



# CLERK'S BOARD SUMMARY

## REPORT OF ACTIONS

### OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

*This does not represent an official transcript of the Board Meeting, and is subject to minor change.*

**MONDAY  
NOVEMBER 5, 1990**

27-90

AR:AR

The meeting was called to order at 10:10 a.m. with all members being present with the exception of Supervisor Alexander, and with Chairman Moore presiding.

Others present were J. Hamilton Lambert, County Executive; David T. Stitt, County Attorney; Theodore Austell, III, Executive Assistant; William Howland, Assistant to the County Executive; Viki L. Lester, Deputy Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

Supervisor Alexander was absent from the entire meeting.

2. PROCLAMATION DESIGNATING "SUBSTANCE ABUSE AWARENESS WEEK" (TAPE 1)

Supervisor McConnell moved approval of the Proclamation, presented to Jody Krekel, Fairfax-Falls Church Community Services Board, designating November 11 through November 17, 1990 as "SUBSTANCE ABUSE AWARENESS WEEK" in Fairfax County, and urging all citizens to take advantage of this opportunity to increase their awareness of the impact substance abuse has on the health of the community. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander being absent.

3. RESOLUTION COMMENDING MOTHERS AGAINST DRUNK DRIVING (MADD) ON ITS 10TH ANNIVERSARY (TAPE 1)

Supervisor McConnell moved adoption of the Resolution, presented Patty Herzog, State Chairman, Mothers Against Drunk Driving (MADD), congratulating MADD (Virginia State Chapter) on its 10th anniversary, and urging all citizens of Fairfax County to drive sober and meet the challenge to save lives on County roads and highways. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Pennino moved that the Board of Supervisors officially endorse MADD's Red Ribbon Campaign to "Tie One On" against drunk driving and driving under the influence during the upcoming holiday season. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

4. RESOLUTION RECOGNIZING THE MAJOR VOLUNTEERS  
OF THE CHILDREN'S FESTIVAL 1990 (TAPE 1)

Supervisor Pennino moved adoption of the Resolution, presented to David Smith, Chairman, recognizing the major volunteers of the International Children's Festival 1990 for their contributions, and commending the Festival's Executive Committee who willingly and happily gave their time, experience, and energy to assist the Fairfax County Council of the Arts to produce the annual event for the enjoyment of the community. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Davis and Supervisor Hanley being out of the room, Supervisor Alexander being absent.

5. 10:00 A.M. - APPOINTMENTS TO CITIZEN BOARDS,  
AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS  
(NO TAPE)

(NOTE: The appointments to Citizen Boards, Authorities, Commissions and Advisory Groups has been cancelled.)

6. RECESS/EXECUTIVE SESSION (TAPE 1)

At 10:30 a.m., Supervisor Pennino moved that the Board recess and go into Executive Session for discussion of matters set forth in the Agenda as well as for discussion of personnel matters. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Alexander being absent.

At 12:00 o'clock noon, the Board reconvened in the Board Room with all Members being present with the exception of Supervisor Alexander, and with Chairman Moore presiding.

7. ACTIONS FROM EXECUTIVE SESSION (TAPES 1-2)

A. CERTIFICATION BY BOARD MEMBERS  
REGARDING ITEMS DISCUSSED IN  
EXECUTIVE SESSION

Supervisor Davis moved that the Board of Supervisors certify that, to the best of their 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 Pennino and carried by a vote of eight, Supervisor Alexander being absent.

B. ANNOUNCEMENT OF RETIREMENT OF COUNTY EXECUTIVE J. HAMILTON LAMBERT

Supervisor Pennino announced, with deep regret, that County Executive J. Hamilton Lambert has made a decision to retire effective December 31, 1990. In addition, Supervisor Pennino stated that the Board recognizes that, upon his departure, Mr. Lambert will be fully compensated for his annual leave accrued as of his retirement date, plus his compensatory time accumulated during his Merit System tenure.

C. APPOINTMENT OF RICHARD A. KING, DEPUTY COUNTY EXECUTIVE FOR PUBLIC SAFETY, AS ACTING COUNTY EXECUTIVE

Supervisor Pennino moved that the Board appoint Richard A. King, Deputy County Executive for Public Safety, as the Acting County Executive, beginning January 1, 1991, for a term of one year, or until a permanent County Executive is appointed by the Board of Supervisors. This motion was seconded by Supervisor Hyland and carried by a recorded vote of eight, Supervisor Alexander being absent.

Supervisor Pennino further moved that the Board designate the yearly salary for Mr. King as \$118,000. This motion was seconded by Supervisor Hyland and carried by a recorded vote of eight, Supervisor Alexander being absent.

(NOTE: Later in the meeting, there were additional Actions from Executive Session. See Clerk's Summary Items CL#76D-E.)

8. BOARD RECESS (TAPE 2)

At 12:25 p.m., the Board recessed for lunch, and at 2:00 p.m., reconvened in the Board Room with all Members being present with the exception of Supervisor Alexander and Supervisor McConnell, and with Chairman Moore presiding.

BOARD MATTERS

PMH:PMH

9. ABSENCE OF LEE DISTRICT SUPERVISOR JOSEPH ALEXANDER (TAPE 3)

Chairman Moore announced that Lee District Supervisor Joseph Alexander would be absent from today's meeting due to illness.

10. GYPSY MOTH INITIATIVES (TAPE 3)

Chairman Moore stated that she had received a resolution from the Federation of Citizens' Associations commending the County's Gypsy Moth initiative in making several recommendations. Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to review the Federation's comments and report with its recommendations. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

11. TYSONS CORNER MAPS (TAPE 3)

Supervisor Richards presented to Chairman Moore, Supervisor Hanley, and Supervisor Pennino the new TYTRAN and George Mason University (GMU) Tysons Corner (wall style) map. She distributed to the rest of the Board Members a folding variety of the map. She announced that the maps would be available to the public in convenience stores.

12. WILLIAM E. SHOUP, ASSISTANT DIVISION DIRECTOR, ZONING ADMINISTRATION DIVISION, OFFICE OF COMPREHENSIVE PLANNING IS HOSPITALIZED (TAPE 3)

Chairman Moore announced that William E. Shoup, Assistant Division Director, Zoning Administration Division, Office of Comprehensive Planning, had been hospitalized. Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to prepare cards to be sent to Mr. Shoup expressing the Board's best wishes for a speedy recovery. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

13. BOARD OF SUPERVISORS' ENVIRONMENTAL SUBCOMMITTEE GYPSY MOTH SUPPRESSION PROGRAM FOR 1991 (TAPE 3)

Supervisor Hyland stated that staff has completed its review of the Gypsy Moth Suppression Program and is prepared to submit its recommendations as to which areas in the County should be sprayed.

Supervisor Hyland pointed out that the staff has a November 16, 1990 deadline to send to the Virginia Department of Agriculture and Consumer Services a submission in connection with the cost share proposal.

Therefore, Supervisor Hyland asked unanimous consent that the Board schedule a meeting of the Environmental Subcommittee on Friday, November 9, 1990, at 9:30 a.m. in the Board's Conference Room to discuss the Gypsy Moth Program for 1991. Without objection, it was so ordered.

14. GUNSTON HEIGHTS AND WILEY COMMUNITIES REQUEST TO  
BECOME A CONSERVATION DISTRICT; PROVIDE A LEGAL  
STUDY OPINION AND TO PROVIDE AN ENGINEERING  
FEASIBILITY STUDY (TAPE 3)

Supervisor Hyland stated that on Tuesday, October 30, 1990, he was invited to the Gunston Heights and Wiley communities to discuss the status of the significant health and safety issues and specifically the failing septic systems in their communities.

Supervisor Hyland said that during that discussion, the residents expressed interest in becoming a conservation district through the Fairfax County Redevelopment and Housing Authority (FCRHA). He said that this area has for many years been seeking ways to address the continuing problems. These problems include failing septic systems, maintaining the stability of this affordable community, planning for future development in an orderly manner, and planning for other community needs. Establishing a conservation district will protect these communities, provide relief to them while precluding development elsewhere on Mason Neck.

Supervisor Hyland further stated that subsequent to that meeting, the community leaders approached the Mount Vernon Comprehensive Plan Task Force requesting their endorsement. The task force has discussed this issue on numerous occasions and fully supports the establishment of a conservation district.

Supervisor Hyland distributed to Board Members a draft memorandum to that motion as well as letters from the Cranford United Methodist Church, the Federation of Lorton Communities, and the Mason Neck Citizens Association stating their full support in this initiative.

Supervisor Hyland explained that the Task Force has also requested the Board to examine the legal impacts and to review alternatives (including, but not limited to, the Lincoln-Lewis-Vannoy system) in solving the significant problems regarding the failing septic systems for these two communities.

Supervisor Hyland said that during his meeting with the community, the homeowners indicated that they would like to have a Lincoln-Lewis-Vannoy system installed because it appears to them that this is the best solution of all the ones offered. Therefore, staff needs to indicate whether Lincoln-Lewis-Vannoy's system is the best and an acceptable remedy for these two communities. However, the Mason Neck Citizens Association is suggesting that an outside consultant be retained to do a comprehensive study of the various sewerage technologies. Supervisor Hyland stated that if staff is unable to provide an analysis, then he suggests that the Board hire an outside engineer to provide a study of this issue.

Supervisor Hyland stated that this issue has been discussed for many years and the health and safety issues are not being corrected but are in fact getting worse. He said that he would like to have a legal opinion on the sewerage issue and a recommendation for policy changes to the Comprehensive Plan, based upon the health and safety issues for these two communities.

Therefore, Supervisor Hyland moved that the Board:

- Request the FCRHA to survey the existing conditions in the Gunston Heights and Wiley communities to determine if the area is eligible for conservation in accordance with Title 36 of the Code of Virginia of 1950, as amended;
- Direct staff to provide a legal opinion to determine if a similar system to Lincoln-Lewis-Vannoy can be constructed for the Gunston Heights and Wiley subdivisions without opening the rest of Mason Neck to development;
- If this system is not feasible then direct staff to provide the Board with other legal options;
- Direct staff to provide the Board with appropriate Comprehensive Plan Policy changes;
- Direct staff to report to the Board regarding these two items by the end of this calendar year;
- Direct staff to conduct an engineering feasibility study on the alternatives offered to these communities and to include but not be limited to the Lincoln-Lewis-Vannoy system as it could pertain to these communities; and
- If it is found that staff is unable to provide such, then direct staff to request an outside consultant to perform this analysis.

At Supervisor Hyland's request, Ms. Liz Hartwell appeared before the Board to express her concerns regarding the motion.

Supervisor Hyland's motion died due to the lack of a second.

Following discussion, Chairman Moore relinquished the Chair to Vice-Chairman Pennino and she moved that the Board:

- Direct staff and the County Attorney's Office to review the feasibility of a conservation area; and
- Direct staff to determine if there is a way to provide relief to the communities without opening other areas.

Supervisor Hyland moved to amend the motion to direct staff to respond to these issues by the end of the calendar year, and this was accepted.

The second to this motion was inaudible. The motion carried by a vote of eight, Supervisor Alexander being absent.

Supervisor McConnell moved that the Board also direct staff to review the Ordway Road and Leehigh Village areas of the County. This motion was seconded by Supervisor Davis and carried by a vote of seven, Chairman Moore being out of the room, Supervisor Alexander being absent.

15. NEW PERSPECTIVE IN THE CHESAPEAKE SYSTEM CONFERENCE (TAPES 3-4)

Supervisor Hyland distributed to Board Members information regarding the 1990 Chesapeake Bay Research Conference. Supervisor Hyland asked unanimous consent that the Board refer this information to staff. Without objection, it was so ordered.

Supervisor Hyland asked unanimous consent that the Board direct staff to determine if it is possible for appropriate staff to attend the conference. Without objection, it was so ordered.

16. COORDINATION ON THE ISSUANCE OF BUSINESS LICENSES AND HOME OCCUPATION PERMITS (TAPE 4)

Supervisor Hyland stated that through the course of a routine zoning investigation, it came to his attention that a business which applies for a Home Occupation Permit is automatically issued a Business License by the Office of Assessments whether the permit is approved or not. He pointed out that from a zoning perspective, this practice is detrimental to the County's ability to enforce violations and can be confusing to the citizen.

Supervisor Hyland said that he has been advised that the County informs applicants for Business Licenses that a completed application does not release them from conformance with other County regulations. However, he expressed concern that there are a great many home professionals currently operating outside the standards dictated in the Zoning Ordinance. He added that these businesses will be subject to Business, Professional and Occupational License (BPOL) taxes while operating illegally unbeknownst to the inspectors of the Zoning Enforcement Branch.

Therefore, Supervisor Hyland moved that the Board direct staff to review this issue and devise a system for the reconciliation and coordination of the issuance of a business license where a home occupation permit is required. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Davis and Chairman Moore being out of the room, Supervisor Alexander being absent.

17. INFORMATION ITEM TO THE BOARD---RESPONSE FROM STAFF ON RESTRICTION OF AUTOMOBILE SOUND EQUIPMENT (TAPE 4)

Supervisor Hyland distributed to Board Members a copy of the memorandum from Colonel John Granfield, Fairfax County Police Department, regarding the permitted noise levels of automobile sound equipment. He said that the study of this matter revealed that the current ordinance is sufficient for enforcement of this problem.

18. MOUNT VERNON COUNCIL OF CITIZENS ASSOCIATIONS SUBMITS RECOMMENDATIONS FOR THE COUNTY TRANSPORTATION PLAN (TAPE 4)

Supervisor Hyland stated that the Mount Vernon Council of Citizens Associations (MVCCA) has submitted recommendations for the Fairfax County Transportation Plan.

Supervisor Hyland asked unanimous consent that the Board:

- Refer the recommendations to staff for inclusion in the Transportation Plan; and
- If, for any reason, the recommendations are found to be unacceptable, direct staff to notify Supervisor Hyland so that he can inform the Council.

Without objection, it was so ordered.

19. AFFORDABLE RENTAL HOUSING PROJECT HELPS LOW-INCOME WAGE EARNERS IN MONTGOMERY COUNTY (TAPE 4)

Supervisor Hyland distributed to Board Members a copy of an article in a recent edition of the Fairfax Journal in which it was announced that John Hechinger, Jr. opened the Hechinger Company's first affordable rental housing project (Burnt Mills Crossing apartments in Silver Spring) designed to help low-income wage earners "do-it-themselves" and live near where they work.

Therefore, Supervisor Hyland asked unanimous consent that the Board refer this article to staff to determine whether a similar approach in projects could be considered in Fairfax County which would provide additional affordable housing. Without objection, it was so ordered.



VLL:VLL

20. REQUEST FOR CERTIFICATE OF APPRECIATION  
TO BE PRESENTED TO AREA BUSINESSES FOR  
PARTICIPATION IN HALLOWEEN "WITCH WATCH"  
PROGRAM (TAPE 5)

Supervisor Bulova briefed Board Members on this year's successful Halloween "Witch Watch" Program initiated by George Mason University (GMU) students. She stated that approximately 1,000 GMU students participated in the program by spending Halloween night looking out for little "trick or treaters" in the neighborhoods near GMU. Area businesses helped by donating "Witch Watch" T-shirts.

Supervisor Bulova asked unanimous consent that the Board direct staff to prepare Certificates of Appreciation for presentation before the Board of Supervisors to Nicole LaRock, Coordinator, and other "Witch Watchers" commending them for their outstanding efforts. Without objection, it was so ordered.

21. REQUEST FOR FUNDING FROM THE STATE FOR SIDEWALK,  
CURB AND GUTTER, AND ROAD REPAIRS IN FAIRFAX  
COUNTY (TAPE 5)

Supervisor Bulova referred to Supervisor Hyland's Board Matter several weeks ago concerning a situation on Lookout Court where residents disagreed with State maintenance money being spent on curb, gutter, and sidewalk repairs instead of it being spent to repair the streets. Because the streets in the Lookout Court situation required more immediate attention than the sidewalks, she stated that she had no objection to bringing the matter to Secretary of Transportation John Milliken's attention.

Supervisor Bulova stated that it is the Virginia Department of Transportation's (VDOT) current practice to make sidewalk repairs prior to repaving the street because it results in a neater, final appearance (the concrete work would permanently stain the new asphalt if those repairs are done first). She stated that she agrees with VDOT's current practice of sidewalk repairs before streets - all things being equal. She stated that her office receives numerous complaints concerning broken sidewalks and the need for repairs. The State budget for sidewalk repair is extremely limited and she stated that she would not want Secretary Milliken to get the impression from the Board's action on Lookout Court that Fairfax County discourages the expenditure of maintenance money for the replacement of deteriorating sidewalks.

Accordingly, Supervisor Bulova asked unanimous consent that the Board direct staff to prepare a letter informing Secretary Milliken how urgently Fairfax County needs funding for sidewalk, curb, gutter, and road repairs. In addition, she stated that Fairfax County expects VDOT to make informed judgment calls when deciding which repairs to conduct first. Without objection, it was so ordered.

22. I-5 - PHASE ONE PLAN ACTIONS ON TRANSPORTATION PLAN (TAPE 5)

Supervisor Bulova called to the Board's attention Information Item Five - Phase One Plan Actions on Transportation Plan contained in the Board's Package from its meeting of October 29, 1990 and subsequently deferred. She stated that the Item had included verbatim transcripts from the Board of Supervisors' meeting held on August 6, 1990 regarding the Proposed Policy Plan in an attempt to clarify the Board's action on the transportation element.

Supervisor Bulova distributed to Board Members excerpts from the verbatim of the Board's discussion entitled, "Phase I Actions on Transportation Plan," clearly indicating that the Board's intent had been to adopt the Transportation Plan IN CONCEPT, with final adoption subject to Phase II Task Force review and public hearings.

So that there is no confusion regarding the Board's action of August 6, 1990 regarding the transportation element, Supervisor Bulova moved that the Board amend Information Item Five from the October 29, 1990 Board Package as follows:

- The Board adopted Part I of the Phase I Plan. This is the section that deals with policies and includes a goal for transportation level of service D;
- The Board adopted Part II of the Phase I Plan in concept. This component of the Plan addresses the Land Classification System;
- The Board adopted several specific motions dealing with level of service guidance and with specific changes to the proposed transportation map; and
- The Board discussed the likelihood of adopting additional changes to the Transportation Plan map during the Phase II Plan Review process and ADOPTED THE TRANSPORTATION MAP IN CONCEPT, WITH FINAL ADOPTION SUBJECT TO AND FOLLOWING PHASE II TASK FORCE REVIEW AND PUBLIC HEARINGS BEFORE THE PLANNING COMMISSION AND BOARD OF SUPERVISORS.

In view of the foregoing, staff will utilize the existing transportation map as guidance in reviewing development applications until such time as a new Plan is duly adopted by the Board. Staff will further distribute copies of the proposed new map, as amended, with a note reading as follows:

- "A new Transportation Plan was adopted IN CONCEPT by the Board of Supervisors on August 6, 1990. The Plan will be subject to additional review and may be amended in conjunction with Phase II of the Plan Review Process."

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked that the motion be amended as follows:

- "The Transportation Plan was adopted by the Board of Supervisors on August 6, 1990, with the understanding that the Plan would be subject to additional review and might be amended in conjunction with Phase II of the Plan Review Process."

This amendment was NOT accepted.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Following Board discussion, with input from Anthony H. Griffin, Deputy County Executive for Planning and Development, Supervisor Bulova's motion was jointly seconded by Supervisor Davis and Supervisor Richards and carried by a recorded vote of seven, Chairman Moore voting "NAY," Supervisor Alexander being absent.

23. COMMENDATION TO GIANT FOOD STORES FOR  
OUTSTANDING ENVIRONMENTAL PROGRAMS (TAPE 5)

Supervisor Pennino stated that on several occasions she has expressed her concerns that most grocery stores were offering both paper bags and plastic bags (which are not biodegradable) and she has suggested that grocery stores offer reusable grocery sacks similar to those used in Europe. She announced that it has been recently called to her attention that Giant Food Stores now collect plastic bags for recycling and plans to offer customers the opportunity to buy reusable grocery sacks in the near future. In addition to these two programs, she stated that Giant Food Stores has also initiated several other environmental programs.

Supervisor Pennino asked unanimous consent that the Board direct staff to prepare a letter, for the Chairman's signature, commending Giant Food Stores for initiating these outstanding environmental programs. Without objection, it was so ordered.

24. PARKING PROBLEMS AT NEIGHBORHOOD "WALK-UP PARKS" (TAPE 5)

Supervisor Pennino called to the Board's attention that Fairfax County is beginning to experience problems with parking at neighborhood "Walk-Up Parks." She stated that staff has been working on draft language for proposed amendments to the Code of the County of Fairfax to resolve this problem. She asked unanimous consent that the Board direct staff to give priority to completing the draft language so that public hearings before the Planning Commission and Board of Supervisors on the proposed amendments can be conducted prior to January 1, 1991. Without objection, it was so ordered.

25. PROPOSED HUNTER VALLEY FIRE AND RESCUE STATION SITE AT HUNTER MILL ROAD (TAPE 5)

Supervisor Pennino referred to her Board Matters at the Board of Supervisors' meeting held on October 29, 1990 where she had raised concerns regarding a pending 456 application for the Hunter Valley Fire and Rescue Station proposed to be located at 2347 Hunter Mill Road. Since last week, she stated that she had examined this matter further and is convinced that it is in the best interest of Fairfax County, including the surrounding community, that this site no longer be considered for a future fire station and that staff investigate other possible sites.

Accordingly, Supervisor Pennino moved that the Board:

- Disapprove the offered Contract of Sale dated July 9, 1990, including the July 18, 1990 Addendum, concerning the offer by Plaseied and Associates Partnership to sell real property located at 2347 Hunter Mill Road;
- Direct staff to withdraw the 456 application submitted for a fire and rescue station on this property; and
- Direct staff to investigate other sites for a fire and rescue station to serve the needs of the community in this area of the County.

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander being absent.

26. AMENDMENTS TO COMMITTEE TO BE ESTABLISHED  
BY THE ECONOMIC DEVELOPMENT AUTHORITY (EDA)  
TO WORK ON "TWINNING" FAIRFAX COUNTY WITH  
ITS SISTER COUNTY OF ESSONNE, FRANCE  
(TAPE 5)

(BACs)

Supervisor Pennino referred to action taken at the Board of Supervisors' meeting held on October 29, 1990 to request the Economic Development Authority (EDA) to establish a committee to work on "twinning" Fairfax County with its Sister County of Essonne, France.

Supervisor Pennino asked unanimous consent that the Board direct the Office of the Clerk to make the following modifications to the record:

- That the Board direct the EDA to contact Dr. Clara M. Lovett, Provost and Vice-President for Academic Affairs, George Mason University (GMU), because GMU's School of Economics, which is located with the Law School in Arlington, and the Fairfax County Government Chair, which has been filled, are both interested in explosive high tech areas. Fairfax County is one of these high tech areas as is Essonne, France;
- That the Board request the Fairfax County School Board to investigate the possibility of an exchange of students between Fairfax County's Thomas Jefferson High School for Science and Technology and Ecole Polytechnique of Essonne, France; and
- That the Board expand the Economic Development Committee to also include representation from the Center for Innovative Technology (CIT), as well as representation from the business community at Tysons Corner.

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander being absent.

27. ABSENCE OF SUPERVISOR MARTHA PENNINO (TAPE 5)

Supervisor Pennino excused herself from the Board meeting and announced that she would be absent approximately one hour in order to visit with Supervisor Alexander who is in Fairfax Hospital recovering from surgery.

28. REQUESTS FOR REMOVALS FROM COUNTY'S LEAF  
COLLECTION DISTRICTS (TAPE 5)

Supervisor Davis asked unanimous consent that the Board direct staff to review the appropriate criteria and report with recommendations on the request submitted by the Best Western Hotel located at 6633 Arlington Boulevard, Falls Church, for removal from Fairfax County's leaf collection district. Without objection, it was so ordered.

Supervisor Hanley asked unanimous consent that the Board direct staff to review the appropriate criteria and report with recommendations on the request submitted by the landowners of 6650, 6640, 6630 Arlington Boulevard and 2951 Random Road for removal from Fairfax County's leaf collection district. Without objection, it was so ordered.

29. DEATH OF PAUL H. KEAST, FORMER PLANNING  
COMMISSIONER (TAPE 5)

With great sadness, Supervisor Davis announced the recent death of Paul H. Keast, former Planning Commissioner. He announced that viewing services with the family will be conducted from 7:00 p.m. until 9:00 p.m. at Demaine Funeral Home at the corner of Backlick and Edsall Roads, with a Mass conducted at Saint Michael's Church on Wednesday, November 7, 1990 at 10:45 a.m.

Supervisor Davis moved that the Board direct staff to send flowers and an appropriate card expressing the Board's deep sympathy to Mr. Keast's family. This motion was seconded by Supervisor Richards and carried by a vote of seven, Supervisor Pennino being out of the room, Supervisor Alexander being absent.

AR:AR

30. USE OF FIRE RETARDANT PLYWOOD (TAPE 6)

Supervisor McConnell called the Board's attention to a recent community meeting held in the Springfield District to discuss the use of fire retardant plywood on the roofs of a 167 townhouse development. Noting that this is a problem all over Fairfax County, she stated that the unfortunate result of using this type plywood is that a major problem develops because the plywood reacts to the heat and humidity and becomes very unsafe.

Supervisor McConnell noted that some builders are stepping forth to replace the dangerous roofs; however, some homeowners are being forced to replace their townhouse roofs at their own expense.

Therefore, Supervisor McConnell asked unanimous consent that the Board direct staff to prepare a letter, for the Chairman's signature, to the members of the State Board of Housing and Community Development, requesting the State to investigate this issue and to determine what

testing protocol needs to be followed and what products can be approved for use in the Commonwealth of Virginia. However, if this cannot be done, the use of this fire retardant plywood should be prohibited in Virginia until the appropriate testing data are available to ensure the safety of fire retardant materials approved under the Virginia Uniform Statewide Building Code.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked that the request be amended to include also sending the letter to Governor L. Douglas Wilder, the appropriate State Secretary, and to the other Department heads, and this was accepted.

Without objection, the amended request was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

31. PROBLEM WITH WATER WELLS IN NEW DEVELOPMENT  
(TAPE 6)

With a notation of another community meeting this week in the Springfield District, Supervisor McConnell asked unanimous consent that the Board direct staff to meet with her staff and concerned citizens in an effort to resolve a problem with water wells in a new development which were built on a layer of rock and are beginning to run dry. Without objection, it was so ordered.

32. SAFETY OF WATER IN FAIRFAX COUNTY (TAPE 6)

Supervisor McConnell stated that her office is in receipt of a letter from constituents of the Springfield District referring to a published article concerning the safety of the water in Fairfax County. The article questions the safety of the County's water supply as a result of recent cutbacks at the Department of Environmental Management (DEM).

Following reassurance from Irving Birmingham, Director of DEM, that the water inspection program has not been jeopardized by the personnel cutbacks, Supervisor McConnell asked unanimous consent that the Board direct DEM to contact Mr. and Mr. Clements to address their concerns regarding the water inspections in Fairfax County. Without objection, it was so ordered.

33. REQUEST TO EXPEDITE SCHEDULING OF THE APPEAL  
FOR PROFFER INTERPRETATION FOR COCA COLA  
COMPANY IN CHANTILLY, VIRGINIA (TAPE 6)

Supervisor McConnell moved that the Board direct staff to expedite the scheduling of the appeal for proffer interpretation for the Coca Cola Company coming into Chantilly, Virginia. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

34. FAIRFAX COUNTY'S MANDATORY RECYCLING PROGRAM  
(TAPE 6)

Supervisor McConnell referred to a letter from the Chamber of Commerce requesting an extension of time for businesses to review Fairfax County's Mandatory Recycling Program.

Following input from John W. diZerega, Director, Department of Public Works, Supervisor McConnell asked unanimous consent that the Board direct staff to review this letter and submit its recommendations on resolving these concerns prior to scheduling a public hearing. Without objection, it was so ordered.

35. DESIGN AND CONSTRUCTION OF THE CLIFTON FIRE STATION IMPROVEMENTS (TAPE 6)

Supervisor McConnell stated that the design and construction of the improvements to the Clifton Fire Station are proceeding on schedule. However, because of the Clifton sewer policy, Board approval is required to increase the number of plumbing fixture units from 70 to 157 within the new building.

Supervisor McConnell noted that although there is an increase in the number of fixture units, there is no increase in the load to the sanitary sewer. She stated that the size of the fire station has increased only to accommodate needed firefighting and emergency service apparatus. She added that the number of personnel operating out of the station will remain the same, and that the fixture units increased in order to meet the code in providing facilities for women firefighters and a handicapped public toilet.

Since the improvements to the fire station will not increase the load to the sanitary system, Supervisor McConnell moved that the increase in plumbing fixture units for the Clifton Fire Station from 70 to 157 to conform to the code requirements be approved. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

36. EXPEDITED SITE PLAN PROCESSING FOR APPROVED CHILD CARE CENTER AT FAIRFAX HOSPITAL (TAPE 6)

Supervisor Hanley called attention to the Board's approval in July 1990 of a Special Exception to allow a Child Care Center at Fairfax Hospital on property owned by the Fairfax Hospital System (FHS) Foundation. She noted that the title search revealed that, prior to acquisition by the FHS Foundation, the land for the streets in the platted subdivision had been conveyed to the County. She stated that, in order for the site plan for the Child Care Center to be approved, the land for the streets must be conveyed to FHS in conjunction with vacating the prior subdivision.



To ensure that the approved Child Care Center is available to the FHS staff as soon as possible, Supervisor Hanley moved that the Board direct staff to expedite the schedule for the necessary public hearing so that the site plan processing can be completed as expeditiously as possible. This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Davis, Supervisor Pennino, and Chairman Moore being out of the room, Supervisor Alexander being absent.

37. REVIEW OF SIGNAGE FOR VISITOR PARKING  
AROUND THE MASSEY BUILDING AND THE  
JUDICIAL CENTER (TAPE 6)

Supervisor Hanley asked unanimous consent that the Board direct staff to review the placement of the Visitor Parking signs around the Massey Building and the Judicial Center in order to save unnecessary driving around for citizens. Without objection, it was so ordered.

38. OUT-OF-TURN PLAN AMENDMENT FOR DEDICATION OF  
PROPERTY FOR PINWOOD REGIONAL DETENTION  
POND (TAPE 6)

- (A) Supervisor Hanley moved that the Board authorize the advertisement of a public hearing to be held before the Board of Supervisors on December 3, 1990 on an Out-of-Turn Plan Amendment for the dedication of property for the Pinewood Regional Detention Pond, Department of Public Works Project X0076. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Davis, Supervisor Pennino, and Chairman Moore being out of the room, Supervisor Alexander being absent.

39. TRAIL ALONG GALLOWS ROAD (TAPE 6)

Supervisor Hanley called the Board's attention to her previous request in May 1990 that staff review the possibility of placement of "Bike Trail" signs on the trail along Gallows Road to remind citizens that bicycles are allowed on this trail.

Noting the staff's reluctance due to the fact that this is also a pedestrian trail, Supervisor Hanley moved that the Board direct staff to review this trail once again to see if there is some way to designate the trail along Gallows Road as a "Bike Trail" in order to keep bicycle riders off Gallows Road. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

SBE:SBE

40. ADMINISTRATIVE ITEMS (TAPE 7)

Supervisor Bulova moved approval of the Administrative Items. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM  
(CENTREVILLE, DRANESVILLE AND SPRINGFIELD  
DISTRICTS)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated November 5, 1990 be recommended for acceptance into the State Secondary System.

ADMIN 2 - AUTHORIZATION TO ADVERTISE PROPOSED  
AMENDMENTS TO THE CODE OF THE COUNTY OF  
FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND  
TRAFFIC), SECTION 82-1-6 (RELATING TO  
ADOPTION BY REFERENCE) AND REPEAL  
SECTIONS 82-4-17, 82-4-18, 82-4-19,  
82-4-20, 82-4-21, 82-4-22, AND  
82-4-22.1 (RELATING TO DRIVING  
WHILE INTOXICATED - DWI)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on November 26, 1990 at 4:30 p.m. on proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic):

- AMEND Section 82-1-6 (Relating to Adoption by Reference), by adding the Driving While Intoxicated (DWI) statutes of the Code of Virginia to those violations which are currently adopted by reference into the Code of the County of Fairfax (this action is authorized pursuant to Section 46.2-1313 of the Code of Virginia); and
- REPEAL Sections 82-4-17, 82-4-18, 82-4-19, 82-4-20, 82-4-21, 82-4-22, and 82-4-22.1 in their entirety.

This amendment will become effective immediately upon adoption.

ADMIN 3 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF A CERTAIN SANITARY SEWER EASEMENT NECESSARY FOR CONSTRUCTION OF THE HAYCOCK ROAD SANITARY SEWER EXTENSION (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on December 3, 1990 at 4:30 p.m. on the proposed acquisition of a certain sanitary sewer easement necessary for the construction of Project X00930, Haycock Road Sanitary Sewer Extension, Dranesville District.

ADMIN 4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE RECODIFICATION AND PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 109 (SOLID WASTE) (COUNTYWIDE)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on November 26, 1990 at 5:00 p.m. to recodify and amend the Code of the County of Fairfax, Chapter 109 (Solid Waste), to:
- More adequately administer solid waste programs; and
  - Incorporate new legislative abilities granted by the Virginia General Assembly to expand and enforce the Waste Reduction and Recycling Program.

ADMIN 5 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO AMEND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE), ARTICLE 17, SECTION 4-17-5, CHANGING THE PRORATED PERSONAL PROPERTY TAXES ON MOTOR VEHICLES

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on December 3, 1990 at 5:00 p.m. on proposed amendments to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Article 17, Section 4-17-5, changing the prorated personal property taxes on motor vehicles to state that any taxpayer who has their personal property taxes prorated will not receive a refund for less than \$5.00 unless the refund is specifically requested.

41. A-1 - BOARD AUTHORIZATION TO APPROVE AN EMERGENCY RATE INCREASE AND ADVERTISE A PUBLIC HEARING FOR A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 84 (PUBLIC TRANSPORTATION), ARTICLE 6 (RATES, FARES AND CHARGES), TO ADOPT THE INCREASE BY ORDINANCE (TAPE 7)

(EO)

(A) On motion of Supervisor Hyland, seconded jointly by Supervisor Bulova and Supervisor McConnell, and carried by a vote of seven, Supervisor Pennino being out of the room, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and:

- Approved a rate increase, on an emergency basis, in the form of a \$.40 per trip surcharge, to become effective November 12, 1990; and
- Authorized the advertisement of a public hearing to be held before the Board of Supervisors on December 3, 1990 at 5:00 p.m. to adopt, by ordinance, the emergency rate increase with a termination date of April 30, 1991, unless extended by the Board of Supervisors.

42. A-2 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) PROJECT FOR IMPROVEMENTS TO LEE CHAPEL ROAD (ROUTE 643) BETWEEN PROPOSED FAIRFAX COUNTY PARKWAY AND OLD KEENE MILL ROAD (ROUTE 644) (SPRINGFIELD DISTRICT) (TAPE 7)

Supervisor McConnell moved that the Board concur in the recommendation of staff and endorse the Virginia Department of Transportation (VDOT) design plans for improvements on Lee Chapel Road (Route 643) between the proposed Fairfax County Parkway and Old Keene Mill Road (Route 644), including the provision of an eight-foot trail on the west side of Lee Chapel Road, as presented at the September 13, 1990 Location and Design public hearing, subject to the provision that VDOT consider the following:

- Provide a median break centered between Yardarm Lane and Downhaul Lane;
- Review the warrants for signalization at Waterline Drive and Ironmaster Drive; and

- Re-examine the intersection geometrics, sight distance, and pedestrian features at Old Keene Mill Road/Lee Chapel Road in conjunction with County staff to improve existing operational deficiencies.

In addition, Supervisor McConnell moved that the Board further request VDOT to consider the following requests of citizens:

- A noise study for possible noise abatement both before and after the project;
- A trail on the west side reduced in width to minimize the impact;
- Reduce the median strip width; and
- Investigate the need for a traffic signal at Waterline Drive and at Ironmaster Drive.

This motion was seconded by Supervisor Davis.

Following discussion, it was the consensus of the Board to vote serialimly on the request for a noise study for possible noise abatement both before and after the project.

The question was called on the motion, as amended, excluding the noise study, which carried by a vote of seven, Supervisor Pennino being out of the room, Supervisor Alexander being absent.

The question was then called on the motion to request a noise study for possible noise abatement both before and after the project which carried by a recorded vote of five, Supervisor Hyland and Supervisor Richards voting "NAY," Supervisor Pennino being out of the room, Supervisor Alexander being absent.

43. A-3 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) PROJECT FOR IMPROVEMENTS TO ROLLING ROAD (ROUTE 638) BETWEEN FAIRFAX COUNTY PARKWAY AND OLD KEENE MILL ROAD (ROUTE 644) (SPRINGFIELD DISTRICT) (TAPE 7)

Supervisor McConnell moved that the Board concur in the recommendation of staff and endorse the Virginia Department of Transportation (VDOT) design plans, Alternative A, for improvements to Rolling Road, including the provision of eight-foot parking lanes and sidewalks on both sides, as presented at the September 26, 1990 public hearing, subject to the provision that VDOT consider the following:

- Review if signals are warranted at Greeley Boulevard, Viola Street, and Barnack Drive as requested by citizens at the public hearing;
- Provide an eight-foot trail on the west side of Rolling Road between Viola Street and the Fairfax County Parkway multi-purpose trail where houses do not front Rolling Road;
- Eliminate the channelization of the northbound Rolling Road to Old Keene Mill Road right turn movement; and
- Review the project profile in the vicinity of the Rhygate development to identify solutions to reduce the exit grade from the development.

In addition, Supervisor McConnell moved that the Board further request VDOT to consider the following requests of citizens:

- Explore reducing the design speed criteria;
- Review reducing the median strip width between Taft and Viola Streets;
- Review reducing the posted speed limit to 35 miles-per-hour;
- Following plan approval by the Commonwealth Transportation Board (CTB), request the utility companies to work closely with the residents regarding the placement of utilities on this project;
- Review the elimination of the sidewalk on the east side of Rolling Road (behind the homes on Smithfield Avenue), if utilities can be placed in this area; and
- Request CTB, in the approval of the design, to consider and include recommendations to replace trees in the area of Rhygate and Smithfield Avenues and include fencing to help with noise abatement, if possible.

This motion was seconded by Supervisor Davis.

Following discussion, the Board deferred its action until later in the meeting to allow additional time for the Office of Transportation staff to respond to questions regarding the elimination of the sidewalk.

(NOTE: Later in the meeting, action was taken on this matter. See Clerk's Summary Item CL#67.)

44. A-4 - SUPPLEMENTAL APPROPRIATION RESOLUTION AS 91027 FOR THE VIRGINIA INSTITUTE OF SOCIAL SERVICE TRAINING ACTIVITIES (VISSTA) PROGRAM IN THE DEPARTMENT OF HUMAN DEVELOPMENT (TAPE 7)

On motion of Supervisor Hanley, seconded by Supervisor Hyland, and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution AS 91027 in the amount of \$59,954 for the creation of the Virginia Institute of Social Services Training Activities (VISSTA) Program in the Department of Human Development (DHD). These funds will be used to administer one of five Area Training Centers in the Commonwealth to serve approximately 250-350 staff.

45. A-5 - AUTHORIZATION FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD TO SUBMIT AN APPLICATION FOR A DEMONSTRATION GRANT TO THE OFFICE FOR SUBSTANCE ABUSE PREVENTION FOR FUNDING OF THE STONEGATE ALCOHOL AND DRUG PREVENTION AND REHABILITATION PROJECT AMONG HIGH RISK YOUTHS (TAPE 7)

On motion of Supervisor McConnell, seconded by Supervisor Hyland, and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and approved the request of the Community Services Board (CSB) to submit a grant proposal to the Office for Substance Abuse Prevention (OSAP) for approximately \$275,000 which will begin in Fiscal Year (FY) 1992. The grant funds will be used to continue five of the eight positions at Stonegate created by Community Development Block Grant (CDBG) funding this fiscal year. This submission will partially continue the demonstration project which provides innovative youth-specific outpatient and day treatment programs to Alcohol and Drug Service clients in the Stonegate Housing Project in Fairfax County.

46. C-1 - VIRGINIA ASSOCIATION OF COUNTIES' ANNUAL MEETING (TAPE 7)

The Board next considered an Item contained in the Memorandum to the Board dated November 5, 1990 requesting the Board's designation of a voting and alternate delegate to represent Fairfax County at the Virginia Association of Counties' (VACo) annual meeting scheduled for November 18 through November 21, 1990 at the Homestead in Hot Springs, Virginia.

Chairman Moore briefed Board Members on a meeting that she and Supervisor Hanley had attended of the Virginia Association of Counties (VACo) Board of Directors last week with the objective of finding a new Executive Director for VACo. She distributed to Board Members a letter that she received from Steven A. McGraw, Vice-Chairman, Roanoke County Board of Supervisors President-Elect, and Chairman, Search Committee, VACo, recommending the appointment of James D. Campbell as VACo's Executive Director.

Chairman Moore relinquished the Chair to Acting-Chairman Hyland and moved that the Board concur in the recommendation and forward Fairfax County's approval to the terms proposed for Mr. Campbell's appointment to the position. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

Acting-Chairman Hyland returned the gavel to Chairman Moore.

Supervisor Hyland moved that the Board designate the following Members to represent Fairfax County at VACo's annual meeting:

- Chairman Moore,  
to serve as the VOTING delegate; and
- Supervisor Hanley,  
to serve as the ALTERNATE delegate.

This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

47. I-1 - ROAD BOND PROGRAM - BOARD OF SUPERVISORS' MONTHLY STATUS REPORT FOR OCTOBER, 1990 (TAPE 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated November 5, 1990 presenting the Road Bond Program's monthly status report for October 1990.

Supervisor Hanley briefed Board Members on the recent ribbon-cutting ceremony held to open Blake Lane. She expressed her appreciation to all staff who worked so hard to complete this project.

There were brief comments on the monthly status report.



48. I-2 - NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION (NVPDC) REQUEST FOR APPOINTMENT TO HEALTH SYSTEMS AGENCY BOARD OF DIRECTORS (TAPE 7)

(BACs)

(NOTE: Section 32.1-122.05 of the Code of Virginia relating to the composition of the Health Systems Agency Board requires the appointment of several local human service directors, including the Director of the Area Agency on Aging.)

The Board next considered an Information Item contained in the Memorandum to the Board dated November 5, 1990 requesting authorization to forward the name of the Director of the Area Agency on Aging to the Northern Virginia Planning District Commission's (NVPDC) for appointment to the Health Systems Agency Board of Directors.

The staff was directed administratively to proceed as proposed.

49. I-3 - CONTRACT AMENDMENT - HARBOR HOUSE PROJECT (SPRINGFIELD DISTRICT) (TAPE 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated November 5, 1990 requesting authorization for the Fairfax County Redevelopment and Housing Authority to proceed to:

- Award a contract addendum with Environmental Design Group, in the amount of \$54,000 for the Harbor House Project, Springfield District; and
- Reallocate funding as outlined in the Memorandum to the Board dated November 5, 1990.

The staff was directed administratively to proceed as proposed.

50. I-4 - CONTRACT AWARD - GRIT REMOVAL AND BAR SCREEN EQUIPMENT OF BRADDOCK ROAD SEWAGE PUMP STATION (ANNANDALE DISTRICT) (TAPE 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated November 5, 1990 requesting authorization for staff to proceed to award a contract to Norair Engineering Corporation, in the amount of \$411,340 for grit removal and bar screen equipment of the Braddock Road Sewage Pump Station, Annandale District.

The staff was directed administratively to proceed as proposed.

51. I-5 - ENGINEERING CONTRACT AWARD TO PATTON, HARRIS, RUST AND ASSOCIATES FOR AN ANNUAL CONTRACT TO PROVIDE SURVEY SUPPORT SERVICES TO THE DEPARTMENT OF PUBLIC WORKS (COUNTYWIDE) (TAPE 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated November 5, 1990 requesting authorization for staff to proceed to award an annual contract to Patton, Harris, Rust and Associates, in the amount of \$50,000 to provide survey support services to the Department of Public Works, Countywide.

The staff was directed administratively to proceed as proposed.

52. I-6 - CONTRACT AWARD - PROFESSIONAL PSYCHIATRIC SERVICES IN SUPPORT OF THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (TAPE 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated November 5, 1990 requesting authorization for staff to proceed to execute the following contracts for professional psychiatric services in support of the Fairfax-Falls Church Community Services Board:

<u>NAME</u>	<u>CONTRACT NUMBER</u>	<u>ANNUAL COMPENSATION</u>
Elissa M. Godfrey, MD	PC10000110-3	\$25,920
Elaine R. Green, MD	PC10000110-Q	\$44,760

The staff was directed administratively to proceed as proposed.

53. I-7 - COMMUTER RAIL STATUS REPORT (ANNANDALE, LEE, MOUNT VERNON AND SPRINGFIELD DISTRICTS) (TAPE 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated November 5, 1990 presenting the Commuter rail status report for Annandale, Lee, Mount Vernon and Springfield Districts.

Supervisor Hyland asked unanimous consent that the Board add to its Executive Session agenda scheduled for later in the meeting the discussion of the commuter rail station and land acquisition for the Lorton area. Without objection, it was so ordered.

54. I-8 - CONTRACT AWARD - CONTRACT MODIFICATION  
PROFESSIONAL/CONSULTANT SERVICES RELATING TO  
GEOGRAPHIC INFORMATION SYSTEM (GIS) (TAPE 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated November 5, 1990 requesting authorization for staff to amend the contract with the Excel Group to perform the additional task outlined in the Memorandum at a contract price not to exceed \$40,000 for professional/consultant services relating to the Geographic Information System (GIS).

Supervisor Hanley requested staff to proceed as expeditiously as possible on this matter.

The staff was directed administratively to proceed as proposed.

55. I-9 - CONTRACT AWARD - I-95 LANDFILL  
BASIN-19 LEACHATE COLLECTION AND  
PUMPING STATION (MOUNT VERNON  
DISTRICT) (TAPE 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated November 5, 1990 requesting authorization for staff to award a contract to Garney Companies, Incorporated, in the amount of \$811,247 for the I-95 Landfill Basin-19 Leachate Collection and Pumping Station, Mount Vernon District.

The staff was directed administratively to proceed as proposed.

JLD:JLD

56. 3:30 P.M. - PH ON OUT-OF-TURN PLAN AMENDMENT  
ITEM S90-IV-S1, CONCERNING A PROPOSAL TO  
MODIFY THE COMPREHENSIVE PLAN TO ALLOW A  
RETAIL FACILITY (PRICE CLUB) IN THE  
VIRGINIA 95 BUSINESS PARK OFF OF  
BOSTON BOULEVARD, LEE DISTRICT  
(NO TAPE)

(NOTE: Later in the meeting, action was taken to defer the public hearing on Out-of-Turn Plan Amendment Item S90-IV-S1 until December 10, 1990 at 5:00 p.m. See Clerk's Summary Item CL#58.)

57. 3:30 P.M. - PH ON REZONING APPLICATION RZ 88-S-056  
(MARTIN E. TURK, TRUSTEE) (SPRINGFIELD DISTRICT)  
(TAPE 8)

Mr. David S. Morris reaffirmed the validity of the affidavit for the record.

Chairman Moore disclosed that her son is employed by Mr. John T. Lewis, a member of the law firm of Lewis, Moore and Patrick, and therefore, she would abstain from participation in the actions regarding Rezoning Application RZ 88-S-056. Accordingly, she relinquished the Chair to Acting-Chairman Hyland and left the Board Room.

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

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

Supervisor McConnell moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 88-S-056 be amended from the R-1 and Water Supply Protection Overlay Districts to the R-2 and Water Supply Protection Overlay Districts subject to the execution of the revised proffers dated February 28, 1990. This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Davis, Supervisor Pennino, and Chairman Moore being out of the room, Supervisor Alexander being absent.

Supervisor McConnell moved waiver of the service drive requirements along the Lee Highway frontage of the site. This motion was seconded by Supervisor Hanley and carried by a vote of five, Supervisor Davis, Supervisor Pennino, and Chairman Moore being out of the room, Supervisor Alexander being absent.

58. 3:30 P.M. - PH ON OUT-OF-TURN PLAN AMENDMENT  
ITEM S90-IV-S1, CONCERNING A PROPOSAL TO  
MODIFY THE COMPREHENSIVE PLAN TO ALLOW A  
RETAIL FACILITY (PRICE CLUB) IN THE  
VIRGINIA 95 BUSINESS PARK OFF OF  
BOSTON BOULEVARD, LEE DISTRICT  
(TAPE 8)

Supervisor Richards moved to defer the public hearing on Out-of-Turn Plan Amendment Item S90-IV-S1 until December 10, 1990 at 5:00 p.m. This motion was seconded by Supervisor Hanley and carried by a vote of five, Supervisor Davis, Supervisor Pennino, and Chairman Moore being out of the room, Supervisor Alexander being absent.

59. 3:30 P.M. - PH ON REZONING APPLICATION RZ 90-V-029  
(GUM SPRINGS VILLAGE LIMITED PARTNERSHIP) (MOUNT  
VERNON DISTRICT) (TAPE 8)

Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.

Acting-Chairman Hyland disclosed the following campaign contribution that he had received:

- In the amount of \$140 from Mr. Robert Easter in 1987.

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

Acting-Chairman Hyland returned the gavel to Chairman Moore upon her return to the Board Room.

Following the public hearing, which included testimony by four speakers, Mary Ann Godfrey, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Hyland moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 90-V-029 be amended from the C-8, RMHP, R-2, and Highway Corridor Districts to the R-20, R-4, and Highway Corridor Districts subject to the execution of the revised proffers dated October 31, 1990. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor McConnell and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

Supervisor Hyland moved approval of all requested waivers and/or modifications of transitional screening and barrier requirements as shown on the Generalized Development Plan (GDP). This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor McConnell and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

Supervisor Hyland moved that the Board direct the Director of the Department of Environmental Management (DEM) to waive the Zoning Ordinance requirement that limits private streets in residential developments to a maximum length of 600 feet. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor McConnell and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

Supervisor Hyland moved that the Board direct staff to complete the processing for the Site Plans for Gum Springs Village Limited Partnership, Rezoning Application RZ 90-V-029, as expeditiously as possible. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor McConnell and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

Supervisor Hyland moved that the Board direct staff to examine the sidewalk proffer to determine whether recent plans for Project X00066 can be "freshened" to implement this proffer in the State right-of-way. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor McConnell and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

(NOTE: Prior to leaving the Board Room, Chairman Moore relinquished the Chair to Acting-Chairman Hyland.)

60. 3:30 P.M. - BOARD DECISION ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 101 (SUBDIVISION PROVISIONS) AND CHAPTER 112 (ZONING ORDINANCE) (TAPE 8)

- (0) (NOTE: On October 29, 1990 the Board of Supervisors held a public hearing on this item and deferred Board decision to November 5, 1990.)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of October 12 and October 19, 1990.

Supervisor Hanley moved adoption of the proposed amendments to the Code of the County of Fairfax:

- Chapter 101 (Subdivision Provisions), Article 1 (In General), Section 101-1-10 (Amendments); Article 2 (Subdivision Application Procedure and Approval Process), Section 101-2-2 (Minimum Requirements), Section 101-2-3 (Preliminary Subdivision Plat), Section 101-2-4 (Construction Plan), and Section 101-2-5 (Final Subdivision Plat); and
- Chapter 112 (Zoning Ordinance), Article 17 (Site Plans), Section 17-105 (Required Information on Site Plans) and Section 17-107 (Procedure for Processing),

to become effective January 1, 1991 at 12:01 a.m. All plats and plans not approved prior to the effective date shall comply with the new requirements.

The amendments are proposed to accomplish the following: implement State enabling legislation authorizing localities to require that burial sites be

identified on plans; implement a State mandate requiring reviewers to reference ordinances, regulations, or policies when disapproving plans; require statements on plans that maintenance of private streets is not the responsibility of State or County agencies; require frontage on public streets of lots resubdivided under the Subdivision Ordinance; cite in the Subdivision Ordinance those State statutes establishing public hearing and advertising requirements; and make editing revisions.

This motion was seconded by Supervisor Richards and carried by a recorded vote of five, Supervisor McConnell voting "NAY," Supervisor Pennino and Chairman Moore being out of the room, Supervisor Alexander being absent.

61. 4:00 P.M. - PH ON REZONING APPLICATION RZ 89-S-029  
(BENNIE H. POTTER, TRUSTEE) (SPRINGFIELD DISTRICT)  
(TAPE 8)

Supervisor McConnell moved that the request of the applicant be honored and that Rezoning Application RZ 89-S-029 be withdrawn from consideration. This motion was seconded by Supervisor Davis.

(NOTE: Action on this matter was continued after the Board's Recess. See Clerk's Summary Item CL#63.)

62. BOARD RECESS (TAPE 8)

At 4:40 p.m., the Board recessed briefly in an effort to establish a quorum and, at 4:45 p.m., reconvened in the Board Room with all Members being present, with the exception of Supervisor Alexander, Supervisor Pennino, Supervisor Richards, and Chairman Moore, and with Acting-Chairman Hyland presiding.

63. CONTINUATION PH ON REZONING APPLICATION RZ 89-S-029  
(BENNIE H. POTTER, TRUSTEE) (SPRINGFIELD DISTRICT)  
(TAPE 8)

(NOTE: Earlier in the meeting, the public hearing was called and action requested to withdraw Rezoning Application RZ 89-S-029 from consideration. See Clerk's Summary Item CL#61.)

Supervisor McConnell restated her motion made prior to the Board's recess that Rezoning Application RZ 89-S-029 be withdrawn from consideration without prejudice. This motion was jointly seconded by Supervisor Davis and Supervisor Hanley and carried by a vote of five, Supervisor Pennino, Supervisor Richards, and Chairman Moore being out of the room, Supervisor Alexander being absent.

64. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION  
SE 89-S-075 (MOBIL OIL CORPORATION) (SPRINGFIELD  
DISTRICT) (TAPE 8)

Ms. Marie B. Travesky reaffirmed the validity of the affidavit for the record.

Upon her return to the Board Room, Acting-Chairman Hyland returned the gavel to Chairman Moore.

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

(NOTE: The public hearing continued after the next item. See Clerk's Summary Item CL#66.)

ADDITIONAL BOARD MATTER

65. REQUEST STAFF TO CONTACT SPEAKERS LISTED  
FOR PUBLIC COMMENT REGARDING TIME REVISION  
(TAPE 9)

Chairman Moore relinquished the Chair to Acting-Chairman Hyland and asked unanimous consent that the Board direct staff to contact the speakers listed for this evening's public comment time and request them to arrive at 8:15 p.m. rather than the scheduled 7:30 p.m. time. She stated that the additional 45 minutes will permit the Board a brief dinner recess. Without objection, it was so ordered.

Acting-Chairman Hyland returned the gavel to Chairman Moore.

66. CONTINUATION OF PH ON SPECIAL EXCEPTION APPLICATION  
SE 89-S-075 (MOBIL OIL CORPORATION) (SPRINGFIELD  
DISTRICT) (TAPES 9-10)

(NOTE: Earlier in the meeting, the public hearing was called. See Clerk's Summary Item CL#64.)

Following the public hearing, which included testimony by 12 speakers, Carol Dickey, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Following Board discussion, Supervisor McConnell moved to defer Board Decision on Special Exception Application SE 89-S-075 until November 26, 1990 at 5:00 p.m. to allow additional time for staff to provide further clarification on the questions raised at the public hearing. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Hanley and Supervisor Pennino being out of the room, Supervisor Alexander being absent.



ADDITIONAL BOARD MATTER67. ADDITIONAL ACTION ON A-3 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) PROJECT FOR IMPROVEMENTS TO ROLLING ROAD (ROUTE 638) BETWEEN FAIRFAX COUNTY PARKWAY AND OLD KEENE MILL ROAD (ROUTE 644) (SPRINGFIELD DISTRICT) (TAPE 10)

[NOTE: Earlier in the meeting, action was deferred on the motion to endorse the Virginia Department of Transportation (VDOT) design plans, Alternative A, for improvements to Rolling Road, including the provision of eight-foot parking lanes and sidewalks on both sides, as presented at the September 26, 1990 public hearing. See Clerk's Summary Item CL#43.]

Chairman Moore restated Supervisor McConnell's earlier motion that the Board concur in the recommendation of staff and endorse the VDOT design plans, Alternative A, for improvements to Rolling Road, including the provision of eight-foot parking lanes and sidewalks on both sides, as presented at the September 26, 1990 public hearing, subject to the provision that VDOT consider the following:

- Review if signals are warranted at Greeley Boulevard, Viola Street, and Barnack Drive as requested by citizens at the public hearing;
- Provide an eight-foot trail on the west side of Rolling Road between Viola Street and the Fairfax County Parkway multi-purpose trail where houses do not front Rolling Road;
- Eliminate the channelization of the northbound Rolling Road to Old Keene Mill Road right turn movement; and
- Review the project profile in the vicinity of the Rhygate development to identify solutions to reduce the exit grade from the development.

With the additional requests to VDOT to:

- Explore reducing the design speed;
- Reduce the median between intersections;

- Request the utility companies to work with the area residents;
- Determine whether the sidewalk on the east side of the project would affect the utilities and, if so, review its possible removal; and
- Review the placement of trees and fencing for noise abatement measures to provide screening to adjacent residents.

Following discussion, with input from staff, Supervisor Bulova asked that the motion be amended to request VDOT to review ways to minimize the impact of the placement of utilities on sidewalks, and this was accepted.

Following further discussion, the motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Pennino being out of the room, Supervisor Alexander being absent.

68. 4:30 P.M. - PH ON REZONING APPLICATION RZ 89-A-044  
(EAGLE DEVELOPMENT LIMITED PARTNERSHIP) (ANNANDALE  
DISTRICT) (TAPE 10)

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 persons had been notified of the date and hour of this public hearing and he proceeded to present his case.

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

Supervisor Bulova moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 89-A-044 be amended from the R-1 District to the R-3 District subject to the execution of the revised proffers dated October 25, 1990. This motion was seconded by Chairman Moore and carried by a vote of five, Supervisor McConnell abstaining because she was not present in the Board Room during the public hearing, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

Supervisor Bulova moved waiver of the minimum district size requirements for the cluster development. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

69. 4:30 P.M. - PH ON REZONING APPLICATION RZ 89-S-064 (FAIRLAND DEVELOPMENT AND INVESTMENT CORPORATION, A VIRGINIA CORPORATION) (SPRINGFIELD DISTRICT) (TAPE 10)

Supervisor McConnell moved to defer the public hearing on Rezoning Application RZ 89-S-064 until December 10, 1990 at 4:30 p.m. due to notification problems by the applicant. This motion was jointly seconded by Supervisor Hanley and Supervisor Hyland and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

70. 4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 82-V-081 (HUNTINGTON GATEWAY ASSOCIATES, L.P.) (MOUNT VERNON DISTRICT) (TAPE 10)

Supervisor Hyland moved to defer the public hearing on Proffered Condition Amendment Application PCA 82-V-081 until November 26, 1990 at 5:00 p.m. at the request of the applicant. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

CM:CM

71. 5:00 P.M. - PH ON REZONING APPLICATION RZ 89-P-017 (PRISM DEVELOPMENT GROUP, LIMITED AND PC LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT) (TAPE 10)

Supervisor Hanley moved to defer the public hearing on Rezoning Application RZ 89-P-017 until November 26, 1990 at 5:00 p.m. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

72. 5:00 P.M. - BOARD DECISION ON PROPOSED ADOPTION OF THE COMMUNITY PLAN FOR THE ELLISON HEIGHTS COMMUNITY IMPROVEMENT PROJECT (DRANESVILLE DISTRICT) (TAPE 10)

Supervisor Richards moved to defer Board decision on the Community Plan for the Ellison Heights Community until November 26, 1990 at 3:30 p.m. This motion was seconded by Supervisor Hanley and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

73. 5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 89-S-055 (STAR ENTERPRISE) (SPRINGFIELD DISTRICT) (TAPE 10)

Ms. Melanie Reilly reaffirmed the validity of the affidavit for the record.

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

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

Supervisor McConnell moved approval of Special Exception Application SE 89-S-055 subject to the revised development conditions dated September 27, 1990. This motion was seconded by Supervisor Hanley and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

74. 5:00 P.M. - PH ON FINAL DEVELOPMENT PLAN  
APPLICATION FDPA 85-P-145 (FALLER  
MANAGEMENT COMPANY) (PROVIDENCE  
DISTRICT) (TAPE 10)

Ms. Lynne Strobel reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Supervisor Hanley moved to waive the reading of the staff and Planning Commission recommendation. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

Supervisor Hanley moved approval of Final Development Plan Application FDPA 85-P-145 subject to the development conditions dated October 31, 1990. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

Supervisor Hanley further moved that the Board reaffirm the modification granted for the minimum distance required between the tennis courts and the right-of-way of Interstate 495 in favor of that shown on the Conceptual Final Development Plan Amendment dated March 20, 1990. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

75. RECESS/EXECUTIVE SESSION (TAPE 10)

At 6:45 p.m., Supervisor Hyland moved that the Board recess and go into Executive Session to consider matters listed in the Agenda as well as for discussion of actual and probable litigation and other specific legal matters requiring the provision of legal counsel concerning:

- 49 U.S. Code Section 1609, Paragraph C; and
- Curtis G. Thomas Et Al. versus The County of Fairfax CA#89-1597-A.

This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Davis and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

At 7:45 p.m., the Board reconvened in the Board Room with all Members being present, with the exception of Supervisor Alexander, Supervisor McConnell, and Supervisor Pennino, and with Chairman Moore presiding.

76. ADDITIONAL ACTIONS FROM EXECUTIVE SESSION (TAPE 11)

(NOTE: Earlier in the meeting, there were additional Actions from Executive Session. See Clerk's Summary Items CL#7A-C.)

D. CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION

Supervisor Bulova moved that the Board of Supervisors certify that, to the best of their 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 Davis and carried by a vote of six, Supervisor McConnell and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

E. AUTHORIZATION OF APPEAL IN CURTIS G. THOMAS ET AL. VERSUS COUNTY OF FAIRFAX CA#89-1597-A

Chairman Moore relinquished the Chair to Acting-Chairman Bulova and moved that the Board authorize an appeal in Curtis G. Thomas et al. Versus County of Fairfax in CA#89-1597-A as recommended by the County Attorney in Executive Session. This was seconded by Supervisor Hanley and carried by a vote of five, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

Acting-Chairman Bulova returned the gavel to Chairman Moore.

77. 7:30 P.M. - PH TO RECEIVE CITIZEN COMMENT ON  
ISSUES OF CONCERN (TAPE 12)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of October 19 and October 26, 1990.

Citizens of Fairfax County are encouraged to present their views on issues of concern. The Board will hear public comment on any issue except: Issues under litigation, issues which have been scheduled for public hearing before the Board (this date and future dates), or comments regarding individuals. Each speaker may have up to three minutes and a maximum of 10 speakers will be heard. Citizens must call the Office of the Clerk to the Board to register to speak and provide their names, addresses, phone numbers, and topics they wish to address.

The public hearing was held and included testimony by two speakers.

78. BOARD ADJOURNMENT (TAPE 12)

At 8:25 p.m., the Board adjourned.