

**AR:ar**

The meeting was called to order at 9:35 a.m. with all Members being present, and with Chairman Hanley presiding.

Others present were Robert J. O'Neill, Jr., County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Barbara M. Jenkins, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

2. **MOMENT OF SILENCE FOR THE LATE JAMES H. PICKFORD AND TENSIA M. ALVIREZ** (Tape 1)

Supervisor Connolly asked everyone to remember in their thoughts and prayers the families of the late James H. Pickford and Tensia M. Alvarez, both of whom died within the past two weeks, and were very dedicated participants in community and County activities.

3. **CERTIFICATE OF RECOGNITION PRESENTED TO THE RHYTHM AND CHEER ALL-STAR DANCE TEAM FOR WINNING THE 1998 GRAND NATIONAL DANCE CHAMPIONSHIP AT WALT DISNEY WORLD** (Tape 1)

Jointly with Supervisor Frey and Supervisor Kauffman, Supervisor McConnell moved approval of the Certificate of Recognition presented to the Rhythm and Cheer All-Star Dance Team for winning the 1998 Grand National Dance Championship at Walt Disney World. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

The Rhythm and Cheer All-Star Dance Team gave a brief demonstration of their winning performance.

4. **CERTIFICATE OF RECOGNITION PRESENTED TO DR. MARY ANN CHUNG, PRINCIPAL, SUNRISE VALLEY ELEMENTARY SCHOOL, UPON HER RETIREMENT** (Tape 1)

Supervisor Dix moved approval of the Certificate of Recognition presented to Dr. Mary Ann Chung, Principal, Sunrise Valley Elementary School, upon her retirement, for her dedication and service to the County Public Schools. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO THE JAMES MADISON HIGH SCHOOL GIRLS SOFTBALL TEAM** (No Tape)

(NOTE: Later in the meeting, this Certificate of Recognition was presented. See Clerk's Summary Item CL#33.)

6. **PROCLAMATION DESIGNATING MAY 1998 AS THE 150TH ANNIVERSARY OF WOODLAWN ELEMENTARY SCHOOL** (Tape 1)

Supervisor Kauffman moved approval of the Proclamation presented to Terry Nunan, Principal, and Vikki Bea, representing the Woodlawn Parents and Teachers Association (PTA), designating May 1998 as the 150th anniversary of Woodlawn Elementary School. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

7. **10:00 A.M. - PRESENTATION OF THE 1997 A. HEATH ONTHANK MEMORIAL AWARDS** (Tape 1)

Peter J. Schroth, Director, Office of Personnel, presented the 1997 A. Heath Onthank Memorial Awards to the following County and School employees:

- Donna M. Bird, Management Analyst II, Police Department;
- Christopher A. Borchovsky, Pipefitting Specialist, Fairfax County Public Schools;
- Sandra Bryan, Educational Administrative Assistant, Markham/Fort Belvoir Elementary Schools;
- Paula H. Grundset, Librarian IV, George Mason Regional Library;
- Gerald W. Jackson, Senior Probation Counselor, Juvenile and Domestic Relations Court;
- K. Michelle Redman, Safety and Security Assistant, Herndon Center;

- Janice C. Schiff, Mental Health Therapist IV, Fairfax-Falls Church Community Services Board (CSB); and
- Francis J. Teevan, Captain II, Fire and Rescue Department.

8. **10:15 A.M. - PRESENTATION OF REPORT OF THE FAIRFAX COUNTY OVERSIGHT COMMITTEE ON DRINKING AND DRIVING** (Tapes 1-2)

(BACs)

Louis Herzog, Chairman, Fairfax County Oversight Committee on Drinking and Driving, presented the Committee's Annual Report.

Following his presentation, Mr. Herzog introduced the new Oversight Committee Chairman, Dr. Susan Ferguson, Vice-President of Research for the Insurance Institute for Highway Safety.

Supervisor Dix moved that the Board adopt and support the recommendations of the Oversight Committee on Drinking and Driving. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Certificate of Appreciation presented to Mrs. Patty Herzog for her dedicated service to the community and leadership roles with Mothers Against Drunk Driving (MADD). This motion was seconded by Supervisor Dix and carried by unanimous vote.

Chairman Hanley moved approval of the Certificate of Appreciation presented to Mr. Herzog for his dedicated service to the community as a member and, for the past four years, Chairman of the Fairfax County Oversight Committee on Drinking and Driving, and in addition, his efforts with MADD. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

**CM:cm**

9. **10:30 A.M. - BOARD ADOPTION OF THE FAIRFAX COUNTY CAPITAL IMPROVEMENT PROGRAM (CIP) FOR FISCAL YEARS (FY) 1999-2003 (WITH FUTURE FISCAL YEARS TO 2006)** (Tapes 3-4)

[NOTE: On March 30, 1998, the Board held a public hearing on the Capital Improvement Program (CIP) for Fiscal Years (FY) 1999-2003 (with future Fiscal Years to 2006), and deferred adoption until April 27, 1998. Following workshops on April 14, 1998, and May 12, 1998, Board adoption of the CIP was deferred until June 8, 1998.]

Following a query by Supervisor Dix, with input from Edward L. Long, Jr., Director, Office of Management and Budget (OMB), Supervisor Bulova moved adoption of the Fairfax County Capital Improvement Program (CIP) for Fiscal Years (FY) 1999-2003 (with future Fiscal Years to 2006), as amended during the Board's workshops on April 14, 1998 and May 12, 1998, to include the following:

- Adjustments to the bond program as discussed during the Board's workshop on May 12, 1998, and detailed in Attachment One of the Memorandum to the Board dated June 8, 1998;
- Continuance of the FY 1998 program with minor revisions to cash flow based on revised schedules and project estimates as contained in the advertised CIP;
- Confirmation of the commitment of \$100 million per year on bond sales for the Schools. Included are anticipated referendums of \$225-250 million each in 1999 and 2001;
- Redirection of \$6.37 million of existing bond authorization from the Woodley project to future commercial revitalization projects; and
- Total projects costs of \$6.2 billion, including \$2.3 billion in the five year period; \$590 million in the period 2004-2006; and \$1.03 billion in future years.

This motion was seconded by Supervisor Connolly.

Supervisor McConnell asked to amend the motion to change the amount in Attachment One, Item Two, from \$2 million to \$3 million for the rebuilding of the Burke Volunteer Fire Station, and this was accepted.

Supervisor Frey asked to amend the motion to add an additional \$3 million to the Northern Virginia Regional Park Authority (NVRPA).

Following discussion, with input from Mr. Long, Supervisor Bulova stated that she would accept the amendment with the understanding that the additional \$3 million for the NVRPA will not go into effect until the later years.

Following further discussion, with input from Mr. Long, Anthony H. Griffin, Deputy County Executive; David B. Marshall, Division Director, Chief, Facilities Planning Branch, Planning Division, Office of Comprehensive Planning (OCP); Leonard P. Wales, Assistant Director, OMB; and Howard J. Guba, Director, Office of Capital Facilities, Department of Public Works (DPW), Supervisor Dix asked unanimous consent that the Board direct staff to provide all of the elements that comprise the total project estimate prior to a public hearing on bond referenda. Without objection, it was so ordered.

Following continued discussion, with input from Mr. Griffin; Mr. Long; and Frank A.

de la Fe, Chairman, Fairfax County Park Authority, Supervisor Mendelsohn moved to amend the motion to show an additional \$9 million in the Fairfax County Park Referendum to be spread over the years 2002, 2003, and 2004. This motion was seconded by Supervisor Hyland.

Following further discussion, Supervisor Connolly moved a substitute amendment to reaffirm the agreement worked out with the Park Authority at the workshop. This motion was seconded by Supervisor Bulova.

Following discussion, with input from David P. Bobzien, County Attorney, the question was called on the substitute amendment to the motion to reaffirm the agreement with the County Park Authority which **CARRIED** by a recorded vote of six, Supervisor Dix, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn voting “**NAY.**”

Supervisor Dix moved to table the amendment as substituted. This motion was seconded by Supervisor Mendelsohn.

Following a brief discussion, with input from Mr. Bobzien, the question was called on the motion which **FAILED** by a recorded vote of six, Supervisor Dix, Supervisor Hyland, Supervisor Mendelsohn, and Chairman Hanley voting “**AYE.**”

The question was then called on the amendment to the main motion, as substituted, to reaffirm the agreement with the Park Authority which **CARRIED** by a recorded vote of nine, Supervisor Dix voting “**NAY.**”

Supervisor Kauffman asked to further amend the main motion to direct staff to develop a study of alternative scheduling approaches for court operations including extended hours and/or night court. The report should include costs and benefits to the County and users of the courts. In addition the study should determine whether any of the alternatives would lessen the space and parking requirements of the proposed courthouse expansion, and this was accepted.

Following discussion, with input from Mr. Long, Supervisor Hyland asked to amend the motion to consider adding to the Carryover Budget Review the sum of \$75,000 to conduct a feasibility study on the Mount Vernon Mental Health Center, and this was accepted.

Supervisor Dix asked to amend the motion to modify Attachment Two as of June 8, 1998, to:

- Reflect the accurate number of new referendum and accurately reflect what the future year obligation would be under that authorization; and

- Under Schools, reflect a new referendum that would contemplate a \$225 million bond request in years 2001 and 2003;

and this was accepted.

Supervisor Dix moved that the Board accept the Planning Commission's recommendation to delete the Northwest County Adult Alternative Education Center. This motion was seconded by Supervisor Mendelsohn.

Following further discussion with input from Mr. Long; Mr. Bobzien; Mr. Marshall; and Roger W. Webb, Director, Office of Administrative, Logistical, and Operations Services, Department of Facilities Services, School Division; the question was called on the motion which **FAILED** by a recorded vote of five, Supervisor Frey, Supervisor Dix, Supervisor Kauffman, and Supervisor Mendelsohn voting "AYE," Supervisor Hyland being out of the room.

The question was then called on the main motion to adopt the CIP for FY 1999-2003 (with future Fiscal Years to 2006), as amended, which **CARRIED** by a recorded vote of eight, Supervisor Dix voting "NAY," Supervisor Hyland being out of the room.

10. **ADMIN 23 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON FALL BOND REFERENDUMS FOR PARKS AND PUBLIC SAFETY** (Tapes 4-5)

Bonds

- (A) Supervisor Bulova called the Board's attention to Admin 23 - Authorization to Advertise a Public Hearing on Fall Bond Referendums for Parks and Public Safety and moved that the Board authorize the advertisement of a public hearing to be held before the Board on **June 29, 1998 at 5:30 p.m.** on proposed bond referendums, as amended from \$84 million to \$87 million for Parks and Park Facilities, and from \$98.92 million to \$99.92 million for Public Safety, to be held at the general election on November 3, 1998. This motion was seconded by Supervisor McConnell.

Following discussion, with input from Howard J. Guba, Director, Office of Capital Facilities, Department of Public Works (DPW), Supervisor Dix moved a substitute motion to:

- Reduce the authorization sent to public hearing to \$4.5 million for Mount Vernon; \$5.2 million for West Springfield; \$8.6 million for Sully; and \$75 million for the courthouse expansion to result in a total cost of \$105.1 million or a net of \$72 million on the public safety referendum; and
- Approve staff recommendation regarding parks of \$60 million plus \$3 million for the Northern Virginia Regional Park Authority (NVRPA) for a grand total of \$63 million, \$51 million for the County Park Authority and \$12 million for the NVRPA.

The motion died for lack of a second.

Supervisor Dix asked unanimous consent that the Board direct staff to provide a ruling on *Virginia Code* Section 15.1-540 of 1989 which does not require that a second be garnered in order for a Board member to be entitled to a vote on a motion. Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#13.)

11. **ORDERS OF THE DAY** (Tape 5)

Chairman Hanley stated that, pending a ruling from the County Attorney, the Board would proceed to the next agenda item and return to Administrative Item 23 later in the meeting.

12. **ADMINISTRATIVE ITEMS** (Tape 5)

Supervisor Connolly moved approval of the Administrative Items with the exception of Administrative Item 23. This motion was seconded by Supervisor Kauffman.

Chairman Hanley called the Board's attention to Administrative Item 18 - Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6, Adoption of State Law and a brief discussion ensued with input from William J. Heffron, Director, Planning and Research, Police Department.

Supervisor Connolly called the Board's attention to Administrative Item 24 - Authorization to Advertise a Public Hearing on Proposed Amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) Regarding Deletion of County Health Department Reports and Determinations for Home Child Care Facilities, Child Care Centers, Nursery Schools, Private Schools of General Education, and Private Schools of Special Education and a brief discussion ensued with input from Jane W. Gwinn, Zoning Administrator, Office of Comprehensive Planning (OCP).

Supervisor Mendelsohn called the Board's attention to Administrative Item 25 - Authorization to Advertise a Public Hearing on Proposed Amendment to the Code of the County of Fairfax, Chapter 108 (Noise Ordinance) Regarding Permitted Hours of Construction Activity on Sundays and thanked staff for bringing this item forward.

Supervisor Gross called the Board's attention to Administrative Item 26 - Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) Regarding Drive-Through Pharmacies. Following discussion, with input from Ms. Gwinn, Supervisor Gross moved to amend the motion to change the date of the public hearing to September 14, 1998. This motion was seconded by Supervisor Connolly.

Supervisor Connolly asked unanimous consent that the Board direct staff to provide information to Board Members on drive-through pharmacies in other jurisdictions.

Without objection, it was so ordered.

Supervisor Mendelsohn asked unanimous consent that the Board direct staff to provide information to Board Members on which properties currently subject to special exception would be affected and what the conditions are. Without objection, it was so ordered.

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

Further discussion ensued regarding drive-through pharmacies, with input from Ms. Gwinn.

The question was called on the motion to approve the Administrative Items, as amended, which carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Hyland being out of the room.

**ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (DRANESVILLE, MASON, PROVIDENCE, SPRINGFIELD AND SULLY DISTRICTS)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated June 8, 1998, be recommended into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Falcon Ridge, Section 4	Dranesville	High Hill Place, Route 8035 Windy Hollow Road, Route 8277 Blackmore Vale Way Warwick Stone Way Garst Drive
Woodburn Heights, Section 2	Mason	Spicewood Drive, Route 2464
Wheatland Farms, Section 1 and 2	Providence	Wheatland Farms Drive Sweetmeadow Drive Sweetmeadow Court

Barrington, Section 10	Springfield	Bressingham Drive, Route 8785 Deveron Court
The Greens at Fair Lakes, Section 1	Sully	Rippling Pond Drive, Route 8128 Fair Lakes Parkway, Route 7700, Additional right-of-way only

**ADMIN 2 - EXTENSION OF REVIEW PERIOD FOR 2232 PUBLIC FACILITY REVIEW APPLICATIONS**

Authorized the extension of the review period for the eight 2232 Public Facility Review Applications listed in the Memorandum to the Board dated June 8, 1998 until December 8, 1998, to ensure compliance with the 60-day review requirement mandated by Section 15.2-2232 of the *Code of Virginia*.

**ADMIN 3 - INSTALLATION OF "NO PARKING" SIGNS ADJACENT TO A FLOOD PLAIN AREA ON COMMONWEALTH BOULEVARD (BRADDOCK DISTRICT)**

- (R)
- Adopted a Resolution restricting parking adjacent to a flood plain area at the following location:
    - Commonwealth Boulevard (Route 4801); and
  - Directed staff to secure the necessary permits from the Virginia Department of Transportation (VDOT) to install "No Parking" signs at the referenced location at the earliest possible date.

**ADMIN 4 - INSTALLATION OF "NO PARKING" SIGNS ALONG THE SOUTH SIDE OF THE 5600 BLOCK COLUMBIA PIKE SERVICE DRIVE (MASON DISTRICT)**

- (R)
- Adopted a Resolution restricting parking at the following location:
    - Along the south side of the 5600 block Columbia Pike (Route 244) service drive; and
  - Directed staff to secure the necessary permits from the Virginia Department of Transportation (VDOT) to install "No Parking" signs at the referenced location at the earliest possible date.

**ADMIN 5 - ABANDONMENT OF A PORTION OF OLD HUNTER MILL ROAD  
(HUNTER MILL DISTRICT)**

- (R) Adopted a Resolution abandoning a portion of Old Hunter Mill Road between Hunter Mill Road (Route 674) and the former alignment of Baron Cameron Avenue.

**ADMIN 6 - ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE OF  
A BOND BY THE FAIRFAX COUNTY ECONOMIC DEVELOPMENT  
AUTHORITY (EDA) ON BEHALF OF MOUNT VERNON LADIES'  
ASSOCIATION OF THE UNION (MOUNT VERNON DISTRICT)**

- (R) Adopted a Resolution approving the issuance of a bond issue by the Fairfax County Economic Development Authority (EDA) on behalf of Mount Vernon Ladies' Association of the Union.

**ADMIN 7 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS  
99001 FOR THE DEPARTMENT OF HEALTH'S BREAST AND CERVICAL  
CANCER GRANT, THE PERINATAL SERVICES GRANT, AND THE  
IMMUNIZATION ACTION PLAN GRANT**

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99001 in the amount of \$122,554 for the Department of Health's Breast and Cervical Cancer Grant (\$25,000); the Perinatal Services Grant (\$26,904); and the Immunization Action Plan Grant (\$70,650) from the Virginia Department of Health for the period July 1, 1998 through June 30, 1999. No local cash match is required.

**ADMIN 8 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS  
99002 FOR THE DEPARTMENT OF HEALTH'S CHRONIC DISEASE  
PREVENTION PROJECT GRANT FROM THE VIRGINIA DEPARTMENT OF  
HEALTH**

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99002 in the amount of \$55,000 for the Department of Health to continue the implementation of a preventive and early intervention health promotion program for chronic disease. The grant is for the period July 1, 1998 through June 30, 1999. No local cash match is required.

**ADMIN 9 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS  
99003 FOR THE NEUTRAL CASE EVALUATION/ALTERNATIVE DISPUTE  
RESOLUTION GRANT**

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99003 in the amount of \$40,426 for the Fairfax County Circuit Court to continue the Neutral Case Evaluation/Alternative Dispute Resolution grant. This grant from the Supreme Court of Virginia will run for the period July 1, 1998 through June 30, 1999. No local cash match is required.

**ADMIN 10 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99004 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO ACCEPT \$436,528 IN FEDERAL, STATE, AND OTHER FUNDING FOR THE PROVISION OF ALCOHOL AND DRUG DAY TREATMENT SERVICES FOR WOMEN**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99004 in the amount of \$436,528 for the Alcohol and Drug Services of the Fairfax-Falls Church Community Services Board (CSB) to continue to provide alcohol and drug day treatment services for women at the Hope Center in Fiscal Year (FY) 1999. No local cash match is required.

**ADMIN 11 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99005 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO ACCEPT \$387,024 IN HIGH INTENSITY DRUG TRAFFICKING AREA FUNDS FROM THE OFFICE OF NATIONAL DRUG CONTROL POLICY**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99005 in the amount of \$387,024 for the Alcohol and Drug Services of the Fairfax-Falls Church Community Services Board (CSB) to accept funds from the Office of National Drug Control Policy to continue support of the activities of the High Intensity Drug Trafficking Area project for the six months from July 1, 1998 through December 31, 1998. No local cash match is required.

**ADMIN 12 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99006 FOR THE DEPARTMENT OF HEALTH'S COMMUNITY COLLABORATION PROJECT AND ANONYMOUS HIV TESTING SITE GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99006 in the amount of \$52,000 for the Department of Health to continue to fund a contract with a minority community based organization for HIV prevention outreach and anonymous HIV testing. No local cash match is required.

**ADMIN 13 - AUTHORIZATION FOR THE DEPARTMENT OF FAMILY SERVICES/OFFICE FOR CHILDREN TO APPLY FOR CONTINUING FUNDING THROUGH THE VIRGINIA PRESCHOOL INITIATIVE**

Authorized the Department of Family Services/Office for Children to apply to the Virginia Department of Education's Virginia Preschool Initiative for funding in the amount of \$854,585 to support quality educational programs for at-risk four year old children. The program year runs from July 1, 1998 through June 30, 1999. Total project cost is \$3,051,000; the remaining \$2,196,415, a required in-kind match, is met through existing Head Start services provided by Fairfax County Public Schools.

**ADMIN 14 - AUTHORIZATION FOR THE FIRE AND RESCUE DEPARTMENT TO APPLY FOR A GRANT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) TO MAINTAIN AND DEVELOP THE COUNTY'S URBAN SEARCH AND RESCUE CAPABILITY**

Authorized the Fire and Rescue Department to apply for a grant from the Federal Emergency Management Agency (FEMA) in the amount of \$80,000 to develop and maintain the County's urban search and rescue capability through its Urban Search and Rescue Task Force, VA-TF1. This grant is an amendment to an initial award of \$76,000 made by FEMA to the department in October 1997. This grant is for two years (October 1997 through September 1999) and no local cash match is required.

**ADMIN 15 - AUTHORIZATION FOR THE FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, TO SUBMIT A GRANT APPLICATION TO VIRGINIA DEPARTMENT OF MOTOR VEHICLES (DMV) FOR AN "OPERATION KIDS" CHILD PASSENGER SAFETY PROGRAM**

Authorized the Fairfax County Police Department, Traffic Safety Section, to submit an application to the Virginia Department of Motor Vehicles (DMV) for a grant in the amount of \$15,000 to fund an "Operation Kids" Child Passenger Safety Program for the period October 1, 1998 through September 30, 1999. The County's match will be provided through in-kind services to be performed by existing staff.

**ADMIN 16 - AUTHORIZATION FOR THE FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, TO SUBMIT A GRANT APPLICATION TO VIRGINIA DEPARTMENT OF MOTOR VEHICLES (DMV) FOR A SMOOTH OPERATOR/ROAD SHARK ENFORCEMENT/EDUCATION PROGRAM**

Authorized the Fairfax County Police Department, Traffic Safety Section, to submit an application to the Virginia Department of Motor Vehicles (DMV) for a grant in the amount of \$66,080 to fund a smooth operator/road shark enforcement/education program for the period October 1, 1998 through September 30, 1999. The County's match will be provided through in-kind services to be performed by existing staff.

**ADMIN 17 - AUTHORIZATION FOR THE FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, TO SUBMIT A GRANT APPLICATION TO VIRGINIA DEPARTMENT OF MOTOR VEHICLES (DMV) FOR A SKIDCAR TRAINING PROGRAM**

Authorized the Fairfax County Police Department, Traffic Safety Section, to submit an application to the Virginia Department of Motor Vehicles (DMV) for a grant in the amount of \$40,000 to fund a skidcar training program for the period October 1, 1998 through September 30, 1999. The County's match will be provided through in-kind services to be performed by existing staff.

**ADMIN 18 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX,**

**CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6,  
ADOPTION OF STATE LAW**

- (A) (NOTE: Earlier in the meeting, there was discussion regarding this item. See Clerk's Summary page seven.)

Authorized the advertisement of a public hearing to be held before the Board on **June 29, 1998 at 4:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6, Adoption of State Law.

**ADMIN 19 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO ABANDON A PORTION OF POBURN ROAD AND OUTLOT F (SPRINGFIELD DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 13, 1998 at 4:00 p.m.** to consider the abandonment of a portion of Poburn Road and Outlot F located near the intersection of Roberts Parkway (Route 6197) and the Fairfax County Parkway (Route 7100).

**ADMIN 20 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO VACATE AND ABANDON A PORTION OF BELLE HAVEN ROAD (MOUNT VERNON DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 13, 1998 at 4:00 p.m.** to consider the vacation and abandonment of a portion of Belle Haven Road (Route 632).

**ADMIN 21 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF COUNTY ROAD BOND PROJECT - WIEHLE AVENUE - PHASE II FAIRFAX COUNTY PARKWAY TO RESTON AVENUE (HUNTER MILL DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **June 29, 1998 at 3:30 p.m.** on the acquisition of interests in real property necessary for the construction of County Road Bond Project 006495 - Wiehle Avenue - Phase II Fairfax County Parkway to Reston Avenue.

**ADMIN 22 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF COUNTY ROAD BOND PROJECT - BURKE CENTRE PARKWAY (SPRINGFIELD DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **June 29, 1998 at 4:00 p.m.** on the acquisition of interests in real property necessary for the construction of County Road Bond Project 064153 - Burke Centre Parkway.

**ADMIN 23 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON FALL BOND REFERENDUMS FOR PARKS AND PUBLIC SAFETY**

(NOTE: Earlier in the meeting, motions were made regarding this item. See Clerk's Summary Item CL#10. Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#13.)

**ADMIN 24 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING DELETION OF COUNTY HEALTH DEPARTMENT REPORTS AND DETERMINATIONS FOR HOME CHILD CARE FACILITIES, CHILD CARE CENTERS, NURSERY SCHOOLS, PRIVATE SCHOOLS OF GENERAL EDUCATION, AND PRIVATE SCHOOLS OF SPECIAL EDUCATION**

- (R)  
(A) (NOTE: Earlier in the meeting, there was discussion regarding this item. See Clerk's Summary page seven.)

Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on July 15, 1998 and before the Board on **August 3, 1998 at 4:00 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding the deletion of County Health Department reports and determinations for home child care facilities, child care centers, nursery schools, private schools of general education, an private schools of special education.

**ADMIN 25 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 108 (NOISE ORDINANCE) REGARDING PERMITTED HOURS OF CONSTRUCTION ACTIVITY ON SUNDAYS**

- (A) (NOTE: Earlier in the meeting, there was a brief discussion regarding this item. See Clerk's Summary page seven.)

Authorized the advertisement of a public hearing to be held before the Board on **July 13, 1998 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 108 (Noise Ordinance) regarding permitted hours of construction activity on Sundays and federal holidays.

**ADMIN 26 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING DRIVE-THROUGH PHARMACIES**

(R)

(A) (NOTE: Earlier in the meeting, action was taken regarding this item. See Clerk's Summary page seven.)

Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on July 15, 1998 and before the Board on **September 14, 1998 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding drive-through pharmacies.

**ADMIN 27 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING FOR THE COUNTY TO EXECUTE A LEASE WITH BIRMINGHAM GREEN ADULT CARE RESIDENCE, INCORPORATED**

(A) Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Board on **June 29, 1998 at 4:30 p.m.** for the County to execute a lease with Birmingham Green Adult Care Residence, Incorporated.

**ADMIN 28 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 1 (GENERAL PROVISIONS) REGARDING REORGANIZATION OF DEPARTMENTS, AGENCIES AND OFFICES (COUNTYWIDE)**

(R)

(A) Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on June 24, 1998 and before the Board on **June 29, 1998 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 1 (General Provisions) regarding reorganization of departments, agencies and offices.

13. **ADMIN 23 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON FALL BOND REFERENDUMS FOR PARKS AND PUBLIC SAFETY** (Tape 5)

Bonds

(A) (NOTE: Earlier in the meeting, there was discussion and a pending ruling by the County Attorney regarding this item. See Clerk's Summary Item CL#10.)

Following discussion, with input from David P. Bobzien, County Attorney, Chairman Hanley ruled Supervisor Dix's substitute motion out of order.

Following further discussion, with input from Leonard P. Wales, Assistant Director, Office of Management and Budget (OMB), the question was called on the motion to approve Administrative Item 23, as amended, which **CARRIED** by a recorded vote of eight, Supervisor Dix voting "NAY," Supervisor Hyland being out of the room.

**AM:am**

14. **A-1 - DESIGNATION OF SUPPLEMENTAL VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FISCAL YEAR (FY) 1998 REVENUE SHARING PROGRAM FUNDS (SPRINGFIELD DISTRICT)** (Tape 6)

- (R) Following discussion, with input from Shiva K. Pant, Director, Office of Transportation (OT), Supervisor McConnell moved that the Board concur in the recommendation of staff and adopt the Resolution designating a maximum of \$25,000 in unused Virginia Department of Transportation (VDOT) Fiscal Year (FY) 1998 Revenue Sharing Program funds and a maximum of \$25,000 in matching Fairfax County funds for a total of \$50,000 toward funding the improvement of Popes Head Road between Ladue Lane and Popes Head Creek. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Hyland being out of the room.

15. **A-2 - DESIGNATION OF FOUR POSITIONS IN THE FAIRFAX COUNTY ECONOMIC DEVELOPMENT AUTHORITY (EDA)** (Tape 6)

On motion of Supervisor Connolly, seconded by Supervisor McConnell, and carried by a vote of nine, Supervisor Hyland being out of the room, the Board concurred in the recommendation of staff and created four new positions in the Fairfax County Economic Development Authority (EDA).

**BOARD MATTER**

16. **WELCOME TO MR. BRIAN GORDON** (Tape 6)

Supervisor McConnell introduced Mr. Brian Gordon who is working as an intern in the Springfield District office, and warmly welcomed him to the Board Auditorium.

**AGENDA ITEMS**17. **A-3 - REVISIONS TO CHAPTERS 4 AND 10 OF THE PERSONNEL REGULATIONS MODIFYING THE COUNTY'S COMPENSATORY LEAVE POLICY** (Tape 6)

(P) Following discussion, with input from Robert J. O'Neill, Jr., Supervisor Gross moved that the Board concur in the recommendation of staff and approve revisions to Chapters 4 and 10 of the Personnel Regulations modifying the County's Compensatory Leave Policy to preclude "senior managers" from earning or accruing compensatory leave because the Board deems such action to be in the best interest of sound public personnel administration in accordance with Section 3-1-11 (e) of the Merit System Ordinance. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Hyland being out of the room.

18. **A-4 - PROPOSED AMENDMENT WITH VIRGINIA POWER ON ELECTRIC RATES** (Tape 6)

Following discussion, Supervisor Connolly moved that the Board concur in the recommendation of staff and:

- Approve the County Agreement with Virginia Power on rates for electric service covering the three year period July 1, 1997 to June 30, 2000, as recommended by the Virginia Municipal League (VML)/Virginia Association of Counties (VACo) negotiating committee; and
- Authorize the County Executive to execute the Agreement on the Board's behalf.

This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Hyland being out of the room.

19. **A-5 - BOARD APPROVAL OF AWARD OF ADDITIONAL TAXICAB CERTIFICATES** (Tape 6)

On motion of Supervisor Connolly, seconded by Supervisor McConnell, and carried by a vote of nine, Supervisor Hyland being out of the room, the Board concurred in the recommendation of staff and awarded a total of 22 additional certificates, distributed as follows:

- Murphy Brothers, Incorporated (four certificates);
- Fairfax Taxi, Incorporated (four certificates);

- Paul Wallace Management, Incorporated (six certificates); and
- L&Z Transportation, Incorporated (eight certificates).

20. **A-6 - AUTHORIZATION TO MODIFY AN EXISTING HOUSING TRUST FUND LOAN IN SUPPORT OF A PILOT INTER-JURISDICTIONAL REDEVELOPMENT PROJECT (BRADDOCK DISTRICT)** (Tape 6)

On motion of Supervisor Bulova, seconded by Supervisor Kauffman, and carried by a vote of nine, Supervisor Hyland being out of the room, the Board concurred in the recommendation of staff and authorized the modification of the terms of an existing Housing Trust Fund Loan as outlined in the Memorandum to the Board dated June 8, 1998.

21. **C-1 - NATIONAL ASSOCIATION OF COUNTIES' ANNUAL CONFERENCE** (Tape 6)

The Board next considered an item contained in the Memorandum to the Board dated June 8, 1998, regarding Board designation of a voting delegate and alternate voting delegate to represent the County at the National Association of Counties' (NACo) annual conference.

Chairman Hanley relinquished the Chair to Acting-Chairman Kauffman and moved that the Board designate Supervisor Hyland as the voting delegate. This motion was seconded by Supervisor Gross and carried by a vote of nine, Supervisor Hyland being out of the room.

Acting-Chairman Kauffman returned the gavel to Chairman Hanley.

22. **I-1 - DENTAL OPEN ENROLLMENT FOR EMPLOYEES WHO RETIRE BETWEEN JULY 1, 1998 AND OCTOBER 1, 1998** (Tape 6)

The Board next considered an item contained in the Memorandum to the Board dated June 8, 1998, requesting authorization for staff to advise affected retirees of their opportunity to enroll in dental insurance effective October 1, 1998.

The staff was directed administratively to proceed as proposed.

23. **I-2 - STAFF REPORT ON TAXICAB CONTROL-OF-ENTRY REGULATION AND MODEL FORMULA** (Tape 6)

The Board next considered an item contained in the Memorandum to the Board dated June 8, 1998, requesting authorization for staff to continue to utilize the model formula as discussed in the staff report contained in the Memorandum to the Board.

Following discussion, the staff was directed administratively to proceed as proposed.

24. **I-3 - CONTRACT AWARD TO WHITMAN, REQUARDT AND ASSOCIATES FOR THE SURVEY AND DESIGN OF THE LEEHIGH VILLAGE PHASE II SANITARY SEWER EXTENSION AND IMPROVEMENT PROJECT (SULLY DISTRICT)** (Tape 6)

The Board next considered an item contained in the Memorandum to the Board dated June 8, 1998, requesting authorization for staff to award a contract to Whitman, Requardt and Associates in the amount of \$260,928 for the survey and design work associated with Leehigh Village, Phase II, Sanitary Sewer and Extension and Improvement (Project X00829) in Fund 402, Sewer Bond Extension and Improvement.

The staff was directed administratively to proceed as proposed.

25. **I-4 - CONTRACT AWARD - MOUNT ZEPHYR PHASE II (MOUNT VERNON DISTRICT)** (Tape 6)

The Board next considered an item contained in the Memorandum to the Board dated June 8, 1998, requesting authorization for staff to:

- Award a contract to Martin and Gass, Incorporated in the amount of \$2,625,000; and
- Reallocate funds as outlined in the Memorandum to Board.

The staff was directed administratively to proceed as proposed.

26. **I-5 - AWARD OF CONTRACT FOR THE CONSTRUCTION OF THE CASTEL LANI PROJECT BY THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) (SULLY DISTRICT)** (Tape 6)

The Board next considered an item contained in the Memorandum to the Board dated June 8, 1998, requesting authorization for staff to award a contract to DD&B Construction, Incorporated for the construction of the Castel Lani development.

Following discussion, with input from Walter D. Webdale, Director, Department of Housing and Community Development (HCD), the staff was directed administratively to proceed as proposed.

Supervisor Hyland asked unanimous consent that the Board direct staff to change the name of the project to Castel Lani Meadows. Without objection, it was so ordered.

**ADDITIONAL BOARD MATTERS**27. **WELCOME TO MS. CHRISTIANA ZANETTE** (Tape 6)

Supervisor Kauffman introduced Ms. Christina Zanette who is working as an intern in the Lee District office, and warmly welcomed her to the Board Auditorium.

28. **INTENT TO DEFER THE PUBLIC HEARINGS ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 90-C-066-2 (PLAZA AMERICA OFFICE DEVELOPMENT, LLC) AND REZONING APPLICATION RZ 1997-HM-052 (TOLL BROTHERS, INCORPORATED)** (Tape 6)

Supervisor Dix announced his intent, later in the meeting at the appropriate time, to defer the public hearings on Proffered Condition Amendment Application PCA 90-C-066-2 and Rezoning Application 1997-HM-052.

(NOTE: Later in the meeting, these public hearings were formally deferred. See Clerk's Summary Items CL#43 and CL#51.)

29. **RECESS/EXECUTIVE SESSION** (Tape 6)

At 1:40 p.m., Supervisor Connolly moved that the Board recess and go into Executive Session for discussion and consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the Agenda for this meeting and in addition:

- Violations of Fairfax County Code Section 104-1-2 on property shown as Tax Map Numbers 13-4((1)) parcels 47-V and 47-Z; and
- Vacation of a Subdivision Plat concerning property located at 871 and 875 Dolley Madison Boulevard.

This motion was seconded by Supervisor Gross and carried by a vote of nine, Supervisor Hyland being being out of the room.

**CM:cm**

At 3:30 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, with the exception of Supervisor Hyland, and with Chairman Hanley presiding.

**ADDITIONAL BOARD MATTER**30. **ABSENCE OF MOUNT VERNON DISTRICT SUPERVISOR GERALD HYLAND FROM EXECUTIVE SESSION** (Tape 7)

Chairman Hanley announced that Mount Vernon District Supervisor Gerald Hyland was not present during Executive Session.

**ACTION FROM EXECUTIVE SESSION**

31. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 7)

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed, or considered by the Board during the Executive Session. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Hyland being out of the room.

32. **ORDERS OF THE DAY** (Tape 7)

Chairman Hanley announced that the Board would proceed next with the presentation to the James Madison High School Girls Softball Team.

**AGENDA ITEM**

33. **CERTIFICATE OF RECOGNITION PRESENTED TO THE JAMES MADISON HIGH SCHOOL GIRLS SOFTBALL TEAM** (Tape 7)

(NOTE: Earlier in the meeting, this presentation was deferred. See Clerk's Summary Item CL#5.)

Supervisor Dix moved adoption of the Certificate of Recognition presented to the James Madison High School Girls Softball Team for competing in the AAA State Championship. This motion was seconded by Supervisor Mendelsohn and carried by a vote of nine, Supervisor Hyland being out of the room.

**ACTIONS FROM EXECUTIVE SESSION**

34. **AUTHORIZATION FOR FILING A BILL OF COMPLAINT FOR DECLARATORY JUDGEMENT AND INJUNCTIVE RELIEF RELATING TO VIOLATIONS OF THE FAIRFAX COUNTY CODE SECTION 104-1-2 ON PROPERTY SHOWN ON THE FAIRFAX COUNTY REAL PROPERTY IDENTIFICATION MAP AS TAX MAP NUMBERS 13-4((1)) PARCELS 47-V AND 47-Z** (Tape 7)

Supervisor Mendelsohn moved that the Board of Supervisors authorize the filing of a bill of complaint for declaratory judgement and injunctive relief relating to violations of Fairfax County Code 104-1-2 on property shown on the Fairfax County Real Property Identification Map as Tax Map Numbers 13-4((1)) parcels 47-V and 47-Z. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Hyland being out of the room.

35. **AUTHORIZATION FOR SETTLEMENT IN WILLS AND VAN METRE, ET AL. VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, AT LAW NUMBER 167881** (Tape 7)

Supervisor Kauffman moved that the Board authorize settlement of *Wills and Van Metre, et al. Versus Board of Supervisors of Fairfax County*, At Law Number 167881, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Hyland being out of the room.

36. **AUTHORIZATION FOR THE FILING OF A LAWSUIT AGAINST CLEAN VENTURE, INCORPORATED, CYCLE CHEMICAL, INCORPORATED AND JOHN BALL** (Tape 7)

Supervisor Kauffman moved that the Board authorize the filing of a lawsuit against Clean Venture, Incorporated, Cycle Chemical, Incorporated and John Ball according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Hyland being out of the room.

37. **AUTHORIZATION FOR SETTLEMENT IN RESTON INVESTMENT PROPERTIES ASSOCIATES LIMITED PARTNERSHIP, ET AL. VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, ET AL. CONSOLIDATED AT LAW NUMBERS 157825, 157826 AND 157828. CONSOLIDATED AT LAW NUMBERS 157829 AND 157830 AND CONSOLIDATED AT LAW NUMBERS 157824 AND 157827** (Tape 7)

Supervisor Dix moved that the Board authorize settlement in *Reston Investment Properties Associates Limited Partnership, et. al. versus Board of Supervisor of Fairfax County, et al.*, Consolidated At Law Numbers 157825, 157826 and 157828. Consolidated At Law Numbers 157829 and 157830 and Consolidated At Law Numbers 157824 and 157827 according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Hyland being out of the room.

AR:ar

38. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-H-069 (1775 WIEHLE, LLC) (HUNTER MILL DISTRICT)** (Tape 8)

Mr. Carlos M. Montenegro reaffirmed the validity of the affidavit for the record.

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

- In excess of \$200 from Atlantic Realty Companies, Incorporated.

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

- In excess of \$200 each from Mr. Charles K. Nulsen, Mr. David A. Ross, and Mr. Stanley M. Barg of Atlantic Realty Companies, Incorporated.

Mr. Montenegro 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, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Dix moved:

- Approval of Special Exception Application SE 97-H-069 subject to the development conditions dated May 27, 1998, and the reinstatement of Condition Four, as follows:
  - "If, after a final review of the traffic flow and safety issues, Virginia Department of Transportation (VDOT) determines that a right-turn lane serving this property is required, it would be pursued by the applicant with the understanding that all other discussions of site ingress and egress are exhausted, with an acknowledgment that this is a public safety issue"; and
- Modification of the barrier requirement along the northern property boundary to permit the existing chain link fence to remain.

This motion was seconded by Supervisor Frey and carried by a vote of seven, Supervisor Hyland, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

39. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-M-075 (MUBARAK CORPORATION) (MASON DISTRICT)** (Tape 8)

Ms. Tracy Steele Scileppi reaffirmed the validity of the affidavit for the record.

Ms. Scileppi 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 Abrahamson, Branch Chief, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Gross moved:

- Approval of Special Exception Application SE 97-M-075 subject to the development conditions dated May 11, 1998;

- Waiver of the open space requirement for the site following the right-of-way dedication for the Route Seven improvement project; and
- Waiver of the service drive requirement along the Route Seven frontage.

This motion was seconded by Supervisor Connolly and carried by a vote of six. Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Chairman Hanley being out of the room.

40. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING PLAT REQUIREMENTS FOR SPECIAL PERMIT FOR REDUCTION IN MINIMUM YARD REQUIREMENTS BASED ON ERROR IN BUILDING LOCATION AND VARIANCE OF MINIMUM YARD REQUIREMENTS FOR DWELLINGS, AND EDITORIAL REVISIONS** (Tape 8)

- (O) Certificates of Publication were 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 May 21 and May 28, 1998.

Following the public hearing, Supervisor Frey moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding plat requirements for Special Permit for reduction in minimum yard requirements based on error in building location, and for a variance of the minimum yard requirements for dwellings, and to correct several inconsistencies and oversights which have resulted from the adoption of previous Zoning Ordinance amendments, with one editorial change, recommended by staff, to the lead-in paragraph in Section 9-011 to add a reference to Part Nine of Article Two for uses in a floodplain. The change would be on line six of handwritten page seven of the Staff Report, with the revised lead-in paragraph to read:

- "All applications for Special Exception uses shall be accompanied by the following items except that additional or modified submission requirements are set forth in Part One for all light public utility uses; in Part Two for heavy public utility uses; in Part Three for all quasi-public uses; in Part Four for all transportation facilities; in Part Five

for commercial off-street parking in Metro station areas as a temporary use; in Part Six for a cluster subdivision; and, Part Nine of Article Two for uses in the floodplain. Upon receipt of a written request with justification, the Zoning Administrator may modify or waive a submission requirement of Paragraph Two below if it is determined the applicant is clearly not necessary for the review of the application;"

**to become effective on June 9, 1998 at 12:01 a.m.** This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Mendelsohn, and Acting-Chairman Kauffman voting "AYE," Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Chairman Hanley being out of the room.

41. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE PUBLIC FACILITIES MANUAL (PFM) REGARDING STREET STANDARDS (COUNTYWIDE)** (Tape 8)

- (O) Certificates of Publication were 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 May 21 and May 28, 1998.

Following the public hearing, Supervisor Frey moved approval of the proposed amendments to the Public Facilities Manual (PFM) regarding street standards. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Hyland, and Supervisor McConnell being out of the room.

42. **3:30 P.M. - PH TO CONSIDER THE VACATION AND ABANDONMENT OF PORTIONS OF LASALLE AVENUE AND COLONIAL LANE (PROVIDENCE DISTRICT)** (Tape 8)

- (O) Certificates of Publication were 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 May 21 and May 28, 1998.

Following the public hearing, which included testimony by two speakers, Supervisor Connolly moved adoption of the Order abandoning and the Ordinance vacating a portion of LaSalle Avenue (Route 2750) and Colonial Lane (Route 1074). This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Hyland, Supervisor Kauffman, and Supervisor McConnell being out of the room.

SBE:sbe

43. **4:00 P.M. - PH ON REZONING APPLICATION RZ 1997-HM-052 (TOLL BROTHERS, INCORPORATED) (HUNTER MILL DISTRICT)** (Tape 9)

Supervisor Dix moved to defer the public hearing on Rezoning Application RZ 1997-HM-052 until **June 29, 1998 at 5:30 p.m.** This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

44. **4:00 P.M. - PH ON REZONING APPLICATION RZ 95-P-022 (CEDAR LANE ASSOCIATES, LC) (PROVIDENCE DISTRICT)** (Tape 9)

- (O) Mr. H. Kendrick Sanders reaffirmed the validity of the affidavit for the record.

Mr. Sanders 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, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-P-022 be amended from the R-1 and R-5 Districts to the R-5 District subject to the execution of the proffers dated May 1, 1998;
- Waiver of the 600-foot maximum length standard for private streets; and
- Modification of the transitional screening and barrier requirements on the northern, western, and southern boundaries consistent with the Generalized Development Plan (GDP) and the Conceptual Development Plan (CDP) dated August 14, 1997 and revised May 1, 1998.

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

45. **4:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 83-S-042-2 (APC REALTY AND EQUIPMENT COMPANY LLC, WASHINGTON/BALTIMORE CELLULAR LP, AND BELL ATLANTIC MOBILE, INCORPORATED) (SPRINGFIELD DISTRICT)** (Tape 9)

Mr. Michael S. Horwatt reaffirmed the validity of the affidavit for the record.

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

- In the amount of a \$150 donation to the Center for Infant and Child Loss, from Wilkes, Artis, Hedrick and Lane, Chartered, P. C., which purchased a ticket for Supervisor Frey to play in a golf tournament.

Supervisor Mendelsohn disclosed the following campaign contributions which he had received:

- In excess of \$200 from Michael Horwatt and Associates; and
- In excess of \$200 from the Shaw, Pittman Political Action Committee (PAC).

Mr. Horwatt 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, which included testimony by two speakers, Susan Johnson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Following discussion, Chairman Hanley relinquished the Chair to Acting-Chairman Dix and asked unanimous consent that the Board amend the Development Conditions as follows:

- Clarify Development Condition Four by:
  - Inserting the text "ultimate height of the tower structure shall not exceed 140 feet"; and
  - Revising the text where it discusses the total number of antenna/dishes located on the tower to "shall not exceed a maximum of 33 panel antennas, three dish antennas and one whip as shown on the Special Exception (SE) Plat"; and
  - Inserting the sentence "In the event the microwave dishes are removed in the future, this Special Exception allows for their replacement by the same number of panel antennas

- on a one-to-one basis”; and
- Add Development Condition Seven stating that all antenna dishes and cable underwires shall be painted a neutral color to match the tower.

Without objection, it was so ordered.

Chairman Hanley moved approval of Special Exception Amendment Application SEA 83-S-042-2 subject to the development conditions dated November 19, 1997 and amended on the record June 8, 1998. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor McConnell and Supervisor Hyland being out of the room.

Acting-Chairman Dix returned the gavel to Chairman Hanley.

46. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-P-074 (ENTERPRISE RENT-A-CAR) (PROVIDENCE DISTRICT)** (Tape 9)

Ms. Meaghan Kiefer reaffirmed the validity of the affidavit for the record.

Ms. Kiefer 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 Frey disclosed the following campaign contributions which he had received:

- In excess of \$200 from William H. Gordon.

Following the public hearing, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved:

- Approval of Special Exception Application SE 97-P-074 subject to the development conditions dated May 1, 1998;
- Waiver of the transitional screening and barrier requirements in favor of that shown on the Special Exception (SE) Plat; and
- Waiver of the parking lot landscaping and peripheral parking lot landscaping, pursuant to paragraph 6A of the Section 13-201 and paragraph 3A of Section 13-202 of the Zoning Ordinance.

This motion was seconded by Supervisor Frey and carried by a vote of eight, Supervisor Dix and Supervisor Hyland being out of the room.

47. **4:00 P.M. - PH ON PROPOSED RELOCATION OF THE TYSONS PRECINCT POLLING PLACE TO 1503 LINCOLN CENTER COURT, MCLEAN, VIRGINIA (PROVIDENCE DISTRICT)** (Tapes 9-10)

Certificates of Publication were 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 May 21 and May 28, 1998.

Following the public hearing, Supervisor Connolly moved approval of the proposed relocation of the Tysons Precinct Polling Place to 1503 Lincoln Center Court, McLean, Virginia, in accordance with Sections 24.2-307 and 24.2-310 of the *Code of Virginia*. This motion was seconded by Chairman Hanley and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisory Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Frey, and Supervisor Hyland being out of the room.

48. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-P-052 (MCDONALD'S CORPORATION) (PROVIDENCE DISTRICT)** (Tape 10)

Ms. Tracy Steele Scileppi reaffirmed the validity of the affidavit for the record.

Ms. Scileppi 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 Abrahamson, Branch Chief, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved to **deny** Special Exception Application SE 97-P-052. This motion was seconded by Supervisor Gross and carried by a vote of seven, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

49. **4:00 P.M. - PH ON A PROPOSAL TO VACATE AND ABANDON PORTIONS OF LORD FAIRFAX ROAD (PROVIDENCE DISTRICT)** (Tape 10)

- (O) Certificates of Publication were 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 May 21 and May 28, 1998.

Following the public hearing, Supervisor Connolly moved adoption of an Ordinance to vacate and the Order abandoning a portion of Lord Fairfax Road (Route 837). This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisory Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Gross, Supervisor Hyland being out of the room.

50. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 88-S-097 (CANDLEWOOD FAIRFAX, VIRGINIA, LLC AND EXXON LAND DEVELOPMENT INCORPORATED) (SULLY DISTRICT)** (Tape 10)

Mr. Jonathan P. Rak reaffirmed the validity of the affidavit for the record.

Supervisor Frey disclosed the following campaign contributions which he had received:

- In the amount of a \$150 donation to the Center for Infant and Child Loss, from Wilkes, Artis, Hedrick and Lane, Chartered, P. C., which purchased a ticket for Supervisor Frey to play in a golf tournament; and
- In excess of \$99 from Wilkes, Artis, Hedrick and Lane.

Mr. Rak 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, Susan Johnson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 88-S-097 subject to the executed proffers dated May 6, 1998; the Planning Commission having previously approved Final Development Plan Amendment Application FDPA 88-S-097 and Final Development Plan Application FDP 88-S-097-2 on April 30, 1998. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Hyland being out of the room.

Supervisor Frey moved:

- Reaffirmation of the modification of the transitional screening requirement and a waiver of the barrier requirement along the southern property boundary as shown on the Final Development Plan Amendment Application (FDPA);

- Reaffirmation of a waiver of the service drive requirement along Route 50; and
- Modification of the off-street loading requirements for Land Bay 2B.

This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Hyland being out of the room.

51. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 90-C-006-2 (PLAZA AMERICA OFFICE DEVELOPMENT, LLC) (HUNTER MILL DISTRICT)** (Tape 10)

Supervisor Dix moved to defer the public hearing on Proffered Condition Amendment Application PCA 90-C-006-2 until **June 29, 1998 at 5:30 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Hyland being out of the room.

52. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-M-024 (LEVIN MANAGEMENT CORPORATION) (MASON DISTRICT)** (Tape 10)

Supervisor Gross moved to defer the public hearing on special Exception Application SE 97-M-024 until **June 29, 1998 at 4:00 p.m.** This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Hyland being out of the room.

53. **4:30 P.M. - PH TO CONSIDER THE ADOPTION OF AN ORDINANCE TO VACATE A SUBDIVISION PLAT RECORDED IN FAIRFAX COUNTY DEED BOOK 7478, AT PAGE 550, CONCERNING PROPERTY LOCATED AT 871 AND 875 DOLLEY MADISON BOULEVARD (DRANESVILLE DISTRICT)** (Tape 10)

- (O) Certificates of Publication were 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 May 21 and May 28, 1998.

Following the public hearing, Supervisor Mendelsohn moved:

- Adoption of the Ordinance vacating a subdivision plat entitled "Resubdivision of Lot 3, DARNE FARM, Dranesville District, Fairfax County, Virginia," attached to and part of a Deed of Resubdivision and Easements, recorded among the Fairfax County land records in Deed Book 7478, at Page 550 [Tax Map Numbers 31-2((1)) parcels 133A and 133B; 871 and 875 Dolley Madison Boulevard]; and

- As soon as the Ordinance of vacation may be recorded in accordance with Virginia Code 15.2-2271, the owners of the property affected by Subdivision Plat vacation, shall be relieved of the requirements that dedicate and construct the trail along the property's frontage on Dolly Madison Boulevard which requirements are contained in an agreement recorded in Deed Book 7358 at page 400.

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

54. **4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 88-S-077-3 AND PROFFERED CONDITION AMENDMENT APPLICATION PCA 88-S-026-2 (BROOKFIELD-BEVERLY ROAD ASSOCIATES LIMITED PARTNERSHIP) (SULLY DISTRICT)** (Tape 10)

Mr. Francis A. McDermott reaffirmed the validity of the affidavit for the record.

Mr. McDermott 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, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 88-S-026-2 subject to the executed proffers dated April 16, 1998. This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Dix, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

Supervisor Frey moved approval of Special Exception Amendment Application SEA 88-S-077-3 subject to the development conditions dated June 1, 1998. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Dix, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

55. **5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-P-040 AND PROFFERED CONDITION AMENDMENT APPLICATION PCA 74-7-057-2 (PROSPERITY PROFESSIONAL CENTER, LLC) (PROVIDENCE DISTRICT)** (Tapes 10-13)

Mr. Michael J. Giguere reaffirmed the validity of the affidavit for the record.

Supervisor Dix disclosed the following campaign contributions which he had received:

- In excess of \$200 from Mr. David A. Ross, Atlantic Reality Companies, Incorporated;
- In excess of \$200 from Mr. Charles K. Nulsen, Atlantic Reality Companies, Incorporated; and
- In excess of \$200 from Mr. Stanley M. Barg, Atlantic Reality Companies, Incorporated.

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

- In excess of \$200 from Atlantic Reality Companies, Incorporated.

Chairman Hanley disclosed the following campaign contribution which she had received:

- In excess of \$200 from Mr. Michael J. Giguere.

Mr. Giguere 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, which included testimony by 24 speakers, Supervisor Connolly moved to waive the reading of staff and Planning Commission recommendations. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

Following discussion, Supervisor Connolly moved that the Board **deny** Proffered Condition Amendment Application PCA 74-7-057-2 and Special Exception Application SE 97-P-040. This motion was seconded by Supervisor Bulova and **CARRIED** by a recorded vote of seven, Supervisor Dix abstaining, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

### **ADDITIONAL BOARD MATTERS**

**AM:am**

56. **HAPPY BIRTHDAY TO MS. BARBARA M. JENKINS** (Tape 13)

Chairman Hanley announced that today is the birthday of Barbara M. Jenkins, Assistant to the County Executive, and she wished her a happy birthday on behalf of the entire Board.

57. **PROCLAMATION DESIGNATING OCTOBER 3-10, 1998 AS "TURN OFF THE VIOLENCE" WEEK IN FAIRFAX COUNTY** (Tape 13)

Chairman Hanley stated that Fairfax County will again participate in the "Turn Off the Violence" Campaign. This Campaign highlights opportunities for the community to work together to promote nonviolence through a week long series of activities and events.

Therefore, Chairman Hanley relinquished the Chair to Acting-Chairman Dix and moved that the Board direct staff to:

- Prepare a Proclamation proclaiming October 3-10, 1998 as "**Turn Off the Violence Week**" in Fairfax County; and
- Invite the Northern Virginia Turn Off the Violence Coalition to appear before the Board to receive this Proclamation.

This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

58. **THANK YOU TO THE FAIRFAX COUNTY FIRE AND RESCUE DEPARTMENT** (Tape 13)

Chairman Hanley stated that she had received a letter from Ms. Marcia Dykes noting the excellent service her mother received from the Fairfax County Fire and Rescue Department. Ms. Dykes indicated the personnel were "kind, caring, considerate, and most professional."

With a notation that Ms. Dykes' observations are confirmation of the level of service all employees work to provide the citizens of the County, Chairman Hanley asked unanimous consent that the Board direct staff to include a copy of this letter in the Personnel files of the appropriate employees. Without objection, it was so ordered.

59. **CERTIFICATE OF APPRECIATION TO MS. MARY MARGARET HAMMOND** (Tape 13)

Chairman Hanley noted that Ms. Mary Margaret Hammond is retiring from the Commission for Women and moved that the Board direct staff to invite Ms. Hammond to appear before the Board so that her contributions to workplace initiatives as well as her nine years of service to Fairfax County may be recognized. This motion was seconded by Supervisor Gross and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

60. **THE WANDERERS BOOK** (Tape 13)

Chairman Hanley stated that recently Falls Church resident Ms. Jean Skillman sent her a letter commending Captain Audrey Slyman and the Mason District Police Station for their establishment of the Wanderers Book, a registry of persons with Alzheimer's disease and other brain altering conditions who are at risk of getting lost and not knowing who they are or where they live. As described in Ms. Skillman's letter, the book includes

identification and photographs provided voluntarily by the families of those at risk, as well as important contact information of their caregivers.

Chairman Hanley expressed her appreciation to Ms. Skillman for bringing the Wanderers Book to her attention and asked unanimous consent that the Board direct staff to:

- Obtain further information about the Wanderers Book: and
- Determine whether it could be implemented Countywide.

Without objection, it was so ordered.

61. **ADVISORY SOCIAL SERVICES BOARD'S (ASSB) REVIEW OF THE HEALTH CARE ADVISORY BOARD'S (HCAB) REPORT, THE ADULT CARE RESIDENCE STUDY GROUP** (Tape 13)

Chairman Hanley distributed to Board Members a copy of the Advisory Social Services Board's (ASSB) review of the Health Care Advisory Board's (HCAB) report, *The Adult Care Residence Study Group*. The ASSB endorses the HCAB recommendations and calls the Board's attention to three specific recommendations in the report.

Chairman Hanley moved that the Board direct staff to review the HCAB report and the information from the ASSB. This motion was seconded by Supervisor Gross and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

62. **FAIRFAX COUNTY FEDERATION OF CITIZENS ASSOCIATIONS RESOLUTIONS REGARDING PARKS BOND REFERENDUM AND THE WESTERN TRANSPORTATION CORRIDOR** (Tape 13)

Chairman Hanley referred to a memorandum that she had received from the Fairfax County Federation of Citizens Associations regarding its adoption of two resolutions. The first resolution supports the parks bond referendum, with encouragement to the Board to increase the bond amount for the Northern Virginia Regional Park Authority. The second resolution expresses opposition to the Western Transportation Corridor as presently proposed by the Virginia Department of Transportation (VDOT).

63. **"AMERICAN HERITAGE RIVERS INITIATIVE" (AHRI)** (Tape 13)

Chairman Hanley referred to a letter that she had received from Congressman Frank R. Wolf, regarding President Clinton's "American Heritage Rivers Initiative" (AHRI) issued in the *Federal Register* September 15, 1997.

64. **CIVIL WAR SITES LOCATED IN BALMORAL ESTATES TO BE CONSIDERED FOR NOMINATION TO THE NATIONAL REGISTER OF HISTORIC PLACES AND THE VIRGINIA LANDMARKS REGISTER** (Tape 13)

With reference to her Board Matter, Chairman Hanley stated that two civil war sites located in Balmoral Estates (Springfield District) will be considered for nomination to both the National Register of Historic Places and the Virginia Landmarks Register. At a June 17, 1998 meeting the Commonwealth's State Review Board and Historic Resources Board will consider at a public hearing the applications for "A Fort and Battery Hill Redoubt." Both sites were part of Camp Early, a Confederate encampment established in 1861 after the Battle of the First Manassas.

Therefore, Chairman Hanley moved that the Board direct staff to prepare a letter indicating the Board's support for the two historic nominations for inclusion in the record at the June 17, 1998 public hearing. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

65. **WATER QUALITY PROTECTIONS TIPS: WAYS TO IMPROVE WATER QUALITY FOR EVERYONE'S BENEFIT** (Tape 13)

Chairman Hanley said that the Department of Forestry, in conjunction with the Virginia Cooperative Extension and the Northern Virginia Soil and Water Conservation District (NS&WCD), has compiled a handout/flier entitled *Water Quality Protection Tips: Ways to Improve Water Quality for Everyone's Benefit*. With the cooperation of the Board, these organizations would like to have this information disseminated by the Office of Public Affairs in at least one mailing to Civic and Homeowner Associations and in any other mailings that the Office of Public Affairs may deem appropriate. There is so much that the individual homeowners can do to protect the streams, rivers, watersheds and the Chesapeake Bay by simply implementing these suggestions.

Therefore, Chairman Hanley moved that the Board:

- Support this effort by joining with these agencies through this handout and by encouraging every resident of the County to implement these eight water quality protection tips; and
- Direct staff to disseminate this information.

This motion was seconded by Supervisor Gross and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

66. **BLUE RIBBON COMMISSION ON TAX REFORM** (Tape 13)

Chairman Hanley shared a letter that she had received from Governor James S. Gilmore, III, regarding her letter requesting that a Blue Ribbon Commission on Tax Reform be convened to develop alternatives to the methods currently available for financing state and local government operations.

67. **REPORT OF AUDIT COMMITTEE ACTIVITIES** (Tape 13)

Chairman Hanley said that at its June 1st meeting the Audit Committee met for an update on the status of the Auditor's activities and to discuss a schedule for regular Audit reports for the Board. She referred to her written Board Matter and briefly reviewed the report.

Chairman Hanley moved that the Board:

- Endorse the Committee's Report;
- Direct the Auditor to:
  - Investigate issues with regard to fraud units;
  - Determine whether the County should adopt a policy with regard to the pooled cash funds; and
- Adopt the Report.

This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

68. **RESOLUTION - POTOMAC CONFERENCE AND HOUSE OF REPRESENTATIVES BILL HR 3971** (Tape 13)

Chairman Hanley distributed to the Board copies of the Resolution from the Potomac Conference, copies of the Report from the Regional Mobility Panel, and House of Representatives Bill HR 3971 for review.

Acting-Chairman Dix returned the gavel to Chairman Hanley.

69. **BURGUNDY VILLAGE COMMUNITY CENTER BOARD OF DIRECTORS**  
(Tape 13)

(BACs)

- (R) Supervisor Kauffman moved that the Board adopt the Resolution and Articles of Operation for the Burgundy Village Community Center Operations Board as referenced. This motion was seconded by Supervisor Frey and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

PMH:pmh

70. **PROCLAMATION IN RECOGNITION OF THE 40TH ANNIVERSARY OF SAINT JAMES EPISCOPAL CHURCH** (Tape 14)

In recognition of its 40th year of service to the Mount Vernon community and as requested by the members of the Saint James Episcopal Church, Supervisor Kauffman, on behalf of Supervisor Hyland, asked unanimous consent that the Board adopt the Proclamation as contained in his written Board Matters and distributed to the Board proclaiming Sunday, June 21, 1998 as "**Saint James Mount Vernon Day**" in Fairfax County in honor of the 40th anniversary of the Church. Without objection, it was so ordered.

71. **FAIRFAX COUNTY ANNUAL REPORT** (Tape 14)

Supervisor Kauffman referred to Supervisor Hyland's written Board Matters and stated that as the Board continues to downsize and reorganize the County government, Supervisor Hyland believes that it would be good to publish an Annual Report on the County. This Report could provide another way of communicating local government to its citizens and could include the mission, goals, and objectives. It could show the benchmarks of the six-year plan, highlight the budget and Countywide projects, and deliver an annual message. It also could highlight the work of the many Boards, Authorities, Commissions, and Committees (BACs) and show how citizen volunteers and involvement greatly influences and guides the future of the County.

Accordingly, Supervisor Kauffman, on behalf of Supervisor Hyland, moved that the Board direct the County Executive to develop a yearly Annual Report on Fairfax County and return to the Board for adoption.

Following discussion, with input from Jean White, Director, Office of Public Affairs, Chairman Hanley relinquished the Chair to Acting-Chairman Bulova and asked unanimous consent that the Board direct the County Executive to determine the cost and how it fits in with the Strategic Plan. Without objection, it was so ordered.

Acting-Chairman Bulova returned the gavel to Chairman Hanley.

72. **FOLLOW UP REGARDING CANKERWORMS** (Tape 14)

Supervisor Kauffman presented Supervisor Hyland's written Board Matter regarding a follow up to his Board Matter on May 18, 1998 on the control of cankerworms. He noted that the staff response stated that the County Code and the *Code of Virginia* must be revised to address the issue. Current State legislation exists that allows counties to create service districts for mosquito control. The Gypsy Moth District allows tax revenues to be generated for the Gypsy Moth Suppression Program and must be used only for that effort.

Supervisor Hyland's written Board Matter contained two options as follows:

- Option One - Service Districts. The portion of the *Code of Virginia* that allows for the creation of the County's Gypsy Moth Service District is very specific to that program. To use it for other pest suppression efforts there must be a change in the language of *Code of Virginia* Section 15.2-2403; and
- Option Two - The Board could locate general fund money to the program. This funding alternative could be done either long-term or on an interim basis until legislation is enacted.

Accordingly, on behalf of Supervisor Hyland, Supervisor Kauffman moved that the Board refer this recommendation to change the Codes to the Board's Legislative Committee for consideration. The motion died for lack of a second.

Following discussion, with input from Catherine A. Chianese, Executive Assistant to the County Executive, Chairman Hanley relinquished the Chair to Acting-Chairman Bulova and asked unanimous consent that the Board direct staff to schedule a presentation on cankerworms before the Environmental Committee meeting on July 27, 1998. Without objection, it was so ordered.

Acting-Chairman Bulova returned the gavel to Chairman Hanley.

73. **CERTIFICATE OF RECOGNITION FOR SAMUEL V. MOORE, BRADDOCK DISTRICT REPRESENTATIVE, COUNTYWIDE NON-MOTORIZED TRANSPORTATION COMMITTEE** (Tape 14)

Supervisor Bulova announced that Samuel V. Moore, Braddock District Representative, Countywide Non-Motorized Transportation Committee, has submitted his resignation due to serious health reasons. She reviewed his accomplishments and contributions to the County over the years.

Supervisor Bulova moved that the Board direct staff to invite:

- Mr. Moore and members of his family to appear before the Board so that he can be recognized for his accomplishments; and
- The Chairman and members of the Committee.

This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

74. **SCHEDULING AN OUT-OF-TURN PLAN AMENDMENT [PARCELS 068-2 ((1)) 14 THROUGH 25]** (Tape 14)

Supervisor Bulova said that last year during Schedule A of the Area Plans Review (APR) process, a nomination, 97-II-10F, was submitted to recommend replanning two parcels located at the northeast corner of Braddock and Roberts Roads. Given the parcels' proximity to George Mason University (GMU), it was decided that the item should be deferred for further study and that the area of study should be expanded to include all the parcels fronting on the east side of Roberts Road, north of Braddock and south of Glenmere Road. She said that an amendment has been written and reviewed by staff.

Supervisor Bulova moved that the Board direct the Planning Commission to hold a public hearing on this Out-of-Turn Plan Amendment with the other Braddock nominations to be considered under the Schedule B September hearing schedule. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

75. **BRADDOCK DISTRICTS SCHOOLS WIN CHAMPIONSHIPS** (Tape 14)

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

- Robinson's Girls Soccer Team won the Northern Region Championship for the fifth straight year;
- Robinson's Boys Lacrosse Team won the Northern Region boys lacrosse championship; and
- W.T. Woodson Girls Soccer Team won the Group AAA State Championship. Woodson is the first team to repeat as State champs since the 1991-93 seasons.

Supervisor Bulova moved that the Board direct staff to prepare and send to each school a Certificate of Recognition, congratulating them on their accomplishment. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

76. **MARY KILMA, A GRADUATE OF W.T. WOODSON HIGH SCHOOL RECEIVES THE PRESIDENT'S AWARD** (Tape 14)

Supervisor Bulova announced that Mary Kilma, a graduate of W.T. Woodson High School, has received the President's Award at the commencement ceremony at American University. Ms. Kilma is the first athlete at the school to have won the award. She was a member of the Eagle's women's basketball team (center), and she is the school's all-time leading rebounder.

Supervisor Bulova moved that the Board direct staff to prepare and send a Certificate of Recognition to Ms. Kilma to acknowledge her outstanding achievement. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

77. **POLICIES AND PRACTICES TO PREVENT OR MINIMIZE SANITARY SEWER BACKUPS** (Tape 14)

Supervisor Bulova said that on June 2, 1998, there was a sanitary sewer backup on Claytonia Lane in Annandale. The family estimates damages may run as high as \$150,000.

Supervisor Bulova moved that the Board direct staff to respond to the following questions:

- What is the County's preventive maintenance and how often is it performed?;
- Does the County use fiber optic devices or other mechanical means to inspect the inside of sewer pipes? If so, how often? If not, why not and what would be the cost of doing so?;
- If regular fiber optic inspections should be increased to provide better prevention, what would that cost be?;
- What is the frequency of sanitary sewer backups?;
- When does the County install back-flow valves?;
- Should back flow valves be required in new homes in certain circumstances?; and
- Should residents in older homes have back flow-valves installed?

Without objection, it was so ordered.

78. **CLEAN AIR ACTION PLAN** (Tape 14)

Supervisor Bulova said that in 1995 the Metropolitan Washington Air Quality Committee and the Transportation Planning Board (TPB) jointly created a Clean Air Public Education and Voluntary Action Program as part of a regional air quality plan. In 1997 the Council of Governments (COG) officially chartered a public/private partnership known as ENDZONE Partners as an organization to improve air quality through public education and voluntary action.

Supervisor Bulova distributed to Board Members a resolution adopted by Prince George's County, Maryland, expressing its support for the ENDZONE efforts and to encourage businesses in its county and groups and citizens to participate in Ozone Action Days and other programs of this voluntary campaign to improve air quality.

Supervisor Bulova moved that the Board direct staff to prepare a similar resolution to be adopted by the Board and to be presented by a representative of ENDZONE Partners as expeditiously as possible during the summer. The second to this motion was inaudible.

Chairman Hanley clarified the motion to direct staff to prepare the resolution in "Fairfax County form" to be presented as an Action Item at the Board's next meeting.

Supervisor Dix noted that he also had a Board Matter regarding this item and he noted that on October 27, 1997 the Board referred the issue of membership in ENDZONE Partners to staff for review.

Following input from Robert J. O'Neill, Jr., County Executive, Chairman Hanley relinquished the Chair to Acting-Chairman Dix and asked unanimous consent that the Board direct the County Executive to report with information:

- Regarding membership in the form of a Not In Package (NIP) Item if action to pursue membership was taken; and
- If action was not taken, report with an Action Item at the next Board meeting.

Without objection, it was so ordered.

Chairman Hanley asked unanimous consent that the Board direct staff to report with a Resolution that indicates the Board's support of ENDZONE and to encourage everyone to do the things that ENDZONE supports. Without objection, it was so ordered.

Acting-Chairman Dix returned the gavel to Chairman Hanley.

79. **BRADDOCK TOWN MEETING** (Tape 14)

Supervisor Bulova announced that a Braddock Town meeting is scheduled for Tuesday, June 9, 1998. She added that Chairman Hanley and Robert J. O'Neill, Jr., County Executive, will be joined by Bob Levy, columnist, *The Washington Post* for a panel discussion. The subject of the meeting is "Governing." The meeting will be held at Little Run Elementary School located on Olley Lane.

80. **SPOTLIGHT BY STARLIGHT CONCERT SERIES** (Tape 14)

Supervisor Gross distributed to Board Members a brochure on the Spotlight by Starlight (free) Concert Series at Mason District Park.

Supervisor Gross urged everyone to attend the concerts on Wednesdays, Fridays and Sundays at 7:30 p.m.

81. **NATIONAL RECREATION AND PARKS MONTH** (Tape 14)

Supervisor Gross announced that July is National Recreation and Parks Month.

Supervisor Gross moved that the Board:

- Proclaim July as "**Recreation and Parks Month**" in Fairfax County; and
- Direct staff to invite the Park Authority Board and staff, the Regional Park Authority, the Athletic Council, and staff from the Department of Community and Recreation Services to be honored before the Board on June 29, 1998.

This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

82. **50TH ANNIVERSARY OF JUNIPER LANE SCHOOL** (Tape 14)

Supervisor Gross said that Juniper Lane School has been in continuous operation for 50 years, and will be celebrating its 50th anniversary at its graduation ceremony this Saturday.

Supervisor Gross moved that the Board present a Proclamation to Juniper Lane School in honor of its 50th anniversary. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

83. **SLEEPY HOLLOW BATH AND RACQUET CLUB (SPECIAL EXCEPTION APPLICATION SE 98-M-003)** (Tape 14)

Supervisor Gross said that the Sleepy Hollow Bath and Racquet Club, located at 3516 Sleepy Hollow Road, has filed Special Exception Application SE 98-M-003 for uses in a flood plain.

Supervisor Gross moved that the Board direct staff to schedule a public hearing to be held before the Board on Special Exception Application SE 98-M-003 on **July 13, 1998 at 4:00 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

84. **MASON DISTRICT BUSINESS FORUM** (Tape 14)

Supervisor Gross said that local businesses, from Fortune 500 companies to mom-and-pop stores, are one of the reasons Fairfax County is a great place to live. As part of her series of town meetings, Supervisor Gross said that she will be hosting a "Mason District Business Forum" on Tuesday, June 23, 1998 at 7:00 p.m. at the Homewood Suites Hotel, located at 4850 Leesburg Pike in Bailey's Crossroads.

Supervisor Gross invited area residents and businesspeople to come and meet their fellow Mason District business professionals, along with other elected officials, County staff, and representatives from community organizations.

85. **THOMAS JEFFERSON HIGH SCHOOL OF SCIENCE AND TECHNOLOGY PROGRAM** (Tape 14)

Supervisor Gross said she and Supervisor Mendelsohn attended a special program presented by the Thomas Jefferson High School of Science and Technology students on land cover assessment and application - urban imperviousness and peak stream flow.

86. **ADDITIONAL REPRESENTATION ON THE TREE PRESERVATION TASK FORCE** (Tape 14)

(BACs)

On behalf of Supervisor Mendelsohn, Supervisor Gross said that at the April 7, 1998 meeting of the Tree Preservation Task Force, the Task Force recommended that several new organizations be allowed representation.

Supervisor Gross moved that the Board approve the following organizations to be represented on the Tree Preservation Task Force:

- Virginia Native Plant Society; and
- League of Women Voters of the Fairfax Area.

This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

87. **REQUEST FOR CERTIFICATE OF RECOGNITION FOR FAYE GOTTLIEB CASCIO, A TEACHER AT MCLEAN HIGH SCHOOL** (Tape 14)

On behalf of Supervisor Mendelsohn, Supervisor Gross announced that Faye Gottlieb Cascio, a teacher at McLean High School, is a recipient of the Tandy Award given to outstanding students and teachers in recognition of their exceptional merit in mathematics, science and computer science.

Supervisor Gross moved that the Board direct staff to invite Mrs. Cascio to appear before the Board to receive congratulations and recognition for her outstanding accomplishments and dedication to the education and well-being of high school students.

This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

NV:nv

88. **FAIRFAX FAIR SNEAK PEEK CHALLENGE** (Tape 15)

Supervisor Frey announced that his team, the "French Freys," won the Sneak Peek challenge at the Fairfax Fair on Friday, June 5, 1998. He also won a lunch bet with Supervisor Bulova.

89. **WAIVER OF FEES ASSOCIATED WITH RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) APPLICATION FOR BROOKFIELD DRIVE** (Tape 15)

Supervisor Frey stated that he had received a request from the Brookfield community members for assistance in processing their request to create a Residential Permit Parking District (RPPD) along Brookfield Drive from Currey Lane to Brookfield Court. He moved that the Board waive the fee associated with the RPPD application. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

90. **CONCURRENT PROCESSING OF THE SITE PLAN ASSOCIATED WITH CONCEPTUAL DEVELOPMENT PLAN AMENDMENT/FINAL DEVELOPMENT PLAN AMENDMENT APPLICATIONS CDPA/FDPA 87-S-039-6** (Tape 15)

Supervisor Frey stated that the applicant has requested concurrent processing for the Site Plan associated with Conceptual Development Plan Amendment/Final Development Plan Amendment Applications CDPA/FDPA 87-S-039-6, known as Fairfax Corner. The applicant would like to begin construction of the extension of Monument Drive as soon as possible. Accordingly, Supervisor Frey moved that the Board authorize the Department of Environmental Management (DEM) to accept and concurrently process the Site Plan associated with CDPA/FDPA 87-S-039-6. He noted that the motion does not relieve the applicant from complying with provisions of any applicable standards, regulations, or conditions and does not prejudice the consideration of the applications in any way. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

91. **ROUTE 28 TAX DISTRICT TRAFFIC ISSUE** (Tape 15)

Supervisor Frey reported that there is a disagreement between the Virginia Department of Transportation (VDOT) and the Loudoun County Board of Supervisors regarding a traffic light at the intersection of Holiday/Republic Drive in the Route 28 Tax District. He asked unanimous consent that the Board direct staff to write a letter to VDOT indicating the Board's desire to see the two parties work cooperatively to resolve the traffic issues associated with that tax district intersection. Without objection, it was so ordered.

92. **CONCURRENT PROCESSING OF SITE PLAN WITH SPECIAL PERMIT APPLICATION SP 98-H-022, RESTON ASSOCIATION** (Tape 15)

Supervisor Dix said that the Reston Association has submitted Special Permit Application SP 98-H-022 to the Board of Zoning Appeals (BZA) to construct a tennis court and related facilities in the open space at Polo Club Village. He moved that the Board authorize the Director of the Department of Environmental Management (DEM) to accept the Site Plan for concurrent processing with the SP request. He noted that this motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations, or adopted standards, and it does not prejudice the consideration of the SP application in any way. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

93. **SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 83-C-065-2, BELL ATLANTIC MOBILE, INCORPORATED** (Tape 15)

Supervisor Dix stated that Bell Atlantic Mobile has submitted Special Exception Amendment Application SEA 83-C-065-2 to locate additional antennas on an existing tower at the South Reston Fire Station and to locate an associated unmanned equipment building on the site. Supervisor Dix moved that the Board authorize the Director of the Department of Environmental Management (DEM) to accept the Site Plan/Minor Site Plan for concurrent processing with the SEA application. He noted that this motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations, or adopted standards, and it does not prejudice the consideration of the SEA application in any way. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

94. **FARES ON FAIRFAX CONNECTOR BUS ROUTES 5H AND 5J** (Tape 15)

Supervisor Dix stated that he had received a recommendation from the Greater Reston Chamber of Commerce to reduce the fares on the 5H and 5J Fairfax Connector Bus Routes from 50 cents to 25 cents. The Chamber believes that lowering the fares and widely publicizing this marketing decision will increase ridership and demonstrate a positive attempt

to alleviate potential traffic concerns as a result of the significant commercial office development in Reston and along the Dulles Corridor. Accordingly, Supervisor Dix moved that the Board forward this matter to the Office of Transportation for review, consideration, and recommendation. This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

95. **WAIVER OF PERMIT FEES ASSOCIATED WITH THE VIENNA COMMUNITY CENTER** (Tape 15)

Supervisor Dix stated that the Town of Vienna will soon be undertaking a rather extensive renovation of the Vienna Community Center, including an elevator and other work required for compliance with the Americans with Disabilities Act (ADA). He noted that in January 1997 the Board approved his motion to waive the permit fees associated with the ADA requirements. However, work on the program has not begun, and the Town Council has decided to revise and expand the renovation plans.

Accordingly, Supervisor Dix moved that the Board authorize the waiver of any fees associated with the required permits for the ADA compliance and renovation work to be done at the Vienna Community Center. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

96. **APPOINTMENTS OF YOUTH BASKETBALL LEAGUE REPRESENTATIVES TO THE ATHLETIC COUNCIL** (Tape 15)

(APPTS)

Supervisor Dix announced that the Fairfax County Youth Basketball League has elected its leadership for the 1998-1999 season. Accordingly, he moved the following appointments:

- Tim Shouman, Chairman, Youth Basketball League, as the Youth Basketball Principal Representative to the Athletic Council; and
- Aggie Marie McCormick, past Chairman, as the Youth Basketball Alternate Representative to the Athletic Council.

This motion was seconded by Supervisor Frey and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

97. **RECOGNITION OF MS. PAT DEAN AT CEREMONY IN HER HONOR AT MADISON HIGH SCHOOL** (Tape 15)

Supervisor Dix stated that the Fairfax County Public Schools recently renamed a softball field at James Madison High School after longtime teacher and coach, Ms. Pat Dean. She served thousands of students in the County and at Madison High School for 30 years until her retirement in 1990. Among other significant accomplishments, she was selected "Coach of the Year" numerous times, as well as being selected Vienna's "Citizen of the Year" in 1989.

Supervisor Dix announced that on June 13, 1998, Madison High School will hold a special ceremony to honor Ms. Dean and dedicate the field in her honor. Accordingly, he moved that the Board direct staff to recognize Ms. Dean for all of her contributions to the citizens of the County by preparing a Proclamation to be presented at the dedication ceremony. This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

98. **RECOGNITION OF MS. NANCY HERWIG FROM THE RESTON ASSOCIATION** (Tape 15)

Supervisor Dix stated that after 18 years with the Reston Association, Ms. Nancy Herwig is leaving to spend more time with her family. She has served as naturalist, camp administrator, and environmental education manager on the Reston Association staff and has assumed responsibility for the Vernon Walker Nature Center. Dubbed "Nature Nancy," her infectious enthusiasm for life and her great appreciation for nature have influenced the lives of thousands of Restonians. Her belief that environmental management must go hand-in-hand with education has influenced the direction of many of the Reston Association's programs. Ms. Herwig has served on the Virginia Native Plant Society's (VNPS) Prince William Chapter Board and is currently the director of the Chesapeake Region of the National Association for Interpretation (NAI).

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

- Invite Ms. Herwig to appear before the Board; and
- Prepare an appropriate Certificate of Appreciation to recognize and thank her for her years of public service to the citizens of Reston and Fairfax County.

This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

99. **JUVENILE VIOLENCE PREVENTION PROJECT** (Tape 15)

Supervisor Dix reminded Board Members that on April 27, the Board authorized the County Executive to sign a waiver in support of the Virginia Cooperative Extension's grant application to the Virginia Office of Juvenile Justice and Delinquency Prevention for the Barrios Unidos Juvenile Violence Prevention Project in Fairfax County. He announced that the State Office of Juvenile Justice has approved the Cooperative Extension's grant application. He noted that the funding for the grant originates with the Federal Government and is appropriated by the State. By July 1, 1998 the Cooperative Extension will begin receiving over \$73,000 per year for three years, to implement an anti-violence program in conjunction with the Barrios Unidos effort. He stated that the grant will be used to hire outreach workers who will work in several areas of the County to help prevent juvenile crime and violence, particularly gang violence.

Supervisor Dix congratulated everyone at the Virginia Cooperative Extension Office and everyone associated with Barrios Unidos for being awarded this grant and for all of their outstanding work in preventing youth violence.

100. **HISTORICAL PUBLICATIONS** (Tape 15)

Supervisor Dix stated that he had received a response from the Park Authority regarding his inquiry into the issue of historic publications. He noted that when the County Historian function was eliminated and the archaeology services were transferred to the Park Authority, no provisions were made for the continuing publication of historical publications and inventories are now depleted. He asked unanimous consent that the Board refer the memorandum from Paul Baldino, Acting Director, Park Authority, to the County Executive and his staff for review and comment as to an approach for some future budget allocation for the continued inventory of historic publications. Without objection, it was so ordered.

101. **PRINCIPAL AT SOUTH LAKES HIGH SCHOOL IN RESTON** (Tape 15)

Supervisor Dix noted that after four years at the school, Bill Harper, Principal, South Lakes High School in Reston, is leaving to become the new principal of the Pimmit Hills Center alternate high school in Falls Church. Supervisor Dix announced that the new principal at South Lakes High School will be Ms. Realista Rodriguez, currently principal at the Pimmit Hills Center, and stated that he and the community look forward to working with her. Supervisor Dix expressed his appreciation to Mr. Harper for his leadership at the school.

102. **RESTON INTERFAITH PROGRAM AND THE COMMUNITY FUNDING POOL**  
(Tape 15)

Supervisor Dix reminded the Board that when the Board took action on the Community Funding Pool during the Budget process, there was discussion regarding grants for Reston Interfaith. He noted that he had requested staff to provide options related to that matter, but that he has yet to receive a response and that the program is now terminated. Accordingly, he asked unanimous consent that the Board direct staff to provide the options regarding continuing this valuable program. Without objection, it was so ordered.

103. **DRIVING WHILE INTOXICATED (DWI) MEMORIAL SIGNS** (Tape 15)

Supervisor Dix asked unanimous consent that the Board direct staff to provide an update regarding the County's efforts with the Virginia Department of Transportation (VDOT) on erecting Driving While Intoxicated (DWI) memorial signs at the sites where young people have lost their lives as a result of drunk driving crashes. These signs would serve to raise the profile of the issue to the traveling public. The update should indicate whether legislative action is necessary or any other action is necessary by the Board for follow up. Without objection, it was so ordered.

104. **WEST SPRINGFIELD HIGH SCHOOL WINS GROUP AAA STATE BASEBALL CHAMPIONSHIP** (Tape 15)

Supervisor McConnell congratulated the members and coaches of the West Springfield High School Baseball Team for their 6-5 victory over George Washington-Danville to clinch the Group AAA State Baseball Championship in Norfolk. She noted that this marks the first time since 1991 that the title has been won by a Northern Virginia High School. Accordingly, she moved that the Board direct staff to invite the members and coaches of the team to appear before the Board to recognize their accomplishments. This motion was seconded by Supervisor Frey.

Following discussion, Chairman Hanley relinquished the Chair to Acting-Chairman Dix and asked to amend the motion to direct staff to send a Certificate to the School if the students are unable to attend a Board meeting, and this was accepted.

The question was called on the motion, as amended, which carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

Acting-Chairman Dix returned the gavel to Chairman Hanley.

Chairman Hanley suggested that the Board consider the Policy of having State Champions appear before the Board, and District and Regional Champions receiving a Certificate.

105. **RECOGNITION OF MS. PATRICIA MOORE AS DIRECTOR OF THE BURKE CENTRE CONSERVANCY** (Tape 15)

Supervisor McConnell announced the resignation of Ms. Patricia Moore as the Director of the Burke Centre Conservancy after 14 and one-half years of service in this position. Supervisor McConnell lauded Ms. Moore's accomplishments and leadership in the community. Accordingly, Supervisor McConnell moved that the Board direct staff to invite Ms. Moore to appear before the Board to receive recognition for her outstanding accomplishments and significant contribution to the community as the Director of the Burke Centre Conservancy. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

106. **REPORT ON POLICE PRESENCE AT INTERMEDIATE SCHOOLS** (Tape 15)

Supervisor McConnell raised the issue of providing a police presence at the County's intermediate schools. She asked unanimous consent that the Board direct staff to distribute the report on this issue. Following discussion, with input from Robert J. O'Neill, Jr., County Executive, without objection, the request was so ordered.

107. **APPROVAL OF THE TRANSPORTATION ADVISORY COMMISSION'S (TAC) LIST OF TRANSPORTATION PROJECT RECOMMENDATIONS** (Tape 15)

[NOTE: Earlier in the meeting, the Board adopted the Capital Improvement Program (CIP) for Fiscal Years 1999-2003. See Clerk's Summary Item CL#9.]

Supervisor McConnell reported that at this morning's Board Transportation Committee meeting there was discussion of the Transportation Advisory Commission's (TAC) recommendations regarding its Transportation Spot Improvement Program. Later in the morning the Board approved the Capital Improvement Program (CIP) for Fiscal Years 1999-2003 which includes funding for TAC spot improvement projects. Accordingly, Supervisor McConnell moved that the Board approve the TAC's April 6, 1998 list of transportation project recommendations totaling \$2.1 million utilizing the funds designated in the CIP. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Hyland and Supervisor Mendelsohn being out of the room.

108. **LETTER TO SHIRLEY YBARRA, COMMONWEALTH OF VIRGINIA SECRETARY OF TRANSPORTATION** (Tape 15)

Supervisor McConnell called the Board's attention to a draft letter to Shirley Ybarra, Commonwealth of Virginia Secretary of Transportation, regarding the tentative allocations of transportation funds for Fiscal Years (FY) 1999-2004, and moved that the Board direct staff to send the letter as circulated to the Board. This motion was seconded by Chairman Hanley.

Following discussion, with input from Shiva Pant, Director, Office of Transportation, Supervisor Bulova asked to amend the motion to add a sentence or paragraph expressing the Board's deep disappointment at not receiving enhancement funding, and this was accepted.

Following further discussion with input from Mr. Pant, the question was called on the motion, as amended, which carried by a vote of seven, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

Supervisor Dix asked unanimous consent that the Board direct staff to provide additional information on the Hunter Mill Road interchange as indicated on the Tentative Six Year Program, FY 1999-2004. Following discussion, with input from Mr. Pant, without objection, it was so ordered.

109. **PHOTO IDENTIFICATION FOR INFANTS IN CAR SEATS** (Tape 15)

Supervisor Connolly stated that the Police Department has started a unique photo identification (ID) for infants who are in infant car seats, entitled Operation Kids ID. Anyone interested in learning more about this program can call the Operation Kids Hotline at 703-280-0559. Supervisor Gross noted that the Board's action on Admin 15 - Authorization for the Fairfax County Police Department, Traffic Safety Section, to Submit a Grant Application to Virginia Department of Motor Vehicles (DMV) for an "Operation Kids" Child Passenger Safety Program will allow the Police Department to produce several thousand of these ID's.

110. **PROPOSAL FOR A STATUS REPORT ON A BLAKE LANE PARK OFF-LEASH AREA** (Tape 15)

Supervisor Connolly reminded Board Members that on March 24, 1997, the Board directed the County Executive to work with the Park Authority and the Office of Animal Control to examine Blake Lane Park as a possible location for a pilot program for an off-leash dog area in partnership with the Bushman Drive Kennel Club. Many residents of Blake Lane are members of the Bushman Drive Kennel Club, an organization of dog walkers whose members would like to assist in establishing an off-leash area and the Acting Director of the Department of Animal Control is in support of the plan.

Since he had not yet received a satisfactory response to the request, Supervisor Connolly asked unanimous consent that the Board direct the County Executive to provide a status report explaining the:

- Progress that has been made to determine the feasibility of an off-leash area in Blake Lane Park; and
- Steps that are being taken to implement this use of a park.

Without objection, it was so ordered.

111. **BROWNING-FERRIS INDUSTRIES, INCORPORATED (BFI)**

**NEIGHBORHOOD WATCH PROGRAM** (Tape 15)

Supervisor Connolly stated that Browning-Ferris Industries, Incorporated (BFI), one of the largest waste and recycling companies in Northern Virginia for over 25 years, is starting a program to train all drivers on their daily routes to be on the lookout for emergency situations or possible criminal activity happening in neighborhoods. These would include suspicious activities, accidents, fires, or hazardous road conditions, which would be radioed in to a main dispatcher, who would contact the authorities. They will be working closely with Neighborhood Watch groups and civic association to assure coverage and participation. BFI will be working in conjunction with the Police and Fire and Rescue Departments and are hoping to hold a kick-off ceremony for the program later this month. He distributed fliers from BFI to Board Members for their review.

112. **TERMINATION OF STORM WATER DETENTION** (Tape 15)

Supervisor Connolly stated that Site Plan Number 8147-P-01 was submitted to the Department of Environmental Management (DEM) on August 20, 1998, for development of property at 8512 Leesburg Pike, but it never received final approval. In conjunction with the submission of the Site Plan, the owner and the County entered into a Storm Water Detention Agreement which was premised on development of the property in accordance with the Site Plan. Although the Site Plan was never approved, the executed agreement was recorded in the Land Records (Deed Book 7846, at page 601), thereby purporting to give the County certain maintenance rights for a pond that does not exist.

Supervisor Connolly said that the current owner of the property, Rutherford and Associates Investments, Incorporated, has other development plans for the property (McDonald's/Citibank) and will address storm water drainage in another manner. As the recorded Agreement may constitute an encumbrance on the property, and for the forgoing reasons, Supervisor Connolly moved that the Board authorize the County Executive to execute on the Board's behalf a Termination of Storm Water Detention Agreement in a form approved by the County Attorney. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

113. **RECONSIDERATION OF OUT-OF-TURN PLAN AMENDMENT S97-II-F1**  
(Tape 15)

Supervisor Connolly reminded Board Members that on May 18, 1998, the Board held a public hearing on Out-of-Turn Plan Amendment S97-II-F1 and the Board adopted text for this item. He said that one intent of the Plan text was to treat the residential property owners to the south and east in a similar manner in terms of buffer area. The Plan text provided for a 75 foot buffer to be located adjacent to the southern and eastern property lines of the subject property. Supervisor Connolly stated that at that time he was unaware how Williams Drive would affect the eastern buffer area. Under the newly adopted text, development in the eastern area would be placed 115 feet from the existing property line of the Fisher property, Tax Map 49-3((10))6, not 75 feet. To treat development on the subject property the same regarding buffering, the buffer on the east should be 35 feet from the western right-of-way of Williams Drive, which, with the 40

feet of right-of-way, will ensure that future development will be 75 feet from the Fisher's existing property line.

Therefore, Supervisor Connolly moved that the Board reconsider its action on May 18, 1998. This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

Supervisor Connolly moved that the Board adopt the text with the changes as identified in the handout entitled "*Reconsideration of Plan Text for Out-Of-Turn Plan Amendment S97-II-F1*," dated June 8, 1998. He noted that the changes are located under the first bullet of Recommendation Number Two. This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

114. **FAITH IN ACTION MEETING** (Tape 15)

Supervisor Connolly expressed his appreciation to all who participated in the May 19, 1998 Faith in Action Coalition meeting "Reach out to Youth." In the fall they will meet to discuss how to involve the faith community in activities to benefit and involve the senior community.

115. **BOARD ADJOURNMENT** (Tape 15)

At 9:30 p.m., the Board adjourned.