

**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 11, 2014, at 5:00 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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| 5:00 – 5:30 p.m. | Proposed Noise Ordinance Amendment |
| 5:30 – 6:00 p.m. | Proposed Central Police Station |
| 6:00 – 6:30 p.m. | Proposed Sale of County-owned Properties |



Barry R. Lawrence, CMC
Clerk, Henrico County Board of Supervisors
February 6, 2014

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
February 11, 2014
7:00 p.m.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENT PRAYER

APPROVAL OF MINUTES – January 28, 2014, Regular and Special Meetings

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

APPOINTMENTS

38-14 Resolution – Appointment of Persons Eligible to Serve as Third Member of Employee Grievance Panels.

39-14 Resolution – Appointment of Member – Keep Henrico Beautiful Committee.

PUBLIC HEARINGS – REZONING CASES

40-14 HHHunt Communities: Request to conditionally rezone from A-1 Agricultural District to R-3C One-Family Residence District (Conditional) Parcels 751-773-00014-2046, 750-773-3322, and part of 749-771-6494 containing 56.43 acres located at Three Chopt the southern terminus of Holman Ridge Road between the northeast terminus of Opaca Lane and the Chickahominy River. The applicant proposes a single-family residential development not to exceed 100 residential units. The R-3 district allows a minimum lot size of 11,000 square feet and a maximum gross density of 3.96 units per acre. The use will be controlled by proffered conditions and zoning ordinance regulations. The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre, Office, Rural Residential, and Environmental Protection Area. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

41-14 Continental – Copper Associates, L.P.: Request to rezone from B-1C Business District (Conditional) to O-2 Office District part of Parcel 755-756-9391 containing .015 acres located approximately 665' south of W. Broad Street (U.S. Route 250) and 735' east of its intersection with Old Springfield Road. The applicant proposes office uses. The uses will be controlled by zoning ordinance regulations. The 2026 Comprehensive Plan recommends Multi-Family Residential, density should not exceed 19.8 units per acre. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

42-14 REZ2014-00004 Brookland Virginia Home for Boys and Girls: Request to conditionally rezone from A-1 Agricultural District and B-3 Business District to B-3C Business District (Conditional) Parcel 760-755-2884 and part of Parcel 760-757-5611 containing 3.91 acres located on the north line of W. Broad Street (U.S. Route 250) approximately 610' west of its intersection with N. Skipwith Road. The applicant proposes an automotive dealership and accessory uses. The uses will be controlled by proffered conditions and zoning ordinance regulations. The 2026 Comprehensive Plan recommends Commercial Arterial and Semi-Public. The Planning Commission voted to recommend the Board of Supervisors grant the request.

PUBLIC HEARINGS - OTHER ITEMS

- 43-14 Resolution - POD2013-00180 (POD-134-83, 125-85, and 49-03 Revised) - Approval of Revised Master Plan of Development for Short Pump Park - Three Chopt District.
- 44-14 Ordinance - Vacation of Portion of Alley - 5805 West Broad Street - Brookland District.
- 45-14 Resolution - Signatory Authority - Quitclaim of Utility Easement - Berkshire Drive - Tuckahoe District.
- 46-14 Ordinance - Vacation of Portion of Drainage and Utility Easement - Lot 8, Block A, Section A, Greenbrier Hills - Tuckahoe District.

PUBLIC COMMENTS

GENERAL AGENDA

- 47-14 Introduction of Ordinance – To Amend and Reordain Sec. 10-68(3) of the Code of the County of Henrico Titled “Prohibited noises enumerated” to Exempt from the Ordinance Animal Noise Emanating During Certain Hours from Commercial Kennels, Veterinarian Facilities, and the County Animal Shelter.
- 48-14 Introduction of Resolution – Receipt of Requests for Amendments to the FY 2013-14 Annual Fiscal Plan: February, 2014.
- 49-14 Resolution – Authorizing and Directing the Publication of a Notice of Public Hearing for a Public Hearing to Be Held by the Board of Supervisors on Tuesday, March 11, 2014, in Connection With the Authorization of Not to Exceed \$75,000,000 Principal Amount of Water and Sewer System Revenue Bonds.
- 50-14 Resolution – Acceptance of Unsolicited Proposal for Conceptual-Stage Consideration – Central Police Station on Villa Park Drive – Fairfield District.

- 51-14 Resolution - Award of Construction Contract - Twin Hickory Park - Restroom/Shelter - Three Chopt District.
- 52-14 Resolution - Signatory Authority - Lease Amendment - Department of Community Revitalization - 4062-4066 Crockett Street - Brookland District.
- 53-14 Resolution - Signatory Authority- Lease Amendment - Department of Community Revitalization - 4070-4074 Crockett Street - Brookland District.
- 54-14 Resolution - Authorization of Pipeline Relocation Engineering Agreement - Colonial Pipeline Company - Cobbs Creek Regional Water Supply Reservoir - Cumberland County.
- 55-14 Resolution - Award of Construction Contract - Lawrence Road Water Storage Tank No. 1 Repairs and Repainting - Three Chopt District.
- 56-14 Resolution - To Permit Additional Fine of \$200 for Speeding on Ashbury Hills Drive between Parham Road and Hawk Nest Drive - Fairfield District.
- 57-14 Resolution - Acceptance of Road – Three Chopt District.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
February 11, 2014**

APPOINTMENTS

RESOLUTION – Appointment of Persons Eligible to Serve as Third Member of Employee Grievance Panels.

This Board paper appoints the following persons as eligible to serve as the third member of employee grievance panels for one-year terms expiring December 31, 2014, or thereafter, when their successors shall have been appointed and qualified:

Brookland District	William E. Lowe
Fairfield District	Stanley M. Booker, Sr.
Fairfield District	_____

RESOLUTION – Appointment of Members – Keep Henrico Beautiful Committees.

This Board paper appoints the following persons to the Keep Henrico Beautiful Committee for two-year terms expiring December 31, 2015, or thereafter, when their successors shall have been appointed and qualified:

Brookland District	_____
Fairfield District	Tara E. Adams

This Board paper also appoints the following person to the Keep Henrico Beautiful Committee for a term expiring December 31, 2014, or thereafter, when his/her successor shall have been appointed and qualified:

Brookland District	_____
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PUBLIC HEARINGS – REZONING CASES

REZ2013-00014 Three Chopt	HHHunt Communities: Request to conditionally rezone from A-1 Agricultural District to R-3C One-Family Residence District (Conditional) Parcels 751-773-2046, 750-773-3322, and part of 749-771-6494 containing 56.43 acres located at the southern terminus of Holman Ridge Road between the northeast terminus of Opaca Lane and the Chickahominy River. The applicant proposes a single-family residential development not to exceed 100 residential units. The R-3 district allows a minimum lot size of 11,000 square feet and a maximum gross density of 3.96 units per acre. The use will be controlled by proffered conditions and zoning ordinance regulations. The 2026 Comprehensive Plan recommends Suburban Residential 2, density
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should not exceed 3.4 units per acre, Office, Rural Residential, and Environmental Protection Area. Acting on a motion by Mr. Branin, seconded by Mr. Witte, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors **grant** the request because it represents a logical continuation of the one-family residential development which exists in the area.

REZ2014-
00002
Three Chopt

Continental – Copper Associates, L.P.: Request to rezone from B-1C Business District (Conditional) to O-2 Office District part of Parcel 755-756-9391 containing .015 acres located approximately 665’ south of W. Broad Street (U.S. Route 250) and 735’ east of its intersection with Old Springfield Road. The applicant proposes office uses. The uses will be controlled by zoning ordinance regulations. The 2026 Comprehensive Plan recommends Multi-Family Residential, density should not exceed 19.8 units per acre. Acting on a motion by Mr. Branin, seconded by Mr. Witte, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors **grant** the request because it continues a form of zoning consistent with the area and it is reasonable in light of the Office zoning in the area.

REZ2014-
00004
Brookland

Virginia Home for Boys and Girls: Request to conditionally rezone from A-1 Agricultural District and B-3 Business District to B-3C Business District (Conditional) Parcel 760-755-2884 and part of Parcel 760-757-5611 containing 3.91 acres located on the north line of W. Broad Street (U.S. Route 250) approximately 610’ west of its intersection with N. Skipwith Road. The applicant proposes an automotive dealership and accessory uses. The uses will be controlled by proffered conditions and zoning ordinance regulations. The 2026 Comprehensive Plan recommends Commercial Arterial and Semi-Public. Acting on a motion by Mr. Witte, seconded by Mr. Archer, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors **grant** the request because it is appropriate business zoning in this area and the proffered conditions would provide for a higher quality of development than would otherwise be possible.

PUBLIC HEARINGS – OTHER ITEMS

RESOLUTION - POD2013-00180 (POD-134-83, 125-85, and 49-03 Revised) - Approval of Revised Master Plan of Development for Short Pump Park - Three Chopt 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 expand facilities within Short Pump Park, to include a large shelter/bathroom building, two dog parks, playgrounds, a spray-ground, picnic shelters, picnic areas, trails, and parking spaces. The 50-acre portion of the 57.64-acre site is located on the east line of Pump Road, the north line of Three Chopt Road, and the west line of John Rolfe Parkway, on parcels 740-761-0113, 739-760-8865, and 739-760-9422. The property is zoned A-1, Agricultural District, and WBSO, West Broad Street Overlay District, and is located in the Three Chopt 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 the Division of Recreation and Parks, 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 11, 2014, and the conditions listed in the Board paper, and the County Manager concurs.

ORDINANCE - Vacation of Portion of Alley - 5805 West Broad Street - Brookland District.

The owner of Lots 4, 5 and 6, Block 8, in Westwood Section 1, also known as 5805 W. Broad Street, has requested vacation of the portion of an alley adjacent to his property. A permanent utility easement will be retained through the property to be vacated.

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

RESOLUTION - Signatory Authority - Quitclaim of Utility Easement - Berkshire Drive - Tuckahoe District.

This resolution authorizes the Chairman to execute a quitclaim deed releasing the County's interest in an unneeded utility easement across property on Berkshire Drive south of River Road to the landowner, Carolyn M. Hartz.

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

ORDINANCE - Vacation of Portion of Drainage and Utility Easement - Lot 8, Block A, Section A, Greenbrier Hills - Tuckahoe District.

This ordinance will vacate an unneeded portion of the drainage and utility easement adjacent to the southwest lot line of Lot 8, Block A, Section A of Greenbrier Hills.

The owner of Lot 8 has requested the vacation in order to construct a small deck. There are no existing or planned County facilities in the portion of the easement to be vacated.

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

PUBLIC COMMENTS

GENERAL AGENDA

INTRODUCTION OF ORDINANCE – To Amend and Reordain Sec. 10-68(3) of the Code of the County of Henrico Titled “Prohibited noises enumerated” to Exempt from the Ordinance Animal Noise Emanating During Certain Hours from Commercial Kennels, Veterinarian Facilities, and the County Animal Shelter.

This Board paper introduces for advertisement and public hearing on March 11, 2014 an amendment to the County’s noise ordinance to exempt animal noise emanating between 7:00 a.m. and 11:00 p.m. from commercial kennels, veterinarian facilities, and the County animal shelter.

The noise ordinance currently prohibits these facilities from allowing animals to make noise that is plainly audible at least once a minute for ten consecutive minutes within the dwelling of another person or 100 or more feet from the animal. Under the amendment, the prohibition would not apply to commercial kennels, veterinarian facilities, and the County animal shelter between the hours of 7:00 a.m. and 11:00 p.m.

INTRODUCTION OF RESOLUTION – Receipt of Requests for Amendments to the FY 2013-14 Annual Fiscal Plan: February, 2014.

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 18, 2014 and the public hearing for February 25, 2014. 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 25, 2014 public hearing.

RESOLUTION – Authorizing and Directing the Publication of a Notice of Public Hearing for a Public Hearing to Be Held by the Board of Supervisors on Tuesday, March 11, 2014, in Connection With the Authorization of Not to Exceed \$75,000,000 Principal Amount of Water and Sewer System Revenue Bonds

This resolution authorizes and directs the Clerk of the Board to advertise in the Richmond Times-Dispatch, on February 25, 2014 and March 4, 2014, a notice of a public hearing to be held on March 11, 2014 in connection with the proposed issuance by the County of water and sewer system revenue bonds in a principal amount not to exceed \$75 million. The bonds would be issued to finance various water and sewer system capital improvement projects of the Department of Public Utilities.

RESOLUTION – Acceptance of Unsolicited Proposal for Conceptual-Stage Consideration – Central Police Station on Villa Park Drive – Fairfield District.

This Board paper would accept an unsolicited proposal from HPDC Partners, LLC (“HPDC”) for a 10,000-square-foot police station to be located in the County’s Central Precinct. HPDC submitted the proposal on January 10, 2014 pursuant to the Public-Private Education Facilities and Infrastructure Act of 2002 (the “PPEA”), in accordance with the County’s *Procedures for the Implementation of the Public-Private Education Facilities and Infrastructure Act of 2002* (the “County Procedures”) approved by the Board on March 23, 2004. The owner-members of HPDC are Mr. C. Denton Baker and Mr. Hugh Tierney.

The PPEA and the County’s Procedures provide an alternative to the traditional design/bid/build process for the design and construction of public projects by allowing the County to receive, evaluate, and negotiate unsolicited proposals.

In accordance with the County Procedures, the Director of General Services formed a working group (the “Working Group”) to review the proposal. The Working Group recommended to the County Manager, and the County Manager recommends to the Board, that HPDC’s proposal be accepted for further conceptual-stage consideration.

The Board paper directs the County Manager to post and publish a public notice that gives other entities at least 45 days to submit competing proposals. It also directs County staff to analyze the advantages, disadvantages, and the short- and long-term costs of HPDC’s unsolicited proposal and any competing proposals to determine which, if any, should be advanced to the detailed stage of review. The final decision whether to award a contract rests with the Board at a later date.

The Working Group and the County Manager recommend approval of the Board paper.

RESOLUTION - Award of Construction Contract - Twin Hickory Park - Restroom/Shelter - Three Chopt District.

This resolution awards a construction contract to Daniel & Co., Inc. pursuant to Invitation to Bid #13-9417-4JK and Addendum No. 1 for the Twin Hickory Park Restroom/Shelter project. The project will construct a new 1,300 square foot restroom building with an attached 1,680 square foot covered picnic area for the new 48.5 acre park. Construction is anticipated to begin mid-February 2014 and will be completed by mid-May 2014.

The County received seven bids as follows:

<u>Bidders</u>	<u>Bid Amount</u>
Daniel & Co., Inc. Richmond, VA	\$565,480
J.A. Heisler Contracting Company, Inc. Richmond, VA	\$627,100
Prestige Construction Group, Inc. Chesterfield, VA	\$632,750
Brooks & Co. General Contractors, Inc. Richmond, VA	\$641,700
Suburban Remodeling Corp. (SRC, Inc.) Richmond, VA	\$664,800
Enviroscape, Inc. Mechanicsville, VA	\$756,000
Jireh Construction Co., Inc. Richmond, VA	\$800,000

Daniel & Co., Inc. was determined to be the lowest responsive and responsible bidder.

The Director of Recreation & Parks and the Purchasing Director recommend that the Board award a contract for \$565,480 to Daniel & Co., Inc. and authorize the County Manager, or the Purchasing Director as his designee, to execute change orders not to exceed 15% of the original contract amount. The County Manager concurs.

RESOLUTION - Signatory Authority - Lease Amendment - Department of Community Revitalization - 4062-4066 Crockett Street - Brookland District.

This resolution authorizes the County Manager to execute a lease amendment for the lease of 2,940 square feet of office space at 4062-4066 Crockett Street. The space is used by the Department of Community Revitalization.

This amendment will extend the lease for a two-year term beginning July 1, 2014, with an option to renew for an additional one-year term. Thereafter, the lease will continue on a month-to-month basis until the County gives 60 days written notice of its intent to terminate the lease. Annual rent under the existing lease is \$30,870.00 and will remain the same during the two-year term. The rent will would increase 2.5% annually thereafter.

The Directors of Community Revitalization and Real Property recommend approval of this Board paper; the County Manager concurs.

RESOLUTION - Signatory Authority - Lease Amendment - Department of Community Revitalization - 4070-4074 Crockett Street - Brookland District.

This resolution authorizes the County Manager to execute a lease amendment for the lease of 2,994 square feet of office space at 4070-4074 Crockett Street. The space is used by the Department of Community Revitalization.

This amendment will extend the lease for a two-year term beginning July 1, 2014, with an option to renew for an additional one-year term. Thereafter, the lease will continue on a month-to-month basis until the County gives 60 days written notice of its intent to terminate the lease. Annual rent under the existing lease is \$31,437.00 and will remain the same during the two-year extension. The rent will increase 2.5% annually thereafter.

The Directors of Community Revitalization and Real Property recommend approval of this Board paper; the County Manager concurs.

RESOLUTION - Authorization of Pipeline Relocation Engineering Agreement - Colonial Pipeline Company - Cobbs Creek Regional Water Supply Reservoir - Cumberland County.

This resolution authorizes execution of a pipeline relocation engineering agreement with the Colonial Pipeline Company (CPC) to complete all engineering and design services necessary to remove and replace two high pressure petroleum pipelines located between Cedar Plains Road and Columbia Road in Cumberland County. The underground pipelines are currently located in the proposed reservoir pool area and must be relocated to allow construction of the reservoir facilities.

Under the agreement, CPC will assist Henrico in identifying a comparable easement approximately 120 feet wide and 2.6 miles long for the relocated pipelines on the west side of the reservoir outside the pool area. CPC will then complete all engineering and design services necessary for the relocation. Henrico has been coordinating with CPC since 2011 under a sole source purchase order to complete a preliminary engineering assessment for relocation of the pipelines at a cost of \$524,280. This agreement authorizes reimbursement for CPC design costs estimated to be \$3,157,000, which includes the preliminary cost of \$524,280.

Funding for this work will be provided by the Water and Sewer Enterprise Fund.

The Director of Public Utilities and Purchasing Director recommend approval of the resolution, and the County Manager concurs.

RESOLUTION - Award of Construction Contract - Lawrence Road Water Storage Tank No. 1 Repairs and Repainting - Three Chopt District.

This resolution awards a construction contract for \$547,675 to Horizon Bros. Painting Corp. for the Lawrence Road Water Storage Tank No. 1 Repairs and Repainting project located near the intersection of West Broad Street and Parham Road.

The project includes cleaning, repairing, and repainting the interior and exterior surfaces of one 1.15 million gallon steel water storage tank. The work will begin in March and will be completed by October 2014. Funding to support the contract will be provided by the Water and Sewer Enterprise Fund.

Bids were received on December 11, 2013 in response to IFB #13-9498-10CE and Addendum No.1. The bidders and bid amounts are as follows:

<u>Bidders</u>	<u>Bid Amounts</u>
Horizon Bros. Painting Corp. Howell, MI	\$ 547,675
Worldwide Industries Corporation Butler, PA	\$ 584,353
Titan Industrial Services, Inc. Baltimore, MD	\$ 585,500
Nostos SS Contractors, LLC Reston, VA	\$ 585,964
Town Hall Painting Corporation Virginia Beach, VA	\$ 685,800
Utility Service Company, Inc. Perry, GA	\$ 687,700
Caldwell Tanks, Inc. Louisville, KY	\$ 928,350
Superior Industrial Maintenance Company Concord, NC	\$1,598,450

After a review and evaluation of all bids received, it was determined that Horizon Bros. Painting Corp. is the lowest responsive and responsible bidder.

This Board paper grants signatory authority to the County Manager to execute a contract in a form approved by the County Attorney. The County Manager, or the Purchasing Director 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 Director of Public Utilities and the Purchasing Director recommend approval of this Board paper, and the County Manager concurs.

RESOLUTION - To Permit Additional Fine of \$200 for Speeding on Ashbury Hills Drive between Parham Road and Hawk Nest Drive - Fairfield District.

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 residential 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 Ashbury Hills Drive between Parham Road and Hawk Nest Drive 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 93.6% of the residents.

This Board paper authorizes the County Manager to place appropriate signs on Ashbury Hills Drive between Parham Road and Hawk Nest Drive warning of an additional fine of \$200 for speeding.

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

RESOLUTION - Acceptance of Road – Three Chopt District.

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

- 1) 0.05 miles of Pouncey Place, Section 1. Three Chopt District.

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