

**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, September 11, 2012 at 4:30 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:

- | | |
|------------------|---|
| 4:30 – 5:15 p.m. | Richmond 2015 Briefing |
| 5:15 – 5:45 p.m. | Soliciting Contributions on County Highways |
| 5:45 – 6:15 p.m. | Real Estate Assessment Trends |
| 6:15 – 6:45 p.m. | <i>Dinner</i> |



Barry R. Lawrence, CMC
Clerk, Henrico County Board of Supervisors
September 6, 2012

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
September 11, 2012
7:00 p.m.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES – August 14, 2012 Regular and Special Meetings

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PRESENTATION

Proclamation – Workforce Development Month – September 2012.

RESIGNATIONS/APPOINTMENTS

- 215-12 Resolution - Resignation of Alternate - Capital Region Workforce Partnership Consortium Board.
- 216-12 Resolution - Appointment of Alternate - Capital Region Workforce Partnership Consortium Board.
- 217-12 Resolution - Resignation of Member – Community Criminal Justice Board.
- 218-12 Resolution - Appointment of Member - Community Criminal Justice Board.
- 219-12 Resolution - Resignation of Member – James River Juvenile Detention Commission.
- 220-12 Resolution - Appointment of Member - James River Juvenile Detention Commission.

PUBLIC HEARINGS – REZONING CASES

- 221-12 HHHunt Homes, LC: Request to amend proffered conditions accepted with
C-22C-12 Rezoning Case C-24C-04 on Parcels 761-769-5168 and 761-769-5274 located on
Brookland the south line of Springfield Road (State Route 157) approximately 260' west of
 its intersection with Staples Mill Road (U.S. Route 33). The applicant proposes
 to amend Proffer 22 related to garages. The existing zoning is R-5AC General
 Residence District (Conditional). The 2026 Comprehensive Plan recommends
 Urban Residential, density should range from 3.4 to 6.8 units per acre. The
 Planning Commission voted to recommend the Board of Supervisors **grant** the
 request.

222-12 Dana's Habitat, Inc./Unique Lessons: Request to amend proffered conditions
C-23C-12 accepted with Rezoning Case C-35C-93 on Parcel 783-762-9328 located on the
Fairfield west line of Brook Road (U.S. Route 1) between New York and Pennsylvania
Avenues. The applicant proposes to amend Proffer 2 related to prohibited uses to
allow for adult day services. The existing zoning is O-1C Office District
(Conditional). The 2026 Comprehensive Plan recommends Office. The Planning
Commission voted to recommend the Board of Supervisors **grant** the request.

PUBLIC HEARINGS – OTHER ITEMS

223-12 Ordinance - To Amend and Reordain Section 24-3 Titled "Enumerated," Section
24-11 Titled "Principal uses permitted," Section 24-13 Titled "Accessory uses
permitted," Section 24-58.1 Titled "Principal uses permitted," and Section 24-96
Titled "Off-street parking requirements" of the Code of the County of Henrico
to Revise the Regulation of Commercial Vehicles in Residential and Agricultural
Areas.

224-12 Ordinance - To Repeal and Reserve Subsection (p) of Section 24-106 Titled
"Plan of development (POD), administrative and schematic site plans," and to
Repeal Subsection (e)(5)d of Section 24-106.2 Titled "Landscaping, tree cover,
screen and buffer requirements, transitional buffering and design standards" of
the Code of the County of Henrico to Eliminate Appeals to the Board of
Supervisors.

225-12 Ordinance - To Amend and Reordain Article VIII of Chapter 24 of the Code of
the County of Henrico Including Section 24-31 Titled "Purpose of district,"
Section 24-32 Titled "Principal uses permitted," Section 24-32.1 Titled
"Provisional uses permitted," Section 24-33 Titled "Accessory uses permitted,"
Section 24-34 Titled "Development standards," to Remove Section 24-34.1
Titled "Submission requirements" and Section 24-34.2 Titled "Procedures," and
to Add Section 24-31.1 Titled "Procedures to establish a UMU district" and
Section 24-31.2 Titled "Submission requirements," All to Revise the Urban
Mixed Use District to Further the District's Original Intent of Creating Mixed-
Use and Pedestrian-Oriented Developments Containing a Variety of Uses.

226-12 Resolution - Signatory Authority - Easement Agreement - Virginia Electric and
Power Company - Tuckahoe District.

PUBLIC COMMENTS

GENERAL AGENDA

227-12 Introduction of Resolution - Receipt of Requests for Amendments to the FY
2012-13 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing
Grant Programs and (b) Certain Unencumbered Balances from FY 2011-12, and
(2) Appropriate Funds for Certain New Programs.

- 228-12 Resolution – Award of Contract for Professional Space Planning Services – 1400 Best Plaza Drive – Fairfield District.
- 229-12 Resolution - To Accept Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award.
- 230-12 Resolution - To Accept Virginia Department of Motor Vehicles, Highway Safety Office Program Award for Alcohol-Impaired Driving.
- 231-12 Resolution - To Accept Virginia Department of Motor Vehicles, Highway Safety Office Program Award for Occupant Protection.
- 232-12 Resolution - Award of Construction Contract - Baldwin, Wood, Sunderland and Shrewbury Roads Sewer Rehabilitation - Tuckahoe District.
- 233-12 Resolution - Acceptance of Road.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
September 11, 2012**

PRESENTATION

PROCLAMATION – Workforce Development Month – September 2012.

Meaningful employment is fundamental to maintaining a healthy and vibrant economy and providing the Capital Region with a sense of self-worth and contribution to its families and communities. The workforce of the Capital Region is the region's greatest asset and is vital to the region's ability to expand economic opportunities and firmly establish and sustain itself as a global leader in the 21st century. The dedicated men and women who support the workforce talent needs of the Capital Region through the Capital Region Workforce Partnership are committed to assisting the Capital Region during these extraordinary economic times by providing exemplary career training and employment assistance to more than 23,000 citizens annually through the Resource Workforce Centers and Resource Community-Based Share Sites. This proclamation recognizes September 2012 as Workforce Development Month and calls the observance to the attention of all Henrico citizens.

RESIGNATIONS/APPOINTMENTS

RESOLUTION - Resignation of Alternate - Capital Region Workforce Partnership Consortium Board.

This Board paper accepts the resignation of **George T. Drumwright, Jr.**, Deputy County Manager for Community Services, from the Capital Region Workforce Consortium Board.

RESOLUTION - Appointment of Alternate - Capital Region Workforce Partnership Consortium Board.

Pursuant to Article III, Section A(5) of the by-laws of the Capital Region Workforce Partnership Consortium Board, this Board paper appoints **Jane D. Crawley**, Deputy County Manager for Community Services, as the Chief Local Elected Official's ("CLEO") designated alternate representing Henrico County on the Consortium Board for an unexpired term coincident with the term of the CLEO's designated member representing the County.

RESOLUTION - Resignation of Member – Community Criminal Justice Board.

This Board paper accepts the resignation of **George T. Drumwright, Jr.**, Deputy County Manager for Community Services, from the Community Criminal Justice Board.

RESOLUTION - Appointment of Member - Community Criminal Justice Board.

This Board paper appoints the following person to the Community Criminal Justice Board for an unexpired term ending June 30, 2014, or thereafter, when her successor shall have been appointed and qualified:

Jane D. Crawley, Deputy County Manager for Community Services

RESOLUTION - Resignation of Member – James River Juvenile Detention Commission.

This Board paper accepts the resignation of **George T. Drumwright, Jr.**, Deputy County Manager for Community Services, from the James River Juvenile Detention Commission.

RESOLUTION - Appointment of Member - James River Juvenile Detention Commission.

This Board paper appoints the following person to the James River Juvenile Detention Commission for an unexpired term ending June 30, 2016, or thereafter, when her successor shall have been appointed and qualified:

Jane D. Crawley, Deputy County Manager for Community Services

PUBLIC HEARINGS – REZONGING CASES

C-22C-12
Fairfield HHHunt Homes, LC: Request to amend proffered conditions accepted with Rezoning Case C-24C-04 on Parcels 761-769-5168 and 761-769-5274 located on the south line of Springfield Road (State Route 157) approximately 260’ west of its intersection with Staples Mill Road (U.S. Route 33). The applicant proposes to amend Proffer 22 related to garages. The existing zoning is R-5AC General Residence District (Conditional). The 2026 Comprehensive Plan recommends Urban Residential, density should range from 3.4 to 6.8 units per acre. Acting on a motion by Mr. Witte, seconded by Mrs. Jones, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors **grant** the request because the changes would allow additional development flexibility and the proffers continue to assure a quality form of development with maximum protection afforded the adjacent properties.

C-23C-12
Three Chopt Dana’s Habitat, Inc./Unique Lessons: Request to amend proffered conditions accepted with Rezoning Case C-35C-93 on Parcel 783-762-9328 located on the west line of Brook Road (U.S. Route 1) between New York and Pennsylvania Avenues. The applicant proposes to amend Proffer 2 related to prohibited uses to allow for adult day services. The existing zoning is O-1C Office District (Conditional). The 2026 Comprehensive Plan recommends Office. Acting on a motion by Mr. Branin, seconded by Mr. Witte, the Planning Commission voted 4-0 (one absent, one abstention) to recommend

the Board of Supervisors **grant** the request because the changes do not greatly reduce the original intended purpose of the proffers and it is not expected to adversely impact surrounding land uses in the area.

PUBLIC HEARINGS – OTHER ITEMS

ORDINANCE - To Amend and Reordain Section 24-3 Titled “Enumerated,” Section 24-11 Titled “Principal uses permitted,” Section 24-13 Titled “Accessory uses permitted,” Section 24-58.1 Titled “Principal uses permitted,” and Section 24-96 Titled “Off-street parking requirements” of the Code of the County of Henrico to Revise the Regulation of Commercial Vehicles in Residential and Agricultural Areas.

The proposed amendment would increase the weight limit for trucks and commercial vehicles parked in residential areas from 5,000 pounds empty vehicle weight to 10,000 pounds gross weight. This change is necessary to accommodate larger pickup trucks and SUVs.

The Planning Commission recommended approval after a public hearing on March 15, 2012. The Director of Planning recommends approval of this item, and the County Manager concurs.

ORDINANCE - To Repeal and Reserve Subsection (p) of Section 24-106 Titled “Plan of development (POD), administrative and schematic site plans,” and to Repeal Subsection (e)(5)d of Section 24-106.2 Titled “Landscaping, tree cover, screen and buffer requirements, transitional buffering and design standards” of the Code of the County of Henrico to Eliminate Appeals to the Board of Supervisors.

The zoning ordinance provides that if the Planning Commission denies a POD, the developer may appeal to the Board of Supervisors within 15 days. It also provides that any owner of adjoining property may appeal the approval of a POD to the Board within 15 days. This Board paper would repeal the language in the zoning ordinance that allows for those appeals.

This amendment would not apply to any POD that has already satisfied all filing requirements. Those PODs already in the pipeline could still be appealed to the Board.

The Planning Commission recommended approval after a public hearing on August 9, 2012. On August 14, 2012, the Board discussed this proposed ordinance in a work session. The Director of Planning recommends approval of this item, and the County Manager concurs.

ORDINANCE – To Amend and Reordain Article VIII of Chapter 24 of the Code of the County of Henrico Including Section 24-31 Titled “Purpose of district,” Section 24-32 Titled “Principal uses permitted,” Section 24-32.1 Titled “Provisional uses permitted,” Section 24-33 Titled “Accessory uses permitted,” Section 24-34 Titled “Development standards,” to Remove Section 24-34.1 Titled “Submission requirements” and Section 24-34.2 Titled “Procedures,” and to Add Section 24-31.1 Titled “Procedures to establish a UMU district” and Section 24-31.2 Titled “Submission requirements,” All to Revise

the Urban Mixed Use District to Further the District’s Original Intent of Creating Mixed-Use and Pedestrian-Oriented Developments Containing a Variety of Uses.

The Planning Department staff has worked with various County agencies and members of the development community to identify a number of potential improvements in the development process and revisions to the permitted uses and development standards in the UMU District. The Planning Commission held multiple work sessions to discuss potential ordinance amendments before recommending approval of the proposed ordinance.

The proposed ordinance revises the application process and includes additional permitted uses such as one-family dwellings and live/work units. The proposed ordinance also limits the number of for-lease multifamily dwellings and revises development standards for landscaping, parking, and the parking of commercial vehicles.

The Planning Commission held a public hearing on August 11, 2011 and recommended approval at its September 15, 2011 meeting. The Planning Department has prepared a substitute Board paper to incorporate revisions requested by the Board of Supervisors in work sessions on January 24, 2012 and July 27, 2012.

The Director of Planning recommends approval of the substitute paper, and the County Manager concurs.

RESOLUTION – Signatory Authority – Easement Agreement – Virginia Electric and Power Company – Tuckahoe District.

This Board Paper authorizes the Chairman to execute an easement agreement with Virginia Electric and Power Company (“VEPCO”) for an underground electric line across undeveloped, County-owned park land west of Ridgefield Parkway at the Henrico-Goochland County line. The easement will allow VEPCO to provide a second source of power to the West Creek Emergency Center. The agreement requires VEPCO to relocate the electric line at its expense should it interfere with any future development of the County’s land. The Real Property Department has processed this request through the Departments of Planning, Recreation and Parks, and Public Works without objection.

The Directors of Recreation and Parks and Real Property recommend approval, and the County Manager concurs.

PUBLIC COMMENTS

GENERAL AGENDA

INTRODUCTION OF RESOLUTION – Receipt of Requests for Amendments to the FY 2012-13 Annual Fiscal Plan to (1) Reappropriate Funds for (a) Continuing Grant Programs and (b) Certain Unencumbered Balances from FY 2011-12, and (2) Appropriate Funds for Certain New Programs.

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 by first publishing a notice of a public hearing. The notice shall state 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 required advertising for September 18, 2012. A separate paper will be submitted at the public hearing on Tuesday, September 25, 2012, for Board action in amending the Annual Fiscal Plan and appropriating funds for expenditure, as applicable. The amendments may be approved after the public hearing at that same meeting.

This list of requests is divided into three types of amendments: (1a) Reappropriation of FY 2011-12 unexpended funds for grant programs having an ending date after June 30, 2012; (1b) Reappropriation of FY 2011-12 funds not expended or encumbered as of June 30, 2012, but needed in FY 2012-13 for purposes approved and budgeted for in FY 2011-12; and (2) new amendment/appropriation requests for FY 2012-13.

RESOLUTION – Award of Contract for Professional Space Planning Services – 1400 Best Plaza Drive – Fairfield District.

This resolution awards a contract to **Gensler Architecture, Design & Planning** for professional space planning services for 1400 Best Plaza Drive. The existing facility includes three contiguous buildings totaling 312,000 gross square feet located on 93.213 acres of land. Space planning services will include a comprehensive analysis of the existing and future administrative space needs of Henrico County General Government and Henrico County Public Schools, including departments and agencies currently located in leased space. In conjunction with the existing and future space needs analysis, services will include a master plan for the phased occupancy of 1400 Best Plaza Drive, the development of space standards, and preliminary cost estimates. The master plan will also include analysis and recommendations for the use of existing General Government and Schools office space that may be vacated as a result of the phased occupancy of the 1400 Best Plaza Drive property. It is anticipated that the study will be completed by March 2013.

On March 16, 2012, the County received 12 proposals in response to RFP #12-9195-2CS. Based upon evaluation of the proposals, the Selection Committee interviewed the following firms:

Gensler Architecture, Design & Planning, P.C.
Moseley Architects, P.C.
Commonwealth Architects

The Committee subsequently selected **Gensler Architecture, Design & Planning, P.C.** as the first-ranked offeror and negotiated a fixed fee of **\$513,878.00**.

The Director of General Services recommends that the Board award the contract to **Gensler Architecture, Design & Planning, P.C.** in the amount of **\$513,878.00**. The County Manager concurs.

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

RESOLUTION - To Accept Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award.

This Board paper accepts a \$67,879 grant from the U.S. Department of Justice under its Edward Byrne Memorial Justice Assistance Grant (JAG) Program. The Police Division will use this grant, which requires no local match, to purchase radar units to enhance crime prevention and reduction through traffic enforcement.

RESOLUTION - To Accept Virginia Department of Motor Vehicles, Highway Safety Office Program Award for Alcohol-Impaired Driving.

This Board paper accepts a \$214,870 grant from the Virginia Department of Motor Vehicles Highway Safety Office. The Police Division will use this grant, which requires an in-kind local match of fuel and vehicle maintenance costs to pay for approximately 3,500 overtime hours accrued in alcohol-impaired driving enforcement, approximately 1,025 overtime hours for eight DUI checkpoints, 20 radar units, and 20 Preliminary Breath Testers.

RESOLUTION - To Accept Virginia Department of Motor Vehicles, Highway Safety Office Program Award for Occupant Protection.

This Board paper accepts a \$11,400 grant from the Virginia Department of Motor Vehicles Highway Safety Office. The Police Division will use this grant, which requires an in-kind local match of fuel and vehicle maintenance costs, to pay for approximately 300 overtime hours accrued in Click-It-or-Ticket-It enforcement.

RESOLUTION - Award of Construction Contract - Baldwin, Wood, Sunderland and Shrewbury Roads Sewer Rehabilitation - Tuckahoe District.

This resolution awards a contract to G.L. Howard, Inc. to rehabilitate approximately 3,100 linear feet of 8-inch diameter sewer piping and 17 standard manholes; replace approximately 425 linear feet of 8-inch diameter concrete and asbestos cement sewer piping with 8-inch diameter PVC sewer piping, 2 standard manholes and approximately 40 sewer service laterals; and install 4 new standard manholes.

The purpose of the project is to maintain the reliability of the sewer system in the area by rehabilitating deteriorated piping systems installed in the early 1950s. The work is anticipated

to begin in November 2012 and to be completed by July 2013. Funding to support the contract is available within the Water and Sewer Enterprise Fund.

One bid was received on July 12, 2012 in response to IFB # 12-9277-6CE and Addendum No. 1:

<u>Bidder</u>	<u>Bid Amount</u>
G. L. Howard, Inc. Rockville, VA	\$494,025.00

G.L. Howard, Inc. is the lowest responsive and responsible bidder.

This resolution authorizes the County Manager to execute the contract in a form approved by the County Attorney. The County Manager, or the Director of General Services as his designee, would also be 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 - Acceptance of Road.

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

- 1) 0.15 miles of Allen's Crossing, Section 2. Brookland District.

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