

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

Please take notice that a special meeting of the Board of Supervisors will be held on **Tuesday, February 14, 2012** 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:

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|------------------|-------------------------------------------------------------------------------------------|
| 4:45 – 5:00 p.m. | Presentation of New Edition of <i>The History of Henrico County</i> |
| 5:00 – 5:30 p.m. | Small Women-Owned, and Minority-owned (SWAM) Business Supplier Diversity Program Overview |
| 5:30 – 6:00 p.m. | Proposed Ordinance Amendment Pertaining to Places of Worship |
| 6:00 – 6:45 p.m. | <i>Dinner</i> |



Barry R. Lawrence, CMC
Clerk, Henrico County Board of Supervisors
February 9, 2012

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
February 14, 2012
7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Rev. Guy B. Holloway, Senior Pastor, Grace Community Baptist Church

APPROVAL OF MINUTES – January 24, 2012 Regular and Special Meetings; November 3, November 10, and December 20, 2011 Special Meetings

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMIT

- 45-12 Schmud, Inc.: Request to amend proffered conditions accepted with Rezoning
C-5C-12 Case C-64C-83 on parts of Parcels 732-749-5494 and 732-749-6497 located on
Tuckahoe the east line of Gayton Road approximately 900 feet south of its intersection with
 Gayton Centre Drive. The applicant proposes to amend proffers related to uses
 and hours of operation. The existing zoning is B-2C Business District
 (Conditional). The 2026 Comprehensive Plan recommends Commercial
 Concentration and Office. The Planning Commission voted to recommend the
 Board of Supervisors **deny** the request. **(Withdrawn by Applicant).**
- 46-12 Schmud, Inc.: Request for a Provisional Use Permit under Section 24-58.2(a),
P-3-12 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow
Tuckahoe extended hours of operation for an existing restaurant on part of Parcel 732-749-
 5494 located on the east line of Gayton Road approximately 900 feet south of its
 intersection with Gayton Centre Drive. The existing zoning is B-2C Business
 District (Conditional). The 2026 Comprehensive Plan recommends Commercial
 Concentration. The Planning Commission voted to recommend the Board of
 Supervisors **deny** the request. **(Withdrawn by Applicant).**
- 47-12 Gelletly and Associates, Inc.: Request to amend proffered conditions accepted
C-3C-12 with Rezoning Case C-9C-09 on part of Parcel 813-720-0581 and Parcels 811-
Fairfield 721-9726, 812-721-0529, -3036, -3833, -4629, -5428, -6327, -7027, -8026, and
 813-720-5594 located on the southeast line of Thornhurst Street east of S.
 Laburnum Avenue. The applicant proposes to amend proffers related to dwelling
 design, landscaping, roads, restrictive covenants, posting of construction signs,
 compliance certification, recreational amenities, signage, access, and conceptual
 plan. The existing zoning is R-3C One-Family Residence District (Conditional).
 The 2026 Comprehensive Plan recommends Suburban Residential 2, density
 should not exceed 3.4 units per acre. The site is located in the Airport Safety
 Overlay District. The Planning Commission voted to recommend the Board of
 Supervisors **grant** the request.

48-12
C-4C-12
Fairfield
Gelletly and Associates, Inc: Request to amend proffered conditions accepted with Rezoning Case C-58C-07 on Parcels 814-720-6887, -6991, -7099, -8869, -8877, -9084, -9193, -9252, 814-721-7007, -7214, -7322, -7530, -7738, -7846, -7954, -8062, -8169, -8377, -8484, -8694, -9201, -9308, -9516, -9624, -9733, -9940, -9965, 814-722-8801, -9225, 815-720-0480, -0687, -0895, -2466 -2873, -3081, -3388, -3696, 815-721-0048, -0277, -0484, -0492, -0699, -0965, -1002, -1037, -1310, -1317, -1325, -1859, -1934, -2653, -3348, -3804, -3914, -6748, and 815-722-0708 located between the south line of Oakleys Lane and the north line of the Southern Railway east of the Hechler Village subdivision. The applicant proposes to amend proffers related to dwelling design and elevations, landscaping, and conceptual site plan. The existing zoning is R-3C One-Family Residence District (Conditional). The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. The site is located in the Airport Safety Overlay District. The Planning Commission voted to recommend the Board of Supervisors grant the request.

PUBLIC HEARINGS – OTHER ITEM

49-12 Resolution - Signatory Authority - Quitclaim of Portion of Utility Easement - Monument Square - Brookland District.

PUBLIC COMMENTS

GENERAL AGENDA

50-12 Introduction of Resolution – Receipt of Requests for Amendments to the FY 2011-12 Annual Fiscal Plan: February, 2012.

51-12 Resolution - Authorizing and Providing for The Issuance, Sale and Delivery of Not To Exceed Fifty Million Dollars (\$50,000,000) Principal Amount of County of Henrico, Virginia, General Obligation Public Improvement Refunding Bonds.

52-12 Resolution – To Accept the Wireless E-911 PSAP Education Program Grant.

283-11 Resolution – Signatory Authority – Lease for the Henrico Drug Court Program – 2601 Willard Road – Tuckahoe District. **(Deferred from the January 10, 2012 meeting.)**

53-12 Resolution – Acceptance of Gift from Richmond Square and Round Dance Association.

54-12 Resolution - Award of Contract - Eubank Tank Repairs and Repainting - Varina District.

55-12 Resolution – Signatory Authority - Agreement with the Virginia Department of Transportation for Construction of a New Access Road from Technology

Boulevard to 0.5 mile Northeast of Technology Boulevard. VDOT Project #9999-043-761, N501 (UPC 101804). Varina District

56-12

Resolution – Acceptance of Roads.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
February 14, 2012

INVOCATION – Rev. Guy B. Holloway, Senior Pastor, Grace Community Baptist Church

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMIT

- C-5C-12
Tuckahoe
Schmud, Inc.: Request to amend proffered conditions accepted with Rezoning Case C-64C-83 on parts of Parcels 732-749-5494 and 732-749-6497 located on the east line of Gayton Road approximately 900 feet south of its intersection with Gayton Centre Drive. The applicant proposes to amend proffers related to uses and hours of operation. The existing zoning is B-2C Business District (Conditional). The 2026 Comprehensive Plan recommends Commercial Concentration and Office. Acting on a motion by Mrs. Jones, seconded by Mr. Archer, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **deny** the request because it would likely set an adverse zoning and land use precedent for the area and it would have a detrimental impact on the adjoining residential neighborhood. **(Withdrawn by Applicant).**
- P-3-12
Tuckahoe
Schmud, Inc.: Request for a Provisional Use Permit under Section 24-58.2(a), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to allow extended hours of operation for an existing restaurant on part of Parcel 732-749-5494 located on the east line of Gayton Road approximately 900 feet south of its intersection with Gayton Centre Drive. The existing zoning is B-2C Business District (Conditional). The 2026 Comprehensive Plan recommends Commercial Concentration. Acting on a motion by Mrs. Jones, seconded by Mr. Archer, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **deny** the request because the extension of hours could impact the health, safety, and welfare of residents in the area and it could have a precedent setting impact on existing land uses in the area. **(Withdrawn by Applicant).**
- C-3C-12
Fairfield
Gelletly and Associates, Inc.: Request to amend proffered conditions accepted with Rezoning Case C-9C-09 on part of Parcel 813-720-0581 and Parcels 811-721-9726, 812-721-0529, -3036, -3833, -4629, -5428, -6327, -7027, -8026, and 813-720-5594 located on the southeast line of Thornhurst Street east of S. Laburnum Avenue. The applicant proposes to amend proffers related to dwelling design, landscaping, roads, restrictive covenants, posting of construction signs, compliance certification, recreational amenities, signage, access, and conceptual plan. The existing zoning is R-3C One-Family Residence District (Conditional). The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per

acre. The site is located 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 **grant** the request because the reduction in minimum house size and required finished space would not greatly influence the quality or value of residential development in the area and the proffers continue to assure a quality form of development with maximum protection afforded the adjacent properties.

C-4C-12
Fairfield

Gelletly and Associates, Inc: Request to amend proffered conditions accepted with Rezoning Case C-58C-07 on Parcels 814-720-6887, -6991, -7099, -8869, -8877, -9084, -9193, -9252, 814-721-7007, -7214, -7322, -7530, -7738, -7846, -7954, -8062, -8169, -8377, -8484, -8694, -9201, -9308, -9516, -9624, -9733, -9940, -9965, 814-722-8801, -9225, 815-720-0480, -0687, -0895, -2466, -2873, -3081, -3388, -3696, 815-721-0048, - 0277, -0484, -0492, -0699, -0965, -1002, -1037, -1310, -1317, -1325, -1859, -1934, -2653, -3348, -3804, -3914, -6748, and 815-722-0708 located between the south line of Oakleys Lane and the north line of the Southern Railway east of the Hechler Village subdivision. The applicant proposes to amend proffers related to dwelling design and elevations, landscaping, and conceptual site plan. The existing zoning is R-3C One-Family Residence District (Conditional). The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. The site is located 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 **grant** the request because the reduction in minimum house size and required finished space would not greatly influence the quality or value of residential development in the area and the proffers continue to assure a quality form of development with maximum protection afforded the adjacent properties.

PUBLIC HEARINGS – OTHER ITEM

RESOLUTION – Signatory Authority - Quitclaim of Portion of Utility Easement - Monument Square - Brookland District.

This resolution authorizes the Chairman to execute a quitclaim deed releasing the County's interest in an unneeded portion of a utility easement across property south of Monument Avenue known as Monument Square to the landowner, Monument Square, LLC.

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

PUBLIC COMMENTS

GENERAL AGENDA

INTRODUCTION OF RESOLUTION – Receipt of Requests for Amendments to the FY 2011-12 Annual Fiscal Plan: February, 2012.

Pursuant to Virginia Code Section 15.2-2507, amendments to the County's approved budget in excess of one percent of the County's currently adopted budget may be approved only after publishing a notice of a public hearing at least seven days before the hearing date. The budget amendments that are the subject of this paper fall under the one percent threshold that triggers the advertised public hearing requirement; nevertheless, this paper calls for their advertisement. The notice states the County's intent to amend the budget. To that end this paper is submitted, along with a list of the requested amendments, as an introduction, so the Board may authorize the advertising for February 21, 2012 and the public hearing for February 28, 2012. A separate paper will be submitted for Board action to amend the Annual Fiscal Plan and appropriate funds for expenditure, as applicable, after the February 28, 2012 public hearing.

RESOLUTION - Authorizing and Providing for The Issuance, Sale and Delivery of Not To Exceed Fifty Million Dollars (\$50,000,000) Principal Amount of County of Henrico, Virginia, General Obligation Public Improvement Refunding Bonds.

This resolution would authorize the County to issue not to exceed fifty million dollars (\$50,000,000) principal amount of the County's General Obligation Public Improvement Refunding Bonds for the purpose of refunding in advance of their stated maturities all or any portion of the County's General Obligation Public Improvement Bonds, Series 2005, 2006 and 2008, and any other outstanding series of the County's General Obligation Public Improvement Bonds, the refunding of which shall be recommended by the County's Financial Advisor. The authorization will extend to December 31, 2012 and the issuance of any series of the County's General Obligation Public Improvement Refunding Bonds under this resolution may only proceed if it will result in gross debt service savings of not less than \$1,500,000.

RESOLUTION - To Accept the Wireless E-911 PSAP Education Program Grant.

This resolution accepts a \$2,000 grant from the Virginia E-911 Services Board to the Division of Police for attendance by Division personnel at regional emergency communications conferences. There are no local funds involved.

The Chief of Police recommends approval of this resolution, and the County Manager concurs.

RESOLUTION - Signatory Authority - Lease for the Henrico Drug Court Program - 2601 Willard Road - Tuckahoe District.

The resolution authorizes the County Manager to execute a lease for 3,849 sq. ft. of office space located at 2601 Willard Road for the Henrico Drug Court Program. The lease is for 28 months commencing March 1, 2012. Total rent will be \$98,908.72, payable monthly at the initial rate of \$3,400.00 with a 3% annual escalation.

The Directors of Community Corrections and Real Property recommend approval of this action, and the County Manager concurs. **(Deferred from the January 10, 2012 meeting.)**

RESOLUTION – Acceptance of Gift from Richmond Square and Round Dance Association.

The Richmond Square and Round Dance Association has graciously provided a gift of \$1,112.00 to Henrico County to support the Division of Recreation and Parks’ cultural arts programs and activities. The funds will be used to provide additional children’s cultural arts programming.

This donation was actually made by the twelve square dance clubs in Henrico County, which are affiliated with the Richmond Square and Round Dance Association. The Henrico-based clubs are coordinated by the Division of Recreation and Parks. These clubs meet on a regular basis, teach and dance on beginner to advanced levels, and occasionally give demonstrations for community events.

The Director of Recreation and Parks recommends approval of this Board paper; the County Manager concurs.

RESOLUTION - Award of Contract - Eubank Tank Repairs and Repainting - Varina District.

This resolution awards a contract to S & T Painting, Inc. to repair and repaint the Eubank Water Storage Tank located at 5101 Eubank Road and grants signatory authority to the County Manager to execute a contract in a form approved by the County Attorney.

The project is to clean, repair and repaint the interior and exterior surfaces of the one million gallon elevated water storage tank. This tank was originally constructed in 1969 and most recently repainted in 1991. The work is anticipated to begin in September 2012 and to be completed by May 2013. Funding to support the contract is available within the Water and Sewer Enterprise Fund.

Ten bids were received on January 11, 2012 in response to IFB # 11-9168-12CE and Addendum No. 1:

Bidders	<u>Bid Amounts</u>
S & T Painting, Inc.	<u>\$494,000.00</u>
Parkton, MD	
D & M Painting Corporation	\$589,380.00
Washington, PA	
George Kountoupes Painting Company	\$595,750.00
Lincoln Park, MI	
Horizon Brothers Painting	\$617,100.00
Howell, MI	

Corfu Contractors, Inc. Oakton, VA	\$649,250.00
Town Hall Painting Corporation Virginia Beach, VA	\$665,690.00
Caldwell Tanks, Inc. Harrodsburg, KY	\$720,550.00
Utility Service Company, Inc. Perry, GA	\$750,200.00
Classic Protective Coatings Menomonie, WI	\$750,426.00
Worldwide Industries Corporation Butler, PA	\$782,060.00

S & T Painting, Inc. is the lowest responsive and responsible bidder.

The County Manager, or the Director of General Services as his designee, is authorized to execute change orders within the scope of the project budget not to exceed 15% of the original contract amount.

The Directors of Public Utilities and General Services recommend approval of this Board paper, and the County Manager concurs.

RESOLUTION – Signatory Authority - Agreement with the Virginia Department of Transportation for Construction of a New Access Road from Technology Boulevard to 0.5 mile Northeast of Technology Boulevard. VDOT Project #9999-043-761, N501 (UPC 101804). Varina District.

On August 9, 2011, the Board approved a resolution to participate in the Virginia Department of Transportation’s Economic Development Access Program to obtain funding for construction of a new road to serve a bank operations processing center and other parcels at White Oak Technology Park.

The Department of Public Works has negotiated an agreement with the Virginia Department of Transportation (“VDOT”) under which the County will construction roadway, curb and gutter, and related drainage improvements from Technology Boulevard to 0.5 mile northeast of Technology Boulevard.

The estimated cost to construct the new 2-lane access road is \$2.1 million, of which VDOT will contribute \$650,000 of Economic Development Access Funds, the County will contribute \$150,000, and Bank of America will contribute the remaining funds.

The Board paper authorizes the County Manager to execute the comprehensive VDOT agreement for construction of a new access road in a form approved by the County Attorney.

The Assistant Director of Public Works recommends approval, and 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) 0.15 miles of Techpark, Section A. Varina District.
- 2) 0.37 miles of Techpark, Section B. Varina District.

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