



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**MONDAY
March 13, 2006**

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At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center at Fairfax, Virginia, on Monday, March 13, 2006, at 9:47 a.m., there were present:

- Chairman Gerald E. Connolly, presiding
- Supervisor Sharon Bulova, Braddock District
- Supervisor Joan M. DuBois, Dranesville District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Catherine M. Hudgins, Hunter Mill District
- Supervisor Gerald W. Hyland, Mount Vernon District
- Supervisor Elaine McConnell, Springfield District
- Supervisor Linda Q. Smyth, Providence District

Supervisor Dana Kauffman, Lee District, arrived at 9:48 a.m.

Supervisor Michael Frey, Sully District, arrived at 9:48 a.m.

Others present during the meeting were Anthony H. Griffin, County Executive; David P. Bobzien, County Attorney; J. Patrick Taves, Deputy County Attorney; Catherine A. Chianese, Assistant to the County Executive; Regina Thorn Corbett, Administrative Assistant, Office of the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Chief Deputy Clerk to the Board of Supervisors.

BOARD MATTERS1. **MOMENT OF SILENCE** (9:47 a.m.)

Chairman Connolly asked that everyone keep in thoughts the family of Tom Fox, a Virginia resident and former County resident. Mr. Fox was being held hostage with fellow peace activists in Iraq and was recently found dead.

Supervisor DuBois asked that everyone keep in thoughts the family of US Army Specialist Felipe Garcia-Villareal who died of injuries sustained while he was stationed in Iraq. He was a graduate of Herndon High School and a resident of THE County.

Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and asked unanimous consent that the Board direct staff to fly County flags at half staff and assist the family with police escort for the funeral, if necessary. Without objection, it was so ordered.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

Supervisor Bulova asked that everyone keep in thoughts the family of Aaron Brown, the college student from North Springfield who was fatally shot by an off-duty Alexandria police officer.

Supervisor Hyland asked that everyone keep in thoughts the family of Mr. Gene Ball, a long time resident of Alexandria and active member of the community, who died recently. Mr. Ball was a retired US Army Major, the former Chairman of the Pentagon Federal Credit Union, and a founding member of the Lupus Foundation of Greater Washington, DC. Supervisor Hyland noted that he would be attending his funeral later this morning.

2. **SUPERVISOR FREY TO SHAVE HIS HEAD FOR SAINT BALDRICK'S DAY CHARITY (SULLY DISTRICT)** (9:50 a.m.)

Chairman Connolly noted that this would be the last Board meeting before Supervisor Frey shaves his head for a charity event held by Saint Baldrick's. This charity event will take place on March 17, 2006, beginning at 6:30 p.m. at Fast Eddie's in Centreville. Supervisor Frey, along with other community members, will shave his head in support of the charity for children suffering from cancer. Additional information on this charity can be found at: <http://www.stbaldricks.org/default.asp>

(NOTE: Later in the meeting, there was additional discussion regarding this matter. See Clerk's Summary Item CL#46.)

AGENDA ITEMS

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. BRUCE ARENA** (9:55 a.m.)

Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and moved approval of the Certificate of Recognition presented to Mr. Bruce Arena for his leadership as a soccer coach. Supervisor Frey and Supervisor McConnell jointly seconded the motion and it carried by unanimous vote.

4. **PROCLAMATION DESIGNATING THE WEEK OF MARCH 13–17, 2006, AS “MS AWARENESS WEEK” IN FAIRFAX COUNTY** (9:58 a.m.)

Chairman Connolly moved approval of the Proclamation to designate the week of March 13–17, 2006, as “*MS Awareness Week*” in Fairfax County. Supervisor DuBois and Supervisor Hudgins jointly seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

5. **PROCLAMATION DESIGNATING MARCH 25, 2006, AS “MASTER GARDENER DAY” IN FAIRFAX COUNTY AND CERTIFICATE OF RECOGNITION PRESENTED TO MASTER GARDENERS** (10:01 a.m.)

Supervisor Smyth moved approval of the Proclamation to designate March 25, 2006, as “*Master Gardener Day*” in Fairfax County and the Certificate of Recognition presented to master gardeners for their service to the community. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

6. **PROCLAMATION DESIGNATING MARCH 24, 2006, AS “TUBERCULOSIS AWARENESS DAY” IN FAIRFAX COUNTY** (10:07 a.m.)

Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and moved approval of the Proclamation to designate March 24, 2006, as “*Tuberculosis Awareness Day*” in Fairfax County. Supervisor Smyth seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

7. **PROCLAMATION DESIGNATING MARCH 2006 AS “PURCHASING MONTH” IN FAIRFAX COUNTY** (10:14 a.m.)

(NOTE: Earlier in the meeting, Supervisor Hyland announced that he would be attending a funeral. See Clerk’s Summary Item CL#1.)

Chairman Connolly noted that Supervisor Hyland had left the Board meeting to attend Mr. Gene Bell’s funeral. Therefore, on behalf of Supervisor Hyland, Supervisor Bulova moved approval of the Proclamation to designate March 2006 as “*Purchasing Month*” in Fairfax County. Supervisor Smyth seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

8. **10 A.M. – PRESENTATION OF THE VOLUNTEER FIRE COMMISSION ANNUAL REPORT** (10:22 a.m.)

(BACs) Tim Fleming, Chairman, Volunteer Fire Commission, presented its annual report.

A brief discussion ensued regarding recruitment.

Supervisor Gross asked unanimous consent that the Board direct staff to provide additional information in the final report on the effect, if any, of the implementation of the ambulance fee on fundraising. Without objection, it was so ordered.

Supervisor Kauffman asked unanimous consent that the Board direct staff to assist the fire chiefs in publicizing volunteer opportunities. Without objection, it was so ordered.

Additional discussion ensued regarding the Ludwig Study and the inclusion of the volunteer assessment in the final report.

9. **10:15 A.M. – PRESENTATION OF THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) ANNUAL REPORT** (10:39 a.m.)

(BACs) Renee Alberts, At-Large Representative, CSB, presented its annual report.

Discussion ensued with input from James A. Thur, Executive Director, CSB; Mary W. Kudless, Deputy Director, CSB; and John F. DeFee, Ph.D., Director, Mental Health Services; regarding:

- Percentage of contribution by the County in comparison with neighboring counties and the Commonwealth of Virginia.
- Detoxification diversion outreach teams.
- Contract agencies for the Alcohol and Drug Services.

- Mental Health Services' Jail Diversion Program.
- Adult assessment waiting list for mental health services and staffing of those services.

Supervisor Gross moved that the Board direct staff to report within 90 days, or by the June 19, 2006, Board meeting, with an analysis of the issue of the staffing problems with the adult mental health assessment waiting period and recommendations on how to remedy the problem. Chairman Connolly seconded the motion.

Supervisor Hudgins asked to amend the motion to include youth assessment in the analysis, and this was accepted.

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

Supervisor Gross asked unanimous consent that the Board direct staff to provide additional information regarding the trend indicating an increase in the number of consumers for mental retardation services before the budget process. Without objection, it was so ordered.

Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and asked unanimous consent that the Board direct staff to provide, in the future, per person and per unit cost and the number of people served. Without objection, it was so ordered.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

Chairman Connolly recognized the presence of other members of the CSB in the audience.

Additional discussion ensued regarding the Leadership and Resiliency Program.

DS:ds

10. **10:30 A.M. – REPORT ON GENERAL ASSEMBLY ACTIVITIES**
(11:18 a.m.)

Chairman Connolly briefed the Board on General Assembly activities, noting that the General Assembly failed to adopt a budget and a transportation program.

Chairman Connolly called the Board's attention to a Board matter, which he distributed, regarding House Bill (HB) 1290 and Senate Bill 260, which pertain to local personal property taxation of machinery and tools used by manufacturers and will come before the Governor shortly for signature. As passed, these bills create a new definition of "idle machinery," which is exempt from taxation. The

new definition is difficult to verify, thus creating a loophole in assessing fair market value of personal property. Machinery and Tools taxation produces \$3.9 million in personal property tax revenue in the County; although not all of this revenue would be jeopardized, the assumption that certain tangible personal property shall be exempt from taxation because it is temporarily idle creates a troubling precedent for other local taxation.

Chairman Connolly stated that a possible alternative is already included in the legislation. Language in HB 1290 mandates that a working group be convened to study certain manufacturing issues, including a uniform methodology for taxing idle machinery. The exemption for idle machinery should be stricken from the proposed legislation to allow the study mandated by HB 1290 to be completed by all interested parties.

Therefore, Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and moved that the Board endorse a letter, signed by the Chair, to Governor Timothy Kaine, requesting him to amend this legislation accordingly. Supervisor Kauffman seconded the motion.

Discussion ensued, with input from Susan E. Mittereder, Legislative Director, and Tom Biesiadny, Chief, Coordination and Funding Section, Department of Transportation, regarding transportation issues.

The question was called on the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

Chairman Connolly further moved:

- Adoption of the Legislative Report on General Assembly Activities dated March 13, 2006.
- That the Board commend staff for their efforts, on behalf of the Board, in Richmond.

Supervisor DuBois and Supervisor Smyth jointly seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

11. **ADMINISTRATIVE ITEMS** (11:25 a.m.)

Supervisor Gross moved approval of the Administrative Items. Supervisor Bulova seconded the motion.

Supervisor Hudgins asked to amend the motion to consider Admin 11 separately, and this was accepted.

Supervisor Smyth called the Board's attention to Admin 6 – Additional Time to Commence Construction for Special Exception Application SE 2003-PR-005, Riggs Bank, NA (Providence District) and asked to amend the motion to approve 3 months of additional time to commence construction, instead of the requested 12 months. This was accepted.

Supervisor Kauffman called the Board's attention to Admin 7 – Additional Time to Commence Construction for Special Exception Amendment application SEA 91-L-053-4, Springfield East LC (Lee District) and asked to amend the motion to approve 12 months of additional time to commence construction, instead of the requested 24 months. This was accepted.

The question was called on the motion, as amended, to approve the Administrative Items, with the exception of Admin 11, and it carried by a vote of nine, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting "AYE," Supervisor Hyland being out of the room.

ADMIN 1 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 7 (ELECTIONS)

(A) Authorized the advertisement of a public hearing to be held before the Board on **March 27, 2006, at 4:30 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 7 (Elections) to:

- Relocate the polling place for the Frying Pan precinct.
- Rename the polling place facility for the Franconia precinct.
- Relocate the polling place for the Lorton Center precinct.
- Divide the Lorton precinct to create a new precinct and relocate its polling place.
- Update the polling place address for the Leehigh precinct.
- Establish the hours and dates of operation for the absentee voting satellites for the November 7, 2006, general election.

**ADMIN 2 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)
AS 06068 FOR THE FAIRFAX COUNTY POLICE DEPARTMENT
(FCPD) TO ACCEPT VIRGINIA DEPARTMENT OF EMERGENCY
MANAGEMENT (VDEM) GRANT FUNDING FOR THE STATE
HOMELAND SECURITY BUFFER ZONE PROTECTION PROGRAM**

(SAR) Approved SAR AS 06068 for FCPD to accept a VDEM grant in the amount of \$149,984 for Fiscal Year 2006 under the State Homeland Security Buffer Zone Protection Program. This grant will support the acquisition of tools necessary for the protection and security of critical infrastructure within the County. No local cash match is required.

**ADMIN 3 – EXTENSION OF REVIEW PERIODS FOR 2232 PUBLIC
FACILITIES REVIEW APPLICATIONS (HUNTER MILL, MASON, AND
SULLY DISTRICTS)**

Approved an extension of review period for the following 2232 Public Facilities Review Applications:

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
FS-H05-42	Nextel Communications of the Mid-Atlantic, Incorporated Rooftop antennas 1760 Reston Parkway (Hunter Mill District)	May 21, 2006
FS-M05-43	Cingular Wireless Antenna co-location on existing 110-foot tall tree monopole 3435 Sleepy Hollow Road (Mason District)	May 21, 2006
FS-Y06-5	Fairfax Water 1200 feet of 24-inch water main Centreville Road, from Metrotech Drive to Skyhawk Drive (Sully District)	July 31, 2006

ADMIN 4 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M, TO EXPAND THE SOUTHRUN COMMUNITY PARKING DISTRICT (CPD) (MOUNT VERNON DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 3, 2006, at 4 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Appendix M, to expand the Southrun CPD.

ADMIN 5 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 97-Y-035, FAIRFAX NURSING CENTER (SPRINGFIELD DISTRICT)

- (AT) Approved the request for six months of additional time to commence construction for Special Exception Amendment Application SEA 97-Y-035 to August 28, 2006, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 6 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 2003-PR-005, RIGGS BANK, N.A. (PROVIDENCE DISTRICT)

- (AT) (NOTE: Earlier in the meeting, action was taken regarding this item. See page 7.)

Approved **3** months, instead of the requested 12 months, of additional time to commence construction for Special Exception Application SE 2003-PR-005 to **June 13, 2006**, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 7 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 91-L-053-4, SPRINGFIELD EAST L.C. (LEE DISTRICT)

- (AT) (NOTE: Earlier in the meeting, action was taken regarding this item. See page 7.)

Approved **12** months, instead of the requested 24 months, of additional time to commence construction for Special Exception Amendment Application SEA 91-L-053-4 to **October 28, 2006**, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 8 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO AMEND THE CURRENT APPROPRIATION LEVEL IN THE FISCAL YEAR (FY) 2006 REVISED BUDGET PLAN

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 3, 4, and 5, 2006, at 7 p.m.** to consider increasing the FY 2006 appropriation level (“Third Quarter Review”).

ADMIN 9 – AUTHORIZATION TO ADVERTISE PUBLICATION OF THE FISCAL YEAR (FY) 2007 BUDGET AND REQUIRED TAX RATES

- (A) Authorized the advertisement of the following items, which are included in the proposed FY 2007 Budget:

- A brief synopsis of the FY 2007 Budget and a notice of proposed adoption of a Resolution appropriating funds for FY 2007 to be advertised during the week ending March 23, 2006. The proposed budget includes a real estate tax rate of \$0.93 per \$100 of assessed value. This represents a \$0.07 reduction per \$100 of assessed value from the current real estate tax rate for FY 2006 of \$1.00 per \$100 of assessed value.
- The notice required by *Virginia Code* Section 58.1-3321.
- Public hearings on the proposed Advertised Capital Improvement Program for FYs 2007 – 2011 (with Future FYs to 2016).
- Public hearing on the FY 2007 Effective Tax Rate – April 3, 2006.

ADMIN 10 – AUTHORIZATION TO ADVERTISE A RESOLUTION TO INCREASE BOARD MEMBERS’ ANNUAL SALARIES EFFECTIVE JANUARY 1, 2008

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 3, 2006, at 3:30 p.m.** to consider increasing Board Members’ annual salary from \$59,000 to \$75,000 beginning with the next elected Board in January 2008.

ADMIN 11 – BOARD AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER PROPOSED CHANGES TO THE BOUNDARY OF SMALL DISTRICT NUMBER FIVE (DRANESVILLE, HUNTER MILL, AND SULLY DISTRICTS)

(NOTE: Earlier in the meeting, the Board deferred action on this item. See page 6.)

(NOTE: Later in the meeting, action was taken regarding this item. See Clerk’s Summary Item CL#12.)

12. **ADMIN 11 – BOARD AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER PROPOSED CHANGES TO THE BOUNDARY OF SMALL DISTRICT NUMBER FIVE (DRANESVILLE, HUNTER MILL, AND SULLY DISTRICTS)** (11:27 a.m.)

(A) (NOTE: Earlier in the meeting, the Board deferred action on this item. See Clerk's Summary Item CL#11.)

Supervisor Gross moved that the Board authorize the advertisement of a public hearing to be held before the Board on **March 27, 2006, at 5 p.m.** to consider adoption of a Resolution to revise the boundary of Small District Number 5, the special tax district that was formed to support the Reston Community Center and its activities. Supervisor Hudgins seconded the motion.

Discussion ensued, with input from Michael Long, Senior Assistant County Attorney, regarding the map showing the boundaries, the Reston Master Plan, and Board Policy.

Supervisor Frey moved to amend the motion to add a Policy which states that only those members that were duly selected by the residents in the preference poll, and subsequently appointed by the Board, serve the remainder of his/her term. This motion died for lack of a second.

Chairman Connolly stated that it would be useful to have last minute Board Agenda Items paginated.

Additional discussion ensued, with input from Mr. Long and Kevin Greenleaf, Director, Department of Tax Administration, regarding the real property tax billing date.

The question was called on the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

13. **A-1 – AUTHORIZATION TO ALLOW THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO SUBMIT AN APPLICATION FOR A 15.2-2232 DETERMINATION AS AGENT FOR THE BOARD FOR THE DEVELOPMENT OF A MAGNET HOUSING FACILITY ON PROPERTY OWNED BY THE BOARD AND NOTIFICATION OF CONTRACT AMENDMENTS FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DEVELOPMENT OF A MAGNET HOUSING FACILITY (SULLY DISTRICT)** (11:38 a.m.)

On motion of Supervisor Frey, seconded by Supervisor Bulova, and carried by a vote of nine, Supervisor Hyland being out of the room, the Board concurred in the recommendation of staff and authorized FCRHA, as agent for the Board, to

submit an application for a determination pursuant to Section 15.2-2232 of the *Code of Virginia* and inform the Board of the contract amendments for architectural and engineering services to implement the design and development of the Magnet Housing facility.

14. **I-1 – LOCAL COMMENT LETTERS TO THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA) ON CREVENNA OAKS APARTMENTS, SUMMIT OAKS APARTMENTS, AND WESTMINSTER OAKS APARTMENTS (BRADDOCK AND MOUNT VERNON DISTRICTS)** (11:39 a.m.)

The Board next considered an item contained in the Board Agenda dated March 13, 2006, requesting authorization for the County Executive to sign the letters of support for Crevenna Oaks, Summit Oaks, and Westminster Oaks Apartments and forward them to VHDA for consideration with the tax credit application.

The staff was directed administratively to proceed as proposed.

15. **I-2 – LOCAL COMMENT LETTER TO THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA) ON SUNSET PARK APARTMENTS (MASON DISTRICT)** (11:39 a.m.)

The Board next considered an item contained in the Board Agenda dated March 13, 2006, requesting authorization for the County Executive to sign a letter of support for Sunset Park Apartments and forward it to VHDA for consideration with the tax credit application.

The staff was directed administratively to proceed as proposed.

16. **I-3 – LOCAL COMMENT LETTERS TO THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA) ON JANNA LEE VILLAGE APARTMENTS, PHASE I AND PHASE II (LEE DISTRICT)** (11:39 a.m.)

The Board next considered an item contained in the Board Agenda dated March 13, 2006, requesting authorization for the County Executive to sign letters of support for Janna Lee Village Apartments, Phase I and Janna Lee Village Apartments, Phase II and forward them to VHDA for consideration with the tax credit application.

The staff was directed administratively to proceed as proposed.

17. **I-4 – LOCAL COMMENT LETTER TO THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA) ON LITTLE RIVER GLEN III (BRADDOCK DISTRICT)** (11:39 a.m.)

The Board next considered an item contained in the Board Agenda dated March 13, 2006, requesting authorization for the County Executive to sign a letter of support for the Little River Glen III project and forward it to VHDA for consideration with the tax credit application.

With relation to I-1, I-2, I-3, and I-4, discussion ensued, with input from Louise Milder, Associate Director, Real Estate Finance and Grants Management Division, Department of Housing and Community Development, regarding the number of affordable housing units.

The staff was directed administratively to proceed as proposed.

ADDITIONAL BOARD MATTERS

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18. **INITIATIVE ON THE ARTS** (11:41 a.m.)

(BACs) Chairman Connolly said that his first Board Matter was presented jointly with Supervisor Gross to create an initiative on the arts. He noted that the arts, “enlighten us, soothe us, and provide culture and aesthetics, and there’s not enough of them.” Therefore, Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and, jointly with Supervisor Gross, moved a Consideration Item of \$1.1 million to be provided to the Council on the Arts to create a community funding pool, structured and administered similar to the community funding pool process in human services. Grants provided from this pool would be awarded on a challenge grant basis of at least two for one. The prospective recipient must demonstrate that it has attracted two net new dollars for every one awarded through the arts funding pool. The purpose is to leverage tax dollars and encourage more private sector funding of the arts. Supervisor Gross seconded the motion.

Discussion ensued regarding tourism, hospitality fees, the allocation of \$100,000 of the \$1.1 million for administration, an auditorium, and the fact that this initiative is for both performing as well as fine arts, with input from Anthony H. Griffin, County Executive.

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

Jointly with Supervisor Gross, Chairman Connolly moved that the Board create a Commission on the Future of the Arts to provide the County with a comprehensive examination of “whither the arts in our community.” Such an

examination should include, but not be limited to, the issues of the location and construction of a center for the arts in the County, the need for public art in public spaces, the promotion of local arts, the creation and maintenance of a Countywide arts directory, the integration of the arts with the growing diversity of the community, the role and relationship of arts and education, K-16 and beyond, the role and relationship of the arts to economic development and the business community, and the role and relationship of the arts to the government.

Membership on this commission should include academic leaders, representatives of the business community, and the Arts Council. The County Executive is hereby requested to provide the Board with his recommendations on the final composition of the commission and its scope of work. The final report and recommendations of the commission should be provided to the Board by its first meeting in January 2007. Funding for the commission will be solicited from the private sector. Supervisor Gross seconded the motion, which carried by a vote of nine, Supervisor Hyland being out of the room.

19. **METROPOLITAN WASHINGTON AIRPORTS AUTHORITY (MWAA)
PROPOSAL FOR THE DULLES TOLL ROAD** (11:49 a.m.)

Chairman Connolly announced that this Board Matter was presented jointly with Supervisor DuBois, Supervisor Hudgins, and Supervisor Smyth. He said that the MWAA recently submitted a proposal to take over operation of the Dulles Toll Road from the Virginia Department of Transportation. This proposal would allow the second phase of the extension of Metrorail in the Dulles Corridor to proceed in a more timely fashion than currently proposed. MWAA's proposal is currently being evaluated by the Commonwealth of Virginia, along with other proposals which would transfer the ownership and operation of the Dulles Toll Road to private parties. The proposal by the Airports Authority, however, holds significant and unique promise due to MWAA's stake in the project, its history and track record of managing major construction projects, and the promise of completing Phase II of the Dulles Corridor well ahead of the current timeline. However, as the Dulles Toll Road is currently a major public asset, the Board must ensure that the public continues to have a voice in its operation and management.

Accordingly, on behalf of Supervisor DuBois, Supervisor Hudgins, and Supervisor Smyth, Chairman Connolly moved that the Board:

- Endorse the MWAA proposal, in concept, provided that the County and MWAA reach agreement on the creation of an inter-jurisdictional advisory body, pursuant to the draft resolution and memorandum of understanding (MOU) that he distributed to the Board.

- Direct staff to provide copies of this motion, the resolution, and the MOU to the executive director and chairman of MWAA, the Secretary of Transportation, the acting head of the Virginia Department of Rail and Public Transportation, members of the Commonwealth Transportation Board, and members of the County's delegation to the General Assembly.

Supervisor Smyth seconded the motion.

Discussion ensued, with input from Anthony H. Griffin, County Executive, regarding this important proposal including its timing and briefings, as well as public hearings that will be scheduled.

Supervisor Hudgins asked unanimous consent that the Board direct the County Executive to provide a mechanism for regular updates to the Board on this project. Without objection, it was so ordered.

The question was called on the motion, which **CARRIED** by a recorded vote of eight, Supervisor Frey abstaining, Supervisor Hyland being out of the room.

20.

REQUEST TO DELAY THE MEDICARE PART D PREMIUM PENALTY
(12:10 p.m.)

Chairman Connolly reminded the Board that the federal government recently established a prescription drug benefit for Medicare recipients. Last year the Board instituted a Medicare Part D prescription drug benefit for County government retirees. According to a letter he received from Robert Gehring, Chair of the Fairfax Area Commission on Aging, Chairman Connolly said that the decision on which Medicare Part D plan that the federal government has instituted is highly complex and confusing. Additionally, that decision must be made by all retirees, including County retirees, looking to take advantage this program by May 15, 2006, or they will start to accrue a late enrollment penalty of one percent a month, for every month until they are able to make the decision on which plan to enroll in. Once any retiree does enroll in a program, the level of penalties that they have been assessed will remain with them, for every year that they are in the program.

Therefore, Chairman Connolly moved that the Board direct staff to draft a letter for his signature to the County's Congressional Delegation, asking for a delay of the premium penalty for the first full year of the Medicare Part D prescription drug benefit program so that all retirees have more time to try to understand this important and complex decision. Supervisor Gross and Supervisor McConnell jointly seconded the motion, which carried by a vote of nine, Supervisor DuBois being out of the room.

21. **COLUMBIA PIKE TRANSIT ALTERNATIVES ANALYSIS (MASON DISTRICT)** (12:11 p.m.)

Jointly with Supervisor Gross, Chairman Connolly said that at its January 19, 2006, meeting, the Board of Directors of the Washington Metropolitan Area Transit Authority (WMATA) approved the release of the Alternative Analysis report of the Columbia Pike Transit Study. The Alternative Analysis recommended the Modified Streetcar Alternative be carried forward into the next phase of project development. The Modified Streetcar Alternative would feature a streetcar alignment running along Columbia Pike between Skyline and Pentagon City, with a constant headway of 6-12 minutes, augmented by bus service in the peak hours and to locations along Columbia Pike, such as Annandale, which would not be served directly by the streetcar.

Chairman Connolly said that the Board will, at a later date, be asked to endorse the Modified Streetcar Alternative as its Locally Preferred Alternative. He noted that the alternative put forward by the study may also have utility in other corridors within the County.

Chairman Connolly asked unanimous consent that the Board direct staff to add this item to the Board's Transportation Committee agenda. Without objection, it was so ordered.

Supervisor Gross announced a community meeting on this issue on Monday, March 20 at the Sheraton National Hotel near the Pentagon in Arlington. She said that the Arlington County Board of Supervisors will be asked to endorse the Locally Preferred Alternative first and that she anticipated that this would come before the Board in May.

22. **EMPLOYEE TRAINING FOR STAFF OF NON-PROFIT PARTNERS** (12:13 p.m.)

Chairman Connolly said that local non-profits need training for their employees, but it is not cost effective because of their small size. Noting that the County conducts training in many categories, he moved that the Board direct the County Executive to work with the Department of Human Resources to explore a program that offers non-profit partners a couple of seats for their employees in training classes offered for County employees and report with the feasibility of such a program. Without objection, it was so ordered.

23. **VOLUNTEER SERVICE AWARDS** (12:14 p.m.)

Chairman Connolly asked unanimous consent that the Board proclaim April 20, 2006, as "*Volunteer Recognition Day*" in Fairfax County and direct staff to invite appropriate representatives from Volunteer Fairfax to receive the proclamation at the April 3 Board meeting. Without objection, it was so ordered.

24. **COMMUNITY ACTION MONTH** (12:15 p.m.)

(BACs) Chairman Connolly asked unanimous consent that the Board proclaim May 2006 as “*Community Action Month*” in Fairfax County and direct staff to invite representatives from the Community Action Advisory Board to be recognized with the proclamation at the May 1 Board meeting. Without objection, it was so ordered.

25. **DONATE LIFE** (12:15 p.m.)

(BACs) Chairman Connolly asked unanimous consent that the Board proclaim April 2006 as “*Donate Life Month*” in Fairfax County to coincide with the national observance of this important cause and direct staff to invite members of the Commission on Organ and Tissue Donation and Transplantation to receive the proclamation at the April 3 Board meeting. Without objection, it was so ordered.

26. **FOSTER CARE MONTH** (12:15 p.m.)

Chairman Connolly asked unanimous consent that the Board proclaim May 2006 as “*Foster Care Month*” in Fairfax County and direct staff to invite representatives from the Department of Family Services and appropriate non-profit organizations to be recognized with the proclamation at the May 1 Board meeting. Without objection, it was so ordered.

27. **ANTICIPATING THE FUTURE** (12:15 p.m.)

Chairman Connolly reminded the Board that in May of 2004, the Board requested a study to review current and forecasted changes in the County’s demographics and the impact of those changes on County services. Following this morning’s session, he announced that the Board will release this study entitled “Anticipating the Future: A Discussion of Trends in the County,” at a press conference in the Press Room, Room 158 of the Government Center. The study brings together more than 75 major data sources, including local census data, demographic and housing forecasts, job growth forecasts, targeted surveys and studies conducted directly by the County, and national data and research to identify trends most likely to influence and impact County government services and community needs over the next 15 to 20 years and beyond. It is the first study done in the County which brings together data with implications and inferences covering human and social needs, housing, public safety, transportation, patterns of income and wealth, health care, technology change, and community engagement.

Chairman Connolly said that the study includes specific forecasts, such as the median age of County residents which has significantly increased since 1970 (from 25.2 years to 37.6 years of age) and the number of residents over the age of 65—which is expected to grow by 80 percent from 2000 to 2020. At the same time, while proportionally decreasing as a percent of total population, it is expected that by 2020 the County will add nearly 43,000 new residents aged 19

and under. Based on a projected 2020 population of nearly 1.2 million residents, those over 65 will total 138,600 (11.6 percent of the total), while those 19 and under will total 308,800 (25.9 percent of the total). The County will continue to face balancing the needs of a rapidly aging population while continuing to meet the educational and other needs of a sizeable youth population.

Chairman Connolly encouraged everyone to attend this exciting release, and he commended Supervisor Kauffman for his vision in encouraging this survey as well as the Department of Systems Management for Human Services for their efforts in its coordination.

Discussion ensued regarding the circulation of the report, with input from Merni Fitzgerald, Director, Office of Public Affairs. The report will be posted on the County's website, and copies will be available for purchase at \$4 each from the County's Maps and Publications store in the Government Center.

Supervisor Kauffman asked unanimous consent that the Board direct staff to have copies of this report available for reading by individuals waiting to testify at the Board's upcoming public hearings on the budget. Without objection, it was so ordered.

Following further discussion regarding the excellence of the report and its usefulness as a community sampler, Chairman Connolly noted that despite the report's availability electronically, the Board will be requesting printed copies to distribute to constituents at various meetings and gatherings.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

28. **REQUEST FOR EXPEDITED REVIEW AND SCHEDULING OF A PUBLIC HEARING TO VACATE AND ABANDON WIMSATT ROAD (BRADDOCK DISTRICT)** (12:24 p.m.)

Supervisor Bulova said that an application to vacate and abandon Wimsatt Road was recently submitted to the County. Wimsatt Road is located off Backlick Road and solely serves The Washington Post Company, Robinson Terminal (owned by the Post), and Dominion Virginia Power. To enhance operational security, the Post would like to control access to Wimsatt Road. Dominion Virginia Power concurs with this effort and has agreed to the vacation.

Supervisor Bulova noted that if the application is approved, there would be significant maintenance and repair cost savings for the Commonwealth of Virginia and the taxpayers. The Post understands that expediting this application would not relieve it of any obligation to meet any applicable ordinance or standards.

Therefore, Supervisor Bulova moved that the Board direct staff to expedite the review of the vacation and abandonment of Wimsatt Road and to schedule a public hearing to be held before the Board prior to the August recess. Supervisor Gross seconded the motion and it carried by unanimous vote.

29. **ANIMAL CONTROL OFFICERS** (12:25 p.m.)

Jointly with Supervisor Frey, Supervisor Gross reminded the Board that in 1994, animal control officers were moved from the S-scale (pay plan) to the P-scale to join police and sheriffs on the P-scale. Since then, both police and sheriffs have moved to their own pay plans while animal control officers remain on the P-scale, even though they were incorporated into the Police Department in 1998. She said that today's animal control officers are hired by nearly identical standards as police officers: they are required to attend and graduate from the public safety academy, and they are sworn officers who receive specialized training.

Supervisor Gross asserted that moving animal control officers to the O-scale makes sense based on both the merits of their job and the fact that they are in the same Police Department. Therefore, Supervisor Gross, jointly with Supervisor Frey, moved that the Board direct staff to prepare a Consideration Item in the amount of \$100,080 to place animal control officers on the O-scale for consideration as part of the Board's budget deliberations. Supervisor Hyland seconded the motion, which carried by a vote of nine, Chairman Connolly being out of the room.

30. **DREDGE SPOILS** (12:27 p.m.)

Supervisor Gross stated that nature's waterways continually produce sediment and receive other runoff that clogs freshwater lakes like Lake Accotink and Lake Barcroft. Water features are attractive aesthetic additions to neighborhoods, but these lakes must be dug out periodically to improve both water quality and allow for handling additional water quantity. She said that the County and other jurisdictions nationwide face an environmental issue of what to do with the dredge spoils. When there were landfills that needed to be capped, dredge spoils were welcomed as part of a symbiotic relationship with landfill operators and lake owners.

Supervisor Gross said that lakes still need dredging, but finding an environmentally sound disposal process is increasingly more difficult. Long term viable solutions for community water bodies, both public and private, are needed.

Accordingly, Supervisor Gross moved that the Board direct the Department of Public Works and Environmental Services to convene a working group to examine the issues and provide recommendations for future action. The working group should include representatives from other County agencies, including the Park Authority; the Northern Virginia Regional Park Authority; and a few

community members who may have responsibility for maintenance of their own lakes. Vice-Chairman Bulova seconded the motion.

Supervisor Gross amended her motion to include the Soil and Water Conservation District Board, and this was accepted.

Following discussion regarding the Lake Accotink dredging and the scheduling of a workshop at the National Association of Counties' annual conference in Chicago on the subject of dredge spoils in a broader sense to include rivers and harbors as well as freshwater lakes, the question was called on the motion, which carried by a vote of nine, Supervisor Hudgins being out of the room.

31. **SHAWNEE ROAD (MASON DISTRICT)** (12:30 p.m.)

Supervisor Gross stated her understanding that the Virginia Department of Transportation (VDOT) will not accept Shawnee Road into the Secondary System of State Highways until the Board quitclaims whatever interests it may own in portions of two sanitary sewer easements that intersect Shawnee Road. She noted that she had been informed by the County Attorney that these easements ceased to exist in 1978 because they merged with the fee simple interest in Shawnee Road when that road was dedicated to the Board in 1978.

Accordingly, Supervisor Gross moved that the Board authorize and direct the County Executive to execute, on behalf of the Board, if required by VDOT, the instrument attached to her written Board Matter or, if this instrument is not acceptable to VDOT, a different one that is acceptable to both the County Attorney and VDOT that will quitclaim the Board's interests, if any, in the portions of the two sanitary sewer easements that intersect Shawnee Road. Supervisor Bulova seconded the motion, which carried by unanimous vote.

32. **EDISON HIGH SCHOOL GIRLS' BASKETBALL TEAM (LEE DISTRICT)** (12:30 p.m.)

Supervisor Kauffman announced that the Edison High School Girls' basketball team played for the Virginia State Title over the weekend. Although the team fell short of winning the title by a score of 57-56, he expressed pride in the performance on behalf of the County. The team finished its season with a record of 28-2, with both losses by a margin of one point each. All five starting players will return next year.

After citing the leadership of the team, Supervisor Kauffman asked unanimous consent that the Board direct staff to:

- Invite the entire Edison Lady Eagles girls' basketball team, including Coach Dianne Lewis, Principal Gregory Croghan, and Director of Student Activities Martin Grimm, to a future Board meeting for formal recognition.

- Prepare appropriate certificates to present to the team.

Without objection, it was so ordered.

Discussion ensued regarding this heartbreaking loss and a similar situation for the Herndon High School team.

(NOTE: Later in the meeting, Supervisor DuBois presented a Board Matter regarding Herndon High School. See Clerk's Summary Item CL#47.)

33. **RESTRICTED PARKING (LEE DISTRICT)** (12:33 p.m.)

Supervisor Kauffman stated that Section 82-5-37 of the Code of the County of Fairfax (Chapter 82, Motor Vehicles and Traffic) authorizes the Board to designate restricted parking areas on any portion of the Secondary System of Highways under certain conditions. The Board has used this authority several times in the County to handle unsafe on-street parking. He said that the abutting residential communities on two roads have raised safety concerns.

Supervisor Kauffman reported that parking on the north side of Groveton Street, between Richmond Highway to Donora Drive in Lee District is a safety hazard to motorists and pedestrians and has been a constant source of complaints by the Groveton neighborhood and the commercial property owner adjacent to the street.

Supervisor Kauffman said that, similarly, the east side of Fordson Road, between south of Cyrene Boulevard northward to Lockheed Boulevard, is zoned commercial and the west side is zoned residential. Parking of non-resident commercial vehicles has raised safety concerns by residents. Section 82-5-37 (5) allows for restricting commercial vehicle parking on the commercial side of a roadway zoned residential on one side and commercial on the other.

Accordingly, Supervisor Kauffman moved that the Board direct the County Executive to place appropriate "No Parking" signs on the north side of Groveton Street from Richmond Highway to Donora Drive, and on the 7400 block of Fordson Road, upon approval of a permit from the Virginia Department of Transportation. Supervisor Bulova seconded the motion, which carried by unanimous vote.

34. **MAY AS OLDER AMERICANS MONTH** (12:35 p.m.)

(BACs) (NOTE: Earlier in the meeting, the Board announced the release of a study on the County's changing demographics. See Clerk's Summary Item CL#27.)

Supervisor Kauffman stated that in just a few years, a major segment of the County's population will assume senior status. He asserted that as the County enters the echo boom of the baby boom, it will be more important than ever to

ensure that the County has an “aging friendly community,” one that provides appropriate and supportive options for independent and engaged seniors.

With the choices for older citizens in mind, Supervisor Kauffman asked unanimous consent that the Board:

- Designate May as “*Older Americans Month*” in Fairfax County.
- Direct staff to invite representatives from the Commission on Aging, the Long Term Care Coordinating Council, the Area Agency on Aging, and other appropriate groups to appear before the Board on May 1 for recognition.

Without objection, it was so ordered.

35. **LEE DISTRICT’S ANNUAL TOWN MEETING** (12:36 p.m.)

(NOTE: Earlier in the meeting, the Board introduced the report entitled *Anticipating the Future*. See Clerk’s Summary Item CL#27.)

Supervisor Kauffman invited Members of the Board to attend his annual town meeting on March 25 at 9 a.m. at the Franconia Governmental Center. He said that the theme is “Trends, Turns, and Bumps in the Road Ahead,” and Ms. Anne Cahill of the Department of Systems Management will provide statistical information such as that imbedded in the report *Anticipating the Future*. He also noted that the meeting will celebrate the grand opening of the Franconia Museum.

36. **INTENT TO DEFER A PUBLIC HEARING (LEE DISTRICT)** (12:36 p.m.)

Supervisor Kauffman announced his intent to defer indefinitely the 4 p.m. public hearing to expand the Kingstowne Community Parking District. He stated that more streets may be added as a result of community concerns.

(NOTE: Later in the meeting, the Board formally deferred this public hearing. See Clerk’s Summary Item CL#65.)

37. **ABSENCE OF SUPERVISOR KAUFFMAN TO ATTEND A WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) COMMITTEE MEETING** (12:37 p.m.)

Supervisor Kauffman announced that he would not be in attendance for the afternoon’s public hearings because he would be attending an ad hoc WMATA committee that he co-chairs. The committee is examining ways to improve the paratransit service for persons with disabilities. He noted that the recently completed report of the Council of Governments’ Transportation Planning Board specifically singled out the County’s FASTRAN system as an exemplary model of how to provide paratransit services. He publicly commended Steve Yaffe,

FASTRAN Planning Manager, and other FASTRAN staff. He also noted that the County split its contract between two providers, and one of them is the same contractor that provides Metro service.

Supervisor Kauffman also reported that he met with John R. Hudson, Program Manager, Disability Services Planning and Development, Department of Family Services, and learned more than he had in ten years on the WMATA Board. He commended Mr. Hudson for this education.

Chairman Connolly expressed his hope that in the future WMATA not schedule meetings that conflict with Board meetings.

38. **SPECIAL RECOGNITION OF COUNTY EMPLOYEES** (12:38 p.m.)

Supervisor Hudgins stated that in February her office received an email from Ms. Gabrielle Aucella thanking Mr. Hugh Whitehead and Mr. Michael Knapp of the Department of Public Works and Environmental Services' Urban Forestry Division and Mr. Bruce Miller of Zoning Enforcement, Department of Planning and Zoning, for reacting quickly to a situation at the North Point Village Shopping Center.

Supervisor Hudgins said that activities at the North Point Village Shopping Center violated proffers associated with this development. Mr. Miller contacted the owner to ensure awareness of the restrictions on the site. Mr. Whitehead and Mr. Knapp researched the landscape plan, site plan, and proffer text, in addition to providing information from the Zoning Ordinance and Public Facilities Manual.

Supervisor Hudgins stated that Ms. Aucella believes that because of the swift action of these employees, the transitional screening near Reston Parkway and the shade trees in the parking lot were preserved.

Accordingly, Supervisor Hudgins publicly acknowledged the actions of Mr. Whitehead, Mr. Knapp, and Mr. Miller and asked unanimous consent that the Board direct staff to place letters in their respective personnel files acknowledging the Board's appreciation for outstanding customer services. Without objection, it was so ordered.

39. **PHOTO PRESENTATION** (12:40 p.m.)

Chairman Connolly presented a photograph to Nancy Vehrs, Clerk to the Board. The photograph of the Board with Ms. Vehrs was taken at the previous meeting and was signed by all Board Members. Chairman Connolly commended the Clerk's Office staff for the work they do.

PMH:pmh

40. **SEVENTH ANNUAL PROVIDENCE DISTRICT ENVIRONMENTAL WORKSHOP** (12:41 p.m.)

Supervisor Smyth announced that the Seventh Annual Providence District Environmental Workshop will be held on Saturday, April 1, 2006, from 9 a.m. until 12:30 p.m. at the Fairhill Elementary School, 3001 Chichester Lane.

Supervisor Smyth asked unanimous consent that the Board direct staff to publicize this event. Without objection, it was so ordered.

41. **PARKING FOR OVERSIZED VEHICLES** (12:42 p.m.)

Supervisor McConnell asked unanimous consent that the Board direct staff to review County land that might be available to create parking lots for oversized vehicles. Without objection, it was so ordered.

Supervisor Frey asked unanimous consent that the Board also direct staff to include the private sector in its review. Without objection, it was so ordered.

42. **TAX REDUCTION** (12:43 p.m.)

Supervisor McConnell noted that she would support a ten cent real estate tax reduction.

A brief discussion ensued regarding a tax rate reduction.

43. **MS. KATHY MAY TO LEAVE THE ARC OF NORTHERN VIRGINIA** (12:48 p.m.)

Supervisor Frey announced that Kathy May, director of Advocacy for the Arc of Northern Virginia, is resigning from her position after a 12-year career.

Supervisor Frey asked unanimous consent that the Board direct staff to invite Ms. May to appear before the Board to be recognized for her years of service. Without objection, it was so ordered.

44. **CHANTILLY HIGH SCHOOL WINS AN AWARD AT REGIONALS FOR INSPIRATION AND RECOGNITION IN SCIENCE AND TECHNOLOGY (FIRST) PROGRAM (SULLY DISTRICT)** (12:49 p.m.)

Supervisor Frey announced that the Chantilly High School FIRST team won the Regional Engineering Inspiration Award. He added that it is trying to raise money so the team can enter the national competition in Atlanta.

Supervisor Frey asked unanimous consent that the Board direct staff to invite the team to appear before the Board to be recognized for its outstanding achievements. Without objection, it was so ordered.

45. **DOG PARK (SULLY DISTRICT)** (12:50 p.m.)

Supervisor Frey announced the opening of a dog park in Centreville on Saturday, March 18, 2006, at 11 a.m.

A brief discussion ensued regarding dog parks.

46. **SAINT BALDRICK'S FOUNDATION FUNDRAISER (SULLY DISTRICT)** (12:52 p.m.)

(NOTE: Earlier in the meeting this issue was discussed. See Clerk's Summary Item CL#2.)

Supervisor Frey announced that the Saint Baldrick's Foundation in Centreville will be holding a fundraiser for childhood cancer on Friday, March 17, 2006, at Fast Eddie's, located in the Newgate Shopping Center.

Supervisor Frey asked unanimous consent that the Board direct staff to invite the local coordinator of the Centreville event, Meg Crossett, and those involved with the fundraiser to appear before the Board to help raise the profile and publicity of childhood cancer at its March 27, 2006, meeting. Without objection, it was so ordered.

A brief discussion ensued, with input from Merni Fitzgerald, Director, Office of Public Affairs, regarding scheduling.

47. **HERNDON HIGH SCHOOL (DRANESVILLE DISTRICT)** (12:54 p.m.)

(NOTE: Earlier in the meeting this item was discussed. See Clerk's Summary Item CL#32.)

Supervisor DuBois announced that Herndon High School narrowly missed winning the State AAA Championship. She added that the team is already scheduled to appear before the Board.

48. **DRANESVILLE DISTRICT TOWN MEETING** (12:55 p.m.)

Supervisor DuBois announced that there will be a Dranesville District Town Meeting on March 25, 2006, at Colvin Run Elementary School.

49. **HABITAT FOR HUMANITY** (12:56 p.m.)

Following discussion regarding the Board's participation in a Habitat for Humanity project, Catherine A. Chianese, Assistant to the County Executive, provided Board Members with information about the project.

50. **SUPPLEMENT TO THE MAGISTRATES PAY FOR THE FISCAL YEAR (FY) 2007 BUDGET** (12:56 p.m.)

Supervisor Hyland said last year the Board approved a pay supplement of 25 percent for Magistrates in the FY 2006 Budget. Although Magistrates are technically State employees, State legislators have not, to date, augmented Magistrate pay. The original 25 percent supplement was to compete with surrounding jurisdictions that augment Magistrate pay by 50 percent to address the high vacancy rate and to stabilize the experience level of Magistrates. Some improvement has resulted; however Magistrate vacancies are still higher in the County when compared to surrounding jurisdictions.

Therefore, Supervisor Hyland asked unanimous consent that the Board include as a Consideration Item in the County's FY 2007 Budget a pay proposal at a total cost to the County of \$433,621. Without objection, it was so ordered.

51. **PERMIT ASSISTANCE AT THE SOUTH COUNTY GOVERNMENT CENTER** (12:57 p.m.)

Supervisor Hyland said that recently, many of his constituents have voiced their dissatisfaction with the long drive to the Government Center to apply for and obtain permits.

Therefore, Supervisor Hyland asked unanimous consent that the Board direct staff to review the feasibility of providing this service at the South County Government Center and report with their recommendations. Without objection, it was so ordered.

52. **RECESS/CLOSED SESSION** (12:58 p.m.)

Supervisor Gross moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in Virginia Code Section (§) 2.2-3711 and listed in the agenda for this meeting as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code § 2.2-3711(A) (1).
- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely

affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code § 2.2-3711(A) (3).

- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code § 2.2-3711(A) (7).
1. Board of Supervisors, et al. v. Board of Zoning Appeals, et al., Record No. 051269 (Sup. Ct. Va.) (Mason District)
 2. Oakcrest Properties, LLC v. Board of Supervisors of Fairfax County, et al., In Chancery No. CH-2005-0002669 (Fx. Co. Cir. Ct.) (Dranesville District)
 3. William E. Shoup, Fairfax County Zoning Administrator v. Bristow Shopping Center Limited Partnership LLP and Twochez and Company, Inc., In Chancery No. CH-2005-0003363 (Fx. Co. Cir. Ct.), and Bristow Shopping Center v. Board of Zoning Appeals, At Law No. CL-2005-0000109 (Fx. Co. Cir. Ct.) (Braddock District)
 4. William E. Shoup, Fairfax County Zoning Administrator v. Charles S. Cauley, et al., In Chancery No. CH-2004-0191533 (Fx. Co. Cir. Ct.) (Springfield District)
 5. Horace Cooper v. Fairfax County Board of Zoning Appeals, At Law No. CL-2005-0007636 (Fx. Co. Cir. Ct.) (Mount Vernon District)
 6. The Williamson Group Land Development, LLC v. Fairfax County Board of Zoning Appeals, Case No. CL-2006-0000153 (Fx. Co. Cir. Ct.) (Dranesville District)
 7. William E. Shoup, Fairfax County Zoning Administrator v. John Michael Gailliot, In Chancery No. CH-2005-0004308 (Fx. Co. Cir. Ct.) (Mason District)

8. William E. Shoup, Fairfax County Zoning Administrator v. Alma S. McKim, Trustee, In Chancery No. CH-2005-0002928 (Fx. Co. Cir. Ct.) (Springfield District)
9. William E. Shoup, Fairfax County Zoning Administrator v. Silvia R. Castillo, Case No. 2006-0000216 (Fx. Co. Cir. Ct.) (Mount Vernon District)
10. William E. Shoup, Fairfax County Zoning Administrator v. Andrea Ventura, Santos A. Ventura-Blanco, and Isabel R. Blanco, In Chancery No. CH-2005-0005346 (Fx. Co. Cir. Ct.) (Providence District)
11. William E. Shoup, Fairfax County Zoning Administrator v. C. J. Hall, Case No. CL-2006-0002008 (Fx. Co. Cir. Ct.) (Lee District)
12. William E. Shoup, Fairfax County Zoning Administrator v. William Zamer, Case No. CL-2006-0002331 (Fx. Co. Cir. Ct.) (Lee District)
13. William E. Shoup, Fairfax County Zoning Administrator v. Paul Richard Jablonski, Case No. CL-2006-0002575 (Fx. Co. Cir. Ct.) (Mount Vernon District)
14. William E. Shoup, Fairfax County Zoning Administrator v. Michael A. Goodwin and J. Deanne Goodwin, Case No. CL-2006-0002232 (Fx. Co. Cir. Ct.) (Dranesville District)
15. Board of Supervisors v. Mid-Atlantic Realty Trust, Kimco Realty Corporation, and United States Fidelity and Guaranty Company, At Law No. CL-2005-0007966 (Fx. Co. Cir. Ct.) (Springfield District)
16. Board of Supervisors v. TEV, L.L.C., et al., At Law No. CL-2005-0006400 (Fx. Co. Cir. Ct.) (Providence District)

17. Board of Supervisors v. A/H-Sigma Alexandria, L.L.C, et al., Case No. CL-2006-0002402 (Fx. Co. Cir. Ct.) (Lee District)

Supervisor Bulova seconded the motion and it carried by unanimous vote.

DS:ds

At 4 p.m., the Board reconvened in the Board Auditorium with all Members being present, with the exception of Supervisor Kauffman, and with Chairman Connolly presiding.

(NOTE: Earlier in the meeting, Supervisor Kauffman announced that he would not be present for the afternoon session. See Clerk's Summary Item CL#37.)

ACTIONS FROM CLOSED SESSION

53. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (4 p.m.)

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion by which closed session was convened were heard, discussed, or considered by the Board during the closed session. Supervisor Hudgins seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting "AYE," Supervisor Kauffman being out of the room.

54. **APPOINTMENT OF SARA J. SIMMONS AS EXECUTIVE DIRECTOR OF THE CIVIL SERVICE COMMISSION** (4:01 p.m.)

(BACs) Supervisor Gross moved the appointment of Ms. Sara J. Simmons as Executive Director of the Civil Service Commission at an annual salary of \$101,658 (E-6) effective April 1, 2006. Supervisor Bulova seconded the motion and it carried by a vote of nine, Supervisor Kauffman being out of the room.

55. **APPOINTMENT OF EILEEN MCLANE AS THE COUNTY'S ZONING ADMINISTRATOR** (4:02 p.m.)

Supervisor Gross announced that William ("Bill") Shoup, the County's current Zoning Administrator, will retire from the County in June after 29 years of service. To provide for an effective transition of personnel and activities in the Zoning Administration Division, Department of Planning and Zoning, Supervisor Gross moved that the Board appoint Ms. Eileen McLane as the County's Zoning Administrator effective June 9, 2006, at an annual salary of \$114,686. Supervisor

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

AGENDA ITEMS

DET:det

56. **3 P.M. – BOARD DECISION ON SPOT BLIGHT ABATEMENT ORDINANCE FOR 11335 LEE HIGHWAY (SPRINGFIELD DISTRICT)**
(4:03 p.m.)

(O) (NOTE: On December 5, 2005, the Board held a public hearing on this item and deferred decision until January 9, 2006. On January 9, 2006, the Board deferred decision on this item until March 13, 2006.)

Supervisor McConnell moved:

- Adoption of the Ordinance to declare 11335 Lee Highway blighted, constituting a nuisance.
- Approval of the blight abatement plan for 11335 Lee Highway.

Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting “AYE,” Supervisor Kauffman being out of the room.

57. **3 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2005-MV-024 (PROSPECT DEVELOPMENT COMPANY, INCORPORATED) (MOUNT VERNON DISTRICT)** (4:04 p.m.)

The application property is located at 6414 Boulevard View, Tax Map 83-4 ((2)) (43) 27.

Ms. Inda E. Stagg reaffirmed the validity of the affidavit for the record.

St. Clair Williams, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a brief description of the application and site location.

Ms. Stagg 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, Supervisor Hyland moved to waive the reading of the staff and Planning Commission recommendations. Supervisor Frey seconded the motion and it carried by a vote of seven, Supervisor Gross, Supervisor Kauffman, and Supervisor McConnell being out of the room.

Supervisor Hyland moved approval of Special Exception Application SE 2005-MV-024, subject to the development conditions dated March 2, 2006. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

58. **3 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 2000-SU-032-2 (INOVA HEALTH CARE SERVICES) (SULLY DISTRICT)**

AND

PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-C-076-08 (INOVA HEALTH CARE SERVICES) (SULLY DISTRICT) (4:07 p.m.)

Supervisor Frey moved to defer the public hearing on Proffered Condition Amendment Application PCA 2000-SU-032-2 and Special Exception Amendment Application SEA 84-C-076-08 until **March 27, 2006, at 3:30 p.m.** Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

ADDITIONAL BOARD MATTER

59. **BOARD SCHEDULE FOR MARCH 27, 2006** (4:08 p.m.)

Chairman Connolly reminded the Board that its meeting on March 27, 2006, would be very long because there are two land use cases that will have a lot of public interest.

AGENDA ITEMS

60. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 2003-SU-001 (MULFORD ENTERPRISES, INCORPORATED) (SULLY DISTRICT)** (4:08 p.m.)

The application property is located at 15109 Lee Highway, Tax Map 64-2 ((3)) 22, 23.

Mr. Harry W. Mulford reaffirmed the validity of the affidavit for the record.

Mr. Mulford 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, Jonathan Papp, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved:

- Approval of Special Exception Amendment Application SEA 2003-SU-001, subject to the development conditions dated March 13, 2006.
- Amendment to Development Condition 25 by deleting the second sentence.

Supervisor Hyland seconded the motion. The question was called on the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

Supervisor Frey also moved:

- Modification of the transitional screening requirements along the eastern and southern property lines in favor of the existing vegetation.
- Waiver of the stone dust trail along the frontage of lots 22 and 23.
- DENIAL of the waiver of the asphalt trail along the frontage of lot 23.

Supervisor Hyland seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

ADDITIONAL BOARD MATTER.

61. **RECOGNITION OF BOY SCOUT TROOP 1131 (BRADDOCK DISTRICT)**
(4:14 p.m.)

Supervisor Bulova recognized the presence of scouts from Boy Scout Troop 1131, Braddock District, as well as their Merit Counselor, Kathleen Lloyd, and, on behalf of the Board, she warmly welcomed them to the Board Auditorium.

AGENDA ITEMS

62. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 95-M-077 (WINDOWS CATERING COMPANY) (MASON DISTRICT)** (4:15 p.m.)

The application property is located at 5720 General Washington Drive, Tax Map 80-2 ((15)) 1 and 2.

Ms. Lori R. Greenlief reaffirmed the validity of the affidavit for the record.

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

- In excess of \$100 from Carson Lee Fifer, Jr., McGuire Woods LP

Ms. Greenlief 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, Jonathan Papp, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Gross moved approval of Special Exception Amendment Application SEA 95-M-077, subject to the development conditions dated March 1, 2006. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

63. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2004-SU-029 (NVP, INCORPORATED) (SULLY DISTRICT)** (4:19 p.m.)

Supervisor Frey moved to defer the public hearing on Rezoning Application RZ 2004-SU-029 until **March 27, 2006, at 3:30 p.m.** Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

64. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING SPECIAL EXCEPTION AND SPECIAL PERMIT PHOTOGRAPHIC SUBMISSION REQUIREMENTS** (4:21 p.m.)

(O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 23 and March 2, 2006.

Lorrie Kirst, Deputy Zoning Administrator, Ordinance Administration Branch, Department of Planning and Zoning, presented the staff report.

Following the public hearing, Supervisor Frey moved:

- Adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), as advertised with an effective date of 12:01 a.m. on March 18, 2006.

- That the amendments only apply to those special permit and special exception applications submitted on or after March 18, 2006.

Supervisor Bulova and Supervisor Hudgins jointly seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Smyth, and Chairman Connolly voting “AYE,” Supervisor Kauffman and Supervisor McConnell being out of the room.

65. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M, TO EXPAND THE KINGSTOWNE COMMUNITY PARKING DISTRICT (CPD) (LEE DISTRICT)** (4:23 p.m.)

(NOTE: Earlier in the meeting the Board discussed this item. See Clerk’s Summary Item CL#36.)

Supervisor Bulova moved to defer indefinitely the public hearing on proposed amendments to the Code of the County of Fairfax, Appendix M, to expand the Kingstowne CPD. Supervisor DuBois seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

66. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M, TO EXPAND THE FAIR OAKS/FAIR WOODS COMMUNITY PARKING DISTRICT (CPD) (SULLY DISTRICT)** (4:23 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 23 and March 2, 2006.

Paul Mounier, Transportation Planner II, Traffic Operations Section, Department of Transportation, presented the staff report.

Following the public hearing, Supervisor Frey moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix M, expanding the Fair Oaks/Fair Woods CPD, in accordance with existing CPD restrictions. The proposed District expansion includes Burning Bush Drive (Route 7200), from Corkwood Place to Rugby Road. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Smyth, and Chairman Connolly voting “AYE,” Supervisor Kauffman and Supervisor McConnell being out of the room.

67. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M, TO ESTABLISH THE HILLSIDE COMMUNITY PARKING DISTRICT (CPD) (SPRINGFIELD DISTRICT)** (4:25 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 23 and March 2, 2006.

Paul Mounier, Transportation Planner II, Traffic Operations Section, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by one speaker, Supervisor McConnell moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix M, establishing the Hillside CPD, in accordance with existing CPD restrictions. The proposed District includes Hillside Road (Route 1031), from Rolling Road to Selwood Place. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor McConnell, and Chairman Connolly voting “AYE,” Supervisor Kauffman and Supervisor Smyth being out of the room.

68. **4 P.M. – PH ON A PROPOSAL TO VACATE A PORTION OF TALBERT ROAD (MOUNT VERNON DISTRICT)** (4:29 p.m.)

Supervisor Hyland moved to defer the public hearing on the Proposal to Vacate a Portion of Talbert Road until **May 15, 2006, at 4 p.m.** Supervisor Bulova and Supervisor Frey jointly seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor Smyth being out of the room.

69. **4:30 P.M. – PH ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE STONE ROAD IMPROVEMENT PROJECT (SULLY DISTRICT)** (4:29 p.m.)

Supervisor Frey moved to defer indefinitely the public hearing on the proposed Acquisition of Certain Land Rights Necessary for the Construction of the Stone Road Improvement Project. Supervisor Bulova seconded the motion and it carried by a vote of seven, Supervisor Kauffman, Supervisor McConnell, and Supervisor Smyth being out of the room.

70. **4:30 P.M. – PH REGARDING THE LEASING OF A PORTION OF COUNTY-OWNED PROPERTY AT 9751 OX ROAD, LORTON, VIRGINIA, TO T-MOBILE NORTHEAST LLC (MOUNT VERNON DISTRICT)** (4:30 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 23 and March 2, 2006.

Patrick J. Ryan, Management Analyst, Department of Facilities Management, presented the staff report.

Following the public hearing, which included testimony by one speaker, discussion ensued, with input from Robert L. Morgan, Leasing Manager, Department of Facilities Management, and J. Patrick Taves, Deputy County Attorney, concerning access by other providers.

Supervisor Hyland moved authorization to staff to execute a lease, substantially in accordance with the proposed lease with T-Mobile Northeast LLC for a portion of County-owned property at 9751 Ox Road, Lorton, Virginia (Tax Map 113-1-01-0015) for the purpose of installing a telecommunications base station. Supervisor Frey seconded the motion and it carried by a vote of eight, Supervisor Kauffman and Supervisor McConnell being out of the room.

71. **4:30 P.M. – PH ON SPOT BLIGHT ABATEMENT ORDINANCE FOR 7376 MCWHORTER PLACE (BRADDOCK DISTRICT)** (4:39 p.m.)

(O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 23 and March 2, 2006.

Christina Sadar, Blight Abatement Program Coordinator, Department of Housing and Community Development, presented the staff report.

Following the public hearing, which included testimony by one speaker, discussion ensued concerning the history of the case.

Supervisor Bulova moved:

- Adoption of the Ordinance to declare 7376 McWhorter Place blighted, constituting a nuisance.
- Approval of the blight abatement plan for 7376 McWhorter Place.

This motion, the second to which was inaudible, carried by a vote of seven, Supervisor Bulova, Supervisor DuBois, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Smyth, and Chairman Connolly voting "AYE," Supervisor Frey, Supervisor Kauffman, and Supervisor McConnell being out of the room.

72. **4:30 P.M. – PH ON SPOT BLIGHT ABATEMENT ORDINANCE FOR 11717 LEE HIGHWAY (SPRINGFIELD DISTRICT) (4:50 p.m.)**

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 23 and March 2, 2006.

Christina Sadar, Blight Abatement Program Coordinator, Department of Housing and Community Development, presented the staff report.

Following the public hearing, which included testimony by two speakers, discussion ensued concerning the history of the case.

Supervisor McConnell moved:

- Adoption of the Ordinance to declare 11717 Lee Highway blighted, constituting a nuisance, but suspend implementation for an additional 90 days to allow the owner to obtain the necessary permits.

Discussion ensued, with input from Alan Weiss, Assistant County Attorney, regarding a reasonable time period.

Following that discussion, Supervisor McConnell restated her motion and moved:

- Adoption of the Ordinance to declare 11717 Lee Highway blighted, constituting a nuisance.
- Approval of the blight abatement plan for 11717 Lee Highway, which will allow the owners of the property to negotiate a time period with staff.

Supervisor Bulova seconded the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting "AYE," Supervisor Kauffman being out of the room.

73. **4:30 P.M. – PH ON THE DRAFT PROPOSED ONE-YEAR ACTION PLAN FOR FISCAL YEAR (FY) 2007** (5:02 p.m.)

(NOTE: Later in the meeting, the public hearing on this item was held. See Clerk's Summary Item #75.)

74. **4:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2005-SU-007 (KOREAN CENTRAL PRESBYTERIAN CHURCH TRUSTEES) (SULLY DISTRICT)** (5:02 p.m.)

Supervisor Frey moved to defer the public hearing on Special Exception Application SE 2005-SU-007 until **April 3, 2006, at 4:30 p.m.** Supervisor Hyland seconded the motion and it carried by a vote of eight, Supervisor Bulova and Supervisor Kauffman being out of the room

75. **4:30 P.M. – PH ON THE DRAFT PROPOSED ONE-YEAR ACTION PLAN FOR FISCAL YEAR (FY) 2007** (5:04 p.m.)

(NOTE: Earlier in the meeting, this public hearing was announced. See Clerk's Summary Item #73.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 23 and March 2, 2006.

Audrey Spencer-Horsley, Associate Director, Grants Management, Department of Housing and Community Development, presented the staff report.

Following the public hearing, which included testimony by two speakers, Chairman Connolly stated that the public record would remain open for written testimony until the Board's final action at its May 1, 2006, meeting.

Supervisor Hudgins noted that the Board had communicated their concerns about the Community Development Block Grant (CDBG) funds and noted the distribution of those funds throughout this program and the importance of communicating to the federal delegation the impact of any cuts.

Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and asked unanimous consent that the Board direct staff to draft appropriate letters to the members of the congressional delegation on CDBG funding. Without objection, it was so ordered.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

ADDITIONAL BOARD MATTER76. **EMERGENCY MANAGEMENT AND CITIZEN VOLUNTEER PROGRAMS** (5:17 p.m.)

Supervisor Hudgins called the Board's attention to a "not-in-package" (NIP) status report it had received on Volunteer Fairfax and the Office of Emergency Management as to how citizen volunteer programs were being addressed. At a previous meeting, the Board raised concern over a lack of clarity and requested further information. With the Citizens Corps Council and Volunteer Fairfax scheduled to proceed with action on its reorganization, Supervisor Hudgins asked unanimous consent that the Board request that it provide comment on the report to the Board, but wait to act on the reorganization until it has the information requested by the Board. Following discussion, without objection, it was so ordered.

Supervisor Bulova stated that the Community Emergency Response Team (CERT) program that is conducted by the Department of Fire and Rescue is constrained by funding. She expressed concern that needed funds for this excellent program might be redirected to other volunteer groups.

Following discussion, with input from Anthony H. Griffin, County Executive, Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and asked unanimous consent that the Board direct staff to schedule a work session on this program. Without objection, it was so ordered.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

The question was called on the motion, which carried by a vote of eight, Supervisor Frey and Supervisor Kauffman being out of the room.

77. **BOARD ADJOURNMENT** (5:23 p.m.)

The Board adjourned.

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