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

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

BOARD MATTERS

2. **RECOGNITION OF STUDENTS VISITING FROM JAPAN** (Tape 1)

Supervisor Connolly recognized a group of Japanese students currently attending classes at Oakton and James Madison High Schools and warmly welcomed them to the Board Auditorium.

3. **INTRODUCTION OF FAIRFAX COUNTY'S NEW CHIEF OF POLICE, COLONEL J. THOMAS MANGER** (Tape 1)

Robert J. O'Neill, Jr., County Executive, introduced the new Chief of Police for Fairfax County, Colonel J. Thomas Manger, and congratulated him on his promotion.

4. **INTRODUCTION OF NEW CHIEF OF STAFF FOR SPRINGFIELD DISTRICT SUPERVISOR ELAINE MCCONNELL** (Tape 1)

Supervisor McConnell introduced her new Chief of Staff for the Springfield District, Ronald P. Miner, and warmly welcomed him to her staff.

AGENDA ITEMS

5. **CERTIFICATE OF RECOGNITION PRESENTED TO KATIE RUCKERT, JAMES MADISON HIGH SCHOOL, FOR WINNING DISTRICT, REGIONAL, AND STATE TENNIS CHAMPIONSHIPS** (Tape 1)

Supervisor Dix moved approval of the Certificate of Recognition presented to Katie Ruckert, James Madison High School, for winning District, Regional, and State Tennis Championships. Supervisor Frey seconded this motion, which carried by unanimous vote.

6. **CERTIFICATE OF RECOGNITION PRESENTED TO THE MCLEAN VOLUNTEER FIRE DEPARTMENT ON THE OCCASION OF ITS 75TH ANNIVERSARY** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificate of Recognition presented to the McLean Volunteer Fire Department on the occasion of its 75th anniversary. Supervisor Connolly seconded this motion, which carried by unanimous vote.

7. **CERTIFICATE OF RECOGNITION PRESENTED TO JOAN LEGALLO, OFFICE OF SYSTEMS MANAGEMENT FOR HUMAN SERVICES, FOR HER YEARS OF SERVICE WITH FAIRFAX COUNTY** (Tape 1)

Chairman Hanley moved approval of the Certificate of Recognition presented to Joan LeGallo, Office of Systems Management for Human Services, for her years of service with Fairfax County. Supervisor Bulova seconded this motion, which carried by unanimous vote.

8. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. DEBRA LESER FOR HER YEARS OF SERVICE ON THE COUNTYWIDE NON-MOTORIZED TRANSPORTATION (TRAILS) COMMITTEE** (Tape 1)

Supervisor Frey moved approval of the Certificate of Recognition presented to Ms. Debra Leser for her years of service on the Countywide Non-Motorized Transportation (Trails) Committee. Supervisor McConnell seconded this motion, which carried by unanimous vote.

9. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. HANK HULME FOR HIS YEARS OF SERVICE WITH THE ENGINEERS AND SURVEYORS INSTITUTE** (Tape 1)

Supervisor Frey moved approval of the Certificate of Recognition presented to Mr. Hank Hulme for his years of service with the Engineers and Surveyors Institute. Chairman Hanley seconded this motion, which carried by unanimous vote.

10. **10:00 A.M. -PRESENTATION OF THE REPORT OF THE FAIRFAX COUNTY ADVISORY PLANS EXAMINER BOARD** (Tape 1)

John DeBell, Chairman, presented the report of the Fairfax County Advisory Plans Examiner Board. There was a brief discussion regarding this item, with input from Robert J. O'Neill, Jr., County Executive.

11. **10:10 A.M. – BOARD ORGANIZATION AND APPOINTMENTS OF BOARD MEMBERS TO VARIOUS REGIONAL AGENCIES, COMMITTEES AND SUBCOMMITTEES** (Tape 1)

(APPTS) Supervisor Connolly moved the appointment of Gerald W. Hyland, Supervisor Mount Vernon District, as the Vice-Chairman to the Board of Supervisors. (BACs) Supervisor Gross seconded this motion.

Supervisor Connolly moved that the Board elect Supervisor Hyland by acclamation. This motion, the second to which was inaudible, carried by unanimous vote.

Supervisor Hyland moved approval of the list of appointments to Regional Agencies, Committees, and Subcommittees for Calendar Year 1999 as distributed. Supervisor Connolly seconded this motion.

Supervisor Bulova moved to amend the motion to abolish the Internal Audit Committee. Supervisor Connolly seconded this motion, which carried by unanimous vote.

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

**APPOINTMENTS TO VARIOUS REGIONAL AGENCIES, COMMITTEES,
AND SUBCOMMITTEES FOR CALENDAR YEAR 1999**

INTERJURISDICTIONAL COMMITTEES

ALEXANDRIA

Gerald Hyland – Chairman
Penelope Gross
Dana Kauffman

FALLS CHURCH

Gerald Connolly - Chairman
Penelope Gross
Stuart Mendelsohn

ARLINGTON

Penelope Gross – Chairman
Gerald Connolly
Stuart Mendelsohn

FORT BELVOIR

Dana Kauffman - Chairman
Gerald Hyland

DISTRICT OF COLUMBIA

Katherine Hanley – Chairman
Gerald Hyland
Dana Kauffman
Robert Dix

HERNDON

Stuart Mendelsohn – Chairman
Robert Dix

FAIRFAX CITY

Sharon Bulova – Chairman
Katherine Hanley
Gerald Connolly
Michael Frey

LOUDOUN COUNTY

Michael Frey - Chairman
Robert Dix
Stuart Mendelsohn

PRINCE WILLIAM

(includes UOSA, City of Manassas, and City of Manassas Park)

Michael Frey – Chairman
Gerald Hyland
Elaine McConnell

INTERGOVERNMENTAL BOARDS AND COMMITTEES

(including Federal and State)

COUNCIL OF GOVERNMENTS (COG)

COG BOARD OF DIRECTORS

Penelope Gross – Principal	Sharon Bulova - Alternate
Gerald Connolly – Principal	Dana Kauffman - Alternate
Robert Dix – Principal	Michael Frey - Alternate

COG METROPOLITAN WASHINGTON AIR QUALITY COMMITTEE

Robert Dix – Principal
Katherine Hanley – Principal
Gerald Hyland – Principal
Gerald Connolly – Alternate

COG AIRPORT NOISE ABATEMENT

Stuart Mendelsohn – Principal
Gerald Hyland – Principal
Gerald Connolly – Alternate

COG CHESAPEAKE BAY POLICY COMMITTEE

Penelope Gross – Principal
Gerald Hyland – Principal

COG HUMAN SERVICES AND PUBLIC SAFETY POLICY COMMITTEE

Penelope Gross – Principal

COG METROPOLITAN DEVELOPMENT POLICY COMMITTEE

Michael Frey – Principal
Penelope Gross – Principal
Dana Kauffman – Principal

COG TRANSPORTATION PLANNING BOARD

Katherine Hanley - Principal Dana Kauffman - Alternate
Robert Dix - Principal Gerald Connolly - Alternate

INOVA HEALTH SYSTEMS

Elaine McConnell

IHS HOSPITALS BOARD

Penelope Gross
Sharon Bulova

LIAISON WITH CENTRAL FAIRFAX CHAMBER OF COMMERCE

Sharon Bulova

FAIRFAX PARTNERSHIP FOR YOUTH, INCORPORATED

Stuart Mendelsohn
Katherine Hanley

NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION (NVPDC)

Sharon Bulova Penelope Gross
Gerald Connolly Katherine Hanley
Robert Dix Elaine McConnell
Stuart Mendelsohn

NORTHERN VIRGINIA TRANSPORTATION COMMISSION (NVTC)

(including WMATA and VRE Representatives)

Sharon Bulova - Principal (VRE Operation)
Gerald Connolly
Katherine Hanley - Principal (WMATA)
Dana Kauffman - Alternate (WMATA) and Principal (VRE Operation)
Elaine McConnell - Principal (VRE Operation)

ROUTE 28 HIGHWAY TRANSPORTATION IMPROVEMENT DISTRICT COMMISSION

Katherine Hanley Michael Frey
Robert Dix Stuart Mendelsohn

TRANSPORTATION COORDINATING COUNCIL (TCC)

Sharon Bulova Stuart Mendelsohn
Elaine McConnell Dana Kauffman
Katherine Hanley Gerald Connolly
Gerald Hyland Penelope Gross

**WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY
(WMATA)**

(Appointed by NVTC. The Board of Supervisors will make recommendations for consideration.)

Katherine Hanley - Principal
Dana Kauffman - Alternate

INTRAGOVERNMENTAL AND OTHER COMMITTEES

AUDIT COMMITTEE

Katherine Hanley - Chairman
Sharon Bulova
Elaine McConnell

BOARD PROCEDURES COMMITTEE

Gerald Connolly - Chairman
Robert Dix

BUDGET POLICY COMMITTEE

(Committee of the Whole)

Sharon Bulova - Chairman
Michael Frey - Vice-Chairman

DEVELOPMENT PROCESS COMMITTEE

(Committee of the Whole)

Michael Frey - Chairman
Penelope Gross - Vice-Chairman

ECONOMIC ADVISORY COMMITTEE

Elaine McConnell - Chairman
Gerald Connolly
Dana Kauffman

ENVIRONMENTAL COMMITTEE

(Committee of the Whole)

Gerald Hyland - Chairman

FIRE COMMISSION

Gerald Hyland - Chairman

GOVERNMENT REORGANIZATION COMMITTEE

(Committee of the Whole)

Gerald Connolly - Chairman
Stuart Mendelsohn - Vice-Chairman

HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

(Committee of the Whole)

Dana Kauffman - Chairman
Robert Dix - Vice-Chairman

HUMAN SERVICES COMMITTEE

(Committee of the Whole)

Sharon Bulova - Chairman
Penelope Gross - Vice-Chairman

INFORMATION TECHNOLOGY COMMITTEE

(Committee of the Whole)

Katherine Hanley - Chairman
Robert Dix - Vice-Chairman

LEGISLATIVE COMMITTEE

(Committee of the Whole)

Gerald Connolly - Chairman
Robert Dix - Vice-Chairman

PERSONNEL COMMITTEE

(Committee of the Whole)

Penelope Gross - Chairman
Stuart Mendelsohn - Vice-Chairman

TRANSPORTATION COMMITTEE

(Committee of the Whole)

Elaine McConnell - Chairman
Stuart Mendelsohn - Vice-Chairman

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

Supervisor Connolly moved approval of the Administrative Items. The second to this motion was inaudible.

Supervisor Dix asked to amend the motion to consider separately Administrative Item 5 - Authorization to Advertise a Public Hearing on the Acquisition of Certain Land Rights Necessary for the Construction of the Presidents Park Complex (Hunter Mill District), and this was accepted.

Supervisor Gross asked to amend the motion to consider separately Administrative Item 9 - Washington Metropolitan Area Transit Authority (WMATA) and FAIRFAX CONNECTOR Fare Public Hearing/Meetings (Countywide), and this was accepted.

Supervisor Mendelsohn called the Board's attention to Administrative Item 16 - Authorization for the Department Of Community and Recreation Services (CRS) to Submit a Grant Proposal to the Virginia Youth Violence Project Through the University of Virginia (UVA) for Funding for an After-School Program for Middle School-Age Youth at Community Centers, and a brief discussion ensued.

The question was 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."

ADMIN 1 – BOARD OF SUPERVISORS' MEETING SCHEDULE FOR CALENDAR YEAR 1999

Adopted the Board of Supervisors' meeting schedule for January through December 1999 as recommended by staff in the Memorandum to the Board dated January 11, 1999.

ADMIN 2 – STREETS INTO THE SECONDARY SYSTEM (HUNTER MILL, LEE, PROVIDENCE, AND SPRINGFIELD DISTRICTS)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated January 11, 1999 be recommended into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Crossfields	Hunter Mill	Crossfields Way Clareth Drive
Japonica, Section 1	Lee	Seatrend Way
Willow Creek Estates, Section 1	Providence	Willow Creek Lane Whimbrell Court Miller Road, Route 663, Additional right-of-way only

Silverbrook Forest, Section 6A	Springfield	Silverline Drive, Route 8324 Silverun Court Tabor Lane
Silverbrook Forest, Section 6B	Springfield	Tabor Lane Chestnut Ridge Road, Route 8232
Silverbrook Forest, Section 7	Springfield	Silverline Drive, Route 8324

ADMIN 3 – DESIGNATION OF PLANS EXAMINER STATUS UNDER THE EXPEDITED LAND DEVELOPMENT REVIEW PROGRAM

- Designated the following six individuals, identified with their registration numbers, as Plans Examiners to participate in the Expedited Land Development Review Program:

Dennis Casbeer	(178)	Karyn Moreland	179)
Helman Castro	(182)	Cyrus Salehi	(181)
John Crouch	(180)	William Schell	(183)

- Designated inactive status for the following individuals, identified with their registration numbers, electing not to pursue the continuing education requirements of the Designated Plans Examiner Program:

Robert Almirall	(27)	Dennis King	(118)
Joe Bushey	(148)	David Oliver	(42)

ADMIN 4 –AUTHORIZATION TO ADVERTISE A PUBLIC HEARING REGARDING THE CONVEYANCE OF COUNTY-OWNED PROPERTY TO ROBERT B. HENDRIZ, AKA R. B. JESS HENDRIX (SPRINGFIELD DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 8, 1999 at 5:00 p.m.** regarding the proposed conveyance of County-owned property, Tax Map Numbers 77-4((12))-F and 77-4((1))-11-A, located at the intersection of Roberts Parkway South and the Fairfax County Parkway, to Robert B. Hendrix, aka R. B. Jess Hendrix.

ADMIN 5 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE PRESIDENTS PARK COMPLEX (HUNTER MILL DISTRICT)

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

ADMIN 6 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO ABANDON A PORTION OF GATEHOUSE ROAD (ROUTE 4037) (PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 8, 1999 at 3:30 p.m.** to consider the abandonment of a portion of Gatehouse Road (Route 4037).

ADMIN 7 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER THE VACATION OF PORTIONS OF TRALEE DRIVE (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 8, 1999 at 3:30 p.m.** to consider the vacation of portions of Tralee Drive (no route number).

ADMIN 8 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER THE VACATION OF A PORTION OF TALBERT ROAD (MOUNT VERNON DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 8, 1999 at 4:00 p.m.** to consider the vacation of a portion of Talbert Road (no route number).

ADMIN 9 – WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) AND FAIRFAX CONNECTOR FARE PUBLIC HEARING/MEETINGS (COUNTYWIDE)

(NOTE: Later in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#14.)

ADMIN 10 – ABANDONMENT OF A PORTION OF THE FORMER ALIGNMENT OF MONROE STREET (ROUTE 666) (HUNTER MILL DISTRICT)

- (R) Adopted a Resolution to abandon a portion of the former alignment of Monroe Street (Route 666) north of Monroe Manor Drive (Route 8711).

ADMIN 11 – INSTALLATION OF “NO PARKING” SIGNS ALONG THE ROUTE 7 SERVICE DRIVE BETWEEN NEVIUS STREET AND GLENMORE DRIVE (MASON DISTRICT)

- (R)
- Adopted a Resolution approving the installation of “No Parking” signs along the Route 7 service drive between Nevius Street and Glenmore Drive.

- Directed staff to install these signs at the earliest possible date. Necessary permits have already been secured from the Virginia Department of Transportation (VDOT).

ADMIN 12 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 95-Y-046, FERGUSON ENTERPRISES, INCORPORATED (SULLY DISTRICT)

- (AT) Approved a request for 18 months of additional time to commence construction for Special Exception Application SE 95-Y-046 to August 12, 2000, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 13 – EXTENSION OF REVIEW PERIODS FOR 2232 PUBLIC FACILITY REVIEW APPLICATIONS

Authorized the extension of the review period for seven 2232 Public Facility Review Applications listed in the Memorandum to the Board dated January 11, 1999, until the date shown for each application, to ensure compliance with the review requirement mandated by Section 15.2-2232 of the *Code of Virginia*.

ADMIN 14 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE), ARTICLE 20, PAYMENT OF TAXES

- (A) Authorized the advertisement of a public hearing to be held before on the Board on **January 25, 1999 at 3:30 p.m.** on a proposed amendment to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Article 20, Payment of Taxes, to give taxpayers the option to pay in advance, on an installment basis, their real estate and personal property taxes provided the taxes are paid in full by the final due date.

ADMIN 15 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 12, MOTOR VEHICLE LICENSE TAX

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 18, 1999 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 12, Motor Vehicle License Tax. These changes are housekeeping updates, and do not represent any substantive change.

ADMIN 16 – AUTHORIZATION FOR THE DEPARTMENT OF COMMUNITY AND RECREATION SERVICES (CRS) TO SUBMIT A GRANT PROPOSAL TO THE VIRGINIA YOUTH VIOLENCE PROJECT THROUGH THE UNIVERSITY OF VIRGINIA (UVA) FOR FUNDING FOR AN AFTER-SCHOOL PROGRAM FOR MIDDLE SCHOOL-AGE YOUTH AT COMMUNITY CENTERS

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

Approved the submission of a grant proposal in the amount of \$8,403 to the University of Virginia (UVA) Youth Violence Project for funding available for community projects aimed at preventing or reducing youth violence or gang activity in Virginia.

ADMIN 17 – AUTHORIZATION FOR THE HEALTH DEPARTMENT TO APPLY TO THE NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION (NVPDC) FOR COMPREHENSIVE AIDS RESOURCES EMERGENCY ACT FUNDS

Authorized the submission of a grant application to the Northern Virginia Planning District Commission (NVPDC) for Comprehensive AIDS Resources Emergency (CARE) Act funds in the amount of \$72,137.

ADMIN 18 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99048 FOR ADDITIONAL FUNDING TO THE EXISTING JOB TRAINING PARTNERSHIP ACT ADULT AND YOUTH PROGRAMS OF THE DEPARTMENT OF FAMILY SERVICES

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99048 in the amount of \$60,300 to appropriate federal funding for additional services under the Job Training Partnership Act (JTPA) Adult and Youth Programs.

ADMIN 19 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99047 FOR THE FIRE AND RESCUE DEPARTMENT TO ACCEPT THE ANNUAL FIRE PROGRAMS FUND GRANT FROM THE VIRGINIA DEPARTMENT OF FIRE PROGRAMS

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99047 in the amount of \$1,033,752 for the Fire and Rescue Department to accept funds from the Commonwealth of Virginia, Department of Fire Programs (DPF), Fire Programs Fund, for the improvement of volunteer and career fire service operations in the Commonwealth.

ADMIN 20 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99049 FOR THE FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, TO ACCEPT A COMMONWEALTH OF VIRGINIA GRANT AWARD TO FUND THE SMOOTH OPERATOR/ROAD SHARK EDUCATION PROGRAM

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99049 in the amount of \$25,000 to fund a Smooth Operator/Road Shark Educational Program through a grant award from the Commonwealth of Virginia.

ADMIN 21 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99050 FOR THE FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, TO ACCEPT A COMMONWEALTH OF VIRGINIA GRANT AWARD TO FUND THE OPERATION KIDS CHILD PASSENGER SAFETY PROGRAM

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99050 in the amount of \$10,000 to fund a Operation Kids Child Passenger Safety Program.

ADMIN 22 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99051 FOR THE FAIRFAX COUNTY POLICE DEPARTMENT TO ACCEPT V-STOP GRANT FUNDING FROM THE DEPARTMENT OF CRIMINAL JUSTICE SERVICES FOR THE CONTINUATION OF THE SOMEPLACE SAFE PROGRAM

- (SAR) Approved Supplemental Appropriation Resolution (SAR) AS 99051 in the amount of \$39,710 to continue the Police Department's Someplace Safe program through the funding of one merit grant Victim Services Support staff position (1/1.0 SYE).

13. **ADMIN 5 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE PRESIDENTS PARK COMPLEX (HUNTER MILL DISTRICT)** (Tape 2)

Supervisor Dix moved to defer this item until January 25, 1999. Supervisor Connolly seconded this motion which carried by unanimous vote.

14. **ADMIN 9 – WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) AND FAIRFAX CONNECTOR FARE PUBLIC HEARING/MEETINGS (COUNTYWIDE)** (Tape 2)

Following discussion, with input from Andrew J. Szakos, Chief, Transit Operations Division, Department of Transportation, Supervisor Gross moved that the Board authorize staff to conduct two public meetings, one in the Reston area and one in the southeastern area of Fairfax County, to solicit comments from the public regarding proposed changes to FAIRFAX CONNECTOR fares. Supervisor Kauffman seconded this motion.

Supervisor Kauffman announced that the public meetings to receive citizen comments will be held as follows:

- January 27, 1999 at the Reston Community Center, 2310 Colts Neck Road at 7:30 p.m.
- February 3, 1999 at Irving Intermediate School, 8100 Old Keene Mill Road at 7:30 p.m.

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

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15. **A-1 – VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) ENHANCEMENT PROGRAM PROJECTS FOR FISCAL YEAR (FY) 2000 (COUNTYWIDE)** (Tape 3)

(R) Supervisor Connolly moved that the Board concur in the recommendation of staff and:

- Endorse the enhancement projects for which applicants have identified a source for the required minimum 20 percent match.
- Direct the County Executive to execute a Project Endorsement Resolution for each project endorsed by the Board.

Supervisor Hyland seconded this motion.

Following discussion, with input from Angela R. Fogle, Department of Transportation (DOT), 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."

16. **A-2 – ENDORSEMENT OF DESIGN PLANS FOR THE WIDENING OF ROUTE 1 (RICHMOND HIGHWAY) FROM ARMISTEAD ROAD (ROUTE 748) TO NORTH OF TELEGRAPH ROAD (ROUTE 611)** (Tape 3)

Supervisor Hyland moved that the Board concur in the recommendation of staff and endorse the design plans to widen Route 1 from Armistead Road to north of Telegraph Road as presented at the December 10, 1998, location and design public hearing, including a 3.0 meter (10 foot) trail, and a 1.5 meter (five foot) sidewalk, with the following modifications:

- In the vicinity of the Pohick Church a brick paved sidewalk should be constructed to be compatible with the existing wall.

- Within the Pohick Church Historic District, the proposed sound walls should be provided with an architectural surface compatible with the Pohick Church site. Use landscaped berms where possible to reduce the height of the proposed sound walls.
- Within the Pohick Church Historic District landscaping should be provided to minimize the visual impacts of the project. Final landscaping plans should be submitted to the Fairfax County Architectural Review Board (ARB) for review and comment.
- During construction, provide a means to monitor the structural integrity of the Pohick Church.
- Coordinate the proposed utility relocation work to provide Pohick Church with the possibility of connecting to public water and sanitary sewer facilities.

Supervisor Connolly seconded this motion.

Following discussion, with input from Katharine D. Ichter, Division Chief, Highway Operations Division, Department of Transportation (DOT), the question was called on the motion which carried by unanimous vote.

17. **A-3 – APPROVAL OF THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SIX YEAR SECONDARY ROAD CONSTRUCTION PROGRAM AND CONSTRUCTION BUDGET FOR FISCAL YEAR (FY) 2000, AS REVISED (COUNTYWIDE)** (Tape 3)

Supervisor McConnell moved that the Board concur in the recommendation of staff and:

- Approve the Six Year Secondary Road Construction Program, as revised and contained in Attachment I of the Memorandum to the Board dated January 11, 1999.
- Approve the Secondary Road Construction Budget for Fiscal Year (FY) 2000, as revised and contained in Attachment III of the Memorandum to the Board.
- Direct staff to prepare an Out-of-Turn Plan Amendment for an interchange at the intersection of the Fairfax County Parkway, Popes Head Road, and the proposed extension of Shirley Gate Road.

Supervisor Connolly seconded this motion.

Following discussion, with input from Katharine D. Ichter, Division Chief, Highway Operations Division, Department of Transportation (DOT), the question was called on the motion which carried by unanimous vote.

18. **A-4 – PARKING REDUCTION FOR ANNANDALE BOY'S CLUB AT GERMAIN SPORTS CENTER (MASON DISTRICT)** (Tape 3)

On motion of Supervisor Gross, seconded by Supervisor Connolly, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved, pursuant to Paragraph 4, Section 11-102 of the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), the applicant's request for a parking reduction of 16 spaces or 14.8 percent of the parking required by the Zoning Ordinance in conjunction with the establishment of the proposed cultural center use (Annandale Boy's Club/Germain Sports Center) subject to the conditions outlined in the Memorandum to the Board dated January 11, 1999.

19. **A-5 – IRRIGATION OF NEW GIRLS' FAST PITCH SOFTBALL FIELD AT MOTT COMMUNITY CENTER (SPRINGFIELD DISTRICT)** (Tape 3)

On motion of Supervisor McConnell, seconded by Supervisor Dix, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the use of funds set aside in the Capital Projects Paydown Construction Fund, Project 005000, to irrigate the girls' fast pitch softball field located adjacent to the Mott Community Center.

20. **A-6 – APPROVAL OF THE SALE OF A CONTROLLING INTEREST IN JONES INTERCABLE, INCORPORATED TO COMCAST CORPORATION** (Tape 3)

On motion of Supervisor Dix, seconded by Supervisor Kauffman, and **CARRIED** by a recorded vote of nine, Chairman Hanley abstaining, the Board concurred in the recommendation of staff and approved the sale of a controlling interest in Jones Intercable, Incorporated to Comcast Corporation.

21. **A-7 – AUTHORIZATION FOR THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO ENTER INTO A CONTRACT FOR INTERIOR AND EXTERIOR RENOVATION AT THE GREEN; TO UTILIZE HOUSING TRUST FUNDS FOR THE AWARDED CONTRACT; AND APPROVAL FOR REIMBURSEMENT OF THE REAL ESTATE TAXES PAID ON THE UNITS HELD BY THE GREEN LIMITED PARTNERSHIP (HUNTER MILL DISTRICT)** (Tape 3)

Following discussion, with input from Michael J. Scheurer, Director, Development and Real Estate Finance, Department of Housing and Community Development (HCD), Supervisor Dix moved to defer this item until later in the meeting. Supervisor Connolly seconded this motion, which carried by unanimous vote.

(NOTE: Later in the meeting, the Board took action on Action Item A-7. See Clerk's Summary Item CL#56.)

22. **A-8 – PAN AM PARK-AND-RIDE AGREEMENT (PROVIDENCE DISTRICT)** (Tape 3)

Following discussion, with input from Andrew J. Szakos, Chief, Transit Operations Division, Department of Transportation (DOT), Supervisor Dix moved to defer this item until later in the meeting. Supervisor Dix seconded this motion, which carried by unanimous vote.

(NOTE: Later in the meeting, the Board took action on Action Item A-8. See Clerk's Summary Item CL#101.)

23. **A-9 – CHILDREN'S HEALTH INSURANCE COORDINATING COMMITTEE INTERIM REPORT TO THE BOARD OF SUPERVISORS** (Tape 3)

Supervisor Bulova moved that the Board concur in the recommendation of staff and accept the recommendations of the Fairfax County Children's Health Insurance Coordinating Committee interim report to the Board. Supervisor Hyland seconded this motion.

Following discussion, with input from Robert J. O'Neill, Jr., County Executive, and Verdia L. Haywood, Deputy County Executive, the question was called on the motion which carried by unanimous vote.

24. **A-10 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 99041 FOR THE DEPARTMENT OF FAMILY SERVICES TO ACCEPT FUNDS FROM THE VIRGINIA DEPARTMENT OF SOCIAL SERVICES FOR THE NEW FEDERAL/STATE CHILDREN'S MEDICAL SECURITY PLAN (CMSIP)** (Tape 3)

(SAR) On motion of Supervisor Bulova, seconded by Supervisor Hyland, 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 approved Supplemental Appropriation Resolution (SAR) AS 99041 in the amount of \$136,728 to implement the new federal/state Children's Medical Security Insurance Plan (CMSIP) providing health insurance to uninsured low-income children.

25. **A-11 – AUTHORIZATION FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO ESTABLISH AND OPERATE A DUAL DIAGNOSIS RESIDENTIAL TREATMENT PROGRAM** (Tape 3)

Supervisor Connolly moved that the Board concur in the recommendation of staff and authorize the Fairfax-Falls Church Community Services Board (CSB) to

establish and operate the new dual diagnosis residential treatment program and to create 15/15.0 SYE merit-regular positions to provide mental health and substance abuse treatment. Supervisor Hyland seconded this motion.

Supervisor Frey asked to amend the motion to direct staff to provide a status report on this residential treatment program in approximately one year, and this was accepted.

Following discussion, with input from Joan N. Volpe, Ph.D, Deputy Director, CSB, the question was called on the motion, as amended, which carried by unanimous vote.

26. **I-1 – I-66 MAJOR INVESTMENT STUDY (PROVIDENCE, HUNTER MILL, AND SULLY DISTRICTS)** (Tapes 3-4)

The Board next considered an item contained in the Memorandum to the Board dated January 11, 1999 presenting a status report on the I-66 Major Investment Study (MIS).

Following a lengthy discussion, with input from Gary D. Kuykendall, Project Manager, Virginia Department of Rail and Public Transportation, Supervisor Dix moved that the Board authorize the Chairman to forward a letter to the Virginia Secretary of Transportation, with a copy to the appropriate member of the Commonwealth Transportation Board (CTB), requesting further study of the actual destination of traffic which is coming from I-66 and going either north or south to the Beltway. Supervisor Frey seconded this motion, which carried by a vote of nine, Supervisor Hyland being out of the room.

27. **I-2 – NOTIFICATION OF COMPREHENSIVE GRANT PROGRAM (CGP) ANNUAL STATEMENT APPROVAL AND ASSOCIATED FUNDING BY THE UNITED STATES (US) DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) TO FUND 969, PUBLIC HOUSING PROJECTS UNDER MODERNIZATION, A NON-APPROPRIATED FUND** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated January 11, 1999 presenting the Comprehensive Grant Program (CGP) Annual Statement approval and associated funding by the United States (US) Department of Housing and Urban Development (HUD) to Fund 969, Public Housing Projects under modernization, a Non-Appropriated Fund.

The staff was directed administratively to proceed as proposed.

28. **I-3 – CONTRACT AWARD - PURCHASE OF COMPUTER INFORMATION SYSTEM FOR THE DEPARTMENT OF FAMILY SERVICES, OFFICE FOR CHILDREN** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated January 11, 1999 requesting authorization for staff to award a contract to Complete Business Systems, Incorporated (CBSI), in the amount of \$1,999,495 to

upgrade its computer information system to continue to subsidize child care for low-income families, issue permits to and monitor the safety and quality of family day care homes, ensure that children receive nutritious meals and snacks while in care, and provide information to families on child care options in Fairfax County.

Following discussion, with input from Dana W. Paige, Director, Department of Family Services, Supervisor Dix asked unanimous consent that the Board direct staff to provide an ongoing status report on the availability and disbursement of these funds. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

29. **I-4 – CONTRACT AWARD - FIRE STATION IMPROVEMENTS, PHASE I (DRANESVILLE, MASON, AND PROVIDENCE DISTRICTS)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated January 11, 1999 requesting authorization for staff to award a contract to Woods, Stear and Ledoux, Incorporated, T/A Air Cleaning Technology, in the amount of \$283,940 for the construction of Project 009090, Fire Station Improvements, in Fund 312, Public Safety Construction.

The staff was directed administratively to proceed as proposed.

30. **I-5 – ARCHITECTURAL CONTRACT AWARD TO WISNEWSKI BLAIR AND ASSOCIATES, LIMITED, FOR THE DESIGN OF TWO PARKING GARAGES AT THE PUBLIC SAFETY CENTER COMPLEX (PROVIDENCE DISTRICT)** (Tape 4)

The Board next considered an item contained in the Memorandum to the Board dated January 11, 1999 requesting authorization for staff to approve the contract amendment to Wisnewski Blair and Associates Limited, in the amount of \$1,977,176.61 for the Public Safety Center Parking Garages, Project 009205, within fund 312, Public Safety Construction, consisting of two new parking structures.

Following a clarification regarding the reimbursement of these funds, with input from Robert J. O’Neill, Jr., County Executive, staff was directed administratively to proceed as proposed.

ADDITIONAL BOARD MATTERS

31. **PROCLAMATION CELEBRATING THE 60TH ANNIVERSARY OF PUBLIC LIBRARIES IN FAIRFAX COUNTY** (Tape 4)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to invite the appropriate representatives to appear before the Board to receive a Proclamation celebrating the 60th anniversary of public libraries in Fairfax County. Supervisor Dix seconded this motion, which carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

32. **PROCLAMATION DESIGNATING APRIL 1999 AS “IMMUNIZATION MONTH” IN FAIRFAX COUNTY** (Tape 4)

Chairman Hanley moved that the Board direct staff to invite representatives from the Department of Health and the Health Care Advisory Board (HCAB) to appear before the Board on March 8, 1999 to receive a Proclamation designating April 1999 as “**Immunization Month**” in Fairfax County. Supervisor Gross seconded the motion, which carried by a vote of seven, Supervisor Connolly, Supervisor Frey, and Supervisor McConnell being out of the room.

33. **PROCLAMATION DESIGNATING MARCH 1999 AS “WOMEN’S HISTORY MONTH” IN FAIRFAX COUNTY** (Tape 4)

Chairman Hanley moved that the Board direct staff to invite representatives from the Office of Equity Programs and the Office for Women to appear before the Board on February 22, 1999 to receive a Proclamation designating March 1999 as “**Women’s History Month**” in Fairfax County. Supervisor Dix seconded the motion, which carried by a vote of seven, Supervisor Connolly, Supervisor Frey, and Supervisor McConnell being out of the room.

34. **CERTIFICATE OF RECOGNITION TO REGLA ARMENGOL ON HER SELECTION AS TEACHER OF THE YEAR BY *HISPANIC MAGAZINE*** (Tape 4)

Chairman Hanley noted that Regla Armengol, a second grade foreign language partial emersion teacher at Bailey’s Elementary School for the Arts and Science, has been named 1998 Teacher of the Year by *Hispanic Magazine*. Ms. Armengol is also the Fairfax County Public Schools 1998 Teacher of the Year and one of eight regional finalists for 1998 Virginia Teacher of the Year. Ms. Armengol, a Cuban born immigrant, serves as an outstanding role model to her students, particularly those students who have immigrated to the United States from Cuba.

Accordingly, Chairman Hanley moved that the Board direct staff to extend congratulations and forward a Certificate of Recognition to Ms. Armengol on her selection as Teacher of the Year by *Hispanic Magazine*. Supervisor Dix seconded this motion, which carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

35. **MEDIA GENERAL’S SECTION 2232 PUBLIC FACILITY REVIEW APPLICATIONS FOR SEVEN SITES THROUGHOUT FAIRFAX COUNTY** (Tape 4)

Chairman Hanley reminded Board Members that, as part of the County’s renewed cable television franchise agreement, Media General of Fairfax County, Incorporated, committed to building a fiber upgrade to its existing system. The fiber upgrade entails the expansion of facilities at existing Media General sites as well as the addition of several additional hub sites throughout the County.

Chairman Hanley stated that Media General has filed requests for Section 2232 Public Facility Review Applications for seven sites throughout the County to develop a one-story building consisting of approximately 1000 square feet which will be unmanned. There are no antennas or monopoles associated with these hub sites. This fiber “hub” building will contain telecommunication switching equipment necessary for the Home Subscriber Network (HSN) and the County’s Institutional Network (INET).

The Section 2232 Public Facility Review Application requests are:

Merrifield	2232-P98-15	Springfield	FS-S98-28
Chantilly	FS-Y98-29	Butts Corner	FS-B98-30
Mount Vernon	2232-L98-20	Lorton	2232-V98-21

Media General is in the process of filing Special Exception (SE) requests for several of the hub sites and Site Plans for all of the seven hub sites. To complete the fiber upgrade by the end of the year, Media General has requested concurrent processing of the Site Plans with the Special Exception requests and expedited processing of the Site Plans.

Chairman Hanley moved that the Board direct:

- The Director of the Department of Planning and Zoning (DPZ) to schedule the public hearings for the necessary SE requests as soon as possible.
- The Director of the Department of Public Works and Environmental Services (DPW&ES) to accept the Site Plans concurrent with these SE requests.
- The Director of DPW&ES to expedite the review of the Site Plans for all of these hub sites.
- Staff to expedite the above process for Public Facility Application 2232-D98-18 once a site has been determined.
- Staff to expedite this process after the Supervisors in the Districts where the facilities will be located have been notified and concur on the sites.

Supervisor Connolly seconded this motion, which carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

36. **PUBLIC MEETINGS OF THE FAIRFAX COUNTY BELTWAY IMPROVEMENT TASK FORCE** (Tape 4)

Chairman Hanley announced that the public meetings of the Fairfax County Beltway Improvement Task Force will be held on four successive Tuesdays, from 7:30 p.m. to 10:00 p.m., beginning January 19, 1999. The locations will be North Springfield Elementary School, Shrevevood Elementary School near Falls Church, Woodburn Elementary School in Annandale, and Churchill Road School in McLean. The Task Force is chaired by former Board Chairman Jack Herrity and its members include representatives from impacted businesses and communities. The meetings are being held in neighborhoods adjacent to the Beltway and the public is encouraged to attend.

37. **SMART MOVER AND TYSONS SHUTTLE RIDERSHIP** (Tape 4)

Chairman Hanley referred to the Smart Mover and Tysons Shuttle Ridership information distributed to Board Members.

38. **CELEBRATING THE MILLENNIUM** (Tape 4)

Chairman Hanley referred to her Board Matter regarding the creation of an informal mechanism for a millennium celebration and moved that the Board:

- Establish a steering committee to oversee the community-wide coordination of millennium events based on the proposal (attached to her Board Matter) entitled *Celebrating the Millennium* outlining the County's role, the organization structure, and the source of funding.
- Direct staff to return to the Board with its recommendations, including a recommendation at the next Board Meeting on the level and source of funding.

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

39. **GORE PROPOSAL AIMS AT URBAN SPRAWL** (Tape 4)

Chairman Hanley called the Board's attention to an Internet/*Washington Post* article regarding Vice President Gore's proposal of a \$10 billion bond program to help communities preserve green space, reduce traffic congestion, protect water quality and clean up abandoned industrial sites.

Chairman Hanley asked unanimous consent that the Board direct the County Executive to determine what the County must do to participate in this program. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

40. **FUNDING FOR THE DUVAL ART STUDIO ADDITION TO THE MCLEAN COMMUNITY CENTER** (Tape 4)

Supervisor Mendelsohn recalled that on December 8, 1997, the Board authorized the acceptance of a financial gift to the McLean Community Center (MCC) by former State Senator Clive L. DuVal II. This gift would be used to construct an addition to the Center in memory of Senator DuVal's late wife, Susan B. DuVal. The proposed addition would provide studio space for study of the visual arts. The Board also authorized the waiver of all fees associated with plan review and permits for this addition to a County-owned facility.

As the project moves through the design and engineering phase, the Department of Finance and the County Attorney have worked with the MCC to refine the terms and conditions relating to the use of funds contributed for construction. The language presented for the Board's consideration today protects both the County's interests and the donor's wishes for the use and disbursement of funds.

Therefore, Supervisor Mendelsohn moved that the Board allow the establishment of a special interest-bearing construction gift account for the DuVal Art Studio addition to the McLean Community Center. This account will specify that the funding for the Studio will be coming from the McLean Project for the Arts (MPA), using funds given to the MPA for this purpose by Senator DuVal. This gift is also contingent upon:

- Utilization of the gift funding exclusively to construct the Susan B. DuVal Art Studio.
- Providing for the unexpended gift funds to earn interest and to expend this interest in support of the DuVal Art Studio project prior to expending any principal.
- Returning to the donor any portion of the gift funds not required to complete the DuVal Art Studio project.
- Providing to the donor a regular accounting of both the income and expenditures of the funds given for the DuVal Art Studio project.

In addition, current Board Policy requires that a Board Information Item be prepared prior to award of construction and professional and consultant contracts in excess of \$100,000. To expedite the construction of the Susan B. DuVal Art Studio, and in furtherance of the desires of the donor, Senator Clive DuVal, Supervisor Mendelsohn moved that the Board authorize the following:

- The County Executive or the Deputy County Executive to approve this construction contract.

- Execution of the construction contract be in conformance with the Fairfax County Purchasing Resolution.
- If the bid amount exceeds the estimate by 10 percent, the County Executive will discuss the contract with the Board Member in whose District the project is located and the Chairman of the Board before taking any action.
- The Board will receive a copy of the standard information and staff report for the contract awarded.

Supervisor Connolly seconded this motion, which carried by a vote of nine, Supervisor Dix being out of the room.

Supervisor Mendelsohn commended Mr. Carey Needham of the Department of Public Works and Environmental Services (DPW&ES) Project Management staff for his performance on this complex contract. The MCC has indicated that Mr. Needham has been responsive and diligent in addressing the many issues that arose to bring this addition to the construction stage.

Ground breaking for this project is tentatively set for February 13, 1999.

41. **REQUEST FOR OUT-OF-TURN PLAN AMENDMENT REGARDING GEORGETOWN PIKE (ROUTE 193)** (Tape 4)

Supervisor Mendelsohn noted that in the last round of amendments to the Comprehensive Plan, text in the Upper Potomac Planning District was changed to add additional protection to the important “scenic and historic character and the historic integrity” of the Georgetown Pike (Route 193). The text clearly states that Georgetown Pike should be maintained within its existing right of way. In contrast to this, the Plan Map, in its most current version, shows Georgetown Pike as an existing arterial road, and the map legend recommends it as a roadway that should be widened or improved. Although the Plan Map shows that 193 is to remain a two-lane road, its designation as a road to be “improved” requires staff to request the dedication of additional right-of-way during the standard review processes conducted by the County on land proposed for development along Georgetown Pike. This type of request, however, is in direct conflict with the recommendations in the Plan text.

Therefore, Supervisor Mendelsohn moved that the Board direct staff to initiate an Out-of-Turn Plan Amendment to make the recommendations of the Plan Map consistent with those contained in the Plan text. Supervisor Hyland seconded this motion, which carried by a vote of nine, Supervisor Dix being out of the room.

42. **NEXTEL COMMUNICATIONS – SWINKS MILL/97204 OLD GEORGETOWN PIKE, MCLEAN** (Tape 4)

With reference to a letter from Virginia Department of Transportation (VDOT) regarding an application by Nextel Communications for installation of a wireless communication facility to be located at Swinks Mill/97204 Old Georgetown Pike in McLean, Supervisor Mendelsohn asked unanimous consent that the Board direct the Director of the Department of Planning and Zoning (DPZ) to respond to this letter. Without objection, it was so ordered.

43. **“2000 TREES BY 2000”** (Tape 4)

Supervisor Mendelsohn provided a short update on the progress of the Tree Preservation Task Force by announcing a new “2000 Trees By 2000” tree planting initiative. Board Members are encouraged to attend and participate in the next full Task Force meeting, scheduled for February 24 at 4:00 p.m., when small groups will present a draft report on their progress.

At its January 6, 1999 meeting, the Fairfax County Tree Commission adopted a resolution announcing a new citizens’ tree planting initiative and has requested that this initiative be announced to the Board and to the community. The purpose of the initiative, “2000 Trees By 2000” is to encourage the planting of new trees throughout the County. The goals of the initiative are to plant at least 2000 trees in each Supervisor District and a total of at least 20,000 trees Countywide by the year 2000. Trees planted as required for development projects cannot count toward the total. Awards will be given by the Tree Commission to the first District to reach the goal of 2,000 trees and to the District that plants the most trees. Tree nurseries throughout the County have agreed to provide discount coupons for trees purchased for this program. The Tree Commission will provide each Board Member with the information needed to respond to citizens’ inquiries.

Following input from Cecilia A. Lammers, Urban Forestry Branch, Supervisor Mendelsohn issued a challenge to each Supervisor District to see who can plant the most trees by the end of 1999, and asked unanimous consent that the Board direct the Office of Public Affairs to publicize this tree planting initiative. Without objection, it was so ordered.

44. **VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) ROAD CONSTRUCTION FUNDS TO REPLACE TREES REMOVED AS A RESULT OF ROAD CONSTRUCTION** (Tape 4)

Supervisor Mendelsohn noted that the Virginia Department of Transportation (VDOT) has allocated money every year from road construction funds to plant wildflowers in State rights-of-way. The amount of money allocated for this program for Fiscal Year (FY) 1999 is in excess of one million dollars.

Supervisor Mendelsohn asked unanimous consent that the Board direct the Chairman to write a letter to the Northern Virginia Delegation of the General Assembly requesting that a similar fund be set up and funded to enable VDOT to replace trees removed as a result of construction of roads. Without objection, it was so ordered.

45. **CHAPTER 108 (NOISE ORDINANCE)** (Tape 4)

Supervisor Mendelsohn referred to his Board Matter regarding a constituent who attempted to secure police enforcement of the Code of the County of Fairfax, Chapter 108 (Noise Ordinance) amendment adopted by the Board on July 13, 1998.

Supervisor Mendelsohn asked unanimous consent that the Board direct the County Executive:

- To review the constituent letter regarding the noise complaint.
- Report with steps which have been taken to inform affected agencies of this ordinance change.

Without objection, it was so ordered.

46. **RESIGNATION OF MR. A. DEWEY BOND FROM THE ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC)** (Tape 4)

(BACs) Supervisor Mendelsohn noted that, with great sadness, he has accepted the resignation of Mr. A. Dewey Bond, Dranesville District Representative to the Environmental Quality Advisory Council (EQAC). Mr. Bond has served on EQAC for 12 years, and has made important contributions to benefit the environment during his years of service.

Accordingly, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to invite Mr. Bond to appear before the Board to be recognized for all of his contributions to EQAC and for his service to his community. Without objection, it was so ordered.

PMH:pmh

47. **INTENT TO DEFER THE PUBLIC HEARING ON REZONING APPLICATION RZ 1998-HM-036 (BRIDENBAKER, L.C.) (HUNTER MILL DISTRICT)** (Tape 5)

Supervisor Dix announced his intent, later in the meeting, at the appropriate time, to defer the public hearing on Rezoning Application RZ 1998-HM-036 until January 25, 1999 at 5:30 p.m.

(NOTE: Later in the meeting, at the appropriate time, this public hearing was formally deferred. See Clerk's Summary Item CL#112.)

48. **DULLES CORNER PROPERTIES L.L.C.** (Tape 5)

Supervisor Dix said that Dulles Corner Properties L.L.C. recently submitted several land use applications for property that is already zoned for commercial development in the vicinity of Coppermine Road and Horse Pen Road. These are "housekeeping" applications that request no additional density or use approvals.

Supervisor Dix moved that:

- Proffered Condition Amendment Applications PCA 88-C-066-3, PCA 96-H-044, PCA 86-C-029-7, Final Development Plan Amendment Application FDPA 86-C-029-3, Final Development Plan Application FDP 86-C-029-6 receive expedited processing and be scheduled for public hearings at the earliest possible dates.
- The Board authorize the staff to accept Site Plans for this proposed development for concurrent processing with the PCA/FDPA/FDP requests.

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 these applications in any way. Supervisor McConnell seconded this motion, which carried by unanimous vote.

49. **NEW YEAR'S EVE PARTY SPONSORED BY VIENNA PARKS AND RECREATION DEPARTMENT** (Tape 5)

Supervisor Dix said that on December 31, 1998, over 170 middle school aged youth attended a New Year's Eve party sponsored by the Vienna Parks and Recreation Department under the direction of Mr. Richard Black. Because the Vienna Community Center is closed for renovation finding a location to hold this event became a challenge. He recognized Crestar Bank for not only donating the space for this event at their 515 Maple Avenue, East location, but also providing manpower to help during the event.

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

- Invite Ms. Diane Ford and Ms. Barbara Kutner representing Crestar Bank to appear before the Board at a future date.
- Prepare an appropriate Certificate of Appreciation for their efforts.

Without objection, it was so ordered.

50. **METROPOLITAN YOUTH SUPER BOWL FOOTBALL CHAMPIONSHIPS**
(Tape 5)

Supervisor Dix announced that two teams from Fairfax County have won Metropolitan Youth Super Bowl football championships this year. The 75-pound Vienna Bulldogs capped a two-year, 21-1 record with a 24-12 victory over Peppermill of Montgomery County. Also the Braddock Road Youth Club (BRYC) Rams won a 30-24 triple overtime victory over the Washington DC Blitz to capture the 110-pound championship.

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

- Invite the coaches, players, and parents from both teams to appear before the Board at a future date.
- Prepare an appropriate Certificate of appreciation, so the Bulldogs and the Rams can be recognized for the pride that they have brought to Fairfax County.

Without objection, it was so ordered.

51. **DONATION OF HISTORICAL RECORDS** (Tape 5)

Supervisor Dix said that it has come to his attention that Messrs. Bernard Corbett and Christopher Corbett donated over 23,000 old Fairfax County individual parcel and subdivision land records to the County. Possession of these records, which date back to the 17th century, will help those doing title searches and provide a valuable source for historical research of the development of Fairfax County.

Supervisor Dix commended Bernard and Christopher Corbett for their contribution of these historical records to the County and asked unanimous consent that the Board direct staff to invite John Frey, Clerk of the Circuit Court, Sheriff Carl Peed, and the Corbetts to appear before the Board so that they can be recognized for this important contribution to the citizens of Fairfax County. Without objection, it was so ordered.

52. **POLICE PHYSICALS** (Tape 5)

Supervisor Dix said that an issue has developed relative to the cooperation between the police departments in the Towns of Vienna and Herndon along with Fairfax County related to the issue of physicals.

Supervisor Dix asked unanimous consent that the Board direct staff to determine if there is an effective resolution and what the Board can do in the future to maintain this cooperative arrangement between the County and the Towns of Vienna and Herndon. Without objection, it was so ordered.

53. **PARK-AND-RIDE LOTS** (Tape 5)

Supervisor Dix noted the success of the Wiehle Avenue Park-and-Ride facility. He said that between the Wiehle Avenue facility and the Virginia Department of Transportation (VDOT) facility 956 commuters used the facilities. He noted that there is an opportunity to construct a parking garage if demand justifies it.

Supervisor Dix asked unanimous consent that the Board direct staff to examine the provisions for the construction of a parking garage to determine whether the threshold has been met and whether there is funding remaining in the joint FTA County account for the improvements and report its findings. Without objection, it was so ordered.

Following discussion, Supervisor McConnell moved that the Board direct staff to prepare a letter for the Chairman's signature, to VDOT requesting it to consider the demand between Prince William County and Fort Belvoir and how the issue of congestion can be addressed. Supervisor Kauffman seconded this motion which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

54. **RESTON 2000 TASK FORCE COMMITTEE REPORTS** (Tape 5)

Supervisor Dix distributed to Board Members the Reston 2000 Task Force Committee Report.

55. **MARCH AS "MENTAL RETARDATION AWARENESS MONTH" IN FAIRFAX COUNTY** (Tape 5)

Supervisor Bulova noted that throughout the United States (US), March is celebrated as Mental Retardation Awareness Month. In Fairfax, County, during the month of March, the ARC of Northern Virginia, in conjunction with People First, a self-advocacy group for people with mental retardation, and the Fairfax-Falls Church Community Services Board (CSB), educate the public about the abilities and needs of people with mental retardation and their families.

Therefore, Supervisor Bulova moved that the Board:

- Proclaim March 1998 as "**Mental Retardation Awareness Month**" in Fairfax County.
- Direct staff to invite the ARC and others to appear before the Board on March 8, 1999 to receive the Proclamation.

Supervisor Connolly seconded this motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

56. **A-7 – AUTHORIZATION FOR THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO ENTER INTO A CONTRACT FOR INTERIOR AND EXTERIOR RENOVATION AT THE GREEN; TO UTILIZE HOUSING TRUST FUNDS FOR THE AWARDED CONTRACT; AND APPROVAL FOR REIMBURSEMENT OF THE REAL ESTATE TAXES PAID ON THE UNITS HELD BY THE GREEN LIMITED PARTNERSHIP (HUNTER MILL DISTRICT)** (Tape 5)

(NOTE: Earlier in the meeting, this item was deferred. See Clerk's Summary Item CL#21.)

Supervisor Dix moved that the Board concur in the recommendation of staff and authorize:

- The award of a contract to the Chinn Ridge Construction Company in the amount of \$1,001,026 for the interior and exterior renovation of garden apartment units at Project VA-19-05, The Green.
- An allocation from the Housing Trust Fund to support this contract.
- Reimbursement to the Fairfax County Redevelopment and Housing Authority (FCRHA) for real estate taxes paid on the units owned by The Green Limited Partnership.

Supervisor Connolly seconded this motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

57. **AWARD OF EXCELLENCE FOR CAPTAIN STEPHEN HARDGROVE, COMMANDER OF THE FRANCONIA DISTRICT POLICE STATION** (Tape 5)

Supervisor Kauffman stated that Captain Stephen Hardgrove, Commander of the Franconia District Police Station, was a recipient of the 1998 Award of Excellence from the Washington Regional Alcohol Program for his efforts in preventing alcohol-related traffic deaths and injuries. Captain Hardgrove was recognized in the December 17 *Washington Post* as the recipient of this award for all of Fairfax County.

Supervisor Kauffman moved that the Board direct staff to invite Captain Hardgrove to a future Board meeting to receive a Certificate and formal recognition. Supervisor Gross seconded this motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

58. **FUNDING OF THE CONSTRUCTION OF PARK-AND-RIDE LOTS** (Tape 5)

Supervisor Kauffman distributed to Board Members a copy of the resolution passed by the Northern Virginia Transportation Commission (NVTC) regarding the request

for the Virginia Department of Transportation (VDOT) to fund construction of park-and-ride lots as part of the Congestion Mitigation Plan for the Springfield Mixing Bowl.

Supervisor Kauffman moved that the Board support the NVTC in urging VDOT to use Mixing Bowl Congestion Management Program funds to acquire right-of-way design and construct all of the park-and-ride lots identified in the Transportation Demand Management Package as recommended by the Steering Committee in addition to the already approved projects. Supervisor McConnell seconded this motion, which carried by unanimous vote.

59. **GIVE US A SIGN!** (Tape 5)

Supervisor Hyland stated that the President of the Collingwood-on-the-Potomac Civic Association contacted his office to ask about Fairfax County's program of replacing old street signs with ones bearing a blue background and larger letters making them more legible.

Supervisor Hyland said that Collingwood-on-the-Potomac was one of the subdivisions which was in the midst of changing to blue street signs when the program stopped. Consequently, about one half of their signs have not been replaced.

Accordingly, Supervisor Hyland asked unanimous consent that the Board direct staff to review and report with a recommendation and possible funding source to restore the replacement of street signs in Collingwood-on-the-Potomac and, eventually, throughout Fairfax County. Without objection, it was so ordered.

60. **ANNOUNCING THE 12TH ANNUAL TOWN MEETING IN THE MOUNT VERNON DISTRICT** (Tape 5)

Supervisor Hyland announced Mount Vernon's 12th Annual Town Meeting to be held at the former Mount Vernon High School (*currently the Islamic Saudi Academy*), 8333 Richmond Highway on the traditional ASuperBowl Saturday≡, January 30, 1999 with coffee at 8:30 a.m. and the program starting at 9:00 a.m.

Although principally attended by citizens from the Mount Vernon vicinity, the meeting is open to all Fairfax County residents. He extended an invitation to Board Members, two of whom will be taking part on the panel.

The event brings together County and state legislators and citizens to hear first hand the significant issues involving Mount Vernon as well as Countywide.

61. **COLUMBIA/HCA HOSPITAL PROPOSAL** (Tape 5)

Supervisor Hyland distributed to Board Members a resolution from the Mount Vernon Council of Citizens Associations concerning the Columbia/HCA Hospital

proposal.

Supervisor Hyland said that the essence of the resolution is that the Council strongly opposes construction of an additional hospital in the Mount Vernon/Springfield area until and unless a need for additional hospital beds can be clearly justified. Further, the Council urges INOVA to proceed promptly with its planned emergency room, outpatient surgical clinic for residents of the Lorton-Newington-Springfield areas.

62. **BEVERAGES SERVED AT CIVIC ASSOCIATION SOCIAL FUNCTIONS**
(Tape 5)

Supervisor Hyland distributed to Board Members a letter from a member of the Board of the Mount Vernon on the Potomac Citizens Association raising concerns about their association's liability insurance coverage in the event of serving alcoholic beverages at their social functions even though there are no admission charges, nor fees collected for beer, wine and other refreshments.

Supervisor Hyland said that the author of the letter, has done considerable research on the subject and finds, after discussing the matter with the Virginia Alcoholic Beverage Commission, there are some discrepancies which he cannot reconcile with the liquor liability exclusion portion of his association's insurance policy. He expressed concern that the payment of mandatory homeowners association dues may indirectly constitute a sale under ABC=s interpretation and may require his association to secure a license when the association gives away alcoholic beverages at social events.

His further concern is that any civic or homeowners association can be blind-sided by the interaction of the ABC=s interpretation and liquor liability exclusions in their liability insurance policies. He asks that steps be taken to reduce the likelihood that associations unwittingly nullify their liability insurance.

Accordingly, Supervisor Hyland moved that the Board refer this issue to the County Attorney and request that an opinion be obtained from the State Attorney General's office as to the parameters governing the dispensing of wine and beer at social functions of homeowners associations and under what conditions they might require special permits for their events where food and beverages are served. Supervisor Connolly seconded this motion, which carried by a vote of eight, Supervisor Dix and Supervisor Mendelsohn being out of the room.

63. **REQUESTING BOARD ACTION TO ABOLISH COMMUNITY THE ADVISORY BOARD (CDAC)** (Tape 5)

(BACs) Supervisor Hyland said that last summer, he was approached by several members of the Community Development Advisory Board (CDAC) who indicated that they did not think that CDAC was necessary given the responsibilities of the newly formed Consolidated Community Funding Advisory Committee (CCFAC).

Supervisor Hyland moved that the Board abolish the Community Development Advisory Committee (CDAC) and that the CDAC representative to the Consolidated

Community Funding Advisory Committee (CCFAC) remain until his/her term expires. This motion, the second to which was inaudible, carried by a vote of eight, Supervisor Dix and Supervisor Mendelsohn being out of the room.

64. **PERSONAL PROPERTY TAX ON WATERCRAFT** (Tape 5)

Supervisor Hyland said that during the May 11, 1998 Board meeting, on his motion the Board directed staff to review the action taken (by the Prince William County's Board of Supervisors) eliminating tax on watercraft housed in their County. Also staff was directed to make recommendations to counter that action and to bring it back to the Board for further consideration during the Fiscal Year (FY) 1998 Carryover Review.

Accordingly, Supervisor Hyland moved that the Board direct the County Executive to consider this matter in the FY 2000 Budget deliberations to pursue a tax change on watercraft. Supervisor McConnell seconded this motion.

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

65. **WHERE IS FAIRFAX COUNTY ON THE ENVIRONMENT?** (Tape 5)

Supervisor Hyland said that each year the Environmental Quality Advisory Council (EQAC) presents its annual report on the environment.

Supervisor Hyland asked unanimous consent that the Board direct staff to prepare a scorecard and progress report on the 1998 Annual Report on the Environment. Without objection, it was so ordered.

66. **EARTH DAY OPPORTUNITY - POTOMAC WATERSHED CLEANUP**
(Tape 5)

Supervisor Hyland announced that the 10th annual Potomac Watershed Cleanup will take place on Saturday, March 27, 1999 from 9:00 a.m. until noon.

Supervisor Hyland moved that the Board direct staff to waive the fees for waste disposal; supply roll off containers and trash bags and request the Office of Public Affairs Office and Media General Cable to work with Ms. Sil Pembleton of the Alice Ferguson Foundation with publicizing the event. Supervisor McConnell seconded the motion and it carried by a vote of nine, Supervisor Mendelsohn being out of the room.

67. **KEN DOGGETT, PLANNER, DEPARTMENT OF PLANNING AND ZONING (DPZ) RETIRED** (Tape 5)

Supervisor Hyland announced that Ken Doggett, Planner, Department of Planning and Zoning (DPZ) retired on December 31, 1998. He reviewed the many

accomplishments of Mr. Doggett.

Supervisor Hyland asked unanimous consent that Board direct staff to invite Mr. Doggett to appear before the Board to receive a resolution depicting his long, committed service for the betterment of all Fairfax County residents and businesses. Without objection, it was so ordered.

68. **REQUEST REIMBURSEMENT OF FEES FOR BRYANT – EARLY LEARNING CENTER SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 86-072-03** (Tape 5)

Supervisor Hyland referred to his written Board Matter regarding The Bryant Early Learning Center (Athe BEL Center≅). In view of the fact that the BEL Center operated under the auspices of United Community Ministries is not only a community based non-profit but one of the County's contributory agencies, he moved that the fees associated with their application be waived and reimbursed. Supervisor Kauffman seconded this motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

69. **RETIREMENT OF YONG PAEK ENGINEER, DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL SERVICES (DPW&ES)** (Tape 5)

Supervisor Hyland announced that Yong Paek, Engineer, Department of Public Works and Environmental Services (DPW&ES) has retired.

Supervisor Hyland asked unanimous consent that Board direct staff to invite Mr. Paek to appear before the Board to receive a resolution recognizing his long and committed service in Fairfax County. Without objection, it was so ordered.

70. **RECONSTITUTING THE LAUREL HILL CITIZENS ADVISORY COMMITTEE** (Tape 5)

Supervisor Hyland said that the Board adopted the new Laurel Hill Community Planning Sector. He said that additional work is needed regarding this Plan.

Therefore, Supervisor Hyland moved that the Board:

- Reconstitute the citizens advisory committee by inviting the members listed in his written Board Matter, with one additional member, the current president of the federation of Lorton Communities, Tim Riser, and re-appoint staff to work together in refining the Laurel Hill Comprehensive Plan.
- Direct the committee to complete its work, and present the results to the Planning Commission and the Board for adoption not later than 180 days after the enactment of the Lorton Technical Corrections Act of 1998 (passed October 21, 1998).

Supervisor McConnell seconded this motion.

Following discussion, Chairman Hanley noted, for the record, the Board's position as part of the Comprehensive Plan that as much land as possible be preserved as open space and recreational use.

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

NV:nv

71. **INTENT TO DEFER PUBLIC HEARINGS** (Tape 6)

Supervisor Connolly announced his intent to defer until January 25, 1999 at 5:30 p.m. the following public hearings scheduled for later in the meeting:

- Rezoning Application RZ 1998-PR-011.
- Rezoning Application RZ 1997-PR-016.

(NOTE: Later in the meeting, at the appropriate time, the Board formally deferred these public hearings. See Clerk's Summary Items CL#110 and CL#111.)

72. **REPAIRS NEEDED FOR ALLAN AVENUE** (Tape 6)

Supervisor Connolly stated that Allan Avenue in Falls Church is controlled and maintained by both the Virginia Department of Transportation (VDOT) and the County. The section of road maintained by the County is in severe disrepair, with both cracked and crumbling pavement and several potholes along its length.

Accordingly, Supervisor Connolly asked unanimous consent that the Board direct the County Executive to examine the situation on Allan Avenue and set a schedule for repairs as soon as possible. Without objection, it was so ordered.

73. **SCHEDULING OF PUBLIC HEARING FOR REZONING APPLICATION RZ 1998-PR-046 AND SPECIAL EXCEPTION APPLICATION SE 98-P-045 FOR MANORCARE HEALTH SERVICES INCORPORATED** (Tape 6)

Supervisor Connolly stated that ManorCare Health Services Incorporated has submitted applications for an assisted living facility to serve individuals with Alzheimer and related disorders. ManorCare proposes to locate the facility on the southwest quadrant of the intersection of Chain Bridge Road and Sutton Road. The Planning Commission public hearing is scheduled for January 28, 1999. Due to contractual obligations and circumstances of the individual property owners, the applicant has requested a public hearing before the Board in February.

Accordingly, Supervisor Connolly moved that the Board direct staff to schedule a public hearing before the Board for Rezoning Application RZ 198-PR-046 and

Special Exception Application SE 98-P-045 for **February 22, 1999 at 3:30 p.m.** He noted that this motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations, or adopted standards, and it does not prejudice the consideration of the application in any way. Supervisor Dix seconded the motion, which carried by a vote of eight, Supervisor Kauffman and Supervisor Mendelsohn being out of the room.

74. **DRAINAGE PROJECTS** (Tape 6)

Supervisor Connolly stated that he recently had an experience with a drainage project in Providence District where a landscape architect assisted in the project at the end, rather than the beginning of the project. The project may have been safer had a County landscape architect worked with the Department of Public Works and Environmental Services (DPW&ES) to prepare for and provide landscaping of the channel at the beginning of the process.

Accordingly, Supervisor Connolly moved that the Board encourage DPW&ES to examine the feasibility of involving a County landscape architect throughout the process of each drainage project. Chairman Hanley seconded the motion, which carried by a vote of eight, Supervisor Kauffman and Supervisor Mendelsohn being out of the room.

75. **PRESENTATION OF RESOLUTION RECOGNIZING THE CONTRIBUTIONS OF THE EAKIN FAMILY TO FAIRFAX COUNTY PARKS** (Tape 6)

Supervisor Connolly said that recently the Fairfax County Park Authority passed a resolution to recognize the most recent of years of contributions by the Eakin Family, one of the first land donors to Fairfax County Parks. In 1951 the donation of land along Accotink Creek by brothers John and Leroy Eakin, Jr. enabled the fledging Park Authority to acquire stream valley land at a time when no bond funds were available for land acquisition. In 1966 Eakin Properties established a trust fund to provide ongoing maintenance and other improvements to Eakin Park. This latest generous donation of \$134,546 in matching funds for Eakin Park on Prosperity Avenue will make possible numerous improvements including the addition of trails, sidewalks, a picnic shelter, and drinking fountain, and repair storm drainage facilities and an existing pond.

Accordingly, Supervisor Connolly asked unanimous consent that the Board direct staff to invite John Eakin, Jr., Richard Eakin, and Leroy Eakin III, sons of the original donors, to appear before the Board on January 25 along with Providence District Park Authority Representative Joanne Malone, and other Park Authority representatives, so that the resolution honoring the Eakin Family's important contribution to the citizens of the County may be presented and the Board given the opportunity to publicly thank the members of the family for their extraordinary generosity. Without objection, it was so ordered.

76. **LAKE STREET RESIDENTIAL PERMIT PARKING DISTRICT** (Tape 6)

Supervisor Gross stated that a Residential Permit Parking District (RPPD) was recently implemented on Lake Street, from Tyler to Gordon Street. She noted that the parking problem originating with the nearby apartment complexes has moved down the street. She said that she has forwarded to the County's Department of Transportation (DOT) a copy of a letter and petition, along with the \$50 application fees from residents on the portion of Gordon Street from Lake Street to the dead end requesting implementation of an RPPD.

Supervisor Gross also noted that she has resubmitted petitions signed by residents of the portion of Lake Street from Gordon Street to Glen Carlyn requesting implementation of an RPPD. This portion did not originally meet the parking criteria for implementation when surveyed, but the residents report a substantial increase in parking along this block. These residents paid application fees when the petitions were first submitted in May 1998.

Accordingly, Supervisor Gross moved that the Board waive the RPPD requirement of 100 contiguous or nearly-contiguous parking spaces, and direct DOT to expeditiously complete the parking survey. Supervisor Connolly seconded the motion and it carried by a vote of nine, Supervisor Mendelsohn being out of the room.

77. **FLU SEASON AND FOOD SERVICE SAFETY** (Tape 6)

Supervisor Gross stated that a constituent related to her a disturbing experience at a local food establishment. Apparently the food the constituent ordered was not to her liking and she asked to speak to the chef. He came to her table, but told her that he could not get too close to her because he was ill with the flu.

Supervisor Gross noted that it is a violation of the Code of the County of Fairfax for employees of food establishments to handle or prepare food while ill. This is especially important now at the height of flu season. She stated that in discussing the matter with staff from the Health Department, she learned that this is not an uncommon occurrence and further education may be needed to help protect the patrons of the County's eating establishments.

Accordingly, Supervisor Gross moved that the Board direct the staff of the Office of Public Affairs to work with the County's Department of Health to prepare information, along with a plan for dissemination to food establishments, reminding them of the Policy governing ill employees, and the rules and regulations regarding food preparations, such as repeated washing of hands, use of gloves, handling of utensils, and conditions of food preparation surfaces. Supervisor Bulova seconded the motion and it carried by a vote of nine, Supervisor Mendelsohn being out of the room.

78. **GIFTS TO COUNTY RETIREES** (Tape 6)

Supervisor Gross referred to a memorandum from Peter Schroth, Director, Department of Human Resources (HR), copies of which she circulated to the Board, regarding County gifts for retirees. Following a survey of County staff and consulting with the Employees Advisory Council (EAC), HR staff decided on five retirement recognition items that can be engraved or imprinted with a County seal. These items include the following:

- Upgraded watch
- Crystal bowl
- Set of coasters
- Desk clock
- County afghan

She announced that vendor samples of these items (without the engraving or seal) are on display at the entrance to the HR office, Suite 258, all week long. She encouraged her colleagues to view the items.

79. **EXPEDITED PROCESSING FOR SPECIAL EXCEPTION APPLICATION TO PERMIT THE INSTALLATION OF A PYLON SIGN FOR THE SULLY PLACE SHOPPING CENTER** (Tape 6)

Supervisor Frey stated that the Sully Limited Partnership is preparing to file a Special Exception application to permit installation of a pylon sign for the Sully Place Shopping Center at the corner of Route 50 and Metrotech Drive. This is in an effort to renovate the center.

At the request of the applicant, Supervisor Frey moved that the Board direct staff to:

- Expedite the processing of the Special Exception application for the pylon sign.
- Concurrently process any Plans associated with the sign concurrently with the pending Special Exception application.

He noted that this motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations, or adopted standards, and does not prejudice the consideration of this application in any way. Supervisor McConnell seconded the motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

80. **INOVA HEALTH CARE SERVICES ZONING APPLICATIONS** (Tape 6)

Supervisor Frey stated that Inova Health Care Services has filed concurrently Rezoning Applications RZ 198-SU-067, Proffered Condition Amendment Application PCA 85-C-091-4, and Special Exception Amendment Application SEA 84-C-076-5 for the Fair Oaks Hospital site and surrounding adjacent properties on Rugby Road which are owned by Inova. The purpose of the applications is to permit development of an assisted living facility and medical office buildings, including an ambulatory care center.

At the request of the applicants, Supervisor Frey moved that the Board direct the Department of Public Works and Environmental Services (DPW&ES) to process the Site Plans associated with this property concurrently with the aforementioned applications. Supervisor McConnell seconded the motion and it carried by a vote of nine, Supervisor Mendelsohn being out of the room.

81. **TRINITY CENTRE ZONING APPLIATIONS** (Tape 6)

Supervisor Frey stated that Trinity Centre has filed a Proffered Condition Amendment application to amend Proffered Condition Amendment Application PCA 86-S-071 to revise the language of one of the proffers associated with that application. The language changes will not affect the approved uses, it is merely a clarification of the timing of some of the uses of the site.

Given the narrow scope of the request, Supervisor Frey asserted that it should not take long for staff to review. Accordingly, he moved that the Board direct staff to:

- Expedite the scheduling of the public hearing for PCA 86-S-071 as soon as possible.
- Accept concurrently any Plans associated with the application.

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

82. **RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) FOR STREAM VALLEY DRIVE** (Tape 6)

Supervisor Frey stated that the citizens along Stream Valley Drive, across from Chantilly High School, have petitioned for a Residential Permit Parking District (RPPD). The area has met all the requirements for the creation of an RPPD.

Accordingly, Supervisor Frey moved that the Board waive the application fee for the RPPD on Street Valley Drive in Chantilly. Supervisor Bulova seconded the motion, which carried by a vote of nine, Supervisor Mendelsohn being out of the room.

83. **TRANSFER OF COUNTY-OWNED PROPERTY TO THE PARK AUTHORITY** (Tape 6)

Supervisor Frey referred to his lengthy written Board Matter regarding maintenance of property dedicated to the Board during the rezoning process and the transfer of such land to the Park Authority. He noted that the Board has requested on several occasions an inventory of lands that are in the name of the Board that should be in the name of the Park Authority. On June 29, 1998 the Board had requested a timetable for an inventory of lands.

Supervisor Frey moved that the Board direct staff to initiate immediately the process for the transfer of the County-owned property located on Tax Map 55-3 Parcel 26 to the Park Authority. Supervisor Dix seconded this motion.

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

Supervisor Frey moved that the Board direct staff to develop as soon as possible a timetable for providing information regarding the appropriate transfer of County-owned lands to the Park Authority. Supervisor McConnell seconded the motion.

Supervisor Dix asked to amend the motion to allow individual Supervisors to review that list prior to the actual transfer to the Park Authority.

Supervisor Frey clarified that his motion was a request for a list of those properties so that the Board can determine the appropriate course of action.

Supervisor Connolly asked to amend the motion to change "as soon as possible" to "no later than March 1, 1999," 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.

84. **DEER HUNTS** (Tape 6)

Supervisor Frey referred to a letter from Mr. Julian Bolton from the Izaak Walton League regarding the donation of venison from the County's deer hunts and Chairman Hanley noted that she had already referred the letter to staff.

Supervisor Frey asked unanimous consent that the Board direct staff to explain why the District of Columbia (DC) shelter is being given the venison from the deer hunt and why the Virginia Hunters for the Hungry are not.

Supervisor Dix asked to amend the request to direct staff to provide the answer today, and this was accepted.

Following a summary response from Robert J. O'Neill, Jr., County Executive, without objection, the request, as amended, was so ordered.

There was a brief discussion regarding public safety issues in regard to the deer hunts, with input from Mr. O'Neill.

Supervisor Dix asked unanimous consent that the Board direct staff to provide a response as to the possibility of allowing Board Members' staff observe the hunts. Following discussion, with input from Mr. O'Neill, the request was so ordered.

85. **NO BOARD MATTERS FOR SPRINGFIELD DISTRICT SUPERVISOR ELAINE MCCONNELL** (Tape 6)

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

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

At 1:20 p.m., Supervisor Connolly moved that the Board recess and go into Executive Session for discussion and consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the Agenda for this meeting and in addition:

- *Board of Supervisors versus Jae H. Kim*, At Law Number 159179.
- Appeal of Maryland Department of Environmental Decision re: Permit Application Number 96-NT-0024/199661481.
- *City of Alexandria, Virginia, et al., versus Rodney E. Slater, et al.*, Civil Action Number 98-0251-SS.
- *United States of America ex rel. James F. Alderson versus Columbia/HCA Healthcare Corporation, et al.*, Case Number 97-2035-CIV-T-23E.

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

AM:am

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

ACTIONS FROM EXECUTIVE SESSION**87. CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION (Tape 7)**

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed, or considered by the Board during the Executive Session. Supervisor Gross seconded this 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."

88. AUTHORIZATION OF SETTLEMENT OF BOARD OF SUPERVISORS VERSUS KIM, LAW NUMBER 159179 (Tape 7)

Supervisor Gross moved that the Board authorize settlement of the case of *Board of Supervisors versus Kim*, Law Number 159179, in accordance with the terms and conditions recommended by the County Attorney in Executive Session. Supervisor Connolly seconded this motion, which carried by unanimous vote.

89. AUTHORIZATION OF SETTLEMENT IN SIXTEENTH SKYLINE ASSOCIATES, L.P. VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA AT LAW NUMBER 173583 (Tape 7)

Supervisor McConnell moved that the Board authorize settlement in *Sixteenth Skyline Associates, L.P. versus Board of Supervisors of Fairfax County, Virginia*, At Law Number 173583, according to the terms and conditions outlined by the County Attorney in Executive Session. Supervisor Hyland seconded this motion, which carried by unanimous vote.

AGENDA ITEMS**90. 3:30 P.M. - BOARD DECISION ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 78-D-098-2 (MCLEAN BIBLE CHURCH) (DRANESVILLE DISTRICT) (Tape 8)**

(NOTE: On November 23, 1998, the Board held the public hearing on Special Exception Amendment Application SEA 78-D-098-2, but deferred decision to December 7, 1998. On December 12, the Board deferred decision to January 11, 1999.)

Following discussion, Supervisor Mendelsohn moved that the Board:

- Accept the Planning Commission's action of November 19, 1998 regarding this application as the Commission's recommendations as required by Section 9009 ((3)) of the Zoning Ordinance.
- Approve Special Exception Amendment Application SEA 78-D-098-2 subject to the development conditions dated January 11, 1999.
- Approve the modification of the transitional screening requirements according to development conditions.
- Approve the waiver of barrier requirements.

Supervisor Hyland seconded this motion, which carried by unanimous vote.

91. **BOARD RECESS** (Tape 8)

At 4:20 p.m., the Board recessed, and at 4:30 p.m., reconvened in the Board Auditorium with all Members being present, with the exception of Supervisor Connolly and Supervisor Dix, and with Chairman Hanley presiding.

92. **3:30 P.M. - PH ON PROPOSED PUBLIC FACILITIES APPLICATION 2232-V98-11 BY THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO ACQUIRE 2.25 ACRES FOR THE DEVELOPMENT OF 60 UNITS OF HOUSING FOR THE ELDERLY AND OFFICE SPACE AT 7837 RICHMOND HIGHWAY, GUM SPRINGS (MOUNT VERNON DISTRICT)** (Tape 8)

(NOTE: On December 7, 1998, the Board deferred the public hearing on Public Facilities Application 2232-V09-11 until January 11, 1999.)

A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of December 23, and December 30, 1998.

Following the public hearing, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. Supervisor McConnell seconded this motion, which carried by a vote of eight, Supervisor Connolly and Supervisor Dix being out of the room.

Supervisor Hyland moved to:

- Affirm the determination of the Planning Commission pursuant to Section 15.2-2232 of the *Code of Virginia*, as amended, that the proposal by the Fairfax County Redevelopment and Housing Authority (FCRHA), as amended, to acquire approximately 2.25

acres of land located at 7837 Richmond Highway in Gum Springs and develop 60 units of housing for the elderly and approximately 12,000 square feet of office space, is substantially in accord with the provisions of the adopted Comprehensive Plan.

- Authorize the FCRHA to acquire tax map parcel 101-2 ((1)) 73, pursuant to Section 36-19.2 of the *Code of Virginia* as amended, for the proposed use.
- Authorize the reallocation of \$1,000,000 within Fund 145, HOME Investment Partnership Grant, from Project 013974 HOME Development Costs to Project 014056 Gum Springs Elderly, to purchase the subject property.
- Approve the formation of a limited partnership to develop the proposed project.
- Direct staff to schedule a public hearing to be held on March 8, 1999 for the Rezoning Application for this project.

This motion, the second to which was inaudible, carried by a vote of eight, Supervisor Connolly and Supervisor Dix being out of the room.

93. **3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICTS) AGRICULTURAL AND FORESTAL DISTRICT RENEWAL APPLICATION AR 80-D-001-2 (PATOWMACK FARM AND EDITH W. SPALDING) (DRANESVILLE DISTRICT)** (Tape 8)

(O) Mr. John C. McGranahan reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Mendelsohn moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal District), Appendix E-1, to renew the Patowmack Agricultural and Forestal District (Application AR 80-D-001-2) subject to the proposed Ordinance provisions dated November 18, 1998. Supervisor Hyland seconded this motion, which carried by a vote of eight, Supervisor Bulova, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Connolly and Dix being out of the room.

94. **3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 98-V-042 (BELLE HAVEN COUNTRY CLUB, INCORPORATED) (MOUNT VERNON DISTRICT)** (Tape 8)

Supervisor Hyland moved to defer the public hearing on Special Exception Application SE 98-V-042 until **January 25, 1999 at 5:30 p.m.** Supervisor Kauffman seconded this motion, which carried by a vote of seven, Supervisor Connolly, Supervisor Dix, and Supervisor Mendelsohn being out of the room.

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

Chairman Hanley announced a change in the Orders of the Day to defer the public hearings on Proffered Condition Amendment Application PCA 81-D-045-2 and Special Exception Amendment Application SEA 82-D-038-2 until later in the meeting.

96. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 81-D-045-2 AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-D-038-2 (GREENSBORO CENTER LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT)** (No Tape)

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

97. **DEFERRAL OF THE BOARD DECISION ON THE PROPOSED VACATION OF PORTIONS OF H STREET (MOUNT VERNON DISTRICT)** (Tape 8)

(NOTE: On December 7, 1998, the Board held the public hearing on this application, and deferred decision until January 1, 1999.)

Supervisor Hyland moved to defer the decision on this item until **January 25, 1999 at 5:30 p.m.** Supervisor Kauffman seconded this motion, which carried by a vote of seven, Supervisor Connolly, Supervisor Dix, and Supervisor Mendelsohn being out of the room.

98. **4:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 91-L-053-3 (GREYHOUND LINES, INCORPORATED) (LEE DISTRICT)** (Tapes 8-9)

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

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

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

Supervisor Kauffman moved approval of:

- Special Exception Amendment Application SEA 91-L-053-3 subject to the development conditions dated November 18, 1998.
- The modification of the transitional screening.
- The waiver of the barrier requirement that is shown on the SEA Plat and subject to development conditions.

Supervisor McConnell seconded this motion, which carried by a vote of seven, Supervisor Dix, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

99. **4:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 78-C-107-2 (JONES COMMUNICATIONS OF VIRGINIA, INCORPORATED) (HUNTER MILL DISTRICT)** (Tape 9)

Mr. Duane T. Basham reaffirmed the validity of the affidavit for the record.

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

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

On behalf of Supervisor Dix, Supervisor Frey moved approval of:

- Special Exception Amendment Application SEA 78-C-107-2 subject to the development conditions dated November 25, 1998.

- The modification of the transitional screening requirements and waiver of the barrier requirements along the southeastern and eastern boundaries of the site in favor of the existing vegetation as shown on the SEA Plat.

Supervisor Bulova seconded this motion, which carried by a vote of six, Supervisor Dix, Supervisor Hyland, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

100. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 81-D-045-2 AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-D-038-2 (GREENSBORO CENTER LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT)** (Tape 9)

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

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

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

Supervisor Connolly moved approval of:

- Proffered Condition Amendment Application PCA 81-D-045-2 subject to the executed proffers dated December 1, 1998.
- Special Exception Amendment Application SEA 82-D-038-2 subject to the development conditions dated December 1, 1998.
- The waiver of the transitional screening and barrier along the eastern boundary of the site in favor of that shown on the Generalized Development Plan/Special Exception Amendment (GDP/SEA) Plat.
- The waiver of the trail along Springhill Road.

Supervisor Bulova seconded this motion, which carried by a vote of seven, Supervisor Dix, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

101. **A-8 – PAN AM PARK-AND-RIDE AGREEMENT (PROVIDENCE DISTRICT)** (Tape 9)

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

Supervisor Connolly moved that the Board concur in the recommendation of staff and approve an ongoing agreement with Federal Realty Investment Trust to provide commuter parking at the Pan Am Shopping Center, which is in general conformance with the interim agreement as contained in the Memorandum to the Board dated January 11, 1999. Supervisor McConnell seconded this motion, which carried by a vote of seven, Supervisor Dix, Supervisor Hyland, and Supervisor Mendelsohn being out of the room,

102. **4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 82-S-032 AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-S-081 (SOUTHERN STATES COOPERATIVE, INCORPORATED) (SULLY DISTRICT)** (Tape 9)

Mr. Jay duVon reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 82-S-032 subject to the executed proffers. Supervisor Bulova seconded this motion, which carried by a vote of seven, Supervisor Dix, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

Supervisor Frey moved approval of Special Exception Amendment Application SEA 82-S-081 subject to the development conditions dated November 20, 1998. Supervisor Bulova seconded this motion, which carried by a vote of seven, Supervisor Dix, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

103. **4:00 P.M. - PH ON REZONING APPLICATION RZ 1998-BR-034 (BATAL BUILDERS, INCORPORATED) (BRADDOCK DISTRICT)** (Tape 9)

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

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

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

Supervisor Bulova moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1998-BR-034 be amended from the R-1 District to the R-3 District subject to the execution of the proffers dated January 7, 1999. Supervisor McConnell seconded this motion, which carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Frey, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

104. **4:00 P.M. - BOARD DECISION ON THE PROPOSED VACATION OF PORTIONS OF H STREET (MOUNT VERNON DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, action was taken to defer this item. See Clerk's Summary Item CL#97.)

SBE:sbe

105. **4:30 P.M. - PH TO CONSIDER THE VACATION OF A PORTION OF STATECREST DRIVE (MASON DISTRICT)** (Tape 10)

- (O) A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of December 23, and December 30, 1998.

Following the public hearing, which included testimony by three speakers, Supervisor Gross moved adoption of the Ordinance vacating a portion of Statecrest Drive. Supervisor Kauffman seconded this motion, which carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Frey, and Supervisor Hyland being out of the room.

106. **4:30 P.M. - PH ON REZONING APPLICATION RZ 1997-BR-025 (SURENDRA BERRY) (BRADDOCK DISTRICT)** (Tape 10)

- (O) Ms. Lynne J. Strobel reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Bulova moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1997-BR-025 be amended from the R-1 District to the R-2 District subject to the execution of the proffers dated November 17, 1998. Supervisor McConnell seconded this motion, which carried by

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

107. **4:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 98 D-020 (DAVID A. HARRISON AND WALTER O. HARRISON) (DRANESVILLE DISTRICT)** (Tape 10)

Mr. David A. Harrison reaffirmed the validity of the affidavit for the record.

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

Supervisor Mendelsohn moved:

- Approval of Special Exception Application SE 98-D-020 subject to the proposed development conditions dated January 11, 1999.
- Deferral of the road improvements and dedication along Route Seven subject to the proposed development conditions.
- Deferral of the service drive along Route Seven, subject to the proposed development conditions.
- Waiver of the interior parking lot landscaping requirements.
- Modification of the peripheral parking lot landscaping along the southern property line to that shown on the SE Plat.
- Modification of the transitional screening requirements along the north, east, and west property lines, subject to the proposed development conditions.
- Waiver of the barrier requirements along the north, east, and west property lines.
- Deferral of the trail requirement along Route Seven, subject to the proposed development conditions.

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

108. **5:00 P.M. – PH ON REZONING APPLICATION RZ 1998-HM-030 (PULTE HOME CORPORATION, INCORPORATED) (HUNTER MILL DISTRICT)**
(Tape 10)

On behalf of Supervisor Dix, Supervisor Frey moved to defer the public hearing on Rezoning Application RZ 1998-HM-030 (Pulte Home Corporation, Incorporated) until **January 25, 1999 at 5:30 p.m.** Supervisor Bulova seconded this motion, which carried by a vote of seven, Supervisor Dix, Supervisor Hyland, and Supervisor Mendelsohn being out of the room.

109. **5:00 P.M. – PH ON REZONING APPLICATIONS RZ 1998-SU-016 (BSM, L.L.C.), AND RZ 1998-SU-014 AND SPECIAL EXCEPTION APPLICATION SE 98-Y-011 (MOBIL OIL CORPORATION) (SULLY DISTRICT)** (Tape 10)

- (O) Mr. John L. McBride reaffirmed the validity of the affidavit for the record for Rezoning Application RZ 1998-SU-016

Ms. Marie B. Travesky reaffirmed the validity of the affidavit for the record for Rezoning Application RZ 1998-SU-014 and Special Exception Application SE 98 –Y-011.

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

- In excess of \$200 from the firm of Bengtson, DeBell and Elkin.

Mr. McBride and 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 they proceeded to present the case.

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

Supervisor Frey moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1998-SU-014 be amended from the I-3 and WS Districts to the I-5 and WS Districts subject to the execution of the proffers dated November 4, 1998.
- Approval of Special Exception Application SE 98-Y-011 subject to the proposed development conditions dated November 5, 1998, and approval of Rezoning Application RZ 1998-SU-014.

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1998-SU-016 be amended from the R-1, I-3, and WS Districts to the I-5 and WS Districts subject to the execution of the proffers dated November 5, 1998.
- Approval of the modification of the transitional screening requirement along the western boundary of the site associated with Rezoning Application RZ 1998-SU-014 and Special Exception Application SE 98-Y-011 to that shown on the Generalized Development Plan/Special Exception (GDP/SE) Plat and is further described in the proposed development conditions.
- Approval of the modification of the barrier requirement along the northern boundary of the site associated with Rezoning Application RZ 98-SU-014 and Special Exception Application SE 98-Y-011 as described in the proposed development conditions.
- Approval of the modifications of the transitional screening and barrier requirements along the western boundary of the site associated with Rezoning Application RZ 1998-SU-016 to that shown on the GDP.
- Waiver of the construction of the service drive along Lee Highway.

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

110. **5:30 P.M. – PH ON REZONING APPLICATION RZ 1997-PR-016 (AMERICAN LAND DEVELOPERS, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 10)

Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 1997-PR-016 until **January 25, 1999 at 5:30 p.m.** Supervisor Frey seconded this motion, which carried by a vote of seven, Supervisor Dix, Supervisor Gross, and Supervisor Hyland being out of the room.

111. **5:30 P.M. – PH ON REZONING APPLICATION RZ 1998-PR-011 (MADISON HOMES/GALLOWS ROAD L.L.C.) (PROVIDENCE DISTRICT)** (Tape 10)

Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 1998-PR-011 until **January 25, 1999 at 5:30 p.m.** Supervisor Bulova seconded this motion, which carried by a vote of seven, Supervisor Dix, Supervisor Gross, and Supervisor Hyland being out of the room.

112. **5:30 P.M. - PH ON REZONING APPLICATION RZ 1998-HM-036 (BRIDENBAKER, L.C.) (HUNTER MILL DISTRICT)** (Tape 10)

On behalf of Supervisor Dix, Supervisor Frey moved to defer the public hearing on Rezoning Application RZ 1998-HM-036 until **January 25, 1999 at 5:30 p.m.** This motion, the second to which was inaudible, carried by a vote of eight, Supervisor Dix and Supervisor Hyland being out of the room.

113. **5:00 P.M. - PH ON REZONING APPLICATION RZ 1998-BR-031 (WEST PROPERTIES, L.C.) (BRADDOCK DISTRICT)** (Tape 10)

(O) Ms. Lynne J. Strobel reaffirmed the validity of the affidavit for the record.

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

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

Discussion ensued, with input from Barbara A. Byron, Director, ZED, DPZ.

Supervisor Bulova moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1998-BR-031 be amended from the R-1 District to the R-3 District subject to the execution of the proffers dated December 16, 1998. Supervisor McConnell seconded this motion, which **CARRIED** by a recorded vote of six, Supervisor Bulova, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, and Supervisor Mendelsohn voting "AYE," Supervisor Connolly and Chairman Hanley abstaining, Supervisor Dix and Supervisor Hyland being out of the room.

114. **5:00 P.M. - BOARD DECISION ON SPOT BLIGHT ABATEMENT ORDINANCE FOR 12653 MAGNA CARTA ROAD, TAX MAP NUMBER 025-2-((06))-0637 (HUNTER MILL DISTRICT)** (No Tape)

(NOTE: The Board decision was cancelled due to the abatement of blight.)

115. **5:30 P.M. - PH ON REZONING APPLICATION RZ 1998-PR-011 (MADISON HOMES/GALLOWS ROAD L.L.C.) (PROVIDENCE DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, the public hearing on Rezoning Application RZ 1998-PR-011 was deferred. See Clerk's Summary CL#111.)

116. **5:30 P.M. - PH ON REZONING APPLICATION RZ 1997-PR-016 (AMERICAN LAND DEVELOPERS, INCORPORATED) (PROVIDENCE DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, the public hearing on Rezoning Application RZ 1997-PR-016 was deferred. See Clerk's Summary CL#110.)

117. **5:30 P.M. - PH ON REZONING APPLICATION RZ 1998-HM-036 (BRIDENBAKER, L.C.) (HUNTER MILL DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, the public hearing on Rezoning Application RZ 1998-HM-036 was deferred. See Clerk's Summary CL#112.)

118. **5:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICTS), AF 98-S-001, TO ESTABLISH THE BIERLY LOCAL AGRICULTURAL AND FORESTAL DISTRICT (SPRINGFIELD DISTRICT)** (Tape 10)

- (O) Mr. Edward J. Bierly reaffirmed the validity of the affidavit for the record.

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

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

Supervisor McConnell moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal Districts), to establish the Bierly Local Agricultural and Forestal District (Application AF 98-S-001) subject to the proposed Ordinance provisions listed in Appendix One of the Staff Report subject to the Ordinance Provisions dated November 11, 1998. Supervisor Frey seconded this motion, which carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Gross, and Supervisor Hyland being out of the room.

119. **5:30 P.M. - PH TO READOPT AN AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 3 (COUNTY EMPLOYEES), SECTION 3-6-7, RELATING TO THE ASSETS OF THE FAIRFAX COUNTY DEFERRED COMPENSATION PLAN BEING HELD IN TRUST** (Tape 10)

- (O) A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of December 23 and December 30, 1998.

Following the public hearing, Supervisor Gross moved to readopt the proposed amendment to the Code of the County of Fairfax, Chapter 3 (County Employees), Section 3-6-7, that the assets of the Fairfax County Deferred Compensation Plan be held in trust. Supervisor Bulova and Supervisor McConnell jointly seconded this motion, which carried by a vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Gross, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Hyland, and Supervisor Kauffman being out of the room.

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

At 6:10 p.m., the Board adjourned.