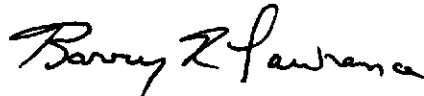


**HENRICO COUNTY
NOTICE OF SPECIAL MEETING
BOARD OF SUPERVISORS**

Please take notice that a special meeting of the Board of Supervisors will be held on **Tuesday, May 10, 2011 at 4:45 p.m.** in the County Manager's Conference Room located on the third floor of the Administration Building at the Henrico County Government Center, Parham and Hungary Spring Roads, Henrico, Virginia.

The matters to be reviewed by the Board at this time are:

4:45 – 5:30 p.m.	2011 Commemoration Advisory Commission Update
5:30 – 6:00 p.m.	New State Mandates on Community Services Boards
6:00 – 6:45 p.m.	<i>Dinner</i>



Barry R. Lawrence, CMC
Clerk, Henrico County Board of Supervisors
May 5, 2011

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
May 10, 2011
7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Rev. Michael J. Robinson, Director of Missions, Richmond Baptist Association

APPROVAL OF MINUTES – April 26, 2011 Regular and Special Meetings

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PRESENTATIONS

Proclamation - Emergency Medical Services Week – May 15 - 21, 2011.

Proclamation - Law Enforcement Officers Week – May 15 – 21, 2011.

PUBLIC HEARINGS - REZONING CASE AND PROVISIONAL USE PERMITS

- 112-11
P-5-11
Fairfield
- W.H. Capital, LLC: Request for a Provisional Use Permit under Sections 24-58.2(a), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow 24 hour operation of a proposed restaurant on part of Parcel 802-736-8028, located on the west line of Mechanicsville Turnpike (U.S. Route 360) approximately 225' north of its intersection with E. Laburnum Avenue. The existing zoning is B-2 Business District. The Land Use Plan recommends Commercial Concentration. The site is located in the Enterprise Zone and the Airport Safety Overlay District. The Planning Commission voted to recommend the Board of Supervisors deny the request. **(Withdrawn by Applicant.)**
- 113-11
P-6-11
Fairfield
- T.V. Wilson: Request for a Provisional Use Permit under Sections 24-62.2(a), 24-62.2(b), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow festivals and assembly halls in an existing building on Parcel 797-736-6692, located on the east line of Carolina Avenue at its intersection with Pensacola Avenue. The existing zoning is M-1 Light Industrial District. The Land Use Plan recommends Light Industry. The site is located in the Enterprise Zone and partially in the Airport Safety Overlay District. The Planning Commission voted to recommend the Board of Supervisors deny the request.
- 114-11
P-7-11
Three Chopt
- Virginia CVS Pharmacy, LLC: Request for a Provisional Use Permit under Sections 24-58.2(a), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow 24 hour operation of an existing pharmacy on part of Parcel 747-759-8591, located in the southwest quadrant of the intersection of W. Broad Street (U.S. Route 250) and Cox Road. The existing zoning is B-2C Business

District (Conditional). The Land Use Plan recommends Urban Mixed-Use. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

115-11
C-1C-11
Varina

Godsey Properties, Inc.: Request to conditionally rezone from M-1 Light Industrial District to RTHC Residential Townhouse District (Conditional) part of Parcel 817-721-5981 containing approximately 60.7 acres, located on the north line of Oakleys Lane approximately 300' west of its intersection with S. Holly Avenue. The applicant proposes a residential townhouse development of no more than 135 homes. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Planned Industry, Environmental Protection Area, and Suburban Residential 2, density should not exceed 3.4 units per acre. The site is in the Airport Safety Overlay District. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

PUBLIC COMMENTS

GENERAL AGENDA

- 116-11 Resolution – Award of Annual Construction Contract – Miscellaneous Concrete and Asphalt Rehabilitation Projects.
- 117-11 Resolution – Award of Construction Contract – Magistrate’s Office Alterations
- 118-11 Resolution – Signatory Authority – Amendment #5 to Contract for Architectural and Engineering Services – Eastern Henrico Recreation Center.
- 119-11 Resolution - Signatory Authority - Agreement with the Virginia Department of Transportation for Federal Highway Safety Improvement Program Funds – Five Separate Intersection Improvement Projects. VDOT Project #0073-043-S57, PE101, RW201, C501, VDOT Project #0197-043-S56, PE101, RW201, C501, VDOT Project #073-043-S55, PE101, RW201, C501, VDOT Project #0073-043-S54, PE101, RW201, C501, and VDOT Project #0073-043-S53, PE101, RW201, C501. Brookland, Fairfield, Three Chopt, Tuckahoe, and Varina Districts.
- 120-11 Resolution - To Permit Additional Fine of \$200 for Speeding on West Club Lane from West Broad Street to Libbie Avenue.
- 121-11 Resolution - Acceptance of Roads.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
May 10, 2011

INVOCATION – Rev. Michael J. Robinson, Director of Missions, Richmond Baptist Association

PRESENTATIONS

PROCLAMATION - Emergency Medical Services Week – May 15 - 21, 2011.

The provision of emergency medical services (EMS) is vital to the public's well-being and dramatically improves the survival and recovery rate of persons who experience sudden illness or injury. The Henrico County EMS system, consisting of the Division of Fire, Henrico Volunteer Rescue Squad, Lakeside Volunteer Rescue Squad, Tuckahoe Rescue Squad, and the Division of Police, recorded 32,086 responses for services during fiscal year 2009-2010. This proclamation recognizes May 15 - 21 2011 as Emergency Medical Services Week and encourages the community to mark this observance with appropriate programs, ceremonies, and activities.

PROCLAMATION – Law Enforcement Officers Week – May 15 – 21, 2011.

The professional law enforcement officers of Henrico County serve our citizens daily, protecting lives and property while upholding County ordinances and Virginia laws. By the nature of their duties, these professionals endure grave danger, and on occasion, loss of their own lives. This proclamation recognizes May 15 – 21, 2011 as Law Enforcement Officers Week and Monday, May 16, 2011 as Law Enforcement Officers Day; encourages Henrico citizens to take note of these special dates; and salutes the County's law enforcement officers for their steadfast commitment to the County's public safety efforts and for their ongoing contributions to the quality of life of this community.

PUBLIC HEARINGS - REZONING CASE AND PROVISIONAL USE PERMITS

P-5-11
Fairfield

W.H. Capital, LLC: Request for a Provisional Use Permit under Sections 24-58.2(a), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow 24 hour operation of a proposed restaurant on part of Parcel 802-736-8028, located on the west line of Mechanicsville Turnpike (U.S. Route 360) approximately 225' north of its intersection with E. Laburnum Avenue. The existing zoning is B-2 Business District. The Land Use Plan recommends Commercial Concentration. The site is located in the Enterprise Zone and the Airport Safety Overlay District. Acting on a motion by Mr. Archer, seconded by Mr. Vanarsdall, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **deny** the request because it could have a precedent setting impact on existing land uses in the area and the extension of hours could impact the health, safety, and welfare of residents in the area.

(Withdrawn by Applicant.)

P-6-11
Fairfield

T.V. Wilson: Request for a Provisional Use Permit under Sections 24-62.2(a), 24-62.2(b), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow festivals and assembly halls in an existing building on Parcel 797-736-6692, located on the east line of Carolina Avenue at its intersection with Pensacola Avenue. The existing zoning is M-1 Light Industrial District. The Land Use Plan recommends Light Industry. The site is located in the Enterprise Zone and partially in the Airport Safety Overlay District. Acting on a motion by Mr. Archer, seconded by Mrs. Jones, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **deny** the request because it could have a detrimental impact on property owners in the vicinity and could impact the health, safety, and welfare of residents in the area.

P-7-11
Three Chopt

Virginia CVS Pharmacy, LLC: Request for a Provisional Use Permit under Sections 24-58.2(a), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow 24 hour operation of an existing pharmacy on part of Parcel 747-759-8591, located in the southwest quadrant of the intersection of W. Broad Street (U.S. Route 250) and Cox Road. The existing zoning is B-2C Business District (Conditional). The Land Use Plan recommends Urban Mixed-Use. Acting on a motion by Mr. Branin, seconded by Mr. Jernigan, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it would provide added services to the community and is reasonable in light of the surrounding uses and existing zoning on the property.

C-1C-11
Varina

Godsey Properties, Inc.: Request to conditionally rezone from M-1 Light Industrial District to RTHC Residential Townhouse District (Conditional) part of Parcel 817-721-5981 containing approximately 60.7 acres, located on the north line of Oakleys Lane approximately 300' west of its intersection with S. Holly Avenue. The applicant proposes a residential townhouse development of no more than 135 homes. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Planned Industry, Environmental Protection Area, and Suburban Residential 2, density should not exceed 3.4 units per acre. The site is in the Airport Safety Overlay District. Acting on a motion by Mr. Jernigan, seconded by Mr. Vanarsdall, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it is not expected to have a precedent setting effect on the zoning in the area and the proffered conditions will provide appropriate quality assurances not otherwise available.

PUBLIC COMMENTS

GENERAL AGENDA

RESOLUTION – Award of Annual Construction Contract – Miscellaneous Concrete and Asphalt Rehabilitation Projects

This resolution awards to Colony Construction, Inc. an annual unit price contract for Miscellaneous Concrete and Asphalt Rehabilitation Projects to furnish all labor, materials, supplies, equipment, and services necessary for the construction and/or rehabilitation of various County property roadways, parking areas, ramps, and other miscellaneous projects throughout the County. The contract is awarded on a unit price basis for an initial one-year term beginning May 15, 2011 and ending May 14, 2012 with the option to renew for two additional one-year terms. The total contract value for each one-year term will be determined by multiplying the unit prices by the quantity of units utilized used during that term.

Five bids were received on April 12, 2011 in response to Bid Request No. 11-9007-2AL and Addendum 1 for Miscellaneous Concrete and Asphalt Projects. After review and evaluation of all bids received, it was determined that Colony Construction, Inc. is the lowest responsive and responsible bidder with a bid in the amount of \$1,157,820.00.

<u>Bidder</u>	<u>Bid</u>
Colony Construction, Inc.	\$1,157,820.00
Talley & Armstrong, Inc.	\$1,195,565.60
Central Contracting Co., Inc.	\$1,462,270.00
Blakemore Construction Corporation	\$1,535,538.40
Messer Contracting, LLC	\$2,025,170.00

Funding to support the contract is available.

RESOLUTION – Award of Construction Contract – Magistrate’s Office Alterations.

This resolution awards a contract to **J.D. Lewis Construction Management, Inc.** in the amount of **\$126,208** for interior renovations and alterations of approximately 1,744 square feet within the existing Henrico County Magistrate’s Office. The space in question is located at 4301 E. Parham Road within the Jail West building. The work includes the relocation of the main entrance door, replacement of interior finishes, and reconfiguration and construction of interior partitions including the addition of reinforced concrete masonry unit security partitions.

The work will be performed in two phases, and is scheduled to be substantially complete within 120 calendar days after written notice to proceed with the final completion 20 days later. Work is anticipated to begin in early June 2011.

Fourteen bids were received on April 20, 2011:

<u>Bidder</u>	<u>Bid</u>
*Howard Construction, Inc.	\$116,000

**Taylor Construction Services Heating and Air Conditioning, Inc.	\$123,000
J.D. Lewis Construction Management, Inc.	\$126,208
Haley Builders, Inc.	\$130,700
Bayard Construction, LLC	\$132,500
Virtexco Corporation	\$134,000
North Start Companies, LLC	\$137,017
ARW Contracting, Inc.	\$138,474
RGI General Contractors	\$139,000
RMT Construction & Development Group, LLC	\$141,713
Daniel & Company, Inc.	\$149,000
J.W. Enochs, Inc.	\$149,258
Suburban Remodeling Corp./SRC, Inc.	\$164,800
United Unlimited Construction, Inc.	\$280,447

*Howard Construction, Inc. withdrew its bid due to a mathematical error

**Taylor Construction Services Heating and Air Conditioning, Inc. was declared non responsive.

After review and evaluation of all bids received, it was determined that **J.D. Lewis Construction Management, Inc.** is the lowest responsive and responsible bidder with a bid in the amount of **\$126,208.**

Funding to support the contract is available within the project budget.

RESOLUTION – Signatory Authority – Amendment No. 5 to Contract for Architectural and Engineering Services – Eastern Henrico Recreation Center.

This resolution authorizes the County Manager to execute an amendment to the January 19, 2007 contract with HKS, Inc. for design and construction administration services for the Eastern Henrico Recreation Center. The original contract sum was \$701,731.00; four subsequent amendments have increased the contract sum to \$1,222,120.30; and this amendment will increase the contract sum by an amount not to exceed \$46,875.

On November 23, 2009, the Board awarded a contract in the amount of \$9,050,000 to Virtexco Corporation for construction of the Eastern Henrico Recreation Center. The construction contract included acceptance of add alternates Nos. 1 and 2 comprising Phase II improvements from the approved Master Plan. These improvements include a football field, track, bleachers, restroom shelters, concessions, additional parking, and associated site improvements.

Previously approved Amendment No. 4 to the HKS, Inc. contract extended construction administration services for the recreation center to the substantial completion date of April 8, 2011. Amendment No. 5 provides for an extension of monthly construction administration by HKS through August 1, 2011. The negotiated fee is an amount not-to-exceed \$46,875, and will result in a new, not-to-exceed, total contract amount of \$1,268,995.30.

Funding to support this contract amendment is available within the project budget.

RESOLUTION - Signatory Authority - Agreement with the Virginia Department of Transportation for Federal Highway Safety Improvement Program Funds – Five Separate Intersection Improvement Projects. VDOT Project #0073-043-S57, PE101, RW201, C501, VDOT Project #0197-043-S56, PE101, RW201, C501, VDOT Project #073-043-S55, PE101, RW201, C501, VDOT Project #0073-043-S54, PE101, RW201, C501, and VDOT Project #0073-043-S53, PE101, RW201, C501. Brookland, Fairfield, Three Chopt, Tuckahoe, and Varina Districts.

The Department of Public Works has negotiated a single agreement with the Virginia Department of Transportation (“VDOT”) for preliminary engineering, right-of-way acquisition, utility relocation, and construction of five separate intersection improvement projects.

The estimated project costs are as follows:

Project Location	Preliminary Engineering Costs	Right-of-Way and Utility Relocation Costs	Construction Costs	Total Project Costs
Parham / Three Chopt	23,000	15,000	114,400	152,400
Laburnum / Darbytown	34,400	20,000	258,150	312,550
Parham / Woodman	6,000	7,460	71,540	85,000
Parham / Shrader	42,300	36,530	350,318	429,148
Parham / Ackley	11,100	13,000	118,500	142,600
Total of Five Projects	\$116,800	\$91,990	\$912,908	\$1,121,698

The Board paper authorizes the County Manager to execute the VDOT agreement in a form approved by the County Attorney.

VDOT will reimburse 100% of project costs from Federal Highway Safety Improvement Program Funds.

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

RESOLUTION - To Permit Additional Fine of \$200 for Speeding on West Club Lane from West Broad Street to Libbie Avenue.

Section 46.2-878.2 of the Code of Virginia provides for the imposition of a \$200 fine for speeding, in addition to other penalties provided by law, when a locality has established a maximum speed limit for a highway in a residence district and the speed limit is indicated by appropriately placed signs. The law requires the Board of Supervisors to develop criteria for the overall applicability for the installation of the signs and to specify application of the law to particular streets before the additional fine may be imposed.

On February 10, 2004, the Board approved criteria for the County’s Traffic Calming Program.

The County's Traffic Engineer has collected traffic data and has determined that West Club Lane from West Broad Street to Libbie Avenue is experiencing speeding problems and meets the criteria for traffic calming measures set forth in the Traffic Calming Program.

The citizens in the area of this road requesting the increased fine have collected signatures from 75.4% of the residents.

The Board paper authorizes the County Manager to place appropriate signs on West Club Lane from West Broad Street to Libbie Avenue warning of an additional fine of \$200 for speeding.

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

RESOLUTION - Acceptance of Roads.

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

- 1) 0.33 miles of Midview Farms, Section B. Varina District.

The Director of Public Works and the County Manager recommend approval of this Board paper.