

**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 12, 2013**, at **5:15 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:

| | |
|------------------|---|
| 5:15 – 5:30 p.m. | Belmont Golf Course Management |
| 5:30 – 5:45 p.m. | Update on Actual Litigation Styled <i>McBurney v. Young</i> |
| 5:45 – 6:15 p.m. | Update on the Cobbs Creek Reservoir Project |
| 6:15 – 6:45 p.m. | <i>Dinner</i> |



Barry R. Lawrence, CMC
Clerk, Henrico County Board of Supervisors
February 7, 2013

38-13
C-2C-12
Varina

Copart of Connecticut, Inc.: Request to amend proffered conditions accepted with Rezoning Cases C-38C-89, C-45C-00 and C-31C-02 on Parcels 833-716-9203 and 833-717-8501 located on the north side of Old Williamsburg Road at its intersection with Whiteside Road. The applicant proposes to amend proffers related to site location restrictions of motor vehicle storage and auctions, buffers, fencing and landscaping. The existing zoning is M-1C Light Industrial District (Conditional). The 2026 Comprehensive Plan recommends Planned Industry. 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 ITEMS

39-13 Resolution - POD2012-00448 - Approval of a Plan of Development for Henrico High School Addition and Renovations - Fairfield District.

40-13 Ordinance – Vacation of Portion of Alley Easement – Trebov Avenue Subdivision – Brookland District.

41-13 Resolution - Signatory Authority - Quitclaim of Portion of Utility Easement - St. Michael’s Catholic Church - Brookland District.

PUBLIC COMMENTS

GENERAL AGENDA

42-13 Introduction of Resolution – Receipt of Requests for Amendments to the FY 2012-13 Annual Fiscal Plan: February, 2013.

43-13 Resolution – Award of Construction Contract – HVAC Rooftop Unit Replacement –General District Courthouse – Brookland District.

44-13 Resolution – Award of Annual Contract for Engineering Services, Commissioning Agent.

45-13 Resolution - Award of Construction Contract - Highland Springs Community Center Interior and Exterior Renovation - Varina District.

46-13 Resolution - Signatory Authority - Amendment to Contract for Engineering Design Services for Three Chopt Road from 1,055 Feet West of Barrington Hills Drive to 1,000 Feet East of Gaskins Road - County Project #2110.50701.28004.00607 - Three Chopt District.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
February 12, 2013**

PRESENTATION

RESOLUTION - Commending Keon Whitted and Turner Hargrove.

This resolution commends Keon Whitted and Turner Hargrove for their swift and heroic actions during the fire at the Coventry Gardens Apartments in the Varina District on December 25, 2012.

APPOINTMENT

RESOLUTION – Appointment of Member – Parks and Recreation Advisory Commission.

This Board paper appoints the following person to the Parks and Recreation Advisory Commission for a three-year term expiring December 31, 2015, or thereafter, when her successor shall have been appointed and qualified:

Fairfield District

Joyce B. Robinson

PUBLIC HEARINGS – REZONING CASE AND PROVISIONAL USE PERMITS

P-18-12
Three Chopt

Innsbrook Foundation: Request for a Provisional Use Permit under Sections 24-62.2(f), 24-66(a), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to continue operation of an outside concert pavilion on part of Parcel 750-768-4593, located at the southeast ramp of I-295 approximately 750' northeast of Nuckols Road. The existing zoning is M-1C Light Industrial District (Conditional). The 2026 Comprehensive Plan recommends Urban Mixed-Use. Acting on a motion by Mr. Branin, seconded by Mr. Leabough, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it would provide continued services to the community and when properly regulated by the recommended conditions, it would not be detrimental to the public health, safety, welfare and values in the area.

PUP2013-
00001
Varina

BurgerBusters IV, 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 extended hours of operation for an existing restaurant (Taco Bell) on Parcel 813-718-7327 located on the west line of S. Laburnum Avenue approximately 176' north of its intersection with Gay Avenue. The existing zoning is B-2C Business District

(Conditional). The 2026 Comprehensive Plan recommends Commercial Concentration. The site is located in the Airport Safety Overlay District. Acting on a motion by Mr. Leabough, seconded by Mr. Witte, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it is reasonable in light of the surrounding uses and existing zoning on the property and it would not be detrimental to the public health, safety, welfare and values of the area.

C-2C-12
Varina

Copart of Connecticut, Inc.: Request to amend proffered conditions accepted with Rezoning Cases C-38C-89, C-45C-00 and C-31C-02 on Parcels 833-716-9203 and 833-717-8501 located on the north side of Old Williamsburg Road at its intersection with Whiteside Road. The applicant proposes to amend proffers related to site location restrictions of motor vehicle storage and auctions, buffers, fencing and landscaping. The existing zoning is M-1C Light Industrial District (Conditional). The 2026 Comprehensive Plan recommends Planned Industry. The site is located in the Airport Safety Overlay District. Acting on a motion by Mr. Leabough, seconded by Mr. Archer, the Planning Commission voted 5-0 (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 would continue to assure development compatible with adjacent uses.

PUBLIC HEARING – OTHER ITEMS

RESOLUTION - POD2012-00448 - Approval of a Plan of Development for Henrico High School Addition and Renovations - Fairfield District.

This Board paper is for Board of Supervisors' approval of a plan of development, as required by Sections 24-11(b) and 24-106 of the Henrico County Code, to renovate an existing high school and to construct a one-story, 55,500 square-foot multipurpose building addition, improvements to the existing parking lots and access drives, and related site improvements. The 37.7-acre parcel is located on the north line of Azalea Avenue and the east line of Huntington Avenue, on Parcel 792-745-0325. The property is zoned R-2A, One-Family Residential District and A-1, Agricultural District, and it is located in the Fairfield District.

The Department of Planning has coordinated the review of the plan of development with all County departments and has held a meeting with the project engineer and appropriate representatives from Henrico County Schools, the Department of Public Works, the Department of Public Utilities, the Division of Fire, the Division of Police, and the Office of Building Construction and Inspections. All design issues raised during the review of the project have been resolved.

The Director of Planning recommends approval of the plan of development, subject to the staff recommendations, the staff plan dated February 12, 2013, and the conditions listed in the Board paper, and the County Manager concurs.

The plan of development was discussed with the Board during its work session on January 22, 2013.

ORDINANCE - Vacation of Portion of Alley Easement - Treboy Avenue Subdivision - Brookland District.

This ordinance will vacate a portion of an alley easement adjacent to Lot 1, Block C of Treboy Avenue Subdivision near Willow Lawn.

The owner of Lot 1 has requested the vacation. There are no existing or planned County facilities in the easement. The vacation will resolve a zoning setback violation created by a shed and greenhouse located too close to the rear of the property.

The Real Property Department has processed this request through the Departments of Planning, Public Utilities, and Public Works without objection.

RESOLUTION - Signatory Authority - Quitclaim of Portion of Utility Easement - St. Michael's Catholic Church - Brookland District.

This resolution authorizes the Chairman to execute a quitclaim deed releasing the County's interest in the surplus portion of a utility easement across the property of St. Michael's Catholic Church on Springfield Road. The Catholic Diocese of Richmond owns the land.

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 2012-13 Annual Fiscal Plan: February, 2013.

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 19, 2013 and the public hearing for February 26, 2013. 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 26, 2013 public hearing.

RESOLUTION – Award of Construction Contract – HVAC Rooftop Unit Replacement – General District Courthouse – Brookland District.

This resolution awards a construction contract to Southworth Mechanical Corporation in the amount of \$268,301.00 to replace two existing rooftop HVAC units and air handlers at the Courthouse Building on Parham Road. These units serve a portion of the first and second floors of the Courthouse Building, including Courtroom 5, the Commonwealth Attorney’s Office, Jury Room, Records Room and the Municipal Library. The project includes installation of new variable speed direct expansion units and air handlers, including piping changes, electrical work, and controls. The new HVAC units will be set in the place of the existing units with minimal modifications to existing ductwork, roof curbs, and structure. The construction is anticipated to occur in late May 2013.

The County received six bids on January 23, 2013 in response to IFB# 12-9361-12AL, inclusive of Addendum No. 1, as follows:

| <u>Bidder</u> | <u>Total Bid Amount</u> |
|-----------------------------------|-------------------------|
| Southworth Mechanical Corporation | \$ 268,301.00 |
| eTec Mechanical Corporation | \$ 277,600.00 |
| Waco, Inc. | \$ 283,000.00 |
| Urban Grid Mechanical, LLC | \$ 307,565.00 |
| The Hyperion Group | \$ 339,499.00 |
| Comfort Systems of Virginia, Inc. | \$ 346,116.00 |

Funding for this project is available within the budget. The Director of General Services recommends the Board award a contract in the amount of **\$268,301.00** to **Southworth Mechanical Corporation** as the lowest responsive and responsible bidder, and authorize the County Manager, or the Director of General Services as his designee, to execute change orders not to exceed 15% of the original contract amount. The County Manager concurs.

RESOLUTION – Award of Annual Contract for Engineering Services, Commissioning Agent.

This resolution awards an annual engineering contract to **Facility Dynamics Engineering** to provide building systems commissioning services for the County of Henrico. The services ensure building system efficiencies are achieved and include reviewing design and construction documents, reviewing submittals, and field verification of building system performance and operation. The implementation of a commissioning program is necessary for LEED certification.

The County received 19 proposals in response to RFP #12-9340-10CS. Following review and evaluation of the proposals, the selection committee interviewed the following firms:

Facility Dynamics Engineering
RMF Engineering, Inc.
McDonough Bolyard Peck, Inc. (MBP)

Based on the written proposals and interviews, the selection committee selected **Facility Dynamics Engineering** as the top-ranked firm and negotiated an hourly rate schedule.

The contract will be for a one-year term and may be renewed for two additional one-year terms. Compensation for services shall be based on the hourly rate schedule. Fees shall not exceed \$300,000 for any single project, nor \$1,500,000 per one-year term.

Funding to support the contract is available within the project budget. The Director of General Services recommends that a contract be awarded to **Facility Dynamics Engineering**, and the County Manager concurs.

RESOLUTION - Award of Construction Contract - Highland Springs Community Center Interior and Exterior Renovation - Varina District.

This resolution awards a construction contract to Tune & Toler, Inc. in the amount of \$118,900.00. The project consists of renovation of the interior and exterior of the existing 1,200-square foot community center. The project's interior construction work will upgrade the existing finishes, provide new lighting, make restroom improvements required to comply with ADA accessibility requirements, and provide a new HVAC system. Additional improvements will upgrade the exterior building to incorporate a new roof system. This project is designed to improve the architectural appearance of the facility, the building's functionality, and the larger community space. The construction is anticipated to begin late February 2013 and be completed in June 2013.

The County received 18 bids on January 16, 2013 in response to IFB # 12-9355-12JK and Addendum No. 1 for the Highland Springs Community Center Interior and Exterior Renovation.

| <u>Bidders</u> | <u>Base Bid Amount</u> |
|---|------------------------|
| Tune & Toler, Inc. | \$118,900.00 |
| Gibson Industrial, Inc. | \$157,007.00 |
| Gulf Seaboard General Contractors, Inc. | \$158,000.00 |
| Brooks & Co. General Contractors, Inc. | \$167,200.00 |
| ARW Contracting, Inc. | \$168,000.00 |
| Haley Builders, Inc. | \$168,500.00 |
| Trad Construction & Trading, Inc. | \$174,000.00 |
| RMT Construction, LLC | \$179,273.00 |
| BF E Construction, Inc. | \$179,500.00 |

| | |
|------------------------------------|--------------|
| Athens Building Corporation | \$187,861.00 |
| RGI General Contractors, Inc. | \$189,000.00 |
| Daniel & Company, Inc. | \$189,000.00 |
| Taylor Construction Services, Inc. | \$190,300.00 |
| Virtexco Corporation | \$196,000.00 |
| Suburban Remodeling Corp. | \$196,800.00 |
| L & M Electric and Plumbing, LLC | \$225,000.00 |
| Bayard Construction, LLC | \$228,628.00 |
| Keys Ridge Construction Co., Inc. | \$232,000.00 |

The Directors of Recreation & Parks, General Services, and Community Revitalization recommend that the Board award a contract in the amount of **\$118,900.00** to **Tune & Toler, Inc.** as the lowest responsive and responsible bidder, and authorize the County Manager, or the Director of General Services as his designee, to execute change orders not to exceed 15% of the original contract amount. The County Manager concurs. Funding to support the contract is available within the project budget.

RESOLUTION - Signatory Authority - Amendment to Contract for Engineering Design Services for Three Chopt Road from 1,055 Feet West of Barrington Hills Drive to 1,000 Feet East of Gaskins Road - County Project #2110.50701.28004.00607 - Three Chopt District.

On January 25, 2005, the Board approved a contract with Earth Tech (now known as AECOM) for a total fixed lump sum fee of \$1,495,047.68 for the preparation of design and construction plans for Three Chopt Road from Barrington Hills Drive to 1,000 feet east of Gaskins Road.

On June 10, 2008, the Board approved a contract amendment for a total fixed lump sum fee of \$196,789.70 to extend the western boundary of the project approximately 1,245 feet to its new western terminus of approximately 1,055 feet west of Barrington Hills Drive to better transition into existing improvements.

On July 27, 2010, the Board approved a contract amendment for a total fixed lump sum fee of \$137,325.01 to incorporate site and utility improvements due to private development along the corridor, to conduct hydraulic studies of the Stoney Run tributary crossing that were not required at time of the original contract, and to collect additional pavement cores to better evaluate the structural integrity of existing pavement.

Additional work is required to comply with new VDOT noise study regulations. AECOM and the Department of Public Works have negotiated a fixed lump sum fee for the additional design work for an additional amount of \$52,771.66.

This Board paper approves the amendment to the engineering contract for the additional design work for the additional total fixed lump sum fee of \$52,771.66 and authorizes the County Manager to execute the amendment, in a form approved by the County Attorney, and any necessary change orders within funds available. The funds for this amendment will be

provided from the Capital Projects Fund, Project #2110.50701.28004.00607 (formerly Project #556126-701-245-00). 100% of project costs will be reimbursed by VDOT, 80% from Federal Regional Surface Transportation Program (RSTP) Funds and 20% from State match funds.

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