



TOWN COUNCIL
Special Meeting
Town Hall
March 22, 2011
6:00 PM

1. Call to Order: Roll Call
2. Order of Business:
 - A. Award Change Order on Harbor Redevelopment Project
 - B. Employee Health and Dental Insurance
 - C. Riverside Shore Memorial Hospital
3. Motion to Adjourn



TOWN OF
CAPE CHARLES

AGENDA TITLE: Somerset Paving & Marine Change Order

AGENDA DATE:
March 22, 2011

SUBJECT/PROPOSAL/REQUEST: Change Order #1 for Water Line and Broadband Conduit & Proposal Breakdown

ITEM NUMBER:
2A

ATTACHMENTS: Change Order from Somerset Paving & Marine

FOR COUNCIL:
Action (X)
Information ()

STAFF CONTACT (s):
Heather Arcos

REVIEWED BY:
Heather Arcos, Town Manager

BACKGROUND:

With the addition of the new slips and proposed future development in the Harbor area, a new 8 inch waterline is needed to supply the slips, fire hydrants, future bath houses, Harbor Masters office, restaurant, and market place.

DISCUSSION:

Originally, the waterline was included as part of the Bath House portion, but with the delay to the Bath House portion going to bid, we feel it is necessary to install the waterline now since most boaters expect water to be at their slips when renting and without this amenity, the boaters may go elsewhere. We received quotes from Somerset Paving & Marine, who is constructing the new slips, and from JCB, who will be constructing the new wastewater line for the Mason Avenue Forcemains Project. Somerset Paving's pricing came in lower with a price of \$278,509.23. The total contract price incorporating this Change Order is \$1,523,407.23. Approximately \$58K of this Change Order is for the conduit for the Broadband Project and will be reimbursed by the Eastern Shore Broadband Authority.

RECOMMENDATION:

Staff requests Council to authorize the Town Manager to sign the Change Order from Somerset Paving & Marine for the new waterline at the Harbor.

Change Order

No. 1

Date of Issuance: 3-22-11 Effective Date: 3-23-11

Project: Phase 1 Marina	Owner: Town of Cape Charles	Owner's Contract No.:
Contract:	Date of Contract: 12-13-10	
Contractor: Somerset Paving & Marine, Inc.	Engineer's Project No.: 2007-012	

The Contract Documents are modified as follows upon execution of this Change Order:

Description: **Provide water main and conduit for future fiber optics cable to serve the Marina.**

The Unit Prices in the attached (1) Completed Change Order Request No. 1 dated 2/2/11, along with field measured as-built quantities, determine the final contract amount.

Attachments (list documents supporting change): **(1) Completed Change Order Request No. 1 - 2/2/11. (2) Somerset Paving & Marine, Inc. Adjusted Proposal - 3/2/11**

CHANGE IN CONTRACT PRICE:

CHANGE IN CONTRACT TIMES:

Original Contract Price:

\$1,244,898.00

[Increase] [Decrease] from previously approved Change Orders No. 0 to No. 0 :

\$0.00

Contract Price prior to this Change Order:

\$1,244,899.00

Increase of this Change Order:

\$278,509.23

Contract Price incorporating this Change Order:

\$1,523,408.23

Original Contract Times: Working days Calendar days

Substantial completion (days or date): April 30, 2011

Ready for final payment (days or date): June 14, 2011

[Increase] [Decrease] from previously approved Change Orders No. 0 to No. 0 :

Substantial completion (days): _____

Ready for final payment (days): _____

Contract Times prior to this Change Order:

Substantial completion (days or date): April 30, 2011

Ready for final payment (days or date): June 14, 2011

[Increase] [Decrease] of this Change Order:

Substantial completion (days or date): 27

Ready for final payment (days or date): 27

Contract Times with all approved Change Orders:

Substantial completion (days or date): May 27, 2011*

Ready for final payment (days or date): July 11, 2011*

***For C.O. No. 1 Only. Does not apply to original contract work.**

RECOMMENDED:

ACCEPTED:

ACCEPTED:

By: _____
Engineer (Authorized Signature)

By: _____
Owner (Authorized Signature)

By: _____
Contractor (Authorized Signature)

Date: _____

Date: _____

Date: _____

Approved by Funding Agency (if applicable):

Date: _____

Town Harbor Redevelopment Plan - Phase 1 Marina

Change Order No. 1 - Somerset Paving & Marine, Inc. Adjusted Proposal 3/2/11

Item No.	Description	Unit	Quantity	Somerset Proposal 2-2-2011		Somerset Adjusted Proposal (1)		
				Unit Price	Bid Price	Quantity	Unit Price	Bid Price
WATER MAIN								
1	8" PCV C900	LF	1968	\$ 43.40	\$ 85,411.20	1938	\$ 43.40	\$ 84,109.20
2	6" PVC C900	LF	129	\$ 39.17	\$ 5,052.93	129	\$ 39.17	\$ 5,052.93
3	4" PVC C900	LF	105	\$ 36.52	\$ 3,834.60	105	\$ 36.52	\$ 3,834.60
4	2" PVC C900	LF	178	\$ 21.17	\$ 3,768.26	178	\$ 21.17	\$ 3,768.26
5	18" Cased Piping RR Crossing Jacked and Bored	LS	1	\$ 15,033.54	\$ 15,033.54	1	\$ 15,033.54	\$ 15,033.54
6	10"x 8" TS & V	EA	1	\$ 6,542.76	\$ 6,542.76	0	\$ 6,542.76	\$ -
7	8" Gate Valves	EA	2	\$ 2,170.33	\$ 4,340.66	2	\$ 2,170.33	\$ 4,340.66
8	6" Gate Valves	EA	4	\$ 1,482.18	\$ 5,928.72	4	\$ 1,482.18	\$ 5,928.72
9	4" Gate Valves	EA	1	\$ 1,191.03	\$ 1,191.03	1	\$ 1,191.03	\$ 1,191.03
10	2" Gate Valves	EA	6	\$ 661.68	\$ 3,970.08	6	\$ 661.68	\$ 3,970.08
11	2" RPZ & EZ Hot Box	LS	1	\$ 3,678.98	\$ 3,678.98	1	\$ 3,678.98	\$ 3,678.98
12	Fire Hydrants	EA	4	\$ 3,414.30	\$ 13,657.20	4	\$ 3,414.30	\$ 13,657.20
13	Pipe 12" Offset	EA	3	\$ 1,228.09	\$ 3,684.27	3	\$ 1,228.09	\$ 3,684.27
14	Air Vent or Blow-off Valve	EA	5	\$ 1,932.12	\$ 9,660.60	5	\$ 1,932.12	\$ 9,660.60
15	Select Fill	CY	560	\$ 42.35	\$ 23,716.00	560	\$ 42.35	\$ 23,716.00
16	Bituminous Pavement Patch	LF	711	\$ 43.40	\$ 30,857.40	681	\$ 43.40	\$ 29,555.40
17	Water Main Pressure Testing and Disinfection	LS	1	\$ 6,193.39	\$ 6,193.39	1	\$ 6,193.39	\$ 6,193.39
	3" Marina Connection	LS	1	\$ 3,043.00	\$ 3,043.00	1	\$ 3,043.00	\$ 3,043.00
	SUBTOTAL WATER MAIN				\$ 229,564.62			\$ 220,417.86
Add Bid	Conduit for Future Fiber Optics Cable							
1	2" Toneable Conduit	LF	1985	\$ 13.76	\$ 27,313.60	1955	\$ 13.76	\$ 26,900.80
2	8" Cased Piping RR Crossing Jacked and Bored	LS	1	\$ 9,792.97	\$ 9,792.97	1	\$ 9,792.97	\$ 9,792.97
3	Select Fill	CY	40	\$ 42.35	\$ 1,694.00	40	\$ 42.35	\$ 1,694.00
4	Bituminous Pavement Patch	LF	484	\$ 43.40	\$ 21,005.60	454	\$ 43.40	\$ 19,703.60
	SUBTOTAL CONDUIT				\$ 59,806.17			\$ 58,091.37
	TOTAL CHANGE ORDER 1				\$ 289,370.79			\$ 278,509.23

(1) The Proposal Amount is adjusted to delete the Bay Shore Road (SR 1108) crossing of the conduit for the fiber optics cable and the water main, including the 8" tapping sleeve and valve and the associated bituminous pavement patch.



TOWN OF
CAPE CHARLES

AGENDA TITLE: Employee Health and Dental Insurance

AGENDA DATE:
March 22, 2011

SUBJECT/PROPOSAL/REQUEST: Review new health and dental insurance premiums for Town employees

ITEM NUMBER:
2B

ATTACHMENTS: Effects of Cost Increase of Hospitalization and Dental Insurance Premiums Effective April 1, 2011

FOR COUNCIL:
Action (X)
Information ()

STAFF CONTACT (s):
Heather Arcos

REVIEWED BY:
Heather Arcos, Town Manager

BACKGROUND:

The Town provides hospitalization and dental coverage to all full-time employees. Until last year, the Town paid the full premium for eligible employees. Last year, Council decided to split the difference in the increase with the employees paying \$40.95 for Anthem Keycare 15. The Town's Employee Hospitalization and Dental Coverage Plan year begins on April 1st of each year.

DISCUSSION:

The new insurance premiums for the plan beginning April 1, 2011 has recently been received. The Anthem Keycare 10 and Keycare 15 policies have an increased premium of 1.44% monthly while the Anthem Healthkeeper police increased 7.92%. The Delta Dental coverage increased \$0.65 per employee.

Since our increased cost per employee is \$112.44 for the new plan year, staff recommends the Town cover the additional cost with the employee paying the difference currently in effect. The employee portion for Keycare 10 will be \$158.79 monthly, while the Keycare 15 employee portion will remain at \$40.95 monthly. Employees on Healthkeepers will see a reduction in their monthly spending account to \$112.97. The increase for April through June is already covered in the FY 2011 budget. The additional premium will be funded with reductions in other budget areas.

RECOMMENDATION: _____

Staff recommends Council approve paying the increased premiums with employees under the Keycare 15 and 10 plans paying the difference as discussed.

MUNICIPAL CORP OF CAPE CHARLES
 EFFECTS OF COST INCREASE OF HOSPITALIZATION AND DENTAL INSURANCE PREMIUMS
 EFFECTIVE APRIL 1, 2011

	PREMIUM PAID BY TOWN
FISCAL YEAR 2011	
HOSPITALIZATION	564.42
DENTAL	<u>34.11</u>
TOTAL PER EMPLOYEE PER MONTH	598.53
NUMBER OF EMPLOYEES	30
TOTAL ANNUAL TOWN COST	<u>215,470.80</u>
FISCAL YEAR 2012	
HOSPITALIZATION	573.14
DENTAL	<u>34.76</u>
TOTAL PER EMPLOYEE PER MONTH	607.90
NUMBER OF EMPLOYEES	30
TOTAL ANNUAL TOWN COST	<u>218,844.00</u>
ANNUAL COST INCREASE FOR ALL EMPLOYEES FY 2012	<u><u>3,373.20</u></u>

This additional cost is assuming the employee continues to pay the same amount of \$40.95 for Anthem Keycare 15. This would increase the employee portion for Anthem Keycare 10 to \$158.79. On the Anthem Healthkeepers plan the spending allowance for each employee would decrease to \$112.97.

MEMORANDUM:

TO: Citizens of Northampton County

FROM: Hospital Task Force:
The Hon. H. Spencer Murray, Supervisor, District 4
The Hon. Richard Tankard, Supervisor, District 6

DATE: March 10, 2011

RE: Riverside Shore Memorial Hospital

On February 28, 2011, the Northampton County Board of Supervisors unanimously passed a motion to oppose Riverside's Certificate of Public Need (COPN) application as currently submitted. We are not attempting to block the construction of a new in-patient facility in Accomack County; rather, we are advocating a comprehensive medical plan that covers both counties.

We believe that Riverside has ignored numerous negative impacts to public health and safety in significant segments of the Eastern Shore. Additionally, they have failed to meet the COPN criteria established in Virginia Code and the rules and regulations set forth by the Virginia Department of Health. Specifically:

- * Riverside has not considered or addressed the Virginia Rural Health Plan of 2008 for the entire Eastern Shore community. (See www.va-srhp.org) Also see the Northampton County website homepage (www.co.northampton.va.us), for other information.
- * Riverside has not addressed the impact to Emergency Medical Services (EMS) and Advanced Life Support (ALS) for all communities on the Eastern Shore as shown on maps we have provided to Riverside. A future hospital located at Whispering Pines will not sufficiently allow coverage below Nassawadox. This failure represents an increased threat to loss of life.

Memorandum to Citizens

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March 10, 2011

* Publicly, Riverside has stated that significant services will remain in Nassawadox. However, in the COPN application, Riverside has not committed to retaining services in Nassawadox such as oncology; i.e, cancer center. In fact, Riverside has not committed to leaving anything in Nassawadox beyond the fixed CAT scan and the pad for mobile MRI.

There are numerous factual errors and omissions in the COPN application. For instance, the COPN declares there are no other hospitals on the Eastern Shore. This ignores the fact that many Eastern Shore residents receive services from Peninsula General in Salisbury and Atlantic General in Berlin.

On behalf of the Northampton County Board of Supervisors, the Hospital Task Force encourages that you write to the Director expressing these and any other concerns you may have. We think letters can make a difference and should be addressed to:

Erik O. Bodin, Director
Div. of Certificate of Public Need
9960 Maryland Drive, Suite 401
Richmond, Virginia 23233-1463

Erik.bodin@vdh.virginia.gov

And reference: COPN Request Number 7820
Riverside Shore Memorial Hospital
Replacement of a Medical Care Facility

Please attend the COPN public hearing on April 14, 2011, 11:00 a.m. at the Eastern Shore Community College, Melfa, Virginia, to make your voice heard.

If you have any questions, please feel free to call Ms. Katherine H. Nunez, County Administrator, at 757/678-0440 ext. 19, or any member of the Hospital Task Force.

Yours for a safer Eastern Shore,

Hospital Task Force:

The Hon. H. Spencer Murray, Supervisor, District 4 (smurray@co.northampton.va.us)
The Hon. Richard Tankard, Supervisor, District 6 (mail@richardtankard.com)

Virginia Department of Health
Office of Licensure and Certification
Division of Certificate of Public Need

Criteria for Determining Need

§ 32.1-102.3. Certificate required; criteria for determining need. - A. No person shall commence any project without first obtaining a certificate issued by the Commissioner. No certificate may be issued unless the Commissioner has determined that a public need for the project has been demonstrated. If it is determined that a public need exists for only a portion of a project, a certificate may be issued for that portion and any appeal may be limited to the part of the decision with which the appellant disagrees without affecting the remainder of the decision. Any decision to issue or approve the issuance of a certificate shall be consistent with the most recent applicable provisions of the State Medical Facilities Plan; however, if the Commissioner finds, upon presentation of appropriate evidence, that the provisions of such plan are not relevant to a rural locality's needs, inaccurate, outdated, inadequate or otherwise inapplicable, the Commissioner, consistent with such finding, may issue or approve the issuance of a certificate and shall initiate procedures to make appropriate amendments to such plan. In cases in which a provision of the State Medical Facilities Plan has been previously set aside by the Commissioner and relevant amendments to the Plan have not yet taken effect, the Commissioner's decision shall be consistent with the applicable portions of the State Medical Facilities Plan that have not been set aside and the remaining considerations in subsection B.

B. In determining whether a public need for a project has been demonstrated, the Commissioner shall consider:

1. The extent to which the proposed service or facility will provide or increase access to needed services for residents of the area to be served, and the effects that the proposed service or facility will have on access to needed services in areas having distinct and unique geographic, socioeconomic, cultural, transportation, and other barriers to access to care;
2. The extent to which the project will meet the needs of the residents of the area to be served, as demonstrated by each of the following: (i) the level of community support for the project demonstrated by citizens, businesses, and governmental leaders representing the area to be served; (ii) the availability of reasonable alternatives to the proposed service or facility that would meet the needs of the population in a less costly, more efficient, or more effective manner; (iii) any recommendation or report of the regional health planning agency regarding an application for a certificate that is required to be submitted to the Commissioner pursuant to subsection B of § 32.1-102.6; (iv) any costs and benefits of the project; (v) the financial accessibility of the project to the residents of the area to be served, including indigent residents; and (vi) at the discretion of the Commissioner, any other factors as may be relevant to the determination of public need for a project;
3. The extent to which the application is consistent with the State Medical Facilities Plan;

4. The extent to which the proposed service or facility fosters institutional competition that benefits the area to be served while improving access to essential health care services for all persons in the area to be served;

5. The relationship of the project to the existing health care system of the area to be served, including the utilization and efficiency of existing services or facilities;

6. The feasibility of the project, including the financial benefits of the project to the applicant, the cost of construction, the availability of financial and human resources, and the cost of capital;

7. The extent to which the project provides improvements or innovations in the financing and delivery of health services, as demonstrated by: (i) the introduction of new technology that promotes quality, cost effectiveness, or both in the delivery of health care services; (ii) the potential for provision of services on an outpatient basis; (iii) any cooperative efforts to meet regional health care needs; and (iv) at the discretion of the Commissioner, any other factors as may be appropriate; and

8. In the case of a project proposed by or affecting a teaching hospital associated with a public institution of higher education or a medical school in the area to be served, (i) the unique research, training, and clinical mission of the teaching hospital or medical school, and (ii) any contribution the teaching hospital or medical school may provide in the delivery, innovation, and improvement of health care for citizens of the Commonwealth, including indigent or underserved populations. (1982, c. 388; 1984, c. 740; 1993, c. 704; 1999, c. 926; 2000, c. 931; 2004, cc. 71, 95; 2008, c. 292; 2009, c. 175.)

RESOLUTION 20110322
IN OPPOSITION TO RIVERSIDE SHORE MEMORIAL HOSPITAL'S
CERTIFICATE OF PUBLIC NEED #7820

WHEREAS, the Town Council of Cape Charles believes Riverside Shore Memorial Hospital's application for a Certificate of Public Need (COPN) as written is detrimental to the public health and safety of the citizens of the Town of Cape Charles and Northampton County; and

WHEREAS, Riverside Shore Memorial Hospital's application as written does not consider or address the Virginia Rural Health Plan of 2008 for the entire Eastern Shore community; and

WHEREAS, riverside Shore Memorial Hospital has not addressed the impact to Emergency Medical Services (EMS) and Advanced Life Support (ALS) for all communities on the Eastern Shore; now

THEREFORE, BE IT RESOLVED, on this 22nd day of March, 2011, that the Town Council of Cape Charles, requests that the Riverside Shore Memorial Hospital COPN application #7820 as written be rejected by the Virginia Department of Health.

Adopted by the Town Council of Cape Charles on March 22, 2011.

By: _____
Mayor

ATTEST:

Town Clerk