chesterfield Berry Farm which is located at 26002 Pear Orchard Rd. Moseley, Virginia. The music will be held on Saturday and Sunday from September 23, 2006 thru October 29, 2006. We also plan to have a Pumpkin Festival on October 14 and 15, 2006, which will also include music.

Chesterfield Berry Farm opens at 9:00am with music beginning at 11:00am. Music will end at 3:00pm and all other activities will end at 5:30pm.

Chesterfield Berry Farm is assuming full financial responsibility for the Festival and music series. We are currently seeking corporate sponsors to help offset some of our major costs.

We are currently in the process of acquiring bands for our music series and Festival.

We will not be charging admission for music on Saturday and Sundays or for the Pumpkin Festival. We anticipate having 3000 people on the farm during the Festival hours.

We have existing portolets at Chesterfield Berry Farm and they will remain there throughout our Pumpkin season. They are serviced twice a week by Nes services.

Chesterfield Berry Farm currently has clean-up and trash disposal. We have dumpsters located on the farm and Tranium picks up the trash twice a week.

Lodging will not be a necessity for our Festival.

Chesterfield Berry Farm has facilities where food, water, and soft drinks will be available for purchase during hours of operation.

We are alerting the Manchester Rescue Squad and Clover Hill Fire department of our event's dates and times. We will work with our security officers in the event of an emergency to notify the proper emergency medical personnel.

Adequate parking will be available in the Chesterfield Berry Farm parking lot with any overflow parking in our fields next to parking area.

Outdoor lighting will not be used during our events as our events occur during day hours.

Music both live and taped will be played in such a manner that the sound will not be a nuisance to adjacent property owners. Heavy evergreen buffers are already in place between Chesterfield Berry Farm property and adjacent property owners. All sound issues are under direct control of Shannon Mangnuson (General Retail Manager) with Chesterfield Berry Farm.

We have an agreement in place with the Chesterfield County Police Department to employ off-duty police officers who will assist our staff with parking, crowd control and all other security components of our Festival and music series.

Chesterfield Berry Farm carries a general $2 million liability insurance policy to insure against injury or damage.

Statements authorizing Chesterfield County principals to enter the property during our music series or Festival are attached herewith.

Our application fee is attached.

I trust that the above information is adequate to meet the county's requirements for approval of our Entertainment Festival permit. Please call with any questions or concerns.

Thank you for your assistance.

Sincerely,

Shannon Mangnuson
General Retail Manager

August 17, 2006

Chesterfield Berry Farm authorizes Chesterfield County principals to enter the property before or during our Pumpkin season.

Aaron Goode
President

Betty B. Goode
Property owner

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 9.A.

Subject:

Status of General Fund Balance, Reserve for Future Capital Projects, District Improvement Fund, and Lease Purchases

County Administrator's Comments:

County Administrator: LBR

Board Action Requested:

Summary of Information:

Preparer: Lane B. Ramsey Title: County Administrator

Attachments: ■ Yes ☐ No

000177

CHESTERFIELD COUNTY
UNDESIGNATED GENERAL FUND BALANCE
August 23, 2006

BOARD MEETING DATE	DESCRIPTION	AMOUNT	BALANCE
07/01/06	FY07 Beginning Budgeted Balance		$46,400,000

*Pending outcome of FY2006 Audit Results

CHESTERFIELD COUNTY
RESERVE FOR FUTURE CAPITAL PROJECTS
TRADITIONALLY FUNDED BY DEBT
August 23, 2006

FOR FISCAL YEAR 2006 BEGINNING JULY 1, 2005

4/13/2005	FY06 Budgeted Addition	9,492,000	10,348,612
4/13/2005	FY06 Capital Projects	(7,760,500)	2,588,112
8/24/2005	Battery Dantzler Road Extension	(125,000)	2,463,112
1/25/2006	Airport T-hangar taxiway connector at north terminal apron	(350,000)	2,113,112
4/12/2006	Transfer to Schools: Cosby Road High School	(180,680)	1,932,432
4/12/2006	Chesterfield County Museum and 1892 Jail repairs	(150,000)	1,782,432
6/30/2006	Return unused local match appropriation for Woodmont Drive Gaston Damage Repairs (originally transferred 11/10/04)	23,744	1,806,176

FOR FISCAL YEAR 2007 BEGINNING JULY 1, 2006

4/12/2006	FY07 Budgeted Addition	9,994,100	11,800,276
4/12/2006	FY07 Capital Projects	(9,261,900)	2,538,376

CHESTERFIELD COUNTY
DISTRICT IMPROVEMENT FUNDS
August 23, 2006

District	Prior Years Carry Over	FY2007 Appropriation	Funds Used Year to Date	Items on 8/23 Agenda	Balance Pending Board Approval
Bermuda	$14,681	$48,500	$3,000	$11,200	**$48,981**
Clover Hill	61,082	48,500	0	1,900	**107,682**
Dale	53,312	48,500	0	3,700	**98,112**
Matoaca	74,138	48,500	15,429	3,400	**103,809**
Midlothian	13,658	48,500	0	9,027	**53,130**
County Wide	-	13,500	0	-	**13,500**

000180

Prepared by
Accounting Department
July 31, 2006

SCHEDULE OF CAPITALIZED LEASE PURCHASES

APPROVED AND EXECUTED

Date Began	Description	Original Amount	Date Ends	Outstanding Balance 7/31/06
04/99	Public Facility Lease – Juvenile Courts Project	$16,100,000	11/19	$11,270,000
01/01	Certificates of Participation - Building Construction, Expansion and Renovation; Acquisition/Installation of Systems	13,725,000	11/21	10,045,000
03/03	Certificates of Participation – Building Construction, Expansion and Renovation	6,100,000	11/23	5,460,000
03/04	Certificates of Participation – Building Construction, Expansion and Renovation; Acquisition/Installation of Systems	21,970,000	11/24	20,830,000
10/04	Cloverleaf Mall Redevelopment Project	9,225,000	10/06	9,225,000
11/04	School Archival/Retrieval System Lease	21,639	01/08	11,329
12/04	Energy Improvements at County Facilities	1,519,567	12/17	1,475,167
12/04	Energy Improvements at School Facilities	427,633	12/10	388,094
05/05	Certificates of Participation – Building Acquisition, Construction, Installation, Furnishing and Equipping; Acquisition/Installation of Systems	14,495,000	11/24	14,495,000
05/06	Certificates of Participation – Building Acquisition, Construction, Installation, Furnishing and Equipping; Acquisition/Installation of Systems	11,960,000	11/24	11,960,000
	TOTAL APPROVED AND EXECUTED	$95,543,839		$85,159,590

PENDING EXECUTION

Description	Approved Amount
None	

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 9.B.

Subject: Developer Water and Sewer Contracts

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

The Board of Supervisors has authorized the County Administrator to execute water and/or sewer contracts between County and Developer where there are no County funds involved.

The report is submitted to Board members as information.

Summary of Information:

The following water and sewer contracts were executed by the County Administrator:

1. Contract Number: 04-0173
   Project Name: Midlothian Carwash

   Developer: Rio 17 Midlothian LLC

   Contractor: Possie B. Chenault, Inc.

   Contract Amount: Water Improvements - $9,000.00
   Wastewater Improvements - $1,800.00

   District: Midlothian

Preparer: J. Edward Beck, Jr. Title: Assistant Director of Utilities

Attachments: ☐ Yes ■ No

#000182

2. Contract Number: 04-0454
Project Name: Grampian @ The Highlands

Developer: Nash Road/Woodpecker Road LLC

Contractor: Castle Equipment Corporation

Contract Amount: Water Improvements - $102,916.25

District: Dale

3. Contract Number: 05-0042
Project Name: All American

Developer: T & S Builders

Contractor: Johnson & Glazier Construction Company, Inc.

Contract Amount: Water Improvements - $40,631.50
Wastewater Improvements - $33,530.68

District: Bermuda

4. Contract Number: 05-0242
Project Name: New Hope Lutheran Church

Developer: New Hope Lutheran Church

Contractor: Duke Contracting of Virginia, Inc.

Contract Amount: Water Improvements - $115,850.00
Wastewater Improvements - $52,075.00

District: Matoaca

5. Contract Number: 05-0266
Project Name: Westerleigh, Section 1

Developer: Westerleigh LLC

Contractor: Shoosmith Brothers Construction Company, Inc.

Contract Amount: Water Improvements - $157,000.00
Wastewater Improvements - $313,850.00

District: Matoaca

6. Contract Number: 05-0372
Project Name: Seredni Tire and Auto

Developer: ASLS, LLC

Contractor: Bookman Construction Company

Contract Amount: Water Improvements - $12,000.00
Wastewater Improvements - $6,000.00

District: Dale

7. Contract Number: 06-0012
Project Name: S.W.O.P., LLC

Developer: S.W.O.P., LLC

Contractor: BTS Construction Company

Contract Amount: Water Improvements - $28,950.00
Wastewater Improvements - $2,500.00

District: Midlothian

8. Contract Number: 06-0021
Project Name: The Village @ Swift Creek, Phase IV

Developer: BT Hull Street LLC

Contractor: J. R. Caskey, Incorporated

Contract Amount: Water Improvements - $100,917.00
Wastewater Improvements - $22,665.00

District: Matoaca

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 14.A.

Subject:

Resolution Recognizing Mr. John Lewis Clifford, Troop 879, Sponsored by Saint Mark's United Methodist Church; Mr. Javan Michael Shearn, Troop 829, Sponsored by Saint Matthias' Episcopal Church; Mr. Erich Miles Pickelhaupt, Troop 876, Sponsored by Mount Pisgah United Methodist Church; Mr. Michael David Hester, Jr., Troop 842, Sponsored by Swift Creek Baptist Church; Mr. Jonathan E. Kirkland and Mr. Daniel R. Adams, both of Troop 890, Sponsored by The Brandermill Church; and Mr. Ian Taylor Johnson and Mr. Matthew David Riley, both of Troop 800, Sponsored by Bethel Baptist Church, Upon Attaining Rank of Eagle Scout

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

Adoption of the attached resolution.

Summary of Information:

Staff has received requests for the Board to adopt resolutions recognizing Mr. John Lewis Clifford, Troop 879; Mr. Javan Michael Shearn, Troop 829; Mr. Erich Miles Pickelhaupt, Troop 876; Mr. Michael David Hester, Jr., Troop 842; Mr. Jonathan E. Kirkland and Mr. Daniel R. Adams, both of Troop 890; and Mr. Ian Taylor Johnson and Mr. Matthew David Riley, both of Troop 800, upon attaining the rank of Eagle Scout. All will be present at the meeting, accompanied by members of their families, to accept the resolutions.

Preparer: Janice Blakley Title: Deputy Clerk to the Board

Attachments: ■ Yes ☐ No

000185

WHEREAS, the Boy Scouts of America was incorporated by Mr. William D. Boyce on February 8, 1910, and was chartered by Congress in 1916; and

WHEREAS, the Boy Scouts of America was founded to build character, provide citizenship training and promote physical fitness; and

WHEREAS, after earning at least twenty-one merit badges in a wide variety of skills including leadership, service and outdoor life, serving in a leadership position in a troop, carrying out a service project beneficial to their community, being active in the troop, demonstrating Scout spirit, and living up to the Scout Oath and Law

Mr. John Lewis Clifford, Troop 879, sponsored by Saint Mark's United Methodist Church; Mr. Javan Michael Shearn, Troop 829, sponsored by Saint Matthias' Episcopal Church; Mr. Erich Miles Pickelhaupt, Troop 876, sponsored by Mount Pisgah United Methodist Church; Mr. Michael David Hester, Jr., Troop 842, sponsored by Swift Creek Baptist Church; Mr. Jonathan E. Kirkland and Mr. Daniel R. Adams, both of Troop 890, sponsored by The Brandermill Church; and Mr. Ian Taylor Johnson and Mr. Matthew David Riley, both of Troop 800, sponsored by Bethel Baptist Church, have accomplished those high standards of commitment and have reached the long-sought goal of Eagle Scout which is received by only four percent of those individuals entering the Scouting movement; and

WHEREAS, growing through their experiences in Scouting, learning the lessons of responsible citizenship, and endeavoring to prepare themselves for roles as leaders in society, J.L., J.Michael, Erich, Michael, Jonathan, Daniel, Ian, and Matthew have distinguished themselves as members of a new generation of prepared young citizens of whom we can all be very proud.

NOW, THEREFORE, BE IT RESOLVED that the Chesterfield County Board of Supervisors, this 23rd day of August 2006, hereby extends its congratulations to Mr. John Lewis Clifford, Mr. Javan Michael Shearn, Mr. Erich Miles Pickelhaupt, Mr. Michael David Hester, Jr., Mr. Jonathan E. Kirkland, Mr. Daniel R. Adams, Mr. Ian Taylor Johnson, and Mr. Matthew David Riley, and acknowledges the good fortune of the county to have such outstanding young men as its citizens.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 16.A.

Subject:

Public Hearing to Consider an Ordinance Changing the Polling Place for Bellwood Voting Precinct in Bermuda District and for Cranbeck Voting Precinct in Midlothian District

County Administrator's Comments: Recommend approval

County Administrator: _____

Board Action Requested:

The Board is requested to adopt the attached ordinance.

Summary of Information:

In order to comply with the Federal Help America Vote Act (HAVA), localities are required to provide ADA-compliant access to all County polling places. Most County polling places are already HAVA-compliant, but a small number are not. The Registrar is in the process of having minor construction upgrades made to the polling places that are not compliant. However, two polling places would require construction upgrades that are so substantial that it is more efficient to move the polling places. Those two polling places are Perrymont School, which currently serves as the polling place for Bellwood Precinct in Bermuda District; and Greenfield Community Center, which currently serves as the polling place for Cranbeck Precinct in Midlothian District.

Preparer: Steven L. Micas Title: County Attorney

0505:72522.2(72557.1)

Attachments: ■ Yes ☐ No

000187

The Registrar has arranged with the First Baptist Church Centralia, located at 2920 Kingsdale Road, to serve as the new polling place for Bellwood Precinct, and he has arranged with Grace Brethren Church, located at 2240 Cranbeck Road, to serve as the new polling place for Cranbeck Precinct. Both buildings are HAVA-compliant, and the owners of the buildings have agreed to allow them to serve as polling places. Maps showing the current and proposed new polling place for each of these precincts are attached.

If the Board approves these changes, they must be submitted to the United States Department of Justice (DOJ) for pre-clearance before they can be implemented. DOJ has a period of sixty days in which to act on the pre-clearance submission. Staff anticipates that these changes would be implemented before the 2006 November general election.

0505:72522.2(72557.1)

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING AND RE-ENACTING SECTION 7-3 RELATING TO POLLING PLACES FOR VOTING PRECINCTS

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Section 7-3 of the Code of the County of Chesterfield, 1997, as amended, is amended and re-enacted to read as follows:

Bellwood Voting Precinct (101):

Beginning at the point where the center line of the southern boundary of Richmond National Battlefield Park intersects the boundary line between Henrico County and Chesterfield County; thence eastwardly along said boundary line as it meanders with the James River south to its intersection with Proctors Creek; thence westwardly along the center line of Proctors Creek to its intersection with a spur line of the CSX Railroad; thence northwardly along the center line of said right-of-way to its intersection with Kingsland Creek; thence eastwardly along the center line Kingsland Creek to its intersection with the CSX Railroad right-of-way; thence northeastwardly along the center line of said right-of-way to its intersection with U. S. Route 1/301 (Jefferson Davis Highway); thence south along the center line of U.S. Route 1/301 to its intersection with Bellwood Road; thence northeastwardly along the center line of Bellwood Road to its intersection with Interstate 95; then northward along the center line of Interstate 95 to its intersection with the northern boundary lines of Census Blocks 1004033006 and 1004033007; thence eastwardly along the boundary line of Census Blocks 1004033006 and 1004033007 to their intersection with the southern boundary line of Richmond National Battlefield Park; thence northeastwardly along the center line of the southern boundary line of Richmond National Battlefield Park to its intersection with the boundary line between Chesterfield County and Henrico County, the point and place of beginning.

The voting place for Bellwood Voting Precinct shall be the ~~Perrymont School, 8610 Perrymont Road~~ First Baptist Church Centralia, 2920 Kingsdale Road.

o o o

Cranbeck Voting Precinct (509):

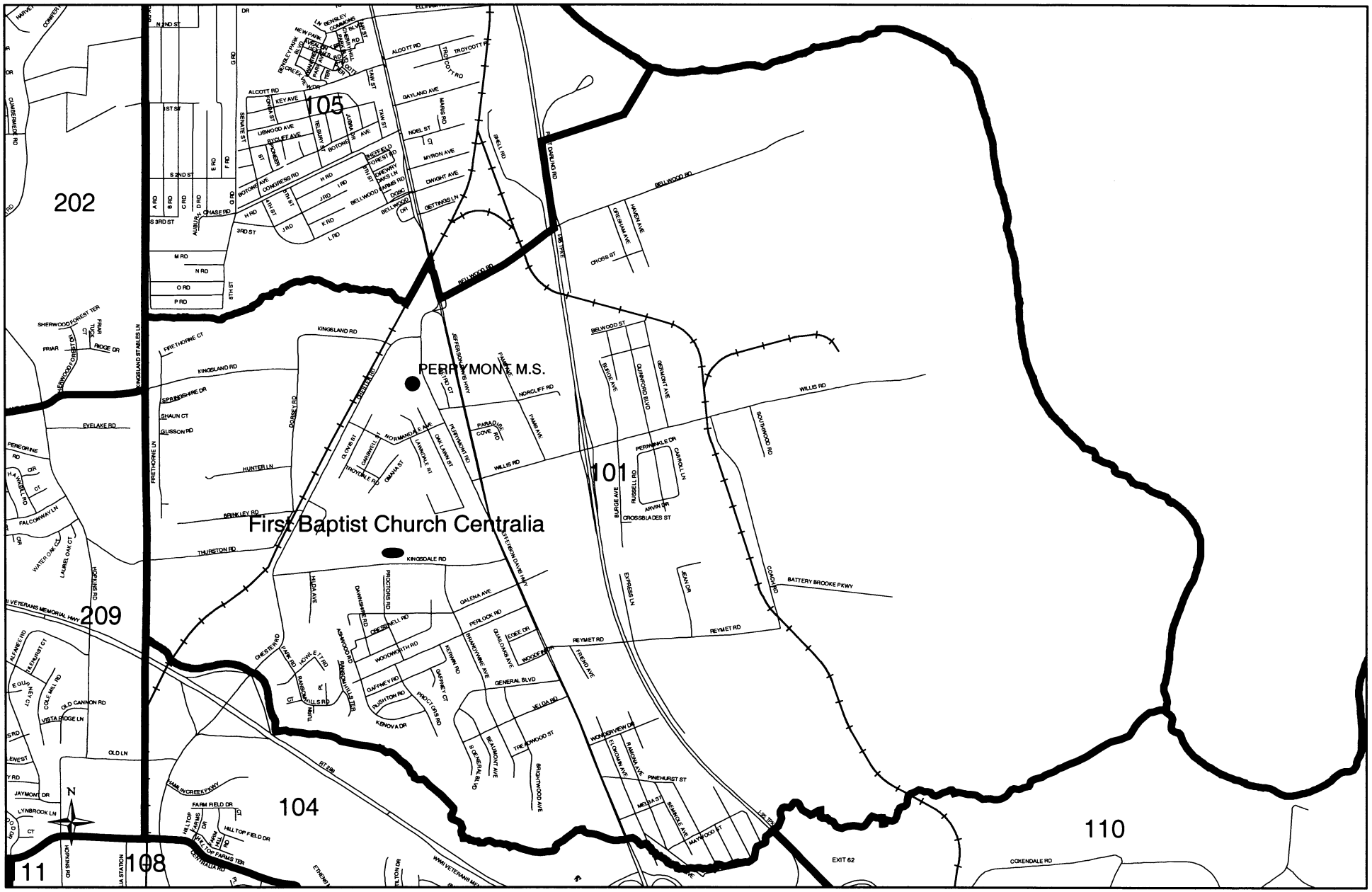
Beginning at the point where the center line of U.S. Route 60 (Midlothian Turnpike) intersects the center line of Robious Road (State Route 675); thence northwestwardly along the center line of Robious Road (State Route 675) to its intersection with Greenfield Drive (State Route 2544); thence northwardly along the center line of Greenfield Drive to its intersection with Milbrook Drive; thence eastwardly along the center line of Milbrook Drive to its intersection with Dragonfly Lane; thence northwardly along the center line of Dragonfly Lane to its intersection with the Southern Railroad right-of-way; thence westwardly along said right-of-way to its intersection with Huguenot Road (State Route 147); thence westwardly and southwardly

along the center line of Huguenot Road (State Route 147) to its intersection with U.S. Route 60 (Midlothian Turnpike); thence eastwardly along the center line of U.S. Route 60 (Midlothian Turnpike) to its intersection with Robious Road (State Route 675), the point and place of beginning.

The voting place for Cranbeck Voting Precinct shall be ~~Greenfield Civic Association, 2221 Woodmont Drive~~ the Grace Brethren Church, located at 2240 Cranbeck Road.

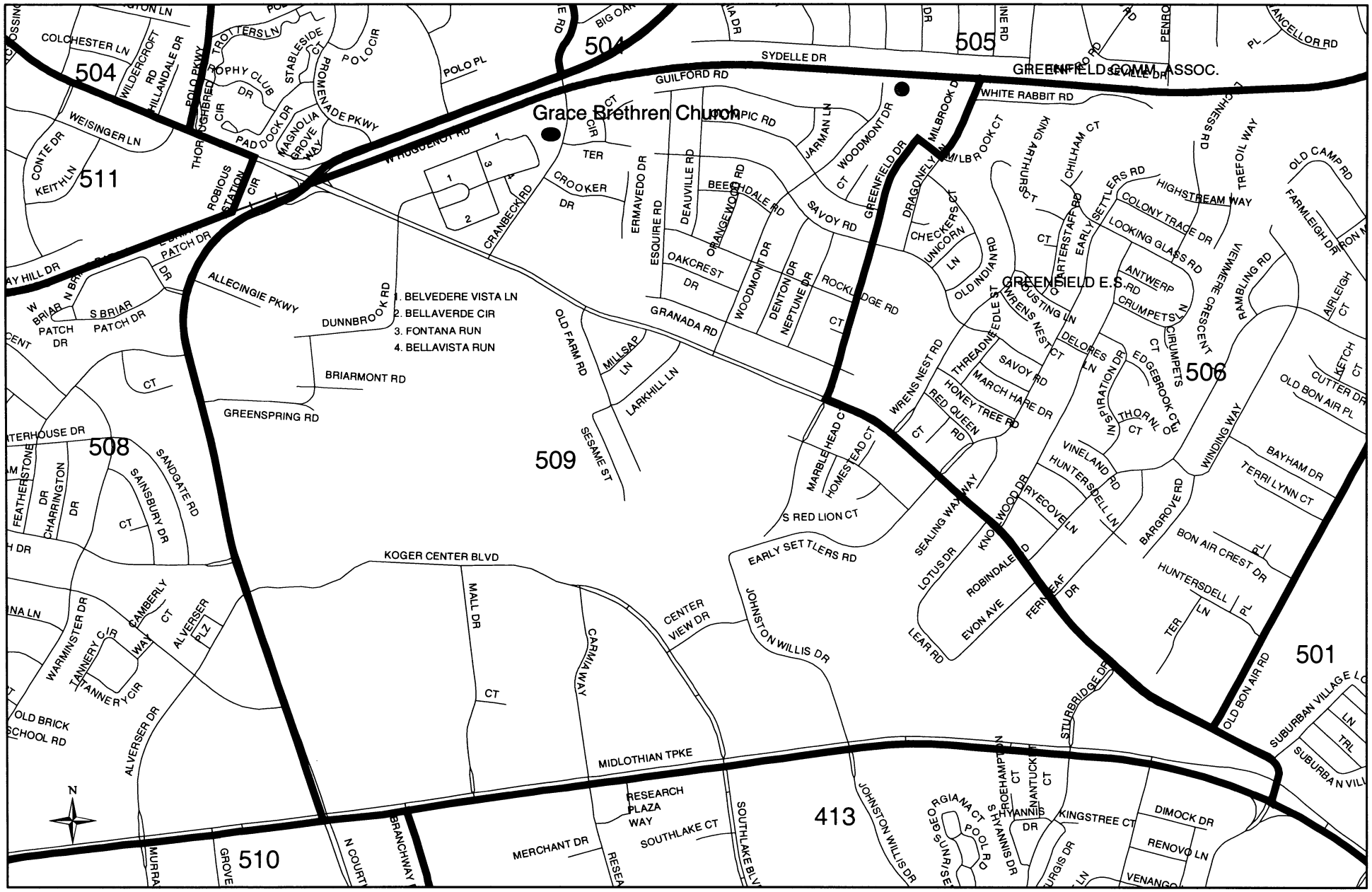
(2) That this ordinance shall become effective immediately upon adoption.

Voting Precinct: 101 Bellwood



000101

Voting Precinct: 509 Cranbeck



000132

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number: 16.B.**

Subject:

Public Hearing to Consider a Franchise Agreement with Cavalier Telephone and TV

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

The Board is requested to hold a public hearing to consider awarding a franchise agreement to Cavalier Telephone and TV.

Summary of Information:

This item was deferred from the July 26, 2006 Board meeting to give staff additional time to negotiate with Cavalier for a mutually agreeable video franchise agreement.

On July 1, Cavalier gave notice to the County that because it intends to provide cable television services in certain parts of the County that it is requesting that the County grant it a franchise. The service areas are limited because of the use of existing Verizon phone lines and are designated by the green circled areas in Exhibit A. Under the new cable legislation passed by the General Assembly and effective July 1, 2006, the County and Cavalier have a 45 day period to negotiate a franchise agreement, after which time Cavalier may request and obligate the County to adopt a cable franchise ordinance in which the exact terms are mandated by state law. Cavalier has agreed not to request that the County adopt an ordinance franchise at least until August 23. Staff is currently negotiating with Cavalier in order to present an agreement for consideration at this public hearing. However, at the time this agenda item was submitted, negotiations were not finalized. If Cavalier and staff have still not agreed on the provisions of a mutually agreeable franchise agreement, staff may recommend an additional deferral after the public hearing.

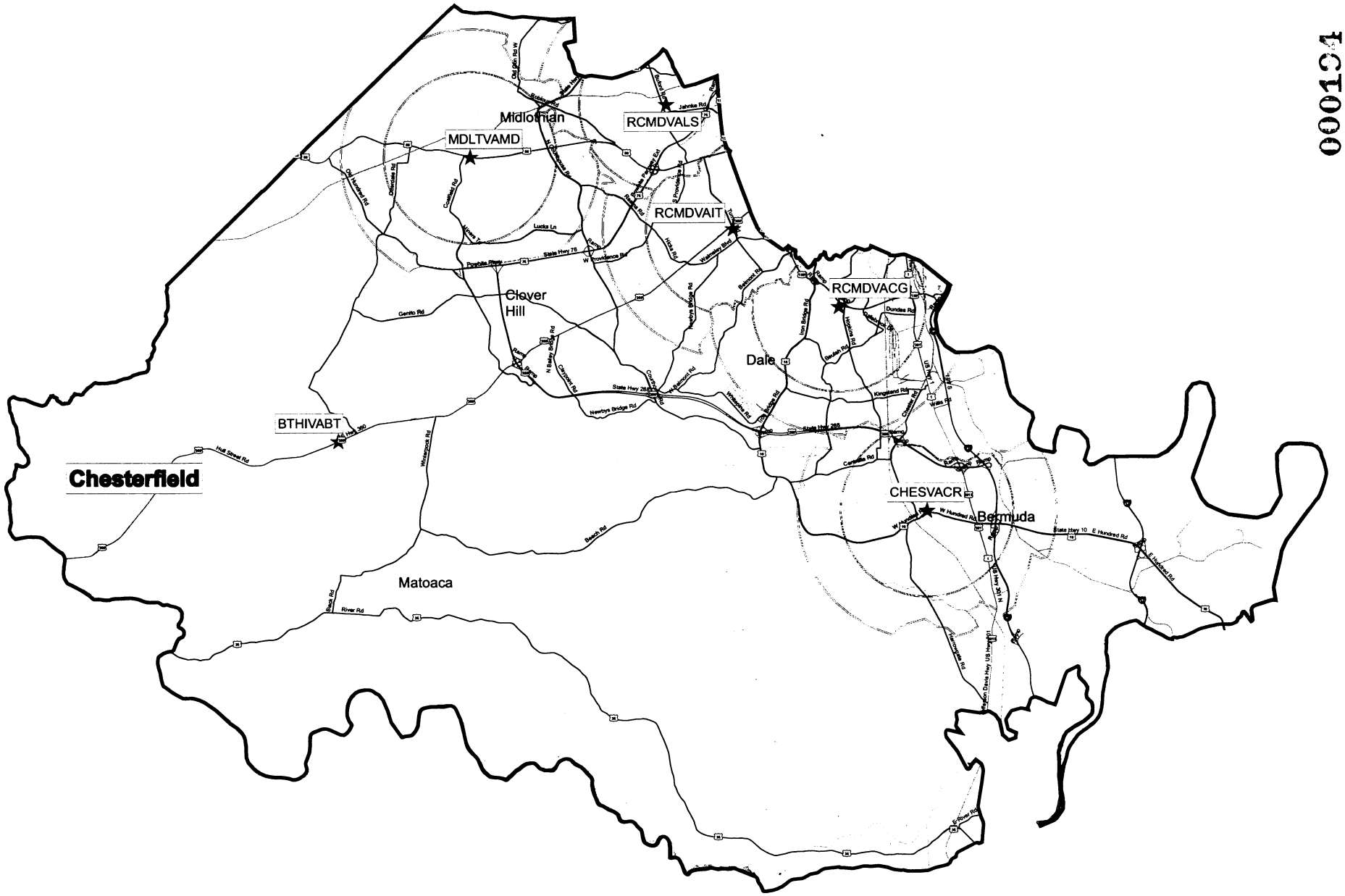
Preparer: Steven L. Micas Title: County Attorney

0623:72560.2

Attachments: ■ Yes ☐ No

000193

000121



Legend

★ Local Serving Office - Cavalier Existing Service Area

0 -12,000 ft

12,001 - 18,000 ft.

Wire Center Boundary - No IPTV Service Provided

N

City / County IPTV coverage
Chesterfield, VA

1 inch equals 0.891293 miles

This map is intended for high level directional purposes only. No service offering is guaranteed. Facilities must be verified for individual applications.

Cavalier TELEPHONE & TV

Data contained on this map is proprietary and for internal company use only - - April 2006 --

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 16.C.

Subject:

Public Hearing to Consider an Ordinance Amending Section 6-26 of the County Code to Limit the Business License Taxes of Gasoline Retailers for Gas Price Hikes Caused by Natural Disasters

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Public hearing for August 23, 2006 to consider amendments to County Code § 6-26 to the limit the business license tax of gasoline retailers for gas price hikes caused by natural disasters.

Summary of Information:

On June 28, 2006 staff held a work session with the Board to discuss legislation adopted by the 2006 General Assembly which affects the County. During the work session the Board requested staff to draft amendments to County Code §6-26 which would limit the business license taxation of gasoline retailers when gas prices spike as the result of natural disasters. The amendment is mandated by SB597.

Business license tax is calculated using a business' gross receipts. When retail gas prices spiked after Hurricane Katrina, the gross receipts of gasoline retailers also spiked. However, the profits for these retailers remained virtually unchanged. As a result, the retailers' business license tax bills increased significantly but their profits did not. SB597 adopted by the General Assembly requires localities to change their calculation of the taxable receipts to account for such temporary "price-spike" situations. The attached ordinance conforms to this new requirement.

Preparer: Steven L. Micas Title: County Attorney

0425:72837.2

Attachments: ■ Yes ☐ No

000195

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING AND RE-ENACTING SECTION 6-26 RELATING TO RETAIL MERCHANTS

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Section 6-26 of the Code of the County of Chesterfield, 1997, as amended, is amended and re-enacted to read as follows:

Sec. 6-26. Retail merchants.

(a) Every retail merchant shall pay a license tax of $0.19 per $100.00 of base year gross receipts.

(b) If goods, wares and merchandise not belonging to a retail merchant are offered for sale by the retail merchant or by any other person at the retail merchant's place of business, such retail merchant shall obtain a license as a commission merchant as provided in section 6-32. Such retail merchant, however, may elect to include the total gross receipts from the sale of all goods, wares and merchandise not belonging to him in the base year gross receipts for his retail merchant license in lieu of obtaining a commission merchant license.

(c) Every person who sells merchandise by means of a coin-operated machine or device shall pay the retail merchant's license tax prescribed in subsection (a) of this section. All such machines shall be plainly marked so as to show the name and address of the owner thereof.

(d) Every cooperative which sells to others (excluding sales to commercial, industrial, or institutional users) at retail only and not for resale shall pay the license tax prescribed in subsection (a).

(e) If a motor vehicle dealer collects excess business license tax from a purchaser, such dealer shall exercise due diligence to refund such tax to the purchaser within 120 days of discovering such overpayment, and such dealer shall produce evidence of such refund to the commissioner of the revenue upon request. Any amounts that are not refunded to purchasers shall be remitted to the commissioner of the revenue as additional business license tax.

f) If the Virginia Department of Mines, Minerals and Energy determines that the weekly U.S. Retail Gasoline price (regular grade) for PADD IC (Petroleum Administration for Defense District – Lower Atlantic Region) has increased by 20% or greater in any one-week period over the immediately preceding one-week period and does not fall below the increased rate for at least 28 consecutive days immediately following the week of such increase, then the gross receipts taxes on fuel sales of a gas retailer made in the following license year shall not exceed 110% of the gross receipts taxes on fuel sales made by such retailer in the license year of such increase. Every gas retailer shall maintain separate records for fuel sales and nonfuel sales and shall make such records available upon request by the commissioner of the revenue. The provisions of this subsection shall not apply to any person or entity (i) not conducting business as a gas retailer in the county for the entire license year immediately preceding the license year of such increase or

(ii) that was subject to a license fee in the county for the license year immediately preceding the license year of such increase.

(2) That this ordinance shall become effective immediately upon adoption.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 16.D.

Subject:

Public Hearing to Consider the Acceptance and Appropriation of Funds from Powhatan County and Approval of Construction Contract for Midlothian Turnpike Water Improvements to Powhatan County - County Project Number 97-0160

County Administrator's Comments: Recommend Approval

County Administrator: KGR

Board Action Requested:

Hold a public hearing to consider the acceptance and appropriation of funds in the amount of $1,112,937.98 from Powhatan County to 5H-970160E; award of construction contract for the Midlothian Turnpike Water Improvements to Godsey and Son, Inc. in the amount of $892,608.80; and authorization for the County Administrator to execute all necessary documents.

Summary of Information:

On January 22, 1997, the Board of Supervisors approved a water contract with Powhatan County. On April 12, 2005, Powhatan County requested that we begin design and easement acquisition to extend a 16" water line along Midlothian Turnpike to the Powhatan County line. In accordance with the executed water contract dated March 6, 1997 between Chesterfield County and Powhatan County, Powhatan County agreed to pay all costs associated with extending the public water lines to their boundary line.

Staff has received the funds in the amount of $1,112,937.98 from Powhatan County.

Staff requests that the Board appropriate the necessary funds, accept a 100% contribution from Powhatan County and award the construction contract.

This project includes 7,300 L.F.± of 16" water lines. Staff and our Project Engineer has reviewed the bids and recommend awarding the project to the lowest bidder Godsey and Son, Inc.

District: Midlothian

Preparer: J. E. Beck, Jr. Title: Assistant Director of Utilities

Attachments: ■ Yes ☐ No

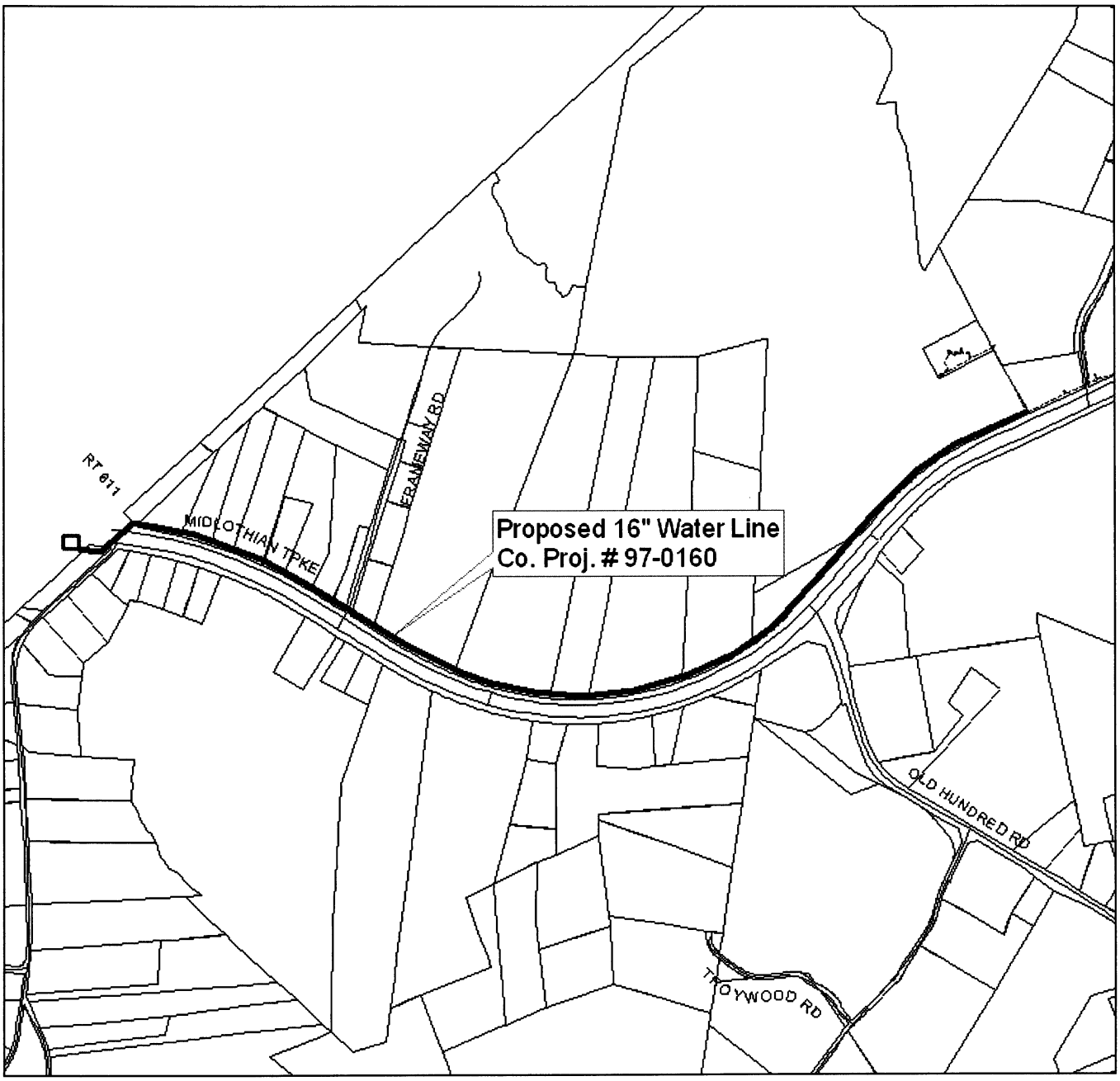
000103

Budget and Management Comments:

This item requests that the Board hold a public hearing to consider the acceptance and appropriation of $1,112,937.98 from Powhatan County to extend a public water line along Midlothian Turnpike to the Powhatan County line. The item also requests that the Board award a construction contract to Godsey and Son, Inc. in the amount of $892,608.80. Funding from Powhatan County in the amount of $1,112,937.98 has been received. Once the funding is accepted and appropriated, sufficient funds will be available to award the contract.

Preparer: Allan M. Carmody **Title:** **Director, Budget and Management**

VICINITY SKETCH
Powhatan W/L Along Rt. 60
County Project # 97-0160



Chesterfield County Department of Utilities

N
W E
S

1 inch equals 908.46 feet

CHESTERFIELD COUNTY TABULATION SHEET

Project Name: MIDLOTHIAN WATER LINE EXTENSION

County Project Number: 97-0160

IFB# 06-2216-9317

Bid Opening: June 21, 2006 @ 2:00 P.M.

BID NUMBER: 05-2136-9129

CONTRACTOR	VIRGINIA LICENSE NO.	ADDENDUM #1	BID SECURITY	BASE BID
Godsey and Son, Inc.	2701031647A	√	√	$892,608.80
Virginia Carolina Paving	2705057730A	√	√	$967,597.00
R. R. Snipes	2701016979A	√	√	$967,707.00
Possie Chenault	2701020192A	√	√	$1,130,307.50
G. V. Layne	2705067003A	√	√	$1,177,000.00

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 16.E.

Subject:

Public Hearing to Amend Sections 19-131 of the Code of the County of Chesterfield, 1997, as Amended, to Add a Dwelling Unit Incorporated into a Building with a Permitted Nonresidential Use, to the List of Restricted Uses in the O-1 Zoning District

County Administrator's Comments: Recommend Approval

County Administrator: LGR

Board Action Requested:

Board of Supervisors to hold a public hearing to consider amendments to the Code of the County of Chesterfield.

Summary of Information:

The proposed ordinance would allow residential uses in conjunction with permitted nonresidential uses, subject to certain restrictions, in the O-1 zoning district in the villages of Ettrick and Matoaca. The Planning Commission held a public hearing on the proposed zoning ordinance amendments (pertaining to residential uses in the O-1 zoning district) on July 18, 2006. One citizen spoke in support of proposed amendment during the public hearing. The Planning Commission unanimously recommended approval of the proposed ordinance amendments.

The Zoning Ordinance currently permits single-family dwellings in the Ettrick Village core and in the Matoaca Village Core village commercial areas.

Preparer: Kirkland A. Turner Title: Director of Planning

Attachments: ■ Yes ☐ No

000202

This allows the historic village pattern of commercial and single family residential uses to remain. The ordinance encourages improvement and renovation of older residential structures within the village core areas. In the O-1 district throughout the county, the ordinance also allows the owner/operator of a business to live on the same property as a business.

The proposed amendment would allow a dwelling unit that is not occupied by an owner/operator to be located within the same building as another permitted nonresidential use (typically office or commercial uses), in office and commercial zoning districts in Ettrick and Matoaca Village commercial areas. Several buildings in these areas were historically used for both business and residential uses. Typically, the first floor was occupied by a business use and the second floor was residential. This amendment will encourage reinvestment and improvement of these historic buildings.

Proposed Ordinance: The proposed ordinance amendment would add the following restricted use in the O-1 zoning district (Section 19-131): *"a dwelling unit incorporated into a building with a permitted nonresidential use, provided that the dwelling unit is located in the village commercial areas of Ettrick Village or Matoaca Village."* In addition, the proposed amendment would correct a minor typo in the current ordinance pertaining to single-family dwellings as a restricted use in the O-1 district.

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING AND RE-ENACTING SECTION 19-131 RELATING TO DWELLING UNIT USES IN THE O-1 DISTRICT LOCATED IN THE VILLAGES OF ETTRICK AND MATOACA

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Section 19-131 of the Code of the County of Chesterfield, 1997, as amended, is amended and re-enacted to read as follows:

Sec. 19-131. Uses permitted with certain restrictions.

The following uses shall be permitted in the O-1 District subject to compliance with the following conditions and other applicable standards of this chapter. If the following restrictions cannot be met, these uses may be allowed by conditional use, subject to section 19-13:

ooo

(i) Single-family dwellings, provided that:

(1) The dwellings are located in the Ettrick Village Core ~~and~~ ***or*** Matoaca Village Core village commercial areas.

(2) The dwellings are located on lots of not less than 7,000 square feet in area and not less than 50 feet in width.

These dwellings shall be exempt from division 3, development requirements – office, commercial and industrial, except for setback requirements, and except for architectural treatment (section 19-611).

(j) A dwelling unit incorporated into a building with a permitted nonresidential use, provided that the dwelling unit is located in the village commercial areas of Ettrick Village or Matoaca Village.

~~(j)~~ ***(k)*** Communications towers, provided that:

(1) Antennae are co-located on electric transmission structures.

(2) Antennae are a flush-mount design and do not exceed a height of twenty (20) feet above the height of the transmission structure supporting the high tension electrical transmission lines and such height does not exceed the limitations of sections 19-507 and 19-507.2.

(3) Antennae shall be gray or another neutral color acceptable to the planning department.

(4) at such time as the antennae ceases to be used for communications purposes for a period exceeding twelve (12) consecutive months, such antennae shall be dismantled and it and all associated equipment removed from the property.

(2) That this ordinance shall become effective immediately upon adoption.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 16.F.

Subject:

PUBLIC HEARING: Ordinance to Vacate a Portion of Map of Lots Staked Out on Property of Harvey Horner

County Administrator's Comments: Recommend Approval

County Administrator: JBR

Board Action Requested:

Adopt an ordinance to vacate a portion of Map of Lots staked out on property of Harvey Horner, as shown on the attached plat.

Summary of Information:

George Brothers Construction Co., has requested the vacation of a portion of Map of Lots staked out on property of Harvey Horner. This request has been reviewed by staff and approval is recommended.

District: Clover Hill

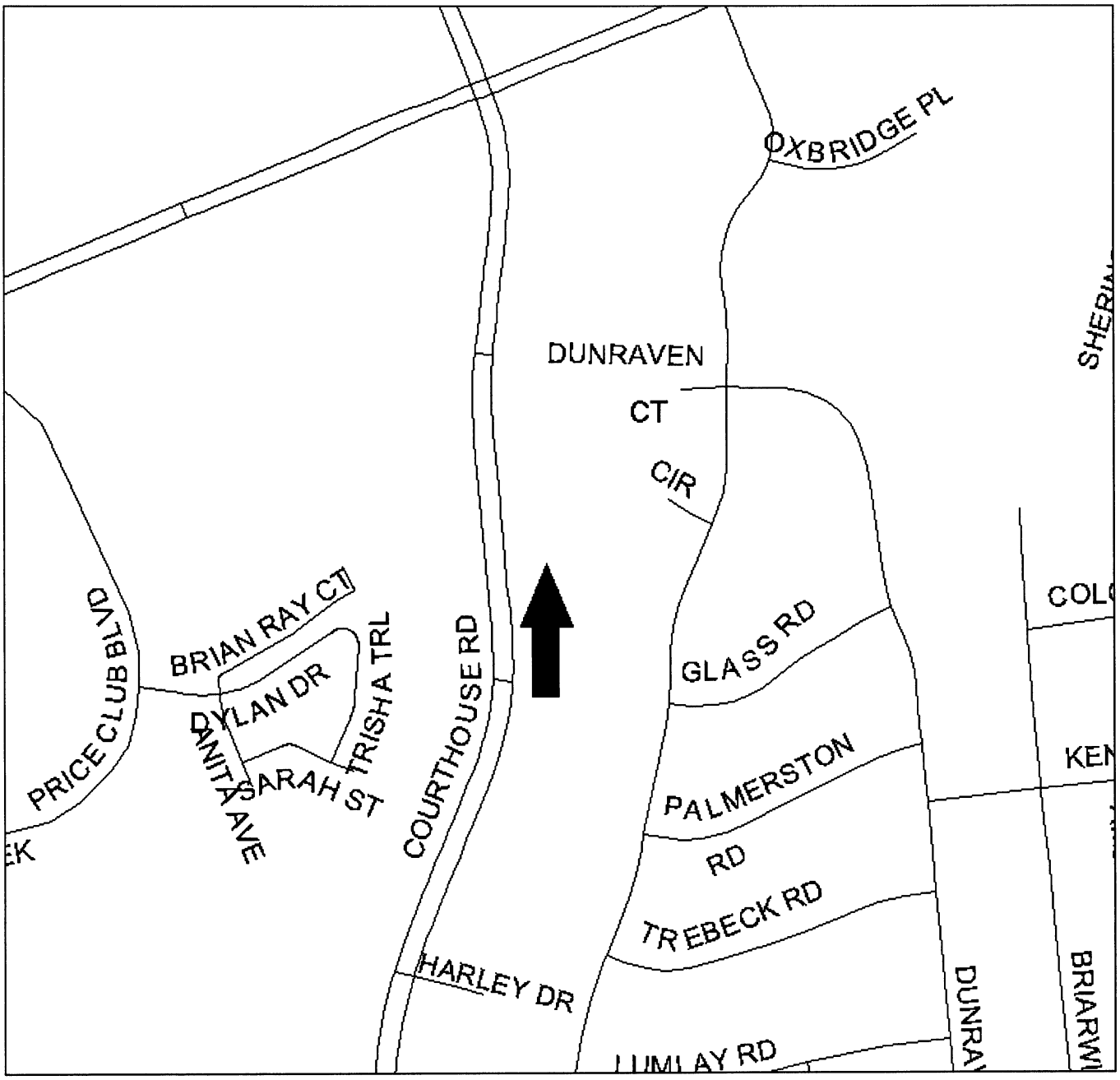
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000206

VICINITY SKETCH

PUBLIC HEARING: ORDINANCE TO VACATE A PORTION OF MAP OF LOTS STAKED OUT ON PROPERTY OF HARVEY HORNER SUBDIVISION



Chesterfield County Department of Utilities

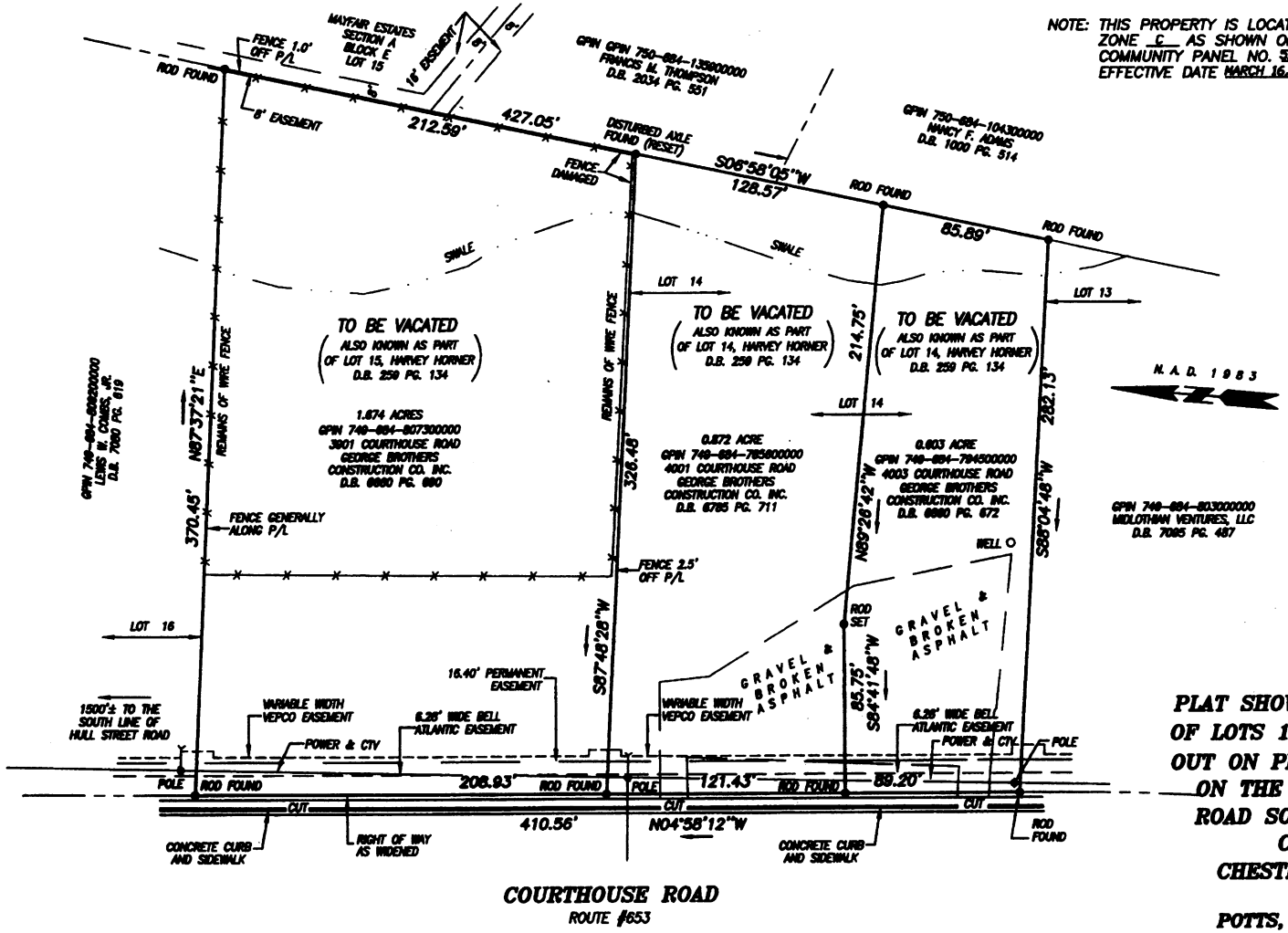
N W E S

1 inch equals 500 feet

000207

NOTE: THIS PROPERTY IS LOCATED IN ZONE C AS SHOWN ON FEMA COMMUNITY PANEL NO. 510035 0052 B EFFECTIVE DATE MARCH 16, 1983

THIS SURVEY HAS BEEN PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT AND THEREFORE DOES NOT NECESSARILY INDICATE ALL ENCUMBRANCES ON THE PROPERTY.



COURTHOUSE ROAD
ROUTE #653

PLAT SHOWING VACATION OF PORTIONS OF LOTS 14 & 15, MAP OF LOTS STAKED OUT ON PROPERTY OF HARVEY HORNER, ON THE EAST LINE OF COURTHOUSE ROAD SOUTH OF HULL STREET ROAD CLOVER HILL DISTRICT CHESTERFIELD COUNTY, VIRGINIA

This is to certify that on October 31, 2005, I made an accurate Field Survey of the premises shown hereon; that all improvements and easements known or visible are shown hereon; that there are no encroachments by improvements either from adjoining premises or from subject premises upon adjoining premises, other than as shown hereon.

POTTS, MINTER and ASSOCIATES, P.C.
Engineers, Land Surveyors, Land Planners
3520 Courthouse Road
Richmond, Virginia 23236
(804) 745-2876

Date: 10-31-05
Scale: 1" = 40'
J.N. 9302-01

000208

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 16.G.

Subject:

PUBLIC HEARING: Ordinance to Vacate an Eight-Foot Easement Across Lot 82, Montclair at Southbend, Section 1

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Adopt an ordinance to vacate an 8' easement across Lot 82, Montclair at Southbend, Section 1, as shown on the attached plat.

Summary of Information:

Scott A. Desrosiers and Victoria Desrosiers have submitted an application requesting the vacation of an 8' easement across Lot 82, Montclair at Southbend, Section 1. This request has been reviewed by staff and approval is recommended.

District: Bermuda

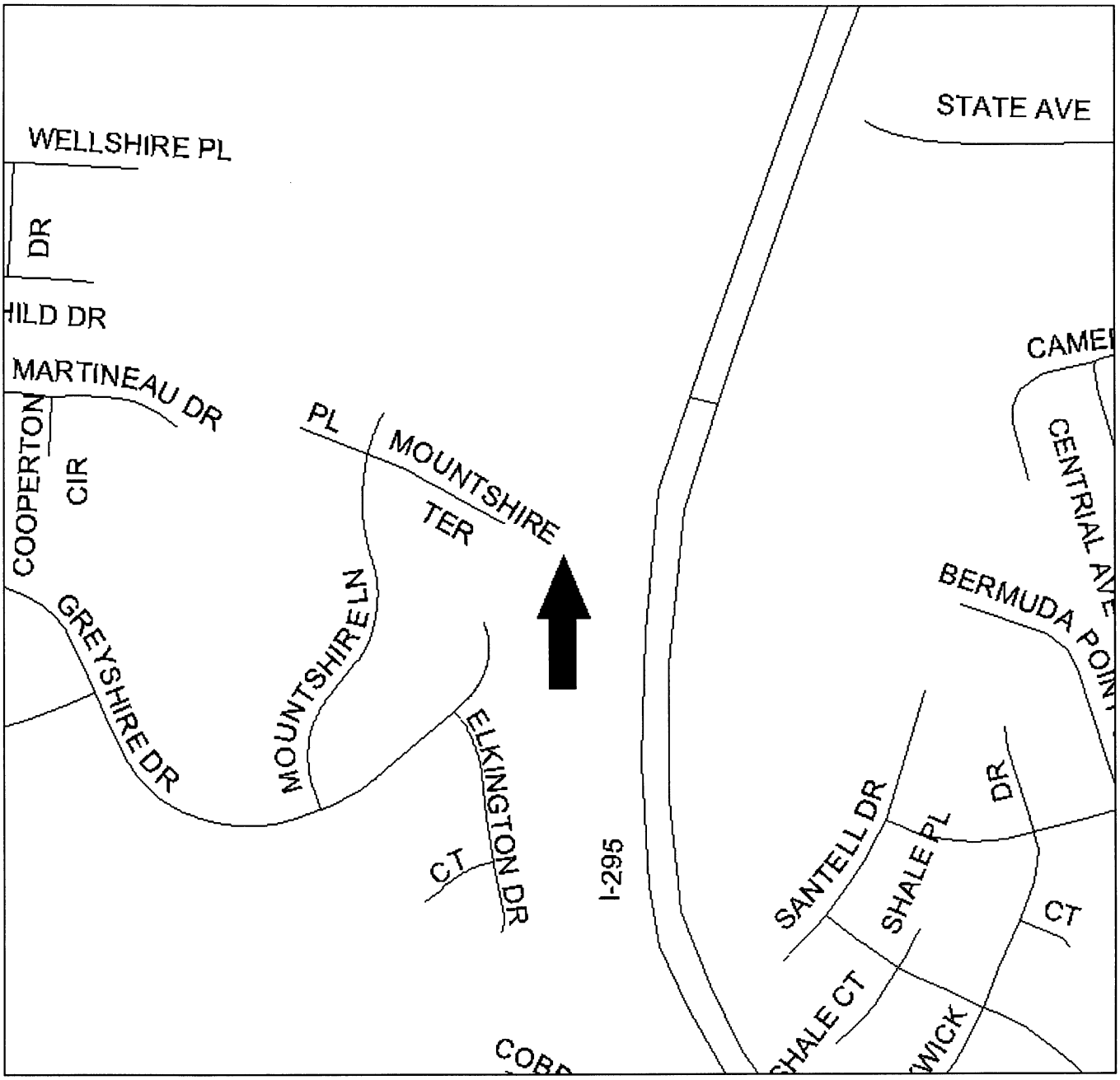
Preparer: John W. Harmon Title: Right of Way Manager

Attachments: ■ Yes ☐ No

000209

VICINITY SKETCH

PUBLIC HEARING: ORDINANCE TO VACATE AN 8' EASEMENT ACROSS LOT 82 MONTCLAIR AT SOUTHBEND SECTION 1



Chesterfield County Department of Utilities

N W E S

1 inch equals 500 feet

000210

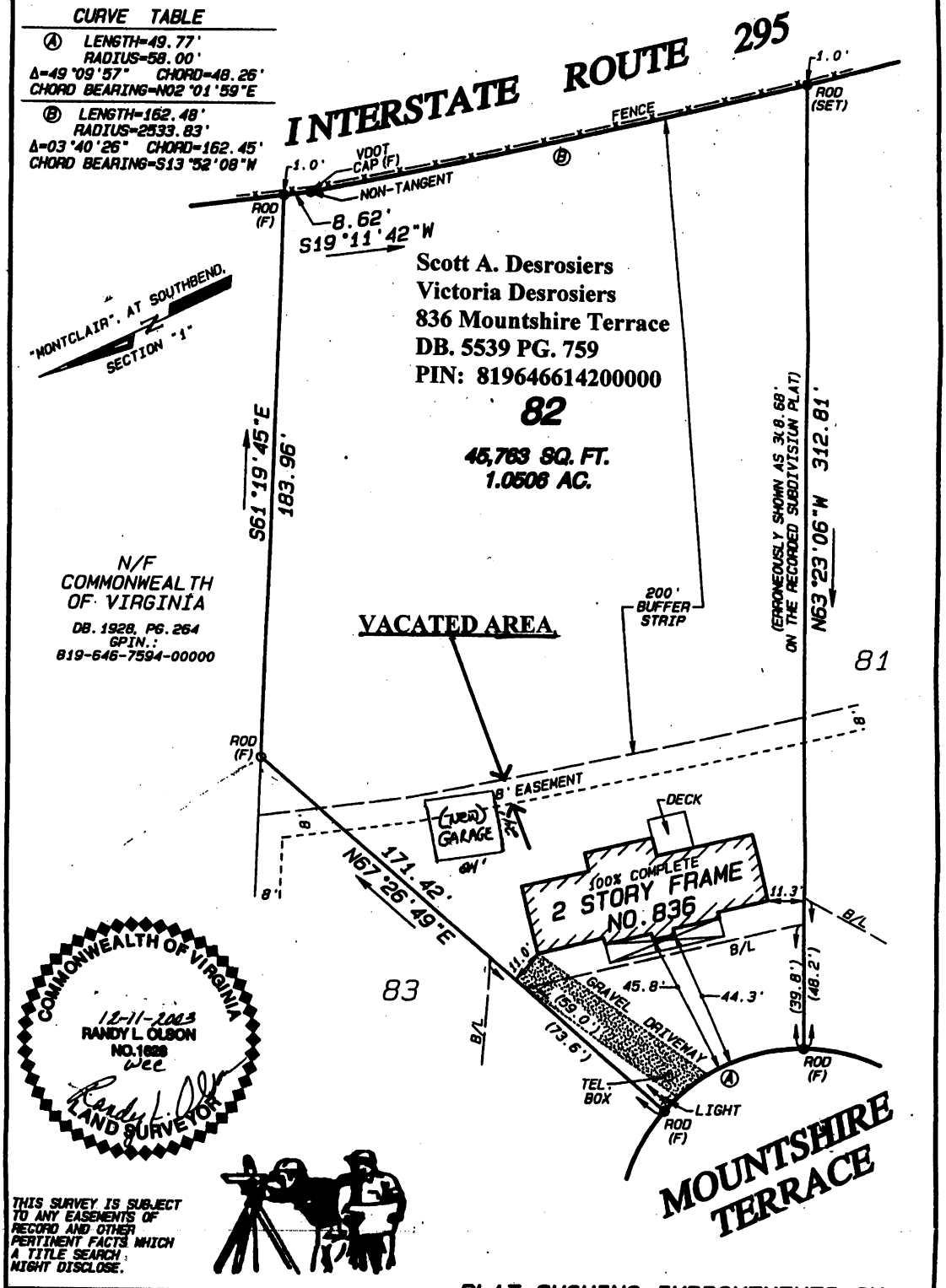
THIS IS TO CERTIFY THAT ON DECEMBER 11, 2003, I MADE AN ACCURATE SURVEY OF THE PREMISES SHOWN HEREON AND THAT THERE ARE NO EASEMENTS OR ENCROACHMENTS VISIBLE ON THE GROUND OTHER THAN THOSE SHOWN HEREON.

THIS PROPERTY IS NOT IN A H.U.D. DEFINED FLOOD HAZARD AREA. ZONE (C)

CURVE TABLE

Ⓐ LENGTH=49.77'
RADIUS=58.00'
Δ=49°09'57" CHORD=48.26'
CHORD BEARING=N02°01'59"E

Ⓑ LENGTH=162.48'
RADIUS=2533.83'
Δ=03°40'26" CHORD=162.45'
CHORD BEARING=S13°52'08"W



COMMONWEALTH OF VIRGINIA
12-11-2003
RANDY L. OLSON
NO. 1628
LAND SURVEYOR

THIS SURVEY IS SUBJECT TO ANY EASEMENTS OF RECORD AND OTHER PERTINENT FACTS WHICH A TITLE SEARCH MIGHT DISCLOSE.

HARVEY L. PARKS, INC.
4508 W. HUNDRED ROAD
CHESTER, VA.
748-8641 748-0515

DATE: DECEMBER 11, 2003	SCALE: 1" = 40'
DRAWN BY: S.B.M.	
CHECKED BY: W.E.C.	
F.BK.: 480, PG. 18	48018.PRO

PLAT SHOWING IMPROVEMENTS ON LOT 82, PLAN OF "MONTCLAIR", AT SOUTHBEND, SECTION "1", IN THE BERMUDA DISTRICT OF CHESTERFIELD COUNTY, VIRGINIA.

PUR.: SCOTT DESROSIERS & VICKY DESROSIERS

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 16.H.

Subject:

PUBLIC HEARING: Consider the Exercise of Eminent Domain for the Acquisition of Water and Temporary Construction Easements for the Midlothian Turnpike - Route 60 - Waterline Extension Project

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

Approve the exercise of eminent domain for the acquisition of water and temporary construction easements for the Midlothian Turnpike - Route 60 - Waterline Extension Project and authorization to enter and take such easements prior to eminent domain proceedings.

Summary of Information:

Staff has been negotiating for acquisition of variable width permanent water and temporary construction easements for the Midlothian Turnpike - Route 60 - Waterline Extension Project. The following offers have been made and refused: Ernest L. and Donna B. Belvin, Trustees, 17627 Midlothian Tpk., PIN: 705708545300000, $790.00; Dorothy Lee Burnett Elam, 17600 Midlothian Tpk., PIN: 705708938900000, $3,460.00; and Edward W. Jr. and Carole P. Nunnally, 17206 Midlothian Tpk., PIN: 707708849400000, $7,408.00. Authorization at a public hearing will allow the county to take immediate title to the easements and once a certificate is filed, will obligate the county to purchase the easements sought. Staff will continue to negotiate with the owners in an effort to acquire the easements. Approval is recommended.

District: Midlothian

Preparer: John W. Harmon Title: Right of Way Manager

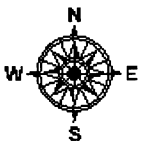
Attachments: ■ Yes ☐ No

#000212

VICINITY SKETCH

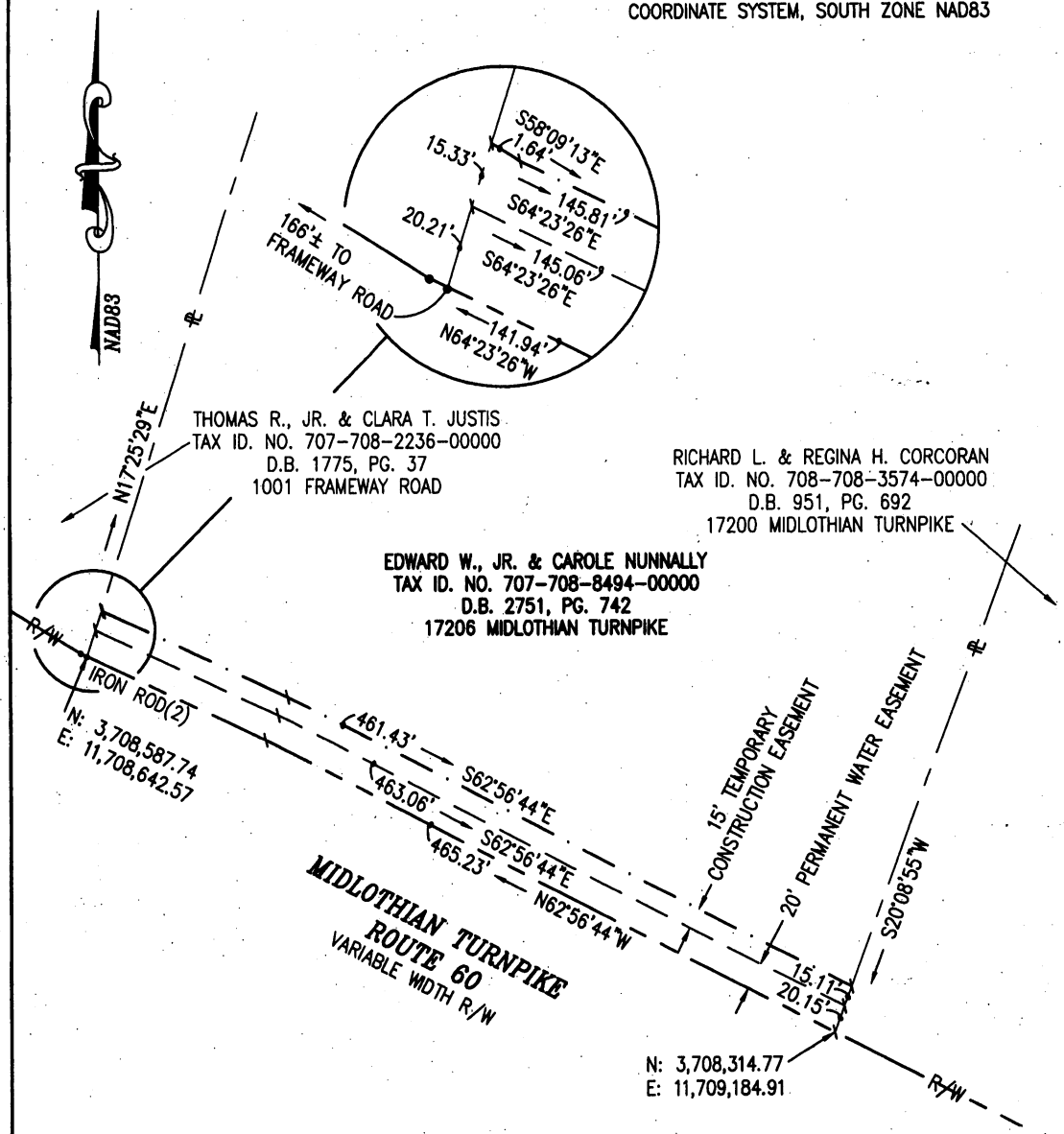
AUTHORIZATION TO EXERCISE EMINENT DOMAIN FOR THE ACQUISTION OF EASEMENTS FOR THE MIDLOTHIAN TURNPIKE-ROUTE 60-WATERLINE EXTENSION

Chesterfield County Department of Utilities



1 inch equals 666.67 feet

NOTE: BEARING BASED ON THE VIRGINIA STATE PLANE COORDINATE SYSTEM, SOUTH ZONE NAD83



COMMONWEALTH OF VIRGINIA
ROGER O. HART
No. 9575
8/18/05
PROFESSIONAL ENGINEER

EASEMENT AREA:
PERMANENT WATER – 12,153 SQ. FT. = 0.279 AC.
TEMPORARY CONSTRUCTION – 9,127 SQ. FT. = 0.210 AC.
TOTAL – 21,280 SQ. FT. = 0.489 AC.

PLAT SHOWING EASEMENTS TO BE ACQUIRED CROSSING THE LAND NOW BELONGING TO EDWARD W., JR. & CAROLE NUNNALLY MIDLOTHIAN DISTRICT, CHESTERFIELD COUNTY, VIRGINIA

SCALE 1"=100'

100 50 0 100 200

DATE: AUGUST 18, 2005

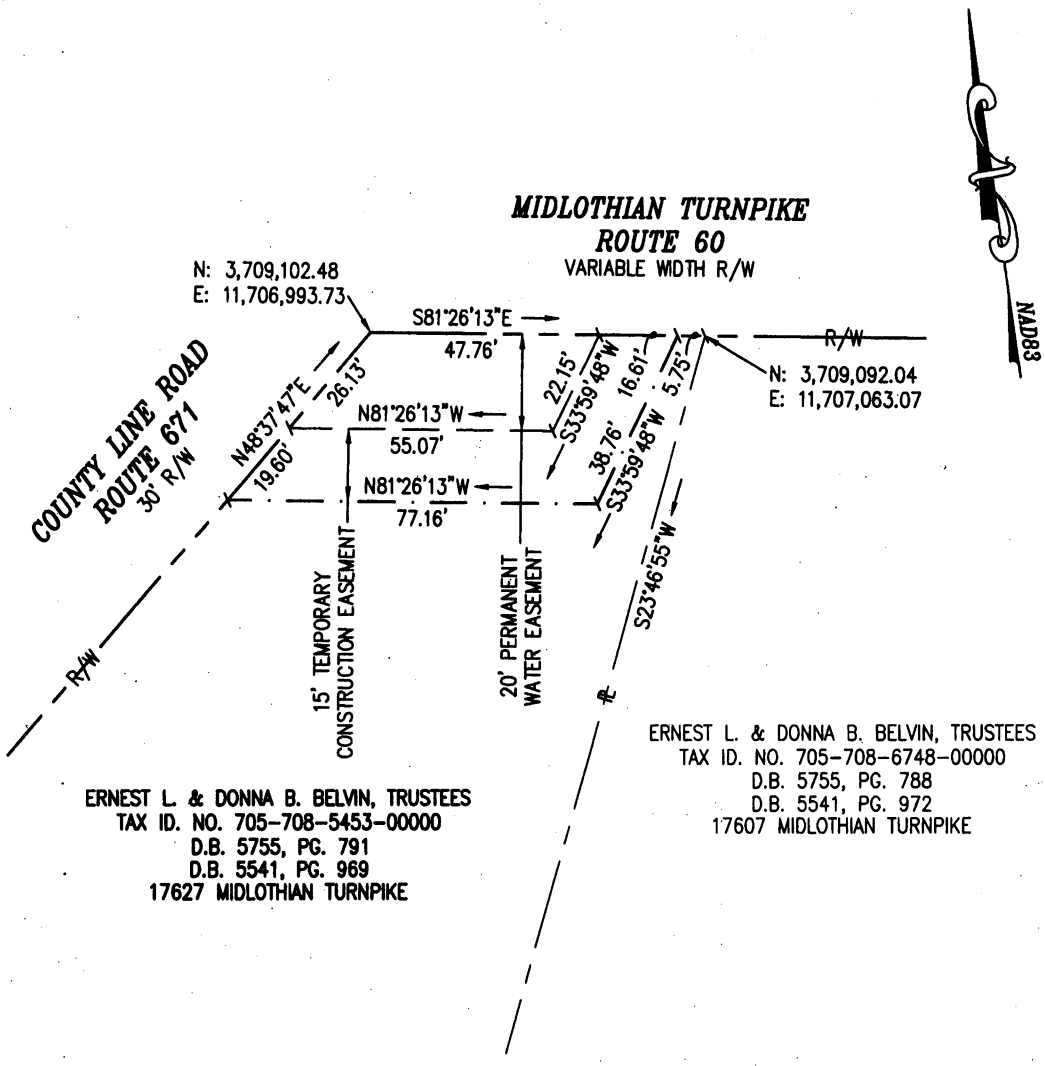
R. STUART ROYER & ASSOCIATES, INC.
CONSULTING ENGINEERS and SURVEYORS
RICHMOND, VIRGINIA

COUNTY PROJECT NO. 97-0160
R.S.R PROJECT NO. 0519

PLAT 10

000214

NOTE: BEARING BASED ON THE VIRGINIA STATE PLANE COORDINATE SYSTEM, SOUTH ZONE NAD83



EASEMENT AREA:
PERMANENT WATER – 1,028 SQ. FT. = 0.024 AC.
TEMPORARY CONSTRUCTION – 1,448 SQ. FT. = 0.033 AC.
TOTAL – 2,476 SQ. FT. = 0.057 AC.

COMMONWEALTH OF VIRGINIA
MATTHEW J. EASTERBROOK
No. 21055
9/8/05
PROFESSIONAL ENGINEER

PLAT SHOWING EASEMENTS TO BE ACQUIRED CROSSING THE LAND NOW BELONGING TO ERNEST L. & DONNA B. BELVIN, TRUSTEES MIDLOTHIAN DISTRICT, CHESTERFIELD COUNTY, VIRGINIA

SCALE 1"=30'

30 15 0 30 60

DATE: SEPTEMBER 8, 2005

R. STUART ROYER & ASSOCIATES, INC.
CONSULTING ENGINEERS and SURVEYORS
RICHMOND, VIRGINIA

COUNTY PROJECT NO. 97-0160
R.S.R PROJECT NO. 0519

PLAT 18

000215

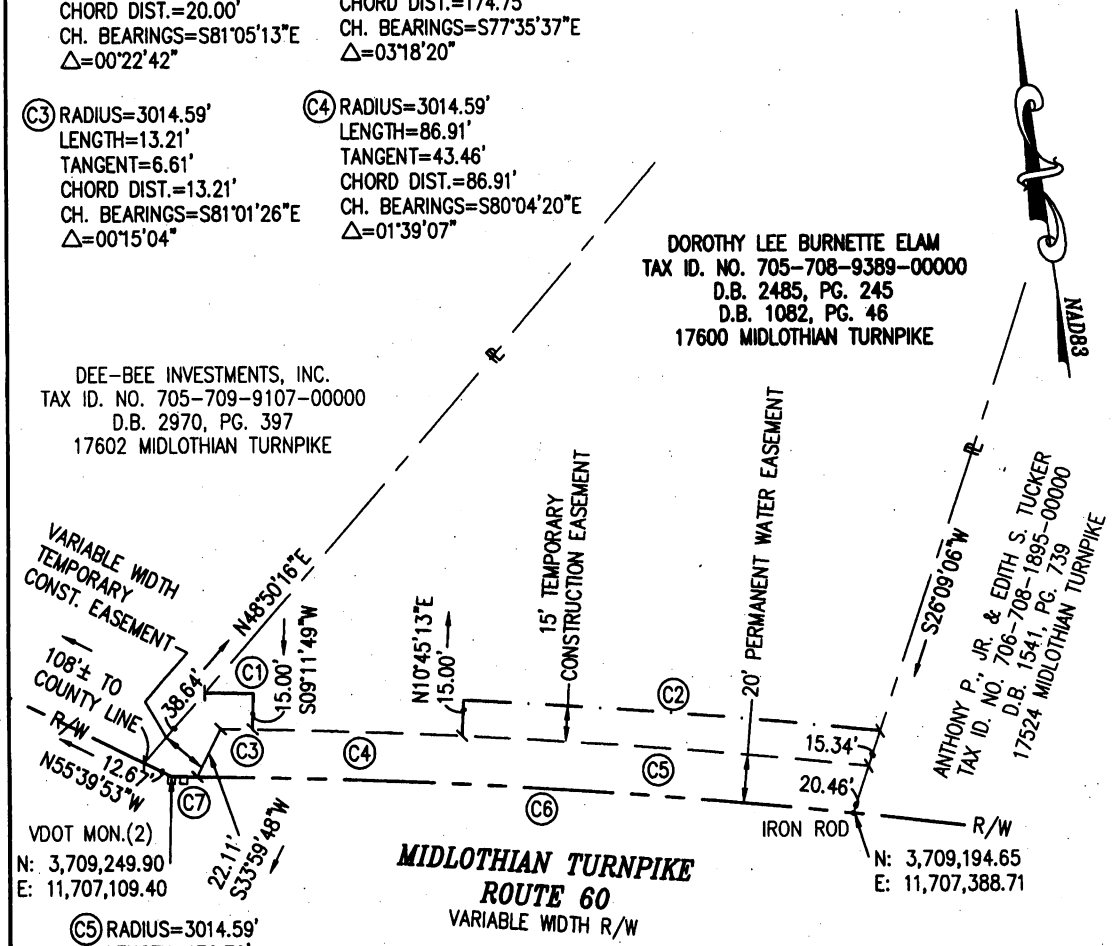
NOTE: BEARING BASED ON THE VIRGINIA STATE PLANE COORDINATE SYSTEM, SOUTH ZONE NAD83

(C1) RADIUS=3029.59'
LENGTH=20.00'
TANGENT=10.00'
CHORD DIST.=20.00'
CH. BEARINGS=S81°05'13"E
Δ=00°22'42"

(C2) RADIUS=3029.59'
LENGTH=174.78'
TANGENT=87.41'
CHORD DIST.=174.75'
CH. BEARINGS=S77°35'37"E
Δ=03°18'20"

(C3) RADIUS=3014.59'
LENGTH=13.21'
TANGENT=6.61'
CHORD DIST.=13.21'
CH. BEARINGS=S81°01'26"E
Δ=00°15'04"

(C4) RADIUS=3014.59'
LENGTH=86.91'
TANGENT=43.46'
CHORD DIST.=86.91'
CH. BEARINGS=S80°04'20"E
Δ=01°39'07"



(C5) RADIUS=3014.59'
LENGTH=170.70'
TANGENT=85.37'
CHORD DIST.=170.68'
CH. BEARINGS=S77°37'27"E
Δ=03°14'40"

(C6) RADIUS=2994.59'
LENGTH=274.12'
TANGENT=137.16'
CHORD DIST.=274.02'
CH. BEARINGS=N78°42'24"W
Δ=05°14'41"

(C7) RADIUS=2994.59'
LENGTH=10.69'
TANGENT=5.35'
CHORD DIST.=10.69'
CH. BEARINGS=N81°25'53"W
Δ=00°12'17"

COMMONWEALTH OF VIRGINIA
ROGER O. HART
No. 9575
1/30/06
PROFESSIONAL ENGINEER

EASEMENT AREA:
PERMANENT WATER – 5,449 SQ. FT. = 0.125 AC.
TEMPORARY CONSTRUCTION – 3,402 SQ. FT. = 0.078 AC.
TOTAL – 8,851 SQ. FT. = 0.203 AC.

PLAT SHOWING EASEMENTS TO BE ACQUIRED CROSSING THE LAND NOW BELONGING TO DOROTHY LEE BURNETTE ELAM MIDLOTHIAN DISTRICT, CHESTERFIELD COUNTY, VIRGINIA

SCALE 1"=60'

60 30 0 60 120

DATE: AUGUST 18, 2005
REVISED JANUARY 27, 2006

R. STUART ROYER & ASSOCIATES, INC.
CONSULTING ENGINEERS and SURVEYORS
RICHMOND, VIRGINIA

COUNTY PROJECT NO. 97-0160
R.S.R PROJECT NO. 0519

PLAT 2

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 16.I.

Subject:

Public Hearing to Revise the Sales Terms for Property Which the County has Contracted to Sell to the Health Center Commission

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

The Board is requested to consider revising the sales terms for property which the County has contracted to sell to the Health Center Commission.

Summary of Information:

In 2005, the Health Center Commission obtained rezoning from Agricultural (A) to Multifamily Residential (R-MF) with Conditional Use Planned Development of an approximately 26.7-acre parcel bounded by Government Center Parkway, Courts Complex Road and Courthouse Road. The parcels, all of which are located within the Central Area Plan, include Tax IDs 769-665-Part of 9903; 770-664-Part of 6398; 771-665-Part of 3354 and Part of 3701; and 773-665-Part of 2523. A map showing the parcels is attached.

The rezoning was obtained in furtherance of the Health Center Commission's plan to expand its senior care facilities to provide independent and assisted living units for use by senior citizens.

Preparer: Steven L. Micas Title: County Attorney

0505:72838.1

Attachments: ■ Yes ☐ No

000217

Last year, the Board approved the sale of 21.9 acres of this site to the Health Center Commission on condition that the Health Center Commission use the land exclusively for the construction and marketing for sale of individual residential units for use by senior citizens. The terms of the sale to the Health Center Commission require the Commission to pay the County $1.095 million for the site, with $500,000.00 to be paid at closing and the balance in annual installments over a period of six years, with closing to be delayed until after the Commission constructed a model unit and marketed the units for sale.

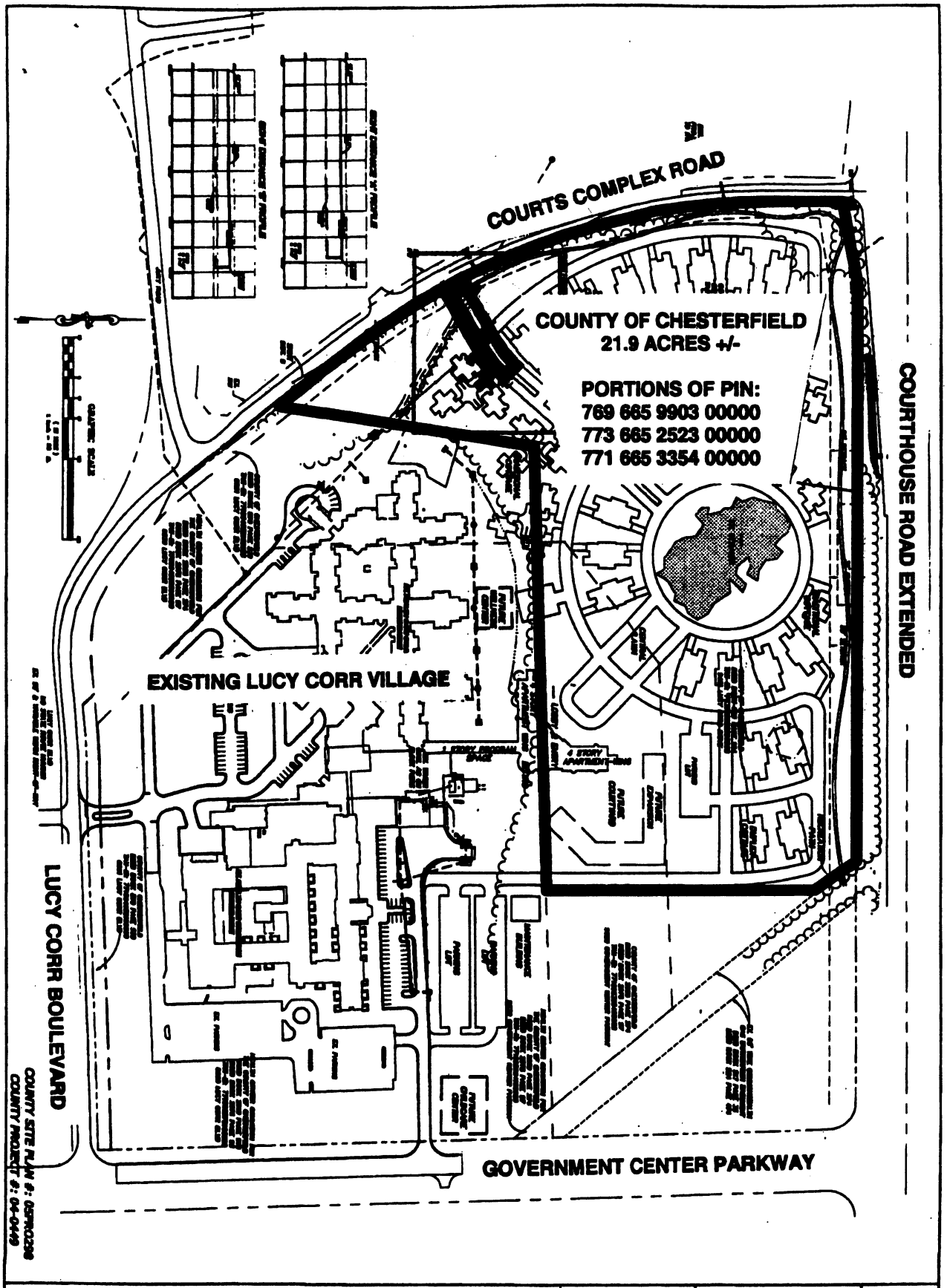
While the Health Center Commission maintains that the land was set aside for their use in 1993 as part of the transition from the county, changing circumstances for the project have given rise to the need to make this request of the Board of Supervisors.

Construction costs have increased dramatically both nationally and locally. The estimate for the Springdale project has increased by over $7.0 million since conceptual design estimates. In addition, unsuitable soils have been detected on site. Replacing the soils is estimated at $900,000.

Construction cost increases, coupled with the cash proffer of approximately $900,000 that has been offered, has resulted in a significantly lower debt service coverage ratio, lowering the financial benefit to Lucy Corr Village and decreasing the Commission's ability to borrow funds for the project. Further, the Commission has had to redirect marketing efforts to target a much smaller, more affluent section of the population, making it cost prohibitive to many people that the project was intending to reach and extending the time it will take to pre-sell the project.

The Commission is now requesting that the Board dedicate the 21.9 acres to the Commission and that the Commission only be required to pay the County for the land if the Commission sells the property in the future. Attached is a copy of the Commission's letter agreeing to additional terms if this request is approved.

0525:72838.1



TIMMONS GROUP

LUCY CORR MODEL COTTAGE SITE PLAN

MASTER PLAN LAYOUT

000213

LUCY CORR Village
Continuing The Tradition Of Community

June 9, 2006

Kelly Miller, County Supervisor for Dale District
Chesterfield County Board Of Supervisors
P.O. Box 40
Chesterfield, Virginia 23832

Dear Mr. Miller:

I have been directed by the Health Center Commission for Chesterfield County to provide you with the following responses to your requests. At its June 1st meeting, the Commission agreed to the following:

1. Lucy Corr Village Health Care Center will provide priority access to residents and responsible agents residing in Chesterfield County provided they meet our admission criteria and the facility can meet the individual's needs. This means that if the Health Center's admissions office receives two applications for admission requiring the same level of care, one by a Chesterfield resident and the other from outside Chesterfield county, we would accept the Chesterfield resident before the other.

2. At your suggestion, we have implemented a per diem surcharge for out of county residents/responsible agents. Please see attached rate letters that we published June 1, 2006 to be implemented during our fiscal year beginning July 1, 2006.

3. The Health Center Commission agrees to a new, arrangement for the land acquisition that would require the Health Center Commission to pay Chesterfield County one million ninety-five thousand dollars for the approximately 21.9 acres of land only if it should sell the property at some time in the future, subordinate to debts owed to bond holders.

We thank you for your consideration and hope this addresses your remaining concerns. We invite you to learn more about our development and to tour the model cottage that is now completed. Please let me know if I can be of further assistance.

Sincerely,

Leigh W. Robbins

Leigh W. Robbins
Executive Director
Lucy Corr Village
(804) 706-5700

HEALTH CENTER COMMISSION FOR THE COUNTY OF CHESTERFIELD
Carol M. Crosby, *Chairman At Large* • Carol Bence Conroy, *Vice Chairman, Dale District* • Patricia B. Revere, *Clover Hill District*
David R. Beam, *Bermuda District* • Margie D. Davis, *Midlothian District* • James B. Cowan, *Matoaca District* • John A. Gibney, Jr., *At Large*
Bradford S. Hammer, *Advisory Member* • William R. Nelson, *Advisory Member* • Leigh W. Robbins, *Executive Director*

P.O. Drawer 170, 6800 Lucy Corr Boulevard, Chesterfield, VA 23832-6657 • 804-748-1511 • Fax: (804)796-6285 • www.LucyCorrVillage.com

Health Care Center At Lucy Corr Village
Daily Room Rates
Effective July 1, 2006

Skilled Care	
Private Room	$206.00
Semi-Private Room	$196.00
Nursing Care	
Private Room	$196.00
Semi-Private Room	$178.00
Dementia Special Care Center	
Private Room	$198.00
Semi-Private Room	$180.00
Special Isolation Room	$240.00

Other Charges:

Cable Services	$30.00/month
Local Phone Services	$30.00/month
Personal Laundry Services	$1.00/day
Non-County Resident Premium	$1.00/day

Additional charges may apply such as long distance, beauty/barber shop, special medical supplies and equipment, oxygen and adaptive equipment. These items will be summarized on the monthly statement as charges are incurred. A complete list of these fees and charges will be available upon request from the Business Office after July 1, 2006.

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 16.J.

Subject:

Public Hearing to Consider Adoption of an Ordinance Creating the Watkins Centre Community Development Authority

County Administrator's Comments: Recommend Approval

County Administrator: _____

Board Action Requested:

The Board is requested to adopt the attached Ordinance creating the Authority.

Summary of Information:

The County has received a petition, which is attached, to create a Community Development Authority (CDA) on property located in Midlothian and Matoaca Magisterial Districts north and south of Midlothian Turnpike and west of Route 288. A map showing the exact location of the property is attached. The property, which contains approximately 503 acres, is known as the Watkins Centre, and is currently owned by the individuals shown on the attached exhibit. The petition requests that the County create the CDA for the purpose of financing certain transportation improvements, which are shown on the attached map and exhibit.

Preparer: Rebecca Dickson Title: Deputy County Administrator

0505:72576.2(72587.1)

Attachments: ■ Yes ☐ No

#000222

CDA's are independent subdivisions of local government which counties may create as a way of partnering with the private sector to finance public infrastructure such as roads and public utilities. CDA's are authorized to fund public infrastructure by issuing tax exempt bonds, which may be re-paid by additional real estate assessments on property located within the district. In this fashion, CDA's provide a mechanism for infrastructure to be constructed before development occurs.

The transportation infrastructure which the petitioning landowners are proposing to finance through the Watkins Centre CDA would provide a portion of the transportation infrastructure necessary to meet the increased demands placed upon the County as a result of development within the CDA District. The landowners are proposing to construct the remainder of the transportation infrastructure for the District with their own funds.

The Petitioners propose that the CDA issue tax exempt bonds in the maximum aggregate amount of $16,000,000 to finance the portion of the transportation improvements shown on the attached map. The bonds would be re-paid by revenue which the CDA received from the County, as follows:

1. The Petitioners propose that a portion of the CDA road improvements be funded by a "tax increment" contribution plan, which would designate certain increased tax revenues generated by the development of the property within the District, to finance a portion of the cost of the improvements. The tax increment contribution plan which the petitioners are proposing would contribute 50% of the incremental increase in real property tax revenues collected annually by the County within the District, and 25% of all sales tax revenues collected annually by the County within the District.

2. The Petitioners request that the Board of Supervisors establish a special assessment upon the property within the District to finance the remaining portion of the CDA road improvements. The amount of the special assessment would be determined annually, with the assistance of a professional administrator, based on the amount of revenue needed, if any, in addition to the revenue received from the "tax increment" plan.

Financial analysis of the petitioners' proposal indicates that the projected incremental real estate and sales tax revenues will be sufficient to service the debt on the bonds. The petition specifies that, to the extent that the cost of the transportation infrastructure exceeds $16,000,000 it would be paid for by the Petitioners as their sole responsibility, and neither the County nor the CDA would be responsible for financing those improvements in any way. Moreover, since the CDA is a separate political subdivision which will contract for the construction of the improvements and issue its own debt, its debt obligations will not be deemed to be a general obligation debt of the County.

CDA's may only be created by an ordinance of the Board of Supervisors, after

the owners of a majority of land in the proposed district petition the Board to create the CDA. In order to adopt such an ordinance, the Board must hold a public hearing. A copy of a proposed ordinance creating the Watkins Centre CDA is attached.

In October 2005 the Board adopted proposed criteria for considering petitions to create CDA's, which included the requirement that CDA's be created for large economic development projects, with unusual capacity to generate tax revenues from business property. Staff believes that the Watkins Centre CDA adheres to the criteria adopted by the Board last fall.

0505:72576.2(72587.)

PETITION
FOR THE CREATION OF THE WATKINS CENTRE
COMMUNITY DEVELOPMENT AUTHORITY

COUNTY OF CHESTERFIELD, VIRGINIA
June 19, 2006

WHEREAS, the undersigned (collectively, the "Petitioners") are the owners of certain parcels of land located in the County of Chesterfield, Virginia, (the "County") containing approximately 499.596 acres in the aggregate, located in the Midlothian and Matoaca Magisterial Districts north and south of Midlothian Turnpike and west of State Route 288 and more particularly described on Exhibit A attached hereto and made a part hereof; and

WHEREAS, Petitioners desire to develop such property as a mixed-use project consisting of commercial, industrial and office components, all of which would provide additional business, retail and recreational opportunities for the citizens of the County, as well as infrastructure improvements benefiting the citizens of the County, and which would increase employment opportunities and expand the tax base of the County; and

WHEREAS, the Petitioners propose to create a community development authority as permitted under Virginia Code Sections 15.2-5152, et seq., and other applicable provisions of Chapter 51, Title 15.2 of the Code of Virginia of 1950, as amended (the "Act") to provide financing for a portion of the transportation infrastructure necessary to meet the increased demands placed upon the County as a result of development within the community development authority district;

NOW, THEREFORE, Petitioners respectfully request that the Board of Supervisors of the County adopt an ordinance creating the Watkins Centre Community Development Authority pursuant to the provisions of the Act (the "Ordinance"), and in support of such request, Petitioners represent and state as follows:

1. **Standing and Jurisdiction**. Petitioners are the owners of all of the real estate to be included in the community development authority. All such real estate is located wholly within the County.

2. **Name and Boundaries of the Proposed District**. Petitioners request that the Board of Supervisors create the Watkins Centre Community Development Authority (the "CDA") pursuant to the authority granted in the Act. The initial boundaries of the CDA district (the "District") will be as described on Exhibit A attached hereto and made a part hereof. Such boundaries may be modified by an amendment to the Ordinance adopted by the Board of Supervisors upon request of the Petitioners or the CDA (i) at any time before the issuance of the herein defined Bonds, as long as least 250 acres of land remain in the District and (ii) after the issuance of the Bonds, as long as only de minimis portions of land not to exceed approximately two acres are released from the District. The District will be entitled the Watkins Centre Community Development Authority District.

3. **Services and Facilities to be Undertaken by the CDA**. The CDA will undertake to finance, acquire and construct transportation improvements pursuant to Section 15.2-5158 of the Act, which transportation improvements shall include all or a portion of the transportation infrastructure generally described on Exhibit B attached hereto and made a part hereof (collectively, the "Improvements"). All Improvements will be constructed in accordance with applicable governmental standards after obtaining all necessary permits and approvals therefor.

4. **Proposed Plan for Providing and Financing the Improvements**.

A. The Petitioners propose that the CDA issue tax-exempt bonds in the maximum aggregate amount of $16,000,000 (the "Bonds") to pay the costs associated with the

acquisition, design, construction and development of the Improvements under the authority of the Act, specifically Virginia Code Sections 15.2-5158 and 15.2-5125 as those Sections may be amended. To the extent the costs associated with the acquisition, design, construction and development of the Improvements exceeds that portion of the proceeds from the sale of the Bonds set aside to pay such costs, the Petitioners shall be solely responsible for paying such excess.

B. The Petitioners propose that the CDA request the Board of Supervisors to establish a special assessment upon the property within the District to finance a portion of the cost of the Improvements as provided in Virginia Code Section 15.2-5158(A)(5).

C. The Petitioners propose that the CDA request the Board of Supervisors to approve a tax increment contribution plan, using certain increased tax revenues generated by the development of the property within the District, to finance a portion of the cost of the Improvements. The tax increment contribution plan will designate 50% of the incremental real property tax revenues collected annually (over an agreed upon base year) by the County within the District and 25% of the sales tax revenues collected annually by the County within the District. After the Bonds have been re-paid in full, or provision for their re-payment in full have been made, the tax increment contribution plan shall expire.

D. The CDA or its designee will contract for the construction of the Improvements and for their operation and maintenance until such time as the Improvements are conveyed to or dedicated and accepted by the applicable governmental entity, or until such time as the responsibility for operation and maintenance is assumed by another entity in accordance with applicable laws and regulations.

5. **Benefits from CDA Construction of Facilities**. Petitioners represent that the following benefits are expected to be derived from the construction of the Improvements by the CDA:

A. The Improvements will facilitate commercial, industrial and office development in the County, will provide business, retail and recreational opportunities for County residents and will promote economic development in the County by creating new jobs and attracting commercial, industrial and office establishments that will generate substantial tax revenues for the County.

B. The establishment of the CDA will provide for needed road improvements and will permit these road improvements to be constructed more expeditiously than would otherwise be possible.

6. **CDA Board Members**. The members of the Board of the CDA shall be selected under the applicable provisions of Virginia Code Section 15.2-5113.

Respectfully submitted,

PETITIONERS:

WATKINS LAND, L.L.C., a Virginia limited liability company

By: _____

Title: MANAGER

ADDENDUM TO PETITION DATED JULY 19, 2006
FOR THE CREATION OF THE WATKINS CENTRE
COMMUNITY DEVELOPMENT AUTHORITY

The undersigned Petitioner submitted a Petition for the Creation of the Watkins Centre Community Development Authority, dated July 19, 2006. The undersigned Petitioner, owning 90.3% of the total acreage within the boundaries of the proposed district, requests that the boundaries of the Watkins Centre Community Development Authority (the "CDA") as described in Exhibit A to the Petition include two parcels consisting of approximately 32.8 acres and identified as Tax Map Parcels 716-713-6822 and 715-712-8474. These parcels were created from Tax Map 716-713-5414, which was originally included in the Petition. A recent sale and new survey for that sale has resulted in the creation of new Tax Map Parcels and a correction to the total acreage. In support of this request the Petitioner represents that (i) such parcel is included in the map of the CDA boundaries submitted to the Board of Supervisors of the County of Chesterfield, Virginia and (ii) the Petitioner consents to the inclusion of such parcel in Exhibit A to the Ordinance Creating the Watkins Centre Community Development Authority.

Respectfully submitted,

PETITIONER:

WATKINS LAND, L.L.C.,
a Virginia limited liability company

By: John C. Watkins
Its: Manager

By: _____
Its: _____

\4098675.1

WAIVER WITH RESPECT TO CREATION OF
WATKINS CENTRE COMMUNITY DEVELOPMENT AUTHORITY

The undersigned are the sole petitioning landowners for the Watkins Centre Community Development Authority (the "CDA"). Pursuant to Virginia Code Section 15.2-5156B, the undersigned hereby waives mailing of the proposed Ordinance to be considered by the Board of Supervisors of the County of Chesterfield entitled "ORDINANCE CREATING THE WATKINS CENTRE COMMUNITY DEVELOPMENT AUTHORITY," notice of the adoption of such Ordinance and the 30 day period referred to in Section 15.2-5156B.

Dated: August 8, 2006

WATKINS LAND, LLC,
a Virginia limited liability company

By: _____
Title: Manager

EXHIBIT A

Description of Community Development Authority Boundaries

Tax Map Parcel	Owner	Acreage
714-707-6311	WATKINS LAND L.L.C.	6.0
714-707-9182	WATKINS LAND L.L.C.	3.77
714-712-9323	WATKINS LAND L.L.C.	7.0
715-710-8459	WATKINS CHRISTOPHER O, ALIDA N. MARTIN, JANET N. KALENIAN	0.869
715-711-0444	WATKINS LAND L.L.C.	5.0
715-711-4043	WATKINS DANIEL S	5.32
715-712-3508	WATKINS LAND L.L.C.	7.0
716-710-0846	WATKINS CHRISTOPHER O, ALIDA N. MARTIN, JANET N. KALENIAN	2.813
716-710-2342	WATKINS CHRISTOPHER O, ALIDA N. MARTIN, JANET N. KALENIAN	0.195
716-713-6822	WATKINS DANIEL S & MARIA RICE	28.192
715-712-8474	GRAY LAND AND DEVELOPMENT COMPANY LLC	4.63
717-708-5080	WATKINS LAND L.L.C.	406.45
717-711-0537	WATKINS JEANNE G TRUSTEE	4.09
717-711-0707	HUGHES RYLAND J & JEANNE W	2.769
718-705-6022	WATKINS LAND L.L.C.	13.694
718-706-3636	WATKINS LAND L.L.C.	6.434
	Total Acres:	504.226

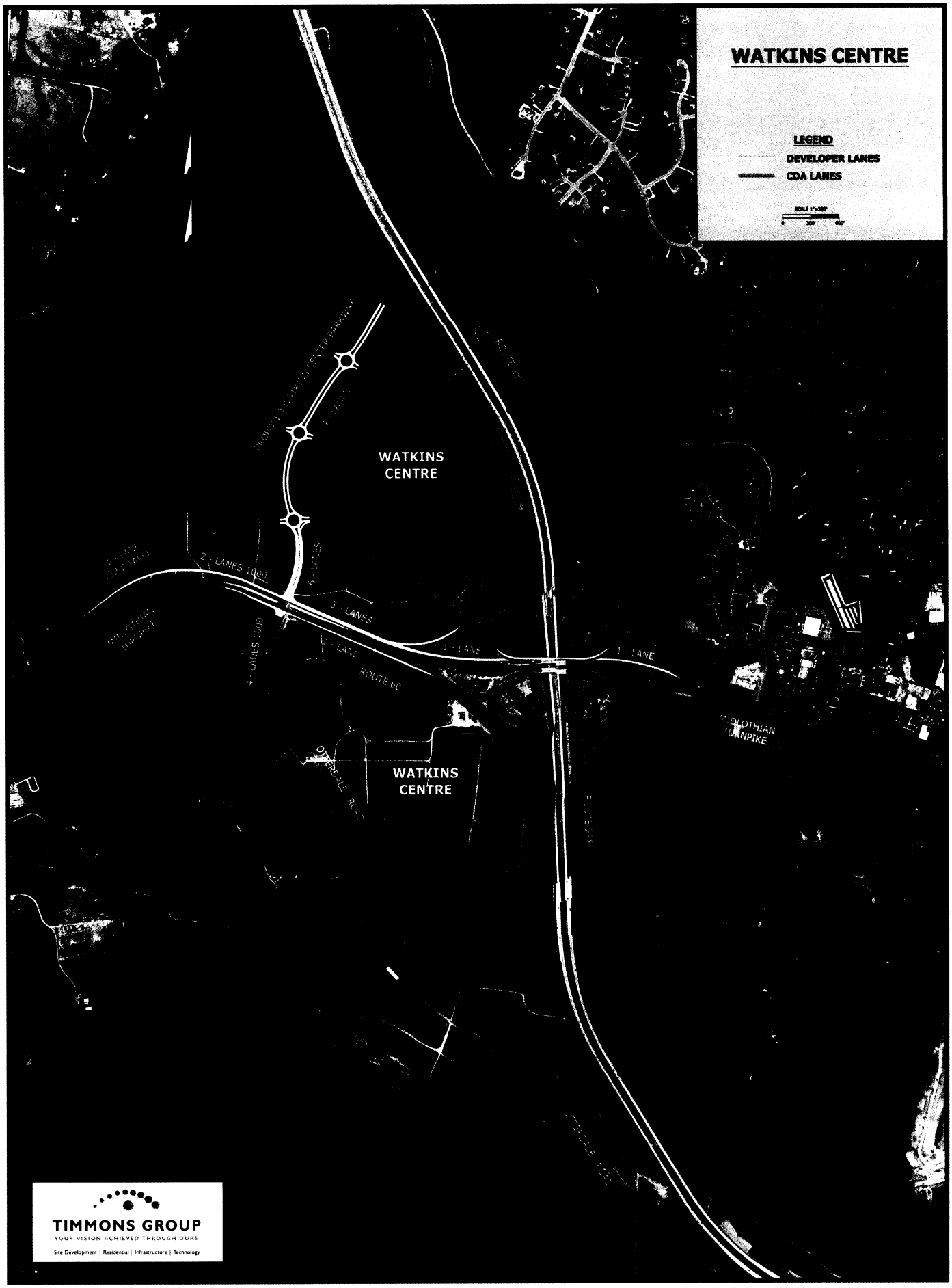
\4098455.1

Watkins Centre
Road Improvement Costs
Zone "Initial" Improvements Revised CDA / TIF Scope R-7

288 / WCP North Access				
1. Southbound exit ramp from 288 to WCP		1,000	$600.00	$600,000
2. 288 Collector lane extension North of exit ramp 1/2 mile long		2,640	$446.00	$1,177,440
3. Southbound entrance ramp from WCP to 288		1,000	$394.00	$394,000
4. 288 Collector lane addition at entrance ramp South to cloverleaf ramp		2,640	$446.00	$1,177,440
Total WCPN - 288 Access				**$3,348,880**
WCP South of Rt. 60				
1. Rework intersection and add five lane divided highway from Rt 60 - 1000' to the South including 1000' merge to 2 lanes		1,500	$800.00	$1,200,000
2. Traffic Light (WCP & US 60)		1	$250,000.00	$250,000
Total of Route 60 and WCPS Improvements				**$1,450,000**
Watkins Center Parkway South - 288 Access				
1. Southbound exit ramp from 288 to WCP(18' wide with shoulder)	LF	1,200	$190.00	$228,000
2. 288 collector lane extension south of exit ramp 1/2 mile long (2 lane with 2 shoulders)	LF	2,640	$446.00	$1,177,440
3. Southbound entrance ramp from WCP to 288	LF	1,200	$394.00	$472,800
4. 288 Collector lane extension North of exit ramp 1/2 mile long (two lane w/ shoulders)	LF	2,640	$446.00	$1,177,440
5. Traffic signal at ramps intersection with WCP south & 288	LS	1	$150,000.00	$150,000
6. Allow for fill material needed at ramps for grade	CY	62,333	$15.00	$934,995
Total WCPS - 288 Access				**$4,140,675**
Allowance for Engineering, Permits, Inspections, VDOT Fees, Signage, Wetlands for Roads				**$2,150,000**
CDA Road Work Management Fee				**$300,000**
TOTAL CDA FUNDED ROAD IMPROVEMENTS				**$11,389,555**
MWV Site Access Road from WCPS				
1. Four Lane divided access road from WCPS to MWV site location		1,900	$500.00	$950,000
TOTAL INCLUDING MEADWESTVACO PROJECT				**$12,339,555**

000232

Proposed Watkins Centre CDA District Boundaries - August 16, 2006


WATKINS CENTRE
LEGEND
DEVELOPER LANES
CDA LANES
WATKINS CENTRE
2 - LANES 1000
3 - LANES
1 - LANE
1 - LANE
ROUTE 60
WATKINS CENTRE
TIMMONS GROUP
YOUR VISION ACHIEVED THROUGH OURS
Site Development | Residential | Infrastructure | Technology

AN ORDINANCE TO AMEND THE CODE OF
THE COUNTY OF CHESTERFIELD, 1997, AS AMENDED,
BY ADDING CHAPTER 9, ARTICLE XVI,
SECTIONS 9-219, 9-220, 9-221, 9-222, 9-223, 9-224, 9-225
AND 9-226 CREATING THE WATKINS CENTRE
COMMUNITY DEVELOPMENT AUTHORITY

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

WHEREAS, the Board of Supervisors of Chesterfield County, Virginia (the "Board") has received a petition (the "Petition") from certain landowners (collectively, the "Landowners") for the creation of the Watkins Centre Community Development Authority (the "CDA"), and the Landowners have represented that they own more than 51% of the land within the proposed CDA district; and

WHEREAS, a public hearing has been held on August 23, 2006 by the Board on the adoption of this Ordinance and notice has been duly provided as set forth in §15.2-1427 of the Code of Virginia of 1950, as amended and §§15.2-5104 and 15.2-5156 of the Virginia Water and Waste Authorities Act, Chapter 51, Title 15.2, Code of Virginia of 1950, as amended (the "Act"); and

WHEREAS, the Board proposes to create the CDA in order to provide the transportation improvements described in the Petition; and

WHEREAS, the creation of the CDA to assist in financing the transportation improvements described in the Petition in connection with the proposed development within the CDA district will benefit the citizens of Chesterfield County, Virginia (the "County") by promoting increased employment opportunities, a strengthened economic base, increased tax revenues and additional business, retail and recreational opportunities, and will meet the increased demands placed upon the County as a result of development within the CDA district; and

WHEREAS, the Landowners have waived in writing their right to withdraw their signatures from the Petition in accordance with §15.2-5156 of the Act.

(1) NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF CHESTERFIELD COUNTY, VIRGINIA, that Sections 9-219 through 9-227 of the Code of the County of Chesterfield, 1997, as amended, are hereby enacted as follows:

Section 9-219 Creation of Authority. The Watkins Centre Community Development Authority (CDA) is hereby created as a political subdivision in accordance with the applicable provisions of the Virginia Water and Waste Authorities Act (the "Act"). The CDA shall have the powers set forth in the Act.

Section 9-220. Boundaries of CDA. The CDA boundaries shall initially include the property identified in Exhibit A, attached to this ordinance and presented to the Board of Supervisors upon creation of the District (the "Initial CDA District"). In accordance with §15.2-5157 of the Act, a copy of this Ordinance shall be recorded in the land records of the Circuit

Court of Chesterfield County for each tax map parcel in the CDA district as such CDA district exists at the time of issuance of the CDA's bonds (the "Bonds") and the CDA district shall be noted on the land records of the County. The Board of Supervisors, upon the request of the CDA or the Landowners, may, by adopting an amendment to this Ordinance, release or exclude from the CDA district (i) at any time before the issuance of the Bonds certain portions of land as long as at least 250 acres of land remain in the CDA district and (ii) after the issuance of the Bonds only de minimis portions of land not to exceed approximately two acres. In addition, the CDA may release and exclude from the CDA district parcels of land with respect to which all special assessments have been paid or prepaid.

Section 9-221. Facilities and Services. The CDA is created for the purpose of exercising the powers set forth in the Act, including financing, constructing, acquiring and developing, and owning and maintaining if necessary, certain transportation infrastructure in connection with the development of a mixed-use project consisting of commercial, industrial and office components as more particularly described in the Petition (the "Improvements"). The CDA shall have all the powers provided by the Act. The CDA shall not provide services which are provided by, or obligated to be provided by, any authority already in existence pursuant to the Act unless such authority provides the certification required by §15.2-5155 of the Act.

Section 9-222. Articles of Incorporation. Attached as Exhibit B and presented to the Board of Supervisors at the time of the adoption of this Ordinance are the proposed Articles of Incorporation of the CDA. The County Administrator is authorized and directed to execute and file such Articles of Incorporation on behalf of the Board with the State Corporation Commission in substantially the form attached as Exhibit B with such changes, including insubstantial changes to the boundary description of the CDA district described therein, as the County Administrator may approve. The County Administrator is authorized to approve such changes or corrections to the Articles of Incorporation prior to filing with the State Corporation Commission as do not change the purpose or function of the CDA as set forth in this Ordinance and in the Petition.

Section 9-223. Capital Cost Estimates. The Board hereby finds, in accordance with §15.2-5103(B) of the Act, that it is impracticable to include capital cost estimates, project proposals and project service rates, except as preliminarily summarized in the Petition.

Section 9-224. Membership of the Authority.

(a) The powers of the CDA shall be exercised by an authority board consisting of five members.

(b) All members of the CDA board shall be appointed by the Board by resolution in accordance with the provisions of §15.2-5113.

(c) The initial members of the CDA board shall be as set forth in the Articles of Incorporation for the terms set forth therein.

(d) Each CDA board member shall receive such compensation from the CDA for his or her services as a CDA board member as may be authorized from time to time by resolution of

the CDA board, provided that no member shall receive compensation in excess of $300 per meeting attended unless authorized by resolution of the Board.

Section 9-225. Plan of Finance; Issuance of Bonds.

(a) The improvements, services and operations to be undertaken by the CDA as described herein and in the Petition shall be funded from all or some of the following sources: (i) the Bonds to be issued by the CDA; (ii) special assessments to be levied pursuant to Virginia Code Section 15.2-5158A5; and (iii) contributions made by the County of certain incremental tax revenues generated within the CDA district as more particularly described in the Petition and in the Memorandum of Understanding to be entered into by the CDA, the County and the Landowners.

(b) Upon the enactment of this Ordinance, the CDA will engage a professional administrator to prepare, with the assistance of the County, an assessment roll for all parcels of land within the CDA district. Such administrator will annually calculate the incremental tax revenues collected within the CDA district and will prepare a report which details the amount of the special assessment, if any, owed by the owner of each parcel of land within the CDA district.

(c) The Bonds to be issued by the CDA will be tax-exempt bonds and will not exceed a maximum aggregate amount of $16,000,000. The proceeds from the sale of the Bonds will be used to pay the costs of the Improvements as described herein and in the Petition, the costs of issuing the Bonds and any required reserves, and interest on the Bonds for a period up to twenty-six (26) months after the issuance of the Bonds. If there are any proceeds from the sale of the Bonds remaining after the payment of these costs, such excess proceeds shall be used to pay down the Bonds. If the proceeds from the sale of the Bonds are insufficient to pay these costs, the Petitioners shall be solely responsible for paying any deficiency.

(d) Any bonds issued by the CDA or any other financing arrangements entered into by the CDA will be debt of the CDA, will not be a debt or other obligation of the County and will not constitute a pledge of the faith and credit of the County.

Section 9-226 Recordation of Ordinance. In accordance with §15.2-5157 of the Act, the Board hereby directs the Clerk of the Circuit Court of the County to record a copy of this Ordinance in its land records for each tax map parcel included in the CDA district and to note the existence of the CDA district on the land records of the County.

(2). This Ordinance shall take effect immediately.

The undersigned Clerk of the Board of Supervisors of Chesterfield County, Virginia, certifies that the foregoing constitutes a true, complete and correct copy of an Ordinance enacted at a regular meeting of the Board of Supervisors of the County of Chesterfield, Virginia, held on _____, 2006.

_____
Clerk, Board of Supervisors,
Chesterfield County, Virginia

Exhibits:
A – Initial CDA District Boundaries
B – Proposed Articles of Incorporation

000238

EXHIBIT A

Description of Community Development Authority Boundaries

Tax Map Parcel	Owner	Acreage
714-707-6311	WATKINS LAND L.L.C.	6.0
714-707-9182	WATKINS LAND L.L.C.	3.77
714-712-9323	WATKINS LAND L.L.C.	7.0
715-710-8459	WATKINS CHRISTOPHER O, ALIDA N. MARTIN, JANET N. KALENIAN	0.869
715-711-0444	WATKINS LAND L.L.C.	5.0
715-711-4043	WATKINS DANIEL S	5.32
715-712-3508	WATKINS LAND L.L.C.	7.0
716-710-0846	WATKINS CHRISTOPHER O, ALIDA N. MARTIN, JANET N. KALENIAN	2.813
716-710-2342	WATKINS CHRISTOPHER O, ALIDA N. MARTIN, JANET N. KALENIAN	0.195
716-713-6822	WATKINS DANIEL S & MARIA RICE	28.192
715-712-8474	GRAY LAND AND DEVELOPMENT COMPANY LLC	4.63
717-708-5080	WATKINS LAND L.L.C.	406.45
717-711-0537	WATKINS JEANNE G TRUSTEE	4.09
717-711-0707	HUGHES RYLAND J & JEANNE W	2.769
718-705-6022	WATKINS LAND L.L.C.	13.694
718-706-3636	WATKINS LAND L.L.C.	6.434
	Total Acres:	504.226

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Articles of Incorporation
of
Watkins Centre Community Development Authority

The undersigned, pursuant to Chapter 51, Title 15.2 of the Code of Virginia, adopts the following Articles of Incorporation for the Watkins Centre Community Development Authority and states as follows:

Article I

Name

The name of this Authority is WATKINS CENTRE COMMUNITY DEVELOPMENT AUTHORITY (the "Authority").

Article II

Organization

Pursuant to an ordinance adopted by the Board of Supervisors of Chesterfield County, Virginia ("Board of Supervisors") on August 23, 2006 (the "Ordinance"), the Authority shall be organized by the County of Chesterfield, Virginia (the "County") under the Virginia Water and Waste Authorities Act (Chapter 51, Title 15.2 of the Code of Virginia of 1950, as amended) (the "Act"), as a political subdivision governed by the laws of the Commonwealth of Virginia.

Article III

Members

The affairs of the Authority shall be conducted by an authority board of five members ("CDA Board"). The initial CDA Board members are as set forth in Exhibit A attached hereto and incorporated by reference. All subsequent members shall be appointed by resolution of the Board of Supervisors. Each member shall serve a four year term, except the initial members who shall serve the terms of office set forth in Exhibit A hereto. The election of officers of the Authority shall be as set forth in the By-Laws of the Authority. Qualifications and appointment of members of the CDA Board shall be consistent with the requirements of the Act.

The CDA Board shall have the powers and duties set forth in the Act and in these Articles of Incorporation and the By-Laws, to the extent that such powers and duties are not inconsistent with the Act.

Article IV

Principal Office

The Authority's principal office shall be c/o Watkins Land, L.L.C., 101 Dry Bridge Road, Midlothian, Virginia 23114. The Authority may conduct its business and maintain offices for

such purposes at such other places within or without the County as may from time to time be deemed advisable by the CDA Board, and not in conflict with the requirements of the Act.

Article V

Authority District

The land initially encompassed within the Authority is set forth in Exhibit B attached hereto (the "Initial Authority District") provided that the Board of Supervisors by amendment of the Ordinance, upon the request of the Authority or the landowners petitioning to create the Authority, may release and exclude from the Authority district (i) at any time before the issuance of the Authority's bonds certain portions of land as long as at least [250] acres of land remain in the Authority district and (ii) after such bonds are issued only certain de minimis portions of land not to exceed approximately two acres. In addition, the Authority may release and exclude from the Authority district portions of land with respect to which all special assessments have been paid or prepaid.

Article VI

Purposes and Powers

The Authority is organized for the purpose of exercising all powers granted by the Act, including financing, planning, acquiring and constructing transportation infrastructure improvements generally described in the Petition to create the Authority attached hereto as Exhibit C. The Authority shall have all powers granted to a "community development authority" under the Act.

Article VII

Not-for-Profit

The Authority shall not be organized or operated for pecuniary gain or profit. No part of the net earnings of the Authority shall inure to the benefit of, or be distributable to any member, director, officer, or any other private person, except that the Authority shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments in furtherance of the purposes set forth in Article VI.

Article VIII

Amendment of Articles

These Articles of Incorporation may be amended at any time and from time to time by the Board of Supervisors as now or hereafter prescribed by the Act.

Article IX

Registered Office and Registered Agent

The address of the initial registered office of the Authority is c/o Edmund S. Pittman, McGuireWoods LLP, One James Center, 901 East Cary Street, Richmond, Virginia 23219. The initial Registered Agent of the Authority is Edmund S. Pittman, whose business address is identical to that of the initial registered office and who is a resident of Virginia and a member of the Virginia State Bar.

Article X

Initial Members

The names and addresses of the initial members of the CDA Board are as set forth on the attached and incorporated Exhibit A.

Article XI

Indemnification

(a) For purposes of this Article XI the following definitions shall apply:

(i) "expenses" include counsel fees, expert witness fees, and costs of investigation, litigation and appeal, as well as any amounts expended in asserting a claim for indemnification;

(ii) "liability" means the obligation to pay a judgment, settlement, penalty, fine, or other such obligation;

(iii) "legal entity" means a corporation, limited liability company, partnership, joint venture, trust, employee benefit plan or other enterprise; and

(iv) "proceeding" means any threatened, pending, or completed action, suit, proceeding or appeal whether civil, criminal, administrative or investigative and whether formal or informal.

(b) In every instance in which the Virginia Nonstock Corporation Act, as it exists on the date hereof or may hereafter be amended, permits the limitation or elimination of liability of directors or officers of a corporation to the corporation, the members, directors and officers of the Authority shall not be liable to the Authority.

(c) The Authority shall indemnify any individual who is, was or is threatened to be made a party to a proceeding (including a proceeding by or in the right of the Authority) because such individual is or was a member, director or officer of the Authority or because such individual is or was serving the Authority or any other legal entity in any capacity at the request of the Authority while a member, director or officer of the Authority, against all liabilities and reasonable expenses incurred in the proceeding except such liabilities and expenses as are

incurred because of such individual's willful misconduct or knowing violation of the criminal law. Service as a member, director or officer of a legal entity controlled by the Authority shall be deemed service at the request of the Authority. The determination that indemnification under this paragraph (c) is permissible and the evaluation as to the reasonableness of expenses in a specific case shall be made, in the case of a member or director, as provided by law, and in the case of an officer, as provided in Section (d) of this Article; provided, however, that if a majority of the members of the Authority has changed after the date of the alleged conduct giving rise to a claim for indemnification, such determination and evaluation shall, at the option of the person claiming indemnification, be made by special legal counsel agreed upon by the CDA Board and such person. Unless a determination has been made that indemnification is not permissible, the Authority shall make advances and reimbursements for expenses incurred by a member, director or officer in a proceeding upon receipt of an undertaking from such member, director or officer to repay the same if it is ultimately determined that such member, director or officer is not entitled to indemnification. Such undertaking shall be an unlimited, unsecured general obligation of the member, director or officer and shall be accepted without reference to such member's, director's or officer's ability to make repayment. The termination of a proceeding by judgment, order, settlement, conviction, or upon a plea of nolo contendere or its equivalent shall not of itself create a presumption that a member, director or officer acted in such a manner as to make such member, director or officer ineligible for indemnification. The Authority is authorized to contract in advance to indemnify and make advances and reimbursements for expenses to any of its members, directors or officers to the same extent provided in this paragraph (c).

(d) The Authority may, to a lesser extent or to the same extent that it is required to provide indemnification and make advances and reimbursements for expenses to its members, directors and officers pursuant to paragraph (c) of this Article, provide indemnification and make advances and reimbursements for expenses to its employees and agents, the members, directors, officers, employees and agents of its subsidiaries and predecessor entities, and any person serving any other legal entity in any capacity at the request of the Authority, and may contract in advance to do so. The determination that indemnification under this paragraph (d) is permissible, the authorization of such indemnification and the evaluation as to the reasonableness of expenses in a specific case shall be made as authorized from time to time by general or specific action of the CDA Board, which action may be taken before or after a claim for indemnification is made, or as otherwise provided by law. No person's rights under paragraph (c) of this Article shall be limited by the provisions of this paragraph (d).

(e) The rights of each person entitled to indemnification under this Article shall inure to the benefit of such person's heirs, executors and administrators. Special legal counsel selected to make determinations under this Article may be counsel for the Authority. Indemnification pursuant to this Article shall not be exclusive of any other right of indemnification to which any person may be entitled, including indemnification pursuant to a valid contract, indemnification by legal entities other than the Authority and indemnification under policies of insurance purchased and maintained by the Authority or others. However, no person shall be entitled to indemnification by the Authority to the extent such person is indemnified by another, including an insurer. The Authority is authorized to purchase and maintain insurance against any liability

it may have under this Article or to protect any of the persons named above against any liability arising from their service to the Authority or any other legal entity at the request of the Authority regardless of the Authority's power to indemnify against such liability. The provisions of this Article shall not be deemed to preclude the Authority from entering into contracts otherwise permitted by law with any individuals or legal entities, including those named above. If any provision of this Article or its application to any person or circumstance is held invalid by a court of competent jurisdiction, the invalidity shall not affect other provisions or applications of this Article, and to this end the provisions of this Article are severable.

(f) No amendment, modification or repeal of this Article shall diminish the rights provided hereunder to any person arising from conduct or events occurring before the adoption of such amendment, modification or repeal.

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IN WITNESS WHEREOF, the undersigned incorporator has executed these Articles of Incorporation as of the ____ day of _____, 2006, as duly authorized by Ordinance adopted by the Board of Supervisors of Chesterfield County, Virginia on August 23, 2006.

By:_____
County Administrator, County of
Chesterfield, Virginia

Exhibit A

Names and Addresses of Initial Members

	Term of Office	
	Commences	**Expires**
Hugh D. Keogh 3402 Sarsen Court Midlothian, VA 232113	August 23, 2006	August 1, 2010
Robert L. Turner 14019 Old Hampstead Court Chester, VA 23831	August 23, 2006	August 1, 2010
Marshall Smith 2900 Bosham Lane Midlothian, VA 23113	August 23, 2006	August 1, 2010
Traci Stallings 2119 Normandstone Drive Midlothian, VA 23113	August 23, 2006	August 1, 2010
Douglas L. Sbertoli 13671 Kingsmill Rd. Midlothian, VA 23113	August 23, 2006	August 1, 2010

Exhibit B

Description of Initial Authority District

Tax Map Parcel Numbers

Tax Map Parcel	Acreage
714-707-6311	6.0
714-707-9182	3.77
714-712-9323	7.0
715-710-8459	0.869
715-711-0444	5.0
715-711-4043	5.32
715-712-3508	7.0
716-710-0846	2.813
716-710-2342	0.195
716-713-5414	28.192
717-708-5080	406.45
717-711-0537	4.09
717-711-0707	2.769
718-705-6022	13.694
718-706-3636	6.434
	499.596

CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA

Meeting Date: August 23, 2006 **Item Number:** 19.

Subject:

Adjournment and Notice of Next Scheduled Meeting of the Board of Supervisors

County Administrator's Comments:

County Administrator: LBR

Board Action Requested:

Summary of Information:

Motion of adjournment and notice of a regularly scheduled meeting to be held on September 27, 2006 at 4:00 p.m.

Preparer: Janice B. Blakley Title: Deputy Clerk to the Board

Attachments: ☐ Yes ■ No

000243