



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
May 22, 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, May 22, 2012, at 9:37 a.m., there were present:

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

Supervisor Michael Frey, Sully District, arrived at 9:43 a.m.

Supervisor Catherine M. Hudgins, Hunter Mill District, was absent from the entire meeting.

Others present during the meeting were Edward L. Long, Jr., County Executive; David P. Bobzien, County Attorney; Cynthia Tianti, Deputy 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; Dianne E. Tomasek and Ekua Brew-Ewool, Administrative Assistants, Office of Clerk to the Board of Supervisors.

BOARD MATTER1. **MOMENT OF SILENCE AND ABSENCE OF HUNTER MILL DISTRICT SUPERVISOR CATHERINE HUDGINS** (9:38 a.m.)

On behalf of Supervisor Hudgins, Supervisor Gross asked everyone to keep in thoughts the family of former Reston activist Natalie Dorolyn (Dee) Cotton, who died recently, following a stroke. She was a charter member and former president of Useful Services Exchange, and founder of the AARP chapter in Reston and its director from 1989 to 1999. At Island Walk Cooperative, where she lived since 1984 and was president of the Tenant Association, she spearheaded the effort to oversee its complete renovation and continued status as affordable housing. Ms. Cotton was Lady Fairfax for Hunter Mill District in 2001 and received the Best of Reston award in 2005.

Supervisor Herrity said that the Springfield community lost two very important members of the community:

- Roger Simms, who died recently from Lou Gehrig's disease. He served Springfield as the Athletic Council appointee for 13 years. He also served as a police officer, including assignment at the West Springfield Police Station. He was dedicated to youth sports and was a well-known baseball coach. Most importantly, he was known to be passionate about all County athletic programs.
- Barry Gorondick, who died recently from Hodgkin's lymphoma disease. "Coach G" as his students called him, had been a coach at Robinson Secondary School since 1988. He was a Robinson graduate himself, and coached softball and football, and was also a technology specialist.

Chairman Bulova asked everyone to keep in thoughts the family of Ms. Joan Tullington, who died recently. She lived in the Braddock District and was a former member of the Tree Commission. She was very active in her community.

Supervisor Gross asked everyone to keep in thoughts former Board Chairman Jean Packard, who underwent surgery last week. She is home and recovering well.

AGENDA ITEMS2. **RESOLUTION OF RECOGNITION PRESENTED TO MR. TERRENCE JONES** (9:42 a.m.)

Supervisor Gross moved approval of the Resolution of Recognition presented to Terrence Jones, president and CEO of the Wolf Trap Foundation for the Performing Arts, for his years of service. Supervisor Foust, Supervisor Hyland,

and Chairman Bulova jointly seconded the motion and it carried by a vote of nine, Supervisor Hudgins being absent.

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. LEN FORKAS** (9:54 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved approval of the Certificate of Recognition presented to Mr. Len Forkas for his cross-country bicycle race to support Hopecam. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Hudgins being absent.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

4. **CERTIFICATE OF RECOGNITION PRESENTED TO JENNIFER AND TIM GALE** (10:02 a.m.)

Supervisor Hyland moved approval of the Certificate of Recognition presented to Jennifer and Tim Gale for their donation to the Fire and Rescue Department Acquired Structure Program for public safety training. Supervisor Smyth seconded the motion and it carried by a vote of nine, Supervisor Hudgins being absent.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO THE GREAT FALLS VOLUNTEER FIRE DEPARTMENT** (10:11 a.m.)

Supervisor Foust moved approval of the Certificate of Recognition presented to the Great Falls Volunteer Fire Department for its efforts to build a new fire station. Supervisor Herrity and Supervisor Smyth jointly seconded the motion and it carried by a vote of eight, Supervisor Frey being out of the room, Supervisor Hudgins being absent.

6. **RESOLUTION OF RECOGNITION PRESENTED TO THE GIRL SCOUTS** (10:20 a.m.)

Supervisor Foust moved approval of the Resolution of Recognition presented to the Girl Scouts of America to recognize the efforts and contributions of the Girl Scout Council of the Nation's Capital area and the Girl Scouts of the USA one hundredth anniversary. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being absent.

7. **PROCLAMATION DESIGNATING MAY 20-26, 2012, AS "SMALL BUSINESS WEEK" IN FAIRFAX COUNTY** (10:30 a.m.)

Supervisor Foust moved approval of the Proclamation to designate May 20-26, 2012, as "Small Business Week" in Fairfax County. Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor Hudgins being absent.

8. **PROCLAMATION DESIGNATING MAY 31–JUNE 3, 2012, AS "SPRINGFIELD DAYS" IN FAIRFAX COUNTY** (10:39 a.m.)

Supervisor McKay moved approval of the Proclamation to designate May 31 – June 3, 2012, as "*Springfield Days*" in Fairfax County. Supervisor Cook and Supervisor Herrity jointly seconded the motion and it carried by a vote of nine, Supervisor Hudgins being absent.

9. **RESOLUTION OF RECOGNITION PRESENTED TO THE GREATER SPRINGFIELD CHAMBER OF COMMERCE** (10:50 a.m.)

Supervisor McKay moved approval of the Resolution of Recognition presented to the Greater Springfield Chamber of Commerce in celebration of its fifty-fifth anniversary. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Hudgins being absent.

ADDITIONAL BOARD MATTER

10. **INTRODUCTION OF INTERNS** (11 a.m.)

Chairman Bulova introduced the following individuals who are interning in her office this summer and, on behalf of the Board, warmly welcomed them to the Board Auditorium:

- Lindsey Doane, a rising senior at Muhlenberg College in Pennsylvania. She is a lifelong resident of Oakton who is interested in learning about government and politics.
- Lillian Waller, a rising senior at the College of William and Mary, majoring in biology, and minoring in history. She is interested in exploring issues of local government and policy.

AGENDA ITEMS

11. **10:30 A.M. – PRESENTATION OF THE HISTORY COMMISSION ANNUAL REPORT** (11:01 a.m.)

(BACs) Debbie Robison noted that she is the past Chairman of the History Commission, and announced that Gretchen Bulova is the current Chairman.

Ms. Robison introduced members of the History Commission and others as follows:

- Commissioner Elise Ruff Murray, past Vice-Chair
- Commissioner Barbara Naef

- Commissioner Lynne Garvey-Hodge
- Commissioner Mary Lipsey
- Laurie Turkawski, History Commission Staff Coordinator,
Department of Planning and Zoning
- Ms. Ann Stuntz
- Mayo Stuntz, Honorary Member

Chairman Bulova announced that later in the meeting she would present a Board Matter asking for recognition of Mayo Stuntz for his many years of service.

(NOTE: Later in the meeting, Chairman Bulova presented her Board Matter. See Clerk's Summary Item #26.)

Ms. Robison presented the History Commission annual report and noted the following:

- The theme for the 2011 History Conference was “The Civil War Comes to Fairfax County.” The keynote speaker was noted Archaeologist Steven Potter from the National Park Service.
- The theme for the 2012 History Conference is “Conflict and Courage in Fairfax County – Sites and Stories of the Civil War.”
- At the 2011 Conference the History Commission presented the following awards:
 - Lifetime Achievement Award - Mike Johnson
 - Distinguished Service Awards - Tom and Janey Nodeen
Kathe Gunther
HMS Productions –
Don Hakenson, Chuck Mauro,
and Steve Sherman
 - Heritage Awareness Awards - Daniel P. Courtney
Carol Cross and Trish Strat
- The Civil War Sesquicentennial and War of 1812 Commemorations are underway. Additional information is available on the website at www.fairfaxcounty.gov/histcomm.

- Resident Curator Program

Ms. Robison invited Board Members to join them at the next History Conference scheduled for Saturday, November 10, 2012.

Supervisor McKay announced that he and Chairman Bulova attended the opening of the Historic Huntley Mansion, which was recently restored by the Park Authority. He reminded residents that it is open and ready for visitors.

Supervisor Gross noted that the report mentions oral history from the seventeenth to the nineteenth history, and raised a question regarding what the History Commission is doing to capture, record, and preserve history of the twentieth century. Discussion ensued, with input from Ms. Robison, regarding the History Commission's efforts.

Supervisor Gross asked unanimous consent that the Board direct the History Commission to provide information to be included in each District's E-News and printed newsletters. Following discussion, with input from Ms. Robison, without objection, the request was so ordered.

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10:40 A.M. – APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS (11:17 a.m.)

(APPTS)
(BACs)

Supervisor Gross moved the appointments and reappointments of those individuals identified in the final copy of "Appointments to be Heard May 22, 2012," as distributed around the dais. Supervisor Hyland and Supervisor Smyth jointly seconded the motion, and it carried by a vote of nine, Supervisor Hudgins being absent.

Appointments are as follows:

ADVISORY SOCIAL SERVICES BOARD

The Board deferred the appointment of the Mount Vernon District Representative.

AFFORDABLE DWELLING UNIT ADVISORY BOARD

Reappointment of:

- Mr. Arthur Genuario as the Builder (Single Family) Representative
- Mr. Mark Drake as the Engineer/Architect Planner #2 Representative

The Board deferred the appointments of the Citizen and the Lending Institution Representatives.

AIRPORTS ADVISORY COMMITTEE

The Board deferred the appointment of the Mason District Representative.

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD

Confirmation of:

- Mr. Jonathan Philips as the Commonwealth Attorney's Alternate Representative

ATHLETIC COUNCIL

Reappointment of:

- Mr. Elmer Arias as the Member-At-Large Principal Representative

The Board deferred the appointments of the Braddock District Representative and the Dranesville District Principal Representative.

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE

Appointment of:

- Ms. Glenda DeVinney as the Lee District Representative

The Board deferred the appointments of the Hunter Mill, Mason, and Springfield District Representatives.

CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE

Reappointment of:

- Honorable James Chesley as the At-Large #2 Representative

The Board deferred the appointments of the Providence and Sully District Representatives.

CHILD CARE ADVISORY COUNCIL

Reappointment of:

- Ms. Janet M. Reimer as the At-Large Chairman's Representative

The Board deferred the appointments of the Mount Vernon and Providence District Representatives.

CITIZEN CORPS COUNCIL

Reappointments of:

- Mr. Andrew Levy as the At-Large Chairman's Representative
- Mr. Robert Mizer as the Braddock District Representative
- Mr. Adeel Mufti as the Hunter Mill District Representative
- Dr. Charles Allen Sneiderman as the Mason District Representative
- Mr. Al Bornmann as the Mount Vernon District Representative
- Captain James R. Kirkpatrick as the Springfield District Representative
- Ms. Karrie K. Delaney as the Sully District Representative

The Board deferred the appointments of the Dranesville, Lee, and Providence District Representatives.

COMMISSION FOR WOMEN

Appointment of:

- Ms. Mattie Palmore as the At-Large Minority Representative

COMMISSION ON AGING

Reappointments of:

- Ms. Susanne Rudiselle as the Hunter Mill District Representative
- Mr. Nazir Bhagat as the Mason District Representative
- Ms. Julie Bloom Ellis as the Mount Vernon District Representative
- Ms. Maureen Renault as the Sully District Representative

The Board deferred the appointment of the Lee District Representative.

COMMUNITY ACTION ADVISORY BOARD (CAAB)

Confirmations of:

- Ms. Suzette Herod as the Elected North Target Area #1 Representative
- Ms. Shari Zamara as the Faith in Communities in Action Representative
- Ms. Michele Menapace as the PTA Fairfax County Council Representative

CONSUMER PROTECTION COMMISSION

The Board deferred the appointment of the Fairfax County Resident #3 Representative.

CRIMINAL JUSTICE ADVISORY BOARD (CJAB)

The Board deferred the appointments of the Hunter Mill and Mason District Representatives.

DULLES RAIL TRANSPORTATION IMPROVEMENT DISTRICT ADVISORY BOARD, PHASE I

The Board deferred the appointment of the At-Large #3 Representative.

ECONOMIC ADVISORY COMMISSION

The Board deferred the appointment of the Dranesville District Representative.

ENGINEERING STANDARDS REVIEW COMMITTEE

Reappointment of:

- Mr. Robert Norwood as the Citizen #1 Representative

Confirmations of:

- Mr. Bruce Titus as the Fairfax Bar Association's Representative
- Mr. Kevin Nelson as the VDOT (Advisory) Fairfax District Representative

ENVIRONMENTAL QUALITY ADVISORY COUNCIL

The Board deferred the appointments of the Hunter Mill and the Springfield District Representative.

FAIRFAX AREA DISABILITY SERVICES BOARD

Appointment of:

- Ms. Petra Osborne as the At-Large Fairfax County Representative

The Board deferred the appointment of the Sully District Representative.

FAIRFAX –FALLS CHURCH COMMUNITY SERVICES BOARD

Re-nomination of:

- Ms. Pamela Barrett as the At-Large Chairman's Representative
- Ms. Jessica Burmester as Braddock District Representative
- Mr. Glenn Kamber as the Hunter Mill District Representative

(NOTE: The Board is scheduled to take action on these appointments on June 19, 2012.)

The Board deferred the nomination of the Lee District Representative.

HEALTH CARE ADVISORY BOARD

The Board deferred the appointment of the Sully District Representative.

HEALTH SYSTEMS AGENCY BOARD

The Board deferred the appointments of the Consumer #6 and Provider #3 Representatives.

HUMAN SERVICES COUNCIL

The Board deferred the appointment of the Providence District Representative.

INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE

Reappointment of:

- Mr. Walter Williams as the Springfield District Representative.

LIBRARY BOARD

The Board deferred the appointments of the Hunter Mill and the Mount Vernon District Representatives.

REDEVELOPMENT AND HOUSING AUTHORITY

Reappointment of:

- Mr. Willard O. Jasper as the At-Large #1 Representative.

SOUTHGATE COMMUNITY CENTER ADVISORY COUNCIL

The Board deferred the appointment of the Fairfax County #2 Representative.

TENANT LANDLORD COMMISSION

The Board deferred the appointment of the Tenant Member #3 Representative.

13. **ADMINISTRATIVE ITEMS** (11:18 a.m.)

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

Supervisor Gross called the Board's attention to Admin 8 – Authorization for the Fairfax County Police Department (FCPD) to Apply for and Accept Grant Funding from the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance and Office of Victims of Crime. Discussion ensued, with input from Lieutenant Chris Marsh, Assistant Commander, Organized Crime and Narcotics Division, Police Department, regarding the timing, and why the request for approval is past the application deadline.

Supervisor Gross asked unanimous consent that the Board direct staff, in the future, to provide information regarding the late submission of grant applications. Without objection, it was so ordered.

Supervisor Herrity called the Board's attention to Admin 9 – Authorization for the Health Department to Apply for and Accept Funding from the Virginia Department of Health (VDH) for the Maternal, Infant, and Early Childhood Home Visiting Grant. Discussion ensued, with input from Michelle Milgrim, Director, Patient Care Services, Health Department, regarding funding for the six positions after the grant expires and how the Health Department will manage the vacant positions.

Further discussion ensued, with input from Edward L. Long, Jr., County Executive, regarding the redesign of the Health Department services and programs.

Supervisor Herrity asked unanimous consent that the Board direct staff to provide information regarding how the positions would be managed. Without objection, it was so ordered.

Discussion ensued, with input from Ms. Milgrim, regarding the timing and the application deadline.

Supervisor Gross asked unanimous consent that the Board direct staff to include a brief explanation and reasons for late submission of grant applications. Without objection, it was so ordered.

Discussion ensued, with input from Laura Suzuki, Maternal and Child Health Program Coordinator, Health Department, as to whether there is a relationship between the Infant and Toddler Program and the Maternal, Infant, and Early Childhood Home Visiting Grant.

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

ADMIN 1 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONVEY BOARD-OWNED PROPERTY TO THE PARK AUTHORITY (DRANESVILLE DISTRICT)

- (A)
- Authorized the advertisement of a public hearing to be held before the Board on **July 10, 2012, at 4 p.m.** regarding the conveyance of Board-owned property to the Park Authority.
 - Waived County policy requiring notification of adjacent property owners of the public hearing by certified mail.

ADMIN 2 – STREETS INTO THE SECONDARY SYSTEM (BRADDOCK, DRANESVILLE, HUNTER MILL, LEE, MASON, 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>
Board of Supervisors (Fairfax Center Fire Station)	Braddock	Lee Highway (US 29) [Additional Right-of-Way (ROW) Only] Legato Road (Route 656) (Additional ROW Only)
Georgetown Ridge	Dranesville	Georgetown Ridge Court Georgetown Pike (Route 193) (Additional ROW Only)
Thistle Ridge	Hunter Mill	Thistle Ridge Lane Brookside Lane (Route 1003) (Additional ROW Only)
Metro Park Phase 5	Lee	Metro Park Drive (Route 8115) Jasper Lane
Metro Park Phase 5 Lot 2 (Metro Park – Phase 8)	Lee	Walker Lane (Route 10026) (Additional ROW Only) Metro Park Drive (Route 8115) (Additional ROW Only)
Board of Supervisors (Thomas Jefferson Library)	Mason	Arlington Boulevard Service Drive (Formerly Route 765) (Additional ROW Only)
Dunn Loring Metro Apartments LLC	Providence	Gallows Road (Route 650) (Additional ROW Only)
Chapel Bridge Estates	Springfield	Chapel Bridge Estates Drive Lee Chapel Road (Route 643) (Additional ROW Only)
Kensington Manor	Sully	Fairfax County Parkway (US 286) (Formerly Route 7100) (Additional ROW Only)

ADMIN 3 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-5-37, DESIGNATION OF RESTRICTED PARKING, APPENDIX R, AND TO REPEAL SECTION 82-5-37.1

- (A) Authorized the advertisement of a public hearing to be held before the Board on **June 19, 2012, at 4 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-5-37, Designation of Restricted Parking, Appendix R, and to repeal Section 82-5-37.1.

ADMIN 4 – AUTHORIZATION TO ADVERTISE PUBLIC HEARINGS ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING HEIGHT LIMITS FOR CERTAIN INDEPENDENT LIVING FACILITIES

- (A) (R) Adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on July 19, 2012, at 8:15 p.m. and before the Board on **September 11, 2012, at 4 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), regarding height limits for certain independent living facilities.

ADMIN 5 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP) (MASON DISTRICT)

- Endorsed a traffic calming plan for Fern Lane consisting of three speed humps on Fern Lane.
- Directed staff to schedule the installation of the approved measures as soon as possible.

ADMIN 6 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE PROPOSED SALE OF SEWER REVENUE BONDS, SERIES 2012

- (A) Authorized the advertisement of a public hearing to be held before the Board on **June 19, 2012, at 3:30 p.m.** regarding the proposed sale of Sewer Revenue Bonds, Series 2012.

ADMIN 7 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6, ADOPTION OF STATE LAW

- (A) Authorized the advertisement of a public hearing to be held before the Board on **June 19, 2012, at 4:30 p.m.** to consider proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6, Adoption of State Law.

ADMIN 8 – AUTHORIZATION FOR THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) TO APPLY FOR AND ACCEPT GRANT FUNDING FROM THE US DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE AND OFFICE OF VICTIMS OF CRIME

(NOTE: Earlier in the meeting, the Board discussed this item. See page 11.)

Authorized FCPD to apply for and accept grant funding in the amount of \$495,995 from the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance and Office of Victims of Crime. Funding will be allocated between Fairfax County (\$285,475) and Prince William County (\$214,520). No local cash match is required; however, there is a required in-kind match totaling \$166,665 to be provided by Fairfax County (\$95,158) and Prince William County (\$71,507). Funding allocated to the County will also support one new grant position.

ADMIN 9 – AUTHORIZATION FOR THE HEALTH DEPARTMENT TO APPLY FOR AND ACCEPT FUNDING FROM THE VIRGINIA DEPARTMENT OF HEALTH (VDH) FOR THE MATERNAL, INFANT, AND EARLY CHILDHOOD HOME VISITING GRANT

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

Authorized the Health Department to apply for and accept funding, if received, from VDH in the amount of \$ 1,041,827 for the Maternal, Infant, and Early Childhood Home Visiting grant. The funding will support the establishment of six Public Health Nurse II positions and a 0.5 Administrative Assistant IV position. No local cash match is required.

14. **A-1 – RESOLUTION TO ADOPT THE UPDATED NORTHERN VIRGINIA REGIONAL HAZARD MITIGATION PLAN** (11:31 a.m.)

- (R) Supervisor Hyland moved that the Board concur in the recommendation of staff and adopt the Resolution approving and adopting the Northern Virginia Regional Hazard Mitigation Plan. Supervisor Gross seconded the motion. Following a

brief discussion, the question was called on the motion and carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Hudgins being absent.

15. **A-2 – APPROVAL OF A STANDARD PROJECT ADMINISTRATION (SPA) AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE RICHMOND HIGHWAY PUBLIC TRANSPORTATION INITIATIVE (UPC67772) (LEE AND MOUNT VERNON DISTRICTS)** (11:32 a.m.)

(R) On motion of Supervisor Hyland, seconded by Supervisor McKay, and carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Hudgins being absent, the Board concurred in the recommendation of staff and:

- Authorized DOT to enter into a Standard Project Administration Agreement with VDOT to administer the Richmond Highway Public Transportation Initiative.
- Adopted the Agreement Execution Resolution.

16. **A-3 – APPROVAL OF AN AGREEMENT EXECUTION RESOLUTION FOR SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 12057 AND A STANDARD PROJECT ADMINISTRATION (SPA) AGREEMENT FOR BUS STOP AND INTERSECTION IMPROVEMENTS FOR THE RICHMOND HIGHWAY PUBLIC TRANSPORTATION INITIATIVE (UPC 98753 AND 99054) (LEE AND MOUNT VERNON DISTRICTS)** (11:32 a.m.)

(R) On motion of Supervisor Hyland, seconded by Supervisor McKay, and carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Hudgins being absent, the Board concurred in the recommendation of staff and authorized staff to execute the Agreement Execution Resolution, so that VDOT can execute SAR AS12057 for DOT to accept VDOT funding to administer the design and construction of Bus Stop and Intersection Improvements along Richmond Highway. No local cash match is required.

17. **A-4 – APPROVAL OF THE FALL 2012 BOND REFERENDUMS FOR PARKS AND PARKS FACILITIES, PUBLIC SAFETY, AND LIBRARIES**
(11:33 a.m.)

(Rs) Supervisor Frey moved that the Board concur in the recommendation of staff and:

- Adopt three proposed Resolutions requesting the County Attorney to petition the Circuit Court to schedule three bond referendums on November 6, 2012.
- Authorize the preparation and distribution of an informational pamphlet about the bonds that is mailed to all County households.

Supervisor Foust and Supervisor Herrity jointly seconded the motion.

Discussion ensued, with input from Susan Datta, Chief Financial Officer and Director, Department of Management and Budget (DMB), regarding:

- Disbursement of the funds
- Identifying the projects to be funded with the Park Bonds
- Improving existing park facilities
- Maintenance issues
- Adequate funding for all park facilities

Supervisor Hyland asked to amend the motion to adopt a Resolution requesting the Circuit Court to order a referendum on the question of whether the County should be authorized to contract debt, borrow money, and issue bonds, in a minimum principal amount of \$30 million to finance the cost of storm drainage improvements. Supervisor Foust seconded the motion.

Discussion ensued, with input from James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES), regarding storm drainage, a list of flood prone areas in the County, flood proofing projects, and funding for stormwater programs.

Supervisor McKay asked to amend the amendment to the motion to raise the amount above \$30 million to an appropriate figure to review some of the other problem areas in the County. This was accepted.

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked to amend the amended amendment to the motion to set the amount not to exceed \$50 million. This was accepted.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

Discussion ensued, with input from Edward L. Long, Jr., County Executive, and Ms. Datta, regarding setting the amount to give staff flexibility to review the funds and provide information regarding the bonds to voters prior to the election.

Further discussion ensued, with input from Ms. Datta and Mr. Patteson, regarding:

- Bond sales
- County debt
- Options for NIP items that were identified
- Exploring the option of a private sector solution
- Stormwater utility fees
- Timing and design process

Chairman Bulova clarified the limitations on the funds raised by the bonds and that the Board will have the final say in approving all projects identified. Discussion ensued, with input from Ms. Datta.

The question was called on Supervisor McKay's amendment to the motion as amended and it **FAILED** by a recorded vote of six, Supervisor McKay, Supervisor Gross, Supervisor Hyland, and Chairman Bulova voting "AYE," Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Herrity, and Supervisor Smyth voting "NAY," Supervisor Hudgins being absent.

Supervisor Hyland asked to reconsider his amendment to the main motion. Supervisor Foust seconded the motion.

Following a brief discussion regarding the amendment, the question was called on the motion, and it **CARRIED** by a recorded vote of six, Supervisor Foust, Supervisor Gross, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE," with Supervisor Cook, Supervisor Frey, and Supervisor Herrity voting "NAY," Supervisor Hudgins being absent.

The question was called on the main motion as amended, and it carried by a recorded vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Hudgins being absent.

18. **A-5 – APPROVAL OF TYSONS METRORAIL STATION ACCESS MANAGEMENT STUDY (TMSAMS) RECOMMENDED PROJECTS AND RESPONSES TO TMSAMS ADVISORY GROUP RECOMMENDATIONS** (12:29 p.m.)

On behalf of Supervisor Hudgins, Supervisor Smyth moved that the Board concur in the recommendation of staff and approve the recommended list of TMSAMS Transportation Improvements with associated cost estimates and staff responses to TMSAMS Advisory Group recommendations. Supervisor Smyth submitted comments from Vienna Trails and asked that staff continue to work with the Hunter Mill District Office as well as the Providence District Office and the community to address matters as listed in the comments. Supervisor Foust seconded the motion.

Discussion ensued, with input from Leonard Wolfenstein, Chief, Transportation Planning Section, Department of Transportation (DOT), regarding the study and recommendations, safety for bicycle lanes, adequate parking options for commuters, updated map plan for alternate routes, rehabilitation of existing sidewalk and trails, and availability of up to date information on the study.

The question was called on the motion and it carried by a vote of eight, Supervisor Herrity being out of the room, Supervisor Hudgins being absent.

19. **A-6 – PARKING REDUCTION FOR PARC RESTON (HUNTER MILL DISTRICT)** (12:39 p.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved that the Board concur in the recommendation of staff and approve a parking reduction of 17.4 percent (100 fewer parking spaces) in required parking for Parc Reston, pursuant to paragraph 5, Section 11-102 of Chapter 112 (Zoning Ordinance) of the Code of the County of Fairfax, Virginia, based on an analysis of the parking requirements for the use on the site and a parking reduction study, Number 6311-PKS-001-1, on the conditions as outlined in the Board Agenda Item dated May 22, 2012. Supervisor Hyland seconded the motion, which carried by a vote of nine, Supervisor Hudgins being absent.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

20. **A-7 – APPROVAL OF THE MASTER AGREEMENT FOR FISCAL YEAR (FY) 2013 WITH THE VIRGINIA DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (VDRPT) FOR FUNDING OF TRANSPORTATION DEMAND MANAGEMENT (TDM) OUTREACH IN THE DEPARTMENT OF TRANSPORTATION (DOT)** (12:39 p.m.)

On motion of Supervisor Hyland, seconded jointly by Supervisor Foust and Supervisor Gross, and carried by a vote of nine, Supervisor Hudgins being absent, the Board concurred in the recommendation of staff and:

- Approved the execution of the FY 2013 Master Agreement between VDRPT and the County to continue funding the County's TDM outreach programs.
- Authorized the Director of DOT to execute the FY 2013 Master Agreement without substantial changes.

21.

A-8 – APPROVAL OF FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) INTERIM ACTIONS AND PLAN DEVELOPMENT TO ADDRESS PROJECTED FISCAL YEAR (FY) 2012 AND FY 2013 BUDGET SHORTFALLS (12:40 p.m.)

Supervisor Hyland moved that the Board concur in the recommendation of staff and authorize the following interim actions and plan process necessary to address the projected shortfall, as requested by the CSB:

- Recommend the Human Services Council facilitate a public review process to prioritize, review, and evaluate the impact of the CSB's proposed Budget Management Plan on individuals, families, provider network, and the human services system.
- Maintain Infant and Toddler Connection (ITC) early intervention services waiting list while continuing CSB provided assessment and facilitation of potential next steps and resume early intervention referrals as State funding is available.
- Initiate Employment and Day services for 19 new high school graduates with intellectual disability who have urgent needs upon graduation.
- Suspend the allocation of contract rate adjustment funds to CSB contractors pending Board of Supervisor final carryover decisions.
- Immediately take all measures to contain cost through further efficiencies and probationary staff reductions.

Supervisor Frey and Supervisor Smyth jointly seconded the motion.

Discussion ensued, with input from George Braunstein, Executive Director, CSB, regarding the shortfalls and measures being considered to address the budget shortfall.

Discussion continued, with input from Mr. Braunstein, regarding:

- Funding sources identified for the programs originally marked for elimination

- Access to services
- Needs based testing
- Use of private health insurance plans to reduce cost
- Referrals for services and managing waiting lists
- Ability to pay restrictions based on Federal and State guidelines
- The timeline for the proposed plans for long term plans
- Legislative alternatives for long-term solutions
- Impact on schools and collaborative efforts to handle referrals

Discussion continued, with input from Mr. Braunstein, regarding how to prevent future deficits from occurring, the approval process for the recommendations, and how to manage the budget shortfall.

The question was called on the motion and it **CARRIED** by a recorded vote of eight, Supervisor Foust voting “NAY,” Supervisor Hudgins being absent.

Supervisor Smyth asked unanimous consent that the Board direct staff to, in the future, provide detailed information on such proposals and the fiscal implications as well as the reason for the Board action. Without objection, it was so ordered.

Supervisor McKay asked unanimous consent that the Board direct staff to provide information regarding the CSB’s authority.

Following discussion, with input from Mr. Braunstein, without objection, the request was so ordered.

22. **ORDERS OF THE DAY** (1:36 p.m.)

After consulting with David P. Bobzien, County Attorney, concerning the length of time needed for closed session, Chairman Bulova announced that Board Matters would be presented later in the afternoon.

23. **RECESS/CLOSED SESSION** (1:37 p.m.)

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. *The Newberry Station Homeowners Association, Inc., Brandon Farlander, and Michael Miller v. Board of Supervisors of Fairfax County, Virginia, Iskalo CBR LLC, and the Washington Metropolitan Area Transit Authority*, Case No. CL-2011-0005030 (Fx. Co. Cir. Ct.) (Lee District)
 - 2. *Eileen M. McLane, Fairfax County Zoning Administrator v. Mohammed J. Abdlaez*, Case No. CL-2008-0006965 (Fx. Co. Cir. Ct.) (Mason District)
 - 3. *Christopher Wills v. Charles P. Rosenberg, Donna Marie Stephenson, John Robert Stone, Cindy Lundberg, Michael Feightner, Nathaniel McFadden, Reginald A. Johnson, Maurice Simmons, James Black, Mr. Hamed, Mr. Asib, and Hellen Fayeh*, No. 12-6690 (United States Court of Appeals for the Fourth Circuit.)
 - 4. *County of Fairfax, Virginia and Robert Lison v. James J. Alpigini*, Case No. CL-2012-0004911 (Fx. Co. Cir. Ct.)
 - 5. *PRLAP, Inc. Trustee v. Fairfax County Redevelopment and Housing Authority, The Fairfax County Board of Supervisors, Tram K. Le, Phong Q. Le, and Carriage Lawn at Barkley Homeowners Association, Inc.*, Case No. CL-2011-0007515 (Fx. Co. Cir. Ct.) (Providence District)

John Burson, Trustee v. Fairfax County Redevelopment and Housing Authority, The Fairfax County Board of Supervisors, Salaheldin O. Zidan, Layela Zeinelabdin, Fair Lakes Crossing Community Association, Capital One, National Association, David G. Sweiderk, Trustee, and Robert Bystrowwski, Trustee, Case No. CL-2011-0011514 (Fx. Co. Cir. Ct.) (Sully District)

The Board of Supervisors of Fairfax County, Virginia, and The Fairfax County Redevelopment and Housing Authority v. Wittstadt Title and Escrow Company, LLC; Deutsche Bank National Trust Company, as Indenture Trustee, for the benefit of the Holders of the Aames Mortgage Investment Trust 2005-4 Mortgage Backed Notes; Phuong H. Doan; and Nga T. Nguyen, Case No. CL-2010-0012400 (Fx. Co. Cir. Ct.) (Lee District)

6. *Eileen M. McLane, Fairfax County Zoning Administrator v. Satish Amin, Case No. CL-2010-0011816 (Fx. Co. Cir. Ct.) (Mason District)*
7. *Eileen M. McLane, Fairfax County Zoning Administrator v. Rama Sanyasi Rao Prayaga and Niraja Dorbala Prayaga, Case No. CL-2010-0002573 (Fx. Co. Cir. Ct.) (Dranesville District)*
8. *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)*
9. *Eileen M. McLane, Fairfax County Zoning Administrator v. Tony Marks, Case No. CL-2011-0015540 (Fx. Co. Cir. Ct.) (Mason District)*
10. *Eileen M. McLane, Fairfax County Zoning Administrator v. Farid A. Mohamadi and Nahima Mohamadi, Case No. CL-2012-0004439 (Fx. Co. Cir. Ct.) (Hunter Mill District)*
11. *Eileen M. McLane, Fairfax County Zoning Administrator v. Shafqat Chaudry and Sarwat*

- Malik*, Case No. CL-2012-0001647 (Fx. Co. Cir. Ct.) (Dranesville District)
12. *Eileen M. McLane, Fairfax County Zoning Administrator v. Kheder A. Rababeh and Alia Rababeh*, Case No. CL-2012-0001925 (Fx. Co. Cir. Ct.) (Lee District)
 13. *Eileen M. McLane, Fairfax County Zoning Administrator v. Gary Lee Hoskinson*, Case No. CL-2012-0002342 (Fx. Co. Cir. Ct.) (Dranesville District)
 14. *Eileen M. McLane, Fairfax County Zoning Administrator v. Teodoro Rojas, Rosa Amanda Rojas, and Mario T. Rojas*, Case No. CL-2012-0001238 (Fx. Co. Cir. Ct.) (Lee District)
 15. *Eileen M. McLane, Fairfax County Zoning Administrator v. Alexander Canas and Roxana G. Barrera*, Case No. CL-2012-0002216 (Fx. Co. Cir. Ct.) (Lee District)
 16. *Eileen M. McLane, Fairfax County Zoning Administrator v. Amarjit Singh*, Case No. CL-2012-0006454 (Fx. Co. Cir. Ct.) (Sully District)
 17. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Tesfaye Negussie*, Case No. CL-2012-0005771 (Fx. Co. Cir. Ct.) (Lee District)
 18. *Eileen M. McLane, Fairfax County Zoning Administrator v. Suzanne Louise Swartz and Maximo Del Castillo*, Case No. CL-2012-0005791 (Fx. Co. Cir. Ct.) (Lee District)
 19. *Eileen M. McLane, Fairfax County Zoning Administrator v. Robert A. DaCosta and Glenda A. DaCosta*, Case No. CL-2012-0005788 (Fx. Co. Cir. Ct.) (Lee District)
 20. *Eileen M. McLane, Fairfax County Zoning Administrator v. Woodland Park Parcel I, LP*, Case No. CL-2012-0005987 (Fx. Co. Cir. Ct.) (Hunter Mill District)

21. *Eileen M. McLane, Fairfax County Zoning Administrator v. Mohammad K. Butt, Mohammad A. Butt, and Abdul M. Butt*, Case No. CL-2012-0006062 (Fx. Co. Cir. Ct.) (Lee District)
22. *Eileen M. McLane, Fairfax County Zoning Administrator v. Sohrab Hejazi*, Case No. CL-2012-0006271 (Fx. Co. Cir. Ct.) (Sully District)
23. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Heirs of Heno Barnes*, Case No. CL-2012-0006269 (Fx. Co. Cir. Ct.) (Mason District)
24. *Eileen M. McLane, Fairfax County Zoning Administrator v. Deochand Narish Lawkaran and Leelawattee Mahabal*, Case No. CL-2012-0006282 (Fx. Co. Cir. Ct.) (Mason District)
25. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Anil Sareen, Anil Sareen, Trustee, and Anil Sareen 7237 Trust*, Case No. CL-2012-0006267 (Fx. Co. Cir. Ct.) (Providence District)
26. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Douglas A. Samuelson*, Case No. CL-2012-0006356 (Fx. Co. Cir. Ct.) (Braddock District)
27. *Eileen M. McLane, Fairfax County Zoning Administrator v. Flor Silva and Fredy W. Silva*, Case No. CL-2012-0006353 (Fx. Co. Cir. Ct.) (Dranesville District)
28. *Eileen M. McLane, Fairfax County Zoning Administrator and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. M. Akbar Khawaja*, Case No. CL-2012-0006354 (Fx. Co. Cir. Ct.) (Dranesville District)
29. *Eileen M. McLane, Fairfax County Zoning Administrator v. Michael A. Quigley*, Case No.

CL-2012-0006380 (Fx. Co. Cir. Ct.) (Providence District)

30. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Eduardo Mendez Alvarez*, Case No. CL-2012-0006511 (Fx. Co. Cir. Ct.) (Mount Vernon District)
31. *Eileen M. McLane, Fairfax County Zoning Administrator v. Syed Sharafat Ali and Syed Parveen Ali*, Case No. CL-2012-0006453 (Fx. Co. Cir. Ct.) (Mason District)
32. *Eileen M. McLane, Fairfax County Zoning Administrator v. Juan A. Giron Caballero*, Case No. CL-2012-0006510 (Fx. Co. Cir. Ct.) (Lee District)
33. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Milagro Velasquez Romero*, Case No. CL-2012-0006600 (Fx. Co. Cir. Ct.) (Mount Vernon District)
34. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Mazen Ayoubi and Fadia Ayoubi*, Case No. CL-2012-0006599 (Fx. Co. Cir. Ct.) (Dranesville District)
35. *Eileen M. McLane, Fairfax County Zoning Administrator v. Bryce A. Schwarzmans*, Case No. 2012-0006422 (Fx. Co. Cir. Ct.) (Mason District)
36. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Charles DeWeese Construction, Inc.*, Case No. CL-2012-0006715 (Fx. Co. Cir. Ct.) (Lee District)
37. *Eileen M. McLane, Fairfax County Zoning Administrator v. Ghassem Sharifi and Farideh Sharifi*, Case No. CL-2012-0006897 (Fx. Co. Cir. Ct.) (Mason District)

38. *Eileen M. McLane, Fairfax County Zoning Administrator v. Angelica M. Rodriguez*, Case No. GV12-009167 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
39. *Eileen M. McLane, Fairfax County Zoning Administrator v. Kris V. Bonomi and Sandra R. Bonomi*, Case No. GV12-009168 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
40. *Eileen M. McLane, Fairfax County Zoning Administrator v. Zahir Ahmed*, Case No. GV12-007449 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

And in addition:

- *City of Falls Church, et al. v. Board of Supervisors, et al.*, Case Number CL-2012-03411
- Virginia Code Section 2.2-3708
- Commonwealth of Virginia, ex rel. FX Analytics v. The Bank of New York Mellon, Case Number CL-2009-15377

Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Hudgins being absent.

DET:det

At 3:09 p.m., the Board reconvened in the Board Auditorium with all Members being present, with the exception of Supervisor Hudgins, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

24. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:09 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 Foust seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor McKay, Supervisor Smyth, and Chairman

Bulova voting "AYE," Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

25. **DENIAL OF THE BANK OF NEW YORK MELLON CORPORATION CLAIM** (3:10 p.m.)

Supervisor Gross moved that the Board deny the claim of the Bank of New York Mellon Corporation, as set forth in a letter dated March 8, 2012, for the reasons stated by the County Attorney in closed session. Supervisor Foust, Supervisor Smyth, and Chairman Bulova jointly seconded the motion and it **CARRIED** by a recorded vote of seven, Supervisor Cook abstaining, Supervisor Hyland being out of the room, and Supervisor Hudgins being absent.

EBE:ebe/PMH:pmh

ADDITIONAL BOARD MATTERS

26. **REQUEST FOR RECOGNITIONS** (3:12 p.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to invite the following representatives to appear before the Board to receive proclamations:

- Representatives from the Fairfax-Falls Church Community Services Board, the Health Department, the Fire and Rescue Department, and the Police Department to accept a proclamation recognizing June 23, 2012, as Hepatitis Awareness Day.
- Representatives from the Fire and Rescue Department to receive a proclamation recognizing Safety Week.
- Mr. Mayo Stuntz to receive a resolution recognizing his 50 years of service to the History Commission.

Chairman Bulova further asked unanimous consent that the Board direct staff to:

- Prepare and send to Ellen Posner, former Assistant County Attorney, a certificate recognizing not only her service to the County, but her recent 2012 win of the Cherin Award. This award, "recognizes distinguished service by a deputy or assistant local government attorney."

Without objection, it was so ordered.

27. **REQUEST FOR RECOGNITION OF COLONEL MARK MOFFAT AND COLONEL JOHN STRYCULA** (3:13 p.m.)

In a joint Board Matter with Supervisor Hyland, Supervisor Herrity, and Supervisor McKay, Chairman Bulova said that Colonel Mark Moffat, Deputy Garrison Commander for BRAC and Transformation at US Army Garrison Fort Belvoir, is retiring.

In addition to honoring Colonel Moffatt on his retirement, Chairman Bulova also recognized Colonel John Strycula, who has been a strong partner with the County. He has been assigned to duty in Afghanistan and his leadership will be missed.

Therefore, Chairman Bulova asked unanimous consent that the Board direct staff to invite Colonel Moffat and Colonel Strycula to appear before the Board to accept a resolution honoring their contributions to the County. The Board congratulates them on their work and wishes them great success in all their future endeavors. Without objection, it was so ordered.

28. **CELEBRATION OF 237 YEARS OF ARMY HISTORY AND FORT BELVOIR'S CENTENNIAL YEAR** (3:14 p.m.)

Chairman Bulova said that on Saturday, June 2, at 5 p.m. the Board and the Fort Belvoir Garrison Commander are hosting "An Evening Salute" outside on the Ellipse at the Government Center. The event will celebrate 237 years of Army History and Fort Belvoir's Centennial Year.

Chairman Bulova invited the public and Board Members to be a part of this celebration. Fort Belvoir and US Army exhibits will be showcased in addition to musical presentations.

Therefore, Chairman Bulova asked unanimous consent that the Board direct the Office of Public Affairs to publicize this event in coordination with Fort Belvoir's Public Affairs office. Without objection, it was so ordered.

Chairman Bulova also requested Board Members to help publicize the event in their newsletters.

There was a brief discussion regarding the time of the event.

29. **NATURALIZATION CEREMONY** (3:16 p.m.)

Chairman Bulova invited the public and Board Members to join her at the naturalization ceremony being held at the Government Center on Friday, May 25 at 10 a.m.

Chairman Bulova announced that 75 new Americans will pledge their allegiance to their newly adopted country in the Board Auditorium on Thursday.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

30. **SISTER JURISDICTION PARTNERSHIP WITH KECIOREN, A CITY IN THE ANKARA PROVINCE OF TURKEY** (3:17 p.m.)

Chairman Bulova noted that on January 24 she asked for Board approval to pursue a sister jurisdiction partnership with Kecioren, a city in the Ankara Province of Turkey. This partnership was facilitated by the Fairfax-based American Turkish Friendship Association whose mission is to promote positive exchanges and educational opportunities between the US and Turkey.

Chairman Bulova said that Kecioren has a population similar in size to the County. Like the County, Kecioren has a thriving business community, is extending rail through its urban areas, and is investing in revitalization and beautification efforts. Both Fairfax and Kecioren have made education the highest priority.

On May 10 Chairman Bulova visited the new sister city and signed a partnership agreement that will provide a forum for exchanging cultural and educational ideas, as well as tourism and economic development opportunities. In particular, Kecioren is interested in an exchange for pre-school teachers.

A delegation for Kecioren will be visiting the County this fall and Chairman Bulova said she looks forward to hosting them here, introducing them to the Board, and reciprocating the warm hospitality that was shown the County's delegation.

Each member of the Fairfax delegation paid for their own airfare, and accommodations in Turkey were provided by ATFA. No County funds were used.

(NOTE: Later in meeting, the Chairman there was additional discussion regarding the Sister City of Kecioren. See Clerk's Summary Item #57.)

31. **EVOLUTION OF FAIRFAX** (3:18 p.m.)

Chairman Bulova said that during the month of June, in partnership with the Fairfax County Chamber of Commerce and the Federation of Citizens Associations, she will be hosting an exciting three part series called Evolution of Fairfax. The series will examine the County's past - how it grew from a largely dairy farm community into the present day neighborhoods and commercial centers. She added that they will also share the most current strategies and philosophies for successful growth and community development.

Chairman Bulova said that panelists providing "a look back" on June 13 include Reston founder Bob Simon, former County Executive J. Lambert, former Board of Supervisors Chairman Jean Packard, and former Department of Planning and Zoning Director James P. Zook.

Chairman Bulova said that on June 20 they will examine the revitalization of the County's commercial centers, the redevelopment of Tysons Corner, and the rise of transit-oriented development. Panelists for this night are Office of Community Revitalization Director Barbara A. Byron, Fairfax County Planning Commission Tysons Committee Chairman Walter Alcorn, Tysons Partnership Chair Keith Turner, and Planning Commission Chairman Peter F. Murphy, Jr.

At the exciting conclusion of the series on June 27 the audience will focus on the County's future. Where are we going? How do we insure a successful future for ourselves, our children and future residents of the County? Speakers that night include Coalition for Smarter Growth founder Stewart Schwartz, award-winning architect Doug Carter of Davis Carter Scott, visionary sustainable building engineer Roger Frechette of PositivEnergy Practice, and President of the Center for Communities of the Future Rick Smyre. Members of the audience will be invited to break into discussion groups to contribute their own thoughts.

This series will be held at the centrally located Mason Inn and Conference Center at George Mason University. The sessions each Wednesday night will begin at 7:30 p.m. and conclude by 9:30 p.m. Channel 16 will be taping the sessions and broadcasting them throughout the next month.

Chairman Bulova invited Board Members and the public to participate in this exciting and important free event. To RSVP, please send an email to: chairman@fairfaxcounty.gov.

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

Vice-Chairman Gross returned the gavel to Chairman Bulova.

DAL:dal

32. **ILLEGAL ROAD SIGNS** (3:21 p.m.)

In a joint Board Matter with Supervisor Hyland and Supervisor Smyth, Supervisor Herry said that on December 6, 2011, he put forward a motion to begin to bring an end to the blight of road signs on the community. That motion included County support to close the loophole in State code that prevented the County from enforcing the sign laws. Delegate Albo's legislation was passed by the General Assembly, has been signed by the Governor and goes into effect on July 1. With the change in code, the County will now be allowed to establish a program to

remove all signs in the Virginia Department of Transportation (VDOT) right of way with the exception of signs that promote and/or provide directions to a special event erected from Saturday through the following Monday. It is time the Board take the next two steps to remove this blight.

The December 6 motion also directed the County Executive to present the Board options for the removal of signs from the right-of-way including leveraging existing resources and working with community partners. The motion also directed the County Attorney to begin drafting an agreement with the Commonwealth Transportation Board (CTB) to allow the County to enforce the ban and collect the fines. Earlier this year former County Executive Anthony H. Griffin presented a multitude of options to deal with this problem. He recommended that the Board either do nothing or implement a \$520,000 program. Supervisor Herrity stated his belief that a solution can be found that rests in the middle of those two options.

Supervisor Herrity stated that, while ending the blight of illegal road signs will not come at no cost, he believes the County can do better than the previously presented cost estimates. There are means to fund this program and those alternatives need to be explored. For example, in initial recommendations, the County Executive reported that two new, full time attorneys would need to be hired in addition to a full time program manager and support staff. Supervisor Herrity stated his belief that, while workloads will increase at the onset of enforcing the ban, he does not see the need to bring on four new, full time staff members that will solely prosecute repeat offenders.

The specifics of a program to both remove signs and prosecute the bad actors should be discussed in further detail by the Board. The Board should be presented with a range of options and include a discussion of sources of funding. For example, the Department of Public Works and Environmental Services has several accounts under which this activity could fall and each has sufficient reserves to fund a cost effective program.

Therefore, Supervisor Herrity moved that the Board direct the:

- County Executive to present, for discussion at the next scheduled Transportation Committee meeting, or sooner, options for a comprehensive program for the removal and enforcement of illegal road signs and potential funding sources.
- County Attorney to draft an agreement with the CTB which allows the County to remove illegal signs from VDOT right-of-ways for Board review.

Supervisor Smyth seconded the motion.

Supervisor McKay asked to amend the motion to schedule the discussion for a Transportation Committee meeting, as soon as possible, and this was accepted.

Supervisor Herrity shared a humorous article regarding illegal signs.

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

33. **REQUEST FOR KEENE MILL ELEMENTARY SCHOOL DAY PROCLAMATION (SPRINGFIELD AND BRADDOCK DISTRICTS)**
(3:24 p.m.)

Jointly with Supervisor Cook, Supervisor Herrity said that he is honored to inform the Board and County residents of the fiftieth anniversary celebration of Keene Mill Elementary School. The school is near the intersection of Old Keene Mill Road and Bardu Avenue, in the backyard of Washington Irving Middle School and surrounded by the wonderful communities of the Springfield and Braddock magisterial districts. Keene Mill Elementary School first opened its doors to students in December 1961 with 269 students. Today the school, serving kindergarten through six grade, has 630 students.

The faculty, parents, and community of Keene Mill exemplify the school's motto for the past 50 years – Sharing a Vision of Greatness! Keene Mill is focused on academic achievement and offers many opportunities for learning. Students participate and enjoy a wide variety of academic and extra-curricular programs including band, SCA, safety patrols, reflections, peer mediation, and math, spelling, and geography challenges.

The challenge of developing and sharing the vision of greatness is a collaborative effort involving many in the Keene Mill community, and there is great excitement in the work that is done together. The celebration will take place on June 4 from 6 – 8 p.m. and includes guest speaker Peggy Fox, Channel 9 Anchor-Reporter and former Keene Mill student.

Therefore, Supervisor Herrity asked unanimous consent that the Board proclaim Monday, June 4, 2012, as "*Keene Mill Elementary School Day*" in Fairfax County and direct staff to prepare a resolution to present at the celebration on June 4. Without objection, it was so ordered.

34. **REQUEST FOR RECOGNITION OF MR. MIKE CAMPBELL (SPRINGFIELD DISTRICT)** (3:26 p.m.)

Supervisor Herrity said that on July 1 the County will lose a dedicated educator in Principal Mike Campbell of Centreville High School. He has served Fairfax County Public Schools for nearly 30 years and has been at Centreville for 16 years, including 6 as the Principal.

His career as an educator began in 1983 when he was hired as a coach with Fairfax High School. After staying there for ten years, he was promoted to athletic director for George C. Marshall High School. In 1999 Mr. Campbell became an assistant principal at Westfield High School and went on to become the principal in 2005. In 2006, Mr. Campbell was honored with the Nancy F. Sprague First Year Administrator Award and the 2006 Outstanding First Year Principal Award. In a recent news article, Mr. Campbell recalled driving past Centreville High School in 1989 while still under construction and thinking to himself that it would be his dream to one day work in the school.

Mr. Campbell's dedication to students and the community does not end at five o'clock. He is widely known to be heavily involved in all aspects of school life to include athletics, concerts and performances, and community service projects. He is also a volunteer coach with Southwestern Youth Association.

The community is truly blessed to have such a dedicated educator, mentor, and public servant, and serves as an example for all and he will be truly missed.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to prepare a resolution honoring Mr. Campbell for his service to the County for presentation at his retirement reception on May 29. Without objection, it was so ordered.

35. **TICK POPULATION** (3:27 p.m.)

Supervisor Herrity circulated around the dais an article from *The New York Times* regarding a study that was conducted in two areas of Long Island – Shelter Island and western portions of Fire Island – regarding deer ticks. He noted that the study found that the tick populations were reduced by more than 90 percent as a result of the four poster deer bait stations.

36. **NAMING DYKE MARSH ISLANDS (MOUNT VERNON DISTRICT)**
(3:28 p.m.)

Jointly with, and on behalf of, Supervisor Hyland, Chairman Bulova said that the United States Geological Survey's (USGS) Board on Geographic Names is proposing to name four islands in Dyke Marsh on the official geographical maps of the US. Their proposed names, Angel, Bird, Coconut, and Dyke do not reflect the names commonly used by local residents and members of the Friends of Dyke Marsh. Dyke Marsh is a wildlife preserve managed by the National Park Service just south of the City of Alexandria border along the Potomac River. It is one of the largest remaining freshwater tidal wetlands in the Washington Metropolitan Area at 485 acres.

Chairman Bulova said that the Friends of Dyke Marsh recommend the following names: Osprey, Kingbird, Marsh Wren and Cormorant which reflect the names conventionally used based on the inhabitants of those islands.

Therefore, Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved that the Board:

- Endorse the names Osprey, Kingbird, Marsh Wren, and Cormorant Islands in Dyke Marsh consistent with the recommendations of the Friends of Dyke Marsh.
- Direct staff to prepare a letter, to be signed by her on behalf of the Board, to send to the USGS informing it of the Board's recommendations.

Supervisor McKay seconded the motion and it carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

37. **REQUEST FOR RECOGNITION OF LANGLEY HIGH SCHOOL'S CHORAL DEPARTMENT (DRANESVILLE DISTRICT)** (3:29 p.m.)

Supervisor Foust acknowledged and congratulated the staff and student members of the Langley High School Chorale Department for their award winning performance in an international competition and on the success of their concerts in Prague, Vienna and Salzburg.

Therefore, Supervisor Foust asked unanimous consent that the Board direct the Office of Public Affairs to prepare a resolution congratulating the members of the Langley High School Chorale groups on their outstanding achievements, to be signed by the Dranesville District Supervisor and Chairman Bulova, to be presented at the end of the year concert on May 31. Without objection, it was so ordered.

38. **REQUEST FOR RECOGNITION OF McLEAN HIGH SCHOOL'S CHORAL DEPARTMENT AND THE SYMPHONIC, CONCERT, AND JAZZ BANDS AND PERCUSSION ENSEMBLE (DRANESVILLE DISTRICT)** (3:30 p.m.)

Supervisor Foust congratulated the members of the school's Choral Department as well as the Symphonic, Concert, and Jazz Bands and Percussion Ensemble for their outstanding performance in three recent festivals.

Supervisor Foust referred to his written Board Matter which outlined the recent accomplishments of the three bands.

Supervisor Foust asked unanimous consent that the Board direct the Office of Public Affairs to prepare a resolution congratulating the various groups on their outstanding achievements, to be signed by the Dranesville District Supervisor and

Chairman Bulova, to be presented at a school ceremony. Without objection, it was so ordered.

39. **RECOGNIZING MAYOR STEVE DeBENEDITTIS FOR HIS SERVICE TO THE TOWN OF HERNDON (DRANESVILLE DISTRICT)** (3:31 p.m.)

In a joint Board Matter with Chairman Bulova, Supervisor Foust congratulated and expressed his appreciation to Steve DeBenedittis on his three terms as Mayor of the Town of Herndon and to wish him all the best as he retires from his post on July 1, 2012.

Supervisor Foust referred to his written Board Matter outlining Mr. DeBenedittis' service to the Town of Herndon, the County, and the Northern Virginia region.

Therefore, Supervisor Foust asked unanimous consent that the Board direct staff to invite Mr. DeBenedittis to appear before the Board on June 19 to be honored for his service to the Town of Herndon, the County, and the Northern Virginia region. Without objection, it was so ordered.

AGENDA ITEMS

DET:det

40. **3:30 P.M. – SPECIAL MEETING OF THE FAIRFAX COUNTY SOLID WASTE AUTHORITY** (3:32 p.m.)

At 3:32 p.m., a special meeting of the Fairfax County Solid Waste Authority was called to order by Chairman Bulova.

Supervisor Gross moved the appointment of Edward L. Long, Jr. as the Executive Director of the Solid Waste Authority. Supervisor Smyth seconded the motion and it carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

Supervisor Gross moved approval of the minutes from the January 24, 2012, meeting of the Solid Waste Authority. Supervisor McKay seconded the motion and it carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

Supervisor Gross moved to adjourn the special meeting of the Fairfax County Solid Waste Authority. Supervisor Smyth seconded the motion and it carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

At 3:33 p.m., the special meeting of the Fairfax County Solid Waste Authority was adjourned.

41. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA-C-696-08, CAMDEN SUMMIT PARTNERSHIP, LP (DRANESVILLE DISTRICT)** (3:34 p.m.)

- (O) The application property is located on Dulles Station Boulevard approximately 550 feet south of its intersection with Sunrise Valley Drive and 400 feet north of Sayward Boulevard, Tax Map 15-4 ((5)) 7A1.

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

William O'Donnell, 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, Mr. O'Donnell presented the staff and Planning Commission recommendations.

Supervisor Foust moved:

- Approval of Proffered Condition Amendment Application PCA C-696-08, subject to the proffers dated March 26, 2012.
- Reaffirmation of the following waivers and modifications:
 - Modification of the loading space requirement in favor of loading spaces shown on the Conceptual Development Plan Amendment/Final Development Plan Amendment (CDPA/FDPA).
 - Modification of the transitional screening yard and barrier requirements along a portion of the southern boundary of the site where it abuts the existing multifamily development in favor of the landscaping shown on the CDPA/FDPA.
 - Waiver of the 600 foot maximum length for a private street.
 - Modification of the construction materials for sidewalks per Section 8-0100 of the Public Facilities Manual (PFM).

- Modification of the construction materials for trail requirements per Section 8-0200 of the PFM.
- Modification of the use limitation for the PDC District to permit the gross floor area of residential uses (secondary use) to exceed 50 percent of the principal uses to allow residential uses up to 81 percent of the principal uses.

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

42. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 91-L-053-06, WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) (LEE DISTRICT)** (3:41 p.m.)

(NOTE: On May 1, 2012, the Board deferred the public hearing regarding this item until May 22, 2012.)

The application property is located at 6770 Frontier Drive, Springfield, 22150, Tax Map 90-2 ((1)) 60 and 61B.

Mr. John D. Thomas reaffirmed the validity of the affidavit for the record.

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

Supervisor Frey disclosed a campaign contribution in excess of \$100 which he had received from the following:

- Ms. Marie B. Travesky of Travesky and Associates, Ltd.

Chairman Bulova announced that, had Supervisor Hudgins been present, she would have disclosed that she is a Principal Director of the Washington Metropolitan Area Transit Authority (WMATA).

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

Following the public hearing, Mr. Mayland presented the staff and Planning Commission (PC) recommendations.

Supervisor McKay moved:

- Approval of Special Exception Amendment Application SEA 91-L-053-06, subject to the development conditions dated April 12, 2012, and contained in Appendix 1 of the staff report.
- Waiver of Section 17-201 of the Zoning Ordinance and Section 7.0104 of the Public Facilities Manual requiring a service drive along Franconia-Springfield Parkway.
- Modification of Zoning Ordinance Sections 13-303, Transitional Screening Requirements, and 13-304, Barrier Requirements, along the northern and southern property boundary in favor of the landscaping and barrier shown on the Special Exception Amendment plat, as modified by the development conditions.

Supervisor Foust seconded the motion and it carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

(NOTE: On April 26, 2012, the PC approved Public Facilities Application 2232-L11-21 as meeting the criteria of character, location, and extent as specified in Section 15.2-2232 of the *Code of Virginia* and being in accord with the adopted Comprehensive Plan.)

PMH:pmh

ADDITIONAL BOARD MATTERS

43. **HUNTER MILL PRINCIPALS RECOGNITION (HUNTER MILL DISTRICT)** (3:50 p.m.)

On behalf of Supervisor Hudgins, Chairman Bulova announced that Hunter Mill District will be saying goodbye to the following two outstanding educators who have made a positive impact on district youth:

- Westbriar Elementary School principal Joanne Goodwin is retiring after a long distinguished career with Fairfax County Schools
- Wolf Trap Elementary principal Dr. Anita Blain is stepping down after serving as principal for the last 7 years

Both of these principals have long years of service, beginning in the classrooms and ending at the principal's office.

Chairman Bulova relinquished the Chair to Vice-Chairman Gross, and on behalf of Supervisor Hudgins, moved that the Board recognize Dr. Anita Blain and Ms.

Joanne Goodwin for their many years of service to the youth and families of the County. This motion was multiply seconded and it carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

44. **BIKE TO WORK DAY** (3:50 p.m.)

On behalf of Supervisor Hudgins, Supervisor Smyth announced that Friday, May 18, was Bike to Work Day in Fairfax County and the Washington Metropolitan area.

Therefore, Supervisor Smyth asked unanimous consent that the Board direct staff from the Department of Transportation and members of the bicycling community to appear before the Board to be recognized for their hard work toward a successful day. Without objection, it was so ordered.

45. **PROHIBITING SMOKING ON VIRGINIA RAILWAY EXPRESS (VRE) PLATFORMS** (3:51 p.m.)

In a joint Board Matter with Chairman Bulova, Supervisor Cook said that at last week's VRE Operations Board meeting that the Board considered a motion to prohibit smoking on train platforms.

Supervisor Cook said that the Operations Board agreed to delay further consideration of a smoking prohibition until its next meeting, allowing members the time and opportunity to discuss the issue with their local jurisdictional bodies. He expressed the belief that all VRE riders would be best served by a VRE policy prohibiting smoking on all train platforms.

Therefore, Supervisor Cook moved that the Board endorse the idea of prohibiting smoking on VRE platforms. He added that the County would still be authorized, to establish smoking stations along parking areas or in other non-platform areas of its stations. Smoking would still be permitted on public sidewalks and in other public outdoor areas as stated under current law. Chairman Bulova seconded the motion.

Discussion ensued regarding smoking on the platforms and Supervisor McKay asked to amend the motion to direct staff to review its previous research regarding the banning of smoking and update the Board as to what extent it can ban smoking in public places, and this was accepted.

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

46. **CONCURRENT AND SIMULTANEOUS REVIEW FOR PLANNED RESIDENTIAL COMMUNITY APPLICATION PRC-C-546-02 (BRADDOCK DISTRICT)** (3:56 p.m.)

Supervisor Cook said that Fairfax County Public Schools (FCPS) has filed Planned Residential Community Application PRC-C-546-02 to redevelop 11.62 acres in Burke Center. It is located on Tax Map 77-4 ((1)) 28A at the corner of Burke Centre Parkway and Pond Spice Road.

Supervisor Cook noted several transportation related issues of concern to the citizens and the Burke Center Task Force remain to be resolved, and FCPS has asked the County to be allowed to proceed with a simultaneous review of its proposed site plan.

Therefore, Supervisor Cook moved that the Board direct the Director of the Department of Public Works and Environmental Services to accept, for concurrent and simultaneous review, a site plan, architectural drawings, and other plans as may be necessary to implement the improvements contemplated by the applicant in connection with its PRC plan approval. The applicant is aware that this motion should not be considered as a favorable recommendation by the Board on the proposed applications and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, and/or adopted standards. Chairman Bulova seconded the motion and it carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

DET:det

AGENDA ITEMS

47. **4 P.M. – JOINT PH ON THE PROPOSED VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SIX-YEAR SECONDARY SYSTEM CONSTRUCTION PROGRAM FOR FISCAL YEARS (FY) 2013 THROUGH 2018 AND THE FY 2013 BUDGET** (3:58 p.m.)

Kenneth Kanownik, Coordination and Funding Division, Department of Transportation, presented opening remarks. Leonard “Bud” Siegel, Arlington/Fairfax Preliminary Engineering Manager, Virginia Department of Transportation (VDOT), presented brief remarks on the current status of the following projects given very limited funding:

- Stringfellow Road – Route 645 – widen to four lanes
- Guinea Road – Route 651 – replace culvert over Long Branch
- Walker Road – Route 681 – replace bridge over Piney Run
- Beach Mill Road – Route 603 – bridge over Nichols Run

- Towlston Road – Route 676 – replace bridge over Rocky Run
- Route 702 - Beulah Road Bridge rehabilitation and scour countermeasure
- Walney Road – Route 657 – bridge rehabilitation over Flatlick Branch
- Compton Road – Route 658 – bridge rehabilitation over Little Rocky Run
- Extend box culvert to widen Lee Road
- Spring Hill Road – Route 684 – reconstruct to four lanes
- Centerville Road – Route 657- widen to six lanes

Following the public hearing, discussion ensued, with input from Tom Biesiadny, Director, Department of Transportation, concerning Board action to endorse the program and the changes described by Mr. Siegel.

Supervisor Herrity moved approval of the Secondary System Construction Program for FY 2013 through FY 2018. Supervisor Gross seconded the motion and it carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

48. **4 P.M. – PH ON PROPOSED PLAN AMENDMENT S11-I-B1, LOCATED ON PEACE VALLEY LANE, BETWEEN LEESBURG PIKE AND COLMAC DRIVE (MASON DISTRICT)** (4:05 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 May 4 and May 11, 2012.

Clara Johnson, Planner III, Policy and Plan Development Branch, Planning Division, Department of Planning and Zoning, (DPZ) presented the staff report.

Following the testimony of Mr. Pat Hoar (Speaker One), discussion ensued concerning the posting of plan amendments on the County website, with input from Marianne R. Gardner, Director, Planning Division (PD), DPZ, concerning the PD's:

- Use of List-Serve
- Posting of plan amendments in text form on its website

Supervisor McKay asked unanimous consent that the Board direct staff to work with the Zoning Evaluation Division (ZED), DPZ, to incorporate proposed plan amendments on the website as well. Without objection, it was so ordered.

Following the public hearing, which included testimony by eight speakers, Ms. Johnson presented the staff and Planning Commission (PC) recommendations.

Supervisor Gross presented a detailed history of the property and the County since 2005 and noted that the Comprehensive Plan Amendment (CPA) process would provide a structure for open and transparent discussion which did not occur during previous development proposals. She noted a review of her files since the Area Plans Review (APR) nomination in 2005, and quoted correspondence received from Ravenwood Park concerning the following themes:

- A preference for single family homes
- Maintenance of the closure of Peace Valley Lane to through traffic from Route 7

Supervisor Gross also noted that issues of concern such as tree preservation, additional plantings, and stormwater management are more properly addressed as development conditions or proffers in any future rezoning application. Additionally, she addressed the difference of by-right development versus a CPA and the community's involvement in those processes.

Supervisor Gross moved approval of the PC recommendation for Plan Amendment S11-I-B1, as found in Attachment 1 of the Board Agenda Item, with one modification. She stated that the PC recommendation:

- Adds an option for residential use up to three to four dwelling units per acre (du/ac) allowing consideration of up to seven single family detached houses.
- Includes conditions related to tree preservation and pedestrian and bicycle trail and archaeological survey.

While the PC recommendation notes "that the language indicates that the option does not require the through connection of Peace Valley Lane," the motion contains the following modification to the PC recommendation, as adopted on April 26, 2012:

- **Change:** Vehicular access is only to be provided to Leesburg Pike
- **To:** Vehicular access to Leesburg Pike is preferred

Because of the interest in the Plan Amendment, Supervisor Gross read the motion in its entirety.

Supervisor McKay seconded the motion.

Discussion ensued, with input from Ms. Gardner, concerning:

- Limits of clearing and grading
- Contour of the land
- By-right development at R-3 with a public road access

Following additional comments concerning the difficulties of infill development and by-right development, the question was called on the motion and it carried by a vote of eight, Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

49. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6, ADOPTION OF STATE LAW AND SECTION 82-4-10, SPEED LIMITS** (4:58 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 May 4 and May 11, 2012.

David J. Ferris, Manager, Policy and Planning, Chief's Office of Research and Support, Police Department, presented the staff report.

Following the public hearing, Supervisor Foust moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), repealing Section 82-4-10, Speed Limits Section 82-1-6, (Adoption of State Law). The motion was multiply seconded and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

PMH:pmh

ADDITIONAL BOARD MATTERS

50. **McLEAN COMMUNITY CENTER (MCC) ELECTIONS (DRANESVILLE DISTRICT)** (5 p.m.)

(APPTS) Supervisor Foust said that on Saturday, May 19, the MCC held elections for five positions on MCC's Board of Directors including three adult 3-year terms, one

youth 1-year term for the Langley High School area, and one youth 1-year term for the McLean High School area.

Based on the results of the election, as certified by the MCC's Elections and Nominations Committee, Supervisor Foust moved that the Board find that it is in the public interest to appoint those persons receiving the highest number of votes in this election of Governing Board Members, and that the following individuals be appointed to the MCC:

- Adults, three year terms: Ms. Laurelie Wallace, Ms. Susan Bourgeois and Mr. Craig Richardson
- Youth, one year term - Langley High School area: Master Drew Armstrong
- Youth, one-year term - McLean High School area: Miss Malika Nimmagadda

Supervisor Smyth seconded the motion and it carried by a vote of seven, Supervisor Frey and Supervisor Hyland being out of the room, Supervisor Hudgins being absent.

51. **McLEAN DAY (DRANESVILLE DISTRICT)** (5:03 p.m.)

Supervisor Foust expressed his appreciation to the McLean Community Center Board and staff for a successful and fun McLean Day this past Saturday.

52. **MOTION TO ADOPT THE MAY 2012 QUARTERLY REPORT OF THE OFFICE OF FINANCIAL AND PROGRAM AUDIT** (5:03 p.m.)

Supervisor Foust noted that the Board has received the Office of Financial and Program Audit's Quarterly Report as of May 2012. Study areas addressed in the Auditor's report include the following:

- Dulles Metrorail Project
- Parking Enforcement Review
- Status of Cable Revenue Verifications
- Collection of Non-Tax Receivables and Returned Check Fees
- Prior Studies Follow-up

Supervisor Foust referred to his written Board Matter and noted that the Auditor's findings and recommendations are set forth in detail in the report and several in the Board Matter.

Therefore, Supervisor Foust moved adoption of the May 2012 Quarterly Report of the Office of Financial and Program Audit, including the recommendations set forth therein. Chairman Bulova seconded the motion.

Discussion ensued with input from Cynthia Tianti, Deputy County Attorney, regarding:

- Authority of volunteers to ticket on private property
- Payment of administrative fees
- Auxiliary police officers

Supervisor Herrity asked to amend the motion to direct staff to report with additional information regarding parking enforcement review and the Police Department's expanded use of volunteers, and this was accepted.

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

53. **NO BOARD MATTERS FOR SUPERVISOR GROSS (MASON DISTRICT)**
(5:14 p.m.)

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

54. **SHERIFF'S HONOR GUARD** (5:14 p.m.)

In a joint Board Matter with Supervisor Gross and Chairman Bulova, Supervisor McKay said that for the third consecutive year, the Sheriff's Office Honor Guard has taken home the top prize in the twenty-first annual competition sponsored by the Metropolitan Washington Council of Governments.

The event took place on May 5 at a competition and wreath laying ceremony on the grounds of the National Law Enforcement Officers Memorial, in Washington, DC. The event is sponsored by the Washington Metropolitan Council of Governments during National Correctional Employees Week.

Therefore, Supervisor McKay asked unanimous consent that the Board direct staff to invite Lieutenant William Friedman, commander of the honor guard, and members of the winning team, Sergeant Maegan Timothy, PFC Emily Fary, PFC Jill Hammond, PFC Amy Lewis, and PFC Erin Murray to appear before the Board on July 10 to be recognized. Without objection, it was so ordered.

55. **NORTHERN VIRGINIA WORKFORCE INVESTMENT BOARD (NVWIB)** (5:16 p.m.)

In a joint Board Matter with Supervisor Hudgins, Supervisor McKay said that the NVWIB is a regional team of private and public sector partners who share a common goal-promoting the economic prosperity and long-term growth of Northern Virginia. The NVWIB's mission is to advance an integrated, highly responsive, workforce investment system that gives businesses and job seekers the tools they need to stay competitive in today's global marketplace. They sponsor a variety of programs and services for job seekers and employers, most notably the SkillSource Centers.

Supervisor McKay said that in advance of the upcoming Congressional process of reauthorizing the Workforce Investment Act, the NVWIB has developed a set of recommendations titled "A Local Perspective on National Workforce Policy Framework."

The NVWIB's framework emphasizes a flexible, streamlined, and systemic approach to workforce development that is responsive to the needs and requirements of current and future employers. It is focused on six key principles:

- Provide Access
- Consolidation for Effectiveness
- Demand Side Driven
- Regional Collaboration
- Accountability
- Sustainable Public Funding

The framework highlights policy priorities. NVWIB calls on lawmakers to continue State and local governance in the composition, oversight, and regional collaboration of local workforce boards; ensure programs and services are accessible, business-focused, of sound design, and accountable; streamline program eligibility and funding streams; enhance opportunities through increased local area, funding allocations and ability to generate partnerships; and promote innovation and funding to meet demand through increased access to specialized education and technology.

Therefore, Supervisor McKay moved that the Board support the NVWIB's aforementioned framework and principles in support of the reauthorization of the Workforce Investment Act, and that this action be conveyed by letter to the County's Congressional delegation. Chairman Bulova and Supervisor Foust

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

56. **CHANTILLY DAY (SULLY DISTRICT)** (5:17 p.m.)

Supervisor Frey announced that Chantilly Day was held on May 1 and was a huge success.

57. **SISTER CITY** (5:19 p.m.)

(NOTE: Earlier in meeting, the Chairman presented a Board Matter regarding the Sister City of Keciore. See Clerk's Summary Item #30.)

Chairman Bulova noted that the small bowls that were at the dais were from the Sister City of Keciore.

58. **BOARD ADJOURNMENT** (5:20 p.m.)

The Board adjourned.

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