

**AM:am**

The meeting was called to order at 9:40 a.m. with all Members being present, and with Chairman Hanley presiding.

Others present were William J. Leidinger, 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 MATTERS**

2. **MOMENT OF SILENCE FOR MR. ABE SPERO** (Tape 1)

Chairman Hanley asked that the Board remember in their thoughts the family and friends of the late Mr. Abe Spero who was a member of the Board of Equalization of Real Estate Assessments (BOE).

3. **WELCOME TO DR. ROBERT R. SPILLANE, SUPERINTENDENT, FAIRFAX COUNTY PUBLIC SCHOOLS; SHIRLEY NELSON, NEWLY ELECTED PRESIDENT OF THE FAIRFAX COUNTY COUNCIL OF PARENT, TEACHER ASSOCIATIONS (PTAs); AND PHILLIP NIEDZIELSKI-EICHNER, BUDGET CHAIRMAN OF THE PTAs** (Tape 1)

Chairman Hanley recognized the presence of Robert R. Spillane, Superintendent, Fairfax County Public Schools; Shirley Nelson, newly elected President of the Fairfax County Council of Parent, Teacher Associations (PTAs); and Phillips Niedzielski-Eichner, Budget Chairman of the PTAs, and warmly welcomed them to the Board Meeting.

4. **CERTIFICATE OF RECOGNITION PRESENTED TO KENTON PATTIE, PRESIDENT OF THE FAIRFAX COUNTY COUNCIL OF PARENT, TEACHER ASSOCIATIONS (PTAs)** (Tape 1)

Supervisor Connolly moved approval of the Certificate of Recognition presented to Kenton Pattie who is retiring as President of the Fairfax County Council of Parent, Teacher Associations (PTAs). This motion was seconded by Supervisor Connolly and carried by unanimous vote.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO GREG EVANS, FORMER SPRINGFIELD DISTRICT REPRESENTATIVE TO THE PARK AUTHORITY** (Tape 1)

Supervisor McConnell moved approval of the Certificate of Recognition presented to Greg Evans, former Springfield District Representative to the Park Authority, for his years of service. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

#### **ADDITIONAL BOARD MATTER**

6. **ROSES FOR SUPERVISOR HYLAND** (Tape 1)

Supervisor Hyland announced that roses were sent by his wife in recognition of their 35th Wedding Anniversary.

7. **CERTIFICATE OF RECOGNITION PRESENTED TO KHOI DO** (Tape 1)

Supervisor Kauffman presented the Certificate of Recognition to Khoi Do for being awarded the George Mason University (GMU) Scholar scholarship.

8. **CERTIFICATES OF RECOGNITION PRESENTED TO THE WEST SPRINGFIELD HIGH SCHOOL'S OUTSTANDING STUDENTS** (Tape 1)

Supervisor McConnell moved approval of the Certificates of Recognition presented to the following West Springfield High School outstanding students:

- West Springfield High School Participants, Second Place, Virginia High School League Competition (VHSLC);
  - Mary Rogers, Silver Medalist, National Scholastic Writing Competition (NSWC);
  - Jennifer LeRoy, Marilyn's Pen Publication, NSWC;
  - West Springfield High School Participants, Second Place, Virginia High School League Competition (VHSLC);
  - Jennifer LeRoy, Superior rating, poetry; Second place,

poetry, VHSLC;

- Linton Wells, Superior rating, essay, VHSLC;
- Sylvana Hutabarat, Superior rating, short story, VHSLC;
- Lisa Cantey, Excellent rating, poetry, VHSLC;
- Mandy McQuiston, Excellent rating, essay, VHSLC;
- Kelly Lewis, Excellent rating, short story, VHSLC;
- Lisa Cantey, outstanding work, Virginia Writing Competition for Literary Publication Published (VWCFLPP);
- Jennifer LeRoy, outstanding work, VWCFLPP;
- Brian Finnell, outstanding work, VWCFLPP;
- Angel Thomas, outstanding work, VWCFLPP;
- Joy Fredericks, outstanding work, VWCFLPP; and
- Mary Montgomery, First Place, essay contest, Knights of Columbus Competition.

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

Supervisor McConnell moved approval of a Certificate of Recognition presented to Ms. Katherine Slimak for being a finalist in the Westinghouse Talent Search for 1996. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Frey and Supervisor Mendelsohn being out of the room.

Supervisor McConnell presented a Certificate of Appreciation to West Springfield High School for outstanding academic achievements which culminated in receiving a Superior Rating in writing from the National Council of Teachers of English for the 1996 edition of *Symposium*.

Supervisor McConnell moved approval of a Certificate of Recognition presented to the West Springfield High School Boys' Track Team for winning the 1995-1996 Virginia Outdoor Track Meet. This motion was seconded by Chairman Hanley and carried by unanimous vote.

9. **CERTIFICATES OF RECOGNITION PRESENTED TO THE JAMES MADISON HIGH SCHOOL VARSITY GIRLS SOFTBALL TEAM** (Tape 1)

Supervisor Dix moved approval of the Certificates of Recognition presented to the James Madison High School Varsity Girls Softball Team for winning the Northern Region Championship. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

10. **CERTIFICATE OF RECOGNITION PRESENTED TO CHANTILLY HIGH SCHOOL FOR WINNING FIRST PLACE IN THE VIRGINIA GROUP AAA CENTRAL FIDELITY CUP** (Tape 1)

Supervisor Frey presented a Certificate of Recognition to Chantilly High School for winning first place in the Virginia Group AAA Central Fidelity Cup for overall excellence in academic activities.

**ADDITIONAL BOARD MATTERS**

11. **SULLY DISTRICT SUPERVISOR FREY WILL CELEBRATE 40TH BIRTHDAY**  
(Tape 1)

Chairman Hanley announced that Supervisor Frey will celebrate a birthday on Friday, June 21, 1996 and will be 40 years old.

12. **WELCOME TO ERICA PETRIE FROM GIRL SCOUT TROOP 547** (Tape 1)

Supervisor Gross recognized the presence of Erica Petrie, a member of Girl Scout Troop 547. She is working toward her Merit Badge in Career Exploration, and in the fall she will enter the ninth grade at JEB Stuart High School.

**SBE:sbe**

13. **10:00 A.M. - PRESENTATION OF THE 1995 A. HEATH ONTHANK MEMORIAL AWARDS** (Tape 2)

Stephen Danzig, Chairman, Civil Service Commission; Richard Yessian, Chairman, A. Heath Onthank Memorial Award Selection Committee; *William J. Leidinger, County Executive; Robert R. Spillane, Superintendent, Fairfax County Public Schools, and Peter J. Schroth, Director, Office of Personnel, presented the 1995 A. Heath Onthank Memorial Awards, given annually for accomplishments which advance and improve public service to County citizens.*

*The following General County and School Board employees received*

*the Award:*

- Clyde M. Buchanan, Technician, Fire and Rescue Department;
- Barbara Dove, Coordinator, Special Education Transportation, Fairfax County Public Schools;
- Patricia Franckewitz, Director, Therapeutic Recreation Services, Community and Recreation Services;
- Kelly L. Gregory, Master Police Officer, Police Department;
- Nancy Lundien, Chief, Tax Relief, Department of Tax Administration;
- James J. McCarron, Supervisor I, Juvenile and Domestic Relations Court;
- Sandra Milazzo, Social Worker III, Department of Family Services;
- Hai Nguyen, Assistant Coordinator, Instruction Technology, Fairfax County Public Schools; and
- William G. Ramey Jr., Operating Engineer II, George Marshall High School, Fairfax County Public Schools.

*CM:cm*

14. **10:15 A.M. - APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS** (Tape 3)

(BACs)  
(APPTS)

**AIRPORTS ADVISORY COMMITTEE**

(NOTE: The appointment of the Mason District Representative to the Airports Advisory Committee was deferred.)

**ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD**

**CONFIRMATIONS:**

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

Board:

- Colonel M. Douglas Scott as the Chief of Police Representative;

- Mr. Robert F. Horan as the Commonwealth's Attorney Representative; and
- Mr. Bruce M. Blanchard as the Fairfax Bar Association Representative.

This motion was seconded by Supervisor Dix and carried by unanimous vote.

**BOARD OF BUILDING CODE APPEALS**

[NOTE: The appointment of the At-Large (Alternate) Representative to the Board of Building Code Appeals was deferred.]

**CHAS COORDINATING COMMITTEE**

**CONFIRMATION:**

Chairman Hanley moved that the Board confirm the following reappointment to the CHAS Coordinating Committee:

- Ms. Annette Masnik as the League of Women Voters Representative.

This motion was seconded by Supervisor Dix and carried by unanimous vote.

(NOTE: The appointment of the Mason District Representative to the CHAS Coordinating Committee was deferred.)

**COMMISSION ON AGING**

(NOTE: The appointment of the Mason District Representative to the Commission on Aging was deferred.)

**COMMUNITY DEVELOPMENT ADVISORY COMMITTEE**

**CONFIRMATION:**

Supervisor Hyland moved that the Board confirm the following appointment to the Community Development Advisory Committee:

- Mr. Tho Vinh to fill the unexpired term of Mr. George Miller, Jr. as the Commission on Aging (Principal) Representative.

This motion was seconded by Supervisor Dix and carried by unanimous vote.





**COMMUNITY IMPROVEMENT COMMITTEE**

Supervisor Frey moved the appointment of Ms. Anne Tomlinson to fill the unexpired term of Mr. Dallas P. Hutchison as the Sully District Representative to the Community Improvement Committee. This motion was seconded by Supervisor Dix and carried by unanimous vote.

(NOTE: The appointments of the Dranesville and Mason District Representatives to the Community Improvement Committee were deferred.)

**CONSUMER PROTECTION COMMISSION**

Chairman Hanley moved the appointment of Mr. David Bulova as an At-Large (Resident of Fairfax County) Representative to the Consumer Protection Commission. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Ms. Mary J. Tandy as an At-Large (Resident of Fairfax County) Representative to the Consumer Protection Commission. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

**ECONOMIC DEVELOPMENT AUTHORITY**

Supervisor Dix moved the reappointment of Mr. Emmitt McHenry as the At-Large (Citizen) Representative to the Economic Development Authority. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

**ELECTRICAL ADVISORY BOARD**

Supervisor Kauffman moved the reappointment of Mr. Thomas Bee as the At-Large (Professional Engineer) Representative to the Electrical Advisory Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

**FAIRFAX/FALLS CHURCH COMMUNITY SERVICES BOARD**

Chairman Hanley moved the appointment of Ms. Ann Rodriguez as the At-Large Representative to the Fairfax/Falls Church Community Services Board. This motion was seconded by Supervisor Dix and carried by unanimous vote.

**HEALTH CARE ADVISORY BOARD**

Chairman Hanley moved the appointment of Dr. Thomas M. Fulcher as an At-Large Representative to the Health Care Advisory Board. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Kauffman moved the reappointment of Mr. David West as the Lee District Representative to the Health Care Advisory Board. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Frey moved the appointment of Ms. Judith Beattie to fill the unexpired term of Ms. Linda Allen as the Sully District Representative to the Health Care Advisory Board. This motion was seconded by Supervisor Dix and carried by unanimous vote.

(NOTE: The appointment of one At-Large Representative to the Health Care Advisory Board was deferred.)

### **HUMAN RIGHTS COMMISSION**

Supervisor Kauffman moved the appointment of Mr. Jeffrey Berns as an At-Large Representative to the Human Rights Commission. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

### **HUMAN SERVICES COUNCIL**

Chairman Hanley moved the appointment of Ms. Laura McDowall as the At-Large Representative to the Human Services Council. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Mendelsohn moved the reappointment of Mr. Robert Andrews as the Dranesville District Representative to the Human Services Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Dix moved the reappointment of Ms. Susan Shallcross as the Hunter Mill District Representative to the Human Services Council. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Mr. Paul Krizek as the Mount Vernon District Representative to the Human Services Council. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor McConnell moved the reappointment of Dr. Robert Bentley as the Springfield District Representative to the Human Services Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Frey moved the reappointment of Mr. R. Blake Shrout, Jr. as the Sully District Representative to the Human Services Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Connolly announced that Ms. Lillian Spero, the Providence District Representative to the Human Services Council has resigned and moved the appointment of Ms. Lettie Fleetwood to fill her unexpired term. This motion was seconded by Supervisor Gross and carried by unanimous vote.

### **JUVENILE COURT CITIZEN ADVISORY COUNCIL**

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

### **LIBRARY BOARD**

#### **CONFIRMATION:**

Supervisor Gross moved that the Board confirm the following appointment to the Library Board:

- Ms. Pamela G. Spencer as the School Board Representative.

This motion was seconded by Supervisor Hyland.

Supervisor Dix moved the appointment of Ms. Karen Gounaud as the School Board Representative to the Library Board. This motion was seconded by Supervisor Frey.

Following a show of hands vote, Ms. Spencer was confirmed as the School Board Representative to the Library Board.

(NOTE: The appointment of the Sully District Representative to the Library Board was deferred.)

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

Chairman Hanley moved the appointment of Ms. Karetta Hubbard as an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Council. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Connolly moved the reappointment of Mr. Jerry Brown as an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Council. This motion was seconded by Chairman Hanley and carried by unanimous vote.

Supervisor Kauffman moved the reappointment of Mr. Robert Heittman as an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Council. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Frey moved the reappointment of Mr. Jack Rust as an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Dix moved the reappointment of Mr. Robert Chase as an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Council. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Connolly moved the reappointment of Ms Marianne Pastor as an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Council. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Dix moved the reappointment of Mr. Philip Lamade as an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Council. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Mendelsohn moved the appointment of Dr. Ivan A. Somers as an At-Large Representative to the Northern Virginia Transportation Coordinating Council Citizen Advisory Council. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

### **PARK AUTHORITY**

(NOTE: The appointment of the Springfield District Representative to the Park Authority was deferred.)

### **PLUMBING ADVISORY BOARD**

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to advertise the vacancy of the At-Large (Professional Engineer) Representative to the Plumbing Advisory Board on the cable channel. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

**REDEVELOPMENT AND HOUSING AUTHORITY**

Supervisor Frey moved the appointment of Mr. Kenneth W. Butler as the Sully District Representative to the Redevelopment and Housing Authority. This motion was seconded by Supervisor Dix and carried by unanimous vote.

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

Supervisor Dix moved the appointment of Mr. Carl Biggs as the Hunter Mill District Representative to the Small and Minority Business Enterprise Program Advisory Commission. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

(NOTE: The appointments of the Dranesville, Mason, Mount Vernon, and Sully District Representatives to the Small and Minority Business Enterprise Program Advisory Commission were deferred.)

**SUPPLEMENTAL RETIREMENT SYSTEM BOARD OF TRUSTEES**

Chairman Hanley moved the appointment of Mr. Thomas M. Stanners as an At-Large Representative to the Supplemental Retirement System Board of Trustees. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

**UNIFORMED RETIREMENT SYSTEM****CONFIRMATION:**

Supervisor Dix moved that the Board confirm the following appointment to the Uniformed Retirement System:

- Mr. Eric Lamar as the Fire and Rescue Representative.

This motion was seconded by Supervisor Connolly and carried by unanimous vote.

**AD-HOCS****CITIZENS ADVISORY COMMITTEE ON SOLID WASTE**

(NOTE: The appointment of the At-Large Representative to the Citizens Advisory Committee on Solid Waste was deferred.)

15. APPOINTMENT TO THE ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC) (Tape 3)

(APPT)

Supervisor Mendelsohn noted that at its meeting on June 12, 1996, the Environmental Quality Advisory Council (EQAC) voted unanimously to recommend to the Board that Ms. Danielle Chase be appointed as the Student Representative to EQAC for a one-year term beginning on July 1, 1996.

Therefore, Supervisor Mendelsohn moved the appointment of Ms. Danielle Chase as the Student Representative to EQAC. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

**CM:cm**

16. ADMINISTRATIVE ITEMS (Tape 3)

Supervisor Hyland moved approval of the Administrative Items, with the exception of Admin 8 - Supplemental Appropriation Resolution (SAR) AS 97003 for the Fairfax County Juvenile and Domestic Relations District Court Services to Accept Grant Funds for the Detention Release and Services Program from the Virginia Department of Criminal Justice Services and Admin 9 - Supplemental Appropriation Resolution (SAR) AS 97004 for the Health Department's Refugee Health Services Grant and the Anonymous HIV Testing Site Grant. This motion was seconded by Supervisor Connolly.

Supervisor Mendelsohn called the Board's attention to Admin 4 - Authorization to Advertise a Public Hearing to Consider Changes in Media General Cable of Fairfax County, Incorporated's (MGC) Basic Service Rate and Equipment and Installation Charges (Countywide) and asked unanimous consent that the Board direct staff to provide the Board with background information regarding the rate history. Without objection, it was so ordered.

The question was called on the motion which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

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

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated June 17, 1996 be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Colvin Mill Gardens II	Dranesville	Colvin Mill Court Colvin Run Road, Route 743 Additional right-of-way only
Crippens Corner, Parcel E	Dranesville	Crippen Court Mountain Hope Court Springvale Road, Route 674 Additional right-of-way only Leesburg Pike, Route 7 Additional right-of-way only
Falcon Ridge, Section 2	Dranesville	Falcon Ridge Road, Route 6231 Harewood Court Cottesmore Court Highhill Court Highhill Place
Villages at Huntington, Section 2	Lee	Shaffer Drive, Route 4324 Bayliss Knoll Court
Alpine Drive Public Improvements	Mason	Alpine Drive, Route 860
Dunn Loring Station	Providence	Lellah Court North Park Street, Route 6318
Poplar Park, Section 2	Sully	Leighfield Valley Drive Route 7703 Old Nursery Court Lewis Mill Way Ferrara Court Poplar Tree Road, Route 662, Additional right-of-way only.

**ADMIN 2 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTION OF ILIFF DRIVE AND SANDBURG STREET (PROVIDENCE DISTRICT)**

Authorized the endorsement of the installation of multi-way stops at the intersection of Iliff Drive (Route 732) and Sandburg Street (Route 936).

(NOTE: Later in the meeting, there was discussion regarding this item. See Clerk's Summary Item CL#17.)

**ADMIN 3 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 83 (BOATS) ARTICLE 4, REGARDING BOATING SAFETY**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 8, 1996 at 4:00 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 83 (Boats) Article 4, regarding boating safety.

**ADMIN 4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER CHANGES IN MEDIA GENERAL CABLE OF FAIRFAX COUNTY, INCORPORATED'S (MGC) BASIC SERVICE RATE AND EQUIPMENT AND INSTALLATION CHARGES (COUNTYWIDE)**

- (A) (NOTE: Earlier in the meeting, there was additional action regarding this item. See Page 12.)

Authorized the advertisement of a public hearing to be held before the Board on **July 22, 1996 at 4:00 p.m.** on changes in Media General Cable of Fairfax County, Incorporated's (MGC) basic service rate and equipment and installation charges, pursuant to Federal Communications Commission (FCC) rate regulations.

**ADMIN 5 - GRANT TO COUNCIL OF GOVERNMENTS FOR TECHNICAL SERVICES - I-95 LANDFILL (MOUNT VERNON DISTRICT)**

Authorized the County Executive to sign the grant to the Metropolitan Washington Council of Governments (COG) for technical services at the I-95 Landfill.

**ADMIN 6 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96069 FOR THE FIRE AND RESCUE DEPARTMENT TO INCREASE ITS SPENDING AUTHORITY FOR ITS ADVANCED LIFE SUPPORT (ALS) TRAINING GRANT**

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96069 in the amount of \$16,000 which provides funding from the Northern Virginia Emergency Medical Service (EMS) Council, for the Fire and Rescue Department to train advanced life support personnel.



**ADMIN 7 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 96070 FOR THE FIRE AND RESCUE DEPARTMENT TO ACCEPT THE  
ANNUAL VIRGINIA DEPARTMENT OF HEALTH, OFFICE OF EMERGENCY  
SERVICES GRANT: TWO-FOR-LIFE**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96070 in the amount of \$356,564 from the Virginia Department of Health, Office of Emergency Services, which is the current allocation from the annual "Two-for-Life" grant to the Fire and Rescue Department.

**ADMIN 8 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 97003 FOR THE FAIRFAX COUNTY JUVENILE AND DOMESTIC  
RELATIONS DISTRICT COURT SERVICES TO ACCEPT GRANT FUNDS FOR  
THE DETENTION RELEASE AND SERVICES PROGRAM FROM THE  
VIRGINIA DEPARTMENT OF CRIMINAL JUSTICE SERVICES**

(NOTE: Later in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#18.)

**ADMIN 9 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 97004 FOR THE HEALTH DEPARTMENT'S REFUGEE HEALTH  
SERVICES GRANT AND THE ANONYMOUS HIV TESTING SITE GRANT**

(NOTE: Later in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#18.)

**ADMIN 10 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 97007 FOR THE DEPARTMENT OF FAMILY SERVICES INDEPENDENT  
LIVING INITIATIVES GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97007 in the amount of \$75,150 for the Independent Living Initiatives Grant. These funds continue to be used to strengthen the independent living programs for adolescents in foster care.

**ADMIN 11 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 97009 FOR THE DEPARTMENT OF FAMILY SERVICES JOB TRAINING  
PARTNERSHIP ACT (JTPA), TITLE II-B, SUMMER YOUTH EMPLOYMENT  
PROGRAM**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97009 in the amount of \$412,473 for the Job Training Partnership Act (JTPA) title II-B Summer Youth Employment Program for the Department of Family Services (DFS) on behalf of the Northern Virginia Manpower Consortium (NVMC).

**ADMIN 12 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 97010 FOR THE DEPARTMENT OF FAMILY SERVICES CASE  
MANAGEMENT FOR THE ELDERLY GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97010 in the amount of \$464,051 to appropriate funds for the Case Management for the Elderly State Grant. Funding will be used to continue the Case Management Project that serves the elderly who are at risk of institutionalization and need services in Fairfax County.

**ADMIN 13 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 97011 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES  
BOARD TO ACCEPT \$31,500 FROM THE VIRGINIA DEPARTMENT OF  
CORRECTIONS DISTRICT NUMBER 29 PROBATION AND PAROLE OFFICE**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97011 in the amount of \$31,500 in Fiscal Year (FY) 1997 from the Virginia Department of Corrections District Number 29 Probation and Parole Office to provide enhanced substance abuse services for Probation and Parole clients referred to the Alcohol and Drug Services (ADS) of the Fairfax-Falls Church Community Services Board.

**ADMIN 14 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 97012 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES  
BOARD TO ACCEPT \$81,660 FROM THE VIRGINIA DEPARTMENT OF  
CORRECTIONS DISTRICT NUMBER 29 PROBATION AND PAROLE OFFICE**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97012 in the amount of \$81,660 in Fiscal Year (FY) 1997 from the Virginia Department of Corrections District Number 29 Probation and Parole Office. These funds will fully support, through June 30, 1997, the continuation of two merit-grant positions (1.5 SYE), which provide substance abuse assessment, intervention, treatment, and case management services to probation and parole offenders at the Probation and Parole Day Reporting Center on Route One.

**ADMIN 15 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)  
AS 97013 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES  
BOARD TO ACCEPT \$60,400 IN SUBSTANCE ABUSE PREVENTION AND  
TREATMENT BLOCK FUNDING FROM THE VIRGINIA DEPARTMENT OF  
MENTAL HEALTH, MENTAL RETARDATION, AND SUBSTANCE ABUSE**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97013 in the amount of \$60,400 for the Fairfax-Falls Church Community Services Board to accept Substance Abuse Prevention and Treatment (SAPT) Block funding to be used to establish and fill a merit grant position for alcohol and drug prevention activities.

**ADMIN 16 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97014 FOR THE OFFICE OF TRANSPORTATION RIDESOURCES PROGRAM (ALL DISTRICTS)**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97014 in the amount of \$243,370 to continue the Office of Transportation's Marketing and Ridesharing Program for the period of July 1, 1996 through June 30, 1997.

**ADMIN 17 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96072 FOR THE PROGRAM YEAR (PY) 1995 ECONOMIC DISLOCATED WORKER ADJUSTMENT ASSISTANCE (EDWAA) PROGRAM**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96072 in the amount of \$90,000 to provide grant funds to be administered by the Department of Family Services on behalf of the Northern Virginia Manpower Consortium (NVMC) to support increased retraining and supportive services in Program Year (PY) 1995 for participants in the Economic Dislocated Worker Adjustment Assistance (EDWAA) Program.

17. **ADMIN 2 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTION OF ILIFF DRIVE AND SANDBURG STREET (PROVIDENCE DISTRICT)** (Tape 3)

Supervisor Dix called the Board's attention to Admin 2 - Installation of Multi-Way Stops at the Intersection of Iliff Drive and Sandburg Street (Providence District), and discussion ensued regarding multi-way stops, with input from Samuel T. Chamberlain, Chief, Traffic Operations Section, Office of Transportation.

Supervisor Dix asked unanimous consent that the Board direct staff to include information in the Board item indicating there has been some affirmation by all parties impacted. Without objection, it was so ordered.

Discussion continued regarding procedures for implementing multi-way stops.

18. **ADMIN 8 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97003 FOR THE FAIRFAX COUNTY JUVENILE AND DOMESTIC RELATIONS DISTRICT COURT SERVICES TO ACCEPT GRANT FUNDS FOR THE DETENTION RELEASE AND SERVICES PROGRAM FROM THE VIRGINIA DEPARTMENT OF CRIMINAL JUSTICE SERVICES AND ADMIN 9 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97004 FOR THE HEALTH DEPARTMENT'S REFUGEE HEALTH SERVICES GRANT AND THE ANONYMOUS HIV TESTING SITE GRANT** (Tape 3)

(SARs)

(NOTE: Earlier in the meeting, action on these items was deferred. See Clerk's Summary Item CL#16.)

Following discussion, with input from Joseph Fedeli, Co-Director, Court Services, Juvenile and Domestic Relations District Court, and staff from the Department of Health, Supervisor Hyland moved that the Board approve:

- Supplemental Appropriation Resolution (SAR) AS 97003 in the amount of \$62,956 for the continuation of the Detention Release and Services Program; and
- Supplemental Appropriation Resolution (SAR) AS 97004 in the amount of \$35,201 for Fiscal Year (FY) 1997 grant funds under the Refugee Health Services Grant (\$17,201) and the Anonymous HIV Testing Site Grant (\$18,000).

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

**AR:ar**

19. **A-1 - SALE OF SEWER REVENUE BONDS, SERIES 1996 (COUNTYWIDE)**  
(Tape 4)

**BONDS**

(Rs) On motion of Supervisor Hyland, seconded by Supervisor Bulova, and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Mendelsohn being out of the room, the Board concurred in the recommendation of staff and:

- Adopted the Series Resolutions contained in the Memorandum to the Board dated June 17, 1996 and authorized the sale of sewer revenue bonds;
- Authorized the sale of additional sewer revenue bonds in the amount of \$104 million;
- Authorized the execution and delivery of a Continuing Disclosure Agreement;
- Delegated authority to the County Executive or the Deputy County Executive for Management and Budget, in consultation with the County's Financial Adviser, Craigie, Incorporated, to:

- Publish the Summary Notice of the Sale in *The Bond Buyer* and distribute the Preliminary Official Statement and the Official Notice of Sale and Bid Form to interested bidders;
  - Obtain a bond insurance commitment from a municipal bond insurance company (which the County may or may not choose to use); and
  - Accept bids and award the bonds to the successful bidder.
  - Designate Chase Manhattan Bank as the Paying Agent and Bond Registrar for the bonds;
  - Designate Crestar Bank as the Depository of the Debt Service Reserve Account;
  - Direct the authentication and delivery of bonds; and
  - Appropriate funding in the 1996 Carryover Review for the Fiscal Year (FY) 1997 bond interest payment due in January 1997.
20. **A-2 - AUTHORIZATION TO PAY THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) FISCAL YEAR (FY) 1997 FIRST QUARTER BILLING AND FAIRFAX COUNTY'S PORTION OF THE FY 1996 (WMATA) BUS PURCHASE (COUNTYWIDE)** (Tape 4)
- (R) Supervisor Hyland moved that the Board concur in the recommendation of staff and:
- Adopt the Resolution contained in Attachment II of the Memorandum to the Board dated June 17, 1996, authorizing the payment of the Washington Metropolitan Area Transit Authority's (WMATA) Fiscal Year (FY) 1997 first quarter transit operating and capital billing in the net amount of \$11,891,466; and
  - Approve the payment of \$642,495 to WMATA as the County's share of the local match for the FY 1996 Metrobus replacement program.

This motion was seconded by Supervisor Kauffman.

Following discussion, Supervisor Dix asked to amend the motion to direct staff, each time this item is presented to the Board, to routinely include a status report on the payments of the other jurisdictions, and this was accepted.

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

21. **A-3 - AUTHORIZATION TO MAKE COMMUTER RAIL PAYMENT (BRADDOCK, LEE, MASON, MOUNT VERNON AND SPRINGFIELD DISTRICTS)** (Tape 4)

Supervisor Bulova moved that the Board concur in the recommendation of staff and authorize payment of \$1,175,000 to the Northern Virginia Transportation Commission (NVTC) for Fairfax County's share of the Fiscal Year (FY) 1997 Virginia Railway Express (VRE) payment due on July 1, 1996. This motion was seconded by Supervisor Hyland.

Following discussion, Supervisor Gross asked to amend the motion to direct staff to provide a breakdown showing the cost per passenger, and this was accepted.

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

22. **A-4 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) CUT-THROUGH POLICY ADDENDUM TO INCLUDE CERTAIN COLLECTOR ROADS (COUNTYWIDE)** (Tape 4)

(R) Supervisor Frey moved that the Board concur in the recommendation of staff and adopt the Resolution and addendum to include certain collector roads in the Virginia Department of Transportation (VDOT) Cut-Through Policy for application in Fairfax County. This motion was seconded by Supervisor Hyland.

Following discussion, with input from Samuel T. Chamberlain, Chief, Traffic Operations Section, Office of Transportation, Supervisor Kauffman asked to amend the motion to direct staff to:

- Provide the definition of "community";
- Circulate the current VDOT policy on the submission of petitions/resolutions;
- Clarify the designation of the group(s) representing the community; and
- Identify the specific funding source for cut-through traffic measures.

This was accepted.

Following a query from Supervisor Mendelsohn regarding the definition of a "collector road," Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide Board Members with a list showing the classification of roads in the County. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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

23. **A-5 - ABANDONMENT OF PORTIONS OF HAYFIELD ROAD (ROUTE 635) AND BEULAH STREET (ROUTE 613) (LEE DISTRICT)** (Tape 4)

(R) On motion of Supervisor Kauffman, seconded by Supervisor Connolly, and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," the Board concurred in the recommendation of staff and adopted the Resolution abandoning portions of Hayfield Road (Route 635) and Beulah Street (Route 613).

24. **A-6 - APPROVAL TO DONATE A SURPLUS COUNTY-OWNED AMBULANCE TO THE FAIR OAKS VOLUNTEER FIRE DEPARTMENT** (Tape 4)

On motion of Supervisor McConnell, seconded by Supervisor Frey, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the donation of a surplus 1988 ambulance to the Fair Oaks Volunteer Fire Department.

25. **A-7 - NOISE AND LAND USE COMPATIBILITY IN THE ENVIRONS OF WASHINGTON DULLES INTERNATIONAL AIRPORT** (Tape 4)

Supervisor Frey moved that the Board authorize staff to:

- Prepare amendments to the Comprehensive Plan and Zoning Ordinance to adopt updated noise contours for Washington Dulles International Airport as recommended by the Planning Commission's Noise Contours Study Committee and outlined in the last paragraph on page 68 of the Memorandum to the Board dated June 17, 1996; and
- Return the amendments to the Board for authorization for advertisement of public hearings.

This motion was seconded by Supervisor Connolly.

Following discussion, with input from Fred R. Selden, Director, Planning Division, Office of Comprehensive Planning (OCP), the question was called on the motion which

carried by unanimous vote.

26. **A-8 - AUTHORIZATION TO EXPEND PUBLIC FUNDS FOR THE ENFORCEMENT OF THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 110 (INOPERATIVE MOTOR VEHICLES, TRAILERS AND SEMITRAILERS) RELATING TO INOPERABLE VEHICLES (COUNTYWIDE)** (Tape 4)

Supervisor Hyland moved that the Board concur in the recommendation of staff and authorize the expenditure of Fiscal Year (FY) 1997 funds already appropriated to the Police Department for the enforcement of Chapter 110 (Inoperative Motor Vehicles, Trailers and Semitrailers). This motion was seconded by Supervisor Bulova.

Following discussion, with input from William J. Leidinger, County Executive; Michael H. Long, Assistant County Attorney; and M. Douglas Scott, Chief of Police, Supervisor Bulova moved to amend the motion to:

- Defer action on this item until July 8, 1996; and
- Direct staff to provide recommendations and a plan for removal of inoperable vehicles in the County.

This motion was seconded by Supervisor Connolly.

Following additional discussion, the question was called on the motion, as amended, which carried by a vote of eight, Supervisor Dix and Supervisor Mendelsohn being out of the room.

27. **A-9 - REQUEST FOR A REDUCTION FROM REQUIRED PARKING FOR THE SPRING MALL ROAD PROPERTY (LEE DISTRICT)** (Tape 4)

Supervisor Kauffman moved that the Board defer action on the requested 10 percent parking reduction for the Spring Mall Road Property, Tax Map Number 90-2-001, a portion of Lot 61, and all of Lots 62, 63, and 76 in Lee District. This motion was seconded by Supervisor Hyland and **CARRIED** by a recorded vote of eight, Supervisor Connolly abstaining, Supervisor Mendelsohn being out of the room.

28. **C-1 - APPEAL OF A PROFFER INTERPRETATION - PROFFERED CONDITION AMENDMENT APPLICATION PCA 91-C-026, TOLL BROTHERS, INCORPORATED (HUNTER MILL DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 regarding the appeal of a proffer interpretation which determined that bay windows, chimneys, decks, and patios are a part of a house structure and, therefore, must be



set back a minimum of 50 feet from the Transcontinental Pipeline in conformance with Proffer B.7(a) accepted by the Board in conjunction with the approval of Proffered Condition Amendment Application PCA 91-C-026 concurrent with Final Development Plan Amendment Application FDPA 91-C-026.

Due to the satisfactory resolution of this issue, and at the request of the appellant, Supervisor Dix moved that this item be withdrawn. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

29. **C-2 - APPEAL OF SECTION 15.1-456 DETERMINATION - PUBLIC FACILITIES APPLICATION 456-L95-34, AMERICAN PCS, LIMITED PARTNERSHIP (LEE DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 regarding the appeal of a Section 15.1-456 determination, Public Facilities Application 456-L95-34, American PCS, Limited Partnership, by the Planning Commission that the telecommunication facility proposed on the Engleside Plaza Shopping Center property is not in substantial accord with provisions of the adopted Comprehensive Plan.

Following discussion, and at the request of the appellant, Supervisor Kauffman moved that the Board defer consideration of this item until September 9, 1996. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

30. **I-1 - COMPREHENSIVE SERVICES ACT PRIVATE PROVIDER DONATIONS TO SERVE AT RISK CHILDREN AND YOUTH** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 presenting an update on the Comprehensive Services Act private provider donations to serve at risk children and youth.

31. **I-2 - RETIREMENT SYSTEMS CONTRIBUTION RATES FOR FISCAL YEAR (FY) 1997** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 requesting authorization for staff to proceed with the implementation of the retirement contribution rates recommendations for Fiscal Year (FY) 1997 for the three County Retirement Systems as approved in the FY 1997 Adopted Budget.

Following discussion, with input from Jeanne M. Carr, Executive Director, Retirement Administration Agency, Supervisor Dix asked unanimous consent that the Board direct staff, in the future, to include the fiscal impact of items of this nature. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

32. **I-3 - PURCHASE OF SURPLUS TRANSIT BUSES FROM THE CITY OF FAIRFAX (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 requesting authorization for staff to proceed with the purchase of two buses from the City of Fairfax, modify them, and provide them to the contractor of the Community Bus Services Division.

Following discussion, with input from Andrew J. Szakos, Chief, Transit Operations Division, Office of Transportation, the staff was directed administratively to proceed as proposed.

33. **I-4 - FAIRFAX COUNTY PROCUREMENT FORECAST REPORT** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 providing the Fairfax County Procurement Forecast Report.

34. **I-5 - AMENDMENT TO THE ARCHITECTURAL CONTRACT AWARD WITH HARRY WEESE ASSOCIATES FOR THE DESIGN OF THE HERNDON MONROE PARK AND RIDE (HUNTER MILL DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 requesting authorization for staff to amend the architectural contract award with Harry Weese Associates in the amount of \$1,034,891 for the Herndon Monroe Park and Ride, Project 90A007, within Subfund 471, County Bond Construction, to cover additional construction administration and Virginia Department of Transportation (VDOT) required inspection and certification services.

Following discussion, with input from John W. di Zerega, Director, Department of Public Works, Supervisor Dix asked unanimous consent that the Board direct staff to amend the language in this item to reflect that the actual cost of this project is not being increased by this amount, but rather this is merely the “reshuffling” of funds already budgeted within the total project costs. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

35. **I-6 - AWARD OF CONTRACT - CONSULTANT SERVICES TO SUPPORT CABLE TELEVISION FRANCHISE RENEWAL** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 requesting authorization for staff to conclude negotiations and proceed with the award of a contract, for a three year term, with total expenditures of approximately \$184,000 for consultant services to support Cable Television franchise renewal.

The staff was directed administratively to proceed as proposed.

36. **I-7 - ENGINEERING CONTRACT ADDENDUM AWARD TO URBAN ENGINEERING AND ASSOCIATES TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE JERMANTOWN ROAD SANITARY SEWER EXTENSION AND IMPROVEMENT PROJECT (PROVIDENCE DISTRICT)**

(Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 requesting authorization for staff to award an engineering contract addendum to Urban Engineering and Associates in the amount of \$85,906 in Project X00826, Extension Project Fiscal Year (FY) 1996, Subfund 524, Sewer Bond Extension and Improvements in the Oakton/Jermantown Road area.

Following discussion, with input from John W. di Zerega, Director, Department of Public Works, Supervisor Dix asked unanimous consent that the Board direct staff to clarify the language in this item with regard to the extension of sewer service to undeveloped properties. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

37. **I-8 - ENGINEERING CONTRACT AWARD TO SCS ENGINEERS FOR SOLID WASTE DISPOSAL ENGINEERING SERVICES (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 requesting authorization for staff to award an engineering contract to SCS Engineers in the amount of \$600,000 from Subfund 186, I-95 Refuse Disposal, Capital Project 186650, Landfill Closure, primarily involving support work for closure of the I-95 Sanitary Landfill, including grading plans, groundwater monitoring work, and other environmental issues at the facility.

The staff was directed administratively to proceed as proposed.

38. **I-9 - SELECTED HIRING ACTIONS TO ENSURE SUPPORT OF FISCAL YEAR (FY) BUDGET APPROVED SERVICES AND FUNCTIONS** (Tapes 4-5)

The Board next considered an Item contained in the Memorandum to the Board dated June 17, 1996 requesting authorization for staff to proceed with the recruitment and hiring for vacant positions as outlined in Attachment II of the Memorandum to the Board.

Any position designated to be filled with a Reduction in Force (RIF) employee which is not filled will be reviewed to determine if the position meets the current County service requirement as identified in the Fiscal Year (FY) 1997 Adopted Budget Plan, and if so, will be returned at a subsequent meeting for Board approval to advertise for hiring.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Mendelsohn moved that the Board:

- Direct staff to proceed with the advertisement of the positions as shown in Attachment II of the Memorandum to the Board; and
- Defer the filling of these positions until the final report is returned

to the Board for consideration

This motion was seconded by Supervisor Dix.

Following additional discussion and input from Mr. Leidinger, Supervisor Hyland moved a substitute motion that the Board approve the County Executive's recommendation for the selected hiring actions to ensure support of the FY 1997 Budget approved services and functions, as outlined in Attachment II. This motion was seconded by Supervisor Bulova.

Supervisor Connolly asked to amend the motion to include the addition of two additional Regional Human Services Systems Managers (Regions Two and Three), and this was accepted.

Supervisor Dix asked unanimous consent that the Board direct staff, in the future, to indicate the fund definition for each position. Without objection, it was so ordered.

Following discussion and input from Peter J. Schroth, Director, Office of Personnel, Supervisor Frey asked to amend the substitute motion to move the 18 direct service positions within the Community Services Board (CSB) from Attachment I to Attachment II, and this was accepted.

The question was called on the substitute motion, as amended, which **CARRIED** by a recorded vote of eight, Supervisor Dix and Supervisor Mendelsohn voting "NAY."

Supervisor McConnell asked unanimous consent that the Board direct staff, when future hiring lists are submitted, to provide job descriptions and staff justifications for each position. Without objection, it was so ordered.

The question was then called on the main motion, as substituted, which **CARRIED** by a recorded vote of eight, Supervisor Dix and Supervisor Mendelsohn voting "NAY."

### **ADDITIONAL BOARD MATTERS**

#### 39. **SPECIAL TREE PLANTING CEREMONY** (Tape 5)

Chairman Hanley announced that the Fire and Rescue Department has invited everyone to attend a special tree planting ceremony on Monday, June 24, 1996 at 2:00 p.m. on the Government Center grounds. During this ceremony, Congressman Frank D. Lucas of Oklahoma, representing the Oklahoma State Society, will present the Fire and Rescue Department with a redbud tree which is the Oklahoma State Tree. The gift of this tree is a thank you to the County's Urban Search and Rescue Team for its efforts following the bombing of the Alfred P. Murrah Federal Building in Oklahoma City.

40. **RIBBON CUTTING CEREMONY FOR COMPLETION OF NEXT SECTION OF THE FAIRFAX COUNTY PARKWAY** (Tape 5)

With great pleasure, Supervisor McConnell and Chairman Hanley announced the ribbon cutting ceremony for the completion of the next section of the Fairfax County Parkway. Everyone is invited to the intersection of Huntsman Boulevard and Pohick Road on Tuesday, July 2, 1996, at 10:00 a.m. to formally open this section of the Parkway.

41. **WORKFORCE DEVELOPMENT AND CAREER ACT OF 1996 (H.R. 1617)** (Tape 5)

Chairman Hanley stated that she has been contacted by Todd Rowley, Chairman of the Northern Virginia Manpower Consortium Private Industry Council (PIC) who has asked the Board to adopt the National Association of Counties' (NACo) position opposing the Workforce Development and Career Act of 1996 (H.R.1617).

In view of the concerns raised by both Mr. Rowley and NACo, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board send a letter, a draft copy of which has been distributed to Board Members, to President Clinton urging his veto of H.R. 1617, with copies to be sent to the members of Fairfax County's Congressional delegation. This motion was seconded by Supervisor Mendelsohn.

Vice-Chairman Hyland relinquished the Chair to Acting-Chairman Bulova and asked to amend the motion to include sending copies of the letter to each of the legislative conferees considering this matter, and this was accepted.

Acting-Chairman Bulova returned the gavel to Vice-Chairman Hyland.

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

42. **STORMWATER MANAGEMENT PONDS** (Tape 5)

Chairman Hanley called the Board's attention to a letter which she received from the President of Quaker Homes about a recurring problem with projects that include a stormwater management pond, in which he states that, "Once we receive an approved plan from the Department of Environmental Management (DEM), we begin and/or complete the improvements in accordance with the plan and then we are informed by the Department of Public Works (DPW) that the approved plans are not acceptable to DPW and changes will be required."

In an effort to improve the process, Chairman Hanley moved that the Board direct the staff of DEM and DPW to analyze whether this is a prevalent problem and return to the Board with suggestions and recommendations on how to solve it. This motion was seconded by Supervisor Connolly.

Supervisor Dix asked to amend the motion to simultaneously request the comments of industry on this problem, and this was accepted.

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

43. **ZONING ORDINANCE AMENDMENT WORK PROGRAM** (Tape 5)

Chairman Hanley noted that one of the items in the Zoning Ordinance Amendment Work Program is an evaluation of allowing service station pump island canopies to be constructed without the need for Special Exception approval. It has been added to the Work Program for 1997. This spring, the Planning Commission Service Station Mini-Mart Committee has been reviewing issues relating to service stations and that committee has made recommendations to the Planning Commission that will most likely be forwarded to the Board with a recommendation for public hearings.

Because these two issues (pump island canopies and service station mini-marts) should be considered at the same time, Chairman Hanley moved that the Board direct staff to determine if the service station pump island canopies language changes can be included with the mini-mart language in one proposed Zoning Ordinance Amendment. This motion was seconded by Supervisor Bulova.

Following discussion, Chairman Hanley clarified her motion to state that if the Service Station Mini-Mart Committee report is imminent, to direct staff to determine if pump island canopies be added to the language of the proposed Zoning Ordinance Amendment.

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

44. **RENAMING OF TRAP ROAD** (Tape 5)

Chairman Hanley noted that the Wolf Trap Foundation has asked if Trap Road can be renamed in memory of Catherine Filene Shouse, the founder of the Wolf Trap Farm Park for the Performing Arts.

Accordingly, Chairman Hanley asked unanimous consent that the Board direct staff to examine the possibility of renaming Trap Road and advise what would be involved if this action is taken. Without objection, it was so ordered.

45. **WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) DEVELOPMENT PROPOSALS** (Tape 5)

Chairman Hanley stated that the Washington Metropolitan Area Transit Authority (WMATA) has issued a Joint Development Request for Proposals (RFPs) for various Metro properties. Among the properties is Metro-owned land at the West Falls Church Metrorail Station. While the land is zoned residential, it is currently being used for the parking lots, as well as the bus and kiss and ride areas.

With a notation of her surprise in finding West Falls Church still on WMATA's list for

redevelopment, Chairman Hanley asked unanimous consent that the Board direct staff to determine what process was used to identify these sites and what input the County had into the process. Without objection, it was so ordered.

46. **NATIONAL ENVIRONMENTAL POLICY ACT AND ARMY REGULATION REVIEW AT FORT BELVOIR** (Tape 5)

Chairman Hanley called the Board's attention to the National Environmental Policy Act and Army Regulation Review on the Electromagnetic Pulse Hardness Verification Testing at Fort Belvoir and asked unanimous consent that the Board forward this report to staff for review and comments. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

47. **REQUEST TO DECENTRALIZE TRAINING SESSIONS BY REGISTRAR'S OFFICE** (Tape 5)

Supervisor Hyland called the Board's attention to a suggestion recently made by one of his constituents, Mr. Peter Brintzer, to find a better way to train volunteers who work at polling places in Fairfax County.

Currently, the Electoral Board requires citizens to attend a training session before each Election Day to prepare them for each upcoming election period. These training sessions are held in the Fairfax County Government Center causing volunteers, many of whom are retired senior citizens, to have to drive a considerable distance to the Center to receive their training. The size of the room and the poor acoustics last year were reported to be inaudible by many.

Supervisor Hyland noted that Mr. Brintzer's suggestion is that the establishment of three or four training sites throughout Fairfax County would work better from the citizens' point of view and certainly would encourage more vigorous participation in this effort. For example, it would not be necessary to have training sessions in each Supervisor District, but rather conduct a shared location for training poll attendants for Mount Vernon, Lee, and Springfield Districts in one governmental center and Mason and Braddock Districts in another, for example. It would then offer the citizen volunteer an opportunity to train at the site closest to his or her home.

Therefore, Supervisor Hyland asked unanimous consent that the Board direct staff to:

- Review the possibility of decentralizing the training program for citizens who wish to participate in working at the election polling places; and
- Provide a recommendation to the Board on July 8, 1996.

Without objection, it was so ordered.

48. **PARKING ON PUBLIC STREETS** (Tape 5)

Supervisor Hyland stated that during the Board meeting of February 26, 1996, he asked

for and received the Board's support in requesting the County Attorney to review and render an interpretation to determine if the Board has the appropriate legislative authority to implement a regulation to limit parking on public streets.

Subsequently, David P. Bobzien, County Attorney, opined that under Section 46.2-1222 of the *Code of Virginia*, Fairfax County does have authority to restrict or prohibit parking on any part of the State secondary system and to base such restrictions on classifications of vehicles. To date, Fairfax County has not adopted any local Ordinance to do this.

During the 1996 Session of the Commonwealth's General Assembly, it considered and subsequently passed House Bill 1141 that pertains to parking commercial vehicles in residential neighborhoods. According to the memorandum the Board received from the County Attorney, a multi-agency review of County parking restrictions is underway.

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

- Complete its review of County parking restrictions;
- Report its findings to the Board;
- Advise whether it is necessary to draft an Ordinance that could restrict and/or prohibit parking on any part of the State secondary system; and
- Respond before the Board adjourns for its annual recess on August 5, 1996.

This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

49. **PUBLIC MEETING ON THE ROUTE ONE CORRIDOR STUDY** (Tape 5)

Supervisor Hyland announced a public meeting to be held on Tuesday, June 25, 1996, at the Mount Vernon Governmental Center, for discussion of the Route One Corridor Study, which is the study that has been funded by the State to examine the Route One Corridor from the City of Alexandria into Prince William County. The meeting begins with an Open House from 5:00 p.m. - 7:00 p.m., with a presentation on existing and future conditions from 7:00 p.m. - 7:30 p.m., and a discussion period from 7:30 p.m. - 9:00 p.m. with questions and answers. All citizens residing in the Route One Corridor are invited to attend this discussion about the future of Route One, Richmond Highway, as a transportation corridor.



PMH:pmh

50. **PROPOSED COUNTY HOLIDAY FOR FRIDAY, JULY 5, 1996** (Tape 6)

Supervisor Gross said that the State of Virginia has granted July 5, 1996 as an additional holiday for its employees. She said that the Employees Advisory Council (EAC) has requested that the Board do the same for Fairfax County employees.

To bring County staff in line with State offices, Supervisor Gross moved that the Board approve an additional holiday on Friday, July 5, 1996 for its employees subject to the rules governing essential employees. This motion was seconded by Supervisor Hyland.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Bulova asked unanimous consent that the Board defer this issue until later in the day to allow staff time to report with information regarding the costs of the day.

Supervisor Dix asked to amend the request to direct staff to report with a history and disposition of similar requests for the past few years, and this was accepted.

Supervisor Kauffman asked to amend the request to direct staff to report with information regarding the energy savings realized by shutting down some of the buildings that are normally open, and this was accepted.

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

(NOTE: Later in the meeting, action was taken by the Board on this item. See Clerk's Summary Item CL#100.)

51. **COMPUTER SOFTWARE SPENDING** (Tape 6)

Supervisor Gross referred to an article in the *Washington Post* about the County's computer software spending. The article noted that the County has spent \$350,000 on a Group Decision Support Center.

Supervisor Gross asked unanimous consent that the Board direct staff to report with the following information:

- How the \$350,000 was spent;
- A cost breakdown of the \$350,000 the County spent on its Group Decision Support Center including an itemization of software licenses and a listing of software and hardware vendors;
- Did the County write its own Computer Assisted Group Process Tools software or did it purchase it from a vendor, and if so, which vendor and how much were the licensing fees; and
- Identify any purchases that were not done through a competitive bidding process.

Without objection, it was so ordered.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board encourage the School System not to make the same investment. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Kauffman asked unanimous consent that the Information Subcommittee schedule a meeting as soon as possible regarding the automation prioritization and focusing efforts in automation. Without objection, it was so ordered.

52. **FAIRFAX COUNTY - "HOME OF THE 1998 WORLD CONGRESS ON INFORMATION TECHNOLOGY"** (Tape 6)

Supervisor Gross said that Fairfax County has been awarded the privilege of hosting the 11th World Congress on Information Technology, to be held in June 1998, at George Mason University (GMU).

Supervisor Gross suggested that signage be installed at Dulles Airport, along the Toll Road, and at other selected gateways to the County, proclaiming "Fairfax County - Home of the 1998 World Congress on Information Technology." In addition, the County's new "home page," stationery, printed materials, business cards, and the like, could also contain this or similar language.

Therefore, Supervisor Gross moved that the Board direct staff to determine the feasibility of having such signs installed, as well as what County efforts can be undertaken to disseminate the information in other creative ways. This motion was seconded by Supervisor Connolly.

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

53. **ADDITIONAL PARCELS ADDED TO OUT-OF-TURN PLAN AMENDMENT S96-I-A1** (Tape 6)

Supervisor Gross said that on May 20, 1996, the Board directed staff to consider an Out-of-Turn Plan Amendment for Tax Map Reference 71-3((8)), 7 and 8, to permit an elderly housing project. An initial analysis has determined the need to make the study more comprehensive by including surrounding parcels.

Supervisor Gross moved that the Board direct staff to add Tax Map Reference 71-3((8)) 7A, 9, and 9A to Out-of-Turn Plan Amendment S96-I-A1. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

54. **CARRINGTON WILLIAMS, LONG-TIME MASON DISTRICT RESIDENT, AND FORMER MEMBER OF THE VIRGINIA HOUSE OF DELEGATES, RETIRES AFTER 16 YEARS OF SERVICE ON THE WASHINGTON AIRPORTS TASK FORCE** (Tape 6)

Supervisor Gross announced that Carrington Williams, a long-time Mason District resident, and former member of the Virginia House of Delegates, is retiring after 16 years of service as the founding Chairman of the Washington Airports Task Force.

Supervisor Gross moved that the Board direct staff to invite Mr. Williams to appear before the Board to be recognized for his outstanding contribution to Fairfax County and the entire metro region. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

55. **J. SIDNEY HOLLAND, SR. RETIRES FROM THE FAIRFAX COUNTY HUMAN RIGHTS COMMISSION** (Tape 6)

(BACs)

Supervisor Gross announced that J. Sidney Holland, Sr., a long-time Mason District resident, is retiring from the Fairfax County Human Rights Commission where he has served since 1975.

Supervisor Gross moved that the Board direct staff to invite Mr. Holland, Sr. to appear before the Board to be recognized for his many years of service to the community. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

56. **MASON DISTRICT TOWN MEETING - MONDAY, JUNE 24, 1996** (Tape 6)

Supervisor Gross announced that her second Mason District Town meeting will be held on Monday, June 24, 1996 from 7:00 p.m. until 8:30 p.m. at the Baileys Crossroads Community Center, located at 5920 Summers Lane.

Supervisor Gross said that residents are invited to come and discuss all issues and problems that are of concern to them. Representatives from the Fairfax County Police and the Office of Comprehensive Planning, Zoning Administration Division, Zoning Enforcement Branch will be in attendance, as well as Fred Ward, Mason District Representative to the School Board.

57. **OPPOSITION TO THE CLOSING OF BRANCH TAX ASSESSMENT OFFICES**  
(Tape 6)

Supervisor Kauffman said that citizens continue to express outrage over the closing of Branch Tax Assessment Offices. He noted that there are numerous reasons for the strong opposition to the closing of the offices.

Supervisor Kauffman stated that it is imperative that two Branch Tax Assessment Offices be kept open on a part time basis, one in Franconia and one in McLean. He suggested the following methods for cost savings to offset this figure:

- Slight adjustment of the high end of the income and asset limit on tax-relief program; and
- Charging customers for copying services.

Supervisor Kauffman noted that funds would not be available until Fiscal Year (FY) 1998.

However, Supervisor Kauffman moved that the Board direct staff to report with an Administrative Item regarding charging fees for copying at the Department of Tax Administration. This motion was seconded by Supervisor Hyland.

Following discussion, Supervisor Bulova asked to amend the motion to direct staff to report with information in writing on:

- How the County is going to prepare for additional transactions at the Government Center; and
- How soon will the kiosks be available.

This was accepted.

Supervisor Dix asked to amend to the motion to direct staff to report with an "exit strategy" in writing, prior to June 30, 1996, and this was accepted.

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

58. **LOCAL TECHNOLOGY ZONES** (Tape 6)

Supervisor Kauffman distributed to Board Members a copy of State law concerning the creation of local technology zones that goes into effect July 1, 1996. He asked unanimous consent that the Board direct staff to review it for possible implementation, especially in the revitalization and redevelopment areas. Without objection, it was so ordered.

59. **INTENT TO DEFER THE PUBLIC HEARING ON REZONING APPLICATION RZ 95-L-060 (CHARLES E. SMITH RESIDENTIAL REALTY, LIMITED PARTNERSHIP) (LEE DISTRICT)** (Tape 6)

Supervisor Kauffman announced his intent, later in the meeting at the appropriate time, to defer the public hearing on Rezoning Application RZ 95-L-060 until **July 8, 1996 at 4:30 p.m.**

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Summary Item CL#102.)

60. **INTENT TO DEFER THE PUBLIC HEARING ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-077-2 (FIRST UNION NATIONAL BANK OF VIRGINIA) (LEE DISTRICT)** (Tape 6)

Supervisor Kauffman announced his intent, later in the meeting at the appropriate time, to defer the public hearing on Proffered Condition Amendment Application PCA 86-L-077-2 until **July 8, 1996 at 4:00 p.m.**

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Summary Item CL#123.)

61. **REQUEST TO DEFER INDEFINITELY OUT-OF-TURN PLAN AMENDMENT S95-II-F1** (Tape 6)

Supervisor Connolly said that on October 16, 1995, the Board authorized Out-of-Turn Plan Amendment S95-II-F1 for property located in the vicinity of the intersection of Chain Bridge Road and Hunter Mill Road.

In light of concerns that have been raised by the community, Supervisor Connolly moved that:

- Consideration of Out-of-Turn Plan Amendment S95-II-F1 be deferred indefinitely; and
- The Planning Commission be directed to consider deferral of this item rather than conduct its public hearing on June 20, 1996.

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

62. **DEFERRAL OF THE PUBLIC HEARING ON OUT-OF-TURN PLAN AMENDMENT S96-II-M1** (Tape 6)

Supervisor Connolly stated that the Planning Commission has deferred its decision on Out-of-Turn Plan Amendment S96-II-M1 until July 24, 1996. Therefore, Supervisor Connolly announced that the public hearing before the Board on Out-of-Turn Plan Amendment S96-II-M1 has been deferred until August 5, 1996.

63. **INTENT TO DEFER THE PUBLIC HEARING ON PROFFERED CONDITION AMENDMENT/FINAL DEVELOPMENT PLAN AMENDMENT APPLICATION PCA/FDPA 85-P-038 (LEHNDORFF TYSONS PROPERTY JOINT VENTURE) (PROVIDENCE DISTRICT)** (Tape 6)

Supervisor Connolly announced his intent, later in the meeting, at the appropriate time, to defer the public hearing on Proffered Condition Amendment/Final Development Plan Amendment Application PCA/FDPA 85-P-038.

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Summary Item CL#104.)

64. **RESIGNATION OF MS. LILYAN SPERO FROM THE HUMAN SERVICES COUNCIL** (Tape 6)

(BACs)

Supervisor Connolly announced the resignation of Ms. Lilyan Spero from the Human Services Council. Therefore, Supervisor Connolly moved that the Board direct staff to invite Ms. Spero to appear before the Board to be recognized for her service to Fairfax County. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor McConnell being out of the room.

65. **REQUEST FOR OFFICE OF TRANSPORTATION TO CONFER WITH THE STATE DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION AND METRO REGARDING THE PLANNED GARAGE AT THE VIENNA METRO STATION** (Tape 6)

Supervisor Connolly said that a Request for Proposal (RFP) is about to be issued for the design of the planned garage at the Vienna Metro station in Providence District. He added that the site is divided into four quadrants, the largest of which is the southwest quadrant. There has been some question as to whether the RFP which the State Department of Rail and Public Transportation ultimately issues will specify either which quadrant the new garage will be located on, or how many spaces are needed. The question of location, height, capacity and many other issues has a direct impact on neighborhoods which surround the site.

Supervisor Connolly moved that the Board:

- Direct the Office of Transportation to contact the State Department of Rail and Public Transportation and Metro to obtain a status report and a timeline;
- Direct staff to set up a process by which the citizens of Providence District neighborhoods surrounding the Vienna Metro station have input into the design of this project; and
- Direct staff to advise the Washington Metropolitan Area Transit Authority (WMATA) of the need to follow Fairfax County's zoning processes applicable to this expansion before the RFP is issued.

This motion was seconded by Chairman Hanley.

Following discussion, Supervisor Dix asked to amend the motion to include in addition to the Hunter Mill District and the Providence District the following areas that would have input into the design of the project:

- The Town of Vienna; and
- City of Fairfax.

This was accepted.

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

66. **LETTER TO THE UNITED STATES (U.S.) DEPARTMENT OF TRANSPORTATION REGARDING NOTIFICATION OF PUBLIC MEETINGS**  
(Tape 6)

Supervisor Connolly said that last week the United States (U.S.) Department of Transportation held an Intermodal Surface Transportation Efficiency Act (ISTEA) community forum, "Focus on Safety," at the Sheraton Premier at Tysons Corner, one of many being held nationwide as part of the ISTEA reauthorization process. He said that his office had no notice of this "community" outreach program, held in Providence District.

Because it is crucial that the Board and the citizens have input into the ISTEA reauthorization, Supervisor Connolly moved that the Board authorize the Chairman to write to the Congressional representatives and the United States (U.S.) Department of Transportation and request that the Board be notified of any "community forums" or public meetings relating to ISTEA or other issues. This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Bulova and Supervisor McConnell being out of the room.

67. **ADDITION OF "CREATION OF POSITIONS" CATEGORY IN ALL BOARD ITEMS CONCERNING ACCEPTANCE OF GRANTS OR OTHER FUNDING**

(Tape 6)

Supervisor Connolly said that the Board needs to be diligent in safeguarding against the creation of new positions through grants or other outside funding, a practice which has in the past caused the Board to create jobs and services that need to be funded by County tax dollars once the grant expires. Often the items included in the Board package indicate when a grant will result in adding positions, but this practice is not consistent and it does not always call attention to the potential fiscal impact once the grant runs out.

Supervisor Connolly moved that the Board direct staff to create a new category in the text of Board items regarding acceptance of grants or other monies, entitled "Creation of Positions", in which it will be noted whether positions would be created by the grant and, if so, what the need for continuing those positions with County funds might be when the grant expires. Under this motion, this category would appear whether or not positions would be created, in the same way the category "Fiscal Impact" appears whether or not there is an impact, and wording such as, "No positions would be created by this grant," would appear underneath. This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Bulova and Supervisor Dix being out of the room.

68. **HEALTH CARE ADVISORY BOARD - IMPACT OF PENDING FEDERAL IMMIGRATION LEGISLATION** (Tape 6)

(BACs)

Supervisor Connolly referred to a memorandum that he had received from Marlene W. Blum, Chairman, Health Care Advisory Board, expressing concerns based on the *Washington Post* article about impending federal immigration legislation that would bar legal immigrants from receiving many benefits.

Supervisor Connolly asked unanimous consent that the Board direct the Chairman to write Congressional representatives expressing the Board's concerns about the pending legislation.

Following discussion, Supervisor Dix asked that the request be deferred until later in the day to allow him time to obtain further information. Without objection, it was so ordered.

(NOTE: Later in the meeting, the Board took action on this item. See Clerk's Summary Item CL#99.)

69. **RECOGNITION OF MS. ROSE LAMBERT** (Tape 6)

Supervisor Mendelsohn recognized Ms. Rose Lambert, Administrative Aide to Supervisor Hyland, for graduating from the Leadership Fairfax program.



70. **INVITATION TO HERNDON, MCLEAN AND LANGLEY HIGH SCHOOL ATHLETIC TEAMS TO APPEAR BEFORE THE BOARD** (Tape 6)

Supervisor Mendelsohn moved that the Board direct staff to invite the:

- Herndon High School Baseball and Soccer teams to appear before the Board on July 22, 1996 to be recognized for their accomplishments this year;
- McLean High School Girls Lacrosse and Boys Gymnastics teams to appear before the Board on July 22, 1996 to be recognized for their accomplishments; and
- Langley High School Girls Softball and Boys Soccer teams to appear before the Board on July 22, 1996 to be recognized for their accomplishments.

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

**NV:nv**

71. **ANNOUNCEMENTS OF INTENTIONS TO DEFER PUBLIC HEARINGS** (Tape 7)

Supervisor Dix announced his intent to defer the public hearing on Out-of-Turn Plan Amendment S96-III-UP1 for Land Unit F of the Reston-Herndon Suburban Center, including the Sheraton Reston Hotel Site, scheduled for 4:30 p.m. today, until **July 8, 1996 at 4:30 p.m.**

Supervisor Dix announced his intent to defer the public hearing on the amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding uses allowed in the Convention/Conference Center Designation of the PRC District, scheduled for 4:30 p.m. today, until **July 8, 1996 at 4:30 p.m.**

(NOTE: Later in the meeting, at the appropriate time, these public hearings were formally deferred. See Clerk's Summary Items CL#124 and CL#125.)

72. **EXPRESSION OF APPRECIATION TO STAFF INVOLVED WITH LAKE ANNE REDEDICATION CEREMONY** (Tape 7)

Supervisor Dix expressed his appreciation to the staff of the Department of Housing and Community Development (HCD) for their efforts on behalf of the Lake Anne Rededication Ceremony which took place this past weekend. He also expressed his appreciation to Chairman Hanley for participating in the ceremonies. He particularly acknowledged the efforts of:

- Walter D. Webdale, Director, HCD;

- Michael J. Scheurer, Director, Division of Housing Development, HCD;
- Cynthia J. Ianni, staff, HCD; and
- Mary Stevens, Director, Public Information, HCD.

73. **CELEBRATION OF THE THIRD ANNIVERSARY OF THE PIT TEEN CENTER**  
(Tape 7)

Citing the celebration of the third anniversary of the Pit Teen Center in Reston held this past weekend, Supervisor Dix extended his congratulations to the staff of the Department of Community Services and Recreation for their efforts as well as the efforts of the community organizations that have collaborated to make that teen center a model for the creation of teen centers throughout the County.

74. **TRANSPORTATION MANAGEMENT ASSOCIATION (TMA) ITEM REGARDING BUS SERVICE IN RESTON** (Tape 7)

Supervisor Dix called the Board's attention to an item from the Transportation Management Association (TMA) in Reston which he had circulated to the Board. He noted that TMA has been working with him on alternatives to the loss of the Reston Express bus service and on some of the matters dealing with the Reston Internal Bus System (RIBS) service. He asked unanimous consent that the Board refer this item to staff for a response. Without objection, it was so ordered.

75. **CONCURRENT PROCESSING FOR CONCEPT PLAN AMENDMENT APPLICATION CPA 89-C-025** (Tape 7)

Supervisor Dix stated that Reston Land Corporation has submitted Concept Plan Amendment Application CPA 89-C-025 for Section 933, the Town Center "West Market" project, to change the previously approved mix of the type of residential units. This application is currently being reviewed by staff in the Office of Comprehensive Planning (OCP).

Accordingly, Supervisor Dix moved that the Board authorize the Director of the Department of Environmental Management (DEM) to accept the Preliminary Site Plan and Final Site Plan for Reston Section 933 for concurrent processing with the Concept Plan Amendment. He noted that this motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations, or adopted standards, and it does not prejudice the consideration of the Concept Plan Amendment application in any way. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Connolly being out of the room.

76. **RECOGNITION OF COLONEL AND MRS. ROSS ROGERS AS WELL AS MS. RITA ROGERS-SUDER** (Tape 7)

Supervisor Dix stated that after Colonel Ross Rogers had already retired twice, once from the Air Force and then from a Civil Service position in the Office of the Secretary of Defense, he and his wife Jane decided to start their own school. For approximately 25 years, Colonel and Mrs. Rogers have operated the Tara Christian School, first in the Vienna area, then in their current location on Sunset Hills Road. Their daughter, Rita Rogers-Suder joined the school in 1977 and has been the school principal.

Supervisor Dix noted that throughout the school's history, the Rogers emphasized moral precepts and a classical rigorous curriculum deemed critical to academic success. He asserted that the Rogers family has touched the lives of thousands of children and their families with their love and commitment to Christian education.

In recognition of the fact that the Rogers have sold the school and will move on to another phase of their lives, Supervisor Dix moved that the Board direct staff to invite Colonel and Mrs. Rogers and their daughter Ms. Rita Rogers-Suder to appear before the Board to be recognized and thanked for their years of dedication and commitment to the education of children in the community. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

77. **CLOSURE OF CORONATION DRIVE AND OPENING OF NEW PARKLAND DRIVE** (Tape 7)

Supervisor Dix stated that the existing intersection of the Fairfax County Parkway and Coronation Drive was originally established as a temporary intersection in accordance with the County Comprehensive Plan. Coronation Drive is to be closed at such time as New Parkland Drive is connected and open to Tatnuck Court. The adjacent Monroe Manor development has now constructed New Parkland Drive and the connection to Tatnuck Court. Currently this connection is barricaded. In addition, Church Street Group L.P. in April 1995 agreed as part of Proffered Condition Amendment Application PCA 80-C-061 to escrow funds to construct a neighborhood park once the right-of-way of Coronation Drive is abandoned. Church Street has also agreed to perform or contract the construction of the neighborhood park once Coronation Drive has been properly abandoned and conveyed and the pavement is demolished by the County or State within two years of the date of the agreement.

Supervisor Dix stated that the Walney Woods Homeowners have requested his assistance in initiating the process of opening the connection to New Parkland Drive and closing the Coronation Drive intersection with the Parkway to allow Church Street to begin their work on the neighborhood park as early as possible. The Monroe Manor development is aware of the Church Street agreement and has agreed to open New Parkland Drive to Tatnuck Court at any time to meet the timetable for the closure of Coronation Drive, the abandonment of the right-of-way, and the subsequent construction of the neighborhood park.

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

- Initiate the process of coordinating the opening of the New Parkland Drive connection and the closure of the Coronation Drive/Fairfax County Parkway intersection with the Virginia Department of Transportation (VDOT) and the Monroe Manor development;
- Begin the process of abandoning and conveying the right-of-way of the portion of Coronation Drive to be closed; and
- Prepare the necessary plat and legal description as soon as possible to expedite the processing of the abandonment to meet the agreement time limit of April, 1997.

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

78. **RECOGNITION OF MARY ALICE GLENN, COMMUNITY OUTREACH COORDINATOR FOR RESTON INTERFAITH** (Tape 7)

Supervisor Dix announced that Ms. Mary Alice Glenn is retiring as Community Outreach Coordinator for Reston Interfaith. She has a 20 year legacy of community service, much of it spent assisting families and individuals in crisis. Supervisor Dix stated that she has come to be viewed as an institution not just in the Reston Community, but throughout the County.

Accordingly, Supervisor Dix moved that the Board direct staff to invite Ms. Glenn to appear before this Board to be recognized and thanked for her years of distinguished service to Reston and the entire County. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

79. **REQUEST FOR INFORMATION REGARDING PLACEMENTS OUTSIDE THE COUNTY** (Tape 7)

Supervisor Dix stated that he had recently been made aware of a situation where an individual was referred by the Department of Family Services to a group home treatment facility outside of the County area. He asked unanimous consent that the Board direct staff to provide information about the cited case, within the confines of privacy issues, as well as general information regarding the:

- Decision-making process for referrals to facilities outside of the County at high costs to the County; and
- Requirements relating to these decisions.

Chairman Hanley summarized the request as directing staff to outline the process and considerations without jeopardizing the identity of the individual in the cited case. Following discussion, Supervisor Hyland asked to amend the request to direct staff to

also provide a report regarding the number of persons within the last year who have been sent outside of the County, and this was accepted.

Supervisor Dix asked to amend his request to direct staff to differentiate the decision-making process between those cases with and without statutory requirements, and this was accepted.

Following further discussion, the request, as amended, was so ordered.

80. **RAFT RACE** (Tape 7)

In a light-hearted spirit, Supervisor Frey warned the Board that he and Supervisor Bulova, members of the Raft Committee, might have other commitments for the July 4, 1996 Raft Race with the Stafford County Board of Supervisors and that the race challenge may have to be reissued.

A brief discussion ensued.

81. **EXTENSION OF REVIEW TIME FOR PUBLIC FACILITIES APPLICATION 456-Y-96-4, BELL ATLANTIC NYNEX MOBILE, INCORPORATED** (Tape 7)

Supervisor Frey stated that Bell Atlantic NYNEX Mobile, Incorporated has submitted Public Facilities Application 456-Y96-4 to construct a cellular telecommunications facility at an existing telecommunications switching station located at 3675 Centerview Drive. To accommodate the additional review time required for this application, he moved that the Board extend the application review period for Public Facilities Application 456-Y96-4 until December 17, 1996. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

There was a brief discussion of this item.

82. **CONCURRENT PROCESSING OF THE PLANS ASSOCIATED WITH VARIANCE APPLICATION VC-96-Y-077 IN THE NAME OF THEODORE JACKSON** (Tape 7)

Supervisor Frey stated that the public hearing for Variance Application VC-96-Y-077, in the name of Theodore Jackson, is scheduled before the Board of Zoning Appeals (BZA) on August 13, 1996. The application is to allow a simple subdivision and variance of lot width requirements to construct a single family dwelling on family owned property located on Tax Map 65-1((1)) parcel 27.

Because of contractual and financial commitments, and the unanticipated lengthy period of time it took the applicant's agent to familiarize herself with the process and reach public hearing stage, Supervisor Frey moved that the Board authorize concurrent processing of the

plans associated with the application pending action by the BZA. He noted that the applicant understands that this action does not assure approval nor does it forgive any requirements that may result from actions taken by the BZA on the application. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

83. **CONCURRENT PROCESSING OF THE SITE PLAN ASSOCIATED WITH THE SPECIAL PERMIT APPLICATION FOR PHILBIN'S HEALTH AND FITNESS CENTRE** (Tape 7)

Supervisor Frey stated that Philbin's Health and Fitness Centre, located at 13830 Braddock Road in Centreville, Tax Map 54-4((1))87-F will soon submit a Special Permit application to the Board of Zoning Appeals (BZA) for an outdoor commercial recreation facility for use as a rollerblading rink.

Supervisor Frey moved that the Board authorize concurrent processing of the Site Plan associated with the proposed pending action by the BZA on the Special Permit application. He noted that the applicant understands that approval of this motion does not assure approval of the application nor does it forgive the applicant of any requirements that may result from actions taken by the BZA at the public hearing. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

84. **KENNELS IN INDUSTRIAL DISTRICTS** (Tape 7)

Supervisor Frey stated that it has been called to his attention that kennel operations are not allowed in Industrial Zones as a Special Permit use unless the kennel is associated with, and subordinate to, scientific research.

Accordingly, Supervisor Frey moved that the Board:

- Refer this item to staff for consideration of a Zoning Ordinance Amendment that would allow kennels by Special Permit in Industrial Zones; and
- Refer this item to the Development Process Committee for prioritization in the workload.

This motion was seconded by Supervisor Hyland and carried by unanimous vote.

85. **BLUE PLAINS WASTEWATER TREATMENT PLANT** (Tape 7)

Supervisor Frey stated that he had read an article in the newspaper regarding the situation at the Blue Plains Wastewater Treatment Plant (BPWTP) and he took note of a quotation by an official of the District of Columbia (DC) regarding the ownership and operation of the BPWTP.

Supervisor Frey moved that the Board go on record as endorsing the lawsuit regarding the BPWTP that has been filed by Virginia Attorney General James Gilmore. This motion was seconded by Supervisor Dix.

Following discussion, with input from David P. Bobzien, County Attorney, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent to defer this item until after Executive Session to achieve an understanding of the County's risk. Without objection, it was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

A brief discussion continued.

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

86. **NO BOARD MATTERS FOR BRADDOCK DISTRICT SUPERVISOR BULOVA**  
(Tape 7)

Supervisor Bulova stated that she had no Board Matters to present today.

87. **PRINCE OF PEACE LUTHERAN CHURCH SPECIAL EXCEPTION APPLICATION** (Tape 7)

Supervisor McConnell stated that the Prince of Peace Lutheran Church has filed a Special Exception Application for an addition to the church. The public hearing to be held before the Planning Commission is scheduled for July 24, 1996. Citing time as a critical factor, Supervisor McConnell moved that the Board direct staff to schedule the public hearing before the Board on August 5, 1996. This motion was seconded by Supervisor Dix and carried by unanimous vote.

88. **SPECIAL PERMIT AMENDMENT APPLICATION SPA 91-S-056 BY AMERICAN PERSONAL COMMUNICATIONS** (Tape 7)

Supervisor McConnell stated that the Board is the owner of the parcel of land located at 12111 Braddock Road, Tax Map 67-1-((1))35. American Personal Communications is applying for a Special Permit Amendment and a Public Facilities 456 determination to construct a telecommunications facility including a 175 foot monopole adjacent to the Mott Community Center on this parcel.

Accordingly, Supervisor McConnell moved that the Board concur in the filing of an application for Special Permit Amendment Application SPA 91-S-056 by American Personal Communications. She noted that this motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations, or adopted standards and does not prejudice the consideration of the application in any way. This motion was seconded by Supervisor Bulova.

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

89. **REGULATORY REVIEW PLAN OF THE ECONOMIC ADVISORY COMMISSION (EAC)** (Tape 7)

Supervisor McConnell presented the Regulatory Review Plan which was developed by the Regulatory Subcommittee of the Economic Advisory Commission (EAC) and was approved by the EAC on Thursday, June 13, 1996. She outlined the history of the development of this Plan.

Noting that the implementation of the Plan is critical to the County's remaining competitive in attracting and retaining businesses and that a healthy economy creates a tax base to support excellence in education, provides the means to protect vulnerable citizens, and sustains a high quality of life within the County, Supervisor McConnell, in conjunction with Supervisor Connolly and Supervisor Kauffman, moved that the Board direct staff to include the Regulatory Review Plan as a Consideration Item for the Board meeting scheduled for July 22, 1996. This motion was seconded by Supervisor Bulova.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to direct staff to review this item to include the fiscal impact, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor McConnell asked to amend her motion to direct staff to provide an opportunity for the EAC to make a brief presentation and answer questions, and this was accepted.

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

90. **AFFORDABLE DWELLING UNITS (ADUs)** (Tape 7)

Supervisor McConnell reported that she had received a telephone call regarding the proposed payment to agents to find people to buy Affordable Dwelling Units (ADUs) and asked that the Board direct staff to provide an update on the demand for ADUs. Chairman Hanley responded that she had made an inquiry to that effect and that she would circulate to the Board the written response that she had received.

Discussion continued regarding this matter.

91. **RECESS/EXECUTIVE SESSION** (Tape 7)

At 2:10 p.m., Supervisor Connolly moved that the Board recess and go into Executive Session for discussion or consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the Agenda as well as for discussion of actual and probable litigation and other specific legal matters requiring the provision of legal counsel, as well as:

- *Fair Oaks Motel versus Board of Supervisors of Fairfax County,*



At Law Number 137125;

- Commonwealth of Virginia State Water Control Board's Occoquan Policy, VR680-11-05;
- Fairfax County Redevelopment and Housing Authority (RHA) \$190,440 Loan to Fairfax Affordable Housing Incorporated, Lockheed Boulevard Project; and
- Commonwealth of Virginia's Suit against the District of Columbia (DC) and the United States Environmental Protection Agency (EPA) concerning Blue Plains.

The second to this motion was inaudible.

Chairman Hanley announced that the Board would immediately proceed to lunch and convene Executive Session at 2:30 p.m.

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

At 4:40 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

#### **ACTIONS FROM EXECUTIVE SESSION**

92. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 8)

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

93. **AUTHORIZATION OF THE SETTLEMENT OF FAIR OAKS MOTEL VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, AT LAW NUMBER 137125** (Tape 8)

Supervisor Frey moved that the Board authorize the settlement of *Fair Oaks Motel versus Board of Supervisors of Fairfax County*, At Law Number 137125, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

94. **AUTHORIZATION OF THE SETTLEMENT OF WEISSBERG CORPORATION AND WEISSBERG LAND CORPORATION VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, ET AL., AT LAW NUMBER 137266** (Tape 8)

Supervisor Frey moved that the Board authorize the settlement of *Weissberg Corporation and Weissberg Land Corporation versus Board of Supervisors of Fairfax County, et al.*, At Law Number 137266 according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Dix and carried by unanimous vote.

95. **AUTHORIZATION OF THE SETTLEMENT AGREEMENT BETWEEN THE FAIRFAX COUNTY BOARD OF SUPERVISORS AND THE SHIRLEY CONTRACTING CORPORATION, INCORPORATED, I-95 LANDFILL, PHASE I, FINAL CLOSURE CONTRACT** (Tape 8)

Supervisor Bulova moved that the Board authorize the settlement agreement between the Fairfax County Board of Supervisors and the Shirley Contracting Corporation, Incorporated, I-95 Landfill, Phase I, Final Closure Contract, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

96. **AUTHORIZATION OF THE SETTLEMENT OF LEGENT CORPORATION VERSUS FAIRFAX COUNTY, VIRGINIA, AT LAW NUMBER 148616** (Tape 8)

Supervisor Dix moved that the Board authorize the settlement of *Legent Corporation versus Fairfax County, Virginia*, At Law Number 148616, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

97. **REQUEST FOR MR. NOMAN COLE TO PROVIDE TECHNICAL REVIEW TO THE OCCOQUAN WATERSHED MONITORING COMMITTEE** (Tape 8)

In view of the recent announcement of the Dominion Semiconductor Plant and the need to examine the relation of that proposed facility to the current Occoquan Policy adopted in July, 1971 and as amended through September, 1990, and Mr. Noman Cole's exemplary work as Chairman of the State Water Control Board as well as other efforts and the fact that he was the principal author of the original Occoquan Policy, Supervisor Hyland moved that the Board request Mr. Cole to work with the staff and, on the Board's behalf, to be a part of the ongoing technical review of this proposed project by the Technical Advisory Committee to the Occoquan Watershed Monitoring Committee to provide input to the Board and staff on this issue. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

98. **DENIAL OF CLAIM OF BLAKE CONSTRUCTION COMPANY, INCORPORATED** (Tape 8)

Supervisor Connolly moved that the Board deny the claim of Blake Construction Company, Incorporated as discussed with the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

**ADDITIONAL BOARD MATTERS**

99. **HEALTH CARE ADVISORY BOARD - IMPACT OF PENDING FEDERAL IMMIGRATION LEGISLATION** (Tape 8)

(BACs)

(NOTE: Earlier in the meeting, the Board deferred action on this item. See Clerk's Summary Item CL#68.)

Supervisor Connolly reiterated his pending motion from earlier in the day to authorize the Chairman to correspond with Congressional representatives with respect to issues outlined in the memorandum from Marlene W. Blum, Chairman of the Health Care Advisory Board, dated June 12, 1996 on the impact of pending federal immigration legislation, the denial of certain benefits to legal immigrants. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

100. **PROPOSED COUNTY HOLIDAY FOR FRIDAY, JULY 5, 1996** (Tape 8)

(NOTE: Earlier in the meeting, action on this item was deferred. See Clerk's Summary Item CL#50.)

Supervisor Gross reiterated her pending motion from earlier in the day that the Board approve an additional holiday on Friday, July 5, 1996 for County employees subject to the rules governing essential employees and she cited information provided by staff on similar proposals. This motion was seconded by Supervisor Hyland.

Following a lengthy discussion, the question was called on the motion which **FAILED** by a recorded vote of five, Supervisor Connolly, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, and Chairman Hanley voting "AYE."

101. **BLUE PLAINS WASTEWATER TREATMENT PLANT** (Tape 8)

(NOTE: Earlier in the meeting, action was deferred on this item. See Clerk's Summary Item CL#85.)

Supervisor Frey called the Board's attention to the pending issue of the lawsuit initiated by the Attorney General of the Commonwealth of Virginia regarding the consent decree that was initiated and agreed upon by the Department of Justice and the District of Columbia (DC) regarding the Blue Plains Wastewater Treatment Plant (BPWTP). He acknowledged that there are ongoing efforts on this subject on Capitol Hill.

Supervisor Frey moved that the Board endorse the efforts and actions of the Commonwealth of Virginia in regards to BPWTP. This motion was seconded by Supervisor Dix.

Following discussion, the question was called on the motion which **FAILED** by a recorded vote of six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn voting "AYE."

**AM:am**

102. **3:30 P.M. - PH ON REZONING APPLICATION RZ 95-L-060 (CHARLES E. SMITH RESIDENTIAL REALTY, LIMITED PARTNERSHIP) (LEE DISTRICT)**  
(Tape 9)

Supervisor Kauffman moved to defer the public hearing on the Rezoning Application RZ 95-L-060 until **July 8, 1996 at 4:30 p.m.** This motion was seconded by Supervisor Hyland and **CARRIED** by a recorded vote of nine, Supervisor Connolly abstaining.

103. **3:30 P.M. - PH ON REZONING APPLICATION RZ 95-Y-051 (GLENN W. SAUNDERS, JR., TRUSTEE; E. A. PRICHARD, TRUSTEE; CARRINGTON WILLIAMS, TRUSTEE) (SULLY DISTRICT)** (Tape 9)

- (O) Mr. Gregory A. Riegle reaffirmed the validity of the affidavit for the record.

Mr. Riegle 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.

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

- In the amount of \$200 from Mr. Carrington Williams; and
- Mr. James W. Dyke, Jr. served on the Hanley for Chairman Finance Committee.

Supervisor Connolly disclosed that Mr. James W. Dyke, Jr. served as a member of the Connolly for Supervisor Finance Committee.

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

- In excess of \$200 from Mr. Calhoun Bond.

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

Supervisor Frey moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-Y-051, be amended from the R-C, Water Supply Protection Overlay and Airport Noise Impact Overlay Districts to the PDH-2, Water Supply Protection Overlay and Airport Noise Impact Overlay Districts subject to the execution of the proffers dated June 10, 1996. This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, and Supervisor McConnell, voting "AYE," Supervisor Dix, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

104. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 85-P-038 (LEHNDORFF TYSONS PROPERTY JOINT VENTURE) (PROVIDENCE DISTRICT)** (Tape 9)

Supervisor Connolly moved to defer the public hearing on Proffered Condition Amendment Application PCA 85-P-038 until **July 8, 1996 at 4:30 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Dix, Supervisor Frey, and Chairman Hanley being out of the room.

105. **3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 85-D-062-2 (SAINT LUKE'S SCHOOL) (DRANESVILLE DISTRICT)** (Tape 9)

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

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, Inda Stagg, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Mendelsohn moved:

- Approval of Special Exception Amendment Application SEA 85-D-062-2 subject to the development conditions dated June 14, 1996;
- Modification of the transitional screening requirements; and
- Waiver of the barrier requirements pursuant to Section 13-304 of the Zoning Ordinance.

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

106. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING THE ZONING FEE SCHEDULE** (Tape 9)

Supervisor Mendelsohn moved to defer the public hearing on the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding the Zoning Fee Schedule until **July 8, 1996 at 4:00 p.m.** This motion was seconded by Supervisor Kauffman and carried by a vote of six, Supervisor Connolly, Supervisor Dix, Supervisor Frey, and Chairman Hanley being out of the room.

107. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6, ADOPTION OF STATE LAW** (Tape 9)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 21 and May 28, 1996.

Following the public hearing, Supervisor Mendelsohn moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6, Adoption of the State Law, to reflect the changes made to the *Code of Virginia* by the 1996 General Assembly, **to become effective on July 1, 1996.** This motion was seconded by Supervisor Gross and carried by a vote of seven, Supervisor Bulova, Supervisor Dix, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn "AYE," Supervisor Connolly, Supervisor Frey, and Chairman Hanley being out of the room.

108. **4:00 P.M. - PH ON REZONING APPLICATION RZ 95-H-048 (THE CATHERINE OLIVER MARSHALL IRREVOCABLE TRUST, PEGEEN SWIATEK, TRUSTEE, ET AL) (HUNTER MILL DISTRICT)** (Tape 9)

- (O) Mr. John Bellaschi reaffirmed the validity of the affidavit for the record.

**Inquiry Regarding Request for Disclosures**

Vice-Chairman Hyland inquired as to whether he had called for disclosures on the three public hearings over which he had presided. Following discussion with input by David P. Bobzien, County Attorney, it was determined that there were no disclosures to be made.

Mr. Bellaschi 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.

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

- In excess of \$200 from Mr. Calhoun Bond.

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

Supervisor Dix moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-H-048 be amended from the R-1 and R-2 Districts to the R-2 District subject to the execution of the proffers dated June 14, 1996. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Bulova, Supervisor Dix, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, voting "AYE," Supervisor Connolly, Supervisor Frey, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

109. **4:00 P.M. - PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 22 (HAIRDRESSING ESTABLISHMENTS) TO CONSIDER THE REPEALING, IN ITS ENTIRETY, THE REGULATIONS REGARDING HAIRDRESSING ESTABLISHMENTS** (Tape 9 )

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1996.

Following the public hearing, which included testimony by three speakers, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 22 (Hairdressing Establishments) to repeal, in its entirety, the regulations regarding hairdressing establishments **to become effective on July 1, 1996 at 12:01 a.m.** This motion was seconded by Supervisor Connolly.

Following discussion, with input by Dennis Hill, Director, Division of Environmental Health, Department of Health, the question was called on the motion which **CARRIED** by a recorded vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Hyland voting "NAY," Supervisor Dix being out of the room.

110. **4:00 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 30 (MINIMUM FACILITY STANDARDS)**  
(Tapes 9-10)

Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1996.

Following the public hearing, which included testimony by one speaker, Supervisor Frey asked unanimous consent that the Board direct staff to provide information relating to fees that are charged for the inspection required for national accreditation. Without objection, it was so ordered.

Supervisor Connolly asked unanimous consent that the Board direct staff to provide information as to how other jurisdictions handle the cost of these inspections. Without objection, it was so ordered.

Supervisor Connolly moved to defer Board decision on the adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 30 (Minimum Facility Standards) and leave the record open. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Dix being out of the room.

111. **4:00 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 41 (ANIMALS AND FOWL)** (Tape 10)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1996.

Chairman Hanley relinquished the Chair to Acting-Chairman Kauffman and asked unanimous consent that the Board direct staff to make the fiscal impact statement on Board Items clearer. Without objection, it was so ordered.

Acting-Chairman Kauffman returned the gavel to Chairman Hanley.

Following the public hearing, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 41 (Animals and Fowl) to amend and readopt Section 41-6-2, and to repeal in their entirety Sections 41-6-4, 41-6-5, and 41-6-8, **to become effective on July 1, 1996 at 12:01 a.m.** This motion was seconded by Supervisor Kauffman and carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.



112. **4:00 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX TO CONSIDER THE ADOPTION OF FEES FOR HEALTH DEPARTMENT SITE DEVELOPMENT PLAN REVISIONS, BUILDING PERMIT APPLICATION REVIEW, PUBLIC ESTABLISHMENT PLAN REVIEW, AND FOR WELL WATER SAMPLES; AND, THE ADOPTION OF A FEE INCREASE FOR ANNUAL PERMITS FOR SWIMMING POOLS, EVALUATION OF SEPTIC AND WELL SYSTEMS, AND WELL CONSTRUCTION APPLICATIONS** (Tape 10)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 21 and May 28, 1996.

Following the public hearing, which included testimony by four speakers, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax:

- Chapter 43 (Food and Food-Service Establishments) Section 43-1-3;
- Chapter 68 (Individual Sewage Disposal Facilities), Sections 68-1-7, 68-1-8, and 68-1-31;
- Chapter 69 (Swimming Pool Ordinance), Section 69-1-5; and
- Chapter 70 (Water), Sections 70-1-4, 70-1-29, and 70-1-30.

The proposed amendments relate to fees charged for certain regulatory services provided by the Health Department.

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

Supervisor Bulova moved that the Board direct staff to:

- Determine the possibility of pro-rating the cost of inspections for small and seasonal pools; and
- Determine if there can be improvement in the delivery of services that are listed in this item.

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

113. **4:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE) CONCERNING THE APPLICATION DEADLINE FOR REAL ESTATE AND PERSONAL PROPERTY TAX RELIEF APPLICATIONS** (Tape 10)

- (O) Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1996.

Following the public hearing, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Sections 4-14-3 and 4-16.1-5 to change the application cycle for real estate and personal property tax relief applications. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

SBE:sbe

114. **4:30 P.M. - PH ON REZONING APPLICATION RZ 95-L-054 (CLARK L. MASSIE, TRUSTEE) (LEE DISTRICT)** (Tape 11)

- (O) Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.

Mr. Lawrence 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 one speaker, Peter Braham, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Kauffman moved denial of Rezoning Application RZ 95-L-054 from the R-1 District to the R-3 District. This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Bulova, Supervisor Frey, Supervisor Connolly, Supervisor Gross, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

Supervisor Kauffman moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-L-054 be amended from the R-1 to the R-2 District, subject to the execution of the proffers dated May 24, 1996; and
- To return of the Final Engineering Plans to the Planning

Commission for approval prior to the issuance of permits by the Department of Environmental Management (DEM).

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

115. **4:30 P.M. - PH ON REZONING APPLICATION RZ 95-Y-050 (QUAKER/DOYLE LANE, LIMITED PARTNERSHIP) (SULLY DISTRICT)** (Tape 11)

(O) Mr. William C. Thomas, Jr. reaffirmed the validity of the affidavit for the record.

Mr. Thomas 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.

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

- In excess of \$200 from Mr. Bernard M. Fagelson; and
- In excess of \$200 from Mr. Robert L. Travers.

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

- In excess of \$200 from Mr. Bernard M. Fagelson.

Following the public hearing, Denise James, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, 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 95-Y-050 be amended from the R-1 and Water Supply Protection Overlay District to the PDH-2 and Water Supply Protection Overlay District subject to the execution of the proffers dated May 10, 1996; the Planning Commission having previously approved Final Development Plan Application FDP 95-Y-050 on May 8, 1996. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

116. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-L-020-10 (KINGSTOWNE COMMERCIAL LIMITED PARTNERSHIP) (LEE DISTRICT)** (Tape 11)

Supervisor Kauffman moved to defer the public hearing on Proffered Condition Amendment Application PCA 84-L-020-10 until **July 8, 1996 at 4:30 p.m.** for the correction of the affidavit. This motion was seconded by Supervisor Gross and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

117. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-P-005 (AMERICAN NATIONAL RED CROSS) (PROVIDENCE DISTRICT)** (Tape 11)

Mr. Mark E. Brill reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Connolly moved approval of Special Exception Application SE 96-P-005 subject to the development conditions dated May 1, 1996. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, Supervisor Mendelsohn being out of the room.

118. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-H-002 (THE GULICK GROUP) (HUNTER MILL DISTRICT)** (Tape 11)

On behalf of Supervisor Dix, Supervisor Connolly moved to defer the public hearing on Special Exception Application SE 96-H-002 until **July 8, 1996 at 5:00 p.m.** because of an affidavit problem. This motion was seconded by Supervisor Frey and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

119. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-M-026 (MCDONALD'S CORPORATION) (MASON DISTRICT)** (Tape 11)

Supervisor Gross moved to defer the public hearing on Special Exception Application SE 95-M-026 until **September 30, 1996 at 4:00 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

120. **4:30 P.M. - PH ON REZONING APPLICATION RZ 95-D-053 (PINEY RUN L.C.) (DRANESVILLE DISTRICT)** (Tape 11)

(NOTE: On April 29, 1996, the Board held a public hearing on Rezoning Application RZ 95-D-053 and deferred its decision until May 20, 1996. On May 20, 1996 the Board deferred its decision until June 17, 1996.)

On behalf of Supervisor Mendelsohn, Supervisor Kauffman moved to defer the Board decision on Rezoning Application RZ 95-D-053 until **July 8, 1996 at 4:30 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

121. **5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-M-003 (JANICE H. LEVIN) (MASON DISTRICT)** (Tape 11)

Mr. Daniel J. Counselman reaffirmed the validity of the affidavit for the record.

Mr. Counselman 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, Gregg Russ, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Gross moved approval of Special Exception Application SE 96-M-003 subject to the development conditions dated May 15, 1996. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

122. **5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-M-077 (AARON RENTS, INCORPORATED) (MASON DISTRICT)** (Tape 11)

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

Ms. Travesky 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, Gregg Russ, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Gross moved:

- Approval of Special Exception Application SE 95-M-077 subject to the development conditions dated May 1, 1996; and
- Approval of a waiver of the interior parking lot landscaping requirements.

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

123. **5:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-077-2 (FIRST UNION NATIONAL BANK OF VIRGINIA) (LEE DISTRICT)** (Tape 11).

Supervisor Frey moved to defer the public hearing on Proffered Condition Amendment Application PCA 86-L-077-2 until **July 8, 1996 at 4:00 p.m.** This motion was seconded by Supervisor Kauffman and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

124. **5:00 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S96-III-UP1 FOR LAND UNIT F OF THE RESTON-HERNDON SUBURBAN CENTER, INCLUDING THE SHERATON RESTON HOTEL SITE (HUNTER MILL DISTRICT)** (Tape 11)

On behalf of Supervisor Dix, Supervisor Frey moved to defer the public hearing on the proposed Out-of-Turn Plan Amendment S96-III-UP1 for Land Unit F of the Reston-Herndon Suburban Center, including the Sheraton Reston Hotel Site until **July 8, 1996 at 4:30 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

125. **5:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING USES ALLOWED IN THE CONVENTION/CONFERENCE CENTER DESIGNATION OF THE PRC DISTRICT** (Tape 11)

On behalf of Supervisor Dix, Supervisor Frey moved to defer the public hearing on the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding uses allowed in the Convention/Conference Center Designation of the PRC District until **July 8, 1996 at 4:30 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

126. **5:00 P.M. - PH ON REZONING APPLICATION RZ 95-P-030 (EDGEMOORE HOMES, L.L.C.) (PROVIDENCE DISTRICT)** (Tapes 11-13)

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

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

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

- In excess of \$200 from Mr. Michael S. Horwatt to the Hanley for Supervisor Campaign; and
- In excess of \$150 from Mr. Michael S. Horwatt to the Hanley for Chairman Campaign.

Following the public hearing, which included testimony by 15 speakers, Donna McNeally, Branch Chief, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Following discussion, Supervisor Connolly moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-P-030 be amended from the R-2 to the R-3 District subject to the execution of the proffers dated June 14, 1996. This motion was seconded by Supervisor Kauffman and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Hyland, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

**ADDITIONAL BOARD MATTER**

127. **POTOMAC TRIBUTARY STRATEGY FOR NUTRIENT REDUCTION** (Tape 13)

Chairman Hanley stated that she had received a letter from Ms. Becky Norton Dunlop, Commonwealth of Virginia Secretary of Natural Resources, asking the Board as a policy making body, to empower staff to "do more than take notes and report back" in working on the Potomac Tributary Strategy for Nutrient Reduction.

Accordingly, Chairman Hanley relinquished the Chair to Acting-Chairman Bulova and asked unanimous consent that the Board:

- Refer this letter to staff; and
- Direct staff to participate in this process of developing tributary strategies, recognizing the fact that it will involve a significant time commitment.

Without objection, it was so ordered.

Acting-Chairman Bulova returned the gavel to Chairman Hanley.

Supervisor Frey asked unanimous consent that the Board direct staff to convey to the Commonwealth that:

- This is a two-way issue; and
- The Board supports the Commonwealth's financing of the effort.

Without objection, it was so ordered.

128. **5:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-077-2 (FIRST UNION NATIONAL BANK OF VIRGINIA) (LEE DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, this public hearing was deferred. See Clerk's Summary Item CL#123.)

129. **5:00 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S96-III-UP1 FOR LAND UNIT F OF THE RESTON-HERNDON SUBURBAN CENTER, INCLUDING THE SHERATON RESTON HOTEL SITE (HUNTER MILL DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, this public hearing was deferred. See Clerk's Summary Item CL#124.)

130. **5:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING USES ALLOWED IN THE CONVENTION/CONFERENCE CENTER DESIGNATION OF THE PRC DISTRICT** (No Tape)

(Note: Earlier in the meeting, this public hearing was deferred. See Clerk's Summary Item CL #125.)

131. **5:00 P.M. - PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (Tape 13)

Certificates of Publication were filed from the Editor of the *Fairfax Journal*, showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 21 and May 28, 1996.



Citizens and Businesses of Fairfax County are encouraged to present their views on issues of concern. The Board will hear public comment on any issue except: issues under litigation, issues which have been scheduled for public hearing before the Board (this date and future dates), personnel matters and/or comments regarding individuals. Each speaker may have up to three minutes and a maximum of 10 speakers will be heard. Speakers may address the Board only once during a six month period.

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

- Mr. David Minyard regarding speed limits.

132. **BOARD ADJOURNMENT** (Tape 13)

At 9:00 p.m., the Board adjourned.