

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 **(Withdrawn by Applicant.)**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.

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COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
April 26, 2011

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, April 26, 2011 at 7:00 p.m. in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.

Members of the Board Present:

Frank J. Thornton, Chairman, Fairfield District
Richard W. Glover, Vice Chairman, Brookland District
James B. Donati, Jr., Varina District
David A. Kaechele, Three Chopt District
Patricia S. O'Bannon, Tuckahoe District

Other Officials Present:

Virgil R. Hazelett, P.E., County Manager
Joseph P. Rapisarda, Jr., County Attorney
Michael L. Wade, Sheriff
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
George T. Drumwright, Jr., Deputy County Manager for Community Services
Angela N. Harper, FAICP, Deputy County Manager for Special Services
Leon T. Johnson, Ph.D., Deputy County Manager for Administration
Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations
Randall R. Silber, Deputy County Manager for Community Development

Mr. Thornton called the meeting to order at 7:04 p.m.

Mr. Thornton led recitation of the Pledge of Allegiance.

Pastor Barry W. Loop of First Mennonite Church of Richmond delivered the invocation.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, the Board approved the minutes of the April 26, 2011 Regular and Special Meetings.

The vote of the Board was as follows:

Yes: Thornton, Glover, Donati, Kaechele, O'Bannon

No: None

MANAGER’S COMMENTS

There were no comments from the Manager.

BOARD OF SUPERVISORS’ COMMENTS

There were no comments from the Board of Supervisors.

RECOGNITION OF NEWS MEDIA

Mr. Thornton recognized Luz Lazo from the *Richmond Times-Dispatch*.

PRESENTATIONS

Mr. Thornton presented a proclamation recognizing May 2011 as Drug Court Month. Accepting the proclamation were the Honorable Gary A. Hicks, Judge of the Henrico Circuit Court and Drug Court, and Justin Wainwright, a Drug Court participant. Joining them were the Honorable Michael L. Wade, Sheriff; Michael D. O’Connor, Director of Henrico Area Mental Health and Developmental Services; and Patricia A. Shaw, Drug Court Administrator.

Mr. Glover presented a proclamation recognizing May 2011 as Older Americans Month. Accepting the proclamation was Marian M. Dolliver, Caregiver Support Manager for Senior Connections, The Capital Area Agency on Aging. Joining her were Gloria B. Johnson, Henrico County representative on the Senior Connections Board of Directors, and Carol A. Young, Vice Chair of the Senior Connections Advisory Council and Social Worker II with the Henrico County Department of Social Services Adult Services Program.

PUBLIC HEARING ITEMS

107-11 Resolution – Real Estate Tax Levies, 2011.

There were no comments from the public.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

108-11 Resolution – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans’ Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2011.

There were no comments from the public.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

99-11

Ordinance - To Amend and Reordain Section 9-1 of the Code of the County of Henrico Titled “Magisterial districts” to Redistrict the County Based on the 2010 Census.

Joe Emerson, Director of Planning, narrated a slide presentation on the *Henrico County 2011 Magisterial District Redistricting Proposed Plan*. During his presentation, Mr. Emerson revisited the County’s redistricting process to date and reviewed the draft plan originally presented to the Board at its March 22, 2011 meeting and previously discussed at a public hearing held by the Board at its April 12, 2011 meeting. He also offered an alternative plan developed by staff in response to citizen comments made at the April 12, 2011 public hearing; explained how this plan meets the redistricting criteria adopted by the Board on February 22, 2011; identified precinct changes that would result from adoption of this plan; and discussed the next steps in the redistricting process. Following his presentation, Mr. Emerson responded to questions from the Board.

No one from the public spoke in opposition to this ordinance.

Mr. Thornton commented on the legacy of the Henrico Civic League in promoting inclusion and the establishment of certain sensitivities within Henrico County. He expressed pride in the inclusiveness of today’s Henrico County, remarked that this was a signal day for the County and for persons of African-American and minority descent, and spoke in favor of the alternative redistricting plan before the Board.

Mr. Hazelett noted that he had for the Board’s consideration a substitute ordinance labeled as agenda item 99A-11. He advised that the difference between the original ordinance and the substitute was that the substitute would move into the Fairfield District the Martins Manor subdivision, the Windsor Place subdivision, the Foxhill subdivision, the portion of Hechler Village subdivision currently located in the Varina District, and immediately adjacent areas not in a subdivision.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved the substitution of ordinance 99A-11 for 99-11.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 99A-11 – see attached substitute ordinance.

100-11 Ordinance - To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled "Precincts and polling places" to Redistrict the County Based on the 2010 Census.

Mark Coakley, General Registrar, narrated a brief slide presentation on the *Henrico County 2011 Redistricting Proposed Precinct Changes*. He responded to questions from Mr. Kaechele.

No one from the public spoke in opposition to this ordinance.

Mr. Hazelett noted that he had for the Board's consideration a substitute ordinance labeled as agenda item 100A-11. He advised that the difference between the original ordinance and this substitute was that the substitute ordinance would impact two additional precincts: Adams in the Fairfield District, and Pleasants in the Varina District.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved the substitution of ordinance 100A-11 for 100-11.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 100A-11 – see attached substitute ordinance.

109-11 Resolution - Signatory Authority - Quitclaim of Interest in Right-of-Way and Conveyance of Easements - Varina District.

No one from the public spoke in opposition to this ordinance.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

110-11 Ordinance - To Amend and Reordain Subsections (b) and (c) of Sections 23-359 and 23-360 Titled "Water connection fees" and "Sewer connection fees," Respectively, and Subsection (a) of Sections 23-361 and 23-362 Titled "Water service and volume charges" and "Sewer service charges and rates," Respectively, of the Code of the County of Henrico, All to Change County Utility Fees and Charges.

Art Petrini, Director of Public Utilities, responded to questions from the Board. In response to concerns raised by Mr. Thornton, there was some discussion regarding the reduced rate paid by residential water and sewer customers, including many senior citizens, who have low levels of water consumption. There was also some discussion of the cost and benefits to the County of the Cobbs Creek Reservoir project.

No one from the public spoke in opposition to this ordinance.

On motion of Mrs. O'Bannon, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached resolution.

PUBLIC COMMENTS

Bernice B. Newell, a resident of the Varina District, expressed concern about the amount of land being used for new residential development.

William H. Spencer, a resident of the Three Chopt District, offered prayers and compliments for the Board and spoke to the importance of parents talking with their children.

Jennifer Andrews, a resident of the Three Chopt District and past president of the Henrico Education Association, expressed appreciation to the Board for including a pay raise for full-time employees in the County's proposed operating budget. She also expressed appreciation to Mr. Hazelett for his efforts over the past several years to find funds to absorb increases in health insurance premiums for County employees.

At the conclusion of the public comments, Mr. Thornton noted that a book on the history of Richmond includes a photograph of Mr. Spencer as a youngster in front of St. Luke Hall.

GENERAL AGENDA

93-11 Resolution - Adoption of Operating and Capital Annual Fiscal Plans For Fiscal Year 2011- 12 and Allocation of Car Tax Relief for Tax Year 2011.

Gene Walter, Management and Budget Division Director, responded to a question from Mrs. O'Bannon.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

Mr. Hazelett noted that the Board had asked staff during this year's legislative budget reviews to compile information concerning *Changing the Way Henrico County Does Business* and that he had shared this information earlier in the day during interviews with Ms. Lazo and a local television station. At Mr. Hazelett's direction, Mr. Walter distributed copies of this information to the Board in the form of a booklet. Mr. Hazelett directed the Board's attention to four lines of page one of the document, which identified \$56,500,861 in cost savings initiatives for general government and schools, including a one-time savings of \$5,465,532, annual savings of \$33,305,329; and debt service savings of \$17,730,000. Mr. Hazelett emphasized that every level of government must change the way it does business. He expressed pride in the difference made by the men and women of Henrico County government, thanked the Board for its commitment to Henrico's citizens, and referred to

this document as one way of expressing staff's commitment to try harder.

Mrs. O'Bannon suggested sending this document with a cover letter to the members of Congress. Mr. Hazelett responded to a question from Mr. Kaechele pertaining to the level of cost savings achieved by the County. There were further comments from the Board relating to the information contained in this document. Mr. Thornton thanked Mr. Hazelett for citing this visionary document. At Mr. Kaechele's request, Mr. Hazelett elaborated on the debt service savings achieved by the County highlighted on the last page of the document and responded to additional questions from the Board.

111-11 Resolution - Acceptance of Roads.

On motion of Mr. Donati, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

Mr. Glover expressed pride in being part of today's Henrico and in working with Mr. Thornton through the years to include women and minorities. Mr. Kaechele concurred with Mr. Glover's sentiments.

At Mr. Thornton's request, Mr. Hazelett dispelled a rumor alluded to by Ms. Newell that he is planning to retire in the near future.

There being no further business, the meeting was adjourned at 8:29 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
SPECIAL MEETING
April 26, 2011

The Henrico County Board of Supervisors convened a special meeting on Tuesday, April 26, 2011 at 5:00 p.m. in the County Manager's Conference Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico, Virginia.

Members of the Board Present:

Frank J. Thornton, Chairman, Fairfield District
Richard W. Glover, Vice Chairman, Brookland District
James B. Donati, Varina District
David A. Kaechele, Three Chopt District
Patricia S. O'Bannon, Tuckahoe District

Other Officials Present:

Virgil R. Hazelett, P.E., County Manager
Joseph P. Rapisarda, Jr., County Attorney
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
Tanya B. Harding, Deputy Clerk to the Board of Supervisors/Administrative Assistant
George T. Drumwright, Jr., Deputy County Manager for Community Services
Angela N. Harper, FAICP, Deputy County Manager for Special Services
Leon T. Johnson, Ph.D., Deputy County Manager for Administration
Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations
Randall R. Silber, Deputy County Manager for Community Development
John A. Vithoukas, Director of Finance/Special Economic Advisor to the County Manager
C. Michael Schnurman, Jr., Legislative Liaison
Tamra R. McKinney, Director of Public Relations & Media Services

Mr. Thornton called the meeting to order at 5:12 p.m.

Mr. Hazelett briefly reviewed the two closed meeting items listed on this special meeting agenda.

On motion by Mrs. O'Bannon, seconded by Mr. Kaechele, the Board approved going into a Closed Meeting at 5:13 p.m. for the following purposes:

1. Discussion and Consideration of the Acquisition of Real Property in the Fairfield District for Potential Office or Related Administrative Uses, Pursuant to Section 2.2-3711(A)(3) of the Code of Virginia, 1950, as Amended; and

2. Consultation with the County Attorney Regarding Specific Legal Matters Requiring the Provision of Legal Advice Pertaining to the 2011 Redistricting, Pursuant to Section 2.2-3711(A)(7) of the Code of Virginia, 1950, as Amended.

The vote of the Board was as follows:

<u>Aye</u>	<u>Nay</u>
Frank J. Thornton	
Richard W. Glover	
James B. Donati, Jr.	
David A. Kaechele	
Patricia S. O'Bannon	

On motion of Mrs. O'Bannon, seconded by Mr. Donati, the Board approved going out of the Closed Meeting at 6:43 p.m.

The vote of the Board was as follows:

<u>Aye</u>	<u>Nay</u>
Frank J. Thornton	
Richard W. Glover	
James B. Donati, Jr.	
David A. Kaechele	
Patricia S. O'Bannon	

On motion of Mr. Kaechele, seconded Mr. Donati, the Board approved the attached Certificate of Closed Meeting.

The vote of the Board was as follows:

<u>Aye</u>	<u>Nay</u>
Frank J. Thornton	
Richard W. Glover	
James B. Donati, Jr.	
David A. Kaechele	
Patricia S. O'Bannon	

Mr. Hazelett reminded members of the Board that they had each received an invitation to attend a reception at the Governor's Mansion on Friday, April 29 for the purpose of welcoming a small group of business prospects to central Virginia and Henrico County during the NASCAR Sprint Series race weekend at Richmond International Raceway. He briefly updated Board members on the status of their tickets and seats for the upcoming weekend's NASCAR races. Mr. Hazelett also advised Board members that the afternoon of Monday, May 2 was blocked on their calendars

for a special public safety bill signing ceremony at the County's Public Safety Building involving Governor Bob McDonnell and members of his cabinet.

There being no further business, the meeting was adjourned at 6:45 p.m.

Chairman, Board of Supervisors
Henrico County, Virginia

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



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

EMERGENCY MEDICAL SERVICES WEEK

May 15 - 21, 2011

WHEREAS, the provision of emergency medical services (EMS) is vital to the public's well-being and dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and,

WHEREAS, members of EMS teams are ready to provide life-saving care to those in need 24 hours a day, seven days a week; and,

WHEREAS, whether career or volunteer, EMS team members engage in thousands of hours of specialized training and continuing education to enhance their life-saving skills; and,

WHEREAS, these persons are frequently exposed to a variety of hazards and dangerous situations during the performance of their duties; and,

WHEREAS, Henrico citizens benefit daily from the knowledge and skills of these highly trained individuals; and,

WHEREAS, the Henrico County EMS system, consisting of the Division of Fire, Henrico Volunteer Rescue Squad, Lakeside Volunteer Rescue Squad, Tuckahoe Volunteer Rescue Squad, and the Division of Police, recorded 32,086 responses for service during fiscal year 2009-2010; and,

WHEREAS, it is appropriate to acknowledge the value and accomplishments of EMS providers and to educate the public about injury prevention and how to respond to a medical emergency.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia hereby recognizes May 15 - 21, 2011 as Emergency Medical Services Week and encourages the community to observe this week with appropriate programs, ceremonies, and activities.



Frank J. Thornton
Frank J. Thornton, Chairman
Board of Supervisors

Barry R. Lawrence
Barry R. Lawrence, Clerk
May 10, 2011

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.

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

LAW ENFORCEMENT OFFICERS WEEK

May 15 - 21, 2011

WHEREAS, the law enforcement officers of Henrico County serve our citizens daily, protecting lives and property and upholding County ordinances and Virginia laws; and

WHEREAS, by the nature of their duties, these officers endure grave danger, and on occasion, loss of their own lives; and

WHEREAS, the County's law enforcement officers help make our community a safe place to live, work, and play; and

WHEREAS, these professionals need and deserve the support of our citizens; and

WHEREAS, it is appropriate to remember our officers who died in the line of duty and to acknowledge those officers who continue to serve the County and the Commonwealth.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia hereby recognizes May 15 - 21, 2011 as Law Enforcement Officers Week and Monday, May 16, 2011 as Law Enforcement Memorial 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.



Frank J. Thornton

Frank J. Thornton, Chairman
Board of Supervisors

Barry R. Lawrence

Barry R. Lawrence, Clerk
May 10, 2011

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. 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.)**

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. 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.

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. 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.

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. 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.

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.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

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Agenda Title: Resolution – Award of Annual Construction Contract – Miscellaneous Concrete and Asphalt Rehabilitation Projects

2. The County Manager and Clerk are authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Director of General Services as his designee, is authorized to execute all change orders within the scope of the project budget.

Comments: The Director of General Services, the County Manager concurring, recommends approval of this Board paper.

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.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

117-11
Agenda Item No. _____
Page No. 1 of 2

Agenda Title: Resolution – Award of Construction Contract – Magistrate’s Office Alterations

For Clerk’s Use Only: Date: MAY 10 2011 <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____ REMARKS: _____ _____ _____	YES NO OTHER Donati, J. _____ Glover, R. _____ Kaechele, D. _____ O’Bannon, P. _____ Thornton, F. _____
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WHEREAS, fourteen bids were received on April 20, 2011 in response to Bid Request No. 11-9032-3CE, inclusive of Addendum No. 1 for the Magistrate’s Office Alterations, as follows:

<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.

WHEREAS, 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**.

By Agency Head *Carol A. Post* 9/24 By County Manager *Debra L. Howell*

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 Clerk, Board of Supervisors

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 117-11
Page No. 2 of 2

Agenda Title: **Resolution – Award of Construction Contract – Magistrate’s Office Alterations**

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Henrico County:

1. A contract to furnish all labor, materials, supplies, equipment, and services necessary for the **Magistrate’s Office Alterations** is awarded to **J.D. Lewis Construction Management, Inc.**, the lowest responsive and responsible bidder, in the amount of **\$126,208**, pursuant to Bid Request No. 11-9032-3CE, Addendum No.1, and the bid submitted by **J.D. Lewis Construction Management, Inc.**
2. The County Manager and Clerk are authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Director of General Services as his designee, is further authorized to execute all necessary change orders within the scope of the project budget.

Comments: The Director of General Services, the Magistrate, and the Sheriff recommend approval of this Board paper; the County Manager concurs.

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.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 118-11
Page No. 1 of 1

Agenda Title: **Resolution – Signatory Authority – Amendment No. 5 to Contract for Architectural and Engineering Services – Eastern Henrico Recreation Center**

For Clerk's Use Only: MAY 10 2011 Date: _____ <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____ REMARKS: _____ _____ _____	<table border="0"> <tr> <td></td> <td style="text-align: center;">YES</td> <td style="text-align: center;">NO</td> <td style="text-align: center;">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>Glover, R.</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>Kaechele, D.</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>O'Bannon, P.</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> <tr> <td>Thornton, F.</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> <td style="text-align: center;">_____</td> </tr> </table>		YES	NO	OTHER	Donati, J.	_____	_____	_____	Glover, R.	_____	_____	_____	Kaechele, D.	_____	_____	_____	O'Bannon, P.	_____	_____	_____	Thornton, F.	_____	_____	_____
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Donati, J.	_____	_____	_____																							
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WHEREAS, on January 19, 2007, the Board of Supervisors awarded a contract in the amount of \$701,731 to HKS, Inc. for design and construction administration services for the Eastern Henrico Recreation Center; and,

WHEREAS, the Board has approved four subsequent amendments resulting in a current contract amount totaling \$1,222,120.30; and

WHEREAS, 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; and

WHEREAS, the construction contract included acceptance of add alternates Nos. 1 and 2 comprising Phase II improvements from the approved Master Plan; and

WHEREAS, it is necessary and desirable to further amend the contract with HKS, Inc. in order to provide for the continuation of construction administration of the project; and

WHEREAS, a fee not to exceed \$46,875 has been negotiated which will result in a revised, not-to-exceed contract amount of \$1,268,995.30.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the County Manager is authorized to execute amendment No. 5 to the HKS, Inc. contract for a fee in an amount not to exceed \$46,875 for a revised contract amount not to exceed \$1,268,995.30.

Comments: The Director of General Services and the Director of Recreation, the County Manager concurring, recommend approval of this board paper.

By Agency Head *[Signature]* By County Manager *[Signature]*

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Date: _____

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.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda 120-11
Page No. 1 of 2

Agenda Title: **RESOLUTION — To Permit Additional Fine of \$200 for Speeding on West Club Lane from West Broad Street to Libbie Avenue**

<p>For Clerk's Use Only:</p> <p>MAY 10 2011</p> <p>Date: _____</p> <p>() Approved () Denied () Amended () Deferred to: _____</p>	<p align="center">BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____</p> <p>REMARKS: _____</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>Glover, R.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>Kaechele, D.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> <tr> <td>Thornton, F.</td> <td align="center">_____</td> <td align="center">_____</td> <td align="center">_____</td> </tr> </table>		YES	NO	OTHER	Donati, J.	_____	_____	_____	Glover, R.	_____	_____	_____	Kaechele, D.	_____	_____	_____	O'Bannon, P.	_____	_____	_____	Thornton, F.	_____	_____	_____
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WHEREAS, 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; and,

WHEREAS, the statute also requires the Board of Supervisors (the "Board"), because Henrico County maintains its own roads, to develop criteria for the overall applicability for the installation of the signs and to request the application of the statute to certain residential streets in the County before the additional fine may be imposed; and,

WHEREAS, the Board approved detailed criteria (the "Criteria") for the County's Traffic Calming Program on February 10, 2004; and,

WHEREAS, increased fines for speeding on residential streets in Henrico County which meet the Criteria and are designated by the Board are part of the Traffic Calming Program; and,

WHEREAS, 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; and,

By Agency Head  _____ By County Manager  _____

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**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. *120-11*

Page No. 2 of 2

Agenda Title: RESOLUTION — To Permit Additional Fine of \$200 for Speeding on West Club Lane from West Broad Street to Libbie Avenue

WHEREAS, the citizens in the area of this road requesting the increased fine have collected signatures from 75.4% of the residents; and,

WHEREAS, this road is a local residential street with a posted speed limit of 25 mph.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Henrico County that the County Manager is authorized and directed to install signs on West Club Lane from West Broad Street to Libbie Avenue advising citizens of an additional fine of \$200 for exceeding the posted speed limit on this road.

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

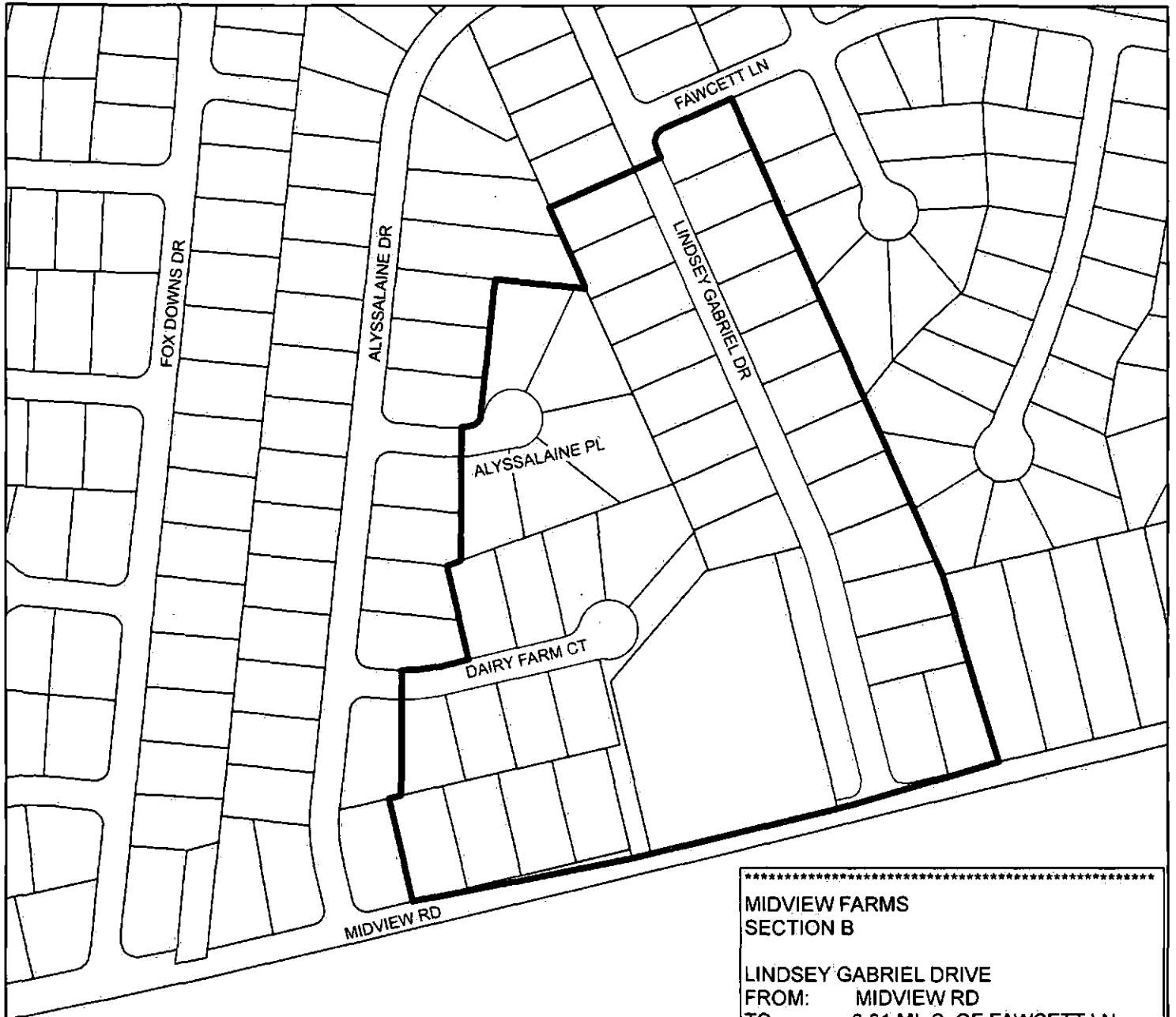
RESOLUTION - Acceptance of Roads

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.

MIDVIEW FARMS SECTION B



MIDVIEW FARMS
SECTION B

LINDSEY GABRIEL DRIVE
FROM: MIDVIEW RD
TO: 0.01 MI. S. OF FAWCETT LN
LENGTH: 0.22 MI.

DAIRY FARM COURT
FROM: 0.02 MI. E. OF ALYSSALINE DR
TO: 0.10 MI. E. OF ALYSSALINE DR
LENGTH: 0.08 MI.

ALYSSALINE PLACE
FROM: 0.03 MI. E. OF ALYSSALINE DR
TO: 0.06 MI. E. OF ALYSSALINE DR
LENGTH: 0.03 MI.

DISTRICT: VARINA
DATE: MAY 10, 2011
