



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

MONDAY
April 30, 2001

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01-11

SBE:sbe

The meeting was called to order at 9 a.m., with all Members being present, with the exception of Supervisor Frey, Supervisor Hudgins, and Supervisor McConnell, and with Chairman Hanley presiding.

Supervisor Frey arrived at 9:05 a.m.

Supervisor Hudgins arrived at 9:10 a.m.

Supervisor McConnell arrived at 9:15 a.m.

Others present were Anthony H. Griffin, County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Christina M. Manning, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

BOARD MATTER

1. **MOMENT OF SILENCE** (Tape 1)

Chairman Hanley asked everyone to remember in thoughts and prayers the family of Mr. Henry Norton who died recently. Supervisor Hyland stated that Mr. Norton was very involved in education and worked with children in Fairfax County and would be greatly missed.

Supervisor Gross asked everyone to remember in thoughts and prayers the family of Mr. Robert "Buck" Henry, Sr., who died recently. Supervisor Gross stated that Mr. Henry was a long time resident of Annandale and one of the founders of the Annandale Volunteer Fire Department in 1940.

AGENDA ITEMS

2. **CERTIFICATE OF RECOGNITION PRESENTED TO GEORGE MASON UNIVERSITY (GMU) MEN'S BASKETBALL TEAM** (Tape 1)

Supervisor Frey moved approval of the Certificate of Recognition presented to the GMU Men's Basketball Team for its successful season. Supervisor Connolly and Supervisor Bulova jointly seconded the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor McConnell not yet having arrived.

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. JIM HART** (Tape 1)

Supervisor Frey moved approval of the Certificate of Recognition presented to Mr. Jim Hart for the many years of service he has given to the West Fairfax County Citizens Association and the Sully District. Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor McConnell not yet having arrived.

4. **RESOLUTION HONORING THE LATE MS. ELIZABETH HARTWELL** (Tape 1)

Supervisor Hyland moved approval of the Resolution presented to the family of the late Ms. Elizabeth Hartwell to recognize her commitment and leadership for preserving the natural habitat of Mason Neck. Chairman Hanley seconded the motion and it carried by unanimous vote.

5. **PROCLAMATION TO CELEBRATE THE COMPLETION OF BLUEBERRY HILL AND DECLARE MAY AS "CO-HOUSING MONTH" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Hudgins moved approval of the Proclamation to celebrate the completion of Blueberry Hill, the County's first co-housing project, and declaring May as "*Co-Housing Month*" in Fairfax County. Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

6. **CERTIFICATE OF RECOGNITION PRESENTED TO LANGLEY HIGH SCHOOL GIRLS' SWIM AND DIVE TEAM** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificate of Recognition presented to Langley High School Girls' Swim and Dive Team for winning the Virginia AAA State High School Championship. Supervisor Frey seconded the motion and it carried by unanimous vote.

7. **PROCLAMATION TO DESIGNATE MAY AS "OLDER AMERICANS MONTH" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Frey moved approval of the Proclamation designating May as "*Older Americans Month*" in Fairfax County. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor Mendelsohn being out of the room.

8. **PROCLAMATION TO DECLARE APRIL 29 THROUGH MAY 6, 2001, AS "SOIL AND WATER STEWARDSHIP WEEK" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation declaring April 29 through May 6, 2001, as "*Soil and Water Stewardship Week*" in Fairfax County. Vice-Chairman Hyland seconded the motion and it carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

9. **CERTIFICATE OF RECOGNITION PRESENTED TO THE SHERIFF'S DEPARTMENT** (Tapes 1-2)

Supervisor Connolly moved approval of the Certificate of Recognition presented to the Sheriff's Department for the development of the Sheriff's Community Labor Force. Supervisor Gross seconded the motion and it carried by unanimous vote.

10. **PROCLAMATION TO DESIGNATE MAY AS "ASIAN/PACIFIC AMERICAN HERITAGE MONTH" IN FAIRFAX COUNTY** (Tape 2)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation designating May as "*Asian/Pacific American Heritage Month*" in Fairfax County. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Frey being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

11. **10 A.M. – BOARD DECISION ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 67.1 (SANITARY SEWERS AND SEWAGE DISPOSAL), ARTICLE 10, REVISING THE SEWER SERVICE CHARGES AND THE AVAILABILITY FEES (COUNTYWIDE)** (Tape 2)

(O) (NOTE: The public hearing regarding this item was held on April 2, 2001, and decision deferred until April 30, 2001.)

Supervisor Bulova moved adoption of the proposed amendment to the Code, of the County of Fairfax, Chapter 67.1 (Sanitary Sewers and Sewage Disposal), Article 10, Section 2, Subsection (d) Sewer Charges to maintain the sewer service

charge on a multi-year basis as included in the ordinance amendment. The effect of this approval for Fiscal Year (FY) 2002 is a sewer service charge rate of \$2.88 per 1,000 gallons. This is an increase from the FY 2001 service charge of \$2.81 per 1,000 gallons. Supervisor Hyland seconded the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

Supervisor Bulova moved adoption of the proposed amendment to the Code, of the County of Fairfax, Chapter 67.1, Article 10, Section 2, Subsection (a) Availability Charges to maintain the availability charges on a multi-year basis as included in the ordinance amendment. As a result of this motion, the availability fee for a single-family residence increases to \$5,069 from \$4,898 in FY 2001. Supervisor Hyland seconded the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

12. **10 A.M. – BOARD ADOPTION OF THE FISCAL YEAR (FY) 2002 BUDGET** (Tape 2)

(APRs)

(FPRs)(R)

(NOTE: The public hearing for this item was held on April 2-4, 2001, and decision scheduled for April 30, 2001.)

Supervisor Bulova stated that having conducted a public hearing in accordance with *Virginia Code* §58.1-3321 (B) on the effective tax rate and in order to adopt the tax rates which are necessary to support the FY 2002 Budget, she moved adoption of the FY 2002 Tax Rate Resolution Adopting Tax Rates for Fairfax County as detailed in Attachment II of the Memorandum to the Board dated April 30, 2001. As a result of this action, the FY 2002 Real Estate Tax will remain at \$1.23 per \$100 of assessed value. Supervisor Connolly seconded the motion, which **CARRIED** by a recorded vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell and Chairman Hanley voting "AYE," Supervisor Frey and Supervisor Mendelsohn voting "NAY."

Supervisor Bulova moved adoption of the FY 2002 Appropriation Resolution for County Agencies/Funds as reflected in Attachment III of the Memorandum to the Board dated April 30, 2001. Supervisor Connolly seconded the motion, which **CARRIED** by a recorded vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Frey and Supervisor Mendelsohn voting "NAY."

Supervisor Bulova moved adoption of the FY 2002 Appropriation Resolution for School Board Funds as reflected in Attachment IV of the Memorandum to the Board dated April 30, 2001. Supervisor Connolly seconded the motion which

carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

Supervisor Bulova moved adoption of the FY 2002 Fiscal Planning Resolution as reflected in Attachment V of the Memorandum to the Board dated April 30, 2001. Supervisor Connolly seconded the motion which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

13. **10 A.M. – BOARD DECISION ON THE PROPOSED CONSOLIDATED PLAN ONE YEAR ACTION PLAN FOR FISCAL YEAR (FY) 2002**
(Tape 2)

Supervisor Bulova moved that the Board:

- Adopt the proposed Consolidated Plan One Year Action Plan for FY 2002 as issued by the Consolidated Community Funding Advisory Committee with funding allocations outlined in the Memorandum to the Board dated April 30, 2001.
- Authorize signature of the Consolidated Plan Certifications and federal funding application forms (SF424s) required by the US Department of Housing and Urban Development

The use of the funds identified in the *Proposed Consolidated Plan One Year Action Plan for Fiscal Year (FY) 2002* are summarized in the Memorandum to the Board. Supervisor Connolly seconded the motion and it carried by unanimous vote.

A brief discussion followed, with input from Edward L. Long, Jr., Chief Financial Officer, and Susan Datta, Assistant Director, Department of Management and Budget.

NV:nv

14. **10 A.M. – BOARD ADOPTION OF THE FAIRFAX COUNTY CAPITAL IMPROVEMENT PROGRAM (CIP) FOR FISCAL YEARS (FY) 2002-2006 (WITH FUTURE FISCAL YEARS TO 2009)** (Tape 3)

Supervisor Bulova moved that the Board approve the FY 2002 through FY 2006 CIP (with future fiscal years to 2009) as follows:

- Increase the School bond allocation by \$30 million in FY 2002 to a total of \$130 million for school construction and include the

proposed 2001 School Bond Referendum of \$377.955 million for planning purposes. A copy of the School Board's Adopted FY 2002 - FY 2006 Capital Improvement Program is contained in Attachment I in the Memorandum to the Board dated April 30, 2001.

- Refer the following Planning Commission recommendations to the School Board for review:
 - Defer funding for the West County Adult/Alternative Education Center until FY 2003.
 - Accelerate funding for South Lakes High School to begin in FY 2002.
 - Accelerate funding for renewal of Woodson High School to begin in FY 2003. (Planning funds of one million dollars have been included in the proposed School Bond referendum.)
- Approve the Planning Commission recommendation to revise the language describing the Traffic Light Signalization Program to read "This is a continuous program to install traffic light systems at fire station locations of greatest need. Traffic systems may include traffic lights, station warning signals, and/or preemption systems."
- Add acquisition and planning funding for a new homeless shelter in FY 2002 (amount to be determined).
- Direct the County Executive to review the "Ten Principles of Sound Financial Management" as part of the FY 2003 - FY 2007 CIP (with future years to 2010) and recommend amendments as necessary to reflect current economic conditions and capital requirements.
- Make all necessary adjustments to reflect actions taken during the Board's decision on the FY 2002 Adopted Budget Plan that impact the CIP.

Supervisor Hudgins seconded the motion.

Following discussion, with input from Edward L. Long, Jr., Chief Financial Officer, and Leonard Wales, Assistant Director, Department of Management and Budget, Supervisor Bulova clarified that her motion included the adjustment for the West County Adult Education/Alternative Education facility because the Schools would not be expending any funds for this project in FY 2002.

Further discussion ensued with input from Mr. Wales and Anthony H. Griffin, County Executive.

Supervisor Bulova clarified that her motion includes the recommendation to refer the Planning Commission's recommendations to the School Board for its review and comments and that planning funds of \$1 million have been included in the proposed 2001 School Bond Referendum for planning of the renewal of Woodson High School.

Following discussion, with input from Mr. Wales, Supervisor Bulova asked to amend the motion to revise the document entitled *Advertised Capital Improvement Program Fiscal Years 2002 - 2006 (With Future Fiscal Years to 2009)* to accelerate the funding by one year for both Woodson High School and South Lakes High School rather than what is shown on page 28, and this was accepted.

Discussion continued with input from Mr. Long.

Supervisor Mendelsohn moved that the Board amend the advertised CIP for FY 2002-2006 (with future years to FY 2009) to provide for a \$20 million Park Bond in FY 2002, for the acquisition of park land, subject to the planned analysis by staff of the bond-related financial and legal issues, including the "Ten Principles of Sound Financial Management," as outlined in the County Executive's memorandum to the Board dated March 12, 2001. Supervisor Kauffman seconded the motion.

Following discussion, with input from Mr. Long and Mr. Wales, Supervisor Frey asked to amend the amendment to correct the year of the Park Bond from *FY 2002* to **calendar year 2002** (November 2002), and this was accepted.

Following discussion, the question was called on the amendment to the motion, which carried by unanimous vote.

Following further discussion, Supervisor Bulova amended her main motion to refer the Planning Commission recommendations to the School Board for review (as originally stated on page six), and this was accepted.

Following additional discussion, Supervisor Bulova amended her motion to revise the funding for Woodson High School to equal the timetable for South Lakes High School (\$400,000 in FY 2003 and \$642,000 in FY 2004). This amendment would not affect the queue of the projects. This was accepted.

The question was called on the main motion, as amended (to include a possible Park Bond in November 2002 and acceleration of the renewal of Woodson High School to equal South Lakes High School), and it carried by unanimous vote.

ADDITIONAL BOARD MATTER15. **PILOT PROGRAM FOR POLICE TAKE-HOME VEHICLES** (Tape 3)

Supervisor McConnell moved that the Board direct the County Executive to present the Board with a plan to begin a pilot program within existing revenues for take-home police vehicles. She suggested that in an effort to limit the cost, that each year a few vehicles would be added to the program. Supervisor Connolly seconded the motion.

Following a brief discussion, the question was called on the motion, which carried by unanimous vote.

AGENDA ITEMS16. **10:30 A.M. - APPOINTMENTS TO CITIZENS BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS** (Tape 3)

(BACs)

(APPTS)

AIRPORTS ADVISORY COMMITTEE

The Board deferred the appointment of the Springfield District Representative to the Airports Advisory Committee.

AFFORDABLE DWELLING UNIT ADVISORY BOARD

Chairman Hanley moved the re-appointment of Mr. Richard Rose as the At-Large Residential Builder (Multiple Family) Representative to the Affordable Dwelling Unit Advisory Board. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor Mendelsohn moved the re-appointment of Mr. Thomas Hyland as the At-Large Citizen of Fairfax County Representative to the Affordable Dwelling Unit Advisory Board. Supervisor Hyland seconded the motion, which carried by unanimous vote.

The Board deferred the appointment of the At-Large Civil Engineer, Architect or Planner Representative to the Affordable Dwelling Unit Advisory Board.

ATHLETIC COUNCIL

Supervisor Mendelsohn moved the appointment of Mr. Kevin Fay as the Dranesville District (Principal) Representative to the Athletic Council. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor Mendelsohn asked unanimous consent that the Board direct staff to invite Doris Leadbetter, former Dranesville District (Principal) Representative to the Athletic Council, to appear before the Board to be recognized for her years of service. Without objection, it was so ordered.

CONFIRMATIONS:

Supervisor Gross moved the confirmation of the following appointments:

- Mr. Jeffrey E. Stein as the Fairfax County Soccer Advisory Council (Alternate) Representative to the Athletic Council.
- Ms. Kaye Kory as the School Board (Principal) Representative to the Athletic Council.

Supervisor Connolly seconded the motion which carried by unanimous vote.

The Board deferred the appointments of the Fairfax Women's Sports Association (Principal), Fairfax Woman's Sports Association (Alternate), and Dranesville District (Alternate) Representatives to the Athletic Council.

CHARACTER COUNTS! TASK FORCE

The Board deferred the appointment of the Sully District Representative to the Character Counts! Task Force.

CHILD CARE ADVISORY COUNCIL

The Board deferred the appointment of the Springfield District Representative to the Child Care Advisory Council.

COMMISSION ON AGING

Chairman Hanley moved the re-appointment of Ms. Mary Frances McWhorter as the At-Large (Chairman's) Representative to the Commission on Aging. Supervisor Gross seconded the motion, which carried by unanimous vote.

Supervisor Bulova moved the appointment of Ms. Tamara Stuchlak as the Braddock District Representative to the Commission on Aging. Supervisor Connolly seconded the motion, which carried by unanimous vote.

Supervisor Connolly moved the re-appointment of Ms. Helene Layman as the Providence District Representative to the Commission on Aging. Chairman Hanley seconded the motion, which carried by unanimous vote.

Supervisor McConnell moved the re-appointment of Ms. Sally Hottle as the Springfield District Representative to the Commission on Aging. Supervisor Bulova and Supervisor Connolly jointly seconded the motion, which carried by unanimous vote.

COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION

The Board deferred the appointments of the At-Large and At-Large (Minority) Representatives to the Commission on Organ and Tissue Donation and Transplantation.

COMMUNITY ACTION ADVISORY BOARD

The Board deferred the appointment of the Mason District Representative to the Community Action Advisory Board.

COMMUNITY CRIMINAL JUSTICE BOARD**CONFIRMATION:**

Supervisor Connolly moved the confirmation of the following appointment:

- Mr. James A. Thur as the Fairfax-Falls Church Community Services Board Representative to the Community Criminal Justice Board.

Supervisor Kauffman seconded the motion, which carried by unanimous vote.

The Board deferred the appointment of the At-Large Fairfax County Citizen Representative to the Community Criminal Justice Board.

COMMUNITY IMPROVEMENT COMMITTEE

The Board deferred the appointments of the Braddock, Dranesville, Mason (Fairdale Community), and Sully District Representatives to the Community Improvement Committee.

Supervisor Connolly declined to nominate a representative to the Community Improvement Committee.

CRIMINAL JUSTICE ADVISORY BOARD

The Board deferred the appointment the Braddock, Springfield, and Sully District Representatives to the Criminal Justice Advisory Board.

ENGINEERING STANDARDS REVIEW COMMITTEE**CONFIRMATION**

Supervisor Connolly moved the confirmation of the following appointment:

- Ms. Janet S. Leavitt as the Department of Public Works and Environmental Services Representative to the Engineering Standards Review Committee.

Supervisor Kauffman seconded the motion, which carried by unanimous vote.

ENVIRONMENTAL QUALITY ADVISORY COUNCIL

Supervisor Frey moved the re-appointment of Mr. Charles Muir as the Sully District Representative to the Environmental Quality Advisory Council. Supervisor Kauffman seconded the motion, which carried by unanimous vote.

FAIRFAX AREA DISABILITY SERVICES BOARD

The Board deferred the appointments of the At-Large, Dranesville, and Springfield District Representatives to the Fairfax Area Disability Services Board.

HEALTH SYSTEMS AGENCY BOARD

The Board deferred the appointment of the At-Large Provider #3 Representative to the Health Systems Agency Board.

INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE

The Board deferred the appointment of the At-Large (Chairman's) Representative to the Information Technology Policy Advisory Committee.

JUVENILE AND DOMESTIC RELATIONS DISTRICT COURT CITIZENS ADVISORY COUNCIL

Supervisor Kauffman moved the appointment of Ms. Jenna M. Mehnert as the Lee District Representative to the Juvenile and Domestic Relations District Court Citizens Advisory Council. Supervisor Connolly seconded the motion, which carried by unanimous vote.

The Board deferred the appointment of the Sully District Representative to the Juvenile and Domestic Relations District Court Citizens Advisory Council.

NORTHERN VIRGINIA TRANSPORTATION COORDINATING COUNCIL CITIZEN ADVISORY COMMITTEE

The Board deferred the appointment of the At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Committee.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct the Clerk to provide a list of the gubernatorial appointments to this committee. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING

The Board deferred the appointment of the At-Large Representative to the Oversight Committee on Drinking and Driving.

ROAD VIEWERS BOARD

The Board deferred the appointment of the At-Large #5 Representative to the Road Viewers Board.

TENANT LANDLORD COMMISSION

The Board deferred the appointment of the Landlord Member #3 Representative to the Tenant Landlord Commission.

TREE COMMISSION

The Board deferred the appointment of the Hunter Mill District and Sully District Representatives to the Tree Commission.

ADDITIONAL BOARD MATTER

TREE AWARDS

Chairman Hanley announced that the Board was awarded a *Friends of Trees* plaque for the transplantation of an American holly and its designation as the official tree of Fairfax County. The Board also won the annual *Tree City USA* award for the eighteenth consecutive year.

UNIFORMED RETIREMENT SYSTEM

The Board deferred the appointments of the two Fairfax County Citizen At-Large Representatives to the Uniformed Retirement System.

AD HOC COMMITTEES**HEALTH AND MEDICAL CARE DELIVERY TASK FORCE**

The Board deferred the appointments of the Mason, Springfield, and Sully District Representatives to the Health and Medical Care Delivery Task Force.

SIGN TASK FORCE

The Board deferred the appointment of the Springfield District Representative to the Sign Task Force.

TELECOMMUNICATIONS ("MONOPOLES") LAND USE TASK FORCE

The Board deferred the appointment of the Hunter Mill District Representative to the Telecommunications ("Monopoles") Land Use Task Force.

ADDITIONAL APPOINTMENTS**HUMAN RIGHTS COMMISSION**

Supervisor Kauffman moved the appointment of Ms. Gladys Keating to fill the unexpired term of Mr. Jeffrey J. Berns as the Lee District Representative to the Human Rights Commission. Supervisor Gross and Supervisor Hyland jointly seconded the motion, which carried by unanimous vote.

PARK AUTHORITY

Supervisor Gross moved the appointment of Mr. Frank Vajda to fill the unexpired term of Mr. Thomas B. "Bo" White, Jr. as the Mason District Representative to the Park Authority. Chairman Hanley and Supervisor Connolly jointly seconded the motion, which carried by unanimous vote.

DS:ds

17. **ADMINISTRATIVE ITEMS** (Tape 4)

Supervisor Connolly moved approval of the Administrative Items. Supervisor Hyland seconded the motion.

Supervisor McConnell called the Board's attention to Admin 3 – Proposed Street Name Changes of Alban Road, Two Portions of Pohick Road and a Portion of Rolling Road and discussion ensued.

Supervisor Kauffman called the Board's attention to Admin 5 – Proposed Zoning Ordinance Amendment Work Program for 2001 and discussion ensued.

Chairman Hanley called the Board's attention to Admin 13 – Supplemental Appropriation Resolution AS 01067 to Continue to Operate the Springfield Mall Connector Store and discussion ensued with input from Dorothy W. Cousineau, Transit Operations Division, Department of Transportation.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide information regarding what happens to unused Congestion Mitigation Air Quality (CMAQ) funds. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Connolly called the Board's attention to Admin 17 – Supplemental Appropriation Resolution AS 01063 for the Fairfax County Department of Family Services to Accept Funds from the US Department of Labor to Enhance the Development of a Model One-Stop Center Serving Employers and Job Seekers and discussion ensued with input from Dana W. Paige, Director, Department of Family Services.

Supervisor Connolly asked unanimous consent that the Board direct staff to provide the Board with data showing the number of staff positions that have terminated as a result of funding not being granted. Without objection, it was so ordered.

Supervisor Connolly called the Board's attention to Admin 19 – Supplemental Appropriation Resolution AS 01065 for the Fairfax County Department of Family Services to Accept Funds from the Virginia Department of Social Services to Initiate the Temporary Assistance for Needy Families Employment Strategies for the Hard-to-Serve Program and discussion ensued with input from Mr. Paige.

Supervisor Connolly called the Board's attention to Admin 11 – Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 5 (Offenses), Section 5-1-15, Disturbing the Peace and discussion ensued.

Chairman Hanley called the Board's attention to Admin 20 – Authorization for the Fire and Rescue Department to Apply for an Assistance to Firefighters Grant Program Award from the Federal Emergency Management Agency for the Purpose of Enhancing the Department's Ability to Protect the Health and Safety of the Public and Firefighting Personnel and discussion ensued with input from Edward L. Stinnette, Chief, Fire and Rescue Department (FRD), and Michael Neuhard, Assistant Chief, FRD.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to change the resident population number from 946,371 to 969,000 on handwritten page 12 of the Memorandum to the Board dated April 30, 2001, since the accurate census data is now available. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

The question was called on the motion to approve the Administrative Items, and it carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

ADMIN 1 – INSTALLATION OF "WATCH FOR CHILDREN" SIGNS AT VARIOUS LOCATIONS (SPRINGFIELD AND DRANESVILLE DISTRICTS)

- Endorsed the installation of "Watch for Children" signs on the following residential streets:
 - Henderson Court, Subdivision Entrance (Springfield District)
 - Brook Road at Daleview Drive (Dranesville District)
 - Brook Road at Woodside Drive (Dranesville District)
- Directed staff to request the Virginia Department of Transportation to install this sign at the earliest possible date.

ADMIN 2 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 93-M-047, PARKLAWN RECREATION ASSOCIATION (MASON DISTRICT)

- (AT) Approved the request for 24 months of additional time to commence construction for Special Exception Application SE 93-M-047 to February 28, 2003, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 3 – PROPOSED STREET NAME CHANGES FOR A PORTION OF ALBAN ROAD, TWO PORTIONS OF POHICK ROAD, AND A PORTION OF ROLLING ROAD (MOUNT VERNON DISTRICT)

(NOTE: Earlier in the meeting this item was discussed. See page 13.)

Approved the following street name changes in the Official Street Names and Property Numbering Atlas, effective in 30 days, in accordance with the Code of the County of Fairfax, Chapter 102 (Streets and Sidewalks), Section 102-1-9:

- Renamed a portion of Alban Road to Pohick Road from the newly constructed bridge at the intersection with Pohick Road to the intersection with Rolling Road on Tax Map Number 098-4.
- Renamed a portion of the old alignment of Pohick Road to Creekside View Lane from its intersection with the new alignment of Pohick Road to the end of the cul-de-sac on Tax Map Number 107-2.
- Renamed a portion of the old alignment of Pohick Road to Wadebrook Terrace from its intersection with Rolling Road to the end of the cul-de-sac on Tax Map Number 107-2.
- Renamed a portion of Rolling Road to Pohick Road from its intersection with the new alignment of Pohick Road and Alban Road to the intersection with the existing Pohick Road on Tax Map Number 107-2.

ADMIN 4 – APPROVAL OF THE 2001 EXCEPTION DESIGN AWARDS PROGRAM SCHEDULE AND JURY

Approved the implementation schedule and the members of the Review Committee as nominated by their respective organizations, for the 2001 Exception Design Awards Program.

ADMIN 5 – PROPOSED ZONING ORDINANCE AMENDMENT WORK PROGRAM FOR 2001

(NOTE: Earlier in the meeting this item was discussed. See page 14.)

Endorsed the Zoning Ordinance Amendment Work Program for 2001 as recommended by the Development Process Committee, as set forth in Attachments 1 and 2 of the Memorandum to the Board dated April 30, 2001.

ADMIN 6 – ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE OF A BOND ISSUE BY THE FAIRFAX COUNTY ECONOMIC DEVELOPMENT AUTHORITY (EDA) ON BEHALF OF THE LANGLEY SCHOOL (DRANESVILLE DISTRICT)

(R)
(Bonds)

Adopted the Resolution approving the issuance of a bond issue by the EDA on behalf of Langley School.

ADMIN 7 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO ABANDON A PORTION OF NALLS ROAD (MOUNT VERNON DISTRICT)

(A)

Authorized the advertisement of a public hearing to be held before the Board on **June 11, 2001, at 4:30 p.m.**, to consider the abandonment of a portion of Nalls Road.

ADMIN 8 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO VACATE AND ABANDON PORTIONS OF IDYLWOOD ROAD (ROUTE 695) (PROVIDENCE DISTRICT)

(A)

Authorized the advertisement of a public hearing to be held before the Board on **June 11, 2001, at 4:30 p.m.**, to consider the vacation and abandonment of portions of Idylwood Road (Route 695).

ADMIN 9 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING PERSONAL SERVICE ESTABLISHMENTS - DRY CLEANERS/LAUNDRIES

(A)(R)

Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on May 31, 2001, and before the Board on **July 9, 2001, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding personal service establishments - Dry Cleaners/Laundries.

ADMIN 10 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 101 (SUBDIVISION ORDINANCE), REGARDING PUBLIC STREET FRONTAGE REQUIREMENT AND MINOR ADJUSTMENT OF PROPERTY LINES FOR PROPERTIES ON PRIVATE STREETS

(A)

Authorized the advertisement of a public hearing to be held before the Planning Commission on May 16, 2001, and before the Board on **June 11, 2001, at 3:30 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance) regarding public street frontage

requirements and minor adjustment of property lines for properties on private streets.

ADMIN 11 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 5 (OFFENSES), SECTION 5-1-15, DISTURBING THE PEACE

(NOTE: Earlier in the meeting this item was discussed. See page 14.)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **May 21, 2001, at 4:30 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 5 (Offenses), Section 5-1-15, Disturbing the Peace.

ADMIN 12 – AUTHORIZATION FOR THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) AND THE FAIRFAX COUNTY OFFICE OF THE SHERIFF (FCOS) TO APPLY FOR FUNDING FROM THE BUREAU OF JUSTICE ASSISTANCE FOR THE PURCHASE OF BULLETPROOF VESTS

Authorized the FCPD and FCOS to apply for a Federal Fiscal Year 2001 grant in the amount of \$89,568 for the purchase of 341 ballistic vests under the Bulletproof Vest Partnership Grant Act of 2000. A local cash match of \$89,568 is required, for a total cost of \$179,136.

ADMIN 13 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 01067 TO OPERATE THE SPRINGFIELD MALL CONNECTOR STORE (LEE, SPRINGFIELD, AND MOUNT VERNON DISTRICTS)

- (SAR) (NOTE: Earlier in the meeting additional action was taken on this item. See page 14.)

- Approved SAR AS 01067 in the amount of \$150,000. Funds are available from Fiscal Year 2001 Congestion Mitigation Air Quality funds to continue the management and operation of the Springfield Mall Connector store.
- Authorized the Director of the Department of Transportation to execute a grant contract with the Department of Rail and Public Transportation.

ADMIN 14 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 01066 FOR THE HEALTH DEPARTMENT TO ACCEPT COMPREHENSIVE AIDS RESOURCES EMERGENCY (CARE) ACT TITLE I GRANT FUNDS

- (SAR) Approved SAR AS 01066 in the amount of \$58,473 for the Health Department to accept CARE Act Title I grant funds to continue a variety of program efforts for people with HIV infection. No local cash match is required.

ADMIN 15 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 01061 FOR THE FIRE AND RESCUE DEPARTMENT (FRD) TO ACCEPT THE FISCAL YEAR (FY) 2001 TWO-FOR-LIFE DISBURSEMENT FROM THE VIRGINIA DEPARTMENT OF HEALTH (VDH), OFFICE OF EMERGENCY MEDICAL SERVICES (OEMS)

- (SAR) Approved SAR AS 01061 in the amount of \$933,436 for FRD to accept funding from the VDH, OEMS. Funds will be used to enhance the County's ability to deliver emergency medical services. No local cash match is required.

ADMIN 16 – AUTHORIZATION FOR THE FIRE AND RESCUE DEPARTMENT (FRD) TO APPLY FOR FISCAL YEAR (FY) 2001 GRANT FUNDING FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) UNDER THE NATIONAL URBAN SEARCH AND RESCUE RESPONSE SYSTEM TO MAINTAIN AND DEVELOP THE COUNTY'S URBAN SEARCH AND RESCUE CAPABILITY

Approved the FRD's cooperative agreement with FEMA and the submission of an application for grant funds in the amount of \$150,000. The grant is for the purposes of acquiring and maintaining equipment and tools to support the County's urban search and rescue capabilities and to provide technical and preparedness training.

ADMIN 17 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 01063 FOR THE FAIRFAX COUNTY DEPARTMENT OF FAMILY SERVICES (DFS) TO ACCEPT FUNDS FROM THE US DEPARTMENT OF LABOR (USDOL) TO ENHANCE THE DEVELOPMENT OF A MODEL ONE-STOP CENTER SERVING EMPLOYERS AND JOB SEEKERS

- (SAR) (NOTE: Earlier in the meeting additional action was taken this item. See page 14.)

Approved SAR AS 01063 in the amount of \$250,000 for the DFS to accept funds from the USDOL to enhance the development of a model one-stop center serving employers and job seekers. No local cash match is required.

ADMIN 18 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 01064 FOR THE FAIRFAX COUNTY DEPARTMENT OF FAMILY SERVICES (DFS) TO ACCEPT FUNDS FROM THE PRINCE GEORGE'S WORKFORCE SERVICES CORPORATION (PGWSC) TO CONTINUE THE METROTECH PROGRAM FOR THE TRAINING AND EMPLOYMENT OF DISLOCATED WORKERS IN HIGH TECHNOLOGY FIELDS

- (SAR) Approved SAR AS 01064 in the amount of \$183,000 for DFS to accept funds from the PGWSC to continue the Metrotech Program for the training and employment of dislocated workers in high technology fields. No local cash match is required.

ADMIN 19 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 01065 FOR THE FAIRFAX COUNTY DEPARTMENT OF FAMILY SERVICES (DFS) TO ACCEPT FUNDS FROM THE VIRGINIA DEPARTMENT OF SOCIAL SERVICES (VDSS) TO INITIATE THE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) EMPLOYMENT STRATEGIES FOR THE HARD-TO-SERVE PROGRAM

- (SAR) (NOTE: Earlier in the meeting this item was discussed. See page 14.)

Approved SAR AS 01065 in the amount of \$308,746 for DFS to accept funds from the VDSS to initiate the TANF employment strategies for the Hard-to-Serve program. No local cash match is required.

ADMIN 20 – AUTHORIZATION FOR THE FIRE AND RESCUE DEPARTMENT (FRD) TO APPLY FOR AN ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM AWARD FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR THE PURPOSE OF ENHANCING THE DEPARTMENT'S ABILITY TO PROTECT THE HEALTH AND SAFETY OF THE PUBLIC AND FIREFIGHTING PERSONNEL

(NOTE: Earlier in the meeting additional action was taken on this item. See pages 14-15.)

Authorized FRD's application for \$770,604 for Assistance to Firefighters Grant funds. The 30 percent local cash will need to be added to the Fiscal Year (FY) 2002 Reserve for Unanticipated Grant Awards in Fund 102, Federal/State Grant Fund at the FY 2001 Carryover Review.

ADMIN 21 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 01062 TO ACCEPT ADDITIONAL BLOCK GRANT FUNDING FOR THE ONGOING HEAD START PROGRAM WITHIN THE DEPARTMENT OF FAMILY SERVICES/OFFICE FOR CHILDREN

- (SAR) Approved SAR AS 01062 in the amount of \$350,000 to continue ongoing Head Start programs. This Child Care and Development Block Grant funding will be used in conjunction with funding from the US Department of Health and Human Services, and the US Department of Agriculture to provide full-day, full-year Head Start services to 253 children. No local cash match is required.

ADMIN 22 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO VACATE TWO TEN-FOOT-WIDE ALLEYS ADJOINING LOWELL AVENUE (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **May 21, 2001, at 4:30 p.m.** to consider vacation of two ten-foot-wide alleys adjoining Lowell Avenue.

ADMIN 23 – AUTHORIZATION FOR THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) TO APPLY TO THE DEPARTMENT OF CRIMINAL JUSTICE SERVICES (DCJS) TO CONTINUE GRANT FUNDING OF THE VICTIM WITNESS ASSISTANCE PROGRAM

Approved FCPD's application to DCJS for a grant in the amount of \$187,340 to support the continuation of the Victim Witness Assistance Program from July 1, 2001, through June 30, 2002.

18. **A-1 – AMENDMENT OF THE BOARD'S STATEMENT OF POLICY REGARDING SEWAGE DISPOSAL TO REVISE THE 400-FOOT RULE**
(Tape 4)

- (P) Supervisor Frey moved that the Board concur in the recommendation of staff and approve revisions to the 400-foot rule as shown on Attachment A of the Memorandum to the Board dated April 30, 2001. Supervisor Connolly seconded the motion.

Discussion ensued with input from David Bobzien, County Attorney; Dennis Hill, Director, Environmental Health Administration, Health Department; John Milgrim, Environmental Health Supervisor, Health Department; and Richard J. Gozikowski, Director, Office of Waste Management, Department of Public Works and Environmental Services.

The question was called on the motion and it carried by unanimous vote.

19. **A-2 – EXPANSION OF THE APPROVED SEWER SERVICE AREA: HOPE PARK ROAD, POPES HEAD WATERSHED (SPRINGFIELD DISTRICT)** (Tape 4)

On motion of Supervisor McConnell, seconded by Supervisor Mendelsohn, and carried by unanimous vote, the Board concurred in the recommendation of staff and denied the request to expand the area approved for public sewer in the Popes Head Watershed to include a 17.98-acre vacant lot located at 5421 Hope Park Road.

20. **A-3 – APPROVAL OF FINAL COMMUNITY IMPROVEMENT PROGRAM ASSESSMENTS FOR MOUNT ZEPHYR, PHASE II (MOUNT VERNON DISTRICT)** (Tape 4)

(Rs) On motion of Supervisor Hyland, seconded by Supervisor Kauffman, and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," the Board concurred in the recommendation of staff and adopted the Resolutions establishing the final assessments for Mount Zephyr, Phase II.

21. **A-4 – APPROVAL OF AGREEMENT BETWEEN THE COUNTY AND THE FAIRFAX COUNTY WATER AUTHORITY TO EXTEND WATER SERVICE INTO A PART OF THE LINCOLN-LEWIS-VANNOY CONSERVATION AREA** (Tape 4)

On motion of Supervisor McConnell, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

- Approved an agreement between the County and the Fairfax County Water Authority to extend water service into a part of the Lincoln-Lewis-Vannoy Conservation area.
- Authorized the Chairman to execute the agreement on behalf of the Board.

22. **C-1 – AUTHORIZATION TO NEGOTIATE UNDER THE PRIVATE DEVELOPER ASSISTANCE PROGRAM FOR RIDGE TOP ROAD (SULLY DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated April 30, 2001, requesting authorization to negotiate under the Private Developer Assistance Program at the request of Centex Homes and Coscan Brookfield Homes for a certain property identified as Tax Map Number 56-2-01-0008-A, owned by Ridgetop Corporation, Incorporated.

Supervisor Frey asked unanimous consent that the Board direct staff to provide information as to how this parcel originated. Without objection, it was so ordered.

Supervisor Frey moved that the Board direct staff to negotiate the acquisition of a parcel identified as Tax Map Number 56-2-01-0008-A, under the Private Developer Assistance Program, on behalf of Centex Homes and Coscan Brookfield Homes. Supervisor McConnell seconded the motion and it carried by a vote of nine, Supervisor Connolly being out of the room.

23. **I-1 – AGREEMENT PROVIDING FOR THE CONSTRUCTION OF A NEW SIDEWALK ALONG OLD MILL ROAD (MOUNT VERNON DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated April 30, 2001, requesting authorization for staff to execute an agreement with the Virginia Department of Transportation (VDOT) in the amount of \$112,327. Funds are currently available from Fund 308, Public Works Construction, Project U00100, VDOT Participation Projects, to fund this agreement.

Discussion ensued with input from Larry L. Ichter, Chief, Transportation Design Branch, Planning and Design Division, Department of Public Works and Environmental Services.

The staff was directed administratively to proceed as proposed.

24. **I-2 – CONTRACT AWARD –FIRE STATION IMPROVEMENTS, PHASE III (HUNTER MILL, MOUNT VERNON, PROVIDENCE, SULLY, DRANESVILLE, AND SPRINGFIELD DISTRICTS)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated April 30, 2001, requesting authorization for staff to award a contract to Sumter Contracting Corporation in the amount of \$876,777 for the construction of Phase III of Project 009090, Fire Station Safety Improvements, in Fund 312, Public Safety Construction.

Discussion ensued with input from Howard J. Guba, Director, Office of Capital Facilities (OCF), Department of Public Works and Environmental Services (DPWES), and Teresa G. Lepe, Building Design Branch, Planning and Design Division, OCF, DPWES.

The staff was directed administratively to proceed as proposed.

25. **I-3 – CONTRACT AWARD – WEST SPRINGFIELD POLICE STATION (SPRINGFIELD DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated April 30, 2001, requesting authorization for staff to award a contract to San Jose Construction Group, Incorporated, in the amount of \$7,410,000 for the construction of Project 009207, West Springfield Police Station, in Fund 312, Public Safety Construction.

The staff was directed administratively to proceed as proposed.

26. **I-4 – CONTRACT AWARD - ROUTE 123 WIDENING (PROVIDENCE DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated April 30, 2001, requesting authorization for staff to award a contract to Tavares Concrete Company, Incorporated, for the widening of Dolley Madison Boulevard, Project 009913, in Fund 301, Contributed Roadway Improvement Fund (Dolley Madison Boulevard). This project consists of the widening of Route 123 from four lanes to six lanes between the Capital Beltway (I-495) and the Dulles Toll Road, three traffic signals, extension of a box culvert, and other related items. A brief discussion ensued.

The staff was directed administratively to proceed as proposed.

27. **I-5 – CONTRACT AWARD - JEFFERSON MANOR PHASES I AND IIA (LEE DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated April 30, 2001, requesting authorization for staff to award a contract to Capitol Paving of DC, Incorporated, in the amount of \$3,003,669.40 for the construction of Jefferson Manor Phases I and IIA, Project 013918, in Fund 340, Housing Assistance Program.

The staff was directed administratively to proceed as proposed.

28. **I-6 – ENGINEERING STUDY AND DESIGN CONTRACT FOR THE PLANNING, ENVIRONMENTAL, AND ENGINEERING SERVICES TO DREDGE LAKE ACCOTINK, PROJECT 475098 (BRADDOCK DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated April 30, 2001, requesting authorization for staff to award a contract to HDR Engineering, Incorporated, in the amount of \$296,015 for engineering services to provide planning, design, and permitting services to the County for the Lake Accotink Dredging Project, in Project 475098, Natural and Cultural Resource Facilities, in Fund 370.

The staff was directed administratively to proceed as proposed.

29. **I-7 – FAIRFAX COUNTY'S CONTINUED PARTICIPATION IN THE NORTHERN VIRGINIA CODE RED, RIDE FREE PROGRAM** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated April 30, 2001, requesting authorization for:

- Staff to work with Northern Virginia Transportation Commission staff to ensure County participation in the Fiscal Year 2001-2002 Code Red, Ride Free Program.
- The County Executive to sign the concurrence letter.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff from the Office of Public Affairs to work with the Department of Transportation to publicize this program. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

The staff was directed administratively to proceed as proposed.

ADDITIONAL BOARD MATTERS

30. **MILLION MOM MARCH DAY** (Tape 4)

Chairman Hanley said that the grassroots effort for sensible gun owner legislation known as the Million Mom March has contacted her office to request that Fairfax County designate Mother's Day, May 13, 2001, as Million Mom March Day in Fairfax County.

Accordingly, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to prepare and send a proclamation to designate Mother's Day, May 13, 2001, as "*Million Mom March Day in Fairfax County.*" Supervisor Connolly seconded the motion and it carried by a vote of six, Supervisor Frey, Supervisor Hudgins, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Chairman Hanley also said that a gentleman in Springfield had contacted her office saying that the Mayor of the District of Columbia has asked all the churches to ring their bell on Mother's Day to show support.

31. **HEPATITIS AWARENESS DAY** (Tape 4)

Chairman Hanley said that the Fairfax-Falls Church Community Services Board's Alcohol and Drug Services agency has requested that Fairfax County recognize

June 16 as Hepatitis Awareness Day in conjunction with its annual Tim Harmon Run-Walk.

Therefore, Chairman Hanley moved that the Board direct staff to prepare a proclamation and invite the appropriate individuals to appear before the Board at the June 11, 2001, meeting to receive a proclamation declaring June 16, 2001, as "*Hepatitis Awareness Day in Fairfax County.*" Supervisor Connolly and Supervisor Kauffman jointly seconded the motion and it carried by a vote of six, Supervisor Frey, Supervisor Hudgins, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Connolly asked unanimous consent that the Board direct staff from the Office of Public Affairs to publicize some of the warning signs of hepatitis, in conjunction with the awareness proclamation. Without objection, it was so ordered.

32. **AMERICAN WETLANDS: KEEP'EM NATIVE** (Tape 4)

Chairman Hanley said that May is nationally recognized as American Wetland Month. The Northern Virginia Soil and Water Conservation District contacted her office to request that Fairfax County join the participating organizations to recognize the importance of wetlands.

Therefore, Chairman Hanley moved that the Board direct staff to take the appropriate actions to promote the theme "American Wetlands: Keep 'Em Native," and publicize the planned conservation activities. Supervisor Connolly seconded the motion and it carried by a vote of six, Supervisor Frey, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

33. **SAFE KIDS WEEK** (Tape 4)

Chairman Hanley said that the Safe Kids Coalition has requested the support and endorsement of the Board for Safe Kids Week scheduled for May 5-12, 2001. Comprised of INOVA Hospital, the Office of the Sheriff, Fairfax County Fire and Rescue, and the Fairfax County Police Department, the group was established to raise awareness for childhood injuries.

Therefore, Chairman Hanley moved that the Board direct staff to invite representatives from the Safe Kids Coalition to appear before the Board at the May 7, 2001, meeting to receive a proclamation declaring May 5-12, 2001, as "*Safe Kids Week in Fairfax County.*" Supervisor Connolly seconded the motion and it carried by a vote of seven, Supervisor Frey, Supervisor Kauffman, and Supervisor McConnell being out of the room.

34. **PROVIDER APPRECIATION DAY** (Tape 4)

Chairman Hanley said that to acknowledge the important role of child care providers in caring for and educating young children in Fairfax County, the Office for Children has requested that the Board celebrate Provider Appreciation Day.

Accordingly, Chairman Hanley moved that the Board direct staff to invite representatives from the child care provider community and the Office for Children to appear before the Board at the May 7, 2001, meeting to receive a proclamation declaring May 11, 2001, as "*Provider Appreciation Day in Fairfax County.*" Supervisor Connolly seconded the motion and it carried by a vote of seven, Supervisor Frey, Supervisor Kauffman, and Supervisor McConnell being out of the room.

35. **NATIONAL PAUSE FOR THE PLEDGE OF ALLEGIANCE PROGRAM**
(Tape 4)

Chairman Hanley said that the National Flag Foundation and the National League of Cities have requested that the Board encourage all citizens to participate in the annual National Pause for the Pledge of Allegiance Program.

Therefore, Chairman Hanley moved that the Board direct staff to issue a press release to encourage all communities in Fairfax County to pause for the Pledge of Allegiance at 7 p.m. on June 14, 2001, and to widely disseminate the contact information for the National Flag Day Foundation to obtain materials for Flag Day. Supervisor Connolly seconded the motion and it carried by a vote of seven, Supervisor Frey, Supervisor Kauffman, and Supervisor McConnell being out of the room.

36. **PEACE OFFICERS MEMORIAL DAY** (Tape 4)

Chairman Hanley said that May 15 is nationally recognized as Peace Officers Memorial Day. In conjunction with federal observances, the National Law Enforcement Officers Memorial Fund requests that Fairfax County acknowledge all law enforcement officers by flying all flags at half-staff.

Therefore, Chairman Hanley moved that the Board direct staff to take the appropriate actions to fly the flags at all County government agencies at half-staff on May 15, 2001. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

Discussion ensued with input from Anthony H. Griffin, County Executive, and Merni Fitzgerald, Director, Office of Public Affairs.

37. **LETTER OF SUPPORT FROM THE BOARD FOR COPPERMINE PLACE** (Tape 4)

Chairman Hanley called the Board's attention to a letter she had received from Mary Cocker, Chair of the Fairfax Area Disability Services Board, requesting a letter of support from the Board for Coppermine Place.

Therefore, Chairman Hanley moved that the Board direct staff to draft a letter from the Board for her signature. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

38. **LETTER FROM NATIONAL CAPITAL PLANNING COMMISSION (NCPC)** (Tape 4)

Chairman Hanley called the Board's attention to a letter she received from NCPC regarding the County's advertised Capital Improvements Program (CIP) for Fiscal Years 2002-2006.

(NOTE: Earlier in the meeting the Board took action on the CIP. See Clerk's Summary Item CL#14.)

39. **VIRGINIA MUNICIPAL LEAGUE (VML) COMMITTEES** (Tape 4)

(BACs) Chairman Hanley called the Board's attention to a letter she had received from VML regarding the 2001 Policy Committee Nominations. Chairman Hanley said that she will serve on the Transportation Committee, and asked the Board to let her know if anyone was interested in serving on the VML Committees.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

40. **FRANK MEHM, PRINCIPAL OF HUTCHISON ELEMENTARY SCHOOL, RETIRES** (Tape 4)

Supervisor Mendelsohn said that Mr. Frank Mehm, who has been the principal of Hutchison Elementary School for over 20 years, has decided to retire.

Therefore, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to invite Mr. Frank Mehm to appear before the Board to be recognized for his many years of dedicated service to the students of Hutchison Elementary School and to the Herndon community at large. Without objection, it was so ordered.

41. **SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 98-D-023 (SUNRISE/INOVA MCLEAN ASSISTED LIVING, LLC)** (Tape 4)

Supervisor Mendelsohn said that Sunrise/INOVA McLean Assisted Living, LLC is the applicant for a Special Exception Amendment Application SEA 98-D-023

to reconfigure the previously approved building footprint and architecture for an assisted living facility. The property to be developed is located at Tax Map number 29-1 ((20)) Parcel A. The applicant continues to work diligently with the McLean community on this project and several citizens have reported to Supervisor Mendelsohn that they are very close to agreement with Sunrise on all issues. Supervisor Mendelsohn said the applicant has worked cooperatively with the community and would benefit from concurrent processing of its plans to move this project forward as soon as possible. The applicant recognizes the risks involved in proceeding with concurrent processing.

Therefore, Supervisor Mendelsohn moved that the Board direct staff from the Department of Public Works and Environmental Services and the Department of Planning and Zoning to proceed with concurrent processing of this application. This motion does not relieve the applicant from compliance with the provisions of any and all applicable ordinances, regulations, or adopted standards and does not constitute support by the Board for the Special Exception application in any way. Supervisor Connolly seconded the motion.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to ensure that the applicant adheres to the process, and sends the application to the Health Care Advisory Board. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

The question was called on the motion and it carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

PMH:pmh

42. **RED LETTER DAY FOR DEPARTMENT OF FIRE AND RESCUE**
(Tape 5)

Supervisor Connolly said that April 7, 2001, was a red letter day for Fairfax County's Fire and Rescue Department as its five man relay team faced the "best of the best" in a qualifying event of the National Firefighter Combat Challenge held at Potomac Mills. He announced that this event will be aired on a future ESPN broadcast scheduled for June of this year. He said that viewers will see the relay team winning the Challenge Course and tying the World Record of one minute 15 seconds while wearing full gear and 45 pounds of breathing apparatus.

Supervisor Connolly said that the men's relay team members are Samuel Gray from the McLean Station, Joseph Knerr and James McKendree from Woodlawn Station, Rodney Vaughan from Merrifield Station, and Jerome Williams from the Fire Training Academy. Last year the Fairfax team finished fourth in the US and eleventh in the World. This year the team is aiming at regaining the World Record and winning both Nationals and Worlds.

Therefore, Supervisor Connolly asked unanimous consent that the Board direct staff to invite the members of the Men's Firefighter Combat Challenge Team to appear before the Board to be recognized for their achievement and to be encouraged in their future efforts. Without objection, it was so ordered.

43. **BIRDS AND MOSQUITOES** (Tape 5)

(BACs)

Supervisor Connolly pointed out that as the warmer weather months approach, the threat of West Nile Virus returns. He added that the Fairfax County Health Department is working closely with the health departments of neighboring jurisdictions and the Commonwealth. Mosquito breeding sites are being monitored and community education programs are being implemented.

Supervisor Connolly said that there are a number of birds that devour insects. Mosquitoes to them are a delicacy to be sought out wherever they might be hiding. He said that a pilot program to encourage nesting of these birds near areas where mosquitoes are known to breed might bring lasting results for many years to come. From purple martin houses at stormwater dry ponds to barn swallow homes on County buildings, there is much that can be done as well as encouraging others to do.

Therefore, Supervisor Connolly moved that the Board direct the County Executive to establish a task force to assess the possibilities of such an approach. This task force should include Departments of Health, the Department of Public Works and Environmental Services, as well as the County Wildlife Biologist and appropriate "birding groups." The County Executive might also consider including such organizations as the National Wildlife Federation. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

44. **RESIDENTIAL PERMIT PARKING DISTRICT (RPPD)** (Tape 5)

Supervisor Connolly said that the residents of Bowling Green Drive and Acorn Circle in the Dunn Loring Woods Civic Association have submitted petitions to his office for the establishment of an RPPD. The affected area is near streets within the Town of Vienna that recently implemented residential parking restrictions.

Supervisor Connolly moved that the Board:

- Waive the minimum requirement of 100 contiguous or nearly contiguous parking spaces for establishment of a RPPD.
- Waive the \$10 per household application fee.

- Direct the Department of Transportation to schedule a public hearing to be held before the Board so that this RPPD can be implemented as soon as possible.

Supervisor Bulova seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

45. **NO BOARD MATTERS FOR SUPERVISOR GROSS** (Tape 5)

Supervisor Gross announced that she had no Board Matters to present today.

46. **SITE CLEAN-UP AT THE ENGINEER PROVING GROUNDS IN SPRINGFIELD** (Tape 5)

Supervisor Kauffman moved that the Board direct staff to send a letter to the congressional delegation urging its members to support funding for site clean-up at the Engineer Proving Grounds in Springfield. Fort Belvoir, which oversees the installation, is currently conducting a due diligence study required prior to the transfer and disposal of the site. Key sites identified in a 1992/3 study must be cleared before the State can proceed with construction of the two mile, "missing leg" of the Fairfax County Parkway. The request for funding is moving its way from the Secretary of the Army's Office to Congress. Chairman Hanley seconded the motion.

Supervisor Kauffman noted that if the funding for this clean-up is not secured, \$50 million in State funding to complete the Parkway is at serious risk.

The question was called on the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

47. **EXPANSION OF THE ROBINSON RESIDENTIAL PERMIT PARKING DISTRICT (RPPD)** (Tape 5)

Supervisor Bulova said that the student parking on residential streets around Robinson High School continues to be a serious problem and expansion of the Robinson RPPD is needed. She said that she has forwarded to the Department of Transportation a petition for the expansion of the Robinson RPPD on Gainsborough Drive from Lister Court to Wheatstone Drive.

Supervisor Bulova moved that the Board waive the filing fees and to proceed as expeditiously as possible. Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

48. **BRADDOCK DISTRICT SCHOOLS WIN CHAMPIONSHIPS** (Tape 5)

Supervisor Bulova announced that the following Braddock District Schools that have won the following Championships:

- Lake Braddock's Girls and Boys Indoor Track
 - ☐ Patriot District Champions
 - ☐ Northern Region Champions
 - ☐ Virginia State Champions
- Lake Braddock Girls Gymnastic
 - ☐ Patriot District Champions
- Robinson's Boys and Girls Swimming
 - ☐ Patriot District Champions
- Robinson's Rifle Team
 - ☐ DC Metropolitan Champions
- Woodson's Boys Indoor Track
 - ☐ Liberty District Champions

Supervisor Bulova asked unanimous consent that the Board direct staff to prepare and send each school a Certificate of Recognition congratulating them on their accomplishments. Without objection, it was so ordered.

NV:nv

49. **CONCURRENT PROCESSING FOR LAND USE APPLICATIONS FOR HUNTINGTON STATION LLC** (Tape 6)

Supervisor Hyland referred to his written Board Matters, which were distributed to the Board, the first of which concerned land use applications for Huntington Station LLC for 49 single family attached dwelling units on property identified as Tax Map 83-1 ((1)) 53B. These applications relate to an amendment to the Comprehensive Plan recommendation for the property that was adopted by the Board last fall. In the interest of keeping its construction schedule for the project, the applicant has requested concurrent processing of its site plan, subdivision plan, building plans, construction drawings, and other related documents to be reviewed concurrently with the processing of these applications.

Accordingly, Supervisor Hyland moved that the Board direct the Director of the Department of Public Works and Environmental Services to process the applicant's site plan, building plans, construction drawings, and other related documents concurrently with the processing of Rezoning Application RZ 2001-MV-006, Proffered Condition Amendment Application PCA 92-0V-032-2, and Special Exception Amendment Application SEA 88-V-025. He noted that this motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations or adopted standards, and does not prejudice the consideration of the land use application in any way. Supervisor Kauffman seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

50. **SCHEDULING OF PUBLIC HEARING FOR REZONING APPLICATION RZ 2001-MV-011 AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 88-V-023** (Tape 6)

Supervisor Hyland referred to his written Board Matter that related to a rezoning request for a 397-unit multi-family apartment project proposed to be built within the Huntington Transit Station Area, Tax Map 83-1 ((1)) 53A. The applicant, LCOR/JV Acquisition LLC, has requested a public hearing date to be held before the Board on August 6, 2001, for its rezoning request. LCOR has been involved in the development of this site since early last year and has worked diligently with both the citizens of the Huntington community and staff to obtain the adoption of a Comprehensive Plan recommendation that would provide for the proposed development as well as the adoption of the new PRM Zoning District.

Accordingly, Supervisor Hyland moved that the Board direct staff to:

- Schedule a public hearing for the applications of LCOR/JV Acquisition LLC (Rezoning Application RZ 2001-MV-011 and Special Exception Amendment Application SEA 88-V-023) to be held before the Board on August 6, 2001.
- Work with LCOR in the staff review of the parking reduction request submitted as part of the application so that the Board may act on the merits of that request also at the August 6, 2001 hearing.

Supervisor Kauffman seconded the motion.

Chairman Hanley stated that this motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations or adopted standards and does not prejudice the consideration of the land use application in any way.

The question was called on the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

51. **ROAD RUNNER INTERNET SERVICE** (Tape 6)

Supervisor Hyland referred to his written Board Matter concerning service outages with the Road Runner Internet service. Accordingly, he moved that the Board direct the Department of Telecommunications and Consumer Services to require Cox Communications to not only advise this agency of all times when Road Runner service is unavailable, but also to find a mechanism for *automatically* applying a credit to customer's accounts for delays in excess of four hours. Supervisor Kauffman and Chairman Hanley jointly seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

Supervisor Connolly asked unanimous consent that the Board direct staff to provide a status report on Road Runner service including a schedule and any problems encountered. Without objection, it was so ordered.

52. **PROPOSED CONVEYANCES OF PROPERTY TO THE PUBLIC FOR PARKS, RECREATION, OR OPEN SPACE** (Tape 6)

Supervisor Hyland reminded the Board that last December it had entered into an agreement with the Fairfax County Park Authority concerning proposed conveyances of property to the public for parks, recreation, or open space. The Board agreed to consider having such conveyances made directly to the Park Authority, absent a specific proffer or development condition that the conveyance be made directly to the Board.

Supervisor Hyland stated that Colchester Land Company, LLC is developing industrially zoned property located on both sides of I-95, between Furnace Road and the Occoquan River. Although the approved proffers do not require any of this property to be dedicated for public park purposes, Colchester Land previously agreed to convey approximately 12 acres along the Occoquan River from the property located on the south side of I-95 and approximately 14 acres along the river on the north side to the County for public open space and passive public park purposes.

Accordingly, consistent with the Board's recent agreement with the Park Authority, Supervisor Hyland moved that the Board concur that the proposed public park conveyances from Tax Map Numbers 113-3((1)) parcels 5A and 5B be made directly to the Fairfax County Park Authority.

(NOTE: The rezoning to the I-4 and I-5 Districts was approved in 1993 through Rezoning Application RZ 89-V-062. Proffered Condition Amendment Application PCA 89-V-062 was approved in 1998, along with two special exception applications.)

53. **CONTINUATION OF THE NEIGHBORHOOD VOLUNTEER IMPROVEMENT PROGRAM (NVIP)** (Tape 6)

Supervisor Hyland said that the NVIP which began as a pilot in two Fairfax County neighborhoods, Huntington and Groveton, has proven to be a success in both communities. The enthusiasm of volunteers, trained by County staff from the Department of Health; Zoning Enforcement Division, Department of Planning and Zoning; and Police Department, has resulted in two significantly improved communities.

Accordingly, Supervisor Hyland moved that the Board include \$83,118 for a staff position, vehicle, and training for the NVIP as a Consideration Item at the Carryover Budget Review. Supervisor Kauffman seconded the motion.

Supervisor Connolly asked to amend the motion to direct the County Executive to determine whether this program could be continued within existing resources and this was accepted.

The question was called on the motion, as amended, which carried by a vote of nine, Supervisor McConnell being out of the room.

54. **LAUREL HILL REZONING APPLICATIONS** (Tape 6)

Supervisor Hyland referred to his written Board Matter regarding the development of Laurel Hill. Pulte Home Corporation has filed two rezoning applications for development of Laurel Hill, the former District of Columbia Department of Corrections' prison, located at Tax Map 106-4 ((1)) 54.

Supervisor Hyland moved that the Board direct staff to expedite the scheduling of a public hearing to be held before the Board and allow concurrent processing of the plans associated with Pulte Home Corporation's applications for Laurel Hill that have been submitted. He noted that this motion should not be construed as a favorable recommendation by the Board on the proposed application and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, or adopted standards. Supervisor Connolly seconded the motion.

Supervisor Hyland noted that this application must be approved by the Board before the Meadowood Farm transfer can occur. The US Department of Interior's Bureau of Land Management will establish a wild horse and burro center on Meadowood Farm at Mason Neck in exchange for development rights for Laurel Hill.

Noting considerable confusion by the press regarding this land exchange, Chairman Hanley clarified that the Laurel Hill property is not in County ownership and, should the County ever receive any of the former Lorton prison property, that is a negotiation between the County, US General Services

Administration, and the federal government. However, the land use there remains a County issue.

Supervisor Hyland further clarified that the County will serve as a middle person to ensure transfer of the title of the property.

The question was called on the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

55. **BOOK ON EDUCATION WRITTEN BY CHAIRMAN HANLEY'S LATE FATHER** (Tape 6)

Supervisor Hyland stated that when he was in Missouri earlier in the month to attend the funeral of Chairman Hanley's father, Everett Keith, he received a book by Mr. Keith entitled *In Retrospect - A Narrative on Missouri Education*. He circulated it amongst the Board Members.

(NOTE: Later in the meeting, the Board revisited this book. See Clerk's Summary Item CL#72.)

56. **LORTON STATION SCHOOL SITE** (Tape 6)

Supervisor Hyland stated that he had received a call from a constituent who lives in a new community across from the Virginia Railway Express station in Lorton. The gentleman indicated that he had received an email from someone regarding the proposed elementary school for that community and that there was some question as to whether it would be included in a bond because of environmental concerns. Supervisor Hyland asked unanimous consent that the Board direct staff to coordinate with the School Division to resolve the issues. Without objection, it was so ordered.

57. **WIEHLE AVENUE PHASE II** (Tape 6)

Supervisor Hudgins said that in May 2000, the County opened Wiehle Avenue Phase II from Reston Avenue to Stuart Road. Since that time residents and Supervisor Hudgins' staff have been working with the Department of Public Works and Environmental Services (DPWES) and the Virginia Department of Transportation (VDOT) to address several outstanding concerns.

Supervisor Hudgins said that the extent and nature of the concerns generated a joint letter signed by four neighboring homeowners associations (Shaker Woods, Shaker Woods West, Champion Lake, and Caris Glenne). The homeowners associations articulated their concerns regarding the inadequate visibility on Wiehle Avenue and its intersections, absence of right turn exit lanes from Wiehle Avenue, and the speed of through traffic. To remedy the situation, the homeowners associations recommend traffic signals, right turn lanes, visibility improvements, enforcement of the speed limit, and improved signage and striping of the road.

Supervisor Hudgins stated that constituents have also raised concern regarding the drainage ditch that was needed on Stuart Road, north and south of Wiehle Avenue. The steepness of the 4½-foot ditch raises a safety concern that is a danger for cars or persons traveling along that ditch.

Supervisor Hudgins asserted that since this is a County road construction project and as the Board at its April 2, 2001, meeting just approved the contract award for Wiehle Avenue Phase III, it is time to resolve outstanding issues from Wiehle Avenue Phase II. Accordingly, she moved that the Board direct the staff in DPWES and the Department of Transportation to work expeditiously with VDOT to address and bring resolution to the outstanding community concerns. Supervisor Mendelsohn seconded the motion.

Supervisor Mendelsohn asked to amend the motion to direct staff to keep both Supervisor Hudgins' office as well as his office informed of developments as discussion occurs and this was accepted.

The question was called on the motion, as amended, which carried by unanimous vote.

58. **EMERGING BUSINESS FORUM** (Tape 6)

(R) Supervisor Hudgins reported that on Tuesday, April 24, 2001, the Economic Development Authority (EDA) held a press conference to announce the Emerging Business Forum, hosted by the EDA on July 11-13, 2001, at the Westfields Conference Center. The Forum will be a unique event where participants (small, minority-owned, and women-owned businesses) will celebrate success, discuss trends, identify opportunities for strategic partnerships, and begin to build lasting relationships for full participation in the epicenter of the twenty-first century's information and technology revolution. The purpose of the forum is to recognize, celebrate and advance culturally diverse, fast growing technology businesses in the Virginia, Maryland, and Washington, DC area.

Supervisor Hudgins said that on March 21, 2001, the EDA approved a resolution, copies of which she presented to the Board for approval. The resolution resolves that the Board expresses its formal intent to establish Fairfax County as open to all peoples and to promote the County as the location of choice for all people to live and work. Further the Board instructs all the agencies of County government to conduct their operations in accordance with the spirit of this principle.

Supervisor Hudgins moved that the Board adopt the Resolution provided by the EDA as a model of goals to support the upcoming Emerging Business Forum. Supervisor Bulova seconded the motion.

Following discussion, Supervisor Connolly asked to amend the motion to replace the word "establish" with the word "promote" and this was accepted.

Following further discussion the question was called on the motion, as amended, which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

59. **GIRL POWER** (Tape 6)

Supervisor Hudgins stated that Girl Power, an organization sponsored by the Fairfax-Falls Church Community Services Board to help encourage and empower girls in the nine to fourteen-year-old age group to build self-esteem and leadership skills, will host the second county-wide "Girl Power" conference on Thursday, June 28, 2001. Studies have shown that girls tend to lose self-confidence and experience low self-esteem, become less physically active, and show deteriorating school performance during this critical age period. The goal of Girl Power is to empower girls from across the County with positive information through workshops on life building skills.

Accordingly, Supervisor Hudgins moved that the Board:

- Invite the organizers of the Girl Power conference to appear before the Board to be recognized for their hard work in organizing such a worthwhile conference that benefits the youth in the community.
- Officially proclaim June 28, 2001, as "*Girl Power Day*" in Fairfax County.

Supervisor Bulova seconded the motion, which carried by unanimous vote.

60. **REQUEST TO REVIEW TIMING OF TRAFFIC SIGNAL AT THE INTERSECTION OF ROUTE SEVEN AND TOWLSTON ROAD** (Tape 6)

Supervisor Hudgins stated that a constituent raised concerns regarding the County's Photo Red Light Monitoring System. The constituent indicated that the yellow light, on a traffic signal that is monitored by the photo red light cameras, appears to be changing too quickly. The traffic signal in question is located at Route Seven and Towlston Road. The constituent indicated these concerns have been raised to no avail with the Virginia Department of Transportation (VDOT).

Supervisor Hudgins moved that the Board request staff from the County's Department of Transportation to work with VDOT to determine if the timing mechanism is functioning at the appropriate time intervals and to take any needed corrective action for Route Seven and Towlston Road. Supervisor Connolly and Chairman Hanley jointly seconded the motion.

Following a brief discussion, the question was called on the motion, which carried by unanimous vote.

61. **STORIES FROM FLORIS** (Tape 6)

Supervisor Hudgins said that Floris, a community located along Centreville Road, in the Hunter Mill District is steeped in history. Several books have been written and published about the area. One of the most recent books, entitled *Stories from Floris*, is a compilation of stories by the Floris Friends, which captures the life experiences of present and past residents and homeowners. The book is further enhanced through photographs of the individuals who contributed their stories. The book recognizes Edith Rogers who was appointed by a Circuit Court judge as the first woman to serve on the Board of Supervisors in 1934.

In recognition of the work that Friends of Floris put into compiling, researching, writing, and publishing *Stories from Floris*, Supervisor Hudgins moved that the Board direct staff to invite the Friends of Floris book committee to appear before the Board to be recognized for its outstanding history book of the Floris community. Chairman Hanley seconded the motion, which carried by unanimous vote.

62. **USE OF SHOWMOBILE AT MILESTONE ANNIVERSARY FOR FLORIS ELEMENTARY SCHOOL** (Tape 6)

Supervisor Hudgins announced that on June 1, 2001, Floris Elementary School will celebrate its 125th year anniversary. To celebrate this milestone, Floris Elementary School is inviting all present and past students and staff to an anniversary picnic celebration to commemorate this event. Floris Elementary School has requested a fee waiver for the use of the Showmobile for the anniversary picnic celebration.

Accordingly, Supervisor Hudgins moved that the Board grant the fee waiver to Floris Elementary School for use of the Showmobile on June 1, 2001. Supervisor Bulova seconded the motion.

Following a brief discussion, the question was called on the motion, which carried by unanimous vote.

63. **RETIREMENT OF PRENTICE CHRISTIAN, PRINCIPAL AT LANGSTON HUGHES MIDDLE SCHOOL** (Tape 6)

Supervisor Hudgins announced that Langston Hughes Middle School Principal, Prentice Christian, recently announced his resignation (retirement) after seven years as principal. She noted that Mr. Christian is another casualty of the competitiveness amongst area school systems to hire educators. The County School System loses Mr. Christian to the Prince George's County School System.

Over the course of Mr. Christian's 30-year career with the Fairfax County School System, he has served as principal at Dogwood Elementary School in Reston, as well as having worked at several other elementary schools. During his tenure as principal at Langston Hughes Middle School, Mr. Christian has made it his goal

to bring improvements to student achievements in English, math, science, history, and the social sciences. Langston Hughes students and faculty will greatly miss him.

Supervisor Hudgins moved that the Board direct staff to invite Mr. Christian to appear before the Board to be recognized for his dedication and education to Fairfax County students and faculty and in particular in his role as principal at Langston Hughes Middle School and Dogwood Elementary School. Supervisor Bulova seconded the motion.

Following a brief discussion, the question was called on the motion, which carried by unanimous vote.

64. **BEST OF RESTON** (Tape 6)

Supervisor Hudgins stated that on Thursday, April 26, 2001, Chairman Hanley and Supervisor Mendelsohn joined her at the Best of Reston Awards for Community Service sponsored and organized by Reston Interfaith and the Greater Reston Chamber of Commerce. Honorees from the business community were the following:

- Cardinal Bank
- TRW
- Piper Marbury Rudnick and Wolfe, LLP (the firm with which Supervisor Mendelsohn is associated)

Citizens recognized were:

- Jeannie and Jack Robertson
- Pat Kane
- Francene Robinson
- Phil Tobey

Supervisor Hudgins commended the award recipients and expressed appreciation to Reston Interfaith and the Chamber of Commerce in support for this outstanding event. Over \$113,000 was raised at the event.

(NOTE: Later in the meeting this event was discussed again. See Clerk's Summary Item CL#67.)

65. **SOUTH LAKES HIGH SCHOOL'S IT'S ACADEMIC TEAM ADVANCES TO QUARTERFINALS** (Tape 6)

Supervisor Hudgins announced that on Saturday, April 18, 2001, the South Lakes High School *It's Academic* team advanced to the *It's Academic* quarterfinals, defeating Chantilly High School and Holton Arms High School. She wished the team luck as it moves into the final rounds.

66. **SOUTH LAKES HIGH SCHOOL TRACK TEAM ACHIEVES SUCCESS AT THE PENN RELAYS** (Tape 6)

Supervisor Hudgins announced that South Lakes High School track star Alan Webb and his teammates won the Championship of America 4x800 relay in a time of 7:41.75 at the one hundred seventh Penn Relays held at the University of Pennsylvania during the past weekend. Mr. Webb ran the anchor leg in 1:49.1, the fastest 800-meter split ever run by a high school boy at the meet.

Supervisor Hudgins asked unanimous consent that the Board direct staff to send a certificate of recognition to acknowledge this achievement. Without objection, it was so ordered.

67. **BEST OF RESTON** (Tape 6)

(NOTE: Earlier in the meeting the Board discussed this event. See Clerk's Summary Item CL#64.)

Supervisor Mendelsohn expressed his admiration of the Best of Reston event.

68. **GIRLS' RIGHTS WEEK** (Tape 6)

Supervisor Frey reminded the Board that Black Women United for Action works with many nonprofit organizations to encourage youth to strive for higher education goals and promote independence to attain success. One of these groups, Girls Incorporated, is a youth organization dedicated to inspiring all girls to attain these goals and to achieve self-awareness, courage, and good sportsmanship.

Supervisor Frey said that Black Women United for Action has been working closely with girls in Chantilly Mews, specifically the Chantilly Mews Girls Club, in conjunction with Girls Incorporated to promote and encourage these goals. Accordingly, he moved that the Board direct the Office of Public Affairs to:

- Prepare a proclamation declaring the week of May 14 as "*Girls Rights Week*" in Fairfax County.

- Invite the Chantilly Mews Girls Club to appear before the Board at a time to be determined, possibly May 7, to accept the proclamation.

Chairman Hanley seconded the motion, which carried by unanimous vote.

69. **RETIREMENT OF CENTREVILLE HIGH SCHOOL BAND DIRECTOR CARL BLY** (Tape 6)

Supervisor Frey announced that after more than 30 years of teaching, Centreville High School Band Director Carl Bly will be retiring in June. Mr. Bly is credited with fostering excellence in music for many Centreville High School students. Recently the school's concert and marching bands were named State Honor Bands for the tenth year in a row, a distinguished honor for Mr. Bly and his students.

Supervisor Frey moved that the Board direct staff to invite Mr. Bly to appear before the Board in recognition of his numerous years of teaching and outstanding contributions to the band program at Centreville High School. Supervisor Bulova seconded the motion with the notation that prior to his years at Centreville High School, Mr. Bly was at Lake Braddock Secondary School and did an outstanding job there.

The question was called on the motion, which carried by unanimous vote.

70. **SOLID WASTE DISPOSAL FEE WAIVER FOR BOY SCOUT TROOP 892'S ANNUAL FLEA MARKET** (Tape 6)

Supervisor Frey reminded the Board that for the past several years Boy Scout Troop 892 has held a flea market to raise money. Troop members spend all year collecting items from people throughout the community and, as a service to the community, will haul out some "less than saleable" items. This results in much trash that must be hauled to the landfill. As he has done in the past, Supervisor Frey stated that he asked the staff of the Solid Waste Disposal and Resource Recovery Division of the Department of Public Works and Environmental Services to waive the disposal fee.

Noting that there was no Board meeting prior to the flea market held between April 10 and 30 this year, Supervisor Frey moved that the Board waive the disposal fee for the solid waste generated by the Scout Troop 892 flea market. Supervisor Bulova seconded the motion, which carried by unanimous vote.

71. **CONCURRENT PROCESSING FOR IVY DEVELOPMENT REZONING APPLICATION RZ 2000-SP-058** (Tape 6)

Supervisor McConnell stated that Ivy Development, LC filed Rezoning Application RZ 2000-SP-058 on property identified as Tax Map Number 89-4 ((1)) Parcel 63. The Planning Commission public hearing was held March 7,

2001. Because of the budget public hearings and a prior commitment on behalf of the applicant, the public hearing to be held before the Board is not scheduled until May 7, 2001. To keep the project on track, the applicant has requested concurrent processing.

Accordingly, Supervisor McConnell moved that the Board direct staff of the Department of Public Works and Environmental Services to process the site plan, plat, and any other engineering documents concurrently with Rezoning Application RZ 2000-SP-058. She noted that this motion does not relieve the applicant from compliance with the provisions of any and all applicable ordinances, regulations, or adopted standards, and does not prejudice the consideration of this application in any way. Supervisor Hyland seconded the motion, which carried by unanimous vote.

72. **BOOK ON EDUCATION WRITTEN BY CHAIRMAN HANLEY'S LATE FATHER** (Tape 6)

(NOTE: Earlier in the meeting, the Supervisor Hyland circulated a book written by Chairman Hanley's late father. See Clerk's Summary Item CL#55.)

Supervisor Connolly made reference to the late Everett Keith's book and said that the message seems to be that one must be willing to pay for education.

73. **RECESS/CLOSED SESSION** (Tape 6)

At 12:45 p.m., Supervisor Connolly moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the agenda for this meeting as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code § 2.1-344 (A) (1).
- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code § 2.1-344(A)(3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code § 2.1- 344(A)(7).

- Claim by Elizabeth K. Turek regarding future construction escrow for Lots 98 to 101,

Block D, Mount Vernon Grove (Mount Vernon District)

- Board of Supervisors of Fairfax County, Virginia, and Fairfax County, Virginia v. McDonald's Corporation, et al., Record No. 001484 (Va. Sup. Ct.) (Hunter Mill District)
- Thanh Van Tran v. Jane W. Gwinn, Fairfax County Zoning Administrator, Record No. 002810 (Va. Sup. Ct.) (Sully District)
- Jane Gwinn, Fairfax County Zoning Administrator v. Chan Ly Thich, in Chancery No. 164435 (Fx. Co. Cir. Ct.) (Mason District)
- Ebrahim A. Babazadeh v. Fairfax County Board of Supervisors, Record No. 002257 (Va. Sup. Ct.) (Sully District)
- Anthony V. Anzalone v. Zoning Administrator, At Law No. 192336 (Fx. Co. Cir. Ct.) (Braddock District)
- Stephen H. Brown, John P. and Enid S. Palazzolo, and Ronald K. Fortin v. Fairfax County Board of Zoning Appeals, et al., At Law No. 188002 (Fx. Co. Cir. Ct.) (Providence District)
- Jane W. Gwinn, Fairfax County Zoning Administrator v. Ted Corbin and Sandra M.S. Corbin, In Chancery No. 170553 (Fx. Co. Cir. Ct.) (Providence District)
- Jane W. Gwinn, Fairfax County Zoning Administrator v. Madison J. Boyd, Jr., and Delois D. Boyd, In Chancery No. 169305 (Fx. Co. Cir. Ct.) (Mason District)
- Jane W. Gwinn, Fairfax County Zoning Administrator v. Pedro E. Torres, Blanca C. Tores, and Cenia E. Torres, In Chancery No. 169612 (Fx. Co. Cir. Ct.) (Lee District)

- Jane W. Gwinn, Fairfax County Zoning Administrator v. Kee Cho Han and Ae Young Han, In Chancery No. 171989 (Fx. Co. Cir. Ct.) (Mount Vernon District)
- Jane W. Gwinn, Fairfax County Zoning Administrator v. Sean R. Keith and Gina R. Keith, In Chancery No. 171876 (Fx. Co. Cir. Ct.) (Dranesville District)

and in addition:

- Gwinn versus Thoburn, et al., In Chancery Number 161908
- John D. Fowler versus Fairfax County Police Officers Retirement System, In Chancery Number 169977
- Tax System Modernization Project; Contract Number RQ-96-0011716
- Fairfax-Falls Church Community Services Board's Rental of Apartment Units for ADS Clients
- Cox Communications' Termination of Program Guide

Supervisor Bulova seconded the motion, which carried by unanimous vote.

Chairman Hanley announced that closed session would convene at 1 p.m.

NV:nv/DMB:dmb

At 3:45 p.m., the Board reconvened in the Board Auditorium with all Members being present, with the exception of Supervisor McConnell, and with Chairman Hanley presiding.

ACTIONS FROM CLOSED SESSION

74. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (Tape 7)

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion by which closed session was convened were heard, discussed, or considered by the Board during the closed session. Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey,

Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

Chairman Hanley announced that Supervisor McConnell had left for the day.

75. **ALLOWANCE OF CLAIM BY MS. ELIZABETH K. TUREK** (Tape 7)

Supervisor Hyland moved that the Board allow the claim by Ms. Elizabeth K. Turek regarding future construction escrow, according to the terms and conditions outlined by the County Attorney in closed session. Chairman Hanley seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

76. **LAND BAYS A AND C** (Tape 7)

Supervisor Frey stated that the County owns an approximately 34-acre parcel know as "Land Bay A," as shown on a map that he referenced.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide copies of the map to the Board. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Frey stated that he would defer action on this item until later in the meeting.

(NOTE: Later in the meeting, the Board took additional action on this item. See Clerk's Summary Item CL#79.)

DMB:dmb

AGENDA ITEMS

77. **3 P.M. – BOARD DECISION ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 43.1 (FOOD AND FOOD SERVICE ESTABLISHMENTS)** (Tape 7)

(O) (NOTE: The public hearing for this item was held on March 30, 2001, and decision deferred until April 30, 2001.)

Supervisor Connolly moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 43.1 (Food and Food Service Establishments), relating to the regulation of food and food service establishments, as set forth in Attachment 1 of the Memorandum to the Board dated April 30, 2001. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins,

Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

78. **3 P.M. – BOARD DECISION ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 89-V-059 AND SPECIAL EXCEPTION APPLICATION SE 00-V-031 (TOSCO REFINING LP) (MOUNT VERNON DISTRICT)** (Tape 7)

(NOTE: The public hearing and decision for these items was held on March 5, 2001. At its March 19, 2001, meeting, the Board moved to reconsider the decision at the April 30, 2001, meeting.)

Supervisor Hyland moved to defer the decision on Proffered Condition Amendment Application PCA 89-V-059 and Special Exception Application SE 00-V-031 to **May 21, 2001, at 3 p.m.** The motion, the second to which was inaudible, carried by a vote of nine, Supervisor McConnell being out of the room.

ADDITIONAL ACTION FROM CLOSED SESSION

79. **LAND BAYS A AND C** (Tape 7)

(NOTE: Earlier in the meeting the Board took additional action on this item. See Clerk's Summary Item CL#76.)

Supervisor Frey stated that the County owns an approximately 34-acre parcel known as "Land Bay A" as shown on the map as distributed to the Board. The site is located in the Fairfax Center Area and the adopted Plan allows office mixed use at a maximum intensity of .45 floor area ratio at the overall level. Koll Metropolitan, LLC, is interested in purchasing and developing Land Bay A. Koll Metropolitan, LLC, is proposing to develop 458,000 square feet of office use, 171,789 square feet of retail use and a 38,200 square-foot forensics laboratory. These uses would be contained in three separate buildings. The forensics lab would be leased by the County with an option to purchase. While the total square feet of the development is within the limit permitted by the Plan, a Plan Amendment would be required to allow retail use. Given the recent development of retail use (Gaylan's, Kohl's, Fair Lakes Promenade) near Land Bay A, Supervisor Frey stated his belief that additional retail use would not be out of character with the area. In addition, the site may provide an opportunity to locate the County's Forensics Lab, which is identified as a project in the current Capital Improvement Program.

To accomplish these objectives, it will be necessary for the Board to initiate an amendment to the Comprehensive Plan and Board's Own Motion to transfer approximately 25,000 square feet of floor area from Land Bay C of the Government Center Complex to Land Bay A. A concurrent proffered condition amendment (PCA)/final development plan amendment (FDPA) application will be filed by Koll Metropolitan, LLC for Land Bay A to establish the site design for the proposed office, retail, and forensic facility.

Therefore, Supervisor Frey moved that the Board authorize an Out-of-Turn Amendment for Land Bay A, as shown on the referenced map. The proposed Plan Amendment should consider changes to allow retail use and public facility use, including a forensic laboratory.

Supervisor Frey further moved that the Board:

- Initiate a Board's Own Motion PCA application for Land Bay C of the government center rezoning (Rezoning Application RZ 86-W-001) to accomplish the transfer of 25,000 square feet of floor area from Land Bay C to Land Bay A by adopting the following:

WHEREAS, there is an excess of unutilized floor area in Land Bay C of the Government Center; and

WHEREAS, Koll Metropolitan, LLC is proposing to develop a 38,200 square foot forensic lab for lease by County agencies in Land Bay A; and

WHEREAS, the public necessity, convenience, general welfare, and good zoning practice require consideration of such action;

THEREFORE, the Board shall initiate a Board's Own Motion PCA application for Tax Map 55-2 ((1)) 15, zoned PDC.

- Direct staff to schedule the Plan Amendment, the Board's Own Motion PCA application, and the concurrent PCA/FDPA application for Land Bay A for a public hearing on an expedited basis and approved concurrent processing for the site plans.

Supervisor Kauffman seconded the motion, which carried by a vote of nine, Supervisor McConnell being out of the room.

NV:nv

AGENDA ITEMS

80. **3:30 P.M. – SPECIAL MEETING OF THE FAIRFAX COUNTY SOLID WASTE AUTHORITY** (Tape 7)

At 3:55 p.m., the Special Meeting of the Fairfax County Solid Waste Authority was called to order by Chairman Hanley in accordance with its bylaws.

Supervisor Gross moved approval of the appointment of a successor Trustee, Bond Registrar, and Paying Agent under the Indenture which authorized the

Series 1998 Resource Recovery Bonds used to finance the I-95 Energy/Resource Recovery Facility. Supervisor Bulova and Supervisor Connolly jointly seconded the motion and it carried by a vote of eight, Supervisor Hyland and Supervisor McConnell being out of the room.

At 3:55 p.m., the Special Meeting of the Fairfax County Solid Waste Authority was adjourned.

DMB:dmb

81. **3:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICT), APPENDIX F, AGRICULTURAL AND FORESTAL DISTRICT APPLICATION AR 84-D-005-2 (KATHERINE J. AND CHARLES E. MOUTOUS, ET AL) (HUNTER MILL DISTRICT)** (Tape 7)

(O) The application property is located at 1322 Beulah Road, Tax Map 19-3 ((1)) 9 and 19-1 ((3)) C1.

Mr. Charles S. Moutoux reaffirmed the validity of the affidavit for the record.

Mr. Moutoux had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and he proceeded to present his case.

Following the public hearing, Tracy Swagler, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Hudgins moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal District), Appendix F, to renew the Katherine J. and Charles E. Moutoux Orchard Local Agricultural and Forestal District, subject to the proposed Ordinance provisions dated April 4, 2001. The motion was multiply seconded and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

82. **3:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICT), APPENDIX F, AGRICULTURAL AND FORESTAL DISTRICT APPLICATION AR 84-V-007-2 (EDH ASSOCIATES LLC) (MOUNT VERNON DISTRICT)** (Tape 7)

(O) The application property is located on the west side of Belmont Boulevard off Gunston Drive, Tax Map 113-4 ((1)) 27.

Mr. William M. Baskins, Jr. reaffirmed the validity of the affidavit for the record.

Mr. Baskins had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and he proceeded to present his case.

Following the public hearing, Tracy Swagler, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Hyland moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal District), Appendix F, to renew the Belmont Bay II Local Agricultural and Forestal District, subject to the proposed Ordinance provisions dated April 4, 2001. Supervisor Connolly seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor McConnell and Supervisor Mendelsohn being out of the room.

83. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 85-P-111 (YWCA/NATIONAL CAPITAL AREA) (PROVIDENCE DISTRICT)** (Tape 7)

The application property is located in the southwest quadrant of the intersection of Gallows Road and Wolftrap Road, Tax Map 39-4 ((35)) A.

Ms. Barbara Chatzkel reaffirmed the validity of the affidavit for the record.

Ms. Chatzkel had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, which included testimony by one speaker, Cathy Lewis, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved approval of Proffered Condition Amendment Application PCA 85-P-111, subject to the proffers dated April 23, 2001. Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

84. **3:30 P.M. – PH FOR THE CREATION/ENLARGEMENT OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION SERVICE (DRANESVILLE, MASON, MOUNT VERNON AND PROVIDENCE DISTRICTS)** (Tape 7)

(Rs) A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing was duly advertised in that newspaper in the issues of April 12 and April 19, 2001.

Following the public hearing, which included testimony by four speakers, Supervisor Hyland moved adoption of the Resolutions for the Creation/Enlargement/Withdrawal of Small or Local Sanitary Districts within the Dranesville, Mason, Mount Vernon, and Providence Districts in accordance with the Board's adopted criteria for the Creation/Enlargement/Withdrawal of Small and Local Sanitary Districts as follows:

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>	<u>Recommendation</u>
Local District A-6-1 within Small District 1 within Dranesville District (2108 Elliott Avenue)	Enlarge	Refuse & Leaf	Approve
Local District A-6-1 within Small District 1 within Dranesville District (1841 MacArthur Drive)	Enlarge	Refuse & Leaf	Approve
Small District 4 within Mason District (6488 Overlook Drive)	Enlarge	Refuse & Leaf	Approve
Local District D within Small District 1 within Mount Vernon District (White Oaks)	Create	Refuse & Leaf	Approve
Small District 1 within Providence District (2239 Providence Street)	Enlarge	Refuse & Leaf	Approve

Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

Additional discussion ensued.

85. **4 P.M. – PH TO CONSIDER PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), APPENDIX G, EXPANDING THE ANNANDALE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 14 (BRADDOCK DISTRICT)** (Tape 7)

- (O) A Certificate of Publication was filed from the editor of the Fairfax Journal showing that notice of said public hearing was duly advertised in that newspaper in the issues of April 12 and April 19, 2001.

Following the public hearing, which included testimony by six speakers, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Appendix G, expanding the Annandale RPPD, District 14. The proposed District expansion includes the following street blocks:

- Erie Street (Route 2629) from Manion Street (Route 2755) to Arlen Street (Route 2756)
- Erie Street from Arlen Street to Heritage Drive (Route 2630)
- Hoy Place (Route 3621) from Barr Place (Route 3620) to the end

Supervisor Gross seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor McConnell and Supervisor Mendelsohn being out of the room.

86. **4 P.M. – PH ON THE PROPOSED APPROVAL OF A REPLACEMENT PROMISSORY NOTE TO BE ISSUED BY THE LORTON VOLUNTEER FIRE DEPARTMENT (MOUNT VERNON DISTRICT)** (Tape 7)

- (R) A Certificate of Publication was filed from the editor of the Fairfax Journal showing that notice of said public hearing was duly advertised in that newspaper in the issues of April 12 and April 19, 2001.

Following the public hearing, Supervisor Hyland moved to approve the issuance and/or incurrence of the Replacement Promissory Notes and the designation of the Lorton Volunteer Fire Department as the primary service provider within the designated service area. Chairman Hanley seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor McConnell and Supervisor Mendelsohn being out of the room.

87. **4 P.M. – PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S00-III-UP2 FOR LAND UNIT D-1 IN THE DULLES SUBURBAN CENTER (HUNTER MILL AND SULLY DISTRICTS)** (Tape 7)

Supervisor Frey moved to defer the public hearing on Out-of-Turn Plan Amendment S00-III-UP2 indefinitely. Supervisor Hudgins seconded the motion and it carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

88. **4 P.M. – PH ON REZONING APPLICATION RZ 1999-HM-022 (COPPERMINE ASSOCIATES, LLC) (HUNTER MILL DISTRICT)** (Tape 7)

(O) The application property is on the north side of Coppermine Road, approximately 600 feet east of its intersection with Horse Pen Road, Tax Map 15-4 ((1)) 10 pt.

Ms. Elizabeth D. Baker reaffirmed the validity of the affidavit for the record.

Ms. Baker had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, Kris Abahamson, Branch Chief, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Hudgins moved to that the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 1999-HM-022, be amended from the R-1 District to the PDC District, subject to the proffers dated March 30, 2001. Chairman Hanley seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Hudgins moved:

- Modification of the transitional screening requirement along the site's northern boundary in favor of that depicted on the Conceptual Development Plan/Final Development Plan.
- Waiver of the barrier requirements along the site's northern boundary and along those boundaries adjacent to the R-1 District located to the southeast and southwest of the site.

Supervisor Bulova seconded the motion and it carried by a vote of seven, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

89. **4:30 P.M. – PH ON A PROPOSAL TO ABANDON LONG PLACE (BRADDOCK DISTRICT)** (Tape 7)

- (O) A Certificate of Publication was filed from the editor of the Fairfax Journal showing that notice of said public hearing was duly advertised in that newspaper in the issues of April 12 and April 19, 2001.

Following the public hearing, Supervisor Bulova moved adoption of the Order abandoning Long Place. Supervisor Connolly seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

90. **4:30 P.M. – PH ON REZONING APPLICATION RZ 2000-BR-039 (BRENT PERRY) (BRADDOCK DISTRICT)** (Tapes 7-8)

- (O) The application property is located west of the intersection of Verde Vista Drive and Lamarre Drive, Tax Map 57-3 ((1)) 5 and 6.

Ms. Sara V. Kroll reaffirmed the validity of the affidavit for the record.

Ms. Kroll had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, James Albright, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Bulova moved:

- Amendment of the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 2000-BR-039, from the R-1 and WS Districts to the R-4 and WS Districts, subject to the proffers dated April 18, 2001.
- Waiver of the minimum district size for a cluster subdivision.
- Waiver of the requirement for one acre of open space in a cluster subdivision.

Supervisor Connolly seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

91. **4:30 P.M. – PH ON REZONING APPLICATION RZ 2000-MV-046 (HUNTINGTON METRO LLC) (MOUNT VERNON DISTRICT)** (Tape 8)

- (O) The application property is located in the northeast quadrant of the intersection of Fort Drive and North Kings Highway and south side of Huntington Avenue, Tax Map 83-1 ((1)) 17; 83-1 ((7)) 2B; 83-3 ((1)) 88.

Ms. Elizabeth D. Baker reaffirmed the validity of the affidavit for the record.

Ms. Baker had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

Chairman Hanley and Supervisor Kauffman disclosed, with input from David P. Bobzien, County Attorney, that they are the alternate and the principal representatives on the Board of Directors of the Washington Metropolitan Area Transit Authority, but in a different order than in the alphabetical listing, which is from when it started.

Following the public hearing, which included testimony by three speakers, Cathy Belgin, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Following additional discussion with input from Captain Robert J. Spoone, Fairfax County Fire and Rescue Department, Supervisor Hyland moved:

- Amendment of the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 2000-MV-046, from the C-2, C-6, R-4, R-20, and R-30 Districts to the PRM District, subject to the proffers dated March 23, 2001.
- Waiver of the loading requirements for retail uses and modification of the office and the multifamily loading requirements.
- Waiver of the transitional screening and barrier requirements along the north, south and west property lines in lieu of that shown on the final development plan.
- Waiver of the provision of a bicycle trail along North Kings Highway in favor of a six foot wide pedestrian sidewalk.

- Waiver of the minimum 200 square foot privacy yard requirement for single family attached dwelling units.
- Waivers to permit underground detention and water quality within the residential multifamily area.
- Waiver of the maximum 600-foot private street length requirement.

The motion was multiply seconded and it carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Frey and Supervisor McConnell and being out of the room.

92. **4:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-L-020-19 (KINGSTOWNE COMMERCIAL LP) (LEE DISTRICT)** (Tape 8)

The application property is located generally southwest of South Van Dorn Street, Tax Map 91-2 ((1)) pt. 26A, pt. 26B and 32F.

Ms. Erika L. Bryd reaffirmed the validity of the affidavit for the record.

Ms. Bryd had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

Supervisor Kauffman disclosed the following campaign contribution which he had received:

- In excess of \$200 from Mr. Warren E. Halle

Following the public hearing, Peter Braham, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Kauffman moved:

- Approval of Proffered Condition Amendment Application PCA 84-L-020-19, subject to the proffers dated April 26, 2001.
- Reaffirmation of the previously granted modifications to the transitional screening yard and barrier requirements.

Chairman Hanley seconded the motion and it carried by a vote of nine, Supervisor McConnell and being out of the room.

93. **4:30 P.M. ON REZONING APPLICATION RZ 2000-SU-021 (EQUITY HOMES, LP) (SULLY DISTRICT)** (Tape 8)

Supervisor Frey moved to defer the public hearing on Rezoning Application RZ 2000-SU-021 (Equity Homes, LP) until **June 25, 2001, at 3 p.m.** Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

94. **4:30 P.M. – BOARD DECISION ON REZONING APPLICATION RZ 1999-MA-051 AND SPECIAL EXCEPTION APPLICATION SE 99-M-038 (LEEWOOD INVESTMENTS AND ASSOCIATES, LLC) (MASON DISTRICT)** (Tape 8)

(O) The Rezoning Application RZ 1999-MA-051 and Special Exception Application SE 99-M-038 property is located in the northeast quadrant of the intersection of Braddock Road and Woodland Drive extended, Tax Map 71-3 ((8)) 9, 9A, and 10A.

Supervisor Gross asked unanimous consent that the Board direct staff to correct the item in the Board Package regarding Rezoning Application RZ 1999-MA-051 property to reflect that it is located in the Mason District. Without objection, it was so ordered.

Following the public hearing, Kris Abrahamson, Branch Chief, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Gross moved:

- Amendment of the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1999-MA-051, from the R-1 District to the R-5 District, subject to the execution of proffers dated September 21, 2000.
- Approval of Special Exception Application SE 99-M-038, subject to the development conditions set forth in Appendix 2 and subject to a recommendation of approval by the Health Care Advisory Board.
- Modification of the transitional screening requirements along the property lines and waiver of the barrier requirement along the eastern, western, and southern property lines in favor of that shown on the Generalized Development Plan/SE plat.

- Modification of the Public Facilities Manual requirement for a Type 1 trail along Braddock Road to permit a six-foot wide sidewalk.
- Modification of the Additional Standards for Health Care Facilities for 100-foot building setback from the adjacent R-1 zoning district to the north and the R-3 zoning district to the east.
- Waiver of the interparcel access requirement to the east.

Supervisor Hyland seconded the motion.

Following additional discussion, the question was called on the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

95. **5:30 P.M. – PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (Tapes 8-9)

A Certificate of Publication was filed from the editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that newspaper in the issues of April 12 and April 19, 2001.

The public hearing was held and included testimony from the following speaker:

- Mandy Baldrige regarding housing, child care, and hunger.

ADDITIONAL ACTIONS FROM CLOSED SESSION

96. **AUTHORIZATION OF THE EXPENDITURE OF \$500,000 FROM THE LAND ACQUISITION FUND** (Tape 9)

Supervisor Kauffman moved that the Board authorize the expenditure of \$500,000 from the Land Acquisition Fund to assist the Fairfax County Park Authority in acquiring the property of Olander Banks at 7400 Old Telegraph Road, Fairfax County Tax Map Number 91-4((1)), parcels 23 and 24. Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

97. **APPROVAL OF AMENDED AND RESTATED REAL ESTATE CONTRACT (EAST PARCEL) WITH KOLL METROPOLITAN LLC**
(Tape 9)

Supervisor Frey moved:

- Approval of the amended and restated contract (East Parcel) with Koll Metropolitan LLC
- That the Board authorize the County Executive to execute the contract on behalf of the Board

Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

98. **APPROVAL OF AMENDED AND RESTATED REAL ESTATE CONTRACT (WEST PARCEL) WITH KOLL METROPOLITAN LLC**
(Tape 9)

Supervisor Frey moved:

- Approval of the amended and restated contract (West Parcel) with Koll Metropolitan LLC
- That the Board authorize the County Executive to execute the contract on behalf of the Board

Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor McConnell being out of the room.

99. **BOARD ADJOURNMENT** (Tape 9)

At 5:50 p.m., the Board adjourned.

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