

CLERK'S BOARD SUMMARY
JULY 27, 1998

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The meeting was called to order at 9:30 a.m. with all Members being present, with the exception of Supervisor Gross, and with Chairman Hanley presiding.

Supervisor Gross was absent from the entire meeting.

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.

BOARD MATTER

2. **MOMENT OF SILENCE FOR THE FAMILIES OF THE OFFICERS SLAIN ON CAPITOL HILL** (Tape 1)

Chairman Hanley asked that everyone remember in their thoughts and prayers the families of Capitol Police Officers Chestnut and Gibson who lost their lives in the line of duty this past Friday, July 24, 1998, on Capitol Hill.

AGENDA ITEMS

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. ERIN NICOLE DRUYUN FOR BEING THIS YEAR'S RECIPIENT OF THE IRVING BIRMINGHAM SCHOLARSHIP FUND** (Tape 1)

Supervisor McConnell moved approval of the Certificate of Recognition presented to Ms. Erin Nicole Druyun for being this year's recipient of the Irving Birmingham Scholarship Fund. This motion was seconded by Supervisor Hyland and carried by a vote of eight, *Supervisor Connolly being out of the room, Supervisor Gross being absent.

*Upon his return to the Board Auditorium, Supervisor Connolly asked unanimous

consent that he be recorded as voting "AYE" on this motion. Without objection, it was so ordered.

4. **CERTIFICATE OF RECOGNITION PRESENTED TO FALLS CHURCH KIWANIS LITTLE LEAGUE ON THE OCCASION OF ITS 50TH ANNIVERSARY** (Tape 1)

Supervisor Connolly moved approval of the Certificate of Recognition presented to the Falls Church Kiwanis Little League on the occasion of its 50th anniversary. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. MARY MARGARET HAMMOND FOR HER YEARS OF SERVICE ON THE COMMISSION FOR WOMEN UPON HER RETIREMENT** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Certificate of Recognition presented to Ms. Mary Margaret Hammond, upon her retirement, for her years of service on the Commission for Women. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Mendelsohn being out of the room, Supervisor Gross being absent.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

ADDITIONAL BOARD MATTER

6. **ABSENCE OF MASON DISTRICT SUPERVISOR PENELOPE GROSS** (Tape 1)

Chairman Hanley announced that Mason District Supervisor Penelope Gross would be absent from today's meeting because she is attending a study mission in Israel.

AGENDA ITEMS

7. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. FAYE GOTTLIEB CASCIO FOR WINNING THE TANDY AWARD** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificate of Recognition presented to Ms. Faye Gottlieb Cascio, McLean High School, for winning the Tandy Award. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Gross being absent.

8. **PROCLAMATION DESIGNATING AUGUST 4, 1998 AS "NATIONAL NIGHT OUT" IN FAIRFAX COUNTY** (Tape 1)

Supervisor McConnell moved approval of the Proclamation designating August 4, 1998 as "**National Night Out**" in Fairfax County. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Frey being out of the room, Supervisor Gross being absent.

9. **I-1 - FAIRFAX COUNTY WINS FOUR NATIONAL AWARDS** (Tapes 1-2)

Chairman Hanley called the Board's attention to Information Item I-1 - Fairfax County Wins Four National Awards and announced that Fairfax County has won four 1998 National Achievement Awards for innovative programs from the National Association of Counties (NACo) as follows:

- Volunteer Interpreter Program - Juvenile Court/Fairfax Bar Association;
- Niche Marketing Makes the Water Mine a Success - Fairfax County Park Authority;
- Problem Behavior Project - Fairfax County Public Library; and
- Human Services Community Funding Pool - Office of Systems Management for Human Services/Office of Human Services Administration.

ADDITIONAL BOARD MATTERS10. **INTRODUCTION OF JABARI STEWART, INTERN FOR LEE DISTRICT SUPERVISOR DANA KAUFFMAN** (Tape 2)

Supervisor Kauffman introduced and welcomed Jabari Stewart who is working as an intern in his office this summer. Mr. Stewart will be a freshman at Edison High School.

11. **INTRODUCTION OF RYAN HEILIG, INTERN FOR HUNTER MILL DISTRICT SUPERVISOR ROBERT B. DIX, JR.** (Tape 2)

Supervisor Dix introduced and welcomed Ryan Heilig who has been working as an intern in his office for the past two years. Mr. Heilig will be a senior at Oakton High School.

(NOTE: Later in the meeting, Supervisor Dix introduced another intern for the Hunter Mill District. See Clerk's Summary Item CL#14.)

12. **INTRODUCTION OF MELISSA DORNAN, INTERN FOR SULLY DISTRICT SUPERVISOR MICHAEL FREY** (Tape 2)

Supervisor Frey introduced and welcomed Melissa Dornan who has been working as an intern in his office for the past two years. Ms. Dornan is a recent graduate of Chantilly High School and will attend Virginia Tech in the fall.

13. **JULIE LA, INTERN FOR BRADDOCK DISTRICT SUPERVISOR SHARON BULOVA** (Tape 2)

Supervisor Bulova announced that, although she is not present at the meeting, Julie La is working as an intern in her office this summer. Ms. La will be attending George Mason University (GMU) in the fall.

14. **JESSICA CRAIG, INTERN FOR HUNTER MILL DISTRICT SUPERVISOR ROBERT B. DIX, JR.** (Tape 2)

(NOTE: Earlier in the meeting, Supervisor Dix introduced an intern for the Hunter Mill District. See Clerk's Summary Item CL#11.)

Supervisor Dix announced that Jessica Craig, although not present at the meeting, is also working as an intern in his office this summer. Ms. Craig attends Madison High School.

AGENDA ITEMS

15. **APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS** (Tape 2)

(APPTS)
(BACs)

AFFORDABLE DWELLING UNIT ADVISORY BOARD

CONFIRMATIONS:

Supervisor Hyland moved that the Board confirm the following appointments to the Affordable Dwelling Unit Advisory Board:

- Ms. Barbara Byron as the Department of Planning and Zoning Representative; and
- Mr. John Payne as the Department of Housing and Community Development Representative.

This motion was seconded by Supervisor Kauffman and carried by a vote of nine, Supervisor Gross being absent.

AIRPORTS ADVISORY COMMITTEE

[NOTE: The appointment of the Sully (Business) District Representative to the Airports Advisory Committee was deferred.]

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD**CONFIRMATIONS:**

Supervisor Connolly moved that the Board confirm the following appointments to the Alcohol Safety Action Program Local Policy Board:

- Mr. Bruce Blanchard as the Fairfax Bar Association Representative;
- Ms. June M. Gertig as the Parents Association to Neutralize Drug and Alcohol Abuse (PANDAA) Representative; and
- Mr. William O. Howland, Jr. as the County Executive's Representative.

This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

ATHLETIC COUNCIL

Chairman Hanley moved the appointment of Ms. Diane Church as the At-Large (Principal) Representative to the Athletic Council. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Gross being absent.

Supervisor Connolly moved the appointment of Mr. Stephen McLaughlin to fill the unexpired term of Mr. R. Lin Lemon as the Providence District (Alternate) Representative to the Athletic Council. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Gross being absent.

Supervisor McConnell moved the reinstatement of Mr. Tony Cummings as the Springfield District (Alternate) Representative to the Athletic Council. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

CONFIRMATION:

Supervisor Hyland moved that the Board confirm the following appointment to the Athletic Council:

- Ms. Sandy Murnan as the Youth Football Council Representative.

This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

CHILD CARE ADVISORY COUNCIL

Supervisor McConnell moved the appointment of Mr. Timothy D. Hugo as the Springfield District Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

COMMUNITY ACTION ADVISORY BOARD

Supervisor Dix moved the appointment of Mr. George Blaine Lotz as the Hunter Mill District Representative to the Community Action Advisory Board. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor Gross being absent.

[NOTE: The appointments of the At-Large (Chairman's), and the Sully District Representatives to the Community Action Advisory Board were deferred.]

COMMISSION ON AGING

{NOTE: The appointments of the Sully and the Springfield District Representatives to the Commission on Aging were deferred.}

COMMUNITY DEVELOPMENT ADVISORY COMMITTEE

[NOTE: The appointments of the Mason (Bailey's Conservation Area), the Mount Vernon (Wiley/Gunston Heights Conservation Area) and the Mount Vernon (Huntington Conservation Area) Representatives to the Community Development Advisory Committee were deferred.]

COMMUNITY IMPROVEMENT COMMITTEE

[NOTE: The appointments of the Mason (Fairdale Community) and the Sully District Representatives to the Community Improvement Committee were deferred.]

CONSUMER PROTECTION COMMISSION

Supervisor Hyland moved the appointment of Mr. Donald F. Maddrey as an At-Large (County Resident) Representative to the Consumer Protection Commission. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Gross being absent.

COUNTYWIDE NON-MOTORIZED TRANSPORTATION (TRAILS) COMMITTEE

Supervisor Kauffman moved the appointment of Mr. Phillip Edwards to fill the unexpired term of Ms. Maureen O'Brien as the Lee District Representative to the Countywide Non-Motorized Transportation (Trails) Committee. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

CRIMINAL JUSTICE ADVISORY BOARD

(NOTE: The appointment of the Mount Vernon District Representative to the Criminal Justice Advisory Board was deferred.)

ENVIRONMENTAL QUALITY ADVISORY COUNCIL

CONFIRMATION:

Supervisor Mendelsohn moved that the Board confirm the following appointment to the Environmental Quality Advisory Council:

- Ms. April Lee as the Student Representative.

This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

(NOTE: The appointment of the At-Large Representative to the Environmental Quality Advisory Council was deferred.)

FAIRFAX AREA DISABILITY SERVICES BOARD

(NOTE: The appointment of the Sully District Representative to the Fairfax Area Disability Services Board was deferred.)

HUMAN SERVICES COUNCIL

(NOTE: The appointment of the Providence District Representative to the Human Services Council was deferred.)

JUVENILE COURT CITIZEN ADVISORY COUNCIL

Supervisor Mendelsohn moved the appointment of Ms. Deborah D. Piland as the Dranesville District Representative to the Juvenile Court Citizen Advisory Council. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

(NOTE: The appointment of the Sully District Representative to the Juvenile Court Citizen Advisory Council was deferred.)

MECHANICAL ADVISORY (HVAC) BOARD

[NOTE: The appointments of two At-Large (Master Mechanics) and an At-Large (Mechanical/Professional Engineer) Representative to the Mechanical Advisory Board were deferred.

**NORTHERN VIRGINIA TRANSPORTATION COORDINATING COUNCIL
CITIZEN ADVISORY COMMITTEE**

(NOTE: The appointments of two At-Large Representatives to the Northern Virginia Transportation Coordinating Council Citizen Advisory Committee were deferred.)

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING

Supervisor Dix moved the appointment of Ms. Margaret G. Vanderhye as an At-Large Representative to the Oversight Committee on Drinking and Driving. This motion was seconded by Supervisor Mendelsohn and carried by a vote of nine, Supervisor Gross being absent.

(NOTE: The appointment of one At-Large Representative to the Oversight Committee on Drinking and Driving was deferred.)

PLUMBING ADVISORY BOARD

Chairman Hanley asked unanimous consent that the Board direct staff to advertise the vacant position on the Plumbing Advisory Board. Without objection, it was so ordered.

[NOTE: The appointment of the At-Large (Master Plumber) Representative to the Plumbing Advisory Board was deferred.]

ROAD VIEWERS BOARD

(NOTE: The appointment of the At-Large Representative to the Road Viewers Board was deferred.)

ROUTE 28 HIGHWAY TRANSPORTATION DISTRICT ADVISORY BOARD

[NOTE: The appointment of the At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board was deferred.]

**SMALL AND MINORITY BUSINESS ENTERPRISE PROGRAM ADVISORY
COMMISSION**

Supervisor Kauffman moved the appointment of Ms. Virginia Howard to fill the unexpired term of Mr. Jimmy Harrison as the Lee District Representative to the Small and Minority Business Enterprise Program Advisory Committee. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

SUPPLEMENTAL RETIREMENT SYSTEM BOARD OF TRUSTEES

Chairman Hanley moved the appointment of Mr. Frank M. Alston as the At-Large Representative to the Supplemental Retirement System Board of Trustees. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Gross being absent.

TELECOMMUNICATIONS (MONOPOLES) LAND USE REGULATIONS TASK FORCE

Supervisor Mendelsohn moved the appointment of Mr. Robert E. Lloyd to fill the unexpired term of Mr. John Tharrington as the Dranesville District Representative to the Telecommunications (Monopoles) Land Use Regulations Task Force. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Gross being absent.

Supervisor Mendelsohn asked unanimous consent that the Board direct staff to send Mr. Tharrington a Certificate of Appreciation for his years of service on the Telecommunications (Monopoles) Land Use Regulations Task Force. Without objection, it was so ordered.

TENANT LANDLORD COMMISSION

Supervisor Dix moved the appointment of Ms. Carla A. Breitenbach as an At-Large (Condo Owner) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Gross being absent.

[NOTE: The appointment of one At-Large (Tenant Member) Representative to the Tenant Landlord Commission was deferred.]

TREE COMMISSION

(NOTE: The appointment of the Sully District Representative to the Tree Commission was deferred.)

ADDITIONAL APPOINTMENT (Tape 2)**ADVISORY SOCIAL SERVICES BOARD**

Supervisor Bulova moved the appointment of Ms. Diane M. Jinwright to fill the unexpired term of Ms. Elisabeth Bissell who recently resigned as the Braddock District Representative to the Advisory Social Services Board. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Gross being absent.

16. **ADMINISTRATIVE ITEMS** (Tape 2)

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

Supervisor McConnell called the Board's attention to Administrative Item 5 - Authorization to Submit Associated Grant Applications to the United States (US) Department of Housing and Urban Development (HUD) for Funding Through the Continuum of Care Homeless Assistance Program, and a brief discussion ensued.

Chairman Hanley called the Board's attention to Administrative Item 6 - Supplemental Appropriation Resolution (SAR) AS 99028 for the Fire and Rescue Department to Accept Grant Funds from the Federal Highway Administration (FHWA) Through the Virginia Department of Transportation (VDOT) for the Procurement of Specialized Highway Incident Response Training and Apparatus, and clarified for the record that the Fairfax County signal system project, as outlined in Attachment Three of the Memorandum to the Board dated July 27, 1998, is a State project.

Chairman Hanley called the Board's attention to Administrative Item 7 - Supplemental Appropriation Resolution (SAR) AS 99030 for the Federal Early Head Start Program Grant within the Department of Family Services. Following a brief discussion, with input from Dana W. Paige, Acting Director, Department of Family Services, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide Board Members with information regarding the number of children currently on the waiting list for the Head Start Programs. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

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

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated July 27, 1998 be recommended into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Chequers, Sections 1 and 2	Dranesville	Windrock Drive, Route 3609 Windy Creek Way Chequers Way
Island Creek,	Lee	Thomas Grant Drive

Section 1

Giles Run,
Sections 2 and 2A

Springfield

Gauge Drive,
Route 8665
Apple Court
Peach Court
Periwinkle Place
Ivy Green Road
Holly Haven Lane
Silverbrook Road,
Route 600,
Additional
right-of-way only

Willow Ponds,
Section 2

Sully

Whisper Willow Drive,
Route 7975
Peach Leaf Place

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

Authorized the extension of the review period for the two 2232 Public Facility Review Applications listed in the Memorandum to the Board dated July 27, 1998 until January 27, 1999, to ensure compliance with the 60-day review requirement mandated by Section 15.2-2232 of the *Code of Virginia*.

**ADMIN 3 - INSTALLATION OF MULTI-WAY STOPS AT THE
INTERSECTIONS OF CAMDEN STREET AT WITTINGTON STREET AND
ELKIN STREET/LONDONDERRY ROAD AT RIVERSIDE ROAD (MOUNT
VERNON DISTRICT)**

- Endorsed the installation of multi-way stops at the following intersections:
 - Camden Street (Route 2052) at Wittington Street (Route 2010);
 - Elkin Street (Route 627)/Londonderry Road (Route 2051) at Riverside Road (Route 627); and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

ADMIN 4 - APPOINTMENT OF PRIVATE PROVIDER REPRESENTATIVE TO THE FAIRFAX-FALLS CHURCH COMMUNITY POLICY AND MANAGEMENT TEAM (CPMT)

(APPT)

Authorized the appointment of Dr. Richard N. Leichtweis, Director, INOVA Kellar Center, as Private Provider Representative to the Fairfax-Falls Church Community Policy and Management Team (CPMT).

ADMIN 5 - AUTHORIZATION TO SUBMIT ASSOCIATED GRANT APPLICATIONS TO THE UNITED STATES (US) DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FUNDING THROUGH THE CONTINUUM OF CARE HOMELESS ASSISTANCE PROGRAM

(NOTE: Earlier in the meeting, this item was discussed. See page 10.)

Authorized:

- The Department of Family Services (DFS), in partnership with Reston Interfaith, Northern Virginia Family Service, and United Community Ministries, to submit applications to renew two transitional housing grants;
- The Department of Housing and Community Development (HCD), in partnership with Pathway Homes, to submit a new Shelter Plus Care grant application to the United States (US) Department of Housing and Urban Development (HUD); and
- Endorsement of applications by non-profit partnerships for two other renewal grants and six new grants. Funding for all 11 grant applications is being requested through the Continuum of Care Homeless Assistance Program, authorized by the Steward B. McKinney Homeless Assistance Act.

No local cash match is required for these grant applications.

ADMIN 6 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99028 FOR THE FIRE AND RESCUE DEPARTMENT TO ACCEPT GRANT FUNDS FROM THE FEDERAL HIGHWAY ADMINISTRATION (FHWA) THROUGH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE PROCUREMENT OF SPECIALIZED HIGHWAY INCIDENT RESPONSE TRAINING AND APPARATUS

(SAR) (NOTE: Earlier in the meeting, this item was discussed. See page 10.)

Approved Supplemental Appropriation Resolution (SAR) AS 99028 in the amount of \$585,000 for the Fire and Rescue Department to accept funds from the Federal Highway Administration (FHWA) through the Virginia Department of Transportation (VDOT) as part of the Congestion Management Program for the I-95/I-395/I-495 Interchange Construction. Funding is to purchase and maintain a specialized piece of fire apparatus for responding to highway hazardous material incidents (\$500,000); the procurement of hazardous materials abatement supplies and support unit (\$80,000); and for conducting training in assessing incident response resource requirements (\$5,000). No local cash match is required.

ADMIN 7 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99030 FOR THE FEDERAL EARLY HEAD START PROGRAM GRANT WITHIN THE DEPARTMENT OF FAMILY SERVICES

(SAR) (NOTE: Earlier in the meeting this item was discussed. See page 10.)

Approved Supplemental Appropriation Resolution (SAR) AS 99030 in the amount of \$1,478,680 for the Early Head Start Grant (EHS) from the Department of Health and Human Services, Administration for Children and Families. This grant will provide early, continuous, intensive, child development and family support services on a year-round basis to low-income families with children under age three and pregnant women. A local cash match of \$125,000, available from Fund 102, Federal/State Grant Fund, is included in this amount.

AR:ar

17. **A-1 - APPROVAL OF INTERJURISDICTIONAL FUNDING AGREEMENT BETWEEN WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) AND ITS MEMBER JURISDICTIONS (COUNTYWIDE)** (Tape 3)

Supervisor Kauffman moved that the Board concur in the recommendation of staff and approve the Interjurisdictional Funding Agreement between the Washington Metropolitan Area Transit Authority (WMATA) and its member jurisdictions for the provision and funding of bus service and the funding of WMATA's Rehabilitation and Replacement Program as shown in Attachment I of the Memorandum to the Board dated July 27, 1998, with the understanding that minor technical changes or amendments that do not alter the substance of the agreement can be made prior to final execution. This motion was seconded by Supervisor Hyland.

Following discussion, with input from Shiva K. Pant, Director, Department of Transportation (DOT), Supervisor Frey asked to amend the motion to direct staff to provide a detailed list of expected expenditures, and this was accepted.

After further discussion, the question was called on the motion, as amended, which carried by a vote of nine, Supervisor Gross being absent.

18. **A-2 - SHARED PARKING REQUEST FOR FRUGAL FANNIES (BRADDOCK DISTRICT)** (Tape 3)

Supervisor Bulova asked unanimous consent that Action Item A-2 - Shared Parking Request for Frugal Fannies be deferred until later in the meeting. Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#96.)

19. **A-3 - DESIGNATION RESOLUTION FOR AN ADMINISTRATIVE POLICY, FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB)** (Tape 3)

(R) On motion of Supervisor Connolly, seconded by Supervisor Hyland, and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Gross being absent, the Board concurred in the recommendation of staff and adopted a Resolution designating that the Fairfax-Falls Church Community Services Board (CSB) shall use the Administrative Policy Board Model of Governance.

20. **A-4 - FISCAL YEAR (FY) 1999 PERFORMANCE CONTRACT BETWEEN THE VIRGINIA DEPARTMENT OF MENTAL HEALTH, MENTAL RETARDATION AND SUBSTANCE ABUSE SERVICES AND THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB)** (Tape 3)

On motion of Supervisor Connolly, seconded by Supervisor Hyland, and carried by a vote of nine, Supervisor Gross being absent, the Board concurred in the recommendation of staff and approved the Fiscal Year (FY) 1999 Performance Contract between the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services and the Fairfax-Falls Church Community Services Board (CSB).

21. **A-5 - COLUMBIA GAS OF VIRGINIA, INCORPORATED APPLICATION FOR A GENERAL RATE INCREASE - STATE CORPORATION COMMISSION (SCC) CASE NUMBER PUE980287** (Tape 3)

On motion of Supervisor Connolly, seconded by Supervisor Hyland, and carried by a vote of nine, Supervisor Gross being absent, the Board concurred in the recommendation of staff and authorized the Department of Telecommunications and Consumer Services and the County Attorney's Office to file a Notice of Protest with the State Corporation Commission (SCC) in the matter of the application of Columbia Gas of Virginia, Incorporated, SCC Case Number PUE980287, for an increase in rates.

22. **C-1 - BOND REFERENDUM COMMITTEE AND INFORMATION PAMPHLET**
(Tape 3)

Chairman Hanley announced that this item would be considered later in the meeting.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#70.)

23. **C-2 - ISSUANCE OF FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) LEASE REVENUE BOND (LEE DISTRICT)** (Tape 3)

(Bonds)

- (R) The Board next considered an item contained in the Memorandum to the Board dated July 27, 1998, requesting adoption of a Resolution authorizing the issuance of a tax-exempt revenue bond by the Fairfax County Redevelopment and Housing Authority (FCRHA) in a principal amount not to exceed \$430,000 for the purpose of providing permanent financing for an office building located at 7511 Fordson Road, Alexandria, Virginia, owned by the FCRHA and leased to the Board of Supervisors for use by United Community Ministries, Incorporated.

Supervisor Kauffman moved adoption of a Resolution authorizing the issuance of a tax-exempt revenue bond by the FCRHA as recommended by staff. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Gross being absent.

24. **I-1 - FAIRFAX COUNTY WINS FOUR NATIONAL AWARDS** (No Tape)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#9.)

25. **I-2 - EXTENSION OF FAIRFAX CONNECTOR ROUTE 383 INTO THE LORTON VIRGINIA RAILWAY EXPRESS (VRE) STATION (MOUNT VERNON DISTRICT)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated July 27, 1998, requesting authorization for the Department of Transportation (DOT) to implement a service extension on FAIRFAX CONNECTOR Route 383 into the Lorton Virginia Railway Express (VRE) Park-and-Ride lot during the morning and afternoon peak periods beginning July 28, 1998.

The staff was directed administratively to proceed as proposed.

26. **I-3 - PLANNING COMMISSION ACTION ON PUBLIC FACILITIES APPLICATION 456-L97-9, WASHINGTON/BALTIMORE CELLULAR LIMITED PARTNERSHIP (CELLULAR ONE) (LEE DISTRICT)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated July 27, 1998, presenting the Planning Commission action on Public Facilities Application 456-L97-9, Washington/Baltimore Cellular Limited Partnership (Cellular One) indicating the Commission's approval of the construction of a telecommunications facility to the rear of an existing warehouse at 6700 Springfield Center Drive [Tax Map Number 90-4 ((1))11A].

27. **I-4 - PLANNING COMMISSION ACTION ON PUBLIC FACILITIES APPLICATION 2232-S98-6, NEXTEL COMMUNICATIONS OF THE MID-ATLANTIC, INCORPORATED (SPRINGFIELD DISTRICT)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated July 27, 1998, presenting the Planning Commission action on Public Facilities Application 2232-S98-6, Nextel Communications of the Mid-Atlantic, Incorporated, indicating the Commission's approval of the construction of a telecommunications facility at 9730 Hampton Road [Tax Map Number 97-3 ((1))14].

28. **I-5 - SUBMISSION OF APPLICATION FOR PROPOSED ROADWAY SAFETY IMPROVEMENTS UNDER THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) HAZARD ELIMINATION SAFETY IMPROVEMENT PROGRAM, FISCAL YEAR (FY) 2000 (COUNTYWIDE)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated July 27, 1998, presenting the final list of roadway safety projects selected for application submission for funding consideration under the Virginia Department of Transportation (VDOT) Hazard Elimination Safety Improvement Program for Fiscal Year (FY) 2000. Following the completion of the statewide program selection process, staff will advise the Board of any projects approved for funding under the program.

Following discussion, with input from Katharine D. Ichter, Chief, Highway Operations Division, Department of Transportation (DOT), and Christopher D. Wells, Transportation Planner II, Traffic Operations Section, DOT, Supervisor Connolly asked unanimous consent that the Board direct staff to provide Board Members with copies of the list of 60-plus projects which were reviewed. Without objection, it was so ordered.

Supervisor Bulova asked unanimous consent that the Board direct staff to review the problem with the "dips" on Roberts Road north of Braddock Road to determine if it qualifies for placement on the project list. Without objection, it was so ordered.

29. **I-6 - RETIREMENT SYSTEMS COST-OF-LIVING INCREASES FOR 1999**
(Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated July 27, 1998, presenting the Retirement Systems cost-of-living increases for 1999.

There was discussion of this item, with input from Robert J. O'Neill, Jr., County Executive, and Lournz A. Swartz, Executive Director, Retirement Administration Agency.

ADDITIONAL BOARD MATTERS

30. **SCHEDULE FOR AREA PLANS REVIEW (APR) PUBLIC HEARINGS** (Tape 3)

Chairman Hanley announced that the Area Plans Review (APR) public hearings have been scheduled for **November 16, November 23, and December 7, 1998 at 7:00 p.m.**

31. **CONSIDERATION OF ECONOMIC DEVELOPMENT AUTHORITY (EDA) REQUEST AT CARRYOVER** (Tape 3)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to include as a Consideration Item at Carryover the request from the Economic Development Authority (EDA), recognizing that it needs to be non-recurring. This motion was seconded by Vice-Chairman Hyland and carried by a vote of nine, Supervisor Gross being absent.

Supervisor Connolly asked unanimous consent that the Board direct the EDA, in the interim, to provide a follow-up report regarding the World Congress on:

- Measurable goals;
- Status report;
- How many leads were generated; and
- Status of follow-up to those leads.

Without objection, it was so ordered.

Chairman Hanley noted that the EDA is scheduled to appear before the Board on August 3, 1998 at 10:00 a.m.

32. **YOUTH SERVICES TASK FORCE OF THE PARTNERSHIP FOR YOUTH BROCHURE TITLED "COMMUNITY RESOURCES FOR YOUTH AND THEIR FAMILIES"** (Tape 3)

Chairman Hanley noted that the Youth Services Task Force of the Partnership for Youth, working with the Reston Police Substation, has produced a brochure titled "*Community Resources for Youth and Their Families.*" The School Resource Officers (SROs) will use the brochure to provide information about available services to families. The brochure is intended to reach parents confronted with a crisis and most likely to see a need for the services. Anyone wishing to obtain copies of this brochure may contact the Partnership for Youth at (703) 324-5346.

33. **DESTRUCTION OF SMALL FAMILY CEMETERIES DURING DEVELOPMENT** (Tape 3)

Chairman Hanley stated that Mr. Malcolm Richardson contacted her office regarding the destruction of small family cemeteries during the development of new properties. Although the Department of Planning and Zoning (DPZ) requires any plans that are submitted to cite the location of such plots, today's technology has eliminated the need for surveyors to extensively walk the sites, thus overlooking some existing plots. As a result, this self-certification process has enabled the destruction of family plots.

Chairman Hanley noted that Mr. Richardson has written and appeared before the Board on this same topic. He has also provided a copy of a House of Delegates Joint Resolution offered to address this concern.

Therefore, Chairman Hanley asked unanimous consent that the Board direct staff and the History Commission to review Mr. Richardson's concerns and report with their findings. Without objection, it was so ordered.

34. **LETTER FROM CHAIRMAN, HISTORY COMMISSION, REGARDING A FAIRFAX COUNTY SPECIALIZED LICENSE PLATE** (Tape 3)

Chairman Hanley distributed to Board Members a letter from the Chairman of the History Commission regarding a specialized license plate for Fairfax County.

35. **LETTER FROM FAIRFAX COUNTY WETLANDS BOARD REGARDING INCREASE IN WETLAND PERMIT FEES** (Tape 3)

Chairman Hanley recirculated a letter to Board Members from the Fairfax County Wetlands Board, dated a year or so ago, containing a recommendation that wetlands permit fees be increased from the current rate of \$50 to at least \$300, plus .25 percent of the construction cost of a project, with the cap at \$500. She asked unanimous consent that the Board again refer this letter to staff for its review and analysis. Without objection, it was so ordered.

In addition, Chairman Hanley asked unanimous consent that the Board refer to the Legislative Committee a recommendation, submitted by the Wetlands Board in November 1997, regarding legislation in the General Assembly requiring notification of wetlands permit applications in adjacent jurisdictions. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

PMH:pmh

36. **RECOGNITION OF FIREFIGHTERS WHO BATTLED FIRES IN THE PANAMA CITY AREA OF FLORIDA** (Tape 4)

Supervisor Connolly said that three firefighters from the Fire and Rescue Department joined firefighters from other jurisdictions to battle the devastating blazes in the Panama City, Florida area.

Supervisor Connolly moved that the Board direct staff to invite the following firefighters to appear before the Board to be thanked for their dedication and efforts:

- Captain Clyde Pittard, Sr.;
- Technician Rex Strickland III; and
- Technician Mark Lucas.

This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

37. **PAVILION RENTALS AT FAIRFAX COUNTY PARKS** (Tape 4)

Supervisor Connolly noted that many of the Fairfax County Parks have pavilions that citizens can reserve and rent for a fee. While the Park Authority has required payment for a reservation for at least three years, the Park Authority recently raised many of the fees.

With a notation that fees seem excessive, Supervisor Connolly moved that the Board request that the Park Authority consider reducing the fees for picnic area and shelter rentals in County parks. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Gross being absent.

38. **FAIRFAX SAFETY PATROLS SELECTED FOR CANADIAN EXCHANGE PROGRAM** (Tape 4)

On behalf of Supervisor Dix and himself, Supervisor Connolly said that four Fairfax County students, two from Providence District and two from Reston, have been selected as the first safety patrols from the United States (US) to participate in a newly established exchange program between this country and Ontario.

Supervisor Connolly referred to his written Board Matter and reviewed the program and he moved that the Board direct staff to invite Officers Chip Connor and Annie Mack; Lieutenant Frank Creswell of Youth Services; Norman Grimm of AAA Potomac; representatives of Proline Products; and the four young people, two from Providence District and two from Hunter Mill District, who participated in this exchange program to appear before the Board in September to recognize this important safety program. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

39. **COLLAPSED HOUSE DECK** (Tape 4)

Supervisor Connolly said that a townhouse deck collapsed on Saturday evening. The owners were hosting an engagement party with approximately 40 attendees. At the time of the accident there were approximately 30 people on the deck, which was located 12 feet above the ground. Following the collapse, there were a number of people who sustained injuries requiring medical attention and as many as four remain in the hospital.

Supervisor Connolly moved that the Board direct staff to review this accident and respond to the following questions:

- Was the deck legally permitted by the County?
- Was the deck inspected by the County?
- Was the deck built according to the County Code?
- What, if any, weight limitations are placed on this type of deck?
- What caused the deck to collapse?
- Who is responsible for this accident? and
- What steps will be taken by the County to ensure that this does not occur in the future?

This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Gross being absent.

40. **VIRGINIA CENTER PLAN AMENDMENT AREA PLANS REVIEW (APR) ITEM APR 97-II-1V** (Tape 4)

Supervisor Connolly said that Area Plans Review (APR) Item 97-II-1V concerns 10.39 acres which are generally located northwest of I-66 and Nutley Street and adjacent to the Vienna Metro Station. The nominator proposed this Plan Amendment which would permit mixed use development with office and support retail totaling 850,000 square feet.

In light of the concerns raised by residents in both Providence District and the Town of Vienna, and the subsequent withdrawal by the nominator, Supervisor Connolly moved that the Board accept the withdrawal of APR 97-II-1V and cancel the public hearing scheduled for 4:00 p.m. today. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

(NOTE: Later in the meeting, the public hearing on APR Item 97-II-1V was canceled. See Clerk's Summary Item CL#78.)

41. **PRESS RELEASE FROM FAIRFAX COUNTY PUBLIC LIBRARIES** (Tape 4)

Supervisor Connolly called the Board's attention to a press release from the Fairfax County Public Library dated July 21, 1998 noting that during this past year, the libraries loaned out 9.6 million books and other items, a record for the Library's 59-year history. He congratulated the Library on this outstanding achievement.

42. **PRESS RELEASE ON "FAN CARE" FOR FAIRFAX COUNTY SENIOR CITIZENS** (Tape 4)

Supervisor Connolly noted that a press release dated July 23, 1998 reminds Fairfax County Senior Citizens of a special program called "FAN CARE" that distributes electric fans to the County's elderly, especially those homebound. This is part of a statewide program sponsored by Virginia Power and the Virginia Department of Aging. Calls may be made to the local Area Agency on Aging for more information.

43. **EXPEDITIOUS PROCESSING AND WAIVER OF CERTAIN FEES FOR SPECIAL EXCEPTION APPLICATION SUBMITTED BY THE MCLEAN LITTLE LEAGUE** (Tape 4)

Supervisor Mendelsohn said that a Special Exception Application was filed by the McLean Little League located at 1836 Westmoreland Street for uses in the floodplain in conjunction with their application for a Special Permit for site modifications for the baseball fields, that will heard by the Board of Zoning Appeals (BZA).

Supervisor Mendelsohn moved that the Board:

- Direct staff to expedite the Special Exception Application so that the Board can hold a public hearing on the earliest dates possible in November, 1998; and
- Waive any additional fees associated with the Special Exception Application.

This motion should not be construed as a favorable recommendation of the Special Exception Application by the Board and does not relieve the applicant/owner in any way from compliance with the provisions of any applicable ordinances, regulations or adopted standards. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Gross being absent.

44. **WEST*GROUP TAX ABATEMENT FOR COMMERCIAL BUILDING ASSESSMENT** (Tape 4)

Supervisor Mendelsohn stated that at the July 13, 1998 Board meeting, the Board discussed a memorandum from the County Executive addressing certain inaccuracies in a local newspaper article regarding the West*Group Tax Abatement for Commercial Building Assessment.

As a follow-up to this discussion, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to determine how many other properties, both residential and commercial, are similarly-situated to qualify for the special tax treatment of the type received by West*Group, where changed circumstances effectively render the building valueless, and report that information to the Board at the August 3, 1998 meeting.

Following discussion, Chairman Hanley summarized the request as follows:

- Direct staff to determine how many other properties, both residential and commercial, are similarly-situated to qualify for the tax abatement program where changed circumstances effectively render the building valueless; and
- Report with information at the August 3, 1998 Board meeting.

Supervisor Connolly asked to amend the request to direct staff to report with additional information regarding the new estimates for the properties and that he be kept updated on this issue, and this was accepted.

Supervisor Mendelsohn asked that the request be amended to direct staff to be more specific when identifying a land area, and this was accepted.

Without objection, the request, as amended, was so ordered.

45. **EVANS FARM INN** (Tapes 4-5)

Supervisor Mendelsohn referred to his written Board Matters regarding the Evans Farm Inn in McLean which is being considered for development. This 24-acre property is presently zoned to allow development of three houses per acre as a by-right development without the

necessity for public hearings or permission by the Board; however, development at any greater density or any deviation from a typical plan of three homes per acre would require public hearings. No land use application has been filed as yet and the decision-making process has not yet begun.

Supervisor Mendelsohn said that he met with a group of citizens recently and plans a follow-up meeting to explore all possible scenarios for this property, including preserving the property for public use.

To provide the concerned citizens of McLean the appropriate opportunity to react to proposals for this property, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to respond to the following questions:

- Could the Board authorize the expansion of an existing sanitary tax district or authorize the establishment of a new sanitary district to fund a revenue bond to purchase the property?
- If the existing Dranesville Small Tax District One were used and assuming a \$15 million purchase price, what would be the additional tax burden per household, including debt service?
- If the existing Dranesville Small District One were used, what authority does the Board have to amend the original purpose of the tax district, specifically to build and operate a community center in McLean?
- If a new tax district is recommended, what is the sum of the assessments of each of the following two possible tax districts the entire area included in the?
 - 22101 and 22102 zip codes; and
 - McLean Planning District.
- Assuming a purchase price of \$15 million and a reasonable period for repayment (20 or 30 years), what would the average household tax burden be, including debt service, in each of the above areas?
- In the event that any small tax district scenario is a possibility for the preservation of the property, is it possible for a referendum to appear on this November's ballot, including modifying the existing Bond package previously submitted to the Justice Department for pre-clearance review to add a special tax district?

- Is it too late to modify the current Park Authority Bond package request previously submitted to the Justice Department for pre-clearance to add additional funds for the purchase of Evans Farm Inn?
- If Evan's Farm Inn were converted to County control, what methods, such as the operation of the features by concessionaires, would be available to provide adequate funding for maintenance of the property (as in the case of the Patowmack Landing restaurant which operates on property owned by the National Park Service)?
- If the Evans' Farm Inn property were taken off the tax rolls for the County, what would be the projected loss of revenue? and
- Direct staff to determine other ways that the greater McLean Community could do to save the Evans's Farm Inn.

Supervisor Connolly asked to amend the request to add an additional bullet to question four:

- That only the Dranesville portion of the 22101 and 22102 zip codes be included.

And this was accepted.

Following discussion, there was a brief question-and-answer period with input from Robert J. O'Neill, Jr., County Executive; David P. Bobzien, County Attorney; and Michael A. Long, Assistant County Attorney.

Supervisor Dix asked to amend the request to direct staff to provide its response to the entire Board, and this was accepted.

Without objection, the request, as amended, was so ordered.

46. **RECOGNITION FOR MS. SUSAN CABLE** (Tape 5)

Supervisor Hyland noted that after more than 25 years with the Fairfax County Park Authority, Ms. Susan Cable, also known as Susan Allen, is retiring at the end of this month. He referred to his written Board Matter and reviewed her many accomplishments.

Supervisor Hyland moved that the Board:

- Direct staff to prepare a Certificate of Recognition to be presented to Ms. Cable recognizing her outstanding contributions, to not only Fairfax County, but to the Commonwealth of Virginia and the metropolitan area; and

- Declare Friday, July 31, 1998 as "**Susan V. Cable Day**" in Fairfax County.

This motion was seconded by Supervisor Kauffman and carried by a vote of nine, Supervisor Gross being absent.

47. **AMERICORPS WANTS YOU!** (Tape 5)

Supervisor Hyland pointed out that AmeriCorps, the national volunteer service movement signed into law in 1993 by President Clinton, provides individuals of all ages and backgrounds with an opportunity to serve in the community to assist in addressing the most critical educational, public safety, human and environmental needs. In exchange for service, AmeriCorps members receive a stipend and an education award to help finance college, graduate school, or vocational training.

Supervisor Hyland said that the program is run out of the Virginia Cooperative Extension with offices at 12011 Government Center Parkway, Suite 1050, Fairfax, VA 22935-1111. For more information please call (703) 324-5314.

Supervisor Hyland moved that the Board direct staff to:

- Work with the Virginia Cooperative Extension office in offering the County's help with getting word out to the public, including but not limited to determining if the County's web site could be engaged; and
- Determine if the application can be electronically mailed to prospective members.

This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Gross being absent.

48. **CANKERWORMS AND MOSQUITOS** (Tape 5)

Supervisor Hyland referred to the issue of cankerworms and mosquitos as discussed at the Environmental Committee meeting and moved that the Board refer to the Legislative Committee the question of amending the special tax district for gypsy moths to include cankerworms and mosquitos and providing general forest pest advice as part of the existing gypsy moth program. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

49. **POTOMAC RIVER NOMINATED FOR AMERICAN HERITAGE RIVERS INITIATIVE** (Tape 5)

Supervisor Hyland said that the Potomac River has been nominated as one of the 10 rivers receiving the American Heritage Rivers Initiative and that there will be a cooperative effort in this area along the Potomac River.

Supervisor Hyland moved that the Board direct staff to add \$2000 as a Carryover Item to

support the Potomac River American Heritage designation. This motion was seconded by Supervisor Connolly.

Supervisor Connolly asked to amend the motion to increase the amount to \$3000, and this was accepted.

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

50. **CONSOLIDATED TERMINAL RADAR APPROACH CONTROL (TRACON) FACILITY** (Tape 5)

Supervisor Dix said that the Federal Aviation Administration (FAA) is proposing a Potomac Consolidated Terminal Radar Approach Control (TRACON) Facility to be provided in the region. He said that a community meeting will be held on August 6, 1998 in Fairfax County. He asked unanimous consent that the Board refer this issue to staff so that appropriate staff can attend the meeting.

Supervisor Frey asked to amend the request to direct the Office of Public Affairs to publicize this meeting as well as Channel 16, and this was accepted.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the request to direct staff to publicize this information on the County's web site, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Without objection, the request, as amended, was so ordered.

51. **50TH ANNIVERSARY OF THE FAIRFAX COUNTY 4-H FAIR** (Tape 5)

Supervisor Dix stated that August 1, 1998 marks the celebration of the 50th anniversary of the Fairfax County 4-H Fair at Frying Pan Park. Frying Pan Park has been home to the annual fair for more than 60 years, beginning first as the Floris Community Fair, then in 1946-1947 as the Tri-County 4-H Dairy Show and finally in 1948 becoming officially known as the Fairfax County Junior 4-H, Future Farmers of America (FFA) and Future Homemakers of America (FHA) Fair. The Fairfax County 4-H Youth Program, as part of the Virginia Cooperative Extension (VEC) has been dedicated to meeting the needs of the youth of Fairfax County and Northern Virginia, and has been led by a series of highly professional and caring extension agents and adult volunteers.

Supervisor Dix said that Larry H. Blair, Extension Agent for Fairfax County from 1947 to 1971, developed the first Fairfax County Junior 4-H Fair in 1948, and worked selflessly and tirelessly for a quarter of a century thereafter to ensure the success of each subsequent fair and the County's 4-H Program. Mr. Blair's dedicated and personal efforts directly ensured an opportunity for the personal achievement, growth, and education of generations of 4-H youth, and thereby influenced in a most positive and enduring manner thousands of young lives.

Therefore, Supervisor Dix moved that the:

- 50th Fairfax County 4-H Fair be dedicated to Mr. Larry H. Blair in recognition of his many years of commitment to the 4-H Program in Fairfax County; and
- Board direct staff to prepare a Proclamation to be presented to Mr. Blair at the Fair's opening ceremony on August 1, 1998.

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

Supervisor Dix invited Board Members to attend the Fair.

52. **SUBDIVISION ORDINANCE PROVISIONS** (Tape 5)

Supervisor Dix said that a Hunter Mill District resident has shared with his office his considerable frustration regarding the County's simple subdivision process. For point of reference, the subdivision plan number is 9598-RP-10, a family-owned lot of five acres. The son desired to subdivide the property to create an additional lot on which he intended to build a residence. This would have been considered a "gift lot" under some previous subdivision ordinance provisions.

Supervisor Dix stated that the property is located on Hunter Mill Road, in the vicinity of one of the Virginia Department of Transportation's (VDOT) and Fairfax County's Secondary Road Six-Year Plan Projects. The specific project is to replace a bridge on Hunter Mill Road, located between Sunrise Valley Drive and Lawyers Road. The current bid date for this construction is November 1999. Survey work has been done and certain design elements have been identified, but the final design has not been completed and approved.

Supervisor Dix said that one of the subdivision requirements for the owner of this property was to construct a trail along his frontage in accordance with Countywide Trails Plan, which currently shows a trail on the west side of Hunter Mill Road. Supervisor Dix said that he has been advised by VDOT and the Department of Transportation that when the bridge is replaced, the trail would be moved to the east side of Hunter Mill Road. The owner then requested that his requirement to provide a trail across the frontage of his parcel be waived. Since the bridge design has not been completed or approved and since the County's Trails Plan shows a trail on the west side of Hunter Mill Road in this vicinity, the trail requirement was not waived, and the owner was requested to either build the trail or escrow the funds in the amount of \$12,000 to build the trail. A recorded easement for a trail is included on the Plat. Supervisor Dix stated that this is a "Catch 22" situation. Everybody working on this project indicates that the trail requirement will ultimately be moved to the east side of Hunter Mill Road, but the staff is understandably reluctant to change the Comprehensive Plan requirement until such time as the bridge design is approved. In the meantime, a property owner has provided a \$12,000 escrow for a trail that might never be built. The County has held that escrow

since the fall of 1997 and the house on the newly created lot has been completed and occupied, and no final decision could be forthcoming on this matter until possibly a year from now or even later.

Therefore, Supervisor Dix moved that the Board direct the staff to determine whether a final resolution to this trail issue can be reached so that the escrow money could be reduced or returned to the property owner. This motion was seconded by Supervisor Connolly.

Following discussion, the question was called on the motion which carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Gross being absent.

53. **SPECIAL PERMIT AMENDMENT APPLICATION SPA 85-C-049-4, ENTERPRISE SCHOOL** (Tape 5)

Supervisor Dix stated that the Enterprise School has submitted Special Permit Amendment Application, SPA 85-C-049-4 to allow construction of a new building and other site/development condition modifications. There is some urgency to commence construction of the new building by November 1998 to allow occupancy by September 1999 for use in the upcoming school year.

Therefore, Supervisor Dix moved that the Board authorize concurrent and simultaneous processing of the Site Plan and other necessary building plans for this project with the Special Permit Amendment Application request. This motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations or adopted standards, and does not prejudice the consideration of the Special Permit Amendment Application in any way. This motion was seconded by Supervisor Frey and carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Gross being absent.

54. **REZONING APPLICATION RZ 1998-HM-001, HEARTHSTONE VANGUARD TYSONS, LIMITED PARTNERSHIP** (Tape 5)

Supervisor Dix stated that Hearthstone Vanguard Tysons, Limited Partnership, has submitted Rezoning Application RZ 1998-HM-001 requesting that a 3.28 acre parcel located off Gosnell Road in the Tysons Corner area be rezoned from the R-1 District to the R-8 District to develop a townhouse community.

Therefore, Supervisor Dix moved that the Board direct staff to accept the Site Plan for this proposed development for concurrent processing with the rezoning request. 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 rezoning application in any way. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Gross being absent.

55. **YOUTH BASKETBALL** (Tape 5)

Supervisor Dix asked unanimous consent that the Board direct staff to invite the

following girls' teams to appear before the Board on September 14, 1998 to be recognized for their accomplishments:

- 10-year old - Gym Rats;
- 10-year old - The Vogues;
- 10-year old - Fairfax County Stars;
- 12-year old - Pride of Northern Virginia; and
- 14-year old - Cardinals.

Without objection, it was so ordered.

56. **WASHINGTON POST ARTICLE** (Tape 5)

Supervisor Dix referred to an article in the *Washington Post* sports section regarding the pursuit of major league baseball in the area. He asked unanimous consent that the Board direct him to write a letter to the writer of the article indicating that Fairfax County is a dynamic location that has many amenities. Without objection, it was so ordered.

NV:nv

57. **MAIL SERVICE PROBLEMS** (Tape 6)

Supervisor Bulova stated that it had recently come to her attention that mail sent to Braddock District constituents from her district office is not arriving in a timely manner. She noted that mail is being processed quickly at the County mail facilities, but is taking more than a week after postmarking to reach its destination. This problem, which has been ongoing for several months, creates difficulties with time-sensitive mailings. She wondered whether other Board Members or County agencies were experiencing a similar problem. Accordingly, Supervisor Bulova asked unanimous consent that the Board direct staff to examine this matter and report with its findings. Without objection, it was so ordered.

58. **40TH ANNIVERSARY OF ROBERT E. LEE HIGH SCHOOL** (Tape 6)

Supervisor Kauffman announced that Robert E. Lee High School will be celebrating its 40th birthday on Homecoming Weekend, October 9-11, 1998. Accordingly, he moved that the Board direct staff to:

- Prepare a Proclamation recognizing the month of October 1998 as the 40th anniversary of Robert E. Lee High School; and
- Invite the Principal of the School, and any other appropriate guests, to the September 28, 1998 Board meeting to be recognized and to receive the Proclamation.

This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor Gross being absent.

59. **OUT-OF-TURN PLAN AMENDMENT FOR THE WALKER FAMILY PROPERTIES** (Tape 6)

Following an introductory statement regarding County transportation centers, Supervisor Kauffman moved that the Board approve the processing of an Out-of-Turn Plan Amendment to the Comprehensive Plan for an option for office and commercial uses at an intensity range from .50 Floor Area Ratio (FAR) to 1.0 FAR on Tax Map 91-1-((1)), Parcels 23, 23A, 24, 26, 27, 28, 29, 30, 31A, and 31B, known as the Walker Family properties and adjacent Parcel 11. He stipulated that the full text of the amendment and the map of the subject property are an integral part of this motion.

Noting that the current zoning of the Walker properties is residential, Supervisor Kauffman described the zoning situation with the adjacent land. He asserted that the proposal would better achieve Plan objectives for the following reasons:

- Residents of nearby Lewin Park will be spared increased traffic on neighborhood streets;
- Residences at a density of 3-4 dwelling units per acre (du/ac) are not appropriate when bordered by warehouses, the CSX railroad, and industrially zoned land;
- Low intensity residential does not take advantage of the County's contributions to create the Franconia/Springfield Metro Center and duplicates existing land uses rather than enhances them;
- The location of these parcels is within walking distance of the Joe Alexander Transportation Center and offers a major opportunity for quality jobs in the area, increased Metro and Virginia Railway Express (VRE) ridership, and significant revenues to the County with increased property values of area homes.

Supervisor Kauffman stated, however, that the overriding reason for the Out-of-Turn Plan Amendment is the health care situation of the elderly Walker family which traces its roots to a man born a slave in 1797. He described the long history of the family.

Supervisor Kauffman further moved that the Board direct staff to process concurrently with the Plan Amendment the proposed office park zoning application which will be filed for the Walker property in the next 30 days. This motion was seconded by Supervisor McConnell.

Chairman Hanley noted that this motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations, or adopted standards and does not prejudice the consideration of this application in any way. The question was called on the motion which carried by a vote of eight, Supervisor Dix being out of the room, Supervisor Gross being absent.

60. **OUT-OF-TURN PLAN AMENDMENT FOR THE WASHINGTON DULLES HILTON SITE** (Tape 6)

Supervisor Frey stated that the Dulles Hotel Corporation is the owner of the Washington Dulles Airport Hilton at Route 29 and McLearen Road. It is seeking to fulfill its expansion plans for the hotel and meeting facilities and has filed a Special Exception (SE) application accordingly. However, the Comprehensive Plan language that was adopted as part of the Dulles Suburban Center limits the Floor Area Ratio (FAR) on the property. To proceed with the long-planned expansion and to correct the inconsistency between the Plan text, the SE, and the existing development, staff has concluded that a Plan Amendment is necessary.

Accordingly, Supervisor Frey moved that the Board authorize staff to proceed with an Out-of-Turn Plan Amendment for the Washington Dulles Airport Hilton site to resolve the outstanding inconsistencies and reconcile the Plan with the long-proposed expansion of the Hilton Hotel. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

61. **CONCURRENT PROCESSING REQUEST BY RENAISSANCE HOMES** (Tape 6)

Supervisor Frey stated that Renaissance Homes is the contract purchaser for the property located on Tax Map 36-4((1)) Parcel 29. It is proposing a by-right, R-1 development of 56 lots on the property. He noted that subdivision of the site has been delayed for several issues relating to a lawsuit on the property. At the request of Renaissance Homes, Supervisor Frey moved that the Board authorize staff to concurrently process the Preliminary Plat and the Final Subdivision Plan for the property. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

62. **INCLUSION OF MURDOCK STREET IN A SPECIAL EXCEPTION (SE) APPLICATION FILED BY THE BATMAN COMPANY** (Tape 6)

Supervisor Frey stated that Batman Company has filed a Special Exception (SE) application for property identified as Tax Map 33-2((2)) 10B, 15C, 16, 17, 18, 18A, 20B, and 20D, consisting of approximately 32 acres. The County owns fee simple title to some of the underlying right-of-way for a paper street known as Murdock Street, a portion of which is included in the area for the proposed SE. To proceed with the application, the Board must authorize inclusion of that piece of Murdock Street in the application.

Accordingly, Supervisor Frey moved that the Board authorize the inclusion of Murdock Street in the SE application that has been filed for the property. He noted that it is understood that this motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations, or adopted standards and does not prejudice the consideration of this application in any way. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Gross being absent.

63. **INSTALLATION OF AN AUTOMATED TELLER MACHINE (ATM) IN A SERVICE STATION** (Tape 6)

Supervisor Frey stated that a service station in the Sully District is being cited for a violation of its zoning and Special Exception (SE) Application because it has installed an Automated Teller Machine (ATM) inside the building. Supervisor Frey explained that the proprietors are being told by County staff that the ATM is not covered by their SE Application and that they must file an SE Amendment Application. Noting that this is the first interpretation of this ATM issue, he asked unanimous consent that the Board direct staff to re-examine the issue for a more reasonable interpretation. Without objection, it was so ordered.

Supervisor Connolly asked unanimous consent that the Board direct staff to advise the entire Board when this issue is resolved. Chairman Hanley noted, for the record, that for all unanimous consent requests at Board meetings, the answers are provided to all Members of the Board.

64. **FEE WAIVER FOR SOUTHWEST YOUTH ASSOCIATION (SYA)** (Tape 6)

Supervisor McConnell said that she had been contacted by representatives of the Southwest Youth Association (SYA) whose members are developing soccer fields at Popes Head Park. To minimize costs associated with their development of the proposed soccer fields, they have requested the Board's consideration to waive the fees associated with these Plans. Accordingly, she moved that the Board waive any and all processing fees associated with approval of the Site Plan Number 6623-SP-01-2 for SYA's development of the soccer fields at Popes Head Park. This motion was seconded by Supervisor Frey.

Following a query to David P. Bobzien, County Attorney, who asserted the permissibility of the fee waiver, the question was called on the motion which carried by a vote of nine, Supervisor Gross being absent.

65. **EIGHTH ANNIVERSARY OF THE AMERICANS WITH DISABILITIES ACT** (Tape 6)

Chairman Hanley noted that Sunday, July 26, 1998 marked the eighth anniversary of the Americans with Disabilities Act (ADA). This law prohibits discrimination in employment, transportation, public accommodations, communications, and activities in state and local government. She reaffirmed the Board's commitment to the spirit and enforcement of the law.

66. **METROCHECK PROGRAM** (Tape 6)

Chairman Hanley stated that there has recently been publicity about other jurisdictions offering a Metrocheck-type Program to encourage employees to use transit. She relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to re-publicize the County's program which has been ongoing for two years. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

At 1:15 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:

- *Virginia Code* requirements relating to C-1 - Bond Referendum Committee and Information Pamphlet.

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

Chairman Hanley announced that the Board would convene Executive Session at 2:25 p.m.

SBE:sbe

At 3:25 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, with the exception of Supervisor Gross, and with Chairman Hanley presiding.

ACTIONS FROM EXECUTIVE SESSION68. **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 Dix and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Gross being absent.

69. **APPOINTMENT OF DAVID J. MOLCHANY AS CHIEF INFORMATION OFFICER** (Tape 7)

Supervisor Mendelsohn moved the appointment of Mr. David J. Molchany to the position of Director, Information Technology, (Chief Information Officer), at a Grade S-40, Step 4, at an annual salary of \$106,362.46 effective August 1, 1998. This motion was seconded jointly by Supervisor Connolly and Supervisor Hyland and carried by a vote of nine, Supervisor Gross being absent.

70. **C-1 - BOND REFERENDUM COMMITTEE AND INFORMATION PAMPHLET**
(Tape 7)

(BACs)

(NOTE: Earlier in the meeting, action on this item was deferred until after Executive Session. See Clerk's Summary Item CL#22.)

Supervisor Connolly moved that the Board:

- Establish a citizen committee to assist in informing the voters about the two Fairfax County bond referenda questions to be placed before voters on November 3, 1998;
- Direct staff to publish an explanation of each referendum question that will be posted at voter registration sites and polling places;
- Direct staff to publish an informational pamphlet to be mailed to voters in mid-October; and
- Direct staff to return on August 3, 1998 with:
 - Appointments to the citizen committee;
 - A first draft of the explanations; and
 - The informational brochure for final approval;

as outlined in the Memorandum to the Board dated July 27, 1998.

This motion was seconded by Supervisor Hyland and **CARRIED** by a recorded vote of eight, Supervisor Dix voting "NAY," Supervisor Gross being absent.

In view of the fact that he will not be present at the August 3, 1998 Board meeting when the recommended language for the pamphlet will be considered by the Board, Supervisor Dix asked unanimous consent that the Board direct staff to accept written comments in advance of the meeting and distribute them to the Board. Without objection, it was so ordered.

Following a brief discussion, Supervisor Dix asked unanimous consent that the Board

direct staff to accept and consider his written comments on balancing the information provided in the "Pro and Con" section. Without objection, it was so ordered.

SBE:sbe

71. **3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 78-D-075 (KLINE TYSONS IMPORTS, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 7)

Mr. Timothy S. Sampson reaffirmed the validity of the affidavit for the record.

Mr. Sampson 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, Peter Braham, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning (DPZ) presented the staff and Planning Commission recommendations.

Supervisor Connolly moved:

- Approval of Special Exception Amendment Application SEA 78-D-075, subject to the development conditions dated July 22, 1998;
- Modifications of the transitional screening yard;
- Waiver of the barrier along the northeastern boundary; and
- Modification of peripheral parking lot landscaping along the northern and eastern boundaries as depicted on the Special Exception Amendment Plat.

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

72. **3:30 P.M. - PH ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF COUNTY ROAD BOND PROJECT - DOLLEY MADISON BOULEVARD/BALLANTRAE LANE (DRANESVILLE DISTRICT)** (Tape 7)

- (R) 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 July 9 and July 16, 1998.

Following the public hearing, Supervisor Mendelsohn moved adoption of the Resolution authorizing the acquisition of the necessary property interests for the construction of County Road Bond Project 064169 - Dolley Madison Boulevard/Ballentrae Lane. This

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

73. **3:30 P.M. - PH REGARDING THE CONVEYANCE OF COUNTY-OWNED PROPERTY LOCATED AT 10000 BLAKE LANE, OAKTON, TAX MAP 47-2((7))-5A, TO ALD GROUP, INCORPORATED (PROVIDENCE DISTRICT)** (Tape 7)

- (R) 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 July 9 and July 16, 1998.

Following the public hearing, Supervisor Connolly moved adoption of the Resolution to convey County-owned property located at 10000 Blake Lane, Tax Map 47-2((7))-5A, to ALD Group, Incorporated. This motion was seconded by Supervisor Mendelsohn and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room, Supervisor Gross being absent.

74. **3:30 P.M. - PH REGARDING THE CONTINUED LEASING OF COUNTY-OWNED PROPERTY LOCATED AT 12504 BENNETT ROAD TO THE CHANTILLY YOUTH ASSOCIATION (CYA) (SULLY DISTRICT)** (Tape 7)

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 July 9 and July 16, 1998.

Following the public hearing, which included testimony by one speaker, Supervisor Frey moved that the Board authorize the County Executive to execute a lease with the Battlefield Little League, Incorporated D/B/A Chantilly Youth Association (CYA) for the continued leasing of County-owned property at 12504 Bennett Road, known as The Old Navy Vale Fire Station building, Tax Map Number 35-4((11))37A. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Hyland and Supervisor McConnell being out of the room, Supervisor Gross being absent.

75. **3:30 P.M. - PH REGARDING THE LEASING OF COUNTY-OWNED PROPERTY AT THE POPE'S HEAD FIRING RANGE TO AT&T WIRELESS PCS, INCORPORATED (SPRINGFIELD DISTRICT)** (Tape 7)

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 July 9 and July 16, 1998.

Following the public hearing, Supervisor McConnell moved that the Board authorize the County Executive to execute a lease with AT&T Wireless PCS, Incorporated, located at 5755 Revercomb Court, Tax Map Number 067-4((01))-0022-A, for the purpose of installing a telecommunication base station and monopole. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Hyland and Supervisor Mendelsohn being out of the room, Supervisor Gross being absent.

76. **BRIEF RECESS** (Tape 7)

At 3:45 p.m., the Board recessed briefly, and at 4:00 p.m., reconvened in the Board Auditorium with all Board Members being present, with the exception of Supervisor Gross, Supervisor Hyland, and Supervisor McConnell, and with Chairman Hanley presiding.

AGENDA ITEMS

77. **4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-D-093-12 (WORLDGATE ASSOCIATES LIMITED PARTNERSHIP) (DRANESVILLE DISTRICT)** (Tape 7)

Ms. Lynne J. 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 parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, Mary Ann Godfrey, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning (DPZ) presented the staff and Planning Commission recommendations.

Supervisor Mendelsohn moved:

- Approval of Proffered Condition Amendment Application PCA 86-D-093-12 subject to the executed proffers dated July 14, 1998;
- Reaffirmation of a waiver of the transitional screening and barrier requirements along the north side of Worldgate Drive;
- Waiver of Section 2-414 of the Zoning Ordinance to allow

buildings within 75 feet of the right-of-way of the Dulles Access Road; and

- Waiver of the trail requirement along the Dulles Access Area Road.

This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Hyland and Supervisor McConnell being out of the room, Supervisor Gross being absent.

78. **4:00 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-II-1V, LOCATED IN THE NORTHWEST QUADRANT OF I-66 AND NUTLEY STREET (ROUTE 243) INTERCHANGE (PROVIDENCE DISTRICT)** (Tape 7)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#40.)

Supervisor Connolly reaffirmed his announcement from earlier in the day, which was to withdraw from consideration the public hearing on Area Plans Review Item APR 97-II-1V.

79. **4:00 P.M. - PH REGARDING THE LEASING OF COUNTY-OWNED PROPERTY AT THE WEST SPRINGFIELD GOVERNMENTAL CENTER LOCATED AT 6140 ROLLING ROAD TO WASHINGTON DC SMSA LIMITED PARTNERSHIP (SPRINGFIELD DISTRICT)** (Tape 7)

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 July 9 and July 16, 1998.

Following the public hearing, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board authorize the County Executive to execute a lease with Washington DC SMSA Limited Partnership for a portion of the property at the West Springfield Governmental Center located at 6140 Rolling Road, Tax Map Number 79-3 ((4))-32, for the purpose of installing a cellular communications base station. This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Dix and Supervisor McConnell being out of the room, Supervisor Gross being absent.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

80. **4:00 P. M. - PH REGARDING THE CONTINUED LEASING OF A PORTION OF COUNTY-OWNED PROPERTY KNOWN AS THE HOLLIN HALL FACILITY LOCATED AT 1500 SHENANDOAH ROAD, ALEXANDRIA, VIRGINIA, TO A CHILD'S PLACE (MOUNT VERNON DISTRICT)** (Tape 7)

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 July 9 and July 16, 1998.

Following the public hearing, Supervisor Hyland moved that the Board authorize the County Executive to execute a lease with A Child's Place for the continued leasing of a portion of County-owned property known as the Hollin Hall facility located at 1500 Shenandoah Road, Tax Map Number 102 -2((1))-002-A. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Kauffman, and Supervisor McConnell being out of the room, Supervisor Gross being absent.

81. **4:00 P.M. - PH ON REZONING APPLICATION RZ 1998-SU-009 (BALBIR BRAR ASSOCIATES, INCORPORATED) (SULLY DISTRICT)** (Tape 7)

(O) Mr. Keith C. Martin reaffirmed the validity of the affidavit for the record.

Mr. Martin 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, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning (DPZ) presented the staff and Planning Commission recommendations.

Supervisor Frey moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1998-SU-009 be amended from the C-8, PDC, Highway Corridor Overlay and Water Supply Protection Overlay Districts to the PDC, Highway Corridor Overlay, and Water Supply Protection Overlay Districts, subject to the execution of the proffers dated June 12, 1998; the Planning Commission having previously approved Final Development Plan Application FDP 1998-SU-009 on May 28, 1998;
- Modification of the transitional screening along the southern boundary line to that shown on the Final Development Plan (FDP) on May 28, 1998; and
- Waiver of the barrier requirement along the southern boundary line to that shown on the FDP.

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

82. **BRIEF RECESS** (Tape 7)

At 4:15 p.m., the Board recessed briefly, and at 4:30 p.m., reconvened in the Board Auditorium with all members being present, with the exception of Supervisor Gross, and with Chairman Hanley residing.

AM:am

83. **ORDERS OF THE DAY** (Tape 8)

Chairman Hanley announced that there would be a change in the Orders of the Day to proceed with:

- The public hearing on Special Exception Application SE 96-L-019; and
- The scheduled agenda.

84. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 89-V-062 AND SPECIAL EXCEPTION APPLICATION SE 98-V-005 (COLCHESTER LAND COMPANY, LLC) (MOUNT VERNON DISTRICT)**
(No Tape)

(NOTE: Later in the meeting, the public hearing was held on Proffered Condition Amendment Application PCA 89-V-062 and Special Exception Application SE 98-V-005. See Clerk's Summary Item CL#101.)

85. **4:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICT), APPENDIX F, AGRICULTURAL AND FORESTAL DISTRICT APPLICATION AF 98-D-002 (CHARLES E. JENKINS) (DRANESVILLE DISTRICT)** (No Tape)

(NOTE: Later in the meeting, the public hearing was held on this item. See Clerk's Summary Item CL#88.)

86. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-L-019 (PREMIER CAR RENTAL) (LEE DISTRICT)** (Tape 8)

Mr. David Shea reaffirmed the validity of the affidavit for the record.

Mr. Shea 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, Peter Kortright, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning (DPZ), presented the staff and Planning Commission recommendations.

Supervisor Kauffman moved:

- Approval of Special Exception Application SE 96-L-019 subject to the development conditions dated June 9, 1998; and
- Waiver of the barrier requirements and modifications of the transitional screening requirements in favor of the landscaping plantings along Charles Arrington Avenue, Manchester Boulevard, and Beulah Street, as shown on the Special Exception (SE) Plat.

This motion was seconded by Supervisor Mendelsohn and carried by a vote of six, Supervisor Connolly, Supervisor Frey, and Supervisor McConnell being out of the room, Supervisor Gross being absent.

87. **ORDERS OF THE DAY** (Tape 8)

Chairman Hanley announced that due to an error with the proffers concerning Proffered Condition Amendment Application PCA 89-V-062 and Special Exception Application SE 98-V-005, this public hearing would take place as the last item of the day.

(NOTE: Later in the meeting, action was taken on these items. See Clerk's Summary Item CL#101.)

88. **4:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICT), APPENDIX F, AGRICULTURAL AND FORESTAL DISTRICT APPLICATION AF 98-D-002 (CHARLES E. JENKINS) (DRANESVILLE DISTRICT)** (Tape 8)

- (O) Mr. Charles E. Jenkins reaffirmed the validity of the affidavit for the record.

Mr. Jenkins 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, Supervisor Mendelsohn moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal District), Appendix F, to establish the Jenkins Local Agricultural and Forestal District, AF 98-D-002, subject to the proposed provisions contained in Appendix One of the

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

89. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-L-019 (PREMIER CAR RENTAL) (LEE DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#86.)

90. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 87-P-052 AND PCA 84-P-007-02 (CENTERPOINTE III, LIMITED PARTNERSHIP) (SULLY DISTRICT)** (Tape 8)

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

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

Following the public hearing, Susan Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning (DPZ) presented the staff and Planning Commission recommendations.

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 87-P-052 subject to the executed proffers dated July 15, 1998; the Planning Commission having previously approved Final Development Plan Amendment Applications FDPA 84-P-007-2 and FDPA 87-P-052 on June 18, 1998. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Connolly and Supervisor McConnell being out of the room, Supervisor Gross being absent.

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 84-P-007-02 subject to the executed proffers dated July 15, 1998. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Connolly and Supervisor McConnell being out of the room, Supervisor Gross being absent.

Supervisor Frey moved modification of the transitional screening and waiver of the barrier requirement along the eastern boundary line in favor of that shown on the Final Development Plan Amendment (FDPA). This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Connolly and Supervisor McConnell being out of the room, Supervisor Gross being absent.

91. **4:30 P.M. - PH ON REZONING APPLICATION RZ 88-Y-058 (GERALD WALDMAN) (SULLY DISTRICT)** (Tape 8)

- (O) Mr. Gerald Waldman reaffirmed the validity of the affidavit for the record.

Mr. Waldman 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, Department of Planning and Zoning (DPZ) presented the staff and Planning Commission recommendations.

Following discussion, with input from Barbara A. Byron, Director, Zoning Evaluation Division, DPZ, Supervisor Frey moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 88-Y-058 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 proffers dated June 30, 1998. This motion was seconded by Supervisor Mendelsohn and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Kauffman and Supervisor McConnell being out of the room, Supervisor Gross being absent.

92. **4:30 P.M. - PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 3 (COUNTY EMPLOYEES), ARTICLE 1, REGARDING REVISIONS TO THE MERIT SYSTEM ORDINANCE** (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 July 9 and July 16, 1998.

Following the public hearing, with input from Peter J. Schroth, Director, Department of Human Resources, Supervisor Connolly moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 3 (County Employees), Article 1, regarding revisions to the Merit System Ordinance to:

- Include a definition of "department head";
- Reflect the change in title of the Office of Personnel to the Department of Human Resources; and
- Include language prohibiting retaliation against "whistle blowers."

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

93. **5:00 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 97-II-2M, BOUNDED BY DULLES AIRPORT ACCESS ROAD (DAAR) ON THE NORTH, INTERNATIONAL DRIVE ON THE EAST, AND TYCO DRIVE ON THE SOUTH (PROVIDENCE DISTRICT)** (Tape 8)

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 June 11 and June 18, 1998.

Following the public hearing, which included testimony by one speaker, Supervisor Connolly moved approval of Area Plans Review (APR) Item 97-II-2M as recommended by the Planning Commission and shown in the document titled *Proposed Amendment to the Comprehensive Plan Area Plan Review Item 97-II-2M* dated July 27, 1998. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor McConnell and Supervisor Mendelsohn being out of the room, Supervisor Gross being absent.

94. **5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 97-P-076 AND REZONING APPLICATION RZ 1997-PR-058 (B.F. SAUL REAL ESTATE INVESTMENT TRUST) (PROVIDENCE DISTRICT)** (Tape 8)

- (O) Mr. David S. Houston reaffirmed the validity of the affidavit for the record.

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

- In excess of \$200 from Mr. Michael L. Giguere in past years.

Mr. Houston 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, Peter Braham, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning (DPZ) 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 1997-PR-058 be amended from the C-7, Highway Corridor Overlay, and Sign Control Overlay Districts to the C-4, Highway Corridor Overlay, and Sign Control Overlay Districts subject to the execution of the proffers dated July 19, 1998; and
- Approval of Special Exception Application SE 95-P-076 subject to the development conditions dated July 23, 1998 with a modification to Condition Number Eight as follows:
 - The third hyphenated bullet to read: "All employees of the office building are required to park in the garage unless the employee vehicle is too large to fit into the garage;" and
 - The last sentence to read "This shall not be construed as precluding the property owners from limiting the parking on site to persons having or conducting business at the property."
- Approval of the requested waiver of the peripheral parking lot landscaping on the northern boundary and the modification of the peripheral parking lot landscaping along International Drive and the service drive of Chain Bridge Road.

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

95. **5:00 P.M. - BOARD DECISION ON SPECIAL EXCEPTION APPLICATION SE 97-B-005 (T.A.C. GROUP, INCORPORATED/FRUGAL FANNIE) (BRADDOCK DISTRICT)** (Tape 8)

(NOTE: On July 13, 1998, the Board held the public hearing on Special Exception Application SE 97-B-005, but deferred decision until July 27, 1998.)

Supervisor Bulova moved:

- Approval of Special Exception Application SE 95-B-005 subject to the development conditions dated July 27, 1998;
- Waiver of the interior parking lot landscaping and the peripheral parking lot landscaping along the northern and southern property lines; and

- Modification of the peripheral parking lot landscaping along the eastern property line to that shown on the Special Exception (SE) Plat.

This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor McConnell and Supervisor Mendelsohn being out of the room, Supervisor Gross being absent.

96. **A-2 - SHARED PARKING REQUEST FOR FRUGAL FANNIES (BRADDOCK DISTRICT)** (Tape 8)

(NOTE: Earlier in the meeting, action on this item was deferred. See Clerk's Summary Item CL#18.)

Supervisor Bulova moved that the Board concur in the recommendation of staff and approve, pursuant to paragraphs one and four, Section 11-102 of the Zoning Ordinance, an off-site parking arrangement between Frugal Fannies, located at 5265 Port Royal Road, Tax Map Number 070-4-10-0002-B1, and three other separate properties in close proximity. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor McConnell and Supervisor Mendelsohn being out of the room, Supervisor Gross being absent.

97. **5:00 P.M. - PH ON REZONING APPLICATION RZ 1997-PR-056 (WINCHESTER HOMES, INCORPORATED) (PROVIDENCE DISTRICT)** (Tapes 8-9)

- (O) Mr. Frances 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, which included testimony by three speakers, Mary Ann Godfrey, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning (DPZ) 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 1997-PR-056 be amended from the R-1 District to the R-2 District subject to the execution of the proffers dated July 23, 1998; and
- Waiver of the service drive requirement along Chain Bridge Road.

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

Supervisor Connolly asked unanimous consent that the Board direct staff to negotiate with the Virginia Department of Transportation (VDOT) for a temporary construction access and egress to be granted off Route 123 to the construction site. Without objection, it was so ordered.

98. **5:00 P.M. - PH ON REZONING APPLICATIONS RZ 1997-LE-041, RZ 1997-LE-042, RZ 1997-LE-043, AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 78-L-074-05 (HILLTOP SAND AND GRAVEL COMPANY, INCORPORATED) (LEE DISTRICT)** (Tape 9)

(Os) Ms. Lynne J. 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 parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, which included testimony by one speaker, Inda Stagg, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning (DPZ) presented the staff and Planning Commission recommendations.

Supervisor Kauffman moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-LE-041 be amended from the PDH-4 District to the R-1 District subject to the execution of the proffers dated June 2, 1998;
- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-LE-042 be amended from the I-3 and Natural Resources Districts to the R-1 and Natural Resources Districts subject to the execution of the proffers dated June 2, 1998;
- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-LE-043 be amended from the PDH-4 District to the C-6 District subject to the execution of the proffers dated June 15, 1998;
- Approval of Special Exception Amendment Application SEA 78-L-074-05 subject to the development conditions dated June 24, 1998;
- Waiver of the additional standard number nine for landfills, subject to the development conditions contained in Attachment 1D of the

staff report addendum as modified by the Planning Commission;
and

- Modification of the transitional screening and waiver of the barrier requirements on the northern, eastern, and western peripheries of parcel 23A to that shown on the Generalized Development Plan (GDP).

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

99. **5:00 P.M. - BOARD DECISION ON REZONING APPLICATION RZ 1997-HM-052 (TOLL BROTHERS, INCORPORATED) (HUNTER MILL DISTRICT)** (Tape 9)

- (O) (NOTE: On June 29, 1998, the Board held the public hearing on Rezoning Application RZ 1997-HM-052, but deferred decision indefinitely. On July 13, 1998, the Board scheduled its decision for July 27, 1998.)

Supervisor Dix moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-HM-052 be amended from the R-1 District to the PDH-3 District subject to the execution of the proffers dated June 24, 1998; the Planning Commission having previously approved Final Development Plan Application FDP 1997-HM-052 on May 20, 1998;
- Approval of the Conceptual Development Plan (CDP) with the following modifications:
 - The applicant shall provide for the preservation of the holly tree located on the west side of Holly Brook Court as depicted on Exhibit A. The applicant shall develop a passive park on proposed Lot 125, in lieu of a residence, to ensure the preservation of the holly tree as depicted on Exhibit A (titled "the Middleton Farm Pocket Park," prepared by Land Design Consultants and dated July 14, 1998.) As a result of the provision of the pocket park, the maximum number of units permitted on the site shall be 239. Efforts to preserve the holly tree may include, with the concurrence of the Department of Public Works and Environmental Services (DPW&ES) and/or the Virginia Department of Transportation (VDOT):
 - Elimination of the sidewalk on the west side of Holly Brook Court in the vicinity of the holly tree;

- Redesign of utilities;
 - Reduction in pavement and/or right-of-way on Holly Brook court in the vicinity of the holly tree;
 - Modification of the maximum grade requirements on Holly Brook Court south of Horse Pen Woods Lane;
 - Modification of other Public Facilities Manual (PFM) requirements as may be needed during the final engineering to improve the survivability of the holly tree;
 - Inclusion of retaining walls no higher than four feet;
 - Implementation of preconstruction fertilization and pruning of the holly tree as recommended by the Urban Forester; and
 - Installation of tree protection fencing shall be installed prior to any land disturbance and shall be maintained throughout the development process;
- Notwithstanding the right-of-way and pavement widths shown for the internal streets on the Conceptual Development Plan/Final Development Plan (CDP/FDP), the applicant may utilize the new reduced right-of-way and pavement widths for residential public streets as approved by DPW&ES; and
 - Modification of the transitional screening and barrier requirements between the single family attached and detached dwelling units in favor of that depicted on the FDP.

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

Supervisor Dix moved that the Board direct staff to review the intersection at West Ox Road and Monroe Street to determine if there are any safety or traffic improvements that might be considered for nomination as a spot improvement project. This motion was seconded by Chairman Hanley and carried by a vote of seven, Supervisor Bulova and Supervisor Connolly being out of the room, Supervisor Gross being absent.

Supervisor Dix moved that the Board request that VDOT and the Commonwealth Transportation Board (CTB) consider advancing the funding schedule for improvements to Centreville Road and West Ox Road. This motion was seconded by Supervisor McConnell.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to proceed with all the items in the Six-Year Plan, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

The question was called on the motion, as amended, which carried by a vote of seven, Supervisor Bulova and Supervisor Connolly being out of the room, Supervisor Gross being absent.

100. **5:30 P.M. - PH ON REZONING APPLICATION RZ 1998-SU-002 (COSCAN WASHINGTON, INCORPORATED) (SULLY DISTRICT)** (Tapes 9-10)

(O) Mr. Keith C. Martin reaffirmed the validity of the affidavit for the record.

Supervisor McConnell disclosed the following campaign contribution which she had received:

- In excess of \$200 from Coscan Washington, Incorporated.

Supervisor Bulova disclosed the following campaign contribution which she had received:

- In excess of \$200 from Mr. Stephen A. Bannister.

Mr. Martin 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 three speakers, Denise James, Senior Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning (DPZ) presented the staff and Planning Commission recommendations.

Supervisor Frey moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1998-SU-002 be amended from the R-1 and Water Supply Protection Overlay Districts to the PDH-2 and Water Supply Protection Overlay Districts subject to the execution of the proffers dated July 10, 1998; the Planning Commission having previously approved Final Development Plan Application FDP 1998-SU-002 on June 10, 1998. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor McConnell, Supervisor Mendelsohn, and Vice-Chairman Hyland voting "AYE," Supervisor Kauffman and Chairman Hanley being out of the room, Supervisor Gross being absent.

Supervisor Frey stated that the alignment of the street through the development is not in complete accord with the Final Development Plan (FDP) which the Planning Commission previously approved so the applicant will be submitting a new FDP for review. Therefore, Supervisor Frey moved that the Board direct the Acting-Director of DPW&ES to process the Subdivision Plan simultaneously with the consideration of the FDP. This motion was seconded by Supervisor Mendelsohn and carried by a vote of seven, Supervisor Kauffman and Chairman Hanley being out of the room, Supervisor Gross being absent.

101. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 89-V-062 AND SPECIAL EXCEPTION APPLICATION SE 98-V-005 (COLCHESTER LAND COMPANY, LLC) (MOUNT VERNON DISTRICT)**
(Tape 10)

Mr. Martin D. Walsh reaffirmed the validity of the affidavit for the record.

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

- In excess of \$200 from Mr. Lang Hinson during 1995.

Mr. Walsh 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, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Connolly, Supervisor Kauffman, and Chairman Hanley being out of the room, Supervisor Gross being absent.

Supervisor Hyland referred to comments he had received from Earl Flanagan, Co-Chairman, Mount Vernon Citizens Association Comprehensive Plan Review Committee, and asked unanimous consent that this statement be made part of the record. Without objection, it was so ordered.

Following discussion, with input from David P. Bobzien, County Attorney; James P. Zook, Director, Department of Planning and Zoning (DPZ); and Jimmie D. Jenkins, Director, Systems Engineering and Monitoring Division, Department of Public Works and Environmental Services (DPW&ES); Supervisor Hyland moved:

- Approval of Proffered Condition Amendment Application PCA 89-V-062 subject to the executed proffers dated July 27, 1998;
- Approval of Special Exception Application SE 98-V-005 subject to the development conditions dated July 16, 1998; and

- Reaffirmation of the previously granted modification of the transitional screening yard requirement and waiver of the barrier requirement along the northern and southern boundaries of Land Bays A, B, and C, and the northern boundary of Land Bay D.

This motion was seconded by Supervisor Frey and carried by a vote of six, Supervisor Connolly, Supervisor Kauffman, and Chairman Hanley being out of the room, Supervisor Gross being absent.

102. **BOARD ADJOURNMENT** (Tape 10)

At 7:10 p.m., the Board adjourned.