



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
January 10, 2012**

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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 Tuesday, January 10, 2012, at 9:38 a.m., there were present:

- Chairman Sharon Bulova, presiding
- Supervisor John C. Cook, Braddock District
- Supervisor John W. Foust, Dranesville District
- Supervisor Michael Frey, Sully District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Catherine M. Hudgins, Hunter Mill District
- Supervisor Gerald W. Hyland, Mount Vernon District
- Supervisor Jeffrey C. McKay, Lee District
- Supervisor Linda Q. Smyth, Providence District

Others present during the meeting were Anthony H. Griffin, County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant County Executive and Clerk to the Board of Supervisors; Angela Schauweker, Management Analyst II, Office of the County Executive; Patti M. Hicks, Chief Deputy Clerk to the Board of Supervisors; Denise A. Long, Deputy Clerk to the Board of Supervisors; Ekua Brew-Ewool and Dianne E. Tomasek, Administrative Assistants, Office of Clerk to the Board of Supervisors.

BOARD MATTERS1. **MOMENT OF SILENCE** (9:39 a.m.)

Supervisor Hyland asked everyone to keep in thoughts the families of three giants in the Mount Vernon community who recently died:

- John E. “Jeb” Byrne, former Director of the Federal Register, former president of the Friends of Dyke Marsh, and an avid environmentalist who cared deeply about his community.
- Gilbert S. “Gil” McCutcheon, 95, who was a contributor to the growth and success of Frying Pan Park. He joined the Park Authority in 1992 and served as “Mayor” of Mount Vernon, having run the most successful farmers’ market in the County. Mr. McCutcheon truly loved his community and was involved in the acquisition of the Lamond Community Park and the development of Laurel Hill.
- Bill G. Evans, who served for more than 40 years as a member of the County Water Authority and worked as a management consultant for local governments across the country at Towers-Perrin, including volunteering his services to the County and made recommendations concerning public safety operations and positive change.

Supervisor Hyland also asked everyone to keep in thoughts Cynthia Hull, Executive Director, United Community Ministries, who is being challenged with a recurrence of cancer.

Supervisor Hudgins asked everyone to keep in thoughts the families of:

- Ms. Donna Miller (Thibault) who died on December 24. She was the past president of the Greater Reston Chamber of Commerce, and was currently serving as the treasurer. Ms. Thibault was the founder of Donna Miller Associates, a certified public accounting firm, and Pentagon Angels, which was created to assist families who lost members on September 11.
- Mr. Vade Bolton, who died on December 26. He was with the National Education Association, served on the Retirement Board, was a former director and board member of Reston Interfaith, and worked extensively on affordable housing and homeless issues.

- Ms. Marion Meader, a 40-year resident of Reston, who died on January 2. She was a “pioneer of early Reston” and instrumental in the founding of GRACE Arts, Reston Interfaith, and the Reston Historical Trust Museum.

Supervisor Gross asked everyone to keep in thoughts the family of Peter Schroth, former long-time director of the County’s Department of Human Resources, who retired in April 2008, and died this past December. Known for his strategic thinking, regional leadership, energy and sense of humor, Supervisor Gross noted that the man commemorated at his wake was not the man known as the Director of Human Resources: a buttoned-down corporate executive, an elegant dresser who wore beautiful ties and used a fountain pen with blue-black ink. She said the man his family and friends knew was an avid outdoorsman who was a hunter, a fisherman, built cabins in the woods, and truly enjoyed his family and friends. Supervisor Gross noted that his daughter Katie is a County police officer and his son Matt is a real estate appraiser with the Department of Tax Administration.

Supervisor McKay asked everyone to keep in thoughts Caroline Kauffman, who died December 17. She was the mother of former Lee District Supervisor Dana Kauffman and was an accomplished artist, a lawyer, a human and animal rights advocate, an environmentalist, as well as a long-term military wife.

Supervisor Herrity asked everyone to keep in thoughts the families of Ms. Cathy Belter, and Mr. Stephen Hartwell, who recently died. He said they both served the County and its citizens well over the years. Ms. Belter was the Springfield District School Board member from 2000 to 2008. Mr. Hartwell was former chairman of the County’s Planning Commission. Supervisor Herrity noted that both were active in many more community activities in addition to their direct service to the County.

2. **THE VALUE OF A RETREAT** (9:51 a.m.)

Supervisor Hyland stated that he recently had the opportunity to go to Richmond and address 140 newly-elected supervisors and one of the topics he suggested to them was having a retreat to bring their Boards together in a less formal atmosphere. He noted that in attending funerals or wakes or reading obituaries that many of the deceased had other lives and careers that were unbeknownst to others. He said in his remarks, that as supervisors, it was important to know each other as individuals, and know what the interests are, and the importance of “peeling the onion back” a bit. He reflected on positive experiences from a previous retreat and the importance for both the Board and the people in the communities to peel back so one does not have to wait until someone dies to find out the people they really were.

AGENDA ITEMS

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MEMBERS OF THE RESTON NATIONAL LITTLE LEAGUE TEAM (HUNTER MILL DISTRICT)** (9:54 a.m.)

Supervisor Hudgins moved approval of the Certificate of Recognition presented to members of the Reston National Little League Team for winning the Virginia State Little League Championship at Freedom Park in Leesburg, Virginia. Supervisor Foust seconded the motion and it carried by unanimous vote.

4. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. PHYLLIS PEARCE (DRANESVILLE DISTRICT)** (10:02 a.m.)

Supervisor Foust moved approval of the Certificate of Recognition presented to Ms. Phyllis Pearce for 21 years of service as the Herndon High School Girls Field Hockey Coach. Supervisor McKay seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO MEMBERS OF THE HIDDEN POND ENVIROTHON TEAM (SPRINGFIELD DISTRICT)** (10:10 a.m.)

Supervisor Herrity moved approval of the Certificate of Recognition presented to members of the Hidden Pond Envirothon team for its participation and placement in the Virginia State Envirothon Competition. Supervisor Smyth seconded the motion and it carried by unanimous vote.

6. **CERTIFICATE OF RECOGNITION PRESENTED TO THE COMMUNITY PRESERVATION AND DEVELOPMENT CORPORATION (LEE DISTRICT)** (10:16 a.m.)

Supervisor McKay moved approval of the Certificate of Recognition presented to the Community Preservation and Development Corporation for environmentally responsible renovations to the Stony Brook Apartment complex – formerly the Buckman Road Apartments. Supervisor Foust seconded the motion and it carried by unanimous vote.

7. **PROCLAMATION DESIGNATING JANUARY 10, 2012, AS “SUZANNE HARSEL DAY” IN FAIRFAX COUNTY** (10:25 a.m.)

Supervisor Cook moved approval of the proclamation designating January 10, 2012, as “*Suzanne Harsel Day*” in Braddock District in recognition of her years of service to the County and the District. Supervisor Smyth and Chairman Bulova jointly seconded the motion and it carried by unanimous vote.

8. **CERTIFICATES OF RECOGNITION PRESENTED TO MS. NANCY CAMMARATA, MR. ALFRED CAMMARATA, AND MS. CAROLYN KELLAM (BRADDOCK DISTRICT)** (10:54 a.m.)

Supervisor Cook moved approval of the Certificates of Recognition presented to Ms. Nancy Cammarata, Mr. Alfred Cammarata, and Ms. Carolyn Kellam for their efforts resulting in the saving of a life. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

Roy Oliver, Assistant Director of Support Systems, Department of Public Safety Communications also presented a certificate to Ms. Cammarata and Mr. Cammarata.

9. **10:30 A.M. – BOARD ORGANIZATION AND APPOINTMENT OF BOARD MEMBERS TO VARIOUS REGIONAL AND INTERNAL BOARDS AND COMMITTEES** (11:01 a.m.)

Chairman Bulova announced that the list of Appointments of Board Members to Various Regional and Internal Boards, Committees, and Subcommittees for Calendar Year 2012, had been distributed. She noted that while there were very few changes, the alternate position to the Washington Metropolitan Area Transit Authority (WMATA), previously held by Supervisor McKay, was eliminated.

Chairman Bulova noted that Clean Air Partners currently has an opening.

Supervisor Smyth noted that the Providence District wraps around three sides of Vienna and asked if she could be placed on the Vienna Interjurisdictional Committee. This was accepted.

Supervisor Foust moved the reappointment of Supervisor Gross as Vice-Chairman of the Board. Supervisor McKay seconded the motion and it carried by unanimous vote.

The full list of appointments is as follows:

INTERJURISDICTIONAL COMMITTEES AND INTER- AND INTRA GOVERNMENTAL BOARDS AND COMMITTEES FOR CALENDAR YEAR 2012

INTERJURISDICTIONAL COMMITTEES

ALEXANDRIA

Gerald Hyland, Chairman

Sharon Bulova

Penelope Gross

Jeffrey McKay

ARLINGTON

Penelope Gross, Chairman
Sharon Bulova
John Foust
Linda Smyth

DISTRICT OF COLUMBIA

Sharon Bulova
Gerald Hyland
Jeffrey McKay
Linda Smyth

FAIRFAX CITY

John Cook, Chairman
Sharon Bulova
Linda Smyth

FALLS CHURCH

Penelope Gross, Chairman
Sharon Bulova
John Foust
Linda Smyth

FORT BELVOIR (Board of Advisors/Base Realignment and Closure)

Sharon Bulova
Patrick Herrity
Gerald Hyland
Jeffrey McKay

HERNDON

John Foust, Chairman
Sharon Bulova
Catherine Hudgins

LOUDOUN COUNTY

Michael Frey, Chairman
Sharon Bulova
John Foust
Catherine Hudgins

PRINCE WILLIAM

(includes UOSA, City of Manassas, and City of Manassas Park)
Michael Frey, Chairman
Patrick Herrity
Sharon Bulova
Gerald Hyland

VIENNA

Catherine Hudgins, Chairman
Sharon Bulova
John Foust
Linda Smyth

INTERGOVERNMENTAL BOARDS AND COMMITTEES
(including Federal and State)

COMMUNITY CRIMINAL JUSTICE BOARD

Gerald Hyland

METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS (COG)

COG BOARD OF DIRECTORS

Sharon Bulova, Principal
John Foust, Principal
Penelope Gross, Principal
Michael Frey, Alternate
Patrick Herrity, Alternate
Catherine Hudgins, Alternate

COG METROPOLITAN WASHINGTON AIR QUALITY COMMITTEE

Sharon Bulova, Principal
John Cook, Principal
Linda Smyth, Principal
Gerald Hyland, Alternate (for any member)

COG CHESAPEAKE BAY AND WATER RESOURCES POLICY COMMITTEE

Penelope Gross, Principal
Gerald Hyland, Principal

COG CLIMATE, ENERGY AND ENVIRONMENTAL POLICY COMMITTEE

Penelope Gross – Principal
Kambiz Agazi (Staff) - Principal

COG EMERGENCY PREPAREDNESS COUNCIL

John Foust, Principal

COG HUMAN SERVICES AND PUBLIC SAFETY COMMITTEE

Penelope Gross
Catherine Hudgins

**COG METROPOLITAN DEVELOPMENT POLICY
COMMITTEE**

Sharon Bulova, Principal
John Cook, Principal
Michael Frey, Principal

**COG TASK FORCE ON REGIONAL WATER SUPPLY
ISSUES**

Penelope Gross

**COG NATIONAL CAPITAL REGION TRANSPORTATION
PLANNING BOARD**

Catherine Hudgins, Principal
Linda Smyth, Principal
Sharon Bulova, Alternate
Patrick Herrity, Alternate

CLEAN AIR PARTNERS

To be determined

COLUMBIA PIKE TRANSIT INITIATIVE POLICY COMMITTEE

Sharon Bulova
Penelope Gross

FAIRFAX PARTNERSHIP FOR YOUTH, INCORPORATED

John Foust
Michael Frey

**GEORGE MASON UNIVERSITY FAIRFAX CAMPUS ADVISORY
BOARD**

Sharon Bulova
John Cook

INOVA HEALTH CARE SERVICES BOARD

Michael Frey
Gerald Hyland

INOVA HEALTH SYSTEMS BOARD

Penelope Gross

NORTHERN VIRGINIA REGIONAL COMMISSION (NVRC)

Sharon Bulova
John Cook
Penelope Gross
Patrick Herrity
Catherine Hudgins
Jeffrey McKay
Linda Smyth

**NORTHERN VIRGINIA TRANSPORTATION COMMISSION
(NVTC)**

(including WMATA and VRE Representatives)

Sharon Bulova, Principal (VRE Operation)

John Cook, Principal (VRE Operation)

John Foust

Catherine Hudgins, Principal (WMATA)

Jeffrey McKay (VRE Alternate)

**PHASE I DULLES RAIL TRANSPORTATION IMPROVEMENT
DISTRICT COMMISSION**

Sharon Bulova, Chairman

John Foust

Catherine Hudgins

Linda Smyth

**PHASE II DULLES RAIL TRANSPORTATION IMPROVEMENT
DISTRICT COMMISSION**

Sharon Bulova

John Foust

Catherine Hudgins

POTOMAC WATERSHED ROUNDTABLE

Penelope Gross

**ROUTE 28 HIGHWAY TRANSPORTATION IMPROVEMENT
DISTRICT COMMISSION**

Sharon Bulova

John Foust

Michael Frey

Catherine Hudgins

VACo BOARD OF DIRECTORS (REGIONAL DIRECTORS)

Sharon Bulova

Penelope Gross (Secretary/Treasurer)

Catherine Hudgins (President)

Gerald Hyland

Jeffrey McKay

Linda Smyth

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

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

Catherine Hudgins, Principal

INTRAGOVERNMENTAL AND OTHER COMMITTEES

50+ COMMITTEE

(Committee of the Whole)
Patrick Herrity, Chairman
John Cook, Vice-Chairman

AUDIT COMMITTEE

John Foust, Chairman
Sharon Bulova
Michael Frey
Patrick Herrity

BOARD PROCEDURES COMMITTEE

Penelope Gross, Chairman
Michael Frey, Co-Chairman

BUDGET POLICY COMMITTEE

(Committee of the Whole)
Sharon Bulova, Chairman
John Foust, Vice-Chairman

COMMUNITY REVITALIZATION AND REINVESTMENT COMMITTEE

(Committee of the Whole)
Gerald Hyland, Co-Chairman
Jeffrey McKay, Co-Chairman

DEVELOPMENT PROCESS COMMITTEE

(Committee of the Whole)
Michael Frey, Chairman
Penelope Gross, Vice-Chairman

ECONOMIC ADVISORY COMMITTEE

(Committee of the Whole)
John Foust, Chairman
Patrick Herrity, Vice-Chairman

ENVIRONMENTAL COMMITTEE

(Committee of the Whole)
Penelope Gross, Chairman

HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

(Committee of the Whole)
Catherine Hudgins, Chairman
John Foust, Vice-Chairman

HUMAN SERVICES COMMITTEE

(Committee of the Whole)

Catherine Hudgins, Chairman

Penelope Gross, Vice-Chairman

INFORMATION TECHNOLOGY COMMITTEE

(Committee of the Whole)

Linda Smyth, Chairman

Catherine Hudgins, Vice-Chairman

LEGISLATIVE COMMITTEE

(Committee of the Whole)

Jeffrey McKay, Chairman

PERSONNEL AND REORGANIZATION COMMITTEE

(Committee of the Whole)

Penelope Gross, Chairman

Linda Smyth, Vice-Chairman

PUBLIC SAFETY COMMITTEE

(Committee of the Whole)

Gerald Hyland, Chairman

TRANSPORTATION COMMITTEE

(Committee of the Whole)

Jeffrey McKay, Chairman

John Foust, Vice-Chairman

Catherine Hudgins, Vice-Chairman

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10. **ADMINISTRATIVE ITEMS** (11:05 a.m.)

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

Supervisor Gross called the Board's attention to Admin 7 – Authorization to Advertise a Public Hearing on Adoption of the Northern Virginia Regional Water Supply Plan. Chairman Bulova noted that Board Members received a very large stack of documents regarding this item, and suggested that, in the future, staff send the documents electronically to reduce the amount of trees being killed.

Discussion ensued, with input from John Friedman, Chief, Site, Code, Research, and Development Branch, Department of Public Works and Environmental Services; Normand Goulet, Northern Virginia Regional Commission; and Traci K. Goldberg, Water Authority, regarding:

- Outreach efforts

- The notification process
- Timing
- Currency of the data
- Areas served in the County
- The water supply plan

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to disseminate the report electronically with environmental organizations and ensure that they are properly notified of the proposed public hearing.

Vice-Chairman Gross asked to amend the request to include the developmental community in the notification process, and this was accepted.

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

Vice-Chairman Gross returned the gavel to Chairman Bulova.

The question was called on the motion to approve the Administrative Items and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Herrity and Supervisor Hyland being out of the room.

ADMIN 1 – AUTHORIZATION TO ADVERTISE PUBLIC HEARINGS ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING EDITORIAL AND MINOR REVISIONS

- (A) (R) Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on February 23, 2012, at 8:15 p.m., and before the Board on **March 20, 2012, at 4 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), regarding editorial and minor revisions.

ADMIN 2 – EXTENSION OF REVIEW PERIODS FOR 2232 REVIEW APPLICATIONS (MOUNT VERNON, SPRINGFIELD, AND SULLY DISTRICTS)

Authorized the extension of review periods for the following Public Facility (2232) Review Applications to the dates noted:

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
FSA-V08-7-1	AT&T Mobility Corporation Antenna collocation on building rooftop 8009 Fort Hunt Road, Alexandria Mount Vernon District	March 16, 2012
2232A-S05-4-1	AT&T Mobility Corporation Antenna collocation on existing monopole 12700 Popes Head Road, Clifton Springfield District	March 17, 2012
FSA-S99-12-1	AT&T Mobility Corporation Antenna collocation on existing monopole 8234 Roseland Drive, Fairfax Station Springfield District	March 23, 2012
456A-Y94-7-1	Sprint Antenna collocation on existing monopole 14005 Vernon Street, Chantilly Sully District	March 25, 2012
FS-S11-39	Dominion Virginia Power Power line improvements 5400 Ox Road, Fairfax Station Springfield District	July 20, 2012

ADMIN 3 – STREETS INTO THE SECONDARY SYSTEM (HUNTER MILL, LEE, MASON, MOUNT VERNON, PROVIDENCE, SPRINGFIELD, AND SULLY DISTRICTS)

(R) Approved the request that the streets listed below be accepted into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Arthur Shipe, Trustee (Good Shepherd Lutheran Church)	Hunter Mill	Leesburg Pike (Route 7) [Additional Right-of-Way (ROW) Only] Reston Avenue (Route 7917) (Additional ROW Only)

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Highgrove Estates Section 9	Lee	Deer Ridge Trail (Route 10189)
Arlington-Virginia Federal Credit Union	Mason	Spring Lane (Route 2988) (Additional ROW Only)
Lorton Station Boulevard (Phase II) Lorton Town Center	Mount Vernon	Lorton Station Boulevard (Route 7768) Pohick Road (Route 638) (Additional ROW Only)
Mount Vernon Walk	Mount Vernon	Old Mount Vernon Road (Route 623) (Additional ROW Only)
Lupo Property	Providence	Jawed Place Gallows Road (Route 650) (Additional ROW Only) Idylwood Road (Route 695) (Additional ROW Only) Elm Place (Route 974) (Additional ROW Only)
Madrillon Farms Lot 39	Providence	George Washington Road (Route 2794) (Additional ROW Only)
The Reserve at Tysons Corner	Providence	Capital Beltway (I-495) (Additional ROW Only) Gallows Road (Route 650) (Additional ROW Only)
St. Mark Coptic Church	Springfield	Braddock Road (Route 620) (Additional ROW Only)
Red Fox Plaza	Sully	Lee Jackson Memorial Highway (Route 50) (Additional ROW Only)

ADMIN 4 – APPROVAL OF TRAFFIC CALMING MEASURES AND INSTALLATION OF “\$200 ADDITIONAL FINE FOR SPEEDING” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP) (MASON AND DRANESVILLE DISTRICTS)

- (R)
- Endorsed the following traffic calming plans for Glen Forest Drive and Langley Farms:
 - Three Speed Humps on Glen Forest Drive (Mason District)
 - One Speed Table on Chain Bridge Road (Dranesville District)
 - One Speed Table on Waverly Way (Dranesville District)
 - One Multi-Way Stop on Chain Bridge Road at Langley Lane (Dranesville District)
 - One Multi-Way Stop on Waverly Way at Ridge Street (Dranesville District)
 - Adopted the Resolution authorizing installation of “\$200 Additional Fine for Speeding” signs on Towlston Road between Leesburg Pike and Trap Road (Dranesville District)
 - Directed staff to schedule the installation of the approved measures as soon as possible.

ADMIN 5 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONVEY A PORTION OF COUNTY-OWNED PROPERTY TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE TELEGRAPH ROAD PROJECT (LEE DISTRICT)

- (A)
- Authorized the advertisement of a public hearing to be held before the Board on **February 28, 2012, at 4:30 p.m.** to consider conveying a portion of County-owned property to VDOT for the Telegraph Road Project.

ADMIN 6 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 12077 FOR THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) TO ACCEPT GRANT FUNDING FROM THE COMMONWEALTH OF VIRGINIA – GOVERNOR’S OPPORTUNITY FUND FOR BECHTEL CORPORATION

- (SAR)
- Approved SAR AS for the EDA to accept grant funding in the amount of \$1.5 million from the Commonwealth of Virginia as part of the Governor’s

Opportunity Fund for Bechtel Corporation. This grant will assist the County with the establishment of the global operational headquarters of Bechtel. No local cash match is required.

ADMIN 7 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON ADOPTION OF THE NORTHERN VIRGINIA REGIONAL WATER SUPPLY PLAN

- (A) (NOTE: Earlier in the meeting, the Board took additional action regarding this item. See pages 11-12.)

Authorized the advertisement of a public hearing to be held before the Board on **February 28, 2012, at 4 p.m.** regarding adoption of the Northern Virginia Regional Water Supply Plan. The proposed plan addresses state requirements for localities to have such a plan adopted through a public hearing process.

11. **A-1 – APPROVAL OF THE BOARD OF SUPERVISORS' MEETING SCHEDULE FOR CALENDAR YEAR 2012** (11:19 a.m.)

On motion of Supervisor Gross, seconded by Supervisor Foust, and carried by a vote of eight, Supervisor Herrity and Supervisor Hyland being out of the room, the Board concurred in the recommendation of staff and approved the meeting schedule for January through December, 2012.

12. **A-2 – AUTHORIZATION FOR THE COUNTY EXECUTIVE TO SIGN THE PROGRAMMATIC AGREEMENT RELATIVE TO THE PRIVATIZATION OF ARMY LODGING AND DISCONTINUATION OF LODGING AT BUILDINGS 172 AND 20 AT FORT BELVOIR (MOUNT VERNON DISTRICT)** (11:20 a.m.)

On motion of Supervisor McKay, seconded by Supervisor Gross, and carried by a vote of nine, Supervisor Hyland being out of the room, the Board concurred in the recommendation of staff and authorized the County Executive to sign the Programmatic Agreement between the Board, the Virginia Department of Historic Resources, Fort Belvoir, the Advisory Council on Historic Preservation, and Rest Easy LLC relative to the privatization of Army lodging and discontinuation of lodging at Buildings 172 and 20, US Army Garrison at Fort Belvoir, as shown in Attachment 1 of the Board Agenda Item dated January 10, 2012.

13. **A-3 – AUTHORIZATION FOR THE COUNTY EXECUTIVE TO SIGN THE MEMORANDUM OF AGREEMENT (MOA) RELATIVE TO THE CONSTRUCTION OF THE NATIONAL MUSEUM OF THE UNITED STATES ARMY AT FORT BELVOIR (MOUNT VERNON DISTRICT)** (11:20 a.m.)

Supervisor Hyland moved that the Board concur in the recommendation of staff and authorize the County Executive to sign the MOA between the Board, the

Virginia Department of Historic Resources, the US Army Garrison Fort Belvoir, the Alexandria Monthly Meeting of the Religious Society of Friends, and the National Trust for Historic Preservation, and Woodlawn National Historic Landmark, relative to the construction of the National Museum of the US Army at Fort Belvoir, Virginia, as shown in Attachment 1 of the Board Agenda Item dated January 10, 2012. Supervisor Herrity and Supervisor McKay jointly seconded the motion.

Following a brief discussion regarding the museum and tourism, the question was called on the motion and it carried by unanimous vote.

14. **A-4 – AMENDED PARKING REDUCTION FOR THE BUCKMAN ROAD APARTMENTS (LEE DISTRICT)** (11:24 a.m.)

The Board deferred action on this item until later in the meeting, after the public hearing regarding Buckman Road Development LLC.

(NOTE: Later in the meeting, the Board took action on this item. See Clerk's Summary Item #48.)

15. **A-5 – APPROVAL OF AN AGREEMENT BETWEEN THE COUNTY AND INOVA FAIRFAX HOSPITAL TO IMPLEMENT A COMMUTER SHUTTLE POOL PROGRAM** (11:24 a.m.)

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

- Approve an agreement between the County and INOVA Fairfax Hospital to provide funds for a Commuter Shuttle Pool as a Transportation Demand Management strategy for the Capital Beltway (I-495) High Occupancy Toll (HOT) lanes project.
- Authorize the Director of the Department of Transportation to sign the agreement.

Supervisor Herrity and Supervisor McKay jointly seconded the motion.

Supervisor Gross raised a question regarding whether there would be a fee for the hospital employees to use the shuttle, with input from Walter Daniel, Transportation Services Section, Department of Transportation, who noted that there would not be a fee for employees wearing their identification badge.

Supervisor Herrity asked to amend the motion to direct staff to provide feedback on the program six months to a year after implementation, and this was accepted.

The question was called on the motion, as amended, and it carried by a unanimous vote.

16. **I-1 – RECOGNITION OF COMPREHENSIVE ANNUAL FINANCIAL REPORTS (CAFR) AND THE ANNUAL BUDGET BY THE GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA); PERFORMANCE MEASUREMENT PROGRAM BY THE INTERNATIONAL CITY/COUNTY MANAGEMENT ASSOCIATION (ICMA); AND INVESTMENT POLICY BY THE ASSOCIATION OF PUBLIC TREASURERS** (11:26 a.m.)

The Board next considered an item contained in the Board Agenda dated January 10, 2012, announcing that the County's CAFR and Integrated Sewer System received awards from GFOA and ICMA as follows:

- CAFR – Certificate of Achievement for Excellence in Financial Reporting from GFOA (for the thirty-fourth consecutive year)
- Integrated Sewer System – Certificate of Achievement for Excellence in Financial Report from GFOA (for the eighth consecutive year)
- Distinguished Budget Presentation Award from GFOA
- Certificate of Excellence from ICMA

On behalf of the Board, Chairman Bulova congratulated staff for receiving the awards.

17. **I-2 – DOLLEY MADISON LIBRARY (DRANESVILLE DISTRICT) AND WIEHLE AVENUE METRO STATION FACILITY (HUNTER MILL DISTRICT) PROJECTS RECEIVE AWARDS OF EXCELLENCE FROM THE NATIONAL ASSOCIATION OF INDUSTRIAL AND OFFICE PROPERTIES (NAIOP)** (11:28 a.m.)

The Board next considered an item contained in the Board Agenda dated January 10, 2012, announcing that NAIOP selected the recently completed Dolley Madison Library to receive the 2011 Award of Excellence for Best Building, Institutional Facility Under \$20 million, and Wiehle Avenue Metro Station Facility project to receive the 2011 Award of Excellence for Best Real Estate Transaction, Lease. Representatives from the County and Department of Public Works and Environmental Services received the Awards of Excellence at the NAIOP ceremony on November 17, 2011.

A brief discussion ensued regarding the awards.

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ADDITIONAL BOARD MATTERS18. **REQUEST FOR RECOGNITIONS** (11:29 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to invite:

- Representatives from the Department of Family Services to appear before the Board on January 24 to receive a proclamation recognizing Earned Income Tax Credit Awareness Day.
- Representatives from the Department of Public Works and Environmental Services to appear before the Board to receive a proclamation recognizing Engineers Week.
- Representatives from the Office of Human Rights and Equity Programs to appear before the Board to receive a proclamation recognizing African American History Month.
- Representatives from the Office of Human Rights and Equity Programs to appear before the Board to receive a proclamation recognizing Asian Pacific American Heritage Month.

Without objection, it was so ordered.

19. **RECEPTION TO CELEBRATE THE NEW YEAR** (11:30 a.m.)

Chairman Bulova said that she hoped everyone can join her at her annual New Year reception in the Government Center Forum on January 11, 2012, from 4:30 p.m. to 6:30 p.m., as this event is an opportunity for her to say thank you to the many people who work hard to make the County such a wonderful place to live, work, play, and grow older comfortably, adding that the public is invited as well as County employees and members of boards, authorities, and task forces. She stated that once again the event will be catered by Chef Christine Gloninger and her talented Annandale High School Culinary Arts students, and guests will also be treated to music by a harpist. This reception is being hosted at no cost to the County.

20. **BOARD RETREAT** (11:31 a.m.)

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

Chairman Bulova announced that at its meeting on December 6, 2011, she asked the Board to hold the dates of Monday, February 6, and Tuesday, February 7, for

a Board of Supervisors Strategic Planning Retreat and since that date, she has also worked with Janie Strauss, Chairman of the School Board, to set Saturday, February 25, for a full day, 10 a.m. to 5 p.m. Board-to-Board Retreat for the two Boards, noting that this was the first time in her memory that both Boards have had a full day retreat.

She stated that the Board's Retreat will be held at the Lorton Arts Workhouse on Route 123 and the location is a demonstration of a major revitalization and historic re-use initiative in the South County area.

Chairman Bulova advised the Board that on day one each Board Member will be asked to spend about 10 minutes describing their Districts, and sharing information about some of their issues, opportunities, and challenges, as well as other things they would like to focus on during this term. She added that also on the agenda during these two days will be a discussion of transportation, revitalization and a new process for monitoring and updating the Comprehensive Plan as well as community outreach engagement. She noted that County Executive Anthony H. Griffin will provide some insight into his experiences over the years as County Executive, and what he sees on the horizon that the Board must be mindful of as his successor is chosen.

As she mentioned earlier in the day, lunch on day one will be provided by Supervisor Hyland, and if anyone else is interested in contributing something special they are welcome to do so.

Chairman Bulova announced that the Board of Supervisors/School Board Retreat on February 25 will take place at the Junior Achievement Finance Park at Frost Middle School off of Little River Turnpike, adding that this location is a great example of a highly successful public-private partnership with Junior Achievement, Fairfax County Public Schools, and Capital One. She advised that the agenda will include an examination of respective goals and priorities, and will examine opportunities and areas where there can be enhanced collaboration between the two organizations.

Discussion ensued concerning:

- Consumables
- Brunswick stew
- A timekeeper for retreat presentations
- Appointments to boards, authorities, and commissions (BACs)
- Financial disclosure requirements

21. **CHAIRMAN BULOVA'S "ASK FAIRFAX"** (11:38 a.m.)

Chairman Bulova announced that she will be holding an online chat this Friday, January 13, at 12 noon, on the upcoming budget, the search for a new County Executive, and her priorities for 2012, adding that questions and comments can be submitted on the web at www.fairfaxcounty.gov/askfairfax. She said this is an opportunity for the public to ask questions and share their thoughts with her about the County's priorities and have input on the search for a new County Executive. She added that in addition to this opportunity to weigh in on the search for a new County Executive a survey has been developed to assist in gathering feedback from the community and a link to this survey is on the front page of the County's website.

Chairman Bulova asked unanimous consent that the Board direct the Office of Public Affairs to publicize and promote both of these opportunities for public comment. Without objection, it was so ordered.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

22. **REQUEST FOR AN OUT-OF-TURN PLAN AMENDMENT (OTPA) FOR ADLER PROPERTY (MOUNT VERNON DISTRICT)** (11:40 a.m.)

Supervisor Hyland said that at the intersection of Richmond Highway and South Kings Highway is a small strip shopping center across the street from the Penn Daw Shopping Center. The site's owner has partnered with a local development company to build residential apartments with first floor retail. Across the street in the Lee District, staff and a joint Lee-Mount Vernon Task Force is evaluating a special study for a larger residential and retail development. Across the street on the east side of Richmond Highway, the Fenton property, just north of the Kings Crossing site has a request for proposal to redevelop consistent with the recently amended Comprehensive Plan guidance. All combined, the Penn Daw area is in transition and shows promise in the continued revitalization of Richmond Highway. To move the proposal forward, an OTPA must be initiated by the Board so staff may begin its evaluation.

Therefore, Supervisor Hyland moved that the Board authorize consideration of an OTPA for Land Units D and F-1 of the Penn Daw CBC. The area is roughly bounded by North Kings Highway, Shields Avenue, Richmond Highway, and a segment of Jamaica Drive. The OTPA should consider residential use with ground floor retail at an intensity up to 1.8 floor area ratio (FAR). Supervisor McKay seconded the motion and it carried by unanimous vote.

23. **RECOGNITION OF THE SOUTH COUNTY SECONDARY SCHOOL STALLION VARSITY FOOTBALL TEAM AND ITS ROAD TO THE STATE CHAMPIONSHIP (MOUNT VERNON DISTRICT)** (11:42 a.m.)

In a joint Board Matter with Supervisor Herrity, Supervisor Hyland announced the South County Secondary School Varsity Football Team experienced its best year in school history. The Stallions won 11 games on its way to win the Patriot District Championship and the Northern Region Championship. The 11 game winning streak was highlighted with overtime wins and playoff victories, and South County went on to win a State Semi-final game versus Hanover County, 38-22. He added that throughout the playoffs, South County represented the County well, with hard fought victories over fellow school districts in Loudoun, Arlington, and Hanover Counties, and the South County defense was one of the best in Virginia this year by not only stopping their opponents, but causing over 50 turnovers with their hard hitting and tackling.

Therefore, Supervisor Hyland asked unanimous consent that the Board direct staff to invite the South County Secondary School Varsity Football Team and its coaches to appear before the Board for recognition. Without objection, it was so ordered.

24. **RECOGNITION OF THE CENTREVILLE HIGH SCHOOL FOOTBALL TEAM (SULLY DISTRICT)** (11:44 a.m.)

In a joint Board Matter with Supervisor Herrity, Supervisor Frey announced that Centreville High School went to the State Finals in the Division VI category, unfortunately, they came up a bit short, despite an outstanding season.

Therefore Supervisor Frey asked unanimous consent that the Board direct staff to also invite the team to appear before the Board as an outstanding representative of the County. Without objection, it was so ordered.

PMH:pmh

25. **CHIPOTLE MEXICAN GRILL, INCORPORATED (HUNTER MILL DISTRICT)** (11:46 a.m.)

Supervisor Hudgins said that Chipotle Mexican Grill has filed a special exception application with the Department of Planning and Zoning (DPZ) to permit a fast food restaurant without drive-thru facilities within a vacant retail space of approximately 3,000 square feet located at 11160 G2 South Lakes Drive within the South Lakes Village Shopping Center. There are no changes to the building or parking lot areas proposed with this application. Given the limited scope of this application and their desire to fill this vacant retail space at the earliest opportunity, the applicant has requested expedited processing.

Therefore, Supervisor Hudgins moved that the Board direct DPZ to expeditiously review this application and schedule the required public hearings before the

Planning Commission and the Board. This motion should not be construed as a favorable recommendation by the on the proposed application and does not relieve the applicant from complying with the provisions of all applicable ordinances, regulations or adopted standards in anyway. Supervisor Foust seconded the motion and it carried by unanimous vote.

26. **CORINTHIAN COLLEGES, INCORPORATED, D/B/A EVEREST HILL COLLEGE (HUNTER MILL DISTRICT)** (11:47 a.m.)

Supervisor Hudgins said that Corinthian Colleges, Incorporated d/b/a Everest College is moving from its current location of 1430 Spring Hill Road, McLean, VA, to 8620 Westwood Center Drive, Tysons, VA. The school of special education currently offers courses and training in medical assisting, medical administration assisting, medical insurance billing and coding, and dental assisting. The College desires to also continue its nursing degree program, therefore a special exception is required. Special Exception Application, SE 2011-HM-018 has been accepted for processing by the Department of Planning and Zoning (DPZ) and is currently scheduled for a public hearing before the Planning Commission on February 23, 2012. To meet the class schedule for 2012, the applicant is requesting an expedited Board public hearing for Special Exception Application SE 2011-HM-018.

Therefore, Supervisor Hudgins moved that the Board direct staff to schedule an expedited public hearing to be held before the Board on **Tuesday, February 28, 2012, at *4:30 p.m.** for Special Exception Application SE 2011-HM-018. This motion should not be construed as a favorable recommendation by the Board on the proposed application and does not relieve the applicant from complying with the provisions of all applicable ordinances, regulations, or adopted standards in anyway. Supervisor Frey seconded the motion and it carried by unanimous vote.

(*NOTE: Later in the meeting, the Board took action to change the time of the public hearing to **3:30 p.m.** See Clerk's Summary Item #29.)

27. **JORDIN ROAD ABANDONMENT/VACATION (HUNTER MILL DISTRICT)** (11:49 a.m.)

Supervisor Hudgins said that around 1994 with the development of Piney Run Meadow, there was discussion between the Department of Transportation (DOT), the Virginia Department of Transportation (VDOT), and the owner of parcels 49 regarding the abandonment/vacation of a portion of Meadowlook Court, formally known as Jordin Road. At that time, this road was the only egress/ingress to Route 7. After a great deal of the discussion, the homeowners agreed with the understanding that access would be provided via the cul-de-sac of the new development and the property involved with the abandonment would be allocated to the home owners. However, this did not occur and the owner would like to move the process forward.

Therefore, Supervisor Hudgins moved that the Board:

- Authorize the County to initiate the process to (vacate/abandon) Jordin Road.
- Direct the Surveys Branch of the Department of Public Works and Environmental Services to complete all title research and engineering necessary to produce recordable plats and associated documents.
- Direct the County Attorney to review and produce all legal documents associated with a petition to (vacate/abandon).
- Direct staff to provide completed plats and legal documents to DOT to begin processing the review of the petition.

This request does not pre-dispose the County to a favorable decision regarding the petition. Supervisor Foust and Supervisor Frey jointly seconded the motion and it carried by a vote of nine, Supervisor McKay being out of the room.

28. **NORTHERN VIENNA (NoVi) TRAIL SYSTEM (HUNTER MILL DISTRICT)** (11:51 a.m.)

Supervisor Hudgins said that in 2006, a group of citizens in northern Vienna organized to create a trail along Beulah Road. A feasibility study was produced and the Department of Transportation (DOT) used the study to develop Phase I of the Beulah Road Walkway Project. The project or NoVi trail would connect neighborhoods and unique facilities such as the Wolf Trap National Park and the W&OD Railroad Regional Park. It would provide safe walkway access and health benefits to the neighborhoods throughout northern Vienna. A separate walkway project, the Trap Road pedestrian bridge over the Dulles Toll Road, was planned due to the support of the NoVi trail project.

Supervisor Hudgins noted that the Dulles Corridor Metrorail Project will enhance the importance of the NoVi trail system. As the NoVi trail Phase I project moves from a report towards construction, locations to expand the NoVi trail network are being reviewed. Segments A, B, and C designs are being completed and Segment D is under construction. The pedestrian bridge over the Dulles Toll Road will provide multimodal access between Northern Vienna communities and Route 7. There are missing trail connections along Old Courthouse Road and Trap Road. These connections would give additional NoVi trail access to other communities throughout Vienna. She said that her office, working with the community and transportation appointees, has decided to designate these projects as part of the NoVi Trail Phase II.

Therefore, Supervisor Hudgins moved that the Board direct DOT staff to begin work with the community to identify and evaluate new trail connections for the NoVi Trail Phase II for future funding consideration. Chairman Bulova seconded the motion.

Following discussion regarding the location of the projects, the question was called on the motion and it carried by unanimous vote.

29. **ADDITIONAL ACTION REGARDING CORINTHIAN COLLEGES, INCORPORATED, D/B/A EVEREST HILL COLLEGE (HUNTER MILL DISTRICT)** (11:53 a.m.)

(NOTE: Earlier in the meeting, the Board took action to schedule this public hearing. See Clerk's Summary Item #26.)

Supervisor Hudgins moved that the public hearing on Corinthian Colleges, Incorporated d/b/a Everest College Special Exception Application SE 2011-HM-018 be scheduled for **3:30 p.m.** instead of 4:30 p.m. on February 28. Supervisor Herrity and Chairman Bulova jointly seconded the motion and it carried by unanimous vote.

30. **NO BOARD MATTERS FOR SUPERVISOR FOUST (DRANESVILLE DISTRICT)** (11:55 a.m.)

Supervisor Foust announced that he had no Board Matters to present today.

31. **NO BOARD MATTERS FOR SUPERVISOR SMYTH (PROVIDENCE DISTRICT)** (11:55 a.m.)

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

32. **COUNTY EXECUTIVE SEARCH SURVEY** (11:55 a.m.)

In a joint Board Matter with Supervisor Hudgins, Supervisor Gross said that in preparation for the national search for the next County Executive, an on-line survey is being conducted to seek community input for the Board. She added that they have been approached by County residents who are concerned that there is not enough publicity about the survey, and that people who may want to participate are not aware of how to do so. The current deadline for on-line survey responses is January 16.

In an effort to reach a larger number of people who might want to participate, Supervisor Hudgins and Supervisor Gross asked unanimous consent that the Board direct the Office of Public Affairs to publicize more broadly the opportunity to participate, and that the survey deadline be extended until January 23.

Following discussion regarding the request for an extension of time, with input from Merni Fitzgerald, Director, Office of Public Affairs, the request, without objection, was so ordered.

33. **TOWN HALL MEETING ON THE HIRING OF A NEW COUNTY EXECUTIVE** (11:58 a.m.)

Supervisor Cook said that, as announced during the December 6, 2011, Board meeting, last night he held a Town Hall meeting to solicit input from County residents and hear their views and expectations for the skills and qualifications that the Board should look for in the next County Executive.

The Town Hall meeting included a distinguished panel of business leaders, County employees, and community leaders and produced a very productive dialogue between the panel and those in attendance – everyone clearly left better informed than when they arrived. Supervisor Cook said that though he plans to provide the Board with a more fully developed set of thoughts and recommendations that came out of last night, he wanted to provide an initial set of impressions where both the panel and residents expressed the following consensus:

- The new County Executive should be a collaborative leader with experience managing a large and diverse organization.
- The panel, extremely complimentary of County Executive Anthony H. Griffin's leadership style, strongly urged the Board to hire an executive who would not accept the status quo, but seek to take the County to the next level. They urged the Board to seek a visionary, a strategic thinker who would take a long term view of the opportunities presented to the County.
- The new County Executive should be committed to continuing the tradition of community involvement that is such an integral part of County life.
- The new County Executive should be committed to transparency and keeping open communication with not only the community but County employees, the Board of Supervisors, and the School Board.
- The new County Executive should understand the important role economic growth plays in making the County so successful and should support efforts to attract businesses to Fairfax.

- The new County Executive should be dedicated to fiscal responsibility. The County's policies that led to its reputation as prudent and far-sighted in its financial management must be maintained.

Supervisor Cook applauded the County's effort to seek feedback from residents through the survey that was created and he urged the Board to continue to seek public input on this very important decision. He also expressed his appreciation to the panel members: Stu Mendelsohn, Jon Peterson, Paul Liberty, Ann Zuvekas, and Karen Conchar.

34. **RECOGNIZING SOPHIE CHASE FOR EARNING ALL AMERICAN HONORS (BRADDOCK DISTRICT)** (12:02 p.m.)

Supervisor Cook congratulated Lake Braddock Junior, Sophie Chase, for her participation in the Footlocker National Cross Country Finals in San Diego on December 10 which earned her AU-American Honors. Miss Chase qualified from the South Region on Thanksgiving weekend with a time of 17:06, the third fastest in Virginia history for the 5,000 meters.

Supervisor Cook noted that this is her second consecutive year participating in the National finals. As a sophomore last year Sophie was one of the youngest participants in the race and finished thirty-eighth overall. She took her experience of the course and trained year long and vowed to come back and overpower the difficult course. This year she came in eleventh with a time of 17:44 which was 23 seconds behind the first place finisher.

She is the eighth runner in Lake Braddock History to qualify for the National finals and the third to make All American at this event.

Therefore, Supervisor Cook asked unanimous consent that the Board:

- Congratulate Miss Chase on her achievements.
- Direct staff to invite her to appear before the Board at a date to be determined to be formally recognized.

Without objection, it was so ordered.

35. **NO BOARD MATTERS FOR SUPERVISOR FREY (SULLY DISTRICT)** (12:03 p.m.)

Supervisor Frey announced that he had no Board Matters to present today.

DAL:dal

36. **ENDORSEMENT OF SITE FOR FEDERAL BUREAU OF INVESTIGATION (FBI) HEADQUARTERS** (12:03 p.m.)

Supervisor McKay said the FBI is considering moving its headquarters out of the J. Edgar Hoover building in Washington, DC and consolidating its Washington-area facilities elsewhere.

The Senate Committee on Environment and Public Works has passed a resolution that would authorize the General Services Administration (GSA) to seek a consolidated headquarters facility for the FBI. Should this resolution become law, a private sector firm would build a 2.1 million square foot facility on federally owned land that would be leased to the FBI. The estimated savings to the government are significant—nearly \$44 million a year.

There are many reasons for the FBI to leave its current headquarters. The almost 40-year-old building is deteriorating and the cost of renovating it, demolishing and rebuilding on the same site, or finding a new site to consolidate its network of about 20 satellite locations are all estimated to cost \$1 billion or more. The building is overcrowded and its lack of physical and information security compromises national security.

The FBI needs 2 million square feet of office space, located within two miles of a Metro station and within 2.5 miles of the Beltway according to the GAO. Redeveloping existing sites in DC would be extremely expensive, especially given the post-911 security features that are now required.

After the Base Realignment and Closure (BRAC) Mark Center debacle that saw thousands of jobs moved to a location with no transit and a traffic-choked highway system, moving the FBI headquarters to the GSA site would be a chance for the federal government to make a smart decision. The GSA site is already owned by the federal government. It is adjacent to the Franconia/Springfield Metro Station, VRE, AMTRAK, bus service, and every highway except Route 66. Additionally, airport access is now available by road and will shortly be served by two Metro stations once Rail to Dulles is completed.

The GSA site in its current configuration is a dinosaur. Several half empty wooded truss buildings sit next to the Joe Alexander Transportation Center and one of the most heavily used Metro stations in the entire Metro system.

While the benefits to the federal government of relocating the FBI to the GSA site would be substantial, the County would also benefit. In addition to the high paying jobs that would come to the area, redevelopment of this site could spur construction of other office projects nearby and expand the commercial tax base.

Therefore, Supervisor McKay moved that the Board endorse the GSA site as the location for FBI headquarters and that a letter be sent from the Chairman to the GSA, FBI director, and the County's congressional delegation. Supervisor Gross, Supervisor Hyland, and Chairman Bulova jointly seconded the motion.

Following a lengthy discussion regarding the letter of endorsement, Supervisor Gross noted that the letter would put the County on record as validating that it is a good place to do business.

Supervisor McKay asked unanimous consent that the Board refer the issue of relocations of government employees to the Legislative Committee for discussion as part of the Federal package. Without objection, it was so ordered.

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

Supervisor Gross asked unanimous consent that the Board direct staff to send the letter to all of Virginia's congressional delegation. Following a brief discussion, without objection, it was so ordered.

37. **LEE DISTRICT NEW YEAR'S OPEN HOUSE** (12:17 p.m.)

Supervisor McKay announced that on Saturday, January 21, he and his staff will host the traditional Lee District New Year's open house from 1–3 p.m. in the community room of the Franconia Governmental Center.

He said that, again this year, students from Edison High School's Culinary Academy will prepare the refreshments. The Springfield Art Guild will also display the work of local artists.

Supervisor McKay stated that while the economy has been improving, there are still many County families who are struggling to make ends meet and so they will be collecting canned goods at the open house for distribution to local charities.

Supervisor McKay invited Board Members to attend and enjoy the Lee District hospitality.

38. **REQUEST TO HONOR DR. ALAN G. MERTEN (SPRINGFIELD DISTRICT)** (12:18 p.m.)

Supervisor Herrity said that Dr. Alan G. Merten, the fifth president of George Mason University (GMU), announced that he would retire in the summer of 2012. Dr. Merten, a Springfield District resident, began serving as president in 1996. He led the transformation of GMU from a sleepy commuter school to one of the best in Virginia if not the nation. Since he became president, GMU has earned national and international acclaim for its significant initiatives and achievements in academia, sports, and the arts.

Aside from growing its enrollment by over 25 percent in 15 years, Dr. Merten has guided GMU's development in information sciences and the performing arts, as well as innovative teaching and research programs in the humanities, public policy, and the biological sciences.

Supervisor Herrity stated that Dr. Merten's contributions to GMU and the County have been a major driving force behind this growth. He has been a valuable partner to the County and its citizens since he took the helm in 1996. He has been supportive of and active in the business, arts, and charitable communities.

Supervisor Herrity noted that without the contributions of Dr. Merten, GMU would not be the premier innovative research center it is today. All residents of the County owe a debt of gratitude to Dr. Merten and his efforts over the last 15 years as president of GMU.

Therefore, Supervisor Herrity moved that the Board direct staff to invite Dr. Merten to appear before the Board to receive a Resolution honoring him for his contributions to the citizens of the County. Chairman Bulova seconded the motion.

Following a brief discussion regarding the contributions of his spouse, Sally Merten, Supervisor Herrity amended his motion to also invite Ms. Merten to appear, and this was accepted.

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

39. **REQUEST TO RECOGNIZE KOREAN-AMERICAN DAY IN FAIRFAX COUNTY** (12:22 p.m.)

Supervisor Herrity said that for over a century Korean-Americans have been immigrating to this country, bringing with them their own unique history and culture, and making America the great melting-pot that it is. The Korean-American community in Northern Virginia is a thriving one, with a strong sense of community, family, and an entrepreneurial spirit that epitomizes the values that Americans all share.

January is an important month for Korean-Americans in the community, for in December of 1902 a group of 56 men, 21 women, and 25 children traveled from Korea across the Pacific Ocean, landing in Honolulu, Hawaii, on January 13, 1903. This event marked the first entry of Korean immigrants onto US soil, and the date of January 13 has since been recognized as national Korean-American Day.

Supervisor Herrity said celebrations will take place all over the country, and here in the County the date will be celebrated in one of the large epicenters of the local Korean community (Annandale) at the Northern Virginia Community College (NVCC), in the Ernst Cultural Center, on Saturday, January 14, at 5 p.m. The celebration is being hosted by the Korean American Foundation of Greater Washington.

Therefore, Supervisor Herrity moved that the Board recognize January 13 as “*Korean-American Day*” in Fairfax County, and direct staff to prepare a proclamation, which he attached to his written Board Matter, to be presented at the Korean-American Day celebration at NVCC. Chairman Bulova seconded the motion.

Supervisor Herrity invited Board Members to attend the celebration of Korean-American Day.

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

40. **FAIRFAX COUNTY PARKWAY – SPRINGFIELD DISTRICT
PROPOSED TOWN HALL MEETING** (12:24 p.m.)

Supervisor Herrity said that he will present a Board Matter at a later date regarding the Fairfax County Parkway. He said that traffic on the Fairfax County Parkway is a big issue affecting residents’ quality of life. There is some good news in that there are improvements underway and on the radar such as the recently completed safety study, the Fair Lakes Parkway interchange currently under construction, the conversion of the parkway to primary road status, and the repaving plan for this summer. Many needed improvements have also been identified in the Comprehensive Plan.

Supervisor Herrity stated his belief that it would be beneficial to have a public forum to hear proposed solutions and solicit input on possible solutions that are necessary to improve the flow of traffic on one of the County’s mainstreams before it gets to the level of congestion currently experienced on I-66.

Supervisor Herrity announced that he will be hosting a Town Hall meeting at Robinson Secondary School, tentatively scheduled for March 20, 2012, to share information on the history of the roadway, discuss what is currently underway and planned for the parkway, and gather input on what vision the residents have for the road. While the largest section of the parkway is in the Springfield District, he noted that it traverses many supervisory districts, and he wanted to give Board Members ample notice of the Town Hall meeting and extend an invitation to participate in or provide suggestions to that meeting.

41. **COMMISSION ON LOCAL MANDATES** (12:27 p.m.)

Supervisor Herrity said that on January 16, Governor McDonnell will be issuing his final interim report on the Commission on Local Mandates. He stated that he will provide copies of the report to the Board as soon as it is finalized.

42. **CONGRATULATIONS TO LEE DISTRICT SUPERVISOR JEFFREY MCKAY ON THE BIRTH OF A SON** (12:28 p.m.)

Supervisor Herrity congratulated Supervisor McKay on the birth of his son, Aidan Charles McKay, born on December 12.

On behalf of the Board, Chairman Bulova also congratulated Supervisor McKay.

43. **INTENT TO DEFER PUBLIC HEARINGS (MOUNT VERNON AND PROVIDENCE DISTRICTS)** (12:29 p.m.)

Supervisor Smyth announced her intent to defer, later in the meeting at the appropriate time, the public hearing on Proffered Condition Amendment Application PCA 2008-PR-009 and Special Exception Amendment Application SEA 80-P-078-16.

Supervisor Hyland announced his intent to defer, later in the meeting at the appropriate time, the public hearing on Special Exception Application SE 2011-MV-006.

44. **RECESS/CLOSED SESSION** (12:30 p.m.)

A query was made regarding the amount of time needed for closed session, with input from David P. Bobzien, County Attorney.

Supervisor Smyth 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. *New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility v. The Fairfax County Board of Supervisors*, Case No. 10-2381 (United States Court of Appeals for the Fourth Circuit) (Mount Vernon District)
 2. *Bourj, Ltd. v. Board of Supervisors of Fairfax County*, Case No. CL-2011-0003966 (Fx. Co. Cir. Ct.) (Mason District)
 3. Change Order Requiring Sprint to Pay Additional Costs to Fund Regional 800 MHz Rebanding Coordination, WT Docket No. 02-55 (Federal Communications Commission)
 4. Application of Virginia Electric and Power Company, PUE-2011-00027 (Va. State Corp. Comm'n) (Countywide)
 5. *Citimortgage, Inc. v. Alam Badar, et al.*, Case No. CL-2011-0000023 (Fx. Co. Cir. Ct.) (Sully District)
 6. *Amir M. Taha v. Master Police Officer J. A. Woolf*, Case No. GV11025203 (Fx. Co. Gen. Dist. Ct.)
 7. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. John A. Parrish and Maria P. Tungol*, Record No. 2475-11-4 (Va. Ct. App.) (Lee District)
 8. *Fleet Properties, Inc., v. Board of Zoning Appeals of Fairfax County, Virginia, and Eileen M. McLane, Fairfax County Zoning Administrator*, Case No. CL-2009-0013125; *Eileen M. McLane, Fairfax County Zoning Administrator v. Fleet Properties, Inc.*, Case No. CL-2010-0010676 (Fx. Co. Cir. Ct.) (Providence District)

9. *SNSA, Inc. v. Eileen M. McLane*, Case No. CL-2011-0017511 (Fx. Co. Cir. Ct.) (Mount Vernon District)
10. *Eileen M. McLane, Fairfax County Zoning Administrator v. Henry Wilson and Mary R. Wilson*, Case No. CL-2010-0007946 (Fx. Co. Cir. Ct.) (Mount Vernon District)
11. *Eileen M. McLane, Fairfax County Zoning Administrator v. Ruben Perez and Sonia M. Montecinos*, Case No. CL-2010-0017148 (Fx. Co. Cir. Ct.) (Mason District)
12. *Eileen M. McLane, Fairfax County Zoning Administrator v. Daniel Farman and Juana Flores*, Case No. CL-2008-0016022 (Fx. Co. Cir. Ct.) (Lee District)
13. *Eileen M. McLane, Fairfax County Zoning Administrator v. Thomas L. Smith and Leanne D. Smith*, Case No. CL-2011-0011317 (Fx. Co. Cir. Ct.) (Braddock District)
14. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Jorge Alberto Broide*, Case No. CL-2010-0017885 (Fx. Co. Cir. Ct.) (Providence District)
15. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Paul J. Gayet, Trustee of the Gayet Living Trust*, Case No. CL-2010-0011467 (Fx. Co. Cir. Ct.) (Mason District)
16. *Eileen M. McLane, Fairfax County Zoning Administrator v. Mounir Badawy*, Case No. CL-2010-0010675 (Fx. Co. Cir. Ct.) (Dranesville District)
17. *Eileen M. McLane, Fairfax County Zoning Administrator v. Khanh Quach and Dao Tran*, Case No. CL-2010-0014970 (Fx. Co. Cir. Ct.) (Mason District)

18. *Eileen M. McLane, Fairfax County Zoning Administrator v. Richard Dean Lucht*, Case No. CL-2007-0012235 (Fx. Co. Cir. Ct.) (Providence District)
19. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Sheldon P. Ellison and Wauleah A. Ellison*, Case No. CL-2010-0017783 (Fx. Co. Cir. Ct.) (Mason District)
20. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Khalil Arbid*, Case No. CL-2011-0003120 (Fx. Co. Cir. Ct.) (Hunter Mill District)
21. *Eileen M. McLane, Fairfax County Zoning Administrator v. Philip W. Bradbury*, Case No. CL-2011-0009319 (Fx. Co. Cir. Ct.) (Mount Vernon District)
22. *Eileen M. McLane, Fairfax County Zoning Administrator v. Rosa E. Martinez*, Case No. CL-2010-0011285 (Fx. Co. Cir. Ct.) (Mason District)
23. *Eileen M. McLane, Fairfax County Zoning Administrator v. Robert Brennan*, Case No. CL-2010-0017543 (Fx. Co. Cir. Ct.) (Lee District)
24. *Eileen M. McLane, Fairfax County Zoning Administrator v. Chau Quynh Nguyen and Sarah K. Nguyen*, Case No. CL-2009-0016344 (Fx. Co. Cir. Ct.) (Mason District)
25. *Eileen M. McLane, Fairfax County Zoning Administrator v. Placido Amurrio and Lourdes Amurrio*, Case No. CL-2011-0012637 (Fx. Co. Cir. Ct.) (Mason District)
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27. *Eileen M. McLane, Fairfax County Zoning Administrator v. Winkal Holdings, L.L.C., Burcin Kalendar, and La Despensa Grocery and Butcher Shop, Inc.*, Case No. CL-2011-0010764 (Fx. Co. Cir. Ct.) (Lee District)
28. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Isabel Vasquez and Calixto M. Alfaro*, Case No. CL-2011-0006974 (Fx. Co. Cir. Ct.) (Mount Vernon District)
29. *Eileen M. McLane, Fairfax County Zoning Administrator v. Dohee R. Kim*, Case No. CL-2011-0013642 (Fx. Co. Cir. Ct.) (Braddock District)
30. *Eileen M. McLane, Fairfax County Zoning Administrator v. Marco A. Monzon and Teresita D. Monzon*, Case No. CL-2011-0011581 (Fx. Co. Cir. Ct.) (Mason District)
31. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Walter A. and Phyllis E. Knick*, Case No. CL-2011-0009274 (Fx. Co. Cir. Ct.) (Hunter Mill District)
32. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Charilene N. Lucas, a.k.a. Christine N. Lucas*, Case No. CL-2011-0012915 (Fx. Co. Cir. Ct.) (Lee District)
33. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Richart Ordonez, Ruben Ordonez, and Roberto Ordonez*, Case No. CL-2011-0013080 (Fx. Co. Cir. Ct.) (Mason District)

34. *Eileen M. McLane, Fairfax County Zoning Administrator v. Tariq Ahmad and Ata Ul Qayyum*, Case No. CL-2011-0012293 (Fx. Co. Cir. Ct.) (Lee District)
35. *Eileen M. McLane, Fairfax County Zoning Administrator v. Leonidas Soto*, Case No. CL-2011-0013510 (Fx. Co. Cir. Ct.) (Mason District)
36. *Eileen M. McLane, Fairfax County Zoning Administrator v. George Daamash and Zabia J. Daamash*, Case No. CL-2011-0015255 (Fx. Co. Cir. Ct.) (Mount Vernon District)
37. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. George T. Hertig and Patricia R. Hertig*, Case No. CL-2011-0003451 (Fx. Co. Cir. Ct.) (Braddock District)
38. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. KLM and Mary Ellen Talbert*, Case No. CL-2011-0012724 (Fx. Co. Cir. Ct.) (Mount Vernon District)
39. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Adane G. Meles*, Case No. CL-2011-0015632 (Fx. Co. Cir. Ct.) (Dranesville District)
40. *Eileen M. McLane, Fairfax County Zoning Administrator v. Ana B. Morales and Jose R. Torres*, Case No. CL-2011-0016255 (Fx. Co. Cir. Ct.) (Lee District)
41. *Eileen M. McLane, Fairfax County Zoning Administrator v. Winfred Taylor and Jan A. Taylor*, Case No. CL-2011-0016422 (Fx. Co. Cir. Ct.) (Mount Vernon District)
42. *Eileen M. McLane, Fairfax County Zoning Administrator v. Everth Quezada and Rosmery Vega*, Case No. CL-2011-0016598 (Fx. Co. Cir. Ct.) (Springfield District)

43. *Board of Supervisors of Fairfax County, Virginia v. D and J Real Estate, LLC and L & M Body Shop, Inc.*, Case No. CL-2011-0016596 (Fx. Co. Cir. Ct.) (Lee District)
44. *Eileen M. McLane, Fairfax County Zoning Administrator v. Patricia A. Riesett*, Case No. CL-2011-0016942 (Fx. Co. Cir. Ct.) (Mason District)
45. *Eileen M. McLane, Fairfax County Zoning Administrator v. Shahrokh Tayebi and Shahram Tayebi*, Case No. CL-2011-0016944 (Fx. Co. Cir. Ct.) (Dranesville District)
46. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Tsy-Lang Tang and Li-Yu Chu Tang*, Case No. CL-2011-0017116 (Fx. Co. Cir. Ct.) (Dranesville District)
47. *Eileen M. McLane, Fairfax County Zoning Administrator v. Michael J. Miller and Jefferson M. James*, Case No. CL-2011-0017122, and *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Michael J. Miller and Jefferson M. James*, Case No. CL-2011-0017480 (Fx. Co. Cir. Ct.) (Mount Vernon District)
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50. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Van Metre Woodland Park Apartments I, L.P.*, Case No. CL-2011-0017311 (Fx. Co. Cir. Ct.) (Hunter Mill District)

51. *Eileen M. McLane, Fairfax County Zoning Administrator v. Oscar M. Quiroz and Santusa Quiroz*, Case No. CL-2011-0017313 (Fx. Co. Cir. Ct.) (Mason District)
52. *Eileen M. McLane, Fairfax County Zoning Administrator v. Rekha V. Panjeti and Krishna Panjeti*, Case No. CL-2011-0017312 (Fx. Co. Cir. Ct.) (Lee District)
53. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Tina M. Howard*, Case No. CL-2011-0017608 (Fx. Co. Cir. Ct.) (Providence District)
54. *Eileen M. McLane, Fairfax County Zoning Administrator v. Samuel S. Gonzales and Terri Lynn Gonzales*, Case No. CL-2011-0017700 (Fx. Co. Cir. Ct.) (Braddock District)
55. *Eileen M. McLane, Fairfax County Zoning Administrator v. Beverly Harris*, Case Nos. GV11018511 and GV11018512 (Fx. Co. Gen. Dist. Ct.) (Providence District)
56. *Board of Supervisors v. Myra D. Miller and Western Surety Company*, Case No. CL-2011-0015901 (Fx. Co. Cir. Ct.) (Springfield District)

And in addition:

- *Jill DeMello Hill v. Fairfax County School Board*; Supreme Court of Virginia Record Number 111805
- Draft Benthic Total Maximum Daily Load Development for Accotink Creek, Virginia
- Proposed Zoning Ordinance Amendment Regulating Large Assemblies
- Fairfax County Code Section 65-6-13

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

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At 3:53 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

45. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:53 p.m.)

Supervisor Gross 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 Hyland seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE."

AGENDA ITEMS

46. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 2008-PR-009 (INOVA HEALTH CARE SERVICES) (PROVIDENCE DISTRICT)**

AND

PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 80-P-078-16 (INOVA HEALTH CARE SERVICES) (PROVIDENCE DISTRICT)
(3:54 p.m.)

Supervisor Smyth moved to defer the public hearing on Proffered Condition Amendment Application PCA 2008-PR-009 and Special Exception Amendment Application SEA 80-P-078-16 until **January 24, 2012, at 3:30 p.m.** Supervisor Foust seconded the motion and it carried by unanimous vote.

47. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2011-LE-011 (BUCKMAN ROAD DEVELOPMENT LLC) (LEE DISTRICT)**
(3:55 p.m.)

The application property is located at 3426 Buckman Road, Alexandria, 22309, Tax Map 101-2 ((1)) 19.

Ms. Sara Mariska reaffirmed the validity of the affidavit for the record.

Regina Coyle, Assistant Director, Zoning Evaluation Division, Department of Planning and Zoning, gave a brief description of the application and site location.

Ms. Mariska 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, Ms. Coyle presented the staff and Planning Commission recommendations.

Supervisor McKay moved:

- Approval of Special Exception Application SE 2011-LE-011, subject to the development conditions dated December 8, 2011.
- Modifications of the transitional screening and barrier requirements along the southern boundary, in favor of the existing conditions shown on the Special Exception Plat.
- Modification of the peripheral and interior parking lot landscaping requirement on the south property line, in favor of the existing conditions shown on the Special Exception Plat.

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

48. **A-4 – AMENDED PARKING REDUCTION FOR THE BUCKMAN ROAD APARTMENTS (LEE DISTRICT)** (4 p.m.)

(NOTE: Earlier in the meeting, the Board deferred action on this item. See Clerk's Summary Item #14.)

Supervisor McKay moved that Board concur in the recommendation of staff and approve an amended parking reduction of 4.4 percent (14 fewer parking spaces) for the Buckman Road Apartments and the associated private school of special education, pursuant to the Zoning Ordinance, Section 11-102, Paragraph 4(B), and based on an analysis of the parking requirements for each use on the site and a shared use parking study, on the conditions outlined in the Board Agenda Item dated January 10, 2012. Chairman Bulova seconded the motion and it carried by unanimous vote.

49. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2011-LE-019 (CLIFTON N. MORRIS, JR. AND STEPHEN L. MORRIS) (LEE DISTRICT)** (4 p.m.)

- (O) The application property is located on the west side of Potters Lane approximately 400 feet south of its intersection with Old Franconia Road, Tax Map 81-3 ((1)) 46 and 91-1 ((1)) 43.

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

Nicholas Rogers, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a brief description of the application and site location.

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, Mr. Rogers presented the staff and Planning Commission recommendations.

Supervisor McKay moved:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2011-LE-019, from the R-1 and HC Districts to the R-12 and HC Districts, subject to the proffers dated December 9, 2011.
- Waiver of the minimum district size for the R-12 District, pursuant to Section 3-1206 of the Zoning Ordinance.
- That the Board direct the Director of the Department of Public Works and Environmental Services (DPWES) to approve a modification of the transitional screening and a waiver of the barrier requirements along the western property boundary in favor of the landscaping and masonry wall shown on the Generalized Development Plan (GDP).
- That the Board direct the Director of DPWES to approve a deviation of the tree preservation target in favor of that shown on the GDP.

Supervisor Herrity seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Frey being out of the room.

50. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2011-MV-006 (HAMDI H. ESLAQUIT D/B/A HAMDI'S CHILD CARE AND SELIM M. ESLAQUIT) (MOUNT VERNON DISTRICT)** (4:07 p.m.)

Supervisor Hyland moved to defer the public hearing on Special Exception Application SE 2011-MV-006 until **February 28, 2012, at 3:30 p.m.** Supervisor McKay seconded the motion and it carried by unanimous vote.

51. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2011-PR-021 (PAGE ANNANDALE ROAD ASSOCIATES, LLC) (PROVIDENCE DISTRICT)**

AND

PH ON SPECIAL EXCEPTION APPLICATION SE 2011-PR-007 (PAGE ANNANDALE ROAD ASSOCIATES, LLC) (PROVIDENCE DISTRICT)
(4:11 p.m.)

(O) The application property is located in the northeast quadrant of the intersection of Annandale Road and Arlington Boulevard, Tax Map 50-4 ((1)) 25.

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

Suzianne Zottl, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a brief description of the application and site location.

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, Ms. Zottl presented the staff and Planning Commission recommendations.

Supervisor Smyth moved:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2011-PR-021, from the C-5 and HC Districts to the C-8 and HC Districts, subject to the proffers dated December 29, 2011.
- Approval of Special Exception Application SE 2011-PR-007, subject to the development conditions dated December 21, 2011.
- Approval of a modification of the transitional screening and barrier requirements on the northern property line, in favor of that shown on Generalized Development Plan/Special Exception (GDP/SE) plat and as conditioned.
- That the Board direct the Director of the Department of Public Works and Environmental Services to waive the tree preservation target area requirement.
- Approval of the loading space modification to that shown on the GDP/SE plat.

Supervisor Herrity seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Hyland and Supervisor McKay being out of the room.

52. **4 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 2007-SP-001 (COSTCO WHOLESALE CORPORATION) (SPRINGFIELD DISTRICT) (4:17 p.m.)**

The application property is located at 4725 West Ox Road, Fairfax, 22035, Tax Map 56-1 ((1)) 5C.

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

Brent M. Krasner, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a brief description of the application and site location.

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

Supervisor Cook submitted an item for the record.

Supervisor Herrity stated that he submitted items to the Clerk's Office for the record.

Following the public hearing, Mr. Krasner presented the staff and Planning Commission recommendations.

Supervisor Herrity moved approval of Special Exception Amendment Application SEA 2007-SP-001, subject to the development conditions dated November 28, 2011. Supervisor Foust seconded the motion, and it carried by a vote of seven, Supervisor Frey, Supervisor Hyland, and Supervisor McKay being out of the room.

53. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING PLANNED DEVELOPMENT DISTRICT RECREATIONAL FEES (4:24 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 December 23 and December 30, 2011.

Andrea L. Dorlester, Senior Park Planner, Park Planning Branch, Park Authority, 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), regarding Planned Development District recreational fees, as advertised, with an effective date of 12:01 a.m. on the day following adoption.
- Following grandfathering conditions:
 - Rezoning applications to the PDH, PDC, PRM or PTC Districts containing dwelling units, including proffered condition amendments which propose to add dwelling units, that are accepted prior to the effective date of the amendment and approved by July 1, 2012, shall be grandfathered and not be subject to this amendment.
 - Proffered condition amendments which propose to add dwelling units and are accepted on or after the effective date of the amendment shall be subject to the requirements of this amendment for the additional density.

Chairman Bulova seconded the motion and it carried by a vote of eight, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor Smyth, and Chairman Bulova voting “AYE,” Supervisor Cook and Supervisor McKay being out of the room.

54. **4 P.M. – PH TO CONSIDER PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO ESTABLISH THE POLO FIELDS RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 43 (HUNTER MILL DISTRICT)** (4:28 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 December 23 and December 30, 2011.

Hamid Majdi, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by four speakers, Supervisor Hudgins moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, establishing the Polo Fields RPPD, District 43. Chairman Bulova and Supervisor Foust jointly seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Smyth, and Chairman Bulova voting “AYE,” Supervisor Hyland and Supervisor McKay being out of the room.

55. **4 P.M. – PH TO CONSIDER PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M, TO EXPAND THE ZION COMMUNITY PARKING DISTRICT (CPD) (BRADDOCK DISTRICT)** (4:38 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 December 23 and December 30, 2011.

Maria Turner, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, Supervisor Cook moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix M, expanding the Zion CPD, in accordance with current CPD restrictions. Chairman Bulova and Supervisor Frey jointly seconded the motion and it carried by a vote of seven, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Smyth, and Chairman Bulova voting “AYE,” Supervisor Herrity, Supervisor Hyland and Supervisor McKay being out of the room.

56. **4 P.M. – PH ON PLANNED RESIDENTIAL COMMUNITY APPLICATION PRC A-502-02 (FAIRWAYS I RESIDENTIAL, LLC AND FAIRWAYS II RESIDENTIAL, LLC) (HUNTER MILL DISTRICT)** (4:40 p.m.)

Supervisor Hudgins moved to defer the public hearing on Planned Residential Community Application PRC A-502-02 until **February 28, 2012, at 4:30 p.m.**, Supervisor Foust seconded the motion and it carried by a vote of eight, Supervisor Hyland and Supervisor Hyland, being out of the room.

57. **4:30 P.M. – PH TO CONSIDER PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 62 (FIRE PROTECTION)** (4:41 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 December 23 and December 30, 2011.

Carlton Burkhammer, Battalion Chief, Fire Marshall’s Office, Fire Department, presented the staff report.

Discussion ensued, with input from Chief Burkhammer, regarding the proposed amendments and requirements for fireworks and their storage.

Following the public hearing, which included testimony by one speaker, Supervisor Gross and Supervisor Herrity jointly moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 62 (Fire Protection). Supervisor Smyth seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Hyland and Supervisor McKay being out of the room.

58. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 7 (ELECTIONS), RELATING TO ELECTION PRECINCTS** (4:47 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 December 23 and December 30, 2011.

Cameron Quinn, General Registrar, Electoral Board, presented the staff report.

A brief discussion ensued, with input from Ms. Quinn, regarding the deadline for changes in precinct locations.

Following the public hearing, Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 7 (Elections). Supervisor Foust and Supervisor Herrity jointly seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Hyland and Supervisor McKay being out of the room.

ADDITIONAL BOARD MATTER

59. **MARTIN LUTHER KING, JR. BIRTHDAY EVENTS** (4:51 p.m.)

Supervisor Hudgins announced that she had distributed a flyer to Board Members at the dais regarding upcoming Martin Luther King Jr. birthday events and asked unanimous consent that the Board direct the Office of Public Affairs to publicize the activities. Without objection, it was so ordered.

60. **BOARD ADJOURNMENT** (4:52 p.m.)

The Board adjourned.

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