

**FAIRFAX COUNTY
BOARD OF SUPERVISORS
May 1, 2012**

AGENDA

9:30	Done	Presentations
10:30	Adopted	Budget Adoption of FY 2013 Budget Plan
10:40	Done	Items Presented by the County Executive

**ADMINISTRATIVE
ITEMS**

1	Approved	Streets into the Secondary System (Lee and Sully Districts)
2	Approved	Approval of Traffic Calming Measures and Installation of "\$200 Additional Fine for Speeding" Signs as Part of the Residential Traffic Administration Program (Dranesville and Springfield Districts)
3	Approved	Extension of Review Periods for 2232 Review Applications (Providence and Sully Districts)
4	Approved	Authorization to Advertise a Public Hearing on Amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic (Regulation of Traffic), Section 82-1-6 (Adoption of State Law) and Section 82-4-10 (Speed Limits)
5	Approved	Authorization for the County Executive to Execute Contract Modification No. 1 to the Virginia Water Quality Improvement Fund Point Source Grant and Operation and Maintenance Agreement Contract #440-S-09-08 Between the County of Fairfax and the Commonwealth of Virginia
6	Approved	Supplemental Appropriation Resolution AS 12117 for the Department of Family Services to Accept Grant Funding from the U.S. Department of Health and Human Services for Early Head Start

ACTION ITEMS

1	Approved	Approval of a Standard Project Administration Agreement with the Virginia Department of Transportation to Fund the Route 29 Sidewalk Project (Providence District)
2	Approved	Approval of the Proposed Consolidated Plan One-Year Action Plan for FY 2013 and Approval to Amend the FY 2012 Consolidated Plan One-Year Action Plan to Incorporate Funding and Activities Under the Second Allocation of FY 2012 Emergency Shelter Grants/Emergency Solutions Grants Funding

**FAIRFAX COUNTY
BOARD OF SUPERVISORS
May 1, 2012**

**ACTION ITEMS
(Continued)**

3	Approved	Board Action on Consolidated Community Funding Pool Recommendations for Fiscal Years 2013 and 2014
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**INFORMATION
ITEMS**

1	Noted	Planning Commission Action On Application 2232A-L00-17-1, Mid-Atlantic Telecom Tower, LLC (Mount Vernon District)
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10:50	Done	Matters Presented by Board Members
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11:40	Done	Closed Session
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PUBLIC HEARINGS

3:30	Approved	Public Hearing on SEA 94-D-019, Capital One, National Association to Amend SE 94-D-019 (Dranesville District)
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3:30	Approved	Public Hearing on SEA 2008-DR-003, Capital One, National Association to Amend SE 2008-DR-003 (Dranesville District)
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3:30	Approved	Public Hearing on SEA 84-C-024, Chipotle Mexican Grill of Colorado LLC D/B/A Chipotle Mexican Grill to Amend SE 84-C-024 (Hunter Mill District)
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3:30	Deferred to 5/22/12 at 3:30 p.m.	Public Hearing on SEA 91-L-053-06, Washington Metropolitan Area Transit Authority (WMATA) to Amend SE 91-L-053 (Lee District)
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3:30	Approved	Public Hearing on RZ 2011-LE-022, Springfield Metro Center II, LLC and Springfield 6601 LLC to Rezone from C-4 and I-4 (Lee District)
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3:30	Approved	Public Hearing on PCA 1998-LE-064-02/PCA 2008-LE-015, Springfield Metro Center II, LLC and Springfield Parcel C LLC to Amend the Proffers for RZ 1998-LE-064 and RZ 2008-LE-015 (Lee District)
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3:30	Approved	Public Hearing on SE 2011-MV-012, Redpath Development, LLC to Permit Uses in a Floodplain (Mount Vernon District)
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4:00	Approved	Public Hearing on Proposed Plan Amendment S11-IV-MV1, Located Along Richmond Highway Between Buckman Road and Janna Lee Avenue (Lee District)
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**FAIRFAX COUNTY
BOARD OF SUPERVISORS
May 1, 2012**

**PUBLIC HEARINGS
(Continued)**

4:00	Approved	Public Hearing to Consider Adopting an Ordinance Expanding the Culmore Residential Permit Parking District, District 9 (Mason District)
4:00	Approved	Public Hearing to Consider Parking Restrictions on Old Franconia Road (Lee District)
4:00	Approved	Public Hearing for the De-Creation/Re-Creation of Small and Local Sanitary Districts for Refuse/Recycling, and/or Vacuum Leaf Collection Service (Dranesville District)
4:30	Approved	Public Hearing on a Proposal to Vacate and Abandon Part of Newcombs Farm Road (Mount Vernon District)
5:00	No Speakers	Public Comment from Fairfax County Citizens and Businesses on Issues of Concern

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Fairfax County, Virginia
BOARD OF SUPERVISORS
AGENDA

Tuesday
May 1, 2012

9:30 a.m.

RECOGNITIONS

- RESOLUTION – To recognize David Madden, founder of the National History Bee and the National History Bowl, for initiating these national academic competitions for high school students in grades 9-12. Requested by Supervisor Hyland.
- RESOLUTION – To recognize the Engineers and Surveyors Institute for its 25th anniversary of serving the community through its partnership with Fairfax County. Requested by Supervisor Cook.

DESIGNATIONS

- PROCLAMATION – To designate May 13-19, 2012, as Police Week and May 15, 2012, as Peace Officers Memorial Day in Fairfax County. Requested by Chairman Bulova.
- PROCLAMATION – To designate May 2012 as Foster Care and Foster Family Recognition Month in Fairfax County. Requested by Chairman Bulova.
- PROCLAMATION – To designate May 2012 as Parents Who Host, Lose the Most Month in Fairfax County. Requested by Chairman Bulova.
- PROCLAMATION – To designate May 2012 as Older Americans Month in Fairfax County. Requested by Chairman Bulova.

— more —

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- PROCLAMATION – To designate May 2012 as Asian Pacific American Heritage Month in Fairfax County. Requested by Chairman Bulova.
- PROCLAMATION – To designate May 2012 as Lyme Disease Awareness Month in Fairfax County. Requested by Supervisor Hudgins.
- PROCLAMATION – To designate May 6-12, 2012, as Nurses Week in Fairfax County. Requested by Chairman Bulova.
- PROCLAMATION – To designate May 15-21, 2012, as Public Works Week in Fairfax County. Requested by Chairman Bulova.

STAFF:

Merni Fitzgerald, Director, Office of Public Affairs

Bill Miller, Office of Public Affairs

Board Agenda Item
May 1, 2012

10:30 a.m.

Board Adoption of the FY 2013 Budget Plan

ENCLOSED DOCUMENTS:

To be delivered under separate cover.

STAFF:

Edward L. Long, Jr. County Executive

Susan W. Datta, Chief Financial Officer & Director, Department of Management and Budget

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Board Agenda Item
May 1, 2012

10:40 a.m.

Items Presented by the County Executive

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Board Agenda Item
May 1, 2012

ADMINISTRATIVE – 1

Streets into the Secondary System (Lee and Sully Districts)

ISSUE:

Board approval of streets to be accepted into the State Secondary System.

RECOMMENDATION:

The County Executive recommends that the street(s) listed below be added to the State Secondary System.

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Wilton Hill	Lee	Telegraph Road (Route 611) (Additional Right-of-Way (ROW) Only)
		Sharon Chapel Road (Route 1629) (Additional ROW Only)
Fairlakes Crossing Section 1 and Marshall Crown Road	Sully	Marshall Crown Road
		Scotch Run Court (Route 10086)
		Veronica Road (Route 1022)
		Emeric Court
		Interstate 66 (Westbound) (Additional ROW Only)
Fairlakes Crossing Section Two	Sully	Bebe Court
		Veronica Road (Route 1022) (Additional ROW Only)
		Interstate 66 (Westbound) (Additional ROW Only)

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<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Poplar Tree Lewis Property	Sully	Autumn Glory Way (Route 8932) Mixed Willow Place Gilead Court Necklace Court

TIMING:
Routine.

BACKGROUND:
Inspection has been made of these streets, and they are recommended for acceptance into the State Secondary System.

FISCAL IMPACT:
None.

ENCLOSED DOCUMENTS:
Attachment 1 – Street Acceptance Forms

STAFF:
Robert A. Stalzer, Deputy County Executive
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)
Michelle Brickner, Deputy Director, DPWES, Land Development Services

Street Acceptance Form For Board Of Supervisors Resolution - June 2005

**FAIRFAX COUNTY BOARD OF SUPERVISORS
FAIRFAX, VA**

Pursuant to the request to inspect certain streets in the subdivisions as described, the Virginia Department of Transportation has made inspections, and recommends that same be included in the secondary system.

**VIRGINIA DEPARTMENT OF TRANSPORTATION - OFFICE
OF THE ENGINEERING MANAGER, FAIRFAX, VIRGINIA**

REQUEST TO THE ENGINEERING MANAGER, FOR INCLUSION OF CERTAIN SUBDIVISION STREETS INTO THE STATE OF VIRGINIA SECONDARY ROAD SYSTEM.

PLAN NUMBER: 6231-SD-001

SUBDIVISION PLAT NAME: Wilton Hill

COUNTY MAGISTERIAL DISTRICT: Lee

ENGINEERING MANAGER: Terry L. Yates, P.E.

FOR OFFICIAL USE ONLY

BY: *Nadia Alphonse* DATE OF VDOT INSPECTION APPROVAL: 01/31/2012

STREET NAME	LOCATION		MILE LENGTH
	FROM	TO	
Telegraph Road (Route 611) (Additional Right-of-Way Only)	25' NE CL Sharon Chapel Road (Route 1629)	153' NE to Section Line	0.0
Sharon Chapel Road (Route 1629) (Additional Right-of-Way Only)	36' NW CL Telegraph Road (Route 611)	613' NW to Section Line	0.0
NOTES:			TOTALS:
Telegraph Road: 150' of 8' Asphalt Trail on North Side to be maintained by Fairfax County.			0.0
Sharon Chapel Road: 475' of 5' Concrete Sidewalk on North Side to be maintained by VDOT.			

Street Acceptance Form For Board Of Supervisors Resolution - June 2005

**FAIRFAX COUNTY BOARD OF SUPERVISORS
FAIRFAX, VA**

Pursuant to the request to inspect certain streets in the subdivisions as described, the Virginia Department of Transportation has made inspections, and recommends that same be included in the secondary system.

VIRGINIA DEPARTMENT OF TRANSPORTATION - OFFICE OF THE ENGINEERING MANAGER, FAIRFAX, VIRGINIA

REQUEST TO THE ENGINEERING MANAGER, FOR INCLUSION OF CERTAIN SUBDIVISION STREETS INTO THE STATE OF VIRGINIA SECONDARY ROAD SYSTEM.

PLAN NUMBER: 9904-SP-01

SUBDIVISION PLAT NAME: Fairlakes Crossing Section 1 & Marshall Crown Road

COUNTY MAGISTERIAL DISTRICT: Sully

ENGINEERING MANAGER: Terry L. Yates, P.E.

FOR OFFICIAL USE ONLY

BY: *Nellie Alphonse* **DATE OF VDOT INSPECTION APPROVAL:** 01/31/2012

STREET NAME	LOCATION		MILE LENGTH
	FROM	TO	
Marshall Crown Road	CL Northbourne Drive (Route 6935) - 1,033' NE CL Worthington Woods Way (Route 10088)	2,079' S to End of Cul-de-Sac	0.39
Scotch Run Court (Route 10086)	Existing Scotch Run Court (Route 10086) - 201' E CL Devereaux Court (Route 10085)	341' E to CL Marshall Crown Road	0.06
Veronica Road (Route 1022)	Existing Veronica Road (Route 1022) - 158' NE CL Fernbrook Drive (Route 8564)	1,654' NE to CL Marshall Crown Road	0.31
Emeric Court	CL Marshall Crown Road - 255' S CL Veronica Street	447' SW to End of Cul-de-Sac	0.08
Interstate 66 (Westbound) (Additional Right-of-Way Only)	2,450' SW Fairfax County Parkway (US 286) Southbound Ramp to I-66 Westbound	400' SW to Section Line	0.0
NOTES:			TOTALS:
Marshall Crown Road: 2,000' of 4' Concrete Sidewalk on West Side to be maintained by Fairfax County.			0.84
Scotch Run Court: 200' of 4' Concrete Sidewalk on North Side to be maintained by Fairfax County.			
Veronica Road: 1,618' of 4' Concrete Sidewalk on South Side to be maintained by Fairfax County.			
Emeric Court: 447' of 4' Concrete Sidewalk on North Side to be maintained by Fairfax County.			

Street Acceptance Form For Board Of Supervisors Resolution - June 2005

**FAIRFAX COUNTY BOARD OF SUPERVISORS
FAIRFAX, VA**

Pursuant to the request to inspect certain streets in the subdivisions as described, the Virginia Department of Transportation has made inspections, and recommends that same be included in the secondary system.

VIRGINIA DEPARTMENT OF TRANSPORTATION - OFFICE OF THE ENGINEERING MANAGER, FAIRFAX, VIRGINIA

REQUEST TO THE ENGINEERING MANAGER, FOR INCLUSION OF CERTAIN SUBDIVISION STREETS INTO THE STATE OF VIRGINIA SECONDARY ROAD SYSTEM.

PLAN NUMBER: 9904-SD-01

SUBDIVISION PLAT NAME: Fairlakes Crossing Section Two

COUNTY MAGISTERIAL DISTRICT: Sully

ENGINEERING MANAGER: Terry L. Yates, P.E.

BY: *Nadia Aylmore*

FOR OFFICIAL USE ONLY

DATE OF VDOT INSPECTION APPROVAL: 01/31/2012

STREET NAME	LOCATION		LENGTH MILE
	FROM	TO	
Bebe Court	CL Veronica Road (Route 1022) - 526' SW CL Pearson Valley Lane (Route 10089)	559' SE to End of Cul-de-Sac	0.11
Veronica Road (Route 1022) (Additional Right-of-Way Only)	572' SW CL Pearson Valley Lane (Route 10089)	1,000' SW to Section Line	0.0
Interstate 66 (Westbound) (Additional Right-of-Way Only)	2,850' SW Fairfax County Parkway (US 286) Southbound Ramp to I-66 Westbound	1,243' SW to Section Line	0.0
NOTES:			TOTALS:
Bebe Court: 580' of 4' Concrete Sidewalk on South Side to be maintained by Fairfax County.			0.11
Veronica Road: 990' of 4' Concrete Sidewalk on South Side to be maintained by Fairfax County.			

Street Acceptance Form For Board Of Supervisors Resolution - June 2005

**FAIRFAX COUNTY BOARD OF SUPERVISORS
FAIRFAX, VA**

Pursuant to the request to inspect certain streets in the subdivisions as described, the Virginia Department of Transportation has made inspections, and recommends that same be included in the secondary system.

VIRGINIA DEPARTMENT OF TRANSPORTATION - OFFICE OF THE ENGINEERING MANAGER, FAIRFAX, VIRGINIA

REQUEST TO THE ENGINEERING MANAGER, FOR INCLUSION OF CERTAIN SUBDIVISION STREETS INTO THE STATE OF VIRGINIA SECONDARY ROAD SYSTEM.

PLAN NUMBER: 9697-SD-002

SUBDIVISION PLAT NAME: Poplar Tree Lewis Property

COUNTY MAGISTERIAL DISTRICT: Sully

ENGINEERING MANAGER: Terry L. Yates, P.E.
BY: *Nadia Aghorse*

FOR OFFICIAL USE ONLY

DATE OF VDOT INSPECTION APPROVAL: 02/01/2012

STREET NAME	LOCATION		MILE LENGTH
	FROM	TO	
Autumn Glory Way (Route 8932)	Existing Autumn Glory Way (Route 8932) - 109' N CL Lewis Mill Way (Route 8316)	1,735' N to CL Poplar Tree Road (Route 4831)	0.33
Mixed Willow Place	CL Autumn Glory Way - 243' SE CL Poplar Tree Road (Route 4831)	306' E to CL Gilead Court	0.06
Gilead Court	CL Mixed Willow Place - 306' E CL Autumn Glory Way	219' N to End of Cul-de-Sac and 302' S to End of Cul-de-Sac Total = 521'	0.10
Necklace Court	CL Autumn Glory Way - 405' N CL Lewis Mill Way (Route 8316)	223' W to End of Cul-de-Sac	0.04
NOTES:			TOTALS:
Autumn Glory Way: 3,102' of 4' Concrete Sidewalk on Both Sides to be maintained by VDOT.			0.53
Mixed Willow Place: 490' of 4' Concrete Sidewalk on Both Sides to be maintained by VDOT.			
Gilead Court: 1,110' of 4' Concrete Sidewalk on Both Sides to be maintained by VDOT.			
Necklace Court: 452' of 4' Concrete Sidewalk on Both Sides to be maintained by VDOT.			

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ADMINISTRATIVE - 2

Approval of Traffic Calming Measures and Installation of "\$200 Additional Fine for Speeding" Signs as Part of the Residential Traffic Administration Program (Dranesville and Springfield Districts)

ISSUE:

Board endorsement of a Traffic Calming plan and installation of "\$200 Additional Fine for Speeding" signs as part of the Residential Traffic Administration Program (RTAP).

RECOMMENDATION:

The County Executive recommends that the Board endorse a traffic calming plan for Highland Avenue (Attachment I) consisting of the following:

- Multi-Way Stop at the intersection of Highland Avenue and Sycamore Street

The County Executive further recommends that the Board approve a resolution (Attachment II) for the installation of "\$200 Additional Fine for Speeding" signs on Yates Ford Road from Clifton Road to its point of termination at the access to Hemlock Overlook Regional Park.

In addition, the County Executive recommends that the Fairfax County Department of Transportation (FCDOT) schedule the installation of the approved measures as soon as possible.

TIMING:

Board action is requested on May 1, 2012.

BACKGROUND:

As part of the RTAP, roads are reviewed for traffic calming when requested by a Board member on behalf of a homeowners or civic association. Traffic Calming employs the use of physical devices such as speed humps, speed tables, raised pedestrian crosswalks, all-way-stop, chokers, median islands, or traffic circles to reduce the speed of traffic on a residential street. For Highland Avenue a traffic calming plan was developed by staff in concert with community representatives. The plan was subsequently submitted for approval to residents in the ballot area from the adjacent

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community. On March 20, 2012, FCDOT received verification from the local supervisor's office confirming community support.

Section 46.2-878.2 of the *Code of Virginia* permits a maximum fine of \$200, in addition to other penalties provided by law, to be levied on persons exceeding the speed limit on appropriately designated residential roadways. These residential roadways must have a posted speed limit of 35 mph or less. In addition, to determine that a speeding problem exists, staff performs an engineering review to ascertain that additional speed and volume criteria are met. Yates Ford Road (Attachment III) from Clifton Road to its point of termination at the access to Hemlock Overlook Regional Park meets the RTAP requirements for posting of the "\$200 Additional Fine for Speeding Signs"

FISCAL IMPACT:

Funding in the amount of \$1,400.00 for the identified traffic calming measures is available in Fund 001 general fund, under Job Number 40TTCP and the estimated cost of \$1,000.00 for the "\$200 Additional Fine for Speeding" signs is to be paid out of the VDOT secondary road construction budget.

ENCLOSED DOCUMENTS:

Attachment I: Traffic Calming Plan for Highland Avenue

Attachment II: "\$200 Additional Fine for Speeding" Signs Resolution – Yates Ford Road

Attachment III: Area Map of Proposed "\$200 Additional Fine for Speeding" Signs – Yates Ford Road

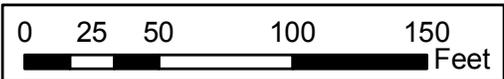
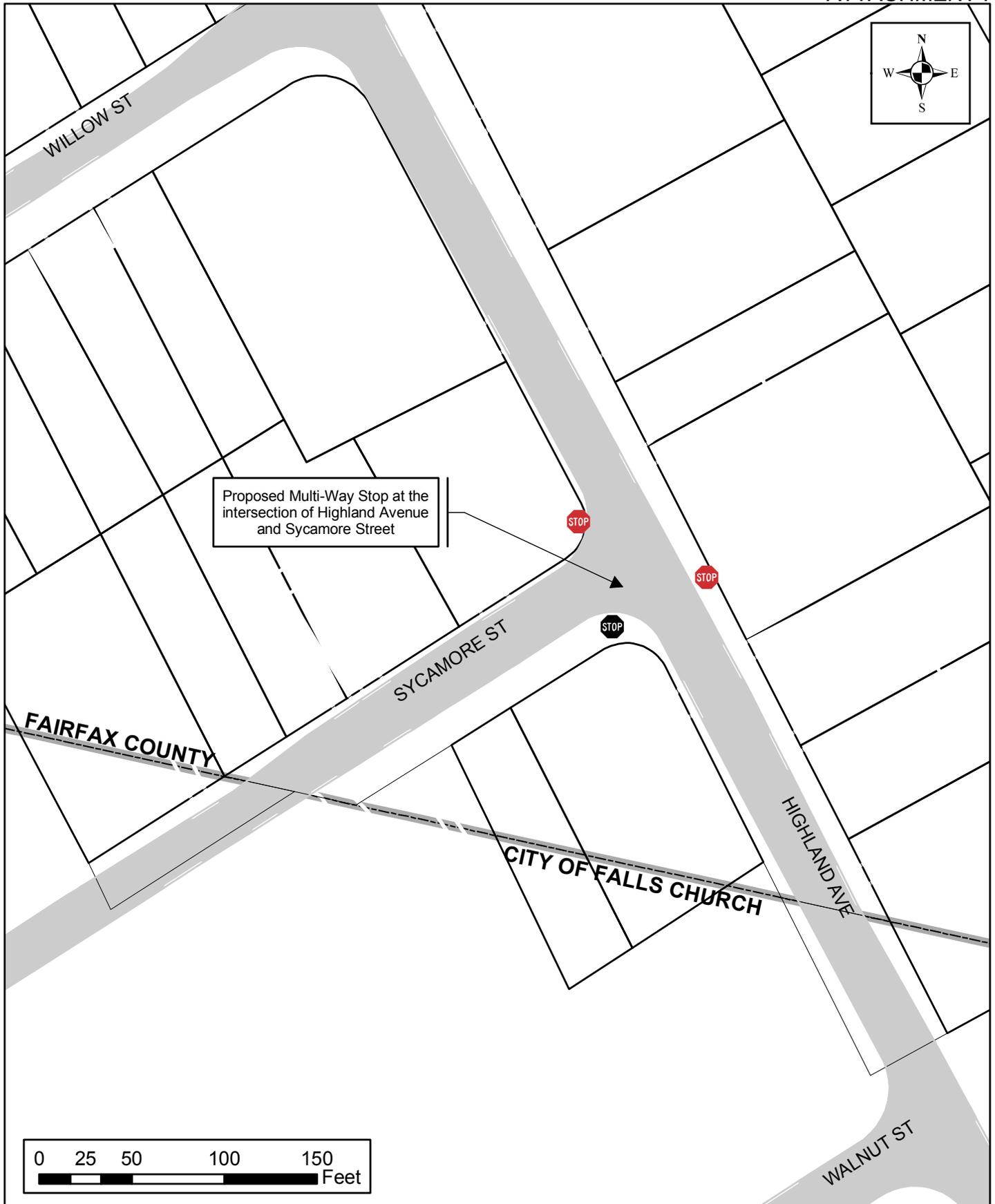
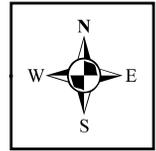
STAFF:

Robert A. Stalzer, Deputy County Executive

Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)

Eric M. Teitelman, Chief, Capital Projects and Operations Division, FCDOT

Selby J. Thannikary, Chief, Traffic Operations Section, FCDOT



March 2012

Fairfax County Department of Transportation
Residential Traffic Administration Program (RTAP)
TRAFFIC CALMING PLAN
HIGHLAND AVENUE
Dranesville District



RESOLUTION

FAIRFAX COUNTY DEPARTMENT OF TRANSPORTATION
RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP)
\$200 ADDITIONAL FINE FOR SPEEDING SIGNS
YATES FORD ROAD
(SPRINGFIELD DISTRICT)

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center in Fairfax, Virginia, on Tuesday, May 1, 2012, at which a quorum was present and voting, the following resolution was adopted:

WHEREAS, Section 46.2-878.2 of the *Code of Virginia* enables the Board of Supervisors to request by resolution signs alerting motorists of enhanced penalties for speeding on residential roads; and

WHEREAS, the Fairfax County Department of Transportation has verified that a bona-fide speeding problem exists on Yates Ford from Clifton Road to the end of the road. Such road also being identified as a Local Road; and

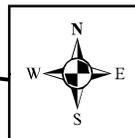
WHEREAS, community support has been verified for the installation of "\$200 Additional Fine for Speeding" signs on Yates Ford Road from Clifton Road to the end of the road.

NOW, THEREFORE BE IT RESOLVED that "\$200 Additional Fine for Speeding" signs are endorsed for Yates Ford Road between Clifton Road to the end of Road.

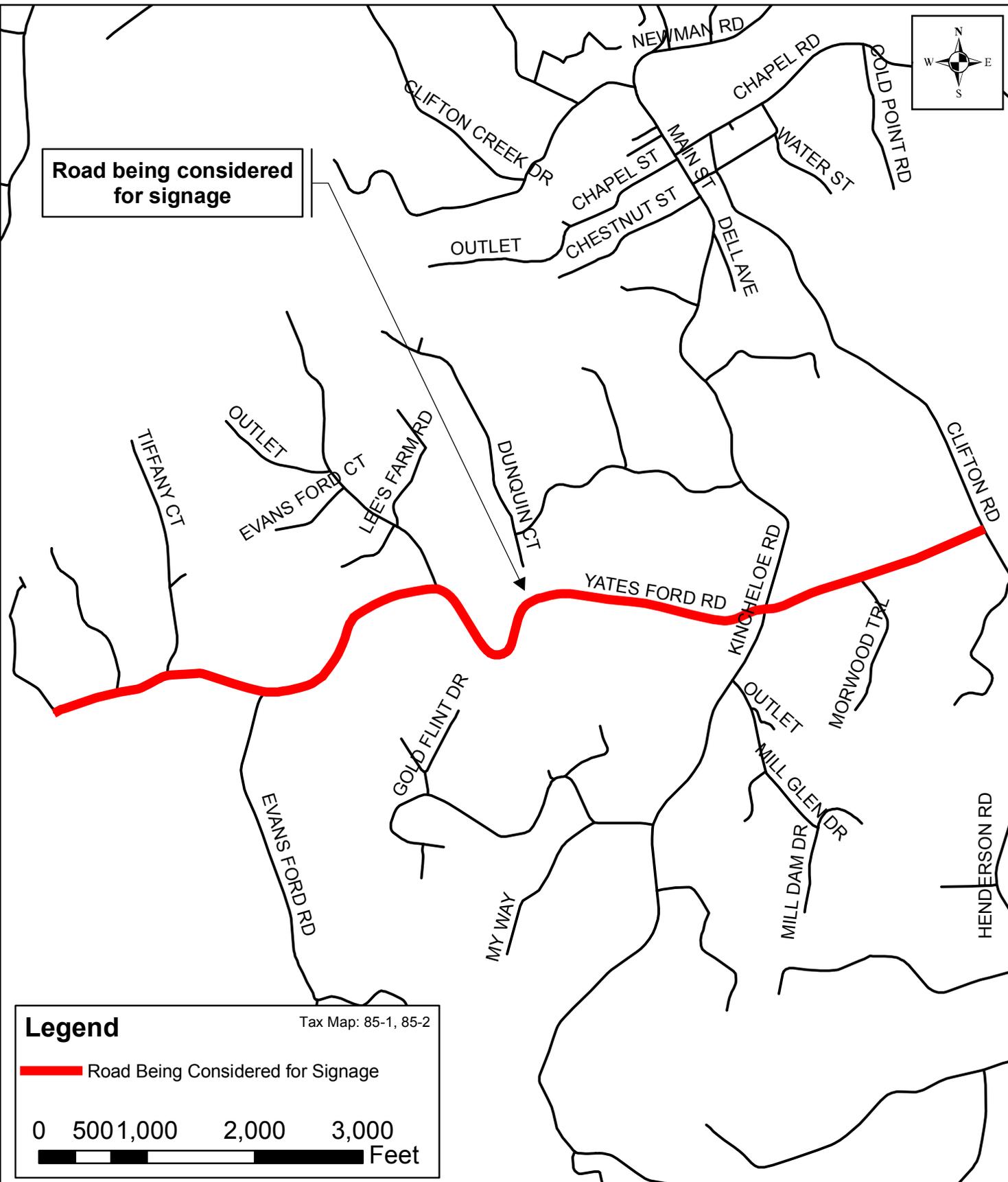
AND FURTHER, the Virginia Department of Transportation is requested to allow the installation of the "\$200 Additional Fine for Speeding", and to maintain same, with the cost of each sign to be funded from the Virginia Department of Transportation's secondary road construction budget.

A Copy Teste:

Catherine A. Chianese
Clerk to the Board of Supervisors



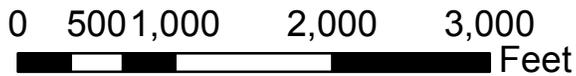
Road being considered for signage



Legend

Tax Map: 85-1, 85-2

 Road Being Considered for Signage



**Fairfax County Department of Transportation
Residential Traffic Administration Program (RTAP)
PROPOSED \$200 FINE FOR SPEEDING
YATES FORD ROAD
Springfield District**



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Board Agenda Item
May 1, 2012

ADMINISTRATIVE – 3

Extension of Review Periods for 2232 Review Applications (Providence and Sully Districts)

ISSUE:

Extension of the review periods for specific 2232 Review applications to ensure compliance with the review requirements of *Section 15.2-2232* of the *Code of Virginia*.

RECOMMENDATION:

The County Executive recommends that the Board extend the review periods for the following applications: application FSA-Y11-21-1 to July 8, 2012; application 2232-P12-1 to July 14, 2012; and application FSA-P00-87-1 to July 16, 2012.

TIMING:

Board action is required on May 1, 2012, to extend the review periods of the applications noted above before their expirations.

BACKGROUND:

Subsection B of *Section 15.2-2232* of the *Code of Virginia* states: "Failure of the commission to act within sixty days of a submission, unless the time is extended by the governing body, shall be deemed approval." Subsection F of *Section 15.2-2232* of the *Code of Virginia* states: "Failure of the commission to act on any such application for a telecommunications facility under subsection A submitted on or after July 1, 1998, within ninety days of such submission shall be deemed approval of the application by the commission unless the governing body has authorized an extension of time for consideration or the applicant has agreed to an extension of time. The governing body may extend the time required for action by the local commission by no more than sixty additional days."

The Board is requested to extend the review period for applications FSA-Y11-21-1, 2232-P12-1, and FSA-P00-87-1 which were accepted for review by the Department of Planning and Zoning (DPZ) between February 9, 2012 and February 17, 2012. These applications are for telecommunications facilities and thus are subject to the State Code provision that the Board may extend the time required for the Planning Commission to act on these applications by no more than sixty additional days.

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Specific information for the applications requested for extended review is as follows:

2232-P12-1 NewPath Networks, LLC/New Cingular Wireless PCS, LLC
One (1) Distributed Antenna System Node
2700 Block of Hunter Mill Road, Oakton
Providence District

FSA-Y11-21-1 Sprint
Antenna collocation on existing tower
14708 Mount Olive Road, Centreville
Sully District

FSA-P00-87-1 Sprint
Antenna collocation on existing tower
7405-A Tower Street, Falls Church
Providence District

The need for the full time of these extensions may not be necessary, and is not intended to set a date for final action.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

None

STAFF:

Robert A. Stalzer, Deputy County Executive
Fred R. Selden, Director, Department of Planning and Zoning (DPZ)
Marianne Gardner, Director, Planning Division, DPZ
Chris B. Caperton, Chief, Facilities Planning Branch, Planning Division, DPZ
Sandi M. Beaulieu, Planner, Facilities Planning Branch, Planning Division, DPZ

Board Agenda Item
May 1, 2012

ADMINISTRATIVE - 4

Authorization to Advertise a Public Hearing on Amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic (Regulation of Traffic), Section 82-1-6 (Adoption of State Law) and Section 82-4-10 (Speed Limits)

ISSUE:

Board authorization to advertise a public hearing to consider amending Chapter 82, Motor Vehicles and Traffic (Regulation of Traffic) of the *Code of the County of Fairfax, Virginia*. This amendment would repeal County Code Section 82-4-10, "Speed limits; posting of school zones", and, in its place, adopt Virginia Code Section 46.2-878 into County Code Section 82-1-6.

RECOMMENDATION:

The County Executive recommends that the Board authorize the advertisement of the public hearing.

TIMING:

Board action is requested on May 1, 2012, to provide sufficient time to advertise the proposed hearing on May 22, 2012 at 4:00 p.m. If approved by the Board after the public hearing, these provisions will become effective immediately.

BACKGROUND:

County Code Section 82-4-10, "Speed limits" currently allows police officers to charge the county code for general speeding violations rather than its related state code section, Va. Code Ann. § 46.2-878. Due to a pending change to the state records management system used by the General District Court, a conviction under County Code Section 82-4-10 will result in the fines being allocated to the County but without any corresponding demerit points assessed to the drivers' record allocated by the Virginia Division of Motor Vehicles (DMV) – a significant traffic safety issue.

In the past, the Office of the County Attorney has opined that because Virginia Code Section 46.2-878 addressed the authority to change speed limits - a responsibility of the Commonwealth Transportation Commissioner and those localities that have jurisdiction over their roadways – the County could not incorporate it into County Code Section 82-1-6. Moreover, County Code Section 82-4-10 contained the same prohibitions as in the corresponding state code section, Va. Code Ann. § 46.2-878. Recently, the

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Commonwealth's Attorney has expressed concern about charging County Code Section 82-4-10 rather than Va. Code Ann. § 46.2-878. Given the change to the state's records management system and the concern of the Commonwealth's Attorney, the County Attorney's Office believes that Va. Code Ann. § 46.2-878 should be incorporated by reference into County Code Section 82-1-6. Doing so will alleviate the concerns of the Commonwealth's Attorney while at the same time allowing both fines to be allocated to the County and demerit points to be assessed by DMV.

FISCAL IMPACT:

None.

ENCLOSED DOCUMENTS:

Attachment 1 – Amend and Readopt Section 82-1-6 of the Fairfax County Code
Relating to Adoption of State Law

Attachment 2 – Repeal Section 82-4-10 of the Fairfax County Code Relating to Speed
Limits

STAFF:

Robert A. Stalzer, Deputy County Executive

Colonel David M. Rohrer, Chief of Police

Karen L. Gibbons, Senior Assistant County Attorney

**AMEND AND READOPT SECTION 82-1-6 OF THE
FAIRFAX COUNTY CODE RELATING TO ADOPTION OF STATE LAW**

AN ORDINANCE to amend and readopt Section 82-1-6 of the Fairfax County Code relating to adoption of state law.

Draft of March 30, 2012

Be it ordained by the Board of Supervisors of Fairfax County:

1. That Section 82-1-6 of the Fairfax County Code is amended and readopted:

Section 82-1-6. Adoption of State Law

Pursuant to the authority of Section 46.2-1313 of the Virginia Code, all provisions and requirements of the following sections of the Code of Virginia, as in effect on July 1, 2011, except those provisions and requirements the violation of which constitutes a felony, are hereby incorporated into the Fairfax County Code by reference, effective July 1, 2011.

18.2-266	18.2-268.9	46.2-100
18.2-266.1	18.2-268.10	46.2-102
18.2-267	18.2-268.11	46.2-104
18.2-268.1	18.2-268.12	46.2-108
18.2-268.2	18.2-269	46.2-109
18.2-268.3	18.2-270	46.2-110
18.2-268.4	18.2-270.01	46.2-111
18.2-268.5	18.2-270.1	46.2-112
18.2-268.6	18.2-271	46.2-203.1
18.2-268.7	18.2-271.1	46.2-218
18.2-268.8	18.2-272	46.2-300

46.2-301	46.2-704	46.2-821
46.2-301.1	46.2-716	46.2-822
46.2-302	46.2-724	46.2-823
46.2-329	46.2-730	46.2-824
46.2-334.001	46.2-800	46.2-825
46.2-341.21	46.2-801	46.2-826
46.2-346	46.2-802	46.2-827
46.2-349	46.2-803	46.2-828
46.2-357	46.2-804	46.2-829
46.2-371	46.2-805	46.2-830
46.2-373	46.2-806	46.2-831
46.2-376	46.2-807	46.2-832
46.2-379	46.2-808	46.2-833
46.2-380	46.2-808.1	46.2-833.1
46.2-391.2	46.2-810	46.2-834
46.2-391.3	46.2-811	46.2-835
46.2-392	46.2-812	46.2-836
46.2-393	46.2-814	46.2-837
46.2-398	46.2-816	46.2-838
46.2-613	46.2-817	46.2-839
46.2-616	46.2-818	46.2-841
46.2-617	46.2-819.4	46.2-842
46.2-618	46.2-820	46.2-842.1

46.2-843	46.2-868	46.2-889
46.2-845	46.2-868.1	46.2-890
46.2-846	46.2-869	46.2-891
46.2-848	46.2-870	46.2-892
46.2-849	46.2-871	46.2-893
46.2-850	46.2-872	46.2-894
46.2-851	46.2-873	46.2-895
46.2-852	46.2-874	46.2-896
46.2-853	46.2-876	46.2-897
46.2-854	46.2-877	46.2-898
46.2-855	<u>46.2-878</u>	46.2-899
46.2-856	46.2-878.1	46.2-900
46.2-857	46.2-878.2	46.2-902
46.2-858	46.2-878.3	46.2-903
46.2-859	46.2-879	46.2-905
46.2-860	46.2-880	46.2-906
46.2-861	46.2-882	46.2-908.1
46.2-862	46.2-883	46.2-909
46.2-863	46.2-884	46.2-910
46.2-864	46.2-885	46.2-911.1
46.2-865	46.2-886	46.2-912
46.2-865.1	46.2-887	46.2-914
46.2-866	46.2-888	46.2-915

46.2-918	46.2-1010	46.2-1035
46.2-919	46.2-1011	46.2-1036
46.2-919.1	46.2-1012	46.2-1037
46.2-920	46.2-1013	46.2-1038
46.2-921	46.2-1014	46.2-1039
46.2-921.1	46.2-1015	46.2-1040
46.2-922	46.2-1016	46.2-1041
46.2-923	46.2-1017	46.2-1043
46.2-924	46.2-1018	46.2-1044
46.2-926	46.2-1019	46.2-1047
46.2-927	46.2-1020	46.2-1049
46.2-928	46.2-1021	46.2-1050
46.2-929	46.2-1022	46.2-1052
46.2-930	46.2-1023	46.2-1053
46.2-932	46.2-1024	46.2-1054
46.2-936	46.2-1025	46.2-1055
46.2-937	46.2-1026	46.2-1056
46.2-940	46.2-1027	46.2-1057
46.2-942	46.2-1030	46.2-1058
46.2-1001	46.2-1031	46.2-1059
46.2-1002	46.2-1032	46.2-1060
46.2-1003	46.2-1033	46.2-1061
46.2-1004	46.2-1034	46.2-1063

46.2-1064	46.2-1088.6	46.2-1158
46.2-1065	46.2-1090	46.2-1158.01
46.2-1066	46.2-1091	46.2-1158.02
46.2-1067	46.2-1092	46.2-1158.1
46.2-1068	46.2-1093	46.2-1172
46.2-1070	46.2-1102	46.2-1173
46.2-1071	46.2-1105	46.2-1218
46.2-1072	46.2-1110	46.2-1219.2
46.2-1076	46.2-1111	46.2-1234
46.2-1077	46.2-1112	46.2-1240
46.2-1077.01	46.2-1115	46.2-1242
46.2-1078	46.2-1116	46.2-1250
46.2-1078.1	46.2-1118	46.2-1309
46.2-1079	46.2-1120	46.2-1508.2
46.2-1080	46.2-1121	46.2-1552
46.2-1081	46.2-1130	46.2-1561
46.2-1082	46.2-1137	46.2-2812
46.2-1083	46.2-1150	
46.2-1084	46.2-1151	
46.2-1088	46.2-1154	
46.2-1088.1	46.2-1155	
46.2-1088.2	46.2-1156	
46.2-1088.5	46.2-1157	

References to "highways of the state" contained in such provisions and requirements hereby adopted shall be deemed to refer to the streets, highways and other public ways within the County. Such provisions and requirements are hereby adopted, mutatis mutandis, and made a part of this chapter as fully as though set forth at length herein; and it shall be unlawful for any person, within the county, to violate or fail, neglect or refuse to comply with any provision of Title 46.2 or Title 18.2-266, 18.2-266.1, 18.2-267, 18.2-268.1 through 18.2-268.12, 18.2-269, 18.2-270, 18.2-270.01, 18.2-270.1, 18.2-271, 18.2-271.1 and 18.2-272 of the *Code of Virginia* which is adopted by this section; provided, that in no event shall the penalty imposed for the violation of any provision or requirement hereby adopted exceed the penalty imposed for a similar offense under Title 46.2 or Title 18.2-266, 18.2-266.1, 18.2-267, 18.2-268.1 through 18.2-268.12, 18.2-269, 18.2-270, 18.2-270.01, 18.2-271, 18.2-270.1, 18.2-271.1 and 18.2-272 of the *Code of Virginia*.

2. That this ordinance shall become effective upon adoption.

GIVEN under my hand this ____ day of May 2012.

Catherine A. Chianese
Clerk to the Board of Supervisors

**REPEAL SECTION 82-4-10 OF THE
FAIRFAX COUNTY CODE RELATING TO SPEED LIMITS**

AN ORDINANCE to repeal Section 82-4-10 of the Fairfax County Code relating to speed limits.

Draft of March 30, 2012

Be it ordained by the Board of Supervisors of Fairfax County:

- 1. That Section 82-4-10 of the Fairfax County Code is amended and readopted:**

Section 82-4-10. Speed limits.

~~(a) Whenever the speed limits incorporated by reference pursuant to § 82-1-6 have been increased or decreased for any highway or portion thereof pursuant to Virginia Code § 46.2-878 or § 46.2-1300, it shall be unlawful for any person to drive a motor vehicle at a speed in excess of such increased or decreased limits, when the same are properly indicated by signs on such highway. As provided for in Virginia Code § 46.2-878, whenever the speed limit on any highway has been increased or decreased or a differential speed limit has been established and such speed limit is properly posted, there shall be a rebuttable presumption that the change in speed was properly established in accordance with the provisions of Virginia Code § 46.2-878.~~

~~(b) It shall be unlawful for any person to drive or operate a motor vehicle upon the highways in the county at a speed in excess of the maximum limits established in Virginia Code §§ 46.2-870—46.2-878.2. (3-13-63; 1961 Code, § 16-71; 9-78-82; 26-81-82; 25-10-82.)~~

Repealed.

- 2. That this ordinance shall become effective upon adoption.**

GIVEN under my hand this ____ day of May 2012.

Catherine A. Chianese
Clerk to the Board of Supervisors

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Board Agenda Item
May 1, 2012

ADMINISTRATIVE - 5

Authorization for the County Executive to Execute Contract Modification No. 1 to the Virginia Water Quality Improvement Fund Point Source Grant and Operation and Maintenance Agreement Contract #440-S-09-08 between the County of Fairfax and the Commonwealth of Virginia

ISSUE:

Board authorization is needed for the County Executive to execute the attached Contract Modification No. 1 to the Water Quality Improvement Fund (WQIF) Point Source Grant and Operation and Maintenance Agreement (Contract #440-S-09-08) between the County and the Commonwealth of Virginia.

RECOMMENDATION:

The County Executive recommends that the Board authorize the County Executive to execute the attached Contract Modification No. 1 to the WQIF agreement on behalf of the County.

TIMING:

Board action is requested on May 1, 2012.

BACKGROUND:

With the adoption of the Virginia Water Quality Improvement Act of 1997, and as amended in 2005, the Virginia General Assembly established a grant fund program to partially fund point and non-point source nutrient reduction projects to meet the goals of the Chesapeake Bay Program. On September 11, 2008, the County submitted a WQIF grant request for state-of-the-art nutrient reduction projects at the Noman M. Cole Pollution Control Plant (NMCPCP). In the original request, NMCPCP project costs were estimated to be \$134.5 million, of which \$87.5 million was determined by the Virginia Department of Environmental Quality (DEQ) to be eligible for 35% grant funding. The estimated total amount of the grant was \$30.6 million. The original contract with the state was approved by the Board of Supervisors at its meeting on February 23, 2009.

Contract Modification No. 1 reduces the estimated project costs to \$104.1 million and the grant eligible costs to \$70.2 million based on "as-bid" costs for construction contracts. The grant funding percentage of 35% remains unchanged; based on the revised project costs the total grant amount is \$24.6 million. Revisions to the project schedule have also been made to more accurately reflect project completion dates.

Board Agenda Item
May 1, 2012

FISCAL IMPACT:

Fairfax County will receive \$24.6 million in state grant funding based on the as-bid construction costs instead of the original planning estimates of \$30.6 million. As set by DEQ guidelines, Fairfax County grant funding remains limited to 35% of project eligible costs or \$24.6 million (\$70.2 million X 35%). Funding in the amount of \$4.1 million has already been received under this agreement with additional requisitions to be submitted upon execution of this modification.

ENCLOSED DOCUMENTS:

Attachment I – Virginia Water Quality Improvement Fund Point Source Grant and Operation and Maintenance Agreement Contract #440-S-09-08,
Attachment II - Contract Modification No. 1

STAFF:

Robert A. Stalzer, Deputy County Executive
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)
Randy Bartlett, Deputy Director, DPWES
Shahram Mohsenin, Director, Wastewater Planning and Monitoring Division, DPWES

**VIRGINIA WATER QUALITY IMPROVEMENT FUND
POINT SOURCE GRANT AND
OPERATION AND MAINTENANCE AGREEMENT
Contract #440-S-09-08**

THIS AGREEMENT is made as of this 30th day of March, 2009, by and between the Director of the Virginia Department of Environmental Quality in his official capacity, or his designee (the "Director"), and Fairfax County (the "Grantee").

Pursuant to the Virginia Water Quality Improvement Act of 1997, Chapter 21.1, Title 10.1 of the Code of Virginia (1950), as amended (the "Act"), the General Assembly created the Virginia Water Quality Improvement Fund (the "Fund"). The Director, in coordination with the Director of the Department of Conservation and Recreation, is authorized by the Act to make Water Quality Improvement grants related to point source pollution control, in accordance with guidelines established pursuant to Section 10.1-2129 of the Code, and enter into agreements with grantees under the Act which shall, in accordance with Sections 10.1-2130 and 10.1-2131, provide for the payment of the total amount of the grant and require proper long-term operation, monitoring and maintenance of funded projects.

The Grantee has been approved by the Director to receive a Grant from the Fund subject to the terms and conditions herein to finance thirty-five percent (35%) of the cost of the Eligible Project, which consists of the design and installation of Nutrient Removal Technology as described herein. The Grantee will use the Grant to finance that portion of the Eligible Project Costs not being paid for from other sources as set forth in the Total Project Budget in Exhibit B to this Agreement. Such other sources may include, but are not limited to, the Virginia Water Facilities Revolving Fund, Chapter 22, Title 62.1 of the Code of Virginia (1950), as amended.

As required by the Act, this Agreement provides for payment of the Grant, design and construction of the Project, and proper long-term operation, monitoring, and maintenance of the Project. This Agreement is supplemental to the State Water Control Law, Chapter 3.1, Title 62.1 of the Code of Virginia (1950), as amended, and it does not limit in any way the other water quality restoration, protection and enhancement, or enforcement authority of the Director, the State Water Control Board (the "Board") or the Department of Environmental Quality (the "Department").

**ARTICLE I
DEFINITIONS**

1. The capitalized terms contained in this Agreement shall have the meanings set forth below unless the context requires otherwise and any capitalized terms not otherwise defined herein shall have the meaning assigned to such terms in the Act:

(a) "Agreement" means this Virginia Water Quality Improvement Fund Point Source Grant and Operation and Maintenance Agreement between the Director and the Grantee, together with any amendments or supplements hereto.

(b) "Authorized Representative" means any member, official or employee of the Grantee authorized by resolution, ordinance or other official act of the governing body of the Grantee to perform the act or sign the document in question.

(c) "Eligible Project" means the particular Nutrient Removal Technology described in Exhibit A to this Agreement to be designed and constructed by the Grantee with, among other monies, the Grant, with such changes thereto as may be approved in writing by the Director and the Grantee.

(d) "Eligible Project Costs" means costs of the individual items comprising the Eligible Project as permitted by the Act with such changes thereto as may be approved in writing by the Director and the Grantee.

(e) "Extraordinary Conditions" means unforeseeable or exceptional conditions resulting from causes beyond the reasonable control of the Grantee such as, but not limited to fires, strikes, acts of God, and acts of third parties that singly or in combination cause material breach of this Agreement.

(f) "Facility" means all plants, systems, unit processes, equipment or property related to the Project, and owned, operated, or maintained by the Grantee and used in connection with the treatment of wastewater.

(g) "Grant" means the particular grant described in Section 4.0 of this Agreement, with such changes thereto as may be approved in writing by the Director and the Grantee.

(h) "Monetary Assessment" means a contractual or stipulated penalty as described in Section 10.1-2130 of the Code.

(i) "Nutrient Removal Technology" means state-of-the-art nutrient removal technology, biological nutrient removal technology, or other nutrient removal technology, as further described in Section 10.1-2117 of the Code.

(j) "Preliminary Engineering Proposal" means the engineering report and preliminary plans for the Project as described in 9 VAC 25-790-110, as modified by the final engineering design approved by the Department.

(k) "Total Eligible Project Budget" means the sum of the Eligible Project Costs as set forth in Exhibit B to this Agreement, with such changes thereto as may be approved in writing by the Director and the Grantee.

(l) "Total Project Budget" means the sum of the Eligible Project Costs and any ineligible costs that are solely the responsibility of the Grantee, as set forth in Exhibit B to this Agreement, with such changes thereto as may be approved in writing by the Director and the Grantee.

(m) "Project Engineer" means the Grantee's engineer who must be a licensed professional engineer registered to do business in Virginia and designated by the Grantee as the Grantee's engineer for the Project in a written notice to the Department.

(n) "Project Schedule" means the schedule for the Project as set forth in Exhibit C to this Agreement, with such changes thereto as may be approved in writing by the Director and the Grantee.

ARTICLE II
SCOPE OF PROJECT

2. The Grantee will cause the Project to be designed, constructed and placed in operation as described in Exhibit A to this Agreement to meet an effluent concentration limitation of 3.0 mg/l for total nitrogen on an annual average basis.

ARTICLE III
SCHEDULE

3. The Grantee will cause the Eligible Project to be designed, constructed and placed in operation in accordance with the Project Schedule in Exhibit C to this Agreement.

ARTICLE IV
COMPENSATION

4.0. Grant Amount. The total grant award from the Fund under this Agreement is \$30,634,285 and represents the Commonwealth's thirty-five percent (35%) share of the Total Eligible Project Budget. Any material changes made to the Eligible Project after execution of this Agreement, which alters the Total Eligible Project Budget, will be submitted to the Department for review of grant eligibility. The amount of the grant award set forth herein may be modified from time to time by agreement of the parties to reflect changes to the Eligible Project or the Total Eligible Project Budget.

4.1. Payment of Grant. Payment of the Grant is subject to the availability of monies in the Fund allocated to point source pollution control and Section 4.4 herein. Disbursement of the Grant will be in accordance with the payment provisions set forth in Section 4.2 herein and the eligibility determinations made in the Total Project Budget (Exhibit B).

4.2. Disbursement of Grant Funds. The Department will disburse the Grant to the Grantee not more frequently than once each calendar month upon receipt by the Department of the following:

(a) A requisition for approval by the Department, signed by the Authorized Representative and containing all receipts, vouchers, statements, invoices or other evidence that costs in the Total Project Budget, including the applicable local share for the portion of the project covered by such requisition, have been incurred or expended and all other information called for by, and otherwise being in the form of, Exhibit D to this Agreement.

(b) If any requisition includes an item for payment for labor or to contractors, builders or material men, a certificate, signed by the Project Engineer, stating that such work was actually performed or such materials, supplies or equipment were actually furnished or installed in or about the construction of the Eligible Project.

Upon receipt of each such requisition and accompanying certificate(s) and schedule(s), the Director shall request the Comptroller to issue a warrant directing the State Treasurer to disburse the Grant to the Grantee in accordance with such requisition to the extent approved by the Department.

Except as may otherwise be approved by the Department, disbursements shall be held at ninety-five percent (95%) of the total grant amount to ensure satisfactory completion of the Eligible Project. Upon receipt from the Grantee of the certificate specified in Section 4.6 and a final requisition detailing

all retainage to which the Grantee is then entitled, the Director, subject to the provisions of this section and Section 4.4 herein, shall request the Comptroller to issue a warrant directing the State Treasurer to disburse to the Grantee the final payment from the Grant.

4.3 Application of Grant Funds. The Grantee agrees to apply the Grant solely and exclusively to the reimbursement of Eligible Project Costs.

4.4 Availability of Funds. The Director and Grantee recognize that the availability of monies in the Fund allocated to point source pollution control is subject to appropriation by the General Assembly and allocations made by the Secretary of Natural Resources, and that at times there may not be sufficient monies in the Fund to permit prompt disbursement of grant funds due and owing the Grantee pursuant to this Agreement. To minimize the potential for such disruption in disbursements of grant funds and in satisfaction of its obligations under the Act, the Department covenants and agrees to (1) manage the allocation of grants from the Fund to ensure full funding of executed grant agreements, (2) forecast the estimated disbursements from the Fund in satisfaction of approved grants and make this forecast publicly available each year for use in the Commonwealth's budgetary process, and (3) promptly disburse to the Grantee any grant funds due and owing the Grantee pursuant to this Agreement when sufficient monies are available in the Fund to make such disbursements. The Department may determine that monies are not sufficient to promptly disburse grant funds when there are competing grant requests. To assist the Department in forecasting estimated disbursements, prior to September 30 of each year the Grantee will provide the Department with a written estimate of its projected expenditures on the Project during the next fiscal year using the same line item cost categories in the Project Budget.

4.5 Agreement to Complete Project. The Grantee agrees to cause the Project to be designed and constructed, as described in Exhibit A to this Agreement, and in accordance with (i) the schedule in Exhibit C to this Agreement and (ii) plans and specifications prepared by the Project Engineer and approved by the Department.

4.6 Notice of Substantial Completion. When the Project has been completed, the Grantee shall promptly deliver to the Department a certificate signed by the Authorized Representative and by the Project Engineer stating (i) that the Project has been completed substantially in accordance with the approved plans and specifications and addenda thereto, and in substantial compliance with all material applicable laws, ordinances, rules, and regulations; (ii) the date of such completion; (iii) that all certificates of occupancy and operation necessary for start-up for the Project have been issued or obtained; and (iv) the amount, if any, to be released for payment of the final Project Costs.

ARTICLE V **PERFORMANCE**

5.0 The Grantee's Facility shall meet a total nitrogen effluent concentration limitation of 3.0 mg/l on an annual average basis, except as provided in paragraph 5.1 and Article VIII of this Agreement.

5.1 If, pursuant to Section 10.1-1187.6 of the Code, the State Water Control Board approves an alternative compliance method to technology-based concentration limitations in Virginia Pollutant Discharge Elimination System permits, the concentration limitation in Section 5.0 above shall be suspended subject to the terms of such approval. The terms of approval shall include requirements for operation of the installed Nutrient Removal Technology at the treatment level for which it was designed.

ARTICLE VI
OPERATION AND MAINTENANCE

6.0 No later than ninety (90) days after issuance of a Certificate to Operate for the Project, the Grantee shall submit to the Department, for review and approval, an operation and maintenance manual for the Project. As required by the Grantee's VPDES permit, the Facility shall be operated and maintained in a manner consistent with the operation and maintenance manual as approved by the Department.

ARTICLE VII
MONITORING AND REPORTING

7.0. Monitoring. The Grantee shall monitor compliance with the numerical concentration in Article V of this Agreement. Monitoring will be conducted at the final effluent from the facility and immediately prior to discharge. Sampling frequency and type shall be in accordance with VPDES permit requirements. In the absence of total nitrogen VPDES permit monitoring requirements, monitoring shall consist of a sample type and collection frequency as specified in the Chesapeake Bay General Watershed Permit Regulation (9 VAC 25-820-70.Part 1.E.). Each sample will be analyzed for total nitrogen using EPA-approved test methods and reported to the Department.

7.1. Reporting. Beginning with the Project's first full calendar year of operation and each year thereafter, the Grantee will calculate the annual average concentration for total nitrogen for the calendar year just ended by dividing the sum of the monthly average concentrations by twelve, and submit the results to the Department using the form attached as Exhibit E to this Agreement on or before February 1 of each year. Data excluded from the average based on the occurrence of extraordinary conditions will be identified in the report.

ARTICLE VIII
MATERIAL BREACH

8.0. Material Breach. Any failure or omission by the Grantee to perform its obligations under this Agreement, unless excused by the Department, is a material breach.

8.1. Notice of Material Breach. If at any time the Grantee determines that it is unable to perform its obligations under this Agreement, the Grantee shall promptly provide written notification to the Department. This notification shall include a statement of the reasons it is unable to perform, any actions to be taken to secure future performance and an estimate of the time necessary to do so.

8.2. Monetary Assessments for Breach. In no event shall total Monetary Assessments pursuant to this Agreement exceed (i) \$3,152,430 annually or (ii) \$63,048,560 during the life of this Agreement. Monetary Assessments will be paid into the State Treasury and credited to the Fund. The Director's right to collect Monetary Assessments does not affect in any way the Director's right to secure specific performance of this Agreement using such other legal remedies as may otherwise be available. Within 90 days of receipt of written demand from the Director, the Grantee shall pay the following Monetary Assessments for the corresponding material breaches of this Agreement unless the Grantee asserts a defense pursuant to the requirements of Section 8.3 herein.

(a) Beginning with the Project's first full calendar year of operation following issuance of a Certificate to Operate for the Project, for exceedance of the numerical concentration

limitation applicable under Article V of this Agreement, except where the exceedance is no greater than 0.8 mg/L for total nitrogen or no more than 10%, whichever is greater, an assessment calculated as follows. For noncompliance with the total nitrogen effluent limitation in Article V, an assessment calculated using the formula in Exhibit F to this Agreement for each one-tenth of a milligram per liter of total nitrogen in excess of the limitation in Article V.

(b) For noncompliance with any deadline in Exhibit C to this Agreement, Article VII of this Agreement, or the failure to submit the operations and maintenance manual in accordance with Article VI of this Agreement, an assessment in the amount of \$500 per day for the first 10 days of noncompliance, and \$1,000 for each day of noncompliance thereafter. Noncompliance with interim deadlines shall be excused where the Grantee complies with the final deadline in Exhibit C to this Agreement.

(c) For noncompliance with the obligation to operate and maintain the Project in a manner consistent with the manual pursuant to Article VI of this Agreement, an assessment in the amount of \$1,000 for each day of noncompliance.

8.3 Extraordinary Conditions.

(a) The Grantee may assert and it shall be a defense to any action by the Director to collect a Monetary Assessment or otherwise secure performance of this Agreement that the alleged non-performance was due to Extraordinary Conditions, provided that the Grantee:

(1) takes reasonable measures to effect a cure or to minimize any non-performance with the Agreement, and

(2) provides written notification to the Department of the occurrence of Extraordinary Conditions, together with an explanation of the events or circumstances contributing to such Extraordinary Conditions, no later than 5 days after the discovery of the Extraordinary Conditions and the resulting impacts on performance.

(b) If the Department disagrees that the events or circumstances described by the Grantee constitute Extraordinary Conditions, the Department must provide the Grantee with a written objection within sixty (60) days of Grantee's notice under paragraph 8.3(a)(2), together with an explanation of the basis for its objection.

8.4 Resolution and Remedy. If no resolution is reached by the parties, the Director or Department may immediately pursue any remedy available at law or equity. In any such action, the Grantee shall have the burden of proving that the alleged noncompliance was due to Extraordinary Conditions. In addition to any other remedy that may be available to the Director or the Department, the Director or Department may bring an action in the Circuit Court of the City of Richmond to enforce this Agreement by injunction or mandamus or stipulated penalties or to recover part or all of the grant funds. No such remedy of the Director or Department shall be deemed to be exclusive or to estop any other such remedy or the bringing of an action to enforce this Agreement. The Grantee agrees to venue to any such action in the Circuit Court of the City of Richmond, either north or south of the James River in the option of the Director. The Grantee further agrees that, in light of the public purpose of nutrient removal, any failure of the Grantee to perform its duties under this Agreement and any failure of the Project to meet the requirements of this Agreement or the requirements of any permit that may be issued by the Board

regarding the Project constitutes irreparable harm to the Commonwealth for which the Director or Department lacks an adequate remedy at law.

ARTICLE IX

GENERAL PROVISIONS

9.0. Effect of the Agreement on Virginia Pollutant Discharge Elimination System (VPDES) Permit. This Agreement shall not be deemed to relieve the Grantee of its obligations to comply with the terms of its VPDES permit issued by the Board.

9.1. Prior Agreement Superseded. This Agreement shall supersede and replace any prior Agreement between the Director and the Grantee for the design and installation of Nutrient Removal Technology, together with any amendments or supplements thereto, with the exception that the Grantee shall continue to monitor and report performance of the Nutrient Removal Technology installed under the prior Agreement and comply with the performance requirements in Article V until the compliance period under this Agreement commences.

9.2. Disclaimer. Nothing in this Agreement shall be construed as authority for either party to make commitments which will bind the other party beyond the covenants contained herein.

9.3. Non-Waiver. No waiver by the Director of any one or more defaults by the Grantee in the performance of any provision of this Agreement shall operate or be construed as a waiver of any future default or defaults of whatever character.

9.4. Integration and Modification. This Agreement constitutes the entire Agreement between the Grantee and the Director. No alteration, amendment or modification of the provisions of this Agreement shall be effective unless reduced to writing, signed by both the parties and attached hereto. The Department and the Grantee shall confer within six months after each reissuance of the Grantee's VPDES permit for the purpose of determining whether this Agreement should be modified or terminated. This Agreement may be modified by agreement of the parties for any purpose, provided that any significant modification to this Agreement must be preceded by public notice of such modification.

9.5. Collateral Agreements. Where there exists any inconsistency between this Agreement and other provisions of collateral contractual agreements which are made a part of this Agreement by reference, the provisions of this Agreement shall control.

9.6. Non-Discrimination. In the performance of this Agreement, the Grantee warrants that it will not discriminate against any employee, or other person, on account of race, color, sex, religious creed, ancestry, age, national origin or other non-job related factors. The Grantee agrees to post in conspicuous places, available to employees and applicants for employment, notices setting forth the provisions of this non-discrimination clause.

9.7. Conflict of Interest. The Grantee warrants that it has fully complied with the Virginia Conflict of Interest Act as it may apply to this Agreement.

9.8. Applicable Laws. This Agreement shall be governed in all respects whether as to validity, construction, capacity, performance or otherwise, by the laws of the Commonwealth of Virginia. The Grantee further agrees to comply with all laws and regulations applicable to the Grantee's performance of its obligations pursuant to this Agreement.

9.9. Records Availability. The Grantee agrees to maintain complete and accurate books and records of the Project Costs, and further, to retain all books, records, and other documents relative to this Agreement for three (3) years after final payment. The Department, its authorized agents, and/or State auditors will have full access to and the right to examine any of said materials during said period. Additionally, the Department and/or its representatives will have the right to access work sites during normal business hours, after reasonable notice to the Grantee, for the purpose of ensuring that the provisions of this Agreement are properly carried out.

9.10. Severability. Each paragraph and provision of this Agreement is severable from the entire Agreement; and if any provision is declared invalid, the remaining provisions shall nevertheless remain in effect.

9.11. Notices. All notices given hereunder shall be in writing and shall be sent by United States certified mail, return receipt requested, postage prepaid, and shall be deemed to have been received at the earliest of: (a) the date of actual receipt of such notice by the addressee, (b) the date of the actual delivery of the notice to the address of the addressee set forth below, or (c) five (5) days after the sender deposits it in the mail properly addressed. All notices required or permitted to be served upon either party hereunder shall be directed to:

Department: Virginia Department of Environmental Quality
Chesapeake Bay Program
P.O. Box 1105
Richmond, VA 23218
Attn: WQIF Program Manager

Grantee: County Executive
County of Fairfax
12000 Government Center Parkway, Suite 548
Fairfax, VA 22035

With Copy to:
Director, Wastewater Management Program
County of Fairfax
12000 Government Center Parkway, Suite 358
Fairfax, VA 22035

9.12. Successors and Assigns Bound. This Agreement shall extend to and be binding upon the parties hereto, and their respective legal representatives, successors and assigns.

9.13. Exhibits. All exhibits to this Agreement are incorporated herein by reference.

9.14. Termination. This Agreement shall terminate 20 years after the Agreement is executed by both parties or by an earlier date by agreement of the parties; provided, however, that except for termination for cause due to Material Breach, the Director's obligation under Section 4.1 herein to pay the Grant amount shall survive termination if such amount has not been paid in full as of the termination date.

**ARTICLE X
COUNTERPARTS**

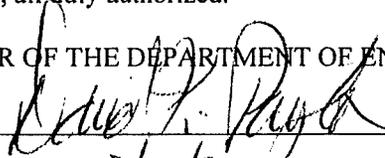
10. This Agreement may be executed in any number of Counterparts, each of which shall be an original and all of which together shall constitute but one and the same instrument.

**ARTICLE XI
NUTRIENT CREDITS TO BE MADE AVAILABLE FOR EXCHANGE**

11. To aid in implementing the Nutrient Credit Exchange Program, the Grantee shall make all Point Source Nitrogen and Phosphorus Credits generated in a calendar year available for nutrient allocation compliance. "Point Source Nitrogen Credit" and "Point Source Phosphorus Credit" shall have the meaning as defined in Virginia Code §62.1-44.19:13. The amount of Credits and facilities authorized to generate Credits shall be governed by the Watershed General Permit Regulation for Total Nitrogen and Total Phosphorus Discharges and Nutrient Trading (9 VAC 25-820). The Department shall control Credits not otherwise used by the Grantee for waste load allocations or compliance purposes and will make such Credits reasonably available to other dischargers for nutrient allocation compliance through the Water Quality Improvement Fund. For purposes of this Agreement, "used by the Grantee" shall include any use whereby the Credits are applied to any compliance obligation of the Grantee, included within an individual compliance plan or basin-level compliance plan of the Virginia Nutrient Credit Exchange Association, or traded to and used by the owner or operator of another facility for nutrient allocation compliance.

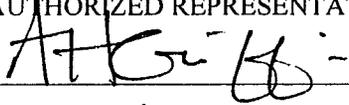
WITNESS the following signatures, all duly authorized.

DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY

By: 

Date: 3/30/2009

GRANTEE'S AUTHORIZED REPRESENTATIVE

By: 

Date: 2/23/09

EXHIBIT A
PROJECT DESCRIPTION

Grantee: Fairfax County

Grant: #440-S-09-08

Fairfax County's Noman M. Cole Jr. Pollution Control Plant (NMCPCP) has a design flow of 67.0 million gallons per day (MGD) and is capable of Biological Nutrient Removal (BNR). The existing liquid treatment process includes 21.7 MG of influent equalization storage, three mechanically cleaned bar screens, and eight 0.47 MG rectangular primary clarifiers. The primary effluent is treated in nine activated sludge tanks (six small 1.67 MG tanks with three passes each, and three large 4.89 MG tanks with six passes each) all operating in a parallel step-feed configuration, with BNR capability provided by anoxic zones. The plant has a total of ten secondary clarifiers including four 145-foot circular tanks, and six 1.7 MG rectangular tanks. Clarified effluent can be stored in two concrete lined equalization basins with a combined capacity of 13.2 MG. The clarified effluent is treated with ferric chloride for phosphorus chemical removal ahead of the five tertiary clarifiers, which includes one 152-foot circular and four 148-foot octagonal clarifiers. Tertiary clarification is followed by filtration with eight monomedia filters and ten dual-media gravity filters which operate in parallel. Disinfection is accomplished by chlorination using sodium hypochlorite, followed by dechlorination with sodium bisulfite, prior to discharge in Pohick Creek, a tributary of the Potomac River. Solids from the primary clarifiers are dewatered and thickened in four 50-foot circular gravity thickeners. WAS (waste activated sludge) is thickened in three rectangular dissolved air floatation tanks. The thickened sludge from both processes is combined in the sludge storage tanks and then dewatered by centrifuge. Dewatered sludge is conveyed to incinerators and the ash is sent to a landfill.

Under a proposal for nutrient removal cost share, the plant is being upgraded in two phases including (1) to Enhanced Nutrient Removal (ENR) capability by the construction of activated sludge tank (AST) methanol facilities and (2) to State-of-the-Art (SOA) nutrient removal by construction of Moving Bed Biofilm Reactors (MBBR), associated plant improvements and water reuse facilities.

In the completed ENR phase, methanol facilities for the ASTs provide a source of food for the denitrifying bacteria. The methanol addition points are at each primary effluent feed point for each pass of the activated sludge tanks. The project includes the following:

- Construction of a new methanol storage building with fire suppression system.
- Installation of methanol storage tanks, pumps, and associated electrical and instrumentation.
- Installation of piping from the methanol pumps to point of use at the activated sludge tanks.

The ongoing SOA project phase is designed to meet SOA performance levels under certain design conditions stated in the Preliminary Engineering Report, dated June 2006. Among other conditions, the design assumes:

- Peak Hour Plant Influent Wet Weather Flow of 185 MGD.
- Peak MBBR Process Flow of 107.2 MGD.
- Minimum Water Temperature of 13 Degrees C.
- Maximum MBBR Influent Total Nitrogen of 7 mg/l.

In addition to work that will rehabilitate the existing tertiary clarifiers, the SOA phase of the project consists of construction of the following components:

Package 1

- Moving Bed Biofilm Reactors (MBBR): Five new concrete tanks and associated infrastructure and equipment to provide denitrification of secondary effluent. The process is a fixed film

anoxic process utilizing suspended plastic media for biofilm attachment. Screens will be used to contain the media within the concrete tanks.

- Fine Screen Facilities: One new concrete screening channel, building extension and associated infrastructure and equipment improvements at the existing Bar Screen Building to provide fine screening of the influent flow. The new fine screens will prevent fouling of the media containment screens in the downstream MBBR system.
- ASE Pump Station: Instrumentation modifications to existing ASE pumps. Structural modifications to existing cascade aeration structure at ASE pump station. The modifications will reduce the amount of dissolved oxygen in the new downstream MBBR anoxic process.
- MBBR Methanol Facility: Additional methanol storage and feed facility, dedicated to serve the new MBBR Facility. The Methanol Facility will provide a food source for the denitrifying bacteria.

Package 2

- Activated Sludge Tank (AST) Modifications: Mechanical modifications to the nine existing ASTs to enhance biological denitrification.

Package 3

- Fermenters: Mechanical and instrumentation modifications to the four existing gravity thickeners to allow their use as either gravity thickeners or fermenters, if available. When operated in fermenter mode, fermentate will provide a supplemental food source for the denitrifying bacteria.
- Monomedia Filter Rehabilitation: Mechanical modifications and rehabilitation to the ten existing monomedia filters to ensure continued good removal of particulate nitrogen.
- Retention Basin QQ1: New concrete lining for existing earthen excess flow retention basin QQ1. A maintainable wet weather storage system is required to avoid hydraulically overloading the plant's biological systems, including the MBBR.

Package 4

- New Equalization Tank and Equalization Tank Pump: One new 4 MG excess flow equalization concrete tank and associated infrastructure and equipment. One new equalization tank pump located in existing Pump Station B2. The additional wet weather handling facilities are required to avoid hydraulically overloading the plant's biological systems, including the MBBR.

Package 5

- Reuse Facilities: New Reuse Water Pump Station and 15,000 lineal-foot force main from NCPCH to the COVANTA power generating facility with nutrient load reduction from consumptive use as cooling water.

EXHIBIT B
TOTAL PROJECT BUDGET

Grantee: Fairfax County
Grant: #440-S-09-08

The following budget reflects the estimated costs associated with eligible project components. All "State-of-the-Art" Upgrade components are engineering estimates based on preliminary design documents.

PROJECT COMPONENT	TOTAL PROJECT COSTS	% ELIGIBLE	ELIGIBLE PROJECT COSTS	NOTES (*)
A. AST Methanol Facilities: (completed)				
Methanol Storage and Transfer System	\$2,644,550	100%	\$2,644,550	1
Site Work	\$91,357	100%	\$91,357	1
Electrical and Instrumentation	\$574,900	100%	\$574,900	1
Mobilization	\$228,200	100%	\$228,200	1
Bonding and Insurance	\$45,383	100%	\$45,383	1
Project Management	\$43,110	100%	\$43,110	1
Contingency (5%)	\$181,375	100%	\$181,375	1
Design and Construction Engineering	\$558,723	100%	\$558,723	1, 2
Subtotal A - AST Methanol Facilities =	\$4,367,598		\$4,367,598	
B. Rehabilitate Existing Tertiary Clarifiers	\$15,000,000	3%	\$450,000	3, 9
Subtotal B - Rehab. Tertiary Clarifiers =	\$15,000,000		\$450,000	
C. State-of-the-Art (SOA) Upgrade				
SOA - Package 1:				
Moving Bed Biofilm Reactors	\$38,808,082	100%	\$38,808,082	1
Fine Screen Facilities	\$10,407,303	50%	\$5,203,652	4
ASE Pump Station & Cascade Aerator Mods.	\$362,978	100%	\$362,978	1
MBBR Methanol Facilities	\$3,980,482	100%	\$3,980,482	1
SOA - Package 2:				
Activated Sludge Tank Modifications	\$3,710,573	44%	\$1,632,652	5
SOA - Package 3				
Fermenters	\$2,709,780	3%	\$81,293	3
Monomedia Filter Rehabilitation	\$7,336,207	50%	\$3,668,104	6
Retention Basin QQ1	\$2,832,671	44%	\$1,246,375	5
SOA - Package 4:				
Equalization Tank and EQ Pump	\$6,222,297	44%	\$2,737,811	5
SOA - Package 5:				
Reuse Facilities	\$8,102,134	65%	\$5,225,876	7
Subtotal C - SOA Upgrade =	\$84,472,507		\$62,947,305	
Subtotal - All Construction =	\$103,840,105	65%	\$67,764,903	
SOA Preliminary Engineering	\$772,354	65%	\$502,030	2, 8
SOA Upgrade Project Management (5% of B+C)	\$4,973,625		\$3,169,865	9
SOA Upgrade Design and Const. Engr.	\$15,000,000	65%	\$9,750,000	8, 9
SOA Upgrade Contingency (10% of B+C) (**)	\$9,947,251		\$6,339,730	
TOTALS =	\$134,533,335		\$87,526,529	
GRANT PERCENTAGE =			35%	
GRANT AMOUNT =			\$30,634,285	

NOTES: * See next page for details about costs attributable to Nutrient Removal Technology.
 ** Contingency will be reduced from 10% to 5% following receipt of bids.

EXHIBIT B
PROJECT BUDGET
(continued)

Grantee: Fairfax County

Grant: #440-S-09-08

Page B-2: Notes on costs attributable to Nutrient Removal Technology (NRT):

1. Eligibility per DEQ Guidance Memorandum (GM) #06-2012.
2. Total Cost figure is an Engineering Contract "Not to Exceed" amount.
3. Eligibility based on increase in solids generation due to NRT operation.
4. Fine screens will replace existing coarse screens to prevent fouling in the new Moving Bed Biofilm Reactors (MBBR). However, placement in the headworks also protects all other downstream processes. For this reason, 50% eligibility represents a negotiated, best professional judgment value.
5. Eligibility per GM #06-2012, at the percentage of the bioreactor dedicated to the anoxic zone. The total anoxic volume for both "small" and "large" aeration basin improvements is 44% (total tank length = 347 feet; 154 feet for anoxic zones).
6. Eligible percentage per GM #06-2012. Tertiary filtration is 50% eligible when the monthly average total suspended solids limit is between 5.1 and 10 mg/l.
7. Eligibility represents a negotiated, best professional judgment value for effluent reuse (cooling water to COVANTA power generating facility). In addition to nitrogen load reduction, permitted mass load limits for CBOD₅, TSS, and phosphorus are also partially addressed through reuse. Use of an eligibility upper limit for multi-purpose units appears in several places in GM #06-2012 and that justification is used in this case, with 75% eligibility given. This figure is adjusted by the amount of reuse water consumed by COVANTA (projected daily flow = 1.53 MGD; 0.213 MGD returned from blow-down = 86% consumed); $75\% \times 86\% = 65\%$ overall eligibility. This figure is contingent on securing a service agreement for the projected flows and constant delivery of reuse water.
8. Overall eligible percentage as determined by the total eligible construction cost divided by the total construction cost. Percentage subject to change based on "as-bid" figures.
9. Cost is an engineering estimate placeholder, subject to change based on receipt of bids and development of a schedule of values.

EXHIBIT C

PROJECT SCHEDULE

Grantee: Fairfax County

Grant: #440-S-09-08

The Grantee has proposed the following schedule of key activities/milestones as a planning tool which may be subject to change. In particular, the Grantee acknowledges that the appropriate approval (Certificate to Construct) must be issued by the Department prior to proceeding with construction. Unless authorized by a grant modification, it is the responsibility of the Grantee to adhere to the anticipated schedule for the project as follows:

Activity	Date
1. Submit Plans and Specifications for AST Methanol System	Complete
2. Commence Construction for AST Methanol System	Complete
3. Submit Plans and Specifications for SOA Package 2	On or before February 1, 2009
4. Commence Construction for SOA Package 2	On or before May 1, 2009
5. Complete Construction for SOA Package 2	On or before January 1, 2011
6. Submit Plans and Specifications for SOA Package 1	On or before June 1, 2009
7. Commence Construction for SOA Package 1	On or before November 1, 2009
8. Complete Construction for SOA Package 1	On or before May 1, 2012
9. Submit Plans and Specs. for SOA Package 4 (Design/Build)	On or before February 1, 2009
10. Commence Construction for SOA Package 4 (Design/Build)	On or before February 1, 2009
11. Complete Construction for SOA Package 4 (Design/Build)	On or before May 1, 2010
12. Submit Plans and Specifications for SOA Package 5	On or before January 1, 2010
13. Commence Construction for SOA Package 5	On or before April 1, 2010
14. Complete Construction for SOA Package 5	On or before July 1, 2011
15. Submit Plans and Specifications for SOA Package 3	On or before March 1, 2010
16. Commence Construction for SOA Package 3	On or before July 1, 2010
17. Complete Construction for SOA Package 3	On or before October 1, 2012

EXHIBIT D

REQUISITION FOR REIMBURSEMENT

(To be on Grantee's Letterhead)

Department of Environmental Quality
Chesapeake Bay Program
P.O. Box 1105
Richmond, VA 23218
Attn.: WQIF Program Manager

RE: **Virginia Water Quality Improvement Fund Grant**
Fairfax County; Contract #440-S-09-08

Dear Program Manager:

This requisition, Number _____, is submitted in connection with the referenced Grant Agreement, dated as of [*insert effective date of grant agreement*] between the Director of the Virginia Department of Environmental Quality and Fairfax County.

Unless otherwise defined in this requisition, all capitalized terms used herein shall have the meaning set forth in Article I of the Grant Agreement. The undersigned Authorized Representative of the Grantee hereby requests disbursement of grant proceeds under the Grant Agreement in the amount of \$_____, for the purposes of payment of the Eligible Project Costs as set forth on Schedule I attached hereto.

Copies of invoices relating to the items for which payment is requested are attached.

The undersigned certifies that the amounts requested by this requisition will be applied solely and exclusively to the reimbursement of the Grantee for the payment of Eligible Project Costs.

This requisition includes (if applicable) an accompanying Certificate of the Project Engineer as to the performance of the work.

Sincerely,

(Authorized Representative of the Grantee)

Attachments

SCHEDULE 1
 VIRGINIA WATER QUALITY IMPROVEMENT FUND
 FORM TO ACCOMPANY REQUEST FOR REIMBURSEMENT

REQUISITION # _____

Grantee: Fairfax County

Grant: #440-S-09-08

CERTIFYING SIGNATURE: _____

TITLE: _____

Cost Category	Total Project Cost	Eligible Project Cost	35% WQIF Grant Share (% of Total Project Cost)	Previous Grant Disbursements (cumulative)	Grant Disbursement This Period	Remaining Balance
AST Methanol Facilities (completed)	\$4,367,598	\$4,367,598	\$1,528,659 (35.00%)			
Rehabilitate Existing Tertiary Clarifiers	\$15,000,000	\$450,000	\$157,500 (1.05%)			
State-of-the-Art (SOA) Package 1	\$53,558,845	\$48,355,194	\$16,924,318 (31.60%)			
SOA Package 2	\$ 3,710,573	\$1,632,652	\$571,428 (15.40%)			
SOA Package 3	\$12,878,658	\$4,995,772	\$1,748,520 (13.58%)			
SOA Package 4	\$6,222,297	\$2,737,811	\$958,234 (15.40%)			
SOA Package 5	\$8,102,134	\$5,225,876	\$1,829,057 (22.58%)			
SOA Preliminary Engineering	\$772,354	\$502,030	\$175,710 (22.75%)			
SOA Upgrade Project Management	\$4,973,625	\$3,169,865	\$1,109,453 (22.31%)			
SOA Upgrade Design & Constr. Engr.	\$15,000,000	\$9,750,000	\$3,412,500 (22.75%)			
SOA Upgrade Contingency (10%)	\$9,947,251	\$6,339,730	\$2,218,906 (22.31%)			
TOTALS:	\$134,533,335	\$87,526,528	\$30,634,285			

Total Grant Amount = \$30,634,285
 Previous Grant Disb. = \$ _____
 This Grant Request = \$ _____
 Total Grant Disb. to Date = \$ _____
 Grant Balance = \$ _____

CERTIFICATE OF THE PROJECT ENGINEER
FORM TO ACCOMPANY REQUEST FOR REIMBURSEMENT

Grantee: Fairfax County

Grant: #440-S-09-08

This Certificate is submitted in connection with Requisition Number _____, dated _____, 20__, submitted by Fairfax County (the "Grantee") to the Virginia Department of Environmental Quality. Capitalized terms used herein shall have the same meanings set forth in Article I of the Grant Agreement referred to in the Requisition.

The undersigned Project Engineer for _____ hereby certifies that insofar as the amounts covered by this Requisition include payments for labor or to contractors, builders or material men, such work was actually performed or such materials, supplies, or equipment were actually furnished to or installed in the Project.

(Project Engineer)

(Date)

EXHIBIT E

REPORTING OF ANALYTICAL RESULTS

Grantee: Fairfax County
 Grant: #440-S-09-08
 Year: _____

MONTH	PARAMETER	CONCENTRATION (monthly average)	UNITS	FREQUENCY OF ANALYSIS	SAMPLE TYPE
January	Total Nitrogen		mg/l		
February	Total Nitrogen		mg/l		
March	Total Nitrogen		mg/l		
April	Total Nitrogen		mg/l		
May	Total Nitrogen		mg/l		
June	Total Nitrogen		mg/l		
July	Total Nitrogen		mg/l		
August	Total Nitrogen		mg/l		
September	Total Nitrogen		mg/l		
October	Total Nitrogen		mg/l		
November	Total Nitrogen		mg/l		
December	Total Nitrogen		mg/l		
Annual Average	Total Nitrogen		mg/l		

EXHIBIT E

REPORTING OF ANALYTICAL RESULTS

(continued)

Grantee: Fairfax County

Grant: #440-S-09-08

Data Excluded Due to the Occurrence of Extraordinary Conditions: (if applicable; attach explanation)

Date(s): _____

Operator Responsible for Samples: _____ Date: _____

Telephone: _____

Certificate Number: _____

EXHIBIT F

**FORMULA FOR CALCULATING MONETARY ASSESSMENT
FOR EXCEEDANCE OF
NUMERICAL NITROGEN CONCENTRATIONS**

Grantee: Fairfax County
Grant: #440-S-09-08

Section 1: Nitrogen Exceedances

$$CN = (TNe/TNr) \times AnPay \times PerGrant$$

where:

- CN = Assessment for Nitrogen Exceedance.
- TNe = Exceedance in tenths of a milligram per liter.
- TNr = Expected nitrogen removal (difference between “pre-nutrient removal” annual average concentration and 4.0 mg/l limitation) in tenths of a milligram per liter.
- AnPay = Annual Payment on grant; assumes principal payments amortized over 20 years and an interest rate of 5 percent. Using these assumed values leads to a “cost recovery factor” of 0.0802. The “cost recovery factor” times the grant amount yields the Annual Payment amount.
- PerGrant = Percentage of grant received by year of exceedance.

Values used for Grant #440-S-09-08:

- Pre-Nutrient Removal TN Concentration = 19.0 mg/l
- Effluent TN Concentration Limitation = 3.0 mg/l
- Grant Amounts for TN Removal:
 - Original BNR Project = \$10,203,288
 - This NRT Project = \$30,634,285
 - Total Grant Amount = \$40,837,573
- Useful Service Life:
 - Original BNR Project = 17 years remaining
 - This NRT Project = 20 years
- Interest Rate = 5 percent

Calculated (assumes grant paid 100%):

- Expected Removal (TNr) = 16.0 mg/l
- AnPay = \$3,152,430
- CN = \$19,700 (for each 0.1 mg/l TN exceedance)

**VIRGINIA WATER QUALITY IMPROVEMENT FUND
POINT SOURCE GRANT AND
OPERATION AND MAINTENANCE AGREEMENT**

Grantee: Fairfax County Grant: #440-S-09-08

CONTRACT MODIFICATION NO. 1

A. Delete Section 4.0, Grant Amount, and substitute in its place the following:

4.0. Grant Amount. The total grant award from the Fund under this Agreement is \$24,582,116 and represents the Commonwealth's thirty-five percent (35%) share of the Total Eligible Project Budget. Any material changes made to the Eligible Project after execution of this Agreement, which alters the Total Eligible Project Budget, will be submitted to the Department for review of grant eligibility. The amount of the grant award set forth herein may be modified from time to time by agreement of the parties to reflect changes to the Eligible Project or the Total Eligible Project Budget.

B. Delete Section 8.2, Monetary Assessments for Breach, and substitute in its place the following:

8.2. Monetary Assessments for Breach. In no event shall total Monetary Assessments pursuant to this Agreement exceed (i) \$2,503,380 annually or (ii) \$50,067,660 during the life of this Agreement. Monetary Assessments will be paid into the State Treasury and credited to the Fund. The Director's right to collect Monetary Assessments does not affect in any way the Director's right to secure specific performance of this Agreement using such other legal remedies as may otherwise be available. Within 90 days of receipt of written demand from the Director, the Grantee shall pay the following Monetary Assessments for the corresponding material breaches of this Agreement unless the Grantee asserts a defense pursuant to the requirements of Section 8.3 herein.

C. Delete Exhibit B, Project Budget, and substitute in its place the following exhibit:

EXHIBIT B -- PROJECT BUDGET

Grantee: Fairfax County

Grant: #440-S-09-08

The following budget reflects the “as-bid” costs associated with eligible components of the Project, excepting SOA Package 3, which are engineering estimates based on design documents.

PROJECT COMPONENT	TOTAL PROJECT COSTS	% ELIGIBLE	ELIGIBLE PROJECT COSTS	NOTES (*)
A. AST Methanol Facilities: (completed)				
Construction, including elig. Change Orders	\$3,859,119	100%	\$3,859,119	1
Engr. Design & Construction Inspection	\$436,860	100%	\$436,860	1
Permit Fees	\$863	100%	\$863	1
Subtotal A - AST Methanol Facilities =	\$4,296,842		\$4,296,842	
B. Rehabilitate Existing Tertiary Clarifiers	\$9,595,000	3%	\$287,850	2
Subtotal B - Rehab. Tertiary Clarifiers =	\$9,595,000		\$287,850	
C. State-of-the-Art (SOA) Upgrade				
SOA – Package 1:				
Moving Bed Biofilm Reactors & MBBR Methanol Facilities, ASE Pump Station & Cascade Aerator Modifications	\$32,427,870	100%	\$32,427,870	1
Fine Screen Facilities	\$2,990,757	50%	\$1,495,379	3
SOA – Package 2: (completed)				
Activated Sludge Tank Modifications	\$2,299,000	44%	\$1,011,560	4
SOA – Package 3				5
Monomedia Filter Rehabilitation	\$7,336,207	50%	\$3,668,104	6
Retention Basin QQ1	\$2,832,671	44%	\$1,246,375	4
SOA – Package 4: (completed)				
Equalization Tank and EQ Pump	\$7,970,000	44%	\$3,506,800	4
SOA – Package 5:				
Reuse Facilities	\$15,200,000	64.5%	\$9,804,000	7
Subtotal C - SOA Upgrade =	\$71,056,505		\$53,160,087	
Subtotal - All Construction =	\$84,948,347		\$57,744,779	
SOA Preliminary Engineering	\$772,354	65%	\$502,030	8
SOA Upgrade Project Management (T.O. #1)	\$1,194,700	65%	\$776,555	8
SOA Upgrade Design & Bid Assistance (T.O. #2)	\$4,903,600	65%	\$3,187,340	8
SOA Design/Build Bridging Services (T.O. #3)	\$538,200	65%	\$349,830	8
SOA Other Services (T.O. #4; O&M Manual; VE, etc.)	\$2,194,900	65%	\$1,426,685	8
SOA Construction Admin. Services (T.O. #5)	\$5,500,000	65%	\$3,575,000	8
SOA Upgrade Contingency (5% of Constr., excl. "A")	\$4,032,575		\$2,672,397	
TOTALS =	\$104,084,676		\$70,234,616	
GRANT PERCENTAGE =			35%	
GRANT AMOUNT =			\$24,582,116	

NOTES: * See next page for details about costs attributable to Nutrient Removal Technology

EXHIBIT B
PROJECT BUDGET
(continued)

Grantee: Fairfax County

Grant: #440-S-09-08

Page B-2: Notes on costs attributable to Nutrient Removal Technology (NRT):

1. Eligibility per DEQ Guidance Memorandum (GM) #06-2012.
2. Eligibility based on increase in solids generation due to NRT operation.
3. Fine screens will replace existing coarse screens to prevent fouling in the new Moving Bed Biofilm Reactors (MBBR). However, placement in the headworks also protects all other downstream processes. For this reason, 50% eligibility represents a negotiated, best professional judgment value.
4. Eligibility per GM #06-2012, at the percentage of the bioreactor dedicated to the anoxic zone. The total anoxic volume for both “small” and “large” aeration basin improvements is 44% (total tank length = 347 feet; 154 feet for anoxic zones).
5. At the time of Modification #1, SOA Package 3 remains to be bid after the “Filters Study” being conducted by Fairfax County and their consultant is completed. Once the scope of work is finalized based on the study findings, DEQ will reassess the grant eligibility of the proposed work to exclude all rehabilitation/replacement items.
6. Eligible percentage per GM #06-2012. Tertiary filtration is 50% eligible when the monthly average total suspended solids limit is between 5.1 and 10 mg/l.
7. Eligibility represents a negotiated, best professional judgment value for effluent reuse (cooling water to COVANTA power generating facility). In addition to nitrogen load reduction, permitted mass load limits for CBOD5, TSS, and phosphorus are also partially addressed through reuse. Use of an eligibility upper limit for multi-purpose units appears in several places in GM #06-2012 and that justification is used in this case, with 75% eligibility given. This figure is adjusted by the amount of reuse water consumed by COVANTA (projected daily flow = 1.53 MGD; 0.213 MGD returned from blow-down = 86% consumed); $75\% \times 86\% = 64.5\%$ overall eligibility. This figure is contingent on securing a service agreement for the projected flows and constant delivery of reuse water.
8. Overall eligible percentage as determined by the total eligible construction cost divided by the total construction cost.

D. Delete Exhibit C, Project Schedule, and substitute in its place the following exhibit:

EXHIBIT C

PROJECT SCHEDULE

Grantee: Fairfax County

Grant: #440-S-09-08

The Grantee has proposed the following schedule of key activities/milestones as a planning tool which may be subject to change. In particular, the Grantee acknowledges that the appropriate approval (Certificate to Construct) must be issued by the Department prior to proceeding with construction. Unless authorized by a grant modification, it is the responsibility of the Grantee to adhere to the anticipated schedule for the project as follows:

Activity	Date
1. Submit Plans and Specifications for AST Methanol System	Complete
2. Commence Construction for AST Methanol System	Complete
3. Submit Plans and Specifications for SOA Package 2	Complete
4. Commence Construction for SOA Package 2	Complete
5. Complete Construction for SOA Package 2	Complete
6. Submit Plans and Specifications for SOA Package 1	Complete
7. Commence Construction for SOA Package 1	Complete
8. Complete Construction for SOA Package 1	October 2012
9. Submit Plans and Specs. for SOA Package 4 (Design/Build)	Complete
10. Commence Construction for SOA Package 4 (Design/Build)	Complete
11. Complete Construction for SOA Package 4 (Design/Build)	Complete
12. Submit Plans and Specifications for SOA Package 5	Complete
13. Commence Construction for SOA Package 5	Complete
14. Complete Construction for SOA Package 5	April 2012
15. Submit Plans and Specifications for SOA Package 3	On or before February 2014
16. Commence Construction for SOA Package 3	On or before August 2014
17. Complete Construction for SOA Package 3	On or before August 2016

E. Delete existing Exhibit D, Schedule 1, and substitute in its place the following:

SCHEDULE 1: VIRGINIA WATER QUALITY IMPROVEMENT FUND
FORM TO ACCOMPANY REQUEST FOR REIMBURSEMENT

REQUISITION # _____
Grantee: Fairfax County
Grant: #440-S-09-08

CERTIFYING SIGNATURE: _____
TITLE: _____

Cost Category	Total Project Cost	Eligible Project Cost	35% WQIF Grant Share (% of Total Project Cost)	Previous Grant Disbursements (cumulative)	Grant Disbursement This Period	Remaining Balance
AST Methanol Facilities (completed)	\$4,296,842	\$4,296,842	\$1,503,895 (35.00%)			
Rehabilitate Existing Tertiary Clarifiers	\$9,595,000	\$287,850	\$100,748 (1.05%)			
State-of-the-Art (SOA) Package 1	\$35,418,627	\$33,923,249	\$11,873,137 (33.52%)			
SOA Package 2	\$ 2,299,000	\$1,011,560	\$354,046 (15.40%)			
SOA Package 3	\$10,168,878	\$4,914,479	\$1,720,068 (16.92%)			
SOA Package 4	\$7,970,000	\$3,506,800	\$1,227,380 (15.40%)			
SOA Package 5	\$15,200,000	\$9,804,000	\$3,431,400 (22.58%)			
SOA Preliminary Engineering	\$772,354	\$502,030	\$175,711 (22.75%)			
SOA Upgrade Project Management	\$1,194,700	\$776,555	\$271,794 (22.75%)			
SOA Upgrade Design/Bid Assistance	\$4,903,600	\$3,187,340	\$3,412,500 (22.75%)			
SOA Design/Build Bridging Services	\$538,200	\$349,830	\$122,441 (22.75%)			
SOA Other Services (O&M Manual, V.E. Study, etc.)	\$2,194,900	\$1,426,685	\$499,340 (22.75%)			
SOA Construction Admin. Services	\$5,500,000	\$3,575,000	\$1,251,250 (22.75%)			
SOA Upgrade Contingency (5% of Construction)	\$4,032,575	\$2,672,397	\$935,339 (22.19%)			
TOTALS:	\$104,084,676	\$70,234,616	\$24,582,116			

Total Grant Amount = \$24,582,116 Prev. Grant Disb. = \$ _____ This Grant Request = \$ _____
Total Grant Disb. to Date = \$ _____ Grant Balance = \$ _____

F. Delete existing Exhibit F, FORMULA FOR CALCULATING MONETARY ASSESSMENT, and substitute in its place the following:

**EXHIBIT F
FORMULA FOR CALCULATING MONETARY ASSESSMENT
FOR EXCEEDANCE OF NUMERICAL NITROGEN CONCENTRATIONS**

Grantee: Fairfax County

Grant: #440-S-09-08

Section 1: Nitrogen Exceedances

$$CN = (TNe/TNr) \times AnPay \times PerGrant$$

where:

CN	=	Assessment for Nitrogen Exceedance.
TNe	=	Exceedance in tenths of a milligram per liter.
TNr	=	Expected nitrogen removal (difference between “pre-nutrient removal” annual average concentration and 3.0 mg/l limitation) in tenths of a milligram per liter.
AnPay	=	Annual Payment on grant; assumes principal payments amortized over 20 years and an interest rate of 5 percent. Using these assumed values leads to a “cost recovery factor” of 0.0802. The “cost recovery factor” times the grant amount yields the Annual Payment amount.
PerGrant	=	Percentage of grant received by year of exceedance.

Values used for Grant #440-S-09-08:

Pre-Nutrient Removal TN Concentration	=	19.0 mg/l
Effluent TN Concentration Limitation	=	3.0 mg/l
Grant Amounts for TN Removal:		
• Original BNR Project	=	\$10,203,288
• This NRT Project	=	<u>\$24,582,116</u>
Total Grant Amount	=	\$34,785,404
Useful Service Life:		
• Original BNR Project	=	13 years remaining
• This NRT Project	=	20 years
• Interest Rate	=	5 percent

Calculated (assumes grant paid 100%):

Expected Removal (TNr)	=	16.0 mg/l
AnPay	=	\$2,503,380
CN	=	\$15,650 (for each 0.1 mg/l TN exceedance)

The contracting parties have caused the Agreement to be modified by the following duly authorized signatures:

GRANTEE

Fairfax County

BY: _____

TITLE: _____

DATE: _____

GRANTOR

Department of Environmental Quality

BY: _____

TITLE: _____

DATE: _____

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ADMINISTRATIVE - 6

Supplemental Appropriation Resolution AS 12117 for the Department of Family Services to Accept Grant Funding from the U.S. Department of Health and Human Services for Early Head Start

ISSUE:

Board approval for the Department of Family Services (DFS) to accept funding from the U.S. Department of Health and Human Services (DHHS) in the amount of \$232,037, including \$16,667 in Local Cash Match to continue providing Early Head Start services to 40 children. This award from the federal government continues funding for Early Head Start services to 40 children which was originally provided through the American Reinvestment and Recovery Act of 2009 (ARRA). The grant period for these funds is from April 1, 2012 through July 31, 2012; however, it is anticipated that this funding will continue to be part of the Early Head Start base award beginning August 1, 2012. The required 20 percent non-federal match of \$53,842 will be met through \$16,667 in Local Cash Match from the Federal-State Grant Fund and \$37,175 from in-kind contributions. The funding will continue to support 2/2.0 SYE existing grant positions established as part of the original ARRA award.

RECOMMENDATION:

The County Executive recommends that the Board approve Supplemental Appropriation Resolution AS 12117 for the Department of Family Services to accept grant funding from DHHS in the amount of \$232,037, including \$16,667 in Local Cash Match, to continue providing Early Head Start services to an additional 40 children that were originally funded through ARRA.

TIMING:

Board approval is requested on May 1, 2012.

BACKGROUND:

Early Head Start is a child and family development program that provides quality early childhood education and comprehensive family support services to income eligible families with children birth to three years of age and expectant parents. The Board of Supervisors is the grantee for Early Head Start and assigns responsibility for operating the program to DFS. DFS directly operates the Greater Mount Vernon Community Head Start programs, through which Early Head Start children are served in either a center-based or family child care model. Fairfax County Public Schools (FCPS) and a private non-profit organization also provide Early Head Start services through contractual delegate relationships with DFS.

Board Agenda Item
May 1, 2012

In 2009, DFS received ARRA grant funds to expand Early Head Start services to an additional 40 children and their families; 24 in family child care homes and 16 in two new classrooms in Fairfax County Public Schools at Dogwood Elementary. When the ARRA project period ended in September 2011, the federal government made the expansion part of Fairfax County's base grant and awarded initial funds of \$348,379, including \$25,000 in Local Cash Match, to continue serving the 40 children and families for six months. That award was processed administratively as per Board policy. The \$232,037 now being requested for approval, including \$16,667 in Local Cash Match, will allow expansion operations to continue for another four months, through the remainder of the base grant award period (July 31, 2012). It is anticipated that a full 12-months of funding for these 40 children and families will be awarded with the rest of the County's annual base grant beginning August 1, 2012, contingent upon the availability of federal funds. There are several FY 2013 federal budget proposals with differing funding scenarios for Head Start and Early Head Start currently under consideration—and DFS staff will continue to monitor the federal budget situation. A total of 252 Early Head Start children, including the 40 children that are part of the expansion, are currently served in Fairfax County by DFS and its delegates.

FISCAL IMPACT:

The Early Head Start grant of \$232,037, including \$16,667 in Local Cash Match, will support services to 40 children and their families. The required 20 percent non-federal match of \$53,842 will be met through \$16,667 in Local Cash Match and \$37,175 from in-kind contributions. This action does not increase the expenditure level of the Federal-State Grant Fund, as funds are held in reserve for unanticipated grant awards in FY 2012 and the Local Cash Match of \$16,667 is available from the FY 2012 Local Cash Match Reserve for unanticipated awards. This grant does not allow the recovery of indirect costs.

CREATION OF NEW POSITIONS:

These funds will continue to support 2/2.0 SYE existing grant positions established as part of the original ARRA award, for a total of 27/27.0 SYE Early Head Start grant positions. The County has no obligation to fund these positions when the grant period ends.

ENCLOSED DOCUMENTS:

Attachment 1 – Early Head Start Notice of Award
Attachment 2 – Supplemental Appropriation Resolution AS 12117

STAFF:

Patricia D. Harrison, Deputy County Executive
Nannette M. Bowler, Director, Department of Family Services
Anne-Marie D. Twohie, Director, Office for Children, Department of Family Services

1.RECIPIENT
Department of Health and Human Services
Administration for Children and Families
Notice of Award (NOA)

ATTACHMENT 1

SAI NUMBER:

PMS DOCUMENT NUMBER:
 03CH027023

1. AWARDING OFFICE: OA/OGM/Region III	2. ASSISTANCE TYPE: Discretionary Grant	3. AWARD NO.: 03CH0270/23	4. AMEND. NO.: 2
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5. TYPE OF AWARD: SERVICE	6. TYPE OF ACTION: Supplement	7. AWARD AUTHORITY: 42 USC 9801 ET SEQ 2012 MAR 6 PM 3 41
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8. BUDGET PERIOD: 08/01/2011 THRU 07/31/2012	9. PROJECT PERIOD: INDEFINITE	10. CAT NO./CFDA: 93.600 ...
---	----------------------------------	---------------------------------

11. RECIPIENT ORGANIZATION: Fairfax County Board of Supervisors Department of Family Services 12011 Government Center Parkway Fairfax VA 22035 Sharon Bulova, Chairman	12. PROJECT / PROGRAM TITLE: Head Start
---	--

13. COUNTY: FAIRFAX COUNTY	14. CONGR. DIST.: 10, 08, 11	15. PRINCIPAL INVESTIGATOR OR PROGRAM DIRECTOR: Jennifer Branch, HS/EHS Director
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16. APPROVED BUDGET:		17. AWARD COMPUTATION:	
Personnel.....	\$ 1,903,514	A. NON-FEDERAL SHARE.....	\$ 1,897,193 20.00 %
Fringe Benefits.....	\$ 719,532	B. FEDERAL SHARE.....	\$ 7,588,772 80.00 %
Travel.....	\$ 5,727	18. FEDERAL SHARE COMPUTATION:	
Equipment.....	\$ 0	A. TOTAL FEDERAL SHARE.....	\$ 7,588,772
Supplies.....	\$ 167,389	B. UNOBLIGATED BALANCE FEDERAL SHARE.....	\$
Contractual.....	\$ 4,685,586	C. FED. SHARE AWARDED THIS BUDGET PERIOD..	\$ 7,588,772
Facilities/Construction...	\$ 0	19. AMOUNT AWARDED THIS ACTION:	
Other.....	\$ 107,024	\$ 215,370	
Direct Costs.....	\$ 7,588,772	20. FEDERAL \$ AWARDED THIS PROJECT PERIOD:	
Indirect Costs.....	\$ 0	\$	
At % of \$		21. AUTHORIZED TREATMENT OF PROGRAM INCOME:	
In Kind Contributions....	\$ 0	ADDITIONAL COSTS	
Total Approved Budget(**)..	\$ 7,588,772	22. APPLICANT EIN:	23. PAYEE EIN:
		1-540787833-A2	1-540787833-A2
		24. OBJECT CLASS: 41.51	

25. FINANCIAL INFORMATION:					DUNS: 074837626	
ORGN	DOCUMENT NO.	APPROPRIATION	CAN NO.	NEW AMT.	UNOBLIG.	NONFED %
OGM	03CH027023	75-2-1536	2012 G031126	\$5,253		
OGM	03CH027023	75-2-1536	2012 G034125	\$210,117		

26. REMARKS: (Continued on separate sheets)

Client Population: 686.
 Number of Delegates: 2.
 Paid by DHHS Payment Management System (PMS), see attached for payment information.
 This award is subject to the requirements of Section 106 (g) of the Trafficking Victims Protection Act of 2000, as amended (22 U.S.C. 7104).
 For the full text of the award term, go to http://www.acf.hhs.gov/grants/award_term.html.
 This grant is subject to the requirements as set forth in 45 CFR Part 87.
 (***) Reflects only federal share of approved budget.

27. SIGNATURE OF GRANTS OFFICER <i>Patricia L. Fisher</i> Patricia L. Fisher	DATE: 3/5/2012	28. SIGNATURE(S) CERTIFYING FUND AVAILABILITY
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29. SIGNATURE AND TITLE - PROGRAM OFFICIAL(S) <i>Linda M. Savage</i> Linda M. Savage, Regional Program Manager	DATE: 3-5-12
--	-----------------

1. RECIPIENT

SAI NUMBER:

**Department of Health and Human Services
Administration for Children and Families
Notice of Award (NOA)**

PMS DOCUMENT NUMBER:
03CH027023

1. AWARDING OFFICE: OA/OCM/Region III		2. ASSISTANCE TYPE: Discretionary Grar	3. AWARD NO.: 03CH0270/23	4. AMEND. NO. 2
5. TYPE OF AWARD: SERVICE	6. TYPE OF ACTION: Supplement		7. AWARD AUTHORITY: 42 USC 9801 ET SEQ.	
8. BUDGET PERIOD: 08/01/2011 THRU 07/31/2012		9. PROJECT PERIOD: THRU		10. CAT NO./CFDA: 93.600
11. RECIPIENT ORGANIZATION: Fairfax County Board of Supervisors, Department of Family Services				

26. REMARKS: (Continued from previous page)

This grant action awards a portion of the Program Account (PA) 4125 and 1126 funds available to your organization in Fiscal Year (FY) 2012 to support continued operations for 40 Early Head Start expansion slots until the start of your FY 2012 budget period.

SUPPLEMENTAL APPROPRIATION RESOLUTION AS 12117

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Government Center at 12000 Government Center Parkway, Fairfax Virginia on May 1, 2012, at which a quorum was present and voting, the following resolution was adopted:

BE IT RESOLVED by the Board of Supervisors of Fairfax County, Virginia, that in addition to appropriations made previously for FY 2012, the following supplemental appropriation is authorized and the Fiscal Planning Resolution is amended accordingly:

Appropriate to:

Fund:	500-C50000, Federal-State Grant Fund (formerly Fund 102, Federal/State Grant Fund)	
Agency:	G6767, Department of Family Services	\$232,037
Grant:	1670032-2012, Early Head Start Program (formerly 67610G)	

Reduce Appropriation to:

Agency:	G8787, Unclassified Admin	\$232,037
Fund:	500-C50000, Federal-State Grant Fund (formerly Fund 102, Federal/State Grant Fund)	

Source of Funds: U.S. Department of Health and Human Services, \$215,370
Local Cash Match, \$16,667

A Copy - Teste:

Catherine A. Chianese
Clerk to the Board of Supervisors

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Board Agenda Item
May 1, 2012

ACTION - 1

Approval of a Standard Project Administration Agreement with the Virginia Department of Transportation to Fund the Route 29 Sidewalk Project (Providence District)

ISSUE:

Board authorization is requested for the County to enter into a construction and funding agreement with the Virginia Department of Transportation (VDOT) for a sidewalk project on Route 29 from Shreve Road to Fairview Park Drive. VDOT is already performing work in this area so, they will construct this sidewalk using funds that the County had appropriated for this sidewalk as stated in the agreement.

RECOMMENDATION:

The County Executive recommends the Board authorize the County to enter into the Standard Project Administration Agreement, in substantial form, to provide funding to VDOT to construct the Route 29 Sidewalk by approving the enclosed resolution (Attachment 2).

TIMING:

Board approval is requested on May 1, 2012, to allow this project to move forward in conjunction with current construction in the area, and to complete this project by summer 2012.

DISCUSSION:

VDOT is currently performing highway construction for the Express (High Occupancy Toll) Lanes on the Capital Beltway. The sidewalk on Route 29, from Fairview Park Drive to Shreve Road, has been previously planned by the County to provide a safe pedestrian connection along Route 29 and improve access to the Jefferson District Park. This project can readily be executed by VDOT at this time. However, VDOT does not have the funds to construct this project. Accordingly, if the project is to go forward, it will have to be funded by the County and administered by VDOT. The funding agreement requires the County to provide \$95,001 to VDOT. This does not include a \$75,000 proffer for this sidewalk that has already been transferred to VDOT. The total project funding will be \$170,001. The funds will be transferred immediately after execution of the agreement, and staff anticipates having this project constructed in the spring/summer of 2012. There is no right of way acquisition required for this project.

Board Agenda Item
May 1, 2012

FISCAL IMPACT:

The total cost of this sidewalk project is \$170,001, of which \$75,000 in proffer funding has been transferred to VDOT. The remaining \$95,001 is currently available in Project 064274 - Route 29 Walkway, Fund 304 - Transportation Improvements for the construction of this project. The bond funds will be transferred to VDOT in a one time transfer with the anticipation for construction to start shortly thereafter. VDOT will return any unspent funds to the county no less than 90 days after all final payments have been made on this project. Since this is a onetime transfer, there will be no reimbursements or invoices sent to the County. The funding sheet in the attached agreement shows the \$95,001 of bond funds that are to be transferred to VDOT, along with the proffer funds already transferred.

ENCLOSED DOCUMENTS:

Attachment 1: Project Agreement for Route 29 Sidewalk with VDOT
Attachment 2: Resolution to Execute Agreement

STAFF:

Robert A. Stalzer, Deputy County Executive
Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Todd Wigglesworth, Acting Chief, Coordination and Funding Division, FCDOT
Ken Kanownik, Transportation Planner, Coordination and Funding Division, FCDOT

VDOT PROJECT ADMINISTRATION AGREEMENT

FAIRFAX COUNTY
PROJECT NUMBER 0495-029-766 UPC 89486

THIS AGREEMENT, made and executed in triplicate on this the ____ day of _____, 2012, between the COMMONWEALTH OF VIRGINIA DEPARTMENT OF TRANSPORTATION, hereinafter referred to as the "DEPARTMENT" and the COUNTY OF FAIRFAX, hereinafter referred to as the "COUNTY."

WITNESSETH

WHEREAS, the COUNTY has expressed its desire to have the DEPARTMENT administer the work as described in Appendix B, and such work for each improvement shown is hereinafter referred to as the Project; and

WHEREAS, the funds as shown in Appendix A have all been allocated by the COUNTY to finance the project; and

WHEREAS, the COUNTY has requested that the DEPARTMENT design and construct this project in accordance with the scope of work described in Appendix B, and the DEPARTMENT has agreed to perform such work; and

WHEREAS, both parties have concurred in the DEPARTMENT's administration of the project identified in this Agreement and its associated Appendices A and B in accordance with applicable federal, state, and local law and regulations; and

WHEREAS, the County's governing body has, by resolution, which is attached hereto, authorized its designee to execute this Agreement; and

WHEREAS, Section 33.1-75.3 of the Code of Virginia authorizes both the DEPARTMENT and the COUNTY to enter into this Agreement;

NOW THEREFORE, in consideration of the promises and mutual covenants and agreements contained herein, the parties hereto agree as follows:

- A. The DEPARTMENT shall:
 - 1. Complete said work as identified in Appendix B, advancing such diligently, and all work shall be completed in accordance with the schedule established by both parties.
 - 2. Perform or have performed, and remit all payments for, all preliminary engineering, right-of-way acquisition, construction, contract administration, and inspection services activities for the project(s) as required.

3. Provide a summary of project expenditures to the COUNTY for charges of actual DEPARTMENT cost.
 4. Notify the COUNTY of additional project expenses resulting from unanticipated circumstances and provide detailed estimates of additional costs associated with those circumstances. The DEPARTMENT will make all efforts to contact the COUNTY prior to performing those activities.
 5. Return any unexpended funds to the COUNTY no later than 90 days after the project(s) have been completed and final expenses have been paid in full.
- B. The COUNTY shall:
1. Provide funds to the DEPARTMENT for Preliminary Engineering (PE) and Right-of-Way (ROW) upon execution of this Agreement and for Construction (CN) no less than 90 days prior to advertisement in the amounts shown in Appendix A
 2. Accept responsibility for any additional project costs resulting from unforeseeable circumstances, but only after concurrence of the COUNTY and modification of this Agreement.
- C. Funding by the COUNTY shall be subject to annual appropriation or other lawful appropriation by the Board of Supervisors.
- D. Should funding be insufficient and county funds be unavailable, both parties will review all available options for moving the project forward, including but not limited to, halting work until additional funds are allocated, revising the project scope to conform to available funds, or cancelling the project.
- E. Should the project be cancelled as a result of the lack of funding by the COUNTY, the COUNTY shall be responsible for any costs, claims and liabilities associated with the early termination of any construction contract(s) issued pursuant to this agreement.
- F. This Agreement may be terminated by either party upon 60 days advance written notice. Eligible expenses incurred through the date of termination shall be reimbursed to the DEPARTMENT subject to the limitations established in this Agreement.

THIS AGREEMENT, when properly executed, shall be binding upon both parties, their successors and assigns.

THIS AGREEMENT may be modified in writing upon mutual agreement of both parties.

IN WITNESS WHEREOF, each party hereto has caused this Agreement to be executed as of the day, month, and year first herein written.

COUNTY OF _____, VIRGINIA:

_____	_____
	Date
_____	_____
Typed or Printed Name of Signatory	Date
_____	_____
Signature of Witness	Date

COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION:

_____	_____
Commissioner of Highways Commonwealth of Virginia Department of Transportation	Date
_____	_____
Signature of Witness	Date

Appendix A

Project Number: (UPC 89486)

Locality: Fairfax County

Project Identification and Funding	
Scope:	Extend eastbound sidewalk from Route 29 and Shreve Road to the intersection of Fairview Park Dr.
From:	Shreve Road
To:	Fairview Park Drive
Locality Project Manager Contact Info: William (Bill) Harrell, Fairfax County DOT Transportation Planner, (703) 877-5767 Department Project Coordinator Contact Info: Larry O. Cloyd, Sr. Program Manager, (571) 483-2584	

Project Costs			
Phase	Estimated Project Costs	Funding Advanced to VDOT	Funds Retained by Locality
Preliminary Engineering	\$0	\$0	\$0
Right-of-Way & Utilities	\$0	\$0	\$0
Construction	\$170,001.00	\$0	\$0
Total Estimated Cost	\$170,001.00	\$0	\$0

Project Financing				
A	B	C	D	E
Proffer Funds	Bond Funds	<fund source C>	<fund source D>	Aggregate Allocations (A+B+C+D)
75,000.00	95,001.00			170,001.00

Payment Schedule		
FY2012	FY20__	Total
\$170,001.00		\$170,001.00

This attachment is certified and made an official attachment to this document by the parties of this agreement

Authorized Locality Official and date

Typed or printed name of person signing

Residency Administrator/PE Manager/District Construction Engineer
Recommendation and date

Typed or printed name of person signing

Appendix B

Project Number: (UPC 89486)

Locality: Fairfax County

Project Scope	
Work Description:	See Detailed Scope of Services below
From:	Shreve Road
To:	Fairview Park Drive
Locality Project Manager Contact Info: William (Bill) Harrell, Fairfax County DOT Transportation Planner, (703) 877-5767 Department Project Coordinator Contact Info: Larry O. Cloyed, Sr. Program Manager, (571) 483-2584	

Detailed Scope of Services
<p>VDOT will construct a sidewalk along Route 29 from Shreve Road to Fairview Park Drive. The sidewalk will be 530 Linear Feet as described in the cost estimate. The width of the sidewalk will be 5' with a 4" aggregate base. A 7' wide clearing will be provided for the construction of the sidewalk and to ensure the sidewalk will not be obstructed after construction. Other items in the construction include 250' of guardrail (type GR-2), 40' curb and gutter (type CG-6), proper maintenance of traffic, and sediment and erosion control. Fairfax County acknowledges the potential for additional contingency fees for additional oversight, unforeseen utilities, or other project-related costs and will be responsible for any and all reasonable additional costs.</p>

This attachment is certified and made an official attachment to this document by the parties of this agreement

 Authorized Locality Official and date

 Typed or printed name of person signing

 Residency Administrator/PE Manager/District Construction Engineer
 Recommendation and date

 Typed or printed name of person signing

Fairfax County Board of Supervisors Resolution

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium in the Fairfax County Government Center of Fairfax, Virginia, on Tuesday, May 1, 2012, at which meeting a quorum was present and voting, the following resolution was adopted.

AGREEMENT EXECUTION RESOLUTION

WHEREAS, in accordance with Virginia Department of Transportation project agreement procedures, it is necessary that a resolution be received from the local government authorizing execution of an agreement.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Fairfax County, Virginia, authorizes County staff to execute on behalf of the County of Fairfax a Project Administration Agreement with the Virginia Department of Transportation to construct a sidewalk along Route 29 from Shreve Road to Fairview Park Drive for the County of Fairfax.

Adopted this ____ day of _____, 2012, Fairfax, Virginia

ATTEST _____
Catherine A. Chianese
Clerk to the Board of Supervisors

Board Agenda Item
May 1, 2012

ACTION - 2

Approval of the Proposed Consolidated Plan One-Year Action Plan for FY 2013 and Approval to Amend the FY 2012 Consolidated Plan One-Year Action Plan to Incorporate Funding and Activities Under the Second Allocation of FY 2012 Emergency Shelter Grants/Emergency Solutions Grants Funding

ISSUE:

Final action by the Fairfax County Board of Supervisors on the Proposed Consolidated Plan One-Year Action Plan for FY 2013 as issued by the Consolidated Community Funding Advisory Committee (CCFAC) and on amending the Consolidated Plan One-Year Action Plan for FY 2012 to incorporate funding and activities under the second allocation of FY 2012 Emergency Shelter Grants/Emergency Solutions Grants (ESG) funding.

RECOMMENDATION:

The County Executive recommends that the Board: (1) adopt the Proposed Consolidated Plan One-Year Action Plan for FY 2013 as issued by the CCFAC with funding allocations outlined below; (2) authorize signature of the Consolidated Plan Certifications and Federal funding application forms (SF-424s) required by HUD by May 15, 2012; 3) adopt the proposed amendment to the Consolidated Plan One-Year Action Plan for FY 2012 to incorporate funding and activities under the second allocation of FY 2012 ESG funding; and 4) authorize signature of the Consolidated Plan Certifications and the SF-424 for the ESG funding required by HUD by May 15, 2012.

TIMING:

Board action is requested on May 1, 2012 in order to maintain the schedule for the Consolidated Plan process, which is included as Appendix C in the revised Proposed Consolidated Plan One-Year Action Plan for FY 2013, and to ensure timely submission of the Plan and the ESG amendment to HUD.

BACKGROUND:

The revised Proposed Consolidated Plan One-Year Action Plan for FY 2013 (One-Year Action Plan for FY 2013) has been issued by the CCFAC for approval by the Board of Supervisors. The One-Year Action Plan for FY 2013 contains the proposed uses of funding for programs to be implemented in the third year of the Five-Year Consolidated Plan for FY 2011-2015. An annual action plan is required by the U.S. Department of

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Housing and Urban Development (HUD) for the four federal programs: Community Development Block Grant (CDBG), HOME Investment Partnerships Program (HOME), Emergency Solutions Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA). In addition, the document describes the Continuum of Care for homeless services and programs in the Fairfax community, and the Consolidated Community Funding Pool (CCFP). The One-Year Action Plan for FY 2013 will include the first year of the two-year FY 2013-2014 funding cycle for the CCFP. The CCFP was established by the Board and provides funding for community-based programs by nonprofit organizations through a competitive solicitation process.

The One-Year Action Plan for FY 2013 also includes the public and private resources available for housing and community development activities, and the CCFP funding priorities adopted by the Board. In accordance with federal requirements, the One-Year Action Plan for FY 2013 contains several certifications, including those related to maintaining a drug-free workplace, affirmatively furthering fair housing, prohibition of excessive force, and lobbying requirements, which will be signed by the County Executive following Board approval of the Plan.

Federal regulations issued by HUD governing the Consolidated Plan require jurisdictions to complete an analysis of impediments to fair housing choice. In 2010-2011, Fairfax County updated the Fair Housing Analysis of Impediments Five-Year Fair Housing Planning Document (2011-2015) (Local Plan) and conducted a new Analysis of Impediments (AI). In July 2011, the Fairfax County Board of Supervisors directed staff to utilize the revised Local Plan to address impediments to fair housing choice within Fairfax County. The Fairfax County Office of Human Rights and Equity Programs is the agency responsible for implementation and oversight of fair housing activities initiated by Fairfax County. The One-Year Action Plan for FY 2013 includes follow-up activities to be conducted to address impediments to fair housing.

The funding levels for CDBG, HOME, and ESG incorporated in the One-Year Action Plan for FY 2013 are based on formal notification from HUD of actual grant levels. Funding for the HOPWA program is estimated at the FY 2011 expenditure level. Total entitlement funding anticipated of \$6,727,115 has been recommended in this item: for CDBG (\$4,414,224), HOME (\$1,405,283), ESG (\$469,222), and HOPWA (\$438,386). In addition, the reallocation of prior year funds totaling \$1,226,902 has also been recommended, as well as the use of program income, anticipated to be approximately \$300,000 for CDBG in FY 2013.

The Proposed One-Year Action Plan for FY 2013 was made available and circulated for review and comment by citizens, service providers and other interested parties during the formal public comment period which ended with a public hearing at the Board of Supervisors on March 20, 2012. Following the public hearing and the public comment

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period, the CCFAC considered all comments received on the Proposed One-Year Action Plan for FY 2013 and forwards its recommendation to the Board in this Item for final action on May 1, 2012.

The proposed use of funds identified in the revised One-Year Action Plan for FY 2013 is summarized below. A description for each activity is provided in the attached One-Year Action Plan for FY 2013.

<u>CDBG Funds</u>	<u>FY 2013 Grant</u>	<u>Reallocated Prior Year Funds</u>	<u>Total</u>
Payments on Section 108 Loans	\$1,123,357		\$ 1,123,357
Home Repair for the Elderly Program	\$ 199,608	\$ 75,392	\$ 275,000
<i>Prior Year Home Repair for the Elderly Program</i>		(\$ 75,392)	
Relocation Program	\$ 132,360	\$ 198,640	\$ 331,000
<i>Prior Year Relocation Program</i>		(\$ 198,640)	
Homeownership Program	\$ 98,308	\$ 301,692	\$ 400,000
<i>Prior Year Homeownership Program</i>		(\$ 301,692)	
Fair Housing		\$ 41,366	\$ 41,366
<i>Prior Year Fair Housing</i>		(\$ 41,366)	
Planning (Programs and Compliance)	\$ 361,856		\$ 361,856
General Administration	\$ 479,623		\$ 479,623
Affordable Housing Fund (Consolidated Community Funding Pool (CCFP))	\$ 913,026	\$ 200,420	\$ 1,113,446
<i>Planning</i>		(\$ 200,420)	
Targeted Public Services - CCFP (@maximum 15% of CDBG grant)	\$ 662,133		\$ 662,133
Senior/Disabled/Homeless Housing	\$ 84,917	\$ 73,596	\$ 158,513
<i>Planning</i>		(\$ 73,596)	
Rehabilitation and/or Acquisition of FCRHA Properties	<u>\$ 359,036</u>		<u>\$ 359,036</u>
Total Allocations and Reallocations	\$4,414,224	+ \$ 891,106 =	\$ 5,305,330

<u>HOME Funds</u>	<u>FY 2013 Grant</u>	<u>Reallocated Prior Year Funds</u>	<u>Total</u>
Tenant Based Rental Assistance (TBRA) Homeless Prevention, Partnership for Permanent Housing, Non-elderly and Elderly Disabled	\$ 613,816		\$ 613,816
CHDO Set-Aside	\$ 210,805		\$ 210,805
HOME Administration	\$ 140,528	\$ 88,107	\$ 228,635
<i>Prior Year HOME Administration</i>		(\$ 88,107)	
Planning (Programs and Compliance)		\$ 37,934	\$ 37,934
<i>Prior Year HOME Administration (Planning)</i>		(\$ 37,934)	
Fair Housing		\$ 58,268	\$ 58,268

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<i>Prior Year Fair Housing</i>		(\$ 58,268)	
Rehabilitation and/or Acquisition of FCRHA Properties	\$ 440,134		\$ 440,134
Homeownership Program		\$ 10,000	\$ 10,000
<i>HOME Administration</i>		(\$ 10,000)	
Senior/Disabled/Homeless Housing		\$ 141,487	\$ 141,487
<i>Prior Year Senior/Disabled/Homeless Housing</i>		(\$ 141,487)	
Total Allocations and Reallocations	\$1,405,283	+ \$ 335,796	= \$ 1,741,079

Based on program income during part of FY 2012, \$300,000 in CDBG program income is estimated for FY 2013. The \$300,000 estimated in CDBG program income is recommended for Senior/Disabled/Homeless Housing.

Emergency Solutions Grant (ESG) **\$ 469,222**

The Emergency Solutions Grant program is an entitlement program replacing the old Emergency Shelter Grant under the federal HEARTH Act that was signed into law in May 2009. Full implementation of the new ESG program will begin in FY 2013. Under HEARTH, there is much greater emphasis on using funding to prevent homelessness and to rapidly re-house persons and families who do become homeless. The law requires that a minimum of 40 percent of the funding be used for prevention activities, and HUD has implemented this requirement by capping the amount that can be used for shelter operations at no more than 60 percent or the amount expended in FY 2010. In prior years, this funding has provided a revenue offset for county funding that supports shelter operations.

In light of the new federal emphasis, and consistent with the goals of the Fairfax-Falls Church Plan to Prevent and End Homelessness, in FY 2013 the full allocation of Emergency Solutions Grant funds is proposed to be used to support prevention and rapid re-housing activities through the housing relocation and stabilization services that are provided by community case managers contracted through several nonprofit organizations.

A total of \$140,767 in federal ESG funds is budgeted for rapid re-housing services for people who are homeless. This amount includes a total of \$19,707 for housing relocation and stabilization services in the form of financial assistance and \$121,060 for ESG tenant-based rental assistance.

A total of \$328,455 of federal HUD ESG funds is budgeted for homelessness prevention services. This amount includes a total of \$45,984 for housing relocation and stabilization services in the form of financial assistance and \$282,471 for ESG tenant-based rental assistance.

Housing Opportunities for Persons with AIDS (HOPWA) **\$ 438,386**

Under federal regulations for the Consolidated Plan, the District of Columbia receives funds through the HOPWA Program for the entire eligible metropolitan statistical area (EMSA). The funds are sub-allocated to Northern Virginia jurisdictions through the Northern Virginia Regional Commission and administered locally by Northern Virginia Family Service. These funds provide rental assistance and short-term rent, mortgage, and/or utility payments for households with persons who are living with AIDS.

Consolidated Community Funding Pool (CCFP)

This is the fourteenth year that the CCFP has been included in the Consolidated Plan One-Year Action Plan. Beginning with FY 2000, the former Community Funding Pool and the CDBG Affordable Housing funds and Targeted Public Services funds were merged into a single Consolidated Community Funding Pool. The CCFP consolidates the solicitation and award processes by establishing a single application process with a common set of funding priorities and proposal evaluation criteria for programs of community-based nonprofit organizations.

The funding available through the CCFP is allocated bi-annually through a competitive Request for Proposals process. The County Executive appoints a Selection Advisory Committee of citizens to review and rank applications received and make funding recommendations to the Board, which makes the final project funding awards. The One-Year Action Plan for FY 2013 will cover the first year of projects for the two-year funding cycle.

The following are estimated amounts that will be available for the CCFP for FY 2013:

*CDBG Affordable Housing Funds	\$ 1,113,446
*CDBG Targeted Public Services Funds	\$ 662,133
**Federal and State Community Services and Block Grant (CSBG) Funds	\$ 390,157
**County General Funds	<u>\$ 9,029,064</u>
Total Proposed CCFP Funding:	\$11,194,800

*CDBG Affordable Housing Funds and CDBG Targeted Public Services Funds totaling \$1,775,579 estimated to be available for the CCFP are a part of the total \$4,414,224 in FY 2013 CDBG funds incorporated in the One-Year Action Plan for FY 2013. Approximately \$200,000 of the \$1,775,579 are prior year CDBG funds to be reallocated to CDBG Affordable Housing Funds.

**These amounts are based on the FY 2012 County budget plus an increase of \$448,534 and will be revised subject to the final federal entitlement amounts for the CSBG program and the appropriation of local General Funds by the Board for FY 2013.

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Funding allocations under the *Proposed Consolidated Plan One-Year Action Plan for FY 2013* have been reviewed by the Fairfax County Redevelopment and Housing Authority (FCRHA) and the CCFAC-FCRHA Working Advisory Group (WAG). The WAG is a group established to strengthen coordination between the FCRHA and the CCFAC in the proposed use of funds and was composed of seven members: three appointed by the FCRHA Chairman, three appointed by the CCFAC Chairman, and one who serves on both the FCRHA and the CCFAC. Recommendations from the WAG were forwarded to the CCFAC and the FCRHA. The final recommendations contained in the *Proposed Consolidated Plan One-Year Action Plan for FY 2013* are consistent with the WAG, the FCRHA and the CCFAC recommendations.

The funding levels reflect deep cuts in federal funding - an 18.5 percent cut in CDBG funds from the FY 2012 funding level and a 41 percent cut in HOME funds from the FY 2012 levels. The ESG program did receive a 14.6 percent increase from the FY 2012 level and the HOPWA amount is estimated at the FY 2011 expenditure level.

The WAG approached the cuts with the intent of minimizing their impact to the greatest extent possible by recommending the one-time reallocation of older, unused funds. In many cases, projects which did not go forward or came in under budget allowed some funding from prior years to be re-allocated to current projects with a higher and current priority.

The WAG notes that while it is important for the FCRHA and the Board of Supervisors to utilize prior year balances, using such balances to cover substantial federal funding reductions as a practice is unsustainable. In the *Proposed Consolidated Plan One-Year Action Plan for FY 2013*, reallocated prior year balances total \$1,226,902. The WAG recommends that the Board consider funding the gap for federal reductions in future fiscal years, beginning in FY 2014, to the greatest extent possible. Alternatively, benefits provided by the funds in the county would have to be reduced.

Further, for FY 2013, the reduction in the CDBG federal allocation necessitates a reduction in Targeted Public Services which is statutorily capped at 15 percent of the CDBG grant amount. Targeted Public Services funds are made available to non-profits through the Consolidated Community Funding Pool. Because of the 15 percent cap, funds could not be reprogrammed for much needed public service activities from the CCFP such as emergency food programs and youth support services. The WAG recommended that the Board consider restoring the FY 2012 funding level.

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Proposed Amendment to the FY 2012 Consolidated Plan One-Year Action Plan to Incorporate Funding and Activities Under the Second Allocation of FY 2012 Emergency Shelter Grants/Emergency Solutions Grants Funding

The One-Year Action Plan for FY 2012 was approved on April 26, 2011 by the Board of Supervisors. The proposed amendment to the Consolidated Plan One-Year Action Plan for FY 2012 incorporates funding in the amount of \$147,290 and activities under the second allocation of the FY 2012 Emergency Shelter Grants/Emergency Solutions Grants (ESG) Program. It is anticipated that the spending of this allocation will begin when approval is obtained from HUD and be fully expended by the end of September 2012.

Consistent with the goals of the Fairfax-Falls Church Plan to Prevent and End Homelessness, this second allocation must be used for new components authorized under the HEARTH Act, and is planned to be used for prevention and rapid re-housing activities as follows:

- Approximately \$103,103 (70%) will be allocated for Prevention Services; and
- Approximately \$ 44,187 (30%) will be allocated for Rapid Re-Housing Services.

Of the total of \$103,103 of ESG funds budgeted for homelessness prevention services, a total of \$14,434 will be utilized for housing relocation and stabilization services in the form of financial assistance and \$88,669 for ESG tenant-based rental assistance. A total of \$44,187 in ESG funds is budgeted for rapid re-housing services for people who are homeless. This amount includes a total of \$6,186 for housing relocation and stabilization services in the form of financial assistance and \$38,001 for ESG tenant-based rental assistance.

In order to access the funds from HUD, the county must submit the amendment to the Consolidated Plan One-Year Action Plan for FY 2012 to HUD no later than May 15, 2012. Attachment 1 is the ESG substantial amendment.

Fairfax County followed the citizen participation process for substantial amendments identified in the county's Citizen Participation Plan for the Consolidated Plan. Due to the nature of this amendment, the county did not include the amendment in its quarterly budget review process, but rather has addressed it outside of that process. The Citizen Participation Plan called for the public advertisement of this amendment for at least 30 days prior to consideration of the amendment by the Board of Supervisors to allow time for public comment. The amendment was publicly advertised on March 23, 2012 and the formal public comment period ended on April 23, 2012. The county considered all comments received on the proposed amendment and is forwarding its recommendation to the Board for final action.

Board Agenda Item
May 1, 2012

FISCAL IMPACT:

Total entitlement funding anticipated of \$6,727,115 has been recommended in this item: for CDBG - Fund 142 (\$4,414,224), HOME – Fund 145 (\$1,405,283), ESG (\$469,222), and HOPWA (\$438,386). In addition, the reallocation of prior year funds totaling \$1,226,902 has also been recommended, as well as the use of program income, anticipated to be approximately \$300,000 for CDBG in FY 2013.

Funding for the HOPWA Program is estimated and actual funding will depend on the final allocation made available to Northern Virginia jurisdictions through the Northern Virginia Regional Commission and the District of Columbia, recipient of the funds. The CSBG and County General Funds for the CCFP are based on the FY 2012 County budget plus an increase of \$448,534 and will be revised subject to the final federal entitlement amounts for the CSBG program and the appropriation of local General Funds by the Board for FY 2013.

ESG funding from HUD's second ESG allocation for FY 2012 in the amount of \$147,290 has also been recommended in this item.

ENCLOSED DOCUMENTS:

The Proposed One-Year Action Plan for FY 2013 is available on line at <http://www.fairfaxcounty.gov/rha> and was previously distributed to the Board at the time of the public hearing.

Attachment 1: Proposed Amendment to Fairfax County Consolidated Plan Annual Action Plan for Fiscal Year (FY) 2012 to Incorporate Funding and Activities Under the Second Allocation of FY 2012 Emergency Shelter Grants/Emergency Solutions Grants Funding

STAFF:

Patricia D. Harrison, Deputy County Executive

Paula C. Sampson, Director, HCD

John Payne, Deputy Director, Real Estate and Development, HCD

Aseem K. Nigam, Director, Real Estate Finance and Grants Management Division, HCD

Robert C. Fields, Interim Associate Director, Grants Management, HCD

Stephen E. Knippler, Senior Program Manager, Grants Management, HCD

**PROPOSED
AMENDMENT TO FAIRFAX COUNTY CONSOLIDATED
PLAN ANNUAL ACTION PLAN FOR FISCAL YEAR (FY)
2012 TO INCORPORATE FUNDING AND ACTIVITIES
UNDER THE SECOND ALLOCATION OF FY 2012
EMERGENCY SHELTER GRANTS/EMERGENCY
SOLUTIONS GRANTS FUNDING**

MARCH 23, 2012

Application for Federal Assistance SF-424		Version 02
*1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	*2. Type of Application <input type="checkbox"/> New <input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Revision	* If Revision, select appropriate letter(s) A. Increase Award *Other (Specify) _____
3. Date Received:		4. Applicant Identifier:
5a. Federal Entity Identifier:		*5b. Federal Award Identifier:
State Use Only:		
6. Date Received by State:		7. State Application Identifier:
8. APPLICANT INFORMATION:		
*a. Legal Name: Fairfax County, Virginia		
*b. Employer/Taxpayer Identification Number (EIN/TIN): 54-0787833		*c. Organizational DUNS: 074837626
d. Address:		
*Street 1:	<u>3700 Pender Drive</u>	
Street 2:	_____	
*City:	<u>Fairfax</u>	
County:	<u>Fairfax</u>	
*State:	<u>Virginia</u>	
Province:	_____	
*Country:	<u>USA</u>	
*Zip / Postal Code	<u>22030</u>	
e. Organizational Unit:		
Department Name: Department of Housing & Community Development		Division Name: Real Estate Finance & Grants Management
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: <u>Mr.</u>	*First Name: <u>Robert</u>	
Middle Name: _____		
*Last Name: <u>Fields</u>		
Suffix: _____		
Title: <u>Interim Associate Director, Grants Management</u>		
Organizational Affiliation:		
*Telephone Number: 703-246-5277		Fax Number: 703-246-5115
*Email: <u>robert.fields@fairfaxcounty.gov</u>		

Application for Federal Assistance SF-424

Version 02

***9. Type of Applicant 1: Select Applicant Type:**

B.County Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

*Other (Specify)

***10 Name of Federal Agency:**

Department of Housing and Urban Development

11. Catalog of Federal Domestic Assistance Number:

14-231

CFDA Title:

Emergency Solutions Grants Program

***12 Funding Opportunity Number:**

Not Applicable

*Title:

Not Applicable

13. Competition Identification Number:

Not Applicable

Title:

Not Applicable

14. Areas Affected by Project (Cities, Counties, States, etc.):

Fairfax County, Fairfax City, Towns of Clifton, Herndon, & Vienna

***15. Descriptive Title of Applicant's Project:**

Emergency Solutions Grant

Application for Federal Assistance SF-424		Version 02
16. Congressional Districts Of:		
*a. Applicant: 8, 10, 11	*b. Program/Project: 8,10,11	
17. Proposed Project:		
*a. Start Date: 06/01/12	*b. End Date: 09/30/12	
18. Estimated Funding (\$):		
*a. Federal	147,290	
*b. Applicant	0.00	
*c. State	0.00	
*d. Local	147,290	
*e. Other	0.00	
*f. Program Income	294,580	
*g. TOTAL		
*19. Is Application Subject to Review By State Under Executive Order 12372 Process?		
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on _____ <input type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review. <input type="checkbox"/> c. Program is not covered by E. O. 12372		
*20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.)		
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U. S. Code, Title 218, Section 1001) <input checked="" type="checkbox"/> ** I AGREE ** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions		
Authorized Representative:		
Prefix: _____	*First Name: _____	
Middle Name: _____		
*Last Name: _____		
Suffix: _____		
*Title: County Executive		
*Telephone Number: 703-324-2531	Fax Number: 703-324-3956	
* Email:		
*Signature of Authorized Representative:	*Date Signed:	

Application for Federal Assistance SF-424

Version 02

***Applicant Federal Debt Delinquency Explanation**

The following should contain an explanation if the Applicant organization is delinquent of any Federal Debt.

[Empty text area for explanation]

**EMERGENCY SOLUTIONS GRANT (ESG)
FY 2012 AMENDMENT**

Proposed by the Fairfax County Office to Prevent and End Homelessness
Thursday, March 22, 2012

1) Standard Form 424

Standard Form 424 precedes these pages.

2) Follow consultation requirements at 24 CFR 91.100(d) and description of CoC consultation

The Fairfax County Office to Prevent and End Homelessness consulted with other public and private agencies that provide assisted housing, health services, and social and fair housing services during the preparation of the following Emergency Solutions Grant (ESG) amendment as required by 24 CFR 91.100(d).

The Office to Prevent and End Homelessness (OPEH) facilitates a monthly meeting of public and private housing and service providers, called the "Interagency Workgroup on HOST Services", which consists of representatives from the following public and private agencies: Fairfax County's Department of Housing and Community Development, Department of Family Services, Community Services Board, Department of Health, and Department of Administration for Human Services, as well as staff from non-profit community-based organizations providing housing and homeless services in the local community. These organizations work together to develop performance standards for, and evaluate the outcomes of, projects and activities assisted by ESG funds.

3) Citizen participation plan and process

Fairfax County is following the citizen participation process for substantial amendments identified in the county's Citizen Participation Plan for the Consolidated Plan. Due to the nature of this amendment, the county did not include this in its quarterly budget review process, but rather has addressed it outside of that process.

The Citizen Participation Plan calls for the public advertisement of this amendment for at least 30 days prior to consideration of the amendment by the Board of Supervisors to allow time for public comment. The notice is being published in The Washington Times on March 23, 2012 and copies of the amendment are available for review online at <http://www.fairfaxcounty.gov/rha>, at <http://www.fairfaxcounty.gov/homeless> and at the Citizen Information Desk located on the lobby level of the Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, Virginia 22035. Copies may be obtained at the Fairfax County Department of Housing and Community Development, 3700 Pender Drive, Suite 300, Fairfax, Virginia 22030 or 8350 Richmond Highway, Suite 527, Alexandria, Virginia, 22309. All of the above mentioned locations are accessible to persons with disabilities.

The public is instructed that to obtain additional information or to write comments, citizens should please contact the Fairfax County Department of Housing and Community Development, Attention: Stephen Knippler, Senior Program Manager, 3700 Pender Drive, Fairfax, Virginia 22030-6039 (Telephone: 703-246-5170, e-mail: stephen.knippler@fairfaxcounty.gov, TTY: 703-385-3578). Written comments should be received at the above Pender Drive building address or e-mail address by 12 Noon,

**EMERGENCY SOLUTIONS GRANT (ESG)
FY 2012 AMENDMENT**

April 23, 2012. At its regular meeting on May 1, 2012, the Board of Supervisors will take action on the proposed Plan amendment and use of ESG funds.

Public comments will be summarized along with a summary of comments not accepted and the reasons for not accepting them after the public comment period has concluded.

4) Matching dollars for second allocation of HUD FY 2011 ESG funds

The second allocation of HUD FY 2011 ESG funds for the Fairfax County CoC is \$147,290. The full amount of the second allocation will go to financial assistance and rental assistance.

A total of \$44,187 is budgeted to be spent on Rapid Re-Housing activities, with \$6,186 budgeted for Housing Relocation and Stabilization Services as Financial Assistance and \$38,001 on ESG tenant-based Rental Assistance. A total of \$103,103 is budgeted to be spent on Homelessness Prevention activities with \$14,434 budgeted for Housing Relocation and Stabilization Services as Financial Assistance and \$88,669 on ESG tenant-based Rental Assistance.

Expenditures will be matched on a dollar-to-dollar basis with expenditures from local funds appropriated to support homelessness prevention and rapid re-housing activities. The funds will be matched dollar-to-dollar to each activity type, as noted in the attached table 3C, to provide Housing Relocation and Stabilization Services in the form of financial assistance, as well as ESG tenant-based Rental Assistance.

5) Funded activity details

The Five-Year and One-Year Consolidated Plan documents identify the homeless population and the 10-Year Plan goal of ending homelessness as high priorities. Specific priorities to be addressed to end homelessness in 10 years include bolstering existing resources, including providing housing opportunities funded with re-targeted and additional federal resources, and using local resources, if appropriated, to fund nonprofit rental subsidy programs, short-term emergency assistance, and nonprofit housing acquisitions. The local Short-Term assistance program provides this emergency assistance, but the demand for these prevention and rapid re-housing resources exceeds the capacity of the available funding. The use of Emergency Solutions Grant funds to enhance these services will significantly increase the ability to meet the needs of extremely low-income households in order to prevent them from becoming homeless or to rapidly re-house individuals and families who do enter the homeless services system.

Rapid Re-Housing

A total of \$44,187 HUD ESG FY 11 funds is budgeted for rapid re-housing services for people who are homeless. This amount includes a total of \$6,186 for housing relocation and stabilization services in the form of financial assistance and \$38,001 for ESG tenant-based rental assistance. It is anticipated that the spending of the second allocation of HUD FY 2011 ESG funds will begin when approval is obtained from the Department of Housing and Urban Development (HUD) and be fully expended by the end of September 2012.

The standard objective of the ESG-funded rapid re-housing programs is the provision of decent housing with the desired outcome to ensure availability and accessibility of housing. To this end, ESG-funded

**EMERGENCY SOLUTIONS GRANT (ESG)
FY 2012 AMENDMENT**

rapid re-housing programs in the Fairfax County CoC are expected to help a total of 14 homeless households, consisting of 37 people, move quickly into permanent housing and achieve stability. This assistance will be provided to program participants who meet the criteria under paragraph (1) of the "homeless" definition in 24 CFR 576.2 or meet the criteria under paragraph (4) of the "homeless" definition and live in an emergency shelter or other place described in paragraph (1) of the "homeless" definition.

It is anticipated that 75% of those households served by ESG-funded rapid rehousing services will exit to permanent destination, which includes units rented by the client with or without subsidy and living situations with friends or family that are expected to be of permanent tenure.

Activity	Total Budgeted for Activity	Number of Persons in Households Served by ESG-funded Programs	Households Served by ESG-funded Programs	Pct. Exiting to Permanent Destinations
Rapid Re-housing (Total)	\$44,187	37	14	75%
<i>Housing Relocation and Stabilization Services</i>	\$6,186	14	5	
<i>ESG tenant-based Rental Assistance</i>	\$38,001	33	12	

Homelessness Prevention

A total of \$103,103 of Federal HUD ESG FY 2011 funds are budgeted for homelessness prevention services. This amount includes a total of \$14,434 for housing relocation and stabilization services in the form of financial assistance and \$88,669 for ESG tenant-based rental assistance. It is anticipated that the spending of the second allocation of FY 2011 ESG funds will begin when approval is obtained from the Department of Housing and Urban Development (HUD) and be fully expended by the end of September 2012.

The standard objective of the ESG-funded homelessness prevention programs is the provision of decent housing with the desired outcome to sustain housing for families and individuals. To this end, ESG-funded homelessness prevention programs in the Fairfax County CoC are expected to help a total of 33 households, consisting of 86 people, remain in permanent housing options. This assistance will be provided to households that fit the "at-risk" category definitions, or "homeless" categories under paragraph two (2) or three (3) under 24 CFR 576.2 are referred to "Community Case Managers". The Community Case Manager conducts a more thorough assessment to document the determination of ESG eligibility.

It is anticipated that 75% of those households served by ESG-funded homelessness prevention services will remain in permanent housing options, which includes units rented by the client with or without subsidy and living situations with friends or family that are expected to be of permanent tenure.

**EMERGENCY SOLUTIONS GRANT (ESG)
FY 2012 AMENDMENT**

Activity	Total Budgeted for Activity	Number of Persons in Households Served by ESG-funded Programs	Households Served by ESG-funded Programs	Pct. Remaining in Permanent Housing After Receiving Services
Homelessness Prevention (Total)	\$103,103	86	33	75%
<i>Housing Relocation and Stabilization Services</i>	\$14,434	32	12	
<i>ESG tenant-based Rental Assistance</i>	\$88,669	76	29	

6) Reasons for funding the proposed activities at the amounts specified

Data from the utilization of HPRP and the local Short-Term Assistance program were reviewed. With HPRP, nearly 90 percent of the expenditures were for prevention, and in the Short-Term Assistance program nearly 70 percent is for prevention. This is consistent with the policy shift to promote rapid re-housing as a high priority. This proportion is continued in the proposed use of ESG funds.

The proposed use of ESG funds will contribute to the national goal to prevent and end homelessness for families, youth, and children in 10 years through Objective 3 in the federal plan: **Provide affordable housing to people experiencing or most at risk of homelessness.** Specifically, the proposed use will support rental housing subsidies through federal, state, local, and private resources to individuals and families experiencing or most at risk of homelessness.

Homeless individuals and families in the Northern Virginia area face common barriers to housing, such as disabilities, low income, poor credit and lack of transportation. The unique rental market in Northern Virginia sets an especially high housing barrier in terms of housing affordability for homeless individuals and families. Rental costs are very high. The fair market rent for a one-bedroom apartment in the community is \$1,328 per month and for a two-bedroom apartment is \$1,506 per month. To afford this, a household would need to earn over \$5,000 per month, and single parent working full-time would have to earn nearly \$29 per hour. Yet the annual median income for Fairfax County is over \$100,000 for a family of four so competition for apartments is high and vacancies are low.

7) Detailed Budget

A detailed budget is attached in the form of Table 3.

8) Written Standards for providing the proposed ESG assistance

All ESG funds from the second allocation of FY 2011 will be used for Housing Relocation and Stabilization Financial Assistance and ESG tenant-based Rental Assistance and implemented under oversight of the "Interagency Workgroup", which ensures the coordination and integration of these ESG-funded programs with other homeless assistance programs. Service providers will utilize consistent client eligibility requirements for financial and rental assistance.

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Homelessness Prevention

Client households in need of homelessness prevention services contact "Coordinated Services Planning" (CSP), a centralized coordinated information and referral hotline for Fairfax County. CSP social workers conduct a brief assessment to determine if households reporting to live in unstable housing situations fit ESG "homeless" or "at-risk" categories. Households that fit the "at-risk" category definitions or "homeless" categories under paragraph two (2) or three (3) under 24 CFR 576.2 are referred to "Community Case Managers". The Community Case Manager conducts a more thorough assessment to document the determination of ESG eligibility.

All households receiving ESG funded financial and rental assistance for homelessness prevention 1) must have an income below 30 percent of the median family income for the area, as determined by HUD, and 2) must not have sufficient resources or support networks immediately available to prevent them from moving to an emergency shelter or another place described in paragraph 1 of the "homeless" definition in 24 CFR 576.2.

Community Case Managers create a rental assistance agreement with the client household focused on preventing the household from becoming homeless. In most cases the household will remain in the same housing unit in which they began receiving services but in some cases the household will be assisted in finding more affordable housing options, therefore diverting them from ever entering shelter. The receipt of rental assistance is limited to twelve (12) months, excluding arrearages, which are capped at 3 months' worth.

Rental assistance is tiered by length of time and level of assistance:

- Tier 1 – during the first three months of participation households are eligible for a maximum of 100% of rental costs based on income and approved budget, not to exceed current Fair Market Rent. For households whose income does not support the housing they are living in, a plan for diversion to a more affordable unit must be put in place during the first 3 months of participation.
- Tier 2 – during the second three months of participation, households are eligible for a maximum of 75% of rent, as long as total rent does not exceed 40% of total household income, based on approved budget
- Tier 3 – during the third three months of participation, households are eligible for a maximum of 50% of rent, as long as total rent does not exceed 40% of total household income, based on approved budget
- Tier 4 – during the final three months of participation, households are eligible for a maximum of 25% of rent, as long as total rent does not exceed 40% of total household income based on approved budget

Client households receiving ongoing rental assistance, not in a one-time payment, must be recertified for eligibility at least once every three months; financial assistance is terminated immediately if a household is determined to be ineligible at the time of recertification.

Limits on financial assistance for rental application fees, security deposits, last month's rent, utility deposits, moving costs, and storage are all based on regulations documented in 24 CFR 576.105.

**EMERGENCY SOLUTIONS GRANT (ESG)
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Rapid Re-Housing

Intake Coordinators and Case Managers at emergency shelters conduct ESG eligibility screening of client households for rapid re-housing services and document eligibility determination through forms that are consistent across the CoC. All households receiving ESG-funded financial and rental assistance for rapid re-housing must have an income below 30 percent of the median family income for the area, as determined by HUD, and meet the "homeless" definitions or categories as described in paragraph 1 or 4 of the "homeless" definition in 24 CFR 576.2.

Policies and procedures for the payment of ESG tenant-based rental assistance and financial assistance is the same as those listed under Homelessness Prevention services above.

9) Process for making sub-awards

All of the ESG funds are being used for financial assistance and ESG tenant-based rental assistance and are not supporting any staffing costs for Housing Relocation and Stabilization Services. However, there are currently locally-funded contracts for homelessness prevention and rapid re-housing services in the form of staffing (Community Case Managers and Housing Locators), as well as financial assistance. Sub-awards will be allocated in support of existing homelessness prevention and rapid re-housing services and be added via amendments to these existing contracts.

10) Plan to consult with homeless or formerly homeless individuals in considering and making policies and decisions regarding any ESG-funded facilities, services, or other assistance in accordance with section 576.405(b) of the regulations

The Office to Prevent and End Homelessness (OPEH) is currently in the process of recruiting and selecting members for a Consumer Advisory Council (CAC) for the Fairfax-Falls Church Community Partnership to Prevent and End Homelessness (PPEH). The first formal meeting of the CAC is expected to occur in the Spring of 2012. The CAC will consist of a diverse mix of 11 members, who are either currently or formerly homeless, and come from a variety of backgrounds in terms of household composition, race, ethnicity, ages and experience. The CAC is designed to provide policy recommendations to the Governing Board of the PPEH on various homelessness prevention and rapid re-housing activities funded by ESG.

11) Performance standards for evaluating ESG activities

ESG-funded service providers will be evaluated by consistent performance standards developed in consultation with the CoC. The primary performance standards against which service providers will be measured is their ability to shorten the length of time individuals and families spend in homelessness. The Fairfax-Falls Church Community's Ten-Year Plan to Prevent and End Homelessness sets the reduction of the average length of time in homelessness as one of the primary goals.

The CoC is also in the process of developing an additional standard to measure service providers on their ability to reduce housing barriers and increase self-sufficiency. An adapted version of the Arizona Self-Sufficiency Matrix has begun to implement as service providers are trained on how to properly implement the Matrix and record client households' progress. Finally, as a third performance standard, the CoC is now measuring service providers' ability to move people to housing stability. This measure is tracked via the Homeless Management Information System (HMIS) in terms of recidivism, or the rate at

**EMERGENCY SOLUTIONS GRANT (ESG)
FY 2012 AMENDMENT**

which people moving to permanent destinations return to homelessness in twenty-four (24) months. In FY 2011 the CoC was able to report for the first time that of those who entered homelessness during that year, one hundred and eighteen (118) people were placed into permanent housing within the previous twenty four (24) months. The CoC is now refining this measure to determine a rate of return, or percentage, as well as assessing more fully how it can limit the number of people returning to homelessness after exiting to a permanent destination.

12) New ESG certifications in accordance with 24 CFR 91.225(c)

The new ESG certification documents are attached to the back of this document.

13) Written standards to use part of the second allocation of HUD FY 11 funds for emergency shelter and street outreach activities

(Not applicable) The Fairfax CoC has decided to use the full amount of the second allocation of ESG HUD FY 11 funds for ESG tenant-based rental assistance and financial assistance.

14) Requirements for recipients who plan to use the risk factor under paragraph (1)(iii)(G) of the "At Risk of Homelessness" definition

The Fairfax County CoC has not established at this time any specific type of housing that has characteristics association with instability and increased risk of homelessness. Therefore no others types of housing, outside of what is already established in the ESG regulations for the "at-risk" population, will be considered.

15) Optional changes to the County's FY 12 Annual Action Plan

(Not applicable) The Fairfax CoC does not at this time need to make any changes to the County's FY 2012 Annual Action plan in regards to the implementation of a centralized, coordinated assessment system or monitoring procedures for compliance.

FY 2012 Detailed Budget Table 3

First Allocation		\$261,849.00		FY 2012 Emergency Shelter Grants/Emergency Solutions Grants Program Allocations	
Second Allocation		\$147,290.00			
Grant Amount		\$409,139.00			
Total Administration		\$30,685.43			
		First Allocation		Second Allocation	Total Fiscal Year 2011
Eligible Activities		Activity Amount	Reprogrammed Amount	Activity Amount	Activity Amount
Emergency Shelter Grants Program	Homeless Assistance	\$261,849.00	\$0.00		\$261,849.00
	<i>Rehab/Conversion</i>	\$0.00	\$0.00		\$0.00
	<i>Operations</i>	\$261,849.00	\$0.00		\$261,849.00
	<i>Essential Services</i>	\$0.00	\$0.00		\$0.00
	Homelessness Prevention	\$0.00	\$0.00		\$0.00
	Administration	\$0.00	\$0.00		\$0.00
	Emergency Shelter Grants Subtotal	\$261,849.00	\$0.00		\$261,849.00
Emergency Solutions Grants Program	Emergency Shelter**			\$0.00	\$0.00
	<i>Renovation**</i>			\$0.00	\$0.00
	<i>Operation**</i>			\$0.00	\$0.00
	<i>Essential Service**</i>			\$0.00	\$0.00
	<i>URA Assistance**</i>			\$0.00	\$0.00
	Street Outreach - Essential Services**			\$0.00	\$0.00
	HMIS		\$0.00	\$0.00	\$0.00
	Rapid Re-housing		\$0.00	\$44,187.00	\$44,187.00
	<i>Housing Relocation and Stabilization Services</i>		\$0.00	\$6,186.18	\$6,186.18
	<i>Tenant-Based Rental Assistance</i>		\$0.00	\$38,000.82	\$38,000.82
	<i>Project-Based Rental Assistance</i>		\$0.00	\$0.00	\$0.00
	Homelessness Prevention		\$0.00	\$103,103.00	\$103,103.00
	<i>Housing Relocation and Stabilization Services</i>		\$0.00	\$14,434.42	\$14,434.42
	<i>Tenant-Based Rental Assistance</i>		\$0.00	\$88,668.58	\$88,669.00
	<i>Project-Based Rental Assistance</i>		\$0.00	\$0.00	\$0.00
	Administration			\$0.00	\$0.00
		Emergency Solutions Grants Subtotal		\$0.00	\$147,290.00
				Total Grant Amount:	\$409,139.00

**Allowable only if the amount obligated for homeless assistance activities using funds from the first allocation is less than the expenditure limit for emergency shelter and street outreach activities (see Section III.B. of this Notice).

ESG Certifications

The Emergency Solutions Grants Program Recipient certifies that:

Major rehabilitation/conversion – If an emergency shelter's rehabilitation costs exceed 75 percent of the value of the building before rehabilitation, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed rehabilitation. If the cost to convert a building into an emergency shelter exceeds 75 percent of the value of the building after conversion, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed conversion. In all other cases where ESG funds are used for renovation, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 3 years after the date the building is first occupied by a homeless individual or family after the completed renovation.

Essential Services and Operating Costs – In the case of assistance involving shelter operations or essential services related to street outreach or emergency shelter, the jurisdiction will provide services or shelter to homeless individuals and families for the period during which the ESG assistance is provided, without regard to a particular site or structure, so long the jurisdiction serves the same type of persons (e.g., families with children, unaccompanied youth, disabled individuals, or victims of domestic violence) or persons in the same geographic area.

Renovation – Any renovation carried out with ESG assistance shall be sufficient to ensure that the building involved is safe and sanitary.

Supportive Services – The jurisdiction will assist homeless individuals in obtaining permanent housing, appropriate supportive services (including medical and mental health treatment, victim services, counseling, supervision, and other services essential for achieving independent living), and other Federal State, local, and private assistance available for such individuals.

Matching Funds – The jurisdiction will obtain matching amounts required under 24 CFR 576.201.

Confidentiality – The jurisdiction has established and is implementing procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted under the ESG program, including protection against the release of the address or location of any family violence shelter project, except with the written authorization of the person responsible for the operation of that shelter.

Homeless Persons Involvement – To the maximum extent practicable, the jurisdiction will involve, through employment, volunteer services, or otherwise, homeless individuals and families in constructing, renovating, maintaining, and operating facilities assisted under the ESG program, in providing services assisted under the ESG program, and in providing services for occupants of facilities assisted under the program.

Consolidated Plan – All activities the jurisdiction undertakes with assistance under ESG are consistent with the jurisdiction's consolidated plan.

Discharge Policy – The jurisdiction will establish and implement, to the maximum extent practicable and where appropriate policies and protocols for the discharge of persons from

publicly funded institutions or systems of care (such as health care facilities, mental health facilities, foster care or other youth facilities, or correction programs and institutions) in order to prevent this discharge from immediately resulting in homelessness for these persons.

Signature/Authorized Official

Date

Title

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ACTION - 3

Board Action on Consolidated Community Funding Pool Recommendations for Fiscal Years 2013 and 2014

ISSUE:

Board action on award of funds to community-based nonprofit organizations for proposals through the Consolidated Community Funding Pool (CCFP) for the period July 1, 2012 - June 30, 2014.

RECOMMENDATION:

- (1) The County Executive recommends that the Board approve the contract list and associated award of CCFP funds as recommended below in Table A by the Selection Advisory Committee for Fiscal Year 2013.
- (2) The County Executive recommends that, in accordance with the CCFP multi-year contract award process, the Board accept the committee's recommendations for FY 2014 funding, contingent upon the availability of future federal and state funding as part of the FY 2014 budget process.
- (3) Consistent with Board adopted policy as stated in the Board Agenda Item of April 22, 2002, the County Executive recommends that the Board approve the recommendation of the SAC for the reallocation of new federal, state, or local funds, and any lapsing project funds that may be necessary during the course of this and future funding cycles.

**TABLE A
 PROPOSAL RECOMMENDATIONS – FY 2013 AND 2014
 CONSOLIDATED COMMUNITY FUNDING POOL**

Ref #	Bid #	Organization	Program Name	FY 2012 Current Award	FY 2013 Recommended Funding	FY 2014 Recommended Funding
100	99	Brain Foundation, The	Laura's House	\$300,000	\$200,000.00	\$200,000.00
101	28	Reston Interfaith Housing Corporation	RIHC Affordable Housing Acquisition Program	\$155,469	\$481,000.00	\$481,000.00
102	10	Good Shepherd Housing & Family Services, Inc.	Mt. Vernon Village VI	\$0	\$310,000.00	\$270,000.00
103	127	United Community Ministries	Basic Needs	\$100,000	\$125,000.00	\$125,000.00
104	95	ECHO, Inc.	Emergency Needs Assistance	\$50,000	\$50,000.00	\$50,000.00

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Ref #	Bid #	Organization	Program Name	FY 2012 Current Award	FY 2013 Recommended Funding	FY 2014 Recommended Funding
105	120	Northern Virginia Family Service (NVFS)	Multicultural Human Services	\$369,722	\$369,000.00	\$369,000.00
106	56	GRACE Ministries of the UMC	Integrated Immigrant Services Program	\$54,000	\$57,700.00	\$57,700.00
107	31	Reston Interfaith, Inc.	RI Affordable Housing Administration	\$157,020	\$180,000.00	\$190,000.00
108	12	Our Daily Bread	Family Assistance	\$100,000	\$120,000.00	\$129,000.00
109	60	Computer CORE	Jobs Skills Training-Computer Literacy & Educational Pathways	\$32,000	\$32,000.00	\$32,000.00
110	19	Alzheimer's Family Day	Wraparound Family Caregiver Support Program	\$75,000	\$80,000.00	\$82,000.00
111	29	Reston Interfaith, Inc.	Emergency & Self-Sufficiency Services Program	\$177,000	\$177,000.00	\$177,000.00
112	88	Volunteers of America Chesapeake	Bailey's Supportive Housing Program	\$0	\$15,000.00	\$15,000.00
113	2	ServiceSource, Inc.	Laurie Mitchell Employment Center- TEC 2000	\$72,000	\$72,000.00	\$72,000.00
114	97	Rebuilding Together Arlington/Fairfax/Falls Church	Volunteer Home Repair Program	\$0	\$50,000.00	\$60,000.00
115	129	United Community Ministries	Bryant Early Learning Center (BEL)	\$85,217	\$90,000.00	\$90,000.00
116	135	Alternative House	Assisting Young Mothers	\$39,500	\$39,000.00	\$40,200.00
117	117	Fairfax Court Appointed Special Advocates (CASA), Inc.	Advocating in Court for the Best Interests of Children in Crisis due to Abuse & Neglect	\$203,000	\$203,000.00	\$210,000.00
118	48	Women's Center, The	Reduced/No-Charge Mental Health	\$0	\$35,000.00	\$35,000.00
119	69	OAR of Fairfax County, Inc.	Challenge to Change	\$640,000	\$674,000.00	\$674,000.00
120	34	Western Fairfax Christian Ministries	Client Services	\$105,000	\$120,000.00	\$125,000.00
121	52	Community Havens, Inc.	Housing for CSB Jail Diversion Program	\$0	\$120,446.00	\$120,446.00
122	11	Good Shepherd Housing & Family Services, Inc.	Emergency Services-Keeping Families at Home	\$61,241	\$56,900.00	\$57,400.00
123	132	Alternative House	Annandale Safe Youth Project	\$52,000	\$50,400.00	\$51,900.00

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Ref #	Bid #	Organization	Program Name	FY 2012 Current Award	FY 2013 Recommended Funding	FY 2014 Recommended Funding
124	131	Alternative House	Culmore Safe Youth Project	\$50,000	\$57,000.00	\$59,000.00
125	58	Herndon-Reston FISH, Inc.	Family Assistance Prevention/Crisis Intervention	\$93,800	\$112,000.00	\$116,000.00
126	74	Northern Virginia Dental Clinic, Inc.	Northern Virginia Dental Clinic	\$98,000	\$98,000.00	\$98,000.00
127	72	Shepherd Center of Fairfax-Burke	Project Independence: Helping Fairfax-Burke Seniors Age in Place	\$31,000	\$31,000.00	\$31,000.00
128	38	Food for Others	Food for Others/Fairfax	\$145,000	\$130,000.00	\$135,000.00
129	98	Falls Church-McLean Children's Center	Successful Start	\$50,000	\$50,000.00	\$50,000.00
130	140	Shelter House, Inc.	Artemis House	\$0	\$54,000.00	\$54,000.00
131	43	Infant Toddler Family Day	Family Child Care Educator Training & Workforce Development	\$70,000	\$72,000.00	\$73,000.00
132	133	Alternative House	Culmore Youth Outreach Program	\$85,000	\$79,600.00	\$82,000.00
133	20	Legal Services of No. Va.	Legal Aid- Housing & Employment	\$158,000	\$158,000.00	\$158,000.00
134	22	Legal Services of No. Va.	Legal-Aid Families & Consumers	\$438,558	\$438,500.00	\$438,500.00
135	7	Literacy Council of No. Va.	Adult Basic Literacy/ESOL Tutoring & Classroom Programs	\$82,000	\$91,400.00	\$95,800.00
136	21	Legal Services of No. Va.	Legal Aid - Access to Justice Route 1	\$99,907	\$100,000.00	\$100,000.00
137	23	Legal Services of No. Va.	Legal Aid-Immigrant Law Project	\$56,000	\$56,000.00	\$56,000.00
138	71	Catholics for Housing	Virginia Ely Senior Rental Assistance	\$157,500	\$162,000.00	\$162,000.00
139	85	Friends of Guest House	Residential, Aftercare, & Outreach Programs	\$31,272	\$33,000.00	\$35,000.00
140	111	Bethany House of No. Va.	Family Assistance Program	\$133,500	\$133,000.00	\$133,000.00
141	14	Koinonia Foundation, Inc.	Emergency Relief Services	\$25,000	\$26,250.00	\$26,250.00
142	30	Reston Interfaith, Inc.	Herndon Enrichment Program	\$24,742	\$24,200.00	\$24,200.00
143	68	Goodwill of Greater Washington	Career Navigation-Fairfax	\$0	\$50,000.00	\$50,000.00

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Ref #	Bid #	Organization	Program Name	FY 2012 Current Award	FY 2013 Recommended Funding	FY 2014 Recommended Funding
144	105	Family Preservation & Strengthening Services	Family Stabilization & Self-Sufficiency	\$85,000	\$85,000.00	\$85,000.00
145	100	Tahirih Justice Center	Protecting Vulnerable Immigrant Women & Girls fleeing Gender-Based Violence	\$48,142	\$48,000.00	\$48,000.00
146	144	Big Brother Big Sister of the NCA	Hermanos y Hermanas Mayores Latino Outreach Initiative	\$150,000	\$110,000.00	\$113,300.00
147	113	Alliance for the Physically Disabled, The	APD Housing Administration	\$50,000	\$50,000.00	\$50,000.00
148	119	Northern Virginia Family Service (NVFS)	Violence Prevention & Intervention Program	\$0	\$200,000.00	\$200,000.00
149	41	Annandale Christian Community for Action (ACCA)	Basic Needs: Emergency Financial Assistance & Furniture	\$65,000	\$68,000.00	\$72,000.00
150	6	PRS, Inc.	Project HOPE	\$65,000	\$65,000.00	\$65,000.00
151	9	Good Shepherd Housing & Family Services, Inc.	Homes for the Working Poor, Elderly, & Disabled	\$289,245	\$283,900.00	\$291,200.00
152	126	United Community Ministries	Forward Steps: A Youth Development Program	\$0	\$50,000.00	\$75,000.00
153	24	Lorton Community Action Center	Self Sufficiency	\$46,195	\$46,200.00	\$46,200.00
154	61	Just Neighbors Ministry	Immigration Legal Services	\$69,000	\$73,000.00	\$74,000.00
155	103	Boat People SOS	Asian Youth Empowerment	\$55,000	\$57,000.00	\$57,000.00
156	107	Community Preservation & Dev. Corp.	Island Walk After School Support Program (IWP)	\$86,239	\$84,000.00	\$84,000.00
157	134	Alternative House	Homeless Youth Initiative	\$0	\$121,000.00	\$121,000.00
158	59	Fairfax Law Foundation	Northern Virginia Pro Bono Law Center	\$60,000	\$52,400.00	\$52,400.00
159	130	New Hope Housing, Inc.	Stable Long-Term Housing for Chronically Homeless Adults	\$71,250	\$71,000.00	\$71,000.00
160	128	United Community Ministries	Workforce Development Center	\$289,918	\$290,000.00	\$290,000.00
161	114	AYUDA	Children's Program	\$0	\$108,000.00	\$111,000.00

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Ref #	Bid #	Organization	Program Name	FY 2012 Current Award	FY 2013 Recommended Funding	FY 2014 Recommended Funding
162	91	Northern Virginia Community College Educational Foundation	Adult Career Pathways	\$95,000	\$98,000.00	\$98,000.00
163	93	Lamb Center, The	Case Management	\$0	\$50,000.00	\$50,000.00
164	123	Northern Virginia Family Service (NVFS)	Training Futures	\$130,000	\$130,000.00	\$130,000.00
165	73	Brain Injury Services	Assistive Technology Program: Supporting Fairfax County Residents With a Brain injury	\$0	\$77,000.00	\$77,000.00
166	32	Reston Interfaith, Inc.	Cedar Ridge Community Center	\$63,000	\$63,000.00	\$63,000.00
167	81	Legal Aid Justice Center	Legal Assistance for Immigrants-Employment	\$100,000	\$100,000.00	\$100,000.00
168	109	Pathway Homes, Inc.	Pathways to Self-Sufficiency	\$125,000	\$125,000.00	\$125,000.00
169	121	Northern Virginia Family Service (NVFS)	Fairfax Accessible Medication Program	\$37,509	\$37,000.00	\$37,000.00
170	15	Northern Virginia AIDS Ministry	HIV/AIDS Prevention Education for Youth	\$47,390	\$47,390.00	\$47,390.00
171	108	Jeanie Schmidt Free Clinic	Screen, Treat, Educate, Program (STEP)	\$104,145	\$100,000.00	\$100,000.00
172	110	Pathway Homes, Inc.	Pathways Long Term Supportive Services	\$125,000	\$70,000.00	\$70,000.00
173	138	Wesley Housing Dev. Corp.	Building for the Future	\$65,000	\$65,000.00	\$65,000.00
174	62	ACE Foundation	Education for Independence	\$65,000	\$65,000.00	\$65,000.00
175	33	Beth El House, Inc.	Beth El House	\$30,000	\$28,500.00	\$30,000.00
176	25	Lorton Community Action Center	Crisis Intervention	\$57,000	\$57,000.00	\$57,000.00
177	63	Vietnamese Resettlement Association	Self-sufficiency through Health, Housing & Social Services	\$59,398	\$60,000.00	\$60,000.00
178	139	Shelter House, Inc.	Community Case Management Program	\$0	\$55,000.00	\$55,000.00
179	87	SkillSource Group, Inc.	SkillSource - Sheriff Employment Center	\$74,000	\$60,000.00	\$60,000.00
180	39	James Mott Community Assistance Program	Services for Crisis Intervention & Self Sufficiency Program	\$181,203	\$181,200.00	\$181,200.00

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Ref #	Bid #	Organization	Program Name	FY 2012 Current Award	FY 2013 Recommended Funding	FY 2014 Recommended Funding
181	42	SCAN of No. Va.	Padres Unidos & Parent Cafes	\$0	\$17,000.00	\$17,000.00
182	84	Hispanic Committee of Va.	Crisis Intervention & Self-Sufficiency	\$350,000	\$327,000.00	\$334,000.00
183	92	Northern Virginia Community College Educational Foundation	NOVA Restorative Dental Clinic	\$75,000	\$70,000.00	\$70,000.00
184	51	FACETS	Emergency Services/Supportive Housing	\$131,920	\$102,000.00	\$102,000.00
185	78	Brain Injury Services	Seniors Specialist Program; Supporting Fairfax County Residents With a Brain Injury	\$0	\$80,000.00	\$80,000.00
186	49	Business Development Assistance Group, Inc.	Access to Self Sufficiency through Extensive Training and Services (ASSETS)	\$25,000	\$46,000.00	\$47,500.00
187	16	Northern Virginia AIDS Ministry	Medical Transportation Support Services	\$22,562	\$22,600.00	\$22,600.00
188	122	Northern Virginia Family Service (NVFS)	Adult Health Direct Assistance	\$20,000	\$20,000.00	\$20,000.00
189	26	Lorton Community Action Center	Long Term Supportive Services	\$25,000	\$30,000.00	\$30,000.00
190	57	Jewish Community Center of No. Va.	Camp Shalom	\$25,000	\$25,000.00	\$25,000.00
191	101	Korean Community Service Center of Greater Washington	Mental Health Resource Project	\$40,000	\$50,000.00	\$53,000.00
192	116	Lutheran Social Services of the NCA	Refugee Self-Sufficiency Program	\$60,000	\$59,999.00	\$59,999.00
193	94	Housing & Community Service of No. Va.	Case Management/Housing Counseling	\$130,000	\$127,315.00	\$130,000.00
194	79	Christian Relief Services, Inc.	Homes for the Homeless Transition Housing Program	\$117,690	\$106,000.00	\$117,000.00
195	89	Northern Virginia Urban League	Fairfax Resource Mothers	\$325,587	\$203,000.00	\$203,000.00
196	137	Wesley Housing Dev. Corp.	Promising Futures	\$42,000	\$42,000.00	\$42,000.00
197	40	Annandale Christian Community for Action (ACCA)	Nutrition/Hygiene	\$22,400	\$27,700.00	\$29,000.00

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Ref #	Bid #	Organization	Program Name	FY 2012 Current Award	FY 2013 Recommended Funding	FY 2014 Recommended Funding
198	5	Falls Church Community Service Council, Inc.	Emergency Assistance	\$69,000	\$55,200.00	\$55,200.00
199	37	Food & Friends	Home Delivered Food & Nutrition Counseling	\$30,000	\$28,500.00	\$30,000.00
200	65	Homestretch, Inc.	Housing for Homeless Families	\$380,000	\$324,000.00	\$360,000.00
201	1	Childhelp Children's Center of Virginia	Child Abuse Intervention & Treatment	\$0	\$58,000.00	\$58,000.00
202	46	Progreso Hispano	Adult ESL & Citizenship Program	\$0	\$50,000.00	\$50,000.00
203	53	Community Residencies, Inc.	Lifestyles for People with Disabilities	\$49,306	\$42,750.00	\$45,000.00
204	64	Town of Herndon	Bilingual Housing Rehabilitation Specialist	\$89,380	\$85,500.00	\$90,000.00
205	67	Homestretch, Inc.	ADDRESS - Aggressive Dynamic Debt Reduction Elimination & Savings Strategies	\$35,000	\$33,250.00	\$35,000.00
206	80	Helping Children Worldwide	Connections for Hope/HOST Region 3	\$120,000	\$110,000.00	\$112,000.00
207	54	Residential Youth Services, Inc.	Living Independently for Tomorrow (LIFT)	\$60,000	\$57,000.00	\$60,000.00
					\$11,194,800.00	\$11,344,385.00

Fiscal Year 2014 includes \$1,113,446 for capital projects contingent upon the availability of Community Development Block Grant (CDBG) funds. The total budget is contingent upon the Board's decisions regarding funding pool appropriations to be determined in the FY 2014 budget process. Funding of affordable housing capital contracts also are submitted to the Fairfax County Redevelopment and Housing Authority for approval. Affordable Housing Capital projects are subject to the internal policies and procedures of the Department of Housing and Community Development (DHCD), which include review and final approval by DHCD's Loan Underwriting Committee (LUC). The loan terms for these projects will be in compliance with the requirements of the funding source. Any project changes shall be subject to the review and approval of the LUC.

Funds will be allocated to support recommended activities in the order of the Selection Advisory Committee's ranking. Allocations shall be consistent with the intent of the committee (as noted in the minutes and proposal summaries) and with all applicable state and federal requirements. County staff is authorized to adjust approved program budgets as necessary due to changes of circumstances during the course of the two-

year funding cycle.

TIMING:

Board action should be taken on May 1, 2012, as part of the Board deliberations on the FY 2013 Adopted Budget Plan. Contract negotiations will take place between May - June 2012 to finalize program operations and outcomes. Contract award recommendations for the second year will be incorporated into the County's FY 2014 budget process, contingent upon funding availability.

BACKGROUND:

In FY 1997, the Board of Supervisors approved the development and implementation of a competitive funding process to fund services best provided by community-based organizations, formerly funded through a contribution or through a contract with an individual county department.

FY 2000 was the first year that the former Community Funding Pool and the CDBG Affordable Housing and Targeted Public Services funds were merged into a single funding source for community-based nonprofit organizations to competitively bid for program support. The merger consolidated the solicitation and award processes by establishing one set of funding priorities and one application with common proposal review criteria. The specific funding sources merged to form the CCFP are: federal CDBG Targeted Public Services funds, federal CDBG Affordable Housing funds, federal and state Community Services Block Grant (CSBG) funds, and local Fairfax County general funds, totaling \$11,194,800 for FY 2013 awards.

The Consolidated Community Funding Advisory Committee (CCFAC), appointed by the Board to oversee the use of CCFP funds, developed and widely distributed for public comment recommendations for funding priorities and targets for distribution of funds. On July 12, 2011, the Board accepted the recommendations for the FY 2013-FY 2014 funding priorities and targets. Four Priority Areas were agreed upon: 1) Prevention - families and individuals remain independent and have the tools and resources to prevent future or ongoing dependence. Communities increase their ability to support their members in preventing dependence; 2) Crisis Intervention – individuals, families or communities in crisis overcome (generally not more than three months) and quickly move back to independence; 3) Self-Sufficiency – Families, individuals, neighborhoods and communities attain self-sufficiency over a period of three months to three years; 4) Long Term Supportive Service - Individuals who are continuing long-term needs, and who therefore may not become self-sufficient, achieve and/or maintain healthy, safe and independent lives to the maximum extent possible.

A Request for Proposals (RFP) based on the CCFAC recommendations was issued by the county on October 3, 2011. The RFP closed on December 5, 2011. One hundred

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and forty-five applications were received by the deadline, totaling \$19,449,989 in FY 2013 requests (nearly twice the amount of funds available in the FY 2013 Advertised Budget Plan) and \$20,086,722 in FY 2014 requests.

A Fairfax County resident Selection Advisory Committee (SAC) appointed by the County Executive, evaluated and ranked all proposals. The committee was comprised of a diverse group of 16 individuals with varied expertise and interests residing in different areas of the county. The committee conducted its review of the proposals in January and March 2012. These SAC members committed an extraordinary amount of time and effort to the review and evaluation of these proposals and are to be commended for their important contributions to this process. It is estimated that the members contributed over 900 hours in both individual and group review and discussion.

The committee gave serious consideration to the priority areas and targets recommended by the CCFAC and approved by the Board. Based on the evaluation criteria (identified in Attachment 1) and the priority areas developed by the CCFAC for funding, as well as a review of the cost reasonableness to the county, the committee recommends full or partial funding in FY 2013 for 108 proposals totaling \$11,194,800.

Proposal descriptions for the recommended projects are included in Attachment 2. The committee also made recommendations for FY 2014 awards as noted on Table A.

Eighteen of the recommended proposals are new and 90 proposals are recommended for continued funding. A description of the 37 proposals submitted that were not funded are identified in Attachment 3. The SAC placed conditional funding restrictions on organizations needing to submit one or more of the following: 1) the submission of most recent audited financial statements and 990 within 60 days of contract signature; 2) evidence of improved internal controls in place; 3) fundraising plans to increase their revenue base.

Attachment 4 identifies funding by the priority area targets established by the CCFAC.

The CCFAC and the SAC are aware of the current budget constraints and that recommendations for FY 2014 funding are contingent upon Board action at a future date and subject to availability of federal block grant funds.

The Community Action Advisory Board, which oversees the final allocation of Community Services Block Grant funds, will meet on Tuesday, May 1, 2012 to identify FY 2013 and FY 2014 proposals recommended by the SAC that fit within policy requirements for state and federal funding. Based on notification from the Department of Social Services of the Commonwealth of Virginia, an estimated \$517,560 is available for FY 2013.

The CCFAC will meet with members of the SAC to review this year's application and allocation process and to determine opportunities for improvement in subsequent years.

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FISCAL IMPACT:

A total of \$11,194,800 is recommended in this item for award to nonprofit organizations. An amount of \$9,419,221 from the General Fund and CSBG currently is included in the FY 2013 Advertised Budget Plan for Fund 118, Consolidated Community Funding Pool. The Consolidated Plan: One Year Action Plan for FY 2013, to be presented to the Board of Supervisors on May 1, 2012, includes an allocation of \$1,113,446 in CDBG Affordable Housing funds and \$662,133 in CDBG Targeted Public Services funds.

ENCLOSED DOCUMENTS:

Attachment 1: Consolidated Community Funding Pool FY 2013-FY 2014 Proposal Evaluation Criteria

Attachment 2: Consolidated Community Funding Pool FY 2013-FY 2014 Proposal Descriptions

Attachment 3: FY 2013-FY 2014 Consolidated Community Funding Pool Proposals Not Recommended for Contract Award

Attachment 4: Consolidated Community Funding Pool Selection Advisory Committee Recommendations Summary by Funding Priority

STAFF:

Patricia Harrison, Deputy County Executive

Cathy A. Muse, Director, Department of Purchasing & Supply Management

M. Gail Ledford, Director, Department of Administration for Human Services

Paula C. Sampson, Director, Department of Housing & Community Development

Nanette Bowler, Director, Department of Family Services

Christopher Leonard, Director, Department of Neighborhood & Community Services

**CONSOLIDATED COMMUNITY FUNDING POOL
PROPOSAL EVALUATION CRITERIA**

I. Demonstration of Need:

Maximum Points – 15

The proposal describes an identified need and relates it to no more than two CCFP funding priorities.

	CRITERIA	Points Per Element
A	The proposal includes local statistical data that provides evidence that the problem exists, including size and scope of the problem, and clearly describes specific information about the neighborhoods and populations to be served.	0 - 5
B	The proposal justifies the need, the affected population and community to be addressed by the proposed program and how the identified need is not being adequately met for the proposed population, community, and targeted geographic area ¹ to be served.	0 - 5
C	The proposal explains how the identified need relates to the proposal's selected funding priority(ies).	0 - 5

II. Outcomes:

Maximum Points - 25

Proposal clearly identifies and describes one or more measurable program outcomes that are consistent with the identified need and program approach. The proposal demonstrates that each outcome will have a significant impact on the population and/or the community affected by the identified need; and describes how program outcomes contribute to the selected CCFP Priority (ies).

	CRITERIA	Points Per Element
A	The proposal describes how program outcomes contribute to the selected CCFP priority(ies).	0 - 5
B	The proposal identifies and describes how measurable program outcomes will change, reduce, or eliminate the problem described in the Demonstration of Need section; and how each outcome is logically related to the identified need, approach, and activities. The logic model illustrates each outcome.	0 - 5
C	The proposal describes a plan for measurement implementation; identifies the program person(s) responsible for collecting, evaluating and reporting the data; and indicates when and how the outcome measurement will be collected, maintained and reported.	0 - 5
D	The proposal describes when the outcome measurement will be taken and reported to the county (which quarter(s); how the measurement data will be collected, maintained and reported; and what data collection software will be used to store and report the data.	0 - 5
E	The proposed outcomes are clearly linked to the identified problem and are objectively measurable. Refer to Form 3	0 - 5

¹ Targeted geographic area may include: Human Service Regions, specific zip codes, or a specific neighborhood or community defined in the proposal.

**CONSOLIDATED COMMUNITY FUNDING POOL
PROPOSAL EVALUATION CRITERIA**

- III. Approach:** **Maximum Points – 20**
Proposal describes what the program will do; how it will be implemented, operated and administered within a realistic time period; how it will be provided within a cooperative service delivery approach; and how readily targeted clients will be able to access services.

	CRITERIA	Points Per Element
A	Proposal describes program services/strategies that will be used to achieve the goals and objectives; addresses the identified need and population; and describes how the program services will be organized, implemented and completed. The proposal specifies the total number of unduplicated individuals/ households to be served by the program each fiscal year and current data/statistics that addresses the effectiveness of the program are included.	0 – 4
B	Proposal identifies the number of individuals & households each activity will serve and describes how services will contribute to the program outcomes; and identifies potential barriers to access program services and describes how the program will facilitate client access to services.	0 – 4
C	Proposal includes a clear and reasonable work plan and describes what will be conducted and accomplished each year.	0 – 4
D	Proposal describes how the program will change each fiscal year, and includes any changes in services and clients to be served; it includes a realistic timeline that indicates major tasks, assigned responsibility for each task and outlines the completion of each task.	0 – 4
E	Proposal describes how other community resources will be used to maximize service delivery, achieve efficiencies and minimize duplication.	0 - 4

- IV. Organizational Capacity:** **Maximum Points - 20**
The proposal demonstrates the applicants' organizational skills, experience and resources necessary to implement and manage the program. Two or more nonprofit organizations may choose to submit a collaborative proposal.

	CRITERIA	Points Per Element
A	Proposal describes roles and responsibilities of program staff, how they are connected to the program design and explains the organizational structure, agency operations and how the proposed program will be supported by the organization and describes experience and capability of the organization and any contractors that may be used to effectively implement and manage the program.	0 - 4
B	Proposal describes other types of programs and services with which the organization has had success in initiating and maintaining.	0 - 4
C	Proposal describes the work to be performed by professional and nonprofessional volunteers and includes job descriptions for categories of volunteers; and includes the estimated <u>number</u> of professional and non-professional volunteers and anticipated number of hours they will work each year.	0 - 4
D	Proposal describes how clients with disabilities will have access to the service and explains how the organization and services comply with the Americans with Disabilities Act (ADA).	0 - 4

**CONSOLIDATED COMMUNITY FUNDING POOL
PROPOSAL EVALUATION CRITERIA**

VII. Impact on Affordable Housing Stock:**Maximum Points- 15**

Proposed project produces new affordable units² in an area with limited existing affordable housing and there is a documented market for proposed affordable housing project; AND/OR proposed project preserves and/or rehabilitates existing affordable units.

	CRITERIA	Points Per Element
A	Market is demonstrated for the project.	0 - 5
B	Project preserves or adds affordable housing units through acquisition/rehab of existing at risk or market rate units.	0 - 5
C	Project serves a special needs population.	0 - 5

VIII. Project Readiness:**Maximum Points - 10**

Proposal provides evidence that applicant has identified or controls a site and is ready to proceed with development, acquisition and/or rehabilitation.

	CRITERIA	Points Per Element
A	Applicant has site control and preliminary plan of development or site plan approval from local officials.	0 - 5
B	Applicant has zoning approvals, certified architect's plans, specifications, and unit-by-unit work write-up (as appropriate); project is ready to proceed.	0 - 5

IX. Project Financing:**Maximum Points: 10**

Proposal provides evidence that project financing and operating plans, if applicable, is feasible, and financing sources are committed or secured.

	CRITERIA	Points Per Element
A	Documentation provided that identifies total proposed project financing, sources and uses of funds, development budget, as well as pro forma information for rental projects.	0 - 5
B	Operating and financing plans are feasible. Financing, other than county funds, of at least 40% of the total project cost has been committed or secured.	0 - 5

² Only Community-Based Development Organizations as defined by U.S. Department of Housing and Urban Development regulations may undertake new construction projects.

**CONSOLIDATED COMMUNITY FUNDING POOL
Fiscal Years 2013-2014 PROGRAM DESCRIPTIONS**

The descriptions presented below represent the scope of service proposed by the non-profit organizations for the funding level requested. The capacity of services will be adjusted based on actual funds awarded.

REF/ BID/PROGRAM NAME/ORGANIZATION

100 – Bid 99 – Laura’s House

Brain Foundation, The

Regions 1, 2, 3, 4

This project provides for the acquisition of three 4 bedroom townhomes which will be rented at affordable rents to extremely low income individuals with serious and persistent brain diseases.

101 – Bid 28 – RIHC Affordable Housing Acquisition Program

Reston Interfaith Housing Corporation

Regions 3

The agency will acquire and preserve four townhomes in the Reston/Herndon area (2 will be acquired in FY 2013 and 2 more the following fiscal year). The town homes will be upgraded and incorporated into RIHC’s ongoing housing program to provide affordable housing to low income families.

102 – Bid 10 – Mt. Vernon Village VI

Good Shepherd Housing & Family Services, Inc.

Region 1

This project provides for the acquisition of four housing units (2 will be acquired in FY 2013 and 2 more the following fiscal year) to provide affordable rental housing for very low-income households in Region 1.

103– Bid 127 - Basic Needs

United Community Ministries

Region 1

The program will provide emergency food assistance, emergency financial assistance to help families avoid eviction and/or utility disconnection, information and referral services as well as linkages to other community based resources.

104– Bid 95 – Emergency Needs Assistance

ECHO, Inc.

Regions 1, 2, 4

ECHO is an all volunteer run organization that serves the emergency and basic human needs of residents in Springfield and Burke areas. The program provides emergency financial assistance to cover utility bills to avert cut-off of services and rental/mortgage expenses to avoid eviction.

105– Bid 120– Multicultural Human Services

Northern Virginia Family Service (NVFS)

Regions 1, 2, 3, 4

The program provides mental health and social service programs to English-limited immigrant and refugee individuals and families in Fairfax County, for whom existing services are inaccessible due to language and cultural barriers, an overburdened workforce, or fees that are not affordable. Services include the provision of direct assistance, case management, individual, family and group therapy, psychiatric evaluations, medication management and legal immigration services.

106- Bid 56- Integrated Immigrant Services Program

GRACE Ministries of the UMC

Regions 1, 2, 3, 4

The program will provide emergency assistance through distribution of food, clothing and other basic necessities on a monthly basis. In addition, the program will provide job training programs that combine focused ESL instruction and job skills in the areas of personal care aide training, certified nurse's aide and commercial driver's license training for school bus drivers. The goal of the program is to reduce the language barriers so that the immigrant community can improve their employment situation and move toward self-sufficiency.

107- Bid 31- RI Affordable Housing Administration

Reston Interfaith, Inc.

Region 3

This project manages and maintains affordable housing units while integrating comprehensive social services that assist clients in progressing towards self-sufficiency over a 3 month to 3 year period.

108- Bid 12- Family Assistance

Our Daily Bread

Regions 1, 2, 3, 4

The program includes three service components: food assistance, financial assistance and financial literacy to assist low income families who are experiencing financial crises. The food program coordinates with over 30 participating congregations and businesses to collect, bag and deliver weekly food to families in need. Financial assistance is provided for rent and utility assistance, auto repair, and medications; while the financial education program provides one-on-one financial mentoring and personal finance classes.

109- Bid 60- Job Skills Training- Computer Literacy & Educational Pathways

Computer CORE

Regions 1, 2, 3, 4

Computer CORE works to help low-income adults acquire the technological and life skills to enable them to pursue career aspirations. CORE's program includes Microsoft Office, Internet Explorer, and keyboard training for students to meet the standards needed for an administrative position. The program also provides trainees with home computers to improve their skills and increase their accessibility to job opportunities. The trainees have the opportunity to earn 7 college credits for their coursework through Northern Virginia Community College.

110- Bid 19- Wraparound Family Caregiver Support Program

Alzheimer's Family Day

Regions 1, 2, 3, 4

The program provides services for family caregivers of adults with Alzheimer's disease and related dementia. Services include family caregiver support groups and education workshops.

111- Bid 29- Emergency & Self-Sufficiency Services Program

Reston Interfaith, Inc.

Region 3

The program provides emergency services, including food, personal care supplies, short-term wellness support services and referrals for clothing/financial assistance. The program is being expanded to an additional location at the Herndon Neighborhood Resource Center to serve low-income, predominantly immigrant residents by providing a drop-in center for direct assistance with personal, academic, employment and social needs, including ESOL classes.

112- Bid 88- Bailey's Supportive Housing Program

Volunteers of America Chesapeake

Region 2

This project will place 14 chronically homeless individuals with mental illness into permanent housing with access to ongoing case management designed to strengthen their ability to lead an independent, secure life.

113- Bid 2- Laurie Mitchell Employment Center- TEC 2000

ServiceSource, Inc.

Regions 1, 2, 3, 4

ServiceSource, in collaboration with the Laurie Mitchell Employment Center (LMEC), will facilitate the Technical Employment Connections 2000 (TEC 2000) program. The Information Technology Training is designed to assist people with disabilities to become productive and independent members of society. Participants will gain significant basic competencies through the completion of a curriculum with soft skills job preparation training and customized job placement provided to all graduates. The curriculum is developed to not only address entry level deficiencies consistently found among individuals with disabilities within the service delivery system, but also includes employability skills, and administrative skills training needed for successful employment.

114- Bid 97- Volunteer Home Repair Program

Rebuilding Together Arlington/Fairfax/Falls Church

Regions 1, 2, 3, 4

The program organizes teams of community volunteers led by experienced "house captains" to make critical repairs at no cost to low-income homeowners and nonprofit organizations, such as transitional housing providers. The repairs meet critical needs based on a detailed inspection, including: accessibility modifications, correction of health and safety hazards, energy efficiency improvements, and structural repairs.

115- Bid 129- Bryant Early Learning Center (BEL)

United Community Ministries

Region 1

The program provides Early Childhood programming to infants, toddlers and preschoolers between the ages of six weeks and five years. The program focuses on providing a developmentally appropriate environment that fosters children's growth, development and prepares them to transition successfully from Preschool to Kindergarten.

116- Bid 135- Assisting Young Mothers

Alternative House

Regions 1, 2, 3, 4

The program will provide transitional housing services to young women between the ages of 16 and 22 who are pregnant or have small children. Services will include life skills training, educational and employment goal setting, budget counseling and assistance with parenting skills.

117- Bid 117- Advocating in Court for the Best Interests of Children in Crisis due to Abuse & Neglect

Fairfax Court Appointed Special Advocates (CASA), Inc.

Regions 1, 2, 3, 4

Fairfax CASA has proposed to recruit, screen, train and supervise citizen volunteers to serve as Court Appointed Special Advocates for children who are placed under the Courts supervision. The CASA volunteers will conduct independent investigations, monitor each assigned case, write and submit a written report to the juvenile judge hearing the case, provide recommendations to the judge regarding the child's best interest and assist the legal representative for each case.

**118- Bid 48- Reduced/No-Charge Mental Health
Women's Center, The
Regions 2, 3**

The program will provide mental health services, which includes reduced-fee counseling to low income families and individuals in Vienna and Bailey's Crossroads. The program will also provide onsite therapy to individuals and families at local shelters, transitional housing agencies, and other nonprofit serving the targeted population. The goal of the program is to assist clients in psychological crisis with resolving immediate mental health symptoms and regain emotional resilience, thereby enabling them to attain self-sufficiency over a period of three months to three years.

**119- Bid 69- Challenge to Change
OAR of Fairfax County, Inc.
Regions 1, 2, 3, 4**

The program provides the assistance necessary to help ex-offenders and their families to overcome the crises resulting from arrest, incarceration and release. The program also assists ex-offenders and their families to obtain self-sufficiency after the criminal justice system involvement. These goals are achieved by providing: direct assistance, employment services, skills training/educational classes, violence intervention, case management, mentoring and referrals. Services are also designed to address the need for alternatives to incarceration and to reduce the incidence of recidivism among the offender population.

**120- Bid 34- Client Services
Western Fairfax Christian Ministries
Region 4**

The program provides financial assistance to families in Centreville, Chantilly, Clifton, Fairfax Station and the 22033 zip code area of Fairfax. Client support consists of emergency financial assistance up to \$300 annually to help with rent/mortgage payments to keep clients from becoming homeless and for assistance with utility payments to keep services from being disconnected. Counselors will advocate to other community organizations if client needs exceed the resources of WFCM.

**121- Bid 52- Housing for CSB Jail Diversion Program
Community Havens, Inc.
Regions 1, 2, 3, 4**

The program will purchase and renovate (2), two-bedroom condominiums located in Fairfax County, which will be rented to up to 4 persons that are enrolled in the Community Service Board's (CSB) Jail Diversion program. The clients, who face incarceration due to infractions caused by mental health conditions, will be diverted from jail into permanent supportive housing and recovery programs that advance their abilities to manage their illnesses and live independently in the community.

**122- Bid 11- Emergency Services-Keeping Families at Home
Good Shepherd Housing & Family Services, Inc.
Region 1**

In coordination with other service providers, the program will provide emergency financial assistance (rent, utility or security deposits), housing counseling and referrals (food, job centers and other resources) to prevent residents of Human Services Region 1 from becoming homeless.

**123- Bid 132- Annandale Safe Youth Project
Alternative House
Region 2**

The program proposes to provide after-school programming to at-risk youth enrolled in middle school who reside in the Annandale community. Program services will include homework assistance, tutoring, field trips, supervised recreation and community learning projects.

124- Bid 131- Culmore Safe Youth Project

Alternative House

Region 2

The program proposes to provide afterschool programming to youth enrolled in middle school who reside in the Bailey's Crossroads/Culmore community. Services will include homework assistance, tutoring, field trips, supervised recreation and community learning projects.

125- Bid 58- Family Assistance Prevention/Crisis Intervention

Herndon-Reston FISH, Inc.

Region 3

Herndon-Reston FISH proposes to provide emergency financial assistance for rent/mortgage and utilities to individuals who are experiencing a crisis. The program will also provide transportation services to assist elderly and disabled persons to their medical appointments. Additionally, the program will provide holiday food and gift boxes to eligible participants. Financial Literacy workshops will be offered to help participants develop the skills necessary to manage their household budgets.

126- Bid 74- Northern Virginia Dental Clinic

Northern Virginia Dental Clinic, Inc.

Regions 1, 2, 3, 4

The program provides dental services to low income and uninsured adults (200% of federal poverty) that are referred by local nonprofit agencies and local jurisdictions. Each individual referred to the clinic will receive a comprehensive oral examination and an oral cancer screening to establish their current state of oral health. Based on the exams, a detailed treatment plan will be developed for each client. Services may include: restorations, oral surgery, biopsies, periodontics, dentures/crowns, endodontics, cleanings and emergency interventions.

127- Bid 72- Project Independence: Helping Fairfax-Burke Seniors Age in Place

Shepherd Center of Fairfax-Burke

Regions 2, 4

The program provides a variety of services to meet the diverse needs of seniors living independently in the Fairfax-Burke community. Funds will be used to provide seniors aged 50+ with a variety of enrichment and socialization services including: Adventures in Learning, Lunch 'n Life, exercise classes, Friendly Caller/Visitor program and Wednesday at the Movies. Additionally, the program offers free transportation to medical appointments and companion shopping transportation to grocery stores, banks, libraries, barbershop and other appropriate locations.

128- Bid 38- Food for Others/Fairfax

Food for Others

Regions 1, 2, 3, 4

The program provides emergency and supplemental food to low income residents of Fairfax County through three distribution programs. The emergency food/USDA program provides clients referred by county staff and other service providers with food estimated to last several days allowing time for other sources of assistance to be arranged or the crisis to pass. Clients meeting the income eligibility guidelines may return monthly for USDA commodities at the Merrifield warehouse. A second supplementary food program distributes food on weeknights to 13 high-poverty neighborhoods in the county. The third program is the bulk distribution program that provides food to more than 23 community-based organizations. These organizations then deliver food to the elderly, homebound, homeless and others in need.

**129- Bid 98- Successful Start
Falls Church-McLean Children's Center
Regions 2, 3**

The program proposes to provide full day early childhood educational programming to low income families with children between the ages of 2 to 5. Activities include on-site early intervention screening services, educational activities and weekly field trips.

**130- Bid 140- Artemis House
Shelter House, Inc.
Regions 1, 2, 3, 4**

Artemis House is a domestic violence shelter, operated under contract with the county. The shelter serves up to 34 people at any given time in apartments at an undisclosed "safe house" location. The critical elements of the program are the crisis hotline, crisis intervention, crisis shelter, safety planning, immediate basic needs assistance, and comprehensive service planning and case management to help clients cultivate self-sufficiency and prepare for a transition to safe and stable housing.

**131- Bid 43- Family Child Care Educator Training & Workforce Development
Infant Toddler Family Day
Regions 1, 2, 3, 4**

The program proposes to provide training and support services to low-income immigrants which will help them to obtain the skills needed to open a family child care business in their home. Participants will be provided an opportunity to obtain a college Infant Toddler Certificate and/or a Child Development Associate (CDA) certification. The goal of the program is to assist participants in becoming economically self-sufficient.

**132- Bid 133- Culmore Youth Outreach Program
Alternative House
Region 2**

The program provides after-school programming to teens who reside in the Bailey's Crossroads/Culmore community. Services will include homework assistance, supervised recreation, community service learning projects, job training, field trips and visits to college campuses.

**133- Bid 20- Legal Aid- Housing & Employment
Legal Services of Northern Virginia
Regions 1, 2, 3, 4**

The proposal will provide legal service (assistance and representation) to low income families and individuals in the areas of housing and employment law. Specific problems encountered by low-income Fairfax County residents include: evictions, housing code violations and poor living conditions, the potential loss of housing subsidies or public housing rights, housing or employment discrimination, illegal termination of employment, and denial of just compensation for labor.

**134- Bid 22- Legal Aid- Families & Consumers
Legal Services of Northern Virginia
Regions 1, 2, 3, 4**

The proposal will provide legal service (assistance and representation) to low income families and individuals through its five practice areas: (1) Family Law, (2) The Law Center for Children, (3) Consumer Law, (4) Elder Law, and (5) the Public Benefits Unit. The program addresses two problems related to stabilizing family income: practices that deleteriously affect family income including unfair garnishment of wages, unfair debt collection and consumer fraud, and; unfair barriers to the receipt of entitled benefits. The benefits include Medicaid, Medicare, SSD, SSI, food stamps, local hospitalization and access to housing.

135- Bid 7- Adult Basic Literacy/ESOL Tutoring & Classroom Programs

Literacy Council of Northern VA

Regions 1, 2, 3, 4

The program provides beginning level literacy and English language education through four programs: basic adult literacy tutoring helps students who need assistance with reading and writing; ESOL tutoring provides one-on-one English to low income immigrant adults; family learning program provides classroom ESOL instruction to adults and their children; ESOL learning centers provides classroom based beginning level English language and literacy education.

136- Bid 21- Legal Aid- Access to Justice Route 1

Legal Services of Northern Virginia

Regions 1, 2, 3, 4

The proposal addresses the need for legal services in South County. The program will provide legal assistance, advocacy, education and outreach to low-income residents of the Route 1 Corridor (South Fairfax County) who have family, housing, consumer and public benefits related matters.

137- Bid 23- Legal Aid- Immigrant Law Project

Legal Services of Northern Virginia

Regions 1, 2, 3, 4

The program will provide legal information, outreach, legal advice and representation to immigrants in the areas of housing, family and employment. Legal assistance can address housing, family and employment issues that particularly adversely affect immigrants such as: evictions, domestic violence, and unpaid wages. The program will enable low-income immigrants of Fairfax County to meet their basic needs, have access to services, reduce domestic violence, prevent homelessness and empower low-income immigrant residents.

138- Bid 71- Virginia Ely Senior Rental Assistance

Catholics for Housing

Regions 1, 3

The program provides financial assistance to seniors whose incomes do not exceed 30% of the area median income (AMI), which is a disqualifying factor in obtaining residency in Fairfax County owned retirement facilities. The program requires the participants to pay 40% of their income towards their rent and the organization will pay the balance of the monthly rent. By providing rental assistance, the elderly can maintain their independence in a safe and healthy environment because they no longer need to choose between paying for rent and their other basic needs.

139- Bid 85- Residential, Aftercare & Outreach Programs

Friends of Guest House

Regions 1, 2, 3, 4

The program provides community based residential services for female non-violent ex-offenders who are on supervision. The Residential Program provides 3-6 months of transitional housing, individualized case management, mental health and substance abuse counseling, mentoring, job-hunting assistance, vocational/GED/other educational training, life skills training and referral as appropriate to other community resources. Graduates of the residential program will then receive Aftercare services for 6-9 months. The program also includes Community Outreach services which are non-residential and are designed for staff to make contact with women 30 to 60 days prior to their release date to provide focused interventions.

140- Bid 111- Family Assistance Program

Bethany House of Northern VA

Regions 1, 2, 3, 4

The program provides emergency housing and supportive services to women and children who are victims of Domestic Violence. Services include individualized case management, food assistance, clothing assistance, legal assistance, information/referrals and community outreach.

141– Bid 14– Emergency Relief Services

Koinonia Foundation, Inc.

Region 1

The program provides emergency financial assistance, food and clothing to individuals in need of services. Financial assistance will be used to help clients avoid eviction or utility disconnection and will be provided to clients once annually.

142– Bid 30– Herndon Enrichment Program

Reston Interfaith, Inc.

Region 3

This project will provide an evening academic program to 3rd-6th graders in several of the elementary schools located in or near the Town of Herndon and for 7th graders at Herndon Middle School. Students will be referred by their public school classroom as needing additional help in strengthening basic skills of reading, writing, spelling and math. The program will be led by professional teachers and offer individualized learning plans for each student based upon identified academic needs.

143– Bid 68– Career Navigation-Fairfax

Goodwill of Greater Washington

Regions 1, 2

The program is an intensive three-week employment readiness program that helps the unemployed improve their job search and employability skills. Emphasis is focused on customer service skills to develop a general skill set that will appeal to a wide variety of employers. Through a partnership with Northern Virginia Community College, Goodwill recently launched a more specialized track within its Career Navigation program to provide training in Security and Protective Services.

144– Bid 105– Family Stabilization & Self-Sufficiency

Family Preservation & Strengthening Services

Regions 1, 2, 3, 4

The program provides rental assistance and intensive case management services to low-income families to help them to become stabilized and attain self-sufficiency. The participants can enroll in the program for up to a three year period.

145– Bid 100– Protecting Vulnerable Immigrant Women & Girls fleeing Gender-Based Violence

Tahirih Justice Center

Regions 1, 2, 3, 4

The program provides immigration legal services to women and girls living in Fairfax County that are fleeing gender-based violence. This program will assist the clients in obtaining legal documents and provide the clients with legal representation in family law matters such as child custody, spousal support petitions, protective orders and divorce modification or enforcement of said matters.

146– Bid 144– Hermanos y Hermanas Mayores Latino Outreach Initiative

Big Brother Big Sister of the NCA

Regions 1, 2, 3, 4

The program provides mentoring services to Latino youth between the ages of 8-18. The program staff will recruit and train volunteer mentors and match them with at-risk youth. The volunteer mentors will provide the youth with homework assistance and social recreational activities.

147– Bid 113– APD Housing Administration

Alliance for the Physically Disabled, The

Regions 1, 2, 3, 4

The program provides independent residential housing in two adjoining apartments in the Skyline Complex in Falls Church. Young adults with severe physical disabilities, who would otherwise be at risk of institutionalization, live here supported by a resident services coordinator and contracted nursing assistant staff. The apartments have been specially retrofitted to provide easy access for each of the residents and provide a living environment that is 100% accessible to persons with disabilities.

**148- Bid 119- Violence Prevention & Intervention Program
Northern Virginia Family Service (NVFS)**

Regions 2, 3

The program proposes to provide holistic neighborhood-based school connected services to immigrant youth and their families. Services will include case management, individual and family therapeutic counseling, intensive group-based services for parents and children, youth skill building workshops, youth and family mentoring, and a summer transition program for youth moving on to middle and/or high school.

**149- Bid 41- Basic Needs: Emergency Financial Assistance & Furniture
Annandale Christian Community for Action (ACCA)**

Region 2

The program is all-volunteer and provides financial assistance for rent/security deposits, utility bills, prescription drugs or medical/dental services and miscellaneous needs such as gasoline, car repair, etc. The program receives referrals from Fairfax County Coordinated Services Planning, public schools, ACCA Child Development Center, community shelters, churches and community organizations. In addition to financial assistance, the program also includes furniture assistance that distributes new and slightly used furniture.

**150- Bid 6- Project HOPE
PRS, Inc.**

Regions 1, 2, 3, 4

The program provides long-term supportive counseling and employment services to individuals living with mental illness. Funding will be used to continue existing services through recovery-oriented intensive skills training, supportive counseling and positive behavioral supports to persons living with mental illness who reside in public housing or participate in the housing choice voucher program. The program helps clients to increase their independent living skills, learn to effectively manage symptoms of mental illness and medication, as well as learn to manage their budget in order to meet their monthly expenses.

**151- Bid 9- Homes for the Working Poor, Elderly, & Disabled
Good Shepherd Housing & Family Services, Inc.**

Region 1

This proposal addresses the need for housing for homeless families and individuals to help them achieve stability and self-sufficiency. The project will offer affordable housing stability through rental of a Good Shepherd property or connection with a partner landlord. The program will also provide supportive services, such as credit counseling/money management and other life skills that promote self-sufficiency.

**152- Bid 126- Forward Steps: A Youth Development Program
United Community Ministries**

Region 1

The program proposes to provide after-school programming to children and youth in grades K-12. Services will include homework assistance, tutoring, leadership training, enrichment activities and parent involvement activities. The program will deliver services at the Creekside Village and the Sacramento Neighborhood Community Centers.

153– Bid 24– Self Sufficiency
Lorton Community Action Center
Region 1

The program serves low income families in the Lorton and South County area who need assistance to become self-sufficient. The services offered under the program include: case management, English as a Second Language (ESL) classes, nutrition classes and pro bono legal services. The LCAC case manager works one-on-one with clients that require individual counseling and assistance. Case management includes assistance with budget management, securing and maintaining housing, employment assistance, learning life skills, accessing transportation, resolving medical crises and addressing other issues.

154– Bid 61– Immigration Legal Services
Just Neighbors Ministry
Regions 1, 2, 3, 4

The program provides legal immigration services to low-income immigrants and refugees that reside in Fairfax County. The program will assist clients through advice and legal counsel to help them reunite with their family members, escape domestic violence (when applicable), and obtain employment authorization.

155– Bid 103– Asian Youth Empowerment
Boat People SOS
Regions 2, 4

This program will help Vietnamese students achieve academic successes, increase their positive life choices, and plan for their careers. Services include after-school tutoring, community service events and field trips for grade-school students and career planning assistance for high-school students.

156– Bid 107– Island Walk After School Support Program (IWP)
Community Preservation & Dev. Corp
Region 3

The program provides intensive literacy support, English Language Support, and academic and homework assistance to the residents of the Island Walk Affordable Housing Community located in Reston, VA. A new element being added is a Postsecondary Homework Support Program in response to community feedback. The new program will serve IWP high school graduates who utilized IWP and Island Walk adult residents who are attending college for the first time. IWP is collaborating with NVCC's Adult Career Pathways Program.

157– Bid 134– Homeless Youth Initiative
Alternative House
Regions 1, 2, 3, 4

The Homeless Youth Initiative program provides rental assistance and other supportive services to youth enrolled in Fairfax County high schools that are identified as homeless and do not have the support of a parent or guardian. The program will use one of three strategies to provide safe and appropriate shelter for these teens: 1) provide rental subsidies to help the teens pay for a room near their school, 2) place them in one of the six "HOST" homes that shelter students at no charge or 3) place student in a single family home that provides shelter for up to four students. The program will also provide case management, life skills training and educational support services to the target population.

158– Bid 59– Northern Virginia Pro Bono Law Center
Fairfax Law Foundation
Regions 1, 2, 3, 4

The program provides access to free civil legal services to poverty and low-income individuals and families in order to enable them to attain self-sufficiency. The Center will continue to address the problem of limited pro bono legal resources for the underserved by identifying, recruiting, and training volunteer lawyers to assist in critical legal areas. The program will also provide access to legal services (from brief advice and counsel to court appearances) to improve and maintain individual and family health and stability, emphasizing domestic relations, housing, employment and consumer law.

159- Bid 130- Stable Long-Term Housing for Chronically Homeless Adults

New Hope Housing, Inc.

Region 1

The program will provide flexible and adoptive supportive services to assist chronically homeless individuals and families obtain, manage and maintain stable housing, increase life skills, build financial resources and address disabling conditions.

160- Bid 128- Workforce Development Center

United Community Ministries

Region 1

The program proposes to provide job counseling and job placement services to unemployed and under-employed individuals through its Workforce Development Center. Services will include basic computer skills training; workplace readiness skills training, English as a Second Language (ESL) for work and job placement. The program proposes to add two new vocational training components to focus on culinary arts and customer service.

161- Bid 114- Children's Program

AYUDA

Regions 2, 3

AYUDA proposes to provide legal and social services to immigrant children. Services will include legal advice and counsel, representation in related immigration, protection order, and family law matters. In addition, youth will receive clinical case management, social services supports and other short-term intervention activities such as securing emergency shelter, assistance in accessing transitional housing and emergency help, referrals of counseling and medical care, ESL and computer classes, job training programs, etc.

162- Bid 91- Adult Career Pathways

Northern Virginia Community College Educational Foundation

Regions 1, 2, 3, 4

The program proposes to serve unemployed/under-employed workers, work eligible immigrants with strong English skills and entry level career students that have obtained a high school diploma or GED. The program will connect participants with career counselors/coaches who will assist them in developing an education or training plan to earn a college degree, certification or other credential that may help them to qualify for and secure employment with a path toward advancement and greater economic security.

163- Bid 93- Case Management

Lamb Center, The

Regions 1, 2, 3, 4

The Lamb Center is a Day Drop-In Center for homeless single adults. The center provides case management, food and personal hygiene services on a daily basis. Various counseling services, job placement assistance and subsidized transportation cost are also offered once basic needs are met.

164- Bid 123- Training Futures

Northern Virginia Family Service (NVFS)

Regions 1, 2, 3, 4

The program provides low income clients intensive job training and readiness skills along with a unique psychosocial support component. Each 25 week program cycle consists of 17 weeks of intensive office/computer skills training, 3 weeks of skills application in an internship with a local company and 5 weeks of job search training and skills marketing. Training includes MS Office, keyboarding, internet skills, business-oriented math, communication and soft skills associated with finding and retaining employment. The program also developed a collaborative partnership with Northern Virginia Community College, where clients have the opportunity to gain up to 18 college credits for their work.

165- Bid 73- Assistive Technology Program: Supporting Fairfax County Residents with a Brain Injury

Brain Injury Services

Regions 1, 2, 3, 4

The proposal seeks funding to design and initiate an assistive technology program for survivors of brain injury that will to overcome barriers in the workplace, home and community leading to independence. Assistive technology as defined by BIS is any piece of equipment that helps individuals with disabilities, move, communicate or otherwise function in their daily lives.

166- Bid 32- Cedar Ridge Community Center

Reston Interfaith, Inc.

Region 3

The program will provide for the continued operation of a residents' center located in a subsidized housing community. The center will offering programs for adults and youth intended to: develop community and family leadership, strengthen academic and life skills, prevent homelessness and juvenile delinquency and provide information and referrals.

167- Bid 81- Legal Assistance for Immigrants-Employment

Legal Aid Justice Center

Regions 1, 2, 3, 4

The program provides legal assistance, education and advocacy to assist low wage immigrant workers in preserving their rights in the workplace. Specifically, the program provides: free legal assistance, including consultation and advice; assistance with court proceedings; assistance with and monitoring of the filing of complaints with the Virginia Department of Labor and Industry; or extended legal representation including trial in state or federal court. The program will continue to conduct regular outreach to low-wage immigrant workers in an effort to educate them about workers' rights, the legal system and where to get assistance.

168- Bid 109- Pathways to Self-Sufficiency

Pathway Homes, Inc.

Regions 1, 2, 3, 4

Pathway Homes, Inc. serves high-risk individuals that face the challenges of chronic homelessness, serious mental illness and/or co-occurring disabilities. The program will provide intensive case management services to assist these individuals in maintaining stability in the community and reach self-sufficiency. The program's main goal is to integrate these individuals into the community and to provide non-time limited housing services.

169- Bid 121- Fairfax Accessible Medication Program

Northern Virginia Family Service (NVFS)

Regions 1, 2

The program links low income clients who have chronic illnesses to pharmaceutical assistance programs (PAPS) operated by the pharmaceutical companies to obtain free prescription medication.

170- Bid 15- HIV/AIDS Prevention Education for Youth

Northern Virginia AIDS Ministry

Regions 1, 2, 3, 4

The program will provide targeted, comprehensive and specialized HIV prevention education programs to county youth. NOVAM will provide HIV prevention education across the county in schools, juvenile detention, group homes, and other community sites.

171- Bid 108- Screen, Treat, Educate, Program (STEP)**Jeanie Schmidt Free Clinic****Regions 3, 4**

The program provides comprehensive, no cost primary healthcare to low-income, uninsured residents of the Centreville, Chantilly, Herndon and Reston areas of Fairfax County. Adult patients, who must have a diagnosis of diabetes and/or hypertension, receive comprehensive primary healthcare from paid and volunteer medical and behavioral health professionals, supplemented by other community partners. For its pediatric patients, the program enrolls, assesses, stabilizes and treats clients while ensuring enrollment into a long-term pediatric medical home.

172- Bid 110- Pathways Long Term Supportive Services**Pathway Homes, Inc.****Regions 1, 2, 3, 4**

The program provides long-term supportive services to high-risk individuals that face the challenges of chronic homelessness, serious mental illness and/or co-occurring disabilities. The program will provide non-time limited housing, case management and intensive supportive services. The program's main goal is to integrate these individuals into the community and normalize their lives as much as possible.

173- Bid 138- Building for the Future**Wesley Housing Dev. Corp.****Region 2**

The program provides quality pre-kindergarten, after-school enrichment for children and teens and summer enrichment services at two culturally diverse, low-income communities. In addition to providing academic assistance for at-risk children and teens, the proposed project will provide a safe place to engage in social and life skills building activities.

174- Bid 62- Education for Independence**ACE Foundation****Regions 1, 2, 3, 4**

The program proposes to provide workforce development training to low-income single parents, single pregnant women and displaced homemakers. Program activities will include career development workshops, technical job skills training, job readiness training and educational counseling and support services.

175- Bid 33- Beth El House**Beth El House, Inc.****Region 1**

Beth El House provides transitional housing and support services to up to five single mothers and their children for up to two years. The family is placed in apartments and provided with a cadre of support services including case management, clinical counseling, skills development and budgeting assistance.

176- Bid 25- Crisis Intervention**Lorton Community Action Center****Region 1**

The program offers emergency food and financial assistance for rent and utility bills, seasonal holiday assistance and information/referral services.

177- Bid 63- Self-Sufficiency through Health, Housing & Social Services

Vietnamese Resettlement Association**Regions 1, 2, 3, 4**

The program provides assistance to low-income Asians with limited English at its drop-in center in the Willston Center. The assistance includes preventative health care (mammograms and cervical cancer screening), individualized case management and assistance in locating/applying for affordable housing options.

178- Bid 139- Community Case Management Program**Shelter House, Inc.****Regions 1, 2, 3, 4**

The program helps vulnerable clients develop a plan for housing stability and increased self-sufficiency as well as accessing financial assistance and linking clients with available community supports. Prevention & Diversion services will be provided through access to HOST- Short Term, HPRP and Bridging Affordability funds. Additionally, case managers will provide 6 to 12 months of rapid re-housing services to clients exiting the Patrick Henry, Katherine Hanley and Artemis House shelters.

179- Bid 87- SkillSource- Sheriff Employment Center**SkillSource Group, Inc.****Regions 1, 2, 3, 4**

The SkillSource Group provides employment counseling to inmates that are incarcerated at the Fairfax County Jail who are preparing to re-enter the community and the workforce. The organization will assist inmates with job search, resume development, GED preparation and other supportive services. Additionally, the program will work with area employers to identify and place inmates into various employment opportunities.

180- Bid 39- Service for Crises Intervention & Self Sufficiency Program**James Mott Community Assistance Program****Region 4**

The program provides financial assistance for rent and utilities, emergency food, weekly food distributions and transportation to low income individuals /families. In addition, the program would like to expand services to include monthly workshops on topics such as nutrition, budget planning, and resume writing; and employment counseling to promote self-sufficiency.

181- Bid 42- Padres Unidos & Parent Cafes**SCAN of No. VA****Regions 1, 2**

The program proposes to provided parent support group sessions and parent café workshops to low income Spanish speaking parents. A facilitator for the Padres Unidos component of the program will provide educational materials for weekly sessions based on the parents' needs. The parent café workshop series will include a trained facilitator who will offer a four-part educational workshop series at Mount Vernon pyramid schools. Topics will include Understanding Roles and Responsibilities for Family Members, Effective Communication, etc. The goal of the program is improve adult-child relationships within their household.

182- Bid 84- Crisis Intervention & Self-Sufficiency**Hispanic Committee of VA****Regions 1, 2**

The program proposes to provide crisis intervention and self-sufficiency services to individuals living in Fairfax County. Activities include information and referrals, case management, immigration assistance, financial counseling and employment counseling services.

183- Bid 92- NOVA Restorative Dental Clinic**Northern Virginia Community College Educational Foundation**

Regions 1, 4

NVCC Restorative Dental Clinic proposes to provide affordable dental services to uninsured residents of Northern Virginia. Services will include routine dental care, dental treatment planning and emergency dental services.

184- Bid 51- Emergency Services/Supportive Housing

FACETS

Regions 1, 2, 3, 4

This program offers homeless and shelter/transitional housing residents intensive case management (individual action planning), basic needs assistance (hot meals, food and clothing) and services to increase self-sufficiency (computer access, transportation and referrals).

185- Bid 78- Seniors Specialist Program; Supporting Fairfax County Residents with a Brain Injury

Brain Injury Services

Regions 1, 2, 4

The program proposes to provide specialized case management services to older adults with brain injuries, including information, referrals, education programs and long-term rehab support services to maximize recovery and re-integration back to the community.

186- Bid 49- Access to Self Sufficiency through Extensive Training and Services (ASSETS) Business Development Assistance Group, Inc.

Regions 1, 2, 3, 4

This project involves providing assistance and training for those who want to become self-sufficient through business ownership. Services include educational programs and technical assistance including one-on-one counseling, self-employment training and/or provision of resource information/referrals.

187- Bid 16- Medical Transportation Support Services

Northern Virginia AIDS Ministry

Regions 1, 2, 3, 4

The program will provide assisted transportation for low-income individuals living with HIV/AIDS who do not have an insurance subsidy, access to a vehicle or reliable transportation. These services will be used to assist clients to medical and other social service appointments in order to help them meet their ongoing basic life needs and improve their ability to be safe and independent by ensuring their access to community facilities, activities and services.

188- Bid 122- Adult Health Direct Assistance

Northern Virginia Family Service (NVFS)

Regions 1, 2

The program provides assistance to adults in need of urgent dental care. The goal of the program is to link low-income adults with private dental care professionals and other available resources. Clients will receive an average of \$75 in assistance to assure prompt evaluation and treatment planning resulting in improved health status, enhanced stability and self-sufficiency.

189- Bid 26- Long Term Supportive Services

Lorton Community Action Center

Region 1

The program will offer food, clothing, furniture/household items, medical and prescription assistance, seasonal holiday assistance and direct financial assistance (rent/utility) to elderly and disabled residents of the Lorton area. Clients served under this program can receive financial assistance more frequently and at a higher amount than is capable under the organization's Crisis Intervention program.

190– Bid 57– Camp Shalom

Jewish Community Center of No. VA

Regions 1, 2, 3, 4

The program collaborates with the Jewish Social Service Agency (JSSA) to offer a camp for children with special needs in grades 1-6. The children served are ages 6 to 12 with significant social communication problems such as Autism Spectrum Disorders, Down Syndrome, and Attention Deficit Hyperactivity Disorder (ADHD). The camp offers four two-week sessions, grouped according to age, which include social skills workshops, field trips, swimming, specialty inclusion classes and other social enrichment activities.

191– Bid 101– Mental Health Resource Project

Korean Community Service Center of Greater Washington

Regions 1, 2, 3, 4

The program provides a comprehensive range of culturally and linguistically appropriate direct services that help Korean clients improve their mental health status. Program activities include mental health resource building & outreach efforts, case management, short-term counseling and crisis intervention services. Case management is designed to include referrals to support groups and interpretation/ translation services in order to improve clients' overall mental health status.

192– Bid 116– Refugee Self-Sufficiency Program

Lutheran Social Services of NCA

Regions 1, 2, 4

The program proposes to provide intensive case management and employment services to low-income refugee families with unemployed heads of households who are at-risk of homelessness. The program will assist families in securing permanent housing and finding employment.

193– Bid 94– Case Management/Housing Counseling

Housing & Community Service of No. VA

Regions 1, 2, 4

The program provides short and long-term housing counseling and case management to assist low income families in managing their crisis and achieve self-sufficiency. The program will also provide housing search assistance, financial literacy, and emergency financial assistance to prevent eviction or utility cut-off.

194– Bid 79– Homes for the Homeless Transition Housing Program

Christian Relief Services, Inc.

Regions 1, 2, 3, 4

The program provides supportive services and case management to tenants of transitional housing units throughout the county. Case management is provided by Christian Relief Services or by a sponsoring agency and is provided to help clients progress towards self-sufficiency and permanent housing.

195– Bid 89– Fairfax Resource Mothers

Northern Virginia Urban League

Regions 1, 2, 3, 4

The program proposes to provide case management and parenting training to teenage mothers and pregnant teens that reside in Fairfax County. The program will assist the teens in scheduling and maintaining pre-natal visits, well-baby checkups and family planning appointments. Additionally, the program will provide transportation for the teens to ensure that they attend all of their medical and social service appointments.

196- Bid 137- Promising Futures

Wesley Housing Dev. Corp.

Region 2

This project will provide eviction prevention services, job-readiness programming (ESOL classes & GED preparation) and family & consumer science education (financial literacy, nutrition education and sewing skills) to residents living at Wexford Manor and Strawbridge Square apartment communities.

197- Bid 40- Nutrition/Hygiene

Annandale Christian Community for Action (ACCA)

Region 2

The program operates on the grounds of the Child Development Center in Annandale and is operated entirely by volunteers who stock shelves, purchase supplemental food, deliver food and serve as "food captains." They receive electronic referrals from Fairfax County's Coordinated Service Planning workers and other referral sources. A volunteer then picks up food from the pantry and delivers a 7-10 day supply of food to the client.

198- Bid 5- Emergency Assistance

Falls Church Community Service Council, Inc.

Region 2

The Emergency Assistance program provides financial assistance for rent and utilities, prescription payments, gas, transportation, etc. and basic furnishings for clients in the Falls Church area. Short-term financial assistance is offered to families and individuals having financial difficulties. The voucher program provides clothing vouchers at Goodwill stores which allows clients to receive appropriate clothing to meet their need. Furniture is delivered to households leaving shelter or transitional housing programs. Referrals for services are received from social workers, churches and the county's CSP.

199- Bid 37- Home Delivered Food & Nutrition Counseling

Food & Friends

Regions 1, 2, 3, 4

The program proposes to provide home delivered meals and groceries to people living in Fairfax County who are identified with life-challenging illnesses, such as HIV/AIDS and cancer.

200- Bid 65- Housing for Homeless Families

Homestretch, Inc.

Regions 1, 2, 3, 4

The program will provide subsidized housing and support services (case management, employment counseling and budget counseling, life skills training, child enrichment and community service links) to homeless families.

201- Bid 1- Child Abuse Intervention & Treatment

Childhelp Children's Center of Virginia

Regions 1, 2, 3, 4

In response to allegations of child abuse, the program proposes to provide crisis intervention services in a safe, child friendly environment. Services will include forensic interviews, victim advocacy counseling, referrals for community supports and services, mental health therapy, education and supports for victims and non-offending parents/caretakers and trauma informed therapy. Staff will work with the Fairfax County Police Department, Department of Family Services, Fairfax/Falls Church Community Services Board, Office of the Commonwealth Attorney of Fairfax County, Inova Fairfax hospital for Child and Hispanics Against Child Abuse and Neglect.

202- Bid 46- Adult ESL & Citizenship Program

Progreso Hispano

Region 1

The program proposes to provide ESL and citizenship classes to immigrants, refugees and migrants through its Adult ESL & Citizenship program. The ESL component will offer beginner through advanced English classes twice a week during the day and as well as in the evenings. The goal is to develop English literacy skills to improve speaking, reading, writing and an understanding of the English language. The citizenship component will offer citizenship classes, exam preparation, and assistance with application process. In addition to ESL and citizenship classes, the program will operate a computer lab with online ESL courses, practice exams for citizenship, employment search, employment applications and the social media.

203- Bid 53- Lifestyles for People with Disabilities

Community Residencies, Inc.

Region 2

Community Residences proposes to continue its wellness program for clients with disabilities who reside at its housing site called "Parliament House." The program will facilitate behavioral changes through individualized goal setting, active goal implementation, nutrition education, physical exercise and group support. CCFP funds will be used to help transition individuals into a living environment that affords greater independence and responsibility.

204- Bid 64- Bilingual Housing Rehabilitation Specialist

Town of Herndon

Region 3

This project will provide technical support, program administration, design and outreach for housing rehabilitation and neighborhood improvement in the Town of Herndon. The population addressed is lower income residents and the limited English speaking population.

205- Bid 67- ADDRESS - Aggressive Dynamic Debt Reduction Elimination & Savings Strategies

Homestretch, Inc.

Regions 1, 2, 3, 4

This program provides financial management education, budget and credit counseling, debt reduction and savings assistance, with on-site child care, for homeless residents in order to help them become self-sufficient.

206- Bid 80- Connections for Hope/HOST Region 3

Helping Children Worldwide

Region 3

The program is a partnership of nonprofit organizations that operate in one central location to provide individuals and families in need with access to an integrated array of services in the Herndon area. Services included through partner agencies include: mental health and substance abuse services (CSB), youth and adult medical care (Jeanie Schmidt), immigration services (Just Neighbors), adult tutoring and ESOL services (Literacy Council), and Homeless Prevention and Re-Housing Program (Reston Interfaith). The North County Housing Opportunities Support Team (HOST) will be located at the center to coordinate Fairfax County's "Ten Year Plan" response to prevent and end homelessness.

207- Bid 54- Living Independently for Tomorrow (LIFT)

Residential Youth Services, Inc.

Regions 1, 2, 3, 4

RYS, Inc. proposes to provide transitional housing services to homeless and "at-risk" youth between the ages of 17-21. The program will serve runaway youth as well as youth who are aging out of the foster care system. Staff will provide supportive services including life skills training, goal setting and linkages to community resources (i.e. Medicaid, mental health, and employment counseling).

**FY 2013-2014
Consolidated Community Funding Pool
Proposals Not Recommended for Contract Award**

Ref #	Bid #	Organization	Program Name	FY 2012 Current Award	FY 2013 Recommended Funding	FY 2014 Recommended Funding
300	17	Northern Virginia AIDS Ministry	Access Advocacy for Children	\$19,600	\$0.00	\$0.00
301	136	Wesley Housing Dev. Corp.	Supportive Services	\$110,000	\$0.00	\$0.00
302	50	FACETS	Education & Community Development	\$100,110	\$0.00	\$0.00
303	142	Korean Community Service Center of Greater Washington	Self-Sufficiency Project	\$73,000	\$0.00	\$0.00
304	115	National Rehabilitation & Rediscovery Foundation	Holistic Approaches for Achieving Self-Sufficiency & Independence for Individuals with Disabilities	\$43,200	\$0.00	\$0.00
305	36	ARC of Northern VA	Creating Your Family Mission Plan	\$0.00	\$0.00	\$0.00
306	96	Liberty's Promise	Civic & Citizenship: Empowering Immigrant Youth in Fairfax County	\$0.00	\$0.00	\$0.00
307	55	NOVA Scripts	Improving Health Access in Fairfax County: Prescription Medication for the Low Income Uninsured	\$0.00	\$0.00	\$0.00
308	76	National Institute of Family Counseling	Peer-to-Peer Youth Learning Program	\$17,000	\$0.00	\$0.00
309	86	Specially Adapted Resource Clubs (SPARC)	Club House 1 & 2	\$80,000	\$0.00	\$0.00
310	66	Homestretch, Inc.	The Homestretch English as a Second Language Program	\$40,000	\$0.00	\$0.00
311	112	Jewish Social Service Agency	Helping Troubled Children & Teens by Strengthening Families	\$49,000	\$0.00	\$0.00
312	4	Falls Church Community Service Council, Inc.	Emergency Food Pantry	\$24,000	\$0.00	\$0.00
313	27	Capital Youth Empowerment Program	Fathers In Touch	\$50,000	\$0.00	\$0.00
314	77	National Institute of Family Counseling	Family & Youth Counseling for Immigrants	\$24,000	\$0.00	\$0.00
315	106	ECDC Enterprise Development Group	Microenterprise Assistance Program	\$73,000	\$0.00	\$0.00
316	35	Newcomer Community Service Center	Newcomer Self-Sufficiency Program	\$71,750	\$0.00	\$0.00
317	8	Good Shepherd Housing & Family Services, Inc.	Housing Locator Network: Connecting the Homeless to Homes	\$0.00	\$0.00	\$0.00

**FY 2013-2014
Consolidated Community Funding Pool
Proposals Not Recommended for Contract Award**

Ref #	Bid #	Organization	Program Name	FY 2012 Current Award	FY 2013 Recommended Funding	FY 2014 Recommended Funding
318	104	Boat People SOS	Victims of Violence, Exploitation & Trafficking Assistance Program	\$110,750	\$0.00	\$0.00
319	82	Legal Aid Justice Center	Legal Assistance for Immigrants-Meeting Basic Needs	\$0.00	\$0.00	\$0.00
320	45	Washington Youth Foundation	Youth Employment for Self Sufficiency	\$0.00	\$0.00	\$0.00
321	13	Northern Virginia Mediation Service, Inc.	Restoring Relationships Among Youth	\$0.00	\$0.00	\$0.00
322	141	Korean American Association of No. Va.	Vocational Training for Korean Americans in Fairfax County	\$65,676	\$0.00	\$0.00
323	75	National Institute of Family Counseling	Social Service for Immigrants	\$0.00	\$0.00	\$0.00
324	83	Asian Pacific American Cultural Arts Foundation (APACAF)	SAT on Sat. and SAT on Sun.	\$0.00	\$0.00	\$0.00
325	18	Consumer Wellness Center of Falls Church	Road to Recovery	\$0.00	\$0.00	\$0.00
326	70	Senior Employment Services	Senior Unemployment Prevention	\$30,000	\$0.00	\$0.00
327	44	NOVACO, Inc.	Housing & Services for Victims of Abuse & Low Income Families	\$75,000	\$0.00	\$0.00
328	47	Boys & Girls Clubs of Greater Washington	PowerHour/Project Learn; SMART Moves; Character Education; and the Arts at Culmore/Herndon/Murraygate Site	\$50,000	\$0.00	\$0.00
329	143	Autism Society of Northern Virginia (ASNV)	Autism Awareness & Safety	\$0.00	\$0.00	\$0.00
330	118	Express Care	Express Care Empowerment for the Community	\$0.00	\$0.00	\$0.00
331	90	Black Women United for Action	Project Hope: Helping Open Possibilities through Empowerment	\$0.00	\$0.00	\$0.00
332	125	Kurdish Human Rights Watch	The KHRW Bridging Affordability	\$0.00	\$0.00	\$0.00
333	124	Kurdish Human Rights Watch	The KHRW Housing First Program	\$0.00	\$0.00	\$0.00
334	102	Asian American LEAD	AALEAD Middle School Program	\$0.00	\$0.00	\$0.00
335	3	Falls Church Community Service Council, Inc.	Homeless Day Shelter - Safe Haven	\$30,000	\$0.00	\$0.00
336	145	Afghan American Women Association	Senior Women's Circle	\$0.00	\$0.00	\$0.00

ATTACHMENT 4

**Fiscal Year 2011
Consolidated Community Funding Pool
Selection Advisory Committee
Priority Area Percentages**

PRIORITY AREA	TARGET %	AMOUNT RECOMMENDED	ACTUAL %
Priority 1 PREVENTION Families and individuals remain independent and have the tools and resources to prevent future dependence. Communities increase their ability to support their members in preventing dependence.	10-20%	\$1,065,155	9.5%
Priority 2 CRISIS INTERVENTION Individuals, families or communities in crisis overcome short-term problems (generally not more than three months) and quickly move back to independence.	15-25%	\$1,432,050	12.8%
Priority 3 SELF-SUFFICIENCY Families, individuals, neighborhoods and communities attain self-sufficiency over a period of three months to three years.	45-55%	\$7,677,745	68.6%
Priority 4 LONG-TERM SUPPORTIVE SERVICES Individuals who have continuing long-term needs, and who therefore may not become self-sufficient, achieve and/or maintain healthy, safe, and independent lives to the maximum extent possible.	10-20%	\$1,019,850	9.1%
TOTAL		\$11,194,800	100.0%

Board Agenda Item
May 1, 2012

INFORMATION - 1

Planning Commission Action On Application 2232A-L00-17-1, Mid-Atlantic Telecom Tower, LLC (Mount Vernon District)

On Thursday, March 29, 2012, the Planning Commission voted unanimously (Commissioners Hall, Hurley, and Litzenberger absent from the meeting) to approve 2232A-L00-17-1.

The Commission noted that the application met the criteria of character, location and extent, and was in conformance with Section 15.2-2232 of the *Code of Virginia*.

Application 2232A-L00-17-1 sought approval to extend the height of the existing 104 foot monopole to 149 feet and install four 3-foot diameter dish antennas at 7956 Twist Lane in Springfield, VA (Tax Map 98-2 ((9)) 3). It was noted that the increased height was necessary to meet broadcast requirements for the International Broadcast Bureau facility currently located on the pole used in conjunction with operational facilities at Fort Belvoir.

ENCLOSED DOCUMENTS:

Attachment 1: Verbatim excerpts from 3/29/12 Commission meeting

Attachment 2: Vicinity map

STAFF:

Robert A. Stalzer, Deputy County Executive

Fred R. Selden, Director, Department of Planning and Zoning (DPZ)

Chris Caperton, Chief, Facilities Planning Branch, Planning Division, DPZ

Barbara J. Lipka, Executive Director, Planning Commission Office

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Planning Commission Meeting
March 29, 2012
Verbatim Excerpt

2232A-L00-17-1 - MID-ATLANTIC TELECOM TOWER, LLC (Mount Vernon District)

After the Close of the Public Hearing

Chairman Murphy: Without objection, the public hearing is closed; recognize Mr. Flanagan.

Commissioner Flanagan: Thank you, Mr. Chairman. Application 2232A-L00-17-1 from Mid-Atlantic Telecom Tower, LLC, to increase the height of a monopole is for an unusual tower located within the Fullerton Industrial Park next to the Engineering Proving Grounds of Fort Belvoir. I say "unusual" because the present is a relay for communication between the Pentagon and outposts such as Iraq and Afghanistan. Communication between the Pentagon and the tower were interrupted by the recent construction of high-rise buildings to house the thousands of National Geospatial Intelligence Agency employees to be relocated into one facility as a result of BRAC. This amendment permits a higher tower to re-establish the uninterrupted critical service. I attended a balloon demonstration and found no adverse impact on the adjacent residential neighborhoods from the increased height and I think that that probably would be coordinated by staff as well because they were there as well. And as such, I concur with staff's conclusion that the proposal by Mid-Atlantic Telecom Tower, LLC, as amended for the telecommunications facility at 7956 Twist Lane satisfies the criteria of location, character, and extent as specified in *VA Code* Section 15.2-2232, as amended. Therefore, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION FIND THE SUBJECT APPLICATION 2232A-L00-17-1, AS AMENDED, SUBSTANTIALLY IN ACCORD WITH PROVISIONS OF THE ADOPTED COMPREHENSIVE PLAN.

Commissioners Lawrence and Sargeant: Second.

Chairman Murphy: Seconded by Mr. Lawrence and Mr. Sargeant. Is there a discussion of the motion? All those in favor of the motion to approve 2232A-L00-17-1, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Thank you very much.

//

(The motion carried unanimously with Commissioners Hall, Hurley, and Litzenberger absent from the meeting.)

JLC

PLANNING DETERMINATION

Section 15.2 -2232 of the Code of Virginia



Number: 2232A-L00-17-1

District: Mount Vernon

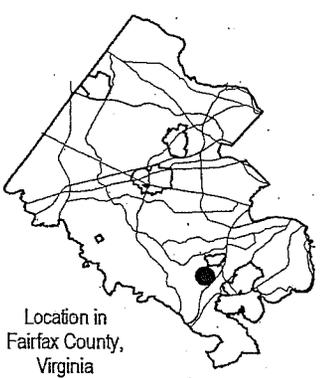
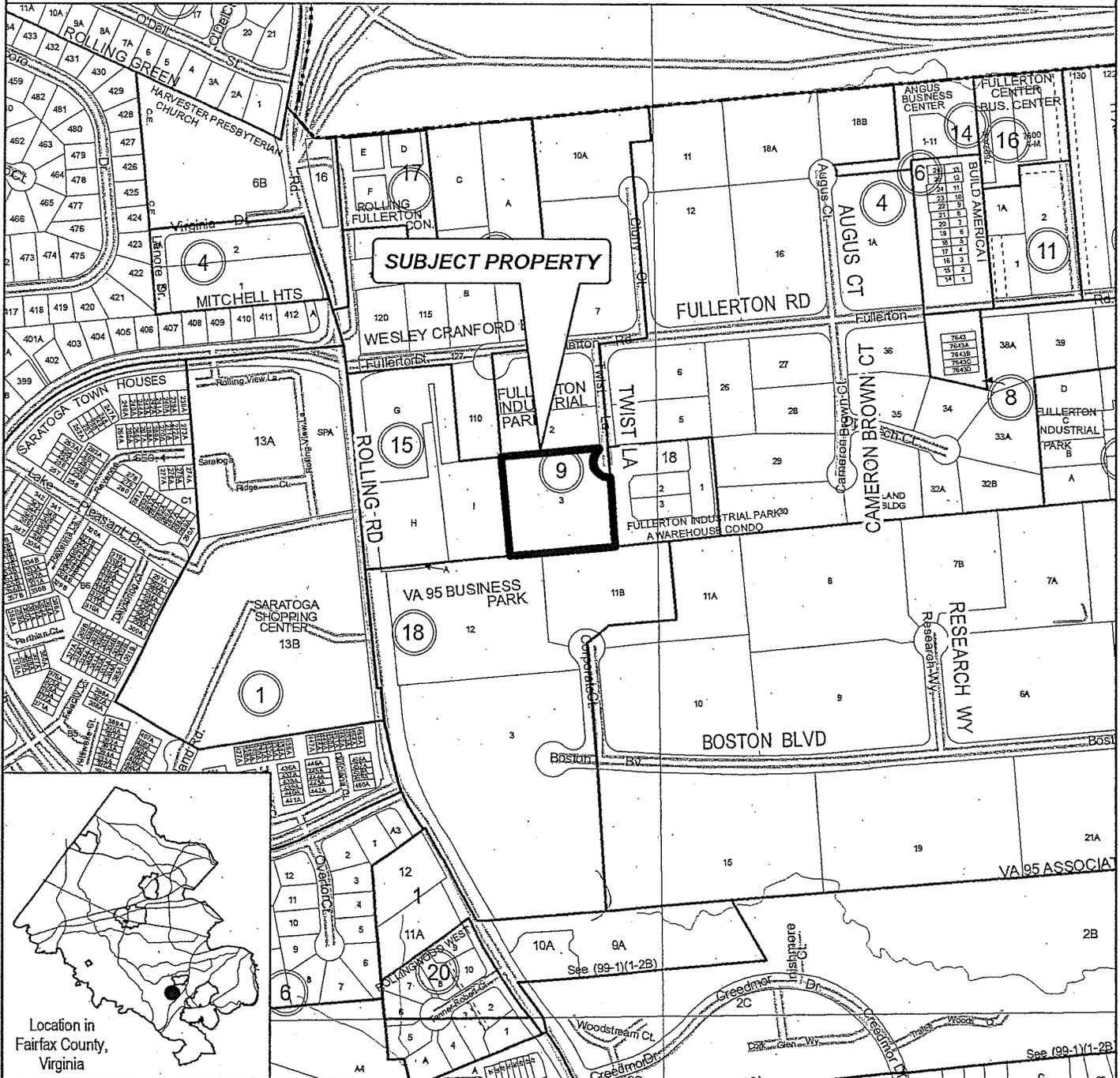
Acreage: N/A

Subject Property: 98-2 ((9)) 3

Planned Use: Industrial

Applicant: Mid-Atlantic Telecom Tower, LLC

Proposed Use: Extend existing 104' monopole to 149' and add 4-3' diameter antennas



PREPARED BY THE DEPARTMENT OF PLANNING AND ZONING
USING FAIRFAX COUNTY GIS



Board Agenda Item
May 1, 2012

10:50 a.m.

Matters Presented by Board Members

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Board Agenda Item
May 1, 2012

11:40 a.m.

CLOSED SESSION:

- (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. *Vienna Metro, LLC v. Board of Supervisors of Fairfax County, Virginia*, Case No. CL-2011-0006322 (Fx. Co. Cir. Ct.) (Providence District)
 - 2. *Franconia Two, LP v. Board of Supervisors of Fairfax County, Virginia*, Case No. CL-2012-0003798 (Fx. Co. Cir. Ct.) (Lee District)
 - 3. *Ulliman Schutte Construction, LLC, v. County of Fairfax*, Case No. CL-2011-0008422 (Fx. Co. Cir. Ct.) (Mt. Vernon District)
 - 4. *Andrew Chiles, et al. v. Melvin M. Dunn, Jr., et al.*, Case No. CL-2011-0012980 (Fx. Co. Cir. Ct.) (Mount Vernon District)
 - 5. *Xuli Zhang v. Police S. Regan and Police PEC [sic] M. Green*, Case No. 11-2013 (U. S. Ct. of App. for the Fourth Cir.)
 - 6. *Alvin Mosier v. Commonwealth of Virginia, et al.*, Case No. 12-1397 (U.S. Ct. of App. for the Fourth Cir.)
 - 7. *Louise Root v. County of Fairfax*, Case No. CL-2012-05097 (Fx. Co. Cir. Ct.)
 - 8. *David A. Cohen, by GEICO, Subrogee v. Andrew Missler*, Case No. GV-12004024-00 (Fx. Co. Gen. Dist. Ct.)

9. *Linda A. Eberhardt v. Fairfax County, et al.*, Case No. 1:10cv00771-LO/TCB (E.D. Va.) (Eberhardt II); *Linda A. Eberhardt v. County of Fairfax, Virginia, Board of Supervisors*, Case No. 2012-5354 (Fx. Cir. Ct.) (Eberhardt III)
10. *Paul A. Moreno and Asha D. Bhandari v. William L. Hampton, Barbara A. Hampton, and Fairfax County*, Case No. CL-2011-0006678 (Fx. Co. Cir. Ct.) (Lee District)
11. *Eileen M. McLane, Fairfax County Zoning Administrator v. Philip W. Bradbury*, Case No. CL-2011-0009319 (Fx. Co. Cir. Ct.) (Mount Vernon District)
12. *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)
13. *Eileen M. McLane, Fairfax County Zoning Administrator v. Noel J. Gueugneau*, Case No. CL-2011-0006975 (Fx. Co. Cir. Ct.) (Mason District)
14. *Eileen M. McLane, Fairfax County Zoning Administrator v. Roberta Couver*, Case No. CL-2011-0007717 (Fx. Co. Cir. Ct.) (Sully District)
15. *Eileen M. McLane, Fairfax County Zoning Administrator v. Aminullah A. Arsala*, Case No. CL-2011-0014040 (Fx. Co. Cir. Ct.) (Mason District)
16. *Eileen M. McLane, Fairfax County Zoning Administrator v. Kristine N. Trinh and Ngochanh T. Trinh*, Case No. CL-2011-0015202 (Fx. Co. Cir. Ct.) (Lee District)
17. *Eileen M. McLane, Fairfax County Zoning Administrator v. Carmelo Gomez*, Case No. CL-2011-0017309 (Fx. Co. Cir. Ct.) (Mount Vernon District)
18. *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)
19. *Eileen M. McLane, Fairfax County Zoning Administrator v. Harold J. Douglas and Mary K. Douglas*, Case No. CL-2012-0002526 (Fx. Co. Cir. Ct.) (Dranesville District)
20. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Jan Forbes and Virginia Forbes*, Case No. CL-2012-0000223 (Fx. Co. Cir. Ct.) (Mount Vernon District)

21. *Eileen M. McLane, Fairfax County Zoning Administrator v. Peter H. Young*, Case No. CL-2012-0000077 (Fx. Co. Cir. Ct.) (Providence District)
22. *Eileen M. McLane, Fairfax County Zoning Administrator v. William E. Hughes and Margaret Hughes*, Case No. CL-2012-0000159 (Fx. Co. Cir. Ct.) (Sully District)
23. *Eileen M. McLane, Fairfax County Zoning Administrator v. Nahid Amiri*, Case No. CL-2011-0009631 (Fx. Co. Cir. Ct.) (Mount Vernon District)
24. *Eileen M. McLane, Fairfax County Zoning Administrator v. Richard Morato and Elizabeth G. Weber*, Case No. CL-2012-0001974 (Fx. Co. Cir. Ct.) (Providence District)
25. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Steven G. Hamburger*, Case No. CL-2012-0000758 (Fx. Co. Cir. Ct.) (Providence District)
26. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Robert E. Stroup*, Case No. CL-2012-0000352 (Fx. Co. Cir. Ct.) (Providence District)
27. *Eileen M. McLane, Fairfax County Zoning Administrator v. Elizabeth Rodriguez Ortega*, Case No. CL-2012-0000470 (Fx. Co. Cir. Ct.) (Mason District)
28. *Eileen M. McLane, Fairfax County Zoning Administrator v. Juan Jose Valle and Angelica Maria Valle*, Case No. CL-2012-0000224 (Fx. Co. Cir. Ct.) (Dranesville District)
29. *Eileen M. McLane, Fairfax County Zoning Administrator v. Ever A. Sanchez and Ana E. Cruz*, Case No. CL-2012-0000759 (Fx. Co. Cir. Ct.) (Lee District)
30. *Eileen M. McLane, Fairfax County Zoning Administrator v. Pablo Garcia and Norka Garcia*, Case No. CL-2012-0000578 (Fx. Co. Cir. Ct.) (Mason District)
31. *Eileen M. McLane, Fairfax County Zoning Administrator v. Washington Gastroenterology, PLLC*, CL-2012-0001759 (Fx. Co. Cir. Ct.) (Mason District)
32. *Eileen M. McLane, Fairfax County Zoning Administrator v. Julio G. Flores-Chavarria and Blanca F. Flores*, Case No. CL-2011-0016188 (Fx. Co. Cir. Ct.) (Sully District)
33. *Eileen M. McLane, Fairfax County Zoning Administrator v. Mary A. Salinas*, Case No. CL-2012-0002585 (Fx. Co. Cir. Ct.) (Providence District)
34. *Eileen M. McLane, Fairfax County Zoning Administrator v. David L. Coy and Christy L. Coy*, Case No. CL-2012-0002584 (Fx. Co. Cir. Ct.) (Springfield District)

35. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Clarence N. Cichy, II*, Case No. CL-2012-0004312 (Fx. Co. Cir. Ct.) (Lee District)
36. *Eileen M. McLane, Fairfax County Zoning Administrator v. Sangthong Sisoutham, Phimonphanh Sisoutham and Viengsamay Sisoutham*, Case No. CL-2012-0004443 (Fx. Co. Cir. Ct.) (Hunter Mill District)
37. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Lawrence J. Quinn and Cynthia M. Quinn*, Case No. CL-2012-0004843 (Fx. Co. Cir. Ct.) (Dranesville District)
38. *Eileen M. McLane, Fairfax County Zoning Administrator v. Ali Abd-Allah Darab and Samila E. Darab*, Case No. CL-2012-0005050 (Fx. Co. Cir. Ct.) (Providence District)
39. *Eileen M. McLane, Fairfax County Zoning Administrator v. Ronald C. Hutchison and Cherie A. Hutchison*, Case No. CL-2012-0005048 (Fx. Co. Cir. Ct.) (Hunter Mill District)
40. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Frank L. Stevens and Mary E. T. Stevens*, Case No. CL-2012-0005051 (Fx. Co. Cir. Ct.) (Providence District)
41. *Eileen M. McLane, Fairfax County Zoning Administrator v. Bahram Sadeghian and Shahrzad Marzban*, Case No. CL-2012-0005049 (Fx. Co. Cir. Ct.) (Dranesville District)
42. *Eileen M. McLane, Fairfax County Zoning Administrator v. Ghafoor Ghamary and Laleh Niknami*, Case No. CL-2012-0005327 (Fx. Co. Cir. Ct.) (Dranesville District)
43. *Eileen M. McLane, Fairfax County Zoning Administrator v. Ngoc Bich Thi Phung*, Case No. CL-2012-0005499 (Fx. Co. Cir. Ct.) (Lee District)
44. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Anette M. Emery*, Case No. CL-2012-0005409 (Fx. Co. Cir. Ct.) (Mount Vernon District)
45. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Clyde E. Nishimura*, Case No. CL-2012-0005565 (Fx. Co. Cir. Ct.) (Lee District)
46. *Eileen M. McLane, Fairfax County Zoning Administrator v. Bradley C. Johnson*, Case No. CL-2012-0005673 (Fx. Co. Cir. Ct.) (Dranesville District)

47. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Martha Rios, Case No. CL-2012-0005777 (Fx. Co. Cir. Ct.) (Mason District)*
48. *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)*
49. *Eileen M. McLane, Fairfax County Zoning Administrator v. Angelica M. Rodriguez, Case No. GV12-009167 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)*

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Board Agenda Item
May 1, 2012

3:30 p.m.

Public Hearing on SEA 94-D-019, Capital One, National Association to Amend SE 94-D-019 Previously Approved for a Drive-In Financial Institution to Permit Waiver of Certain Sign Regulations, Modifications and Waivers in a CRD and Modifications to Development Conditions and Associated Modifications to Site Design Located on Approximately 18,275 Square Feet of Land Zoned C-8 and CRD, HC and SC (Dranesville District)

and

Public Hearing on SEA 2008-DR-003, Capital One, National Association to Amend SE 2008-DR-003 Previously Approved for a Drive-In Financial Institution in the Highway Corridor Overlay District, Waiver of Certain Sign Regulations and Modifications and Waivers in a CRD to Permit Modifications to Development Conditions and Associated Modifications to Site Design Located on Approximately 29,122 Square Feet of Land Zoned C-2 and CRD, HC and SC (Dranesville District)

The first property is located at 1439 Chain Bridge Road, McLean, 22180. Tax Map 30-2 ((9)) 67.

The second property is located at 6890 Elm Street, McLean, 22101. Tax Map 30-2 ((5)) 6A.

PLANNING COMMISSION RECOMMENDATION:

On Thursday, April 26, 2012, the Planning Commission voted unanimously (Commissioners Alcorn and Lawrence absent from the meeting) to recommend to the Board of Supervisors approval of the following actions pertinent to the subject applications:

- Approval of SEA 94-D-019, subject to the development conditions dated April 20, 2012;
 - Modification of the minimum lot size requirement to permit a lot of 18,275 square feet instead of the required 40,000 square feet;
 - Modification of the minimum lot width requirement to permit a lot width of 160 feet instead of the required 200 feet;
 - Waiver of the loading space requirement;
 - Reaffirmation of the modification of the minimum required front yard to permit a front yard of 19 feet instead of the required 40 feet along Chain Bridge Road; and
 - Reaffirmation of the modification of the transitional screening requirement and the waiver of the barrier requirement along the southern boundary in favor of that shown on the SE plat.

Board Agenda Item
May 1, 2012

- Approval of SEA 2008-DR-003, subject to the development conditions dated April 12, 2012;
 - Modification of the minimum lot width requirement to permit a lot width of 60.37 feet instead of the required 100 feet;
 - Reaffirmation of the waiver of the service drive requirement along Dolley Madison Boulevard;
 - Reaffirmation the waiver of the requirement to construct an on-road bike lane along Dolley Madison Boulevard in favor of a contribution to the Dranesville District Walkways Fund;
 - Reaffirmation of the waiver of the loading space requirement;
 - Reaffirmation of the modification of the minimum required front yard to permit a front yard of 5 feet instead of the required 20 feet along Chain Bridge Road;
 - Reaffirmation of the modification of the transitional screening requirement and the waiver of the barrier requirement to the north along Dolley Madison Boulevard in favor of that shown on the SE plat; and
 - Reaffirmation of the modification of the peripheral parking lot landscaping requirement in favor of that shown on the SE plat.

ENCLOSED DOCUMENTS:

Attachment 1 - Verbatim excerpts

Staff Reports previously furnished and available online at:

<http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdfw/4382866.PDF>

<http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdfw/4382867.PDF>

STAFF:

Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

Nicolas Rogers, Staff Coordinator, DPZ

Planning Commission Meeting
April 26, 2012
Verbatim Excerpt

SEA 94-D-019 - CAPITAL ONE, NATIONAL ASSOCIATION

After the Close of the Public Hearing

Chairman Murphy: The public hearing is closed; Mr. Donahue, please.

Commissioner Donahue: Thank you, Mr. Chairman. This changes very little. It's a practical matter so I don't think a whole lot more discussion is needed. The one thing I want to clarify with Mr. Rogers is that – we have here the conditions dated April 20. Is that still accurate? Or do we change them to the 22? I thought somewhere I saw another date.

Nicholas Rogers, Zoning Evaluation Division, Department of Planning and Zoning: April 20 should be the – the conditions went out on Monday, but the April 20 date is the most recent set of conditions.

Commissioner Donahue: That date is okay? All right, thank you. In that case, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE SEA 94-D-019, SUBJECT TO THE DEVELOPMENT CONDITIONS DATED APRIL 20, 2012.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve SEA 94-D-019, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Mr. Donahue.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE A MODIFICATION OF THE MINIMUM LOT SIZE REQUIREMENT TO PERMIT A LOT OF 18,275 SQUARE FEET INSTEAD OF THE REQUIRED 40,000 SQUARE FEET.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. You can lump all these together as far as I'm concerned.

Commissioner Donahue: These are reaffirmations. Are these all reaffirmations?
Planning Commission Meeting
April 26, 2012
SEA 94-D-019

Page 2

Commissioner Hall: No.

Mr. Rogers: No.

Chairman Murphy: Okay, do whatever you want to do. Go ahead.

Commissioner Donahue: I MOVE THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE A MODIFICATION OF THE MINIMUM LOT WIDTH REQUIREMENT TO PERMIT A LOT WIDTH OF 160 FEET INSTEAD OF THE REQUIRED 200 FEET.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor say, aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: I MOVE THE PLANNING COMMISSION RECOMMEND THE BOARD OF SUPERVISORS REAFFIRM THE MODIFICATION OF THE MINIMUM REQUIRED FRONT YARD TO PERMIT A FRONT YARD OF 19 FEET INSTEAD OF THE REQUIRED 20 [sic] FEET ALONG CHAIN BRIDGE ROAD.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion? Is that 20 feet or 40 feet?

Commissioner Donahue: IT'S 40 FEET, Mr. Chairman. That's correct.

Chairman Murphy: Okay, all those in favor of the MOTION AS AMENDED TO 40 FEET, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS REAFFIRM THE MODIFICATION OF THE TRANSITIONAL SCREENING REQUIREMENT AND THE WAIVER OF THE BARRIER REQUIREMENT ALONG THE SOUTHERN BOUNDARY IN FAVOR OF THAT SHOWN ON THE SE PLAT.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor, say aye.

Planning Commission Meeting

Page 3

April 26, 2012

SEA 94-D-019

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: And finally, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE A WAIVER OF THE LOADING SPACE REQUIREMENT.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman.

//

(The motions carried unanimously with Commissioners Alcorn and Lawrence absent from the meeting.)

JLC

Planning Commission Meeting
April 26, 2012
Verbatim Excerpt

SEA 2008-DR-003 - CAPITAL ONE, NATIONAL ASSOCIATION

After the Close of the Public Hearing

Chairman Murphy: Public hearing is closed; recognize Mr. Donahue.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE SEA 2008-DR-003, SUBJECT TO THE DEVELOPMENT CONDITIONS DATED APRIL 12, 2012.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion? All those in favor of the motion to recommend to the Board of Supervisors that it approve SEA 2008-DR-003, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE A MODIFICATION OF THE MINIMUM LOT WIDTH REQUIREMENT TO PERMIT A LOT WIDTH OF 60.37 FEET INSTEAD OF THE REQUIRED 100 FEET.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THE PLANNING COMMISSION RECOMMEND THE BOARD OF SUPERVISORS REAFFIRM THE WAIVER OF THE SERVICE DRIVE REQUIREMENT ALONG DOLLEY MADISON BOULEVARD.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THE PLANNING COMMISSION RECOMMEND THE BOARD OF SUPERVISORS REAFFIRM THE WAIVER OF THE REQUIREMENT TO CONSTRUCT AN ON-ROAD BIKE LANE ALONG DOLLEY MADISON BOULEVARD IN FAVOR OF A CONTRIBUTION TO THE DRANESVILLE DISTRICT WALKWAYS FUND.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THE PLANNING COMMISSION RECOMMEND THE BOARD OF SUPERVISORS REAFFIRM THE WAIVER OF THE LOADING SPACE REQUIREMENT.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS REAFFIRM THE MODIFICATION OF THE MINIMUM REQUIRED FRONT YARD TO PERMIT A FRONT YARD OF 5 FEET INSTEAD OF THE REQUIRED 20 FEET ALONG CHAIN BRIDGE ROAD.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. I MOVE THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS REAFFIRM THE MODIFICATION OF THE TRANSITIONAL SCREENING REQUIREMENT AND THE WAIVER OF THE

BARRIER REQUIREMENT TO THE NORTH ALONG DOLLEY MADISON BOULEVARD
IN FAVOR OF THAT SHOWN ON THE SE PLAT.

Commissioner Litzenberger: Second.
Planning Commission Meeting
April 26, 2012
SEA 2008-DR-003

Page 3

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Donahue: Thank you, Mr. Chairman. And I MOVE THE PLANNING
COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS REAFFIRM THE
MODIFICATION OF THE PERIPHERAL PARKING LOT LANDSCAPING REQUIREMENT
IN FAVOR OF THAT SHOWN ON THE SE PLAT.

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. Discussion? All those in favor of the motion,
say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. More motions than Tysons Corner.

Commissioner Donahue: Well, we'll see about that. Thank you, Mr. Chairman, and thank you also
to Mr. Rogers and to the applicant.

//

(The motions carried unanimously with Commissioners Alcorn and Lawrence absent from the
meeting.)

JLC

Board Agenda Item
May 1, 2012

3:30 p.m.

Public Hearing on SEA 84-C-024, Chipotle Mexican Grill of Colorado LLC D/B/A Chipotle Mexican Grill to Amend SE 84-C-024 Previously Approved for a Fast Food Restaurant to Permit Additional Fast Food Restaurant and an Increase in Land Area of the Shopping Center with Associated Modifications to the Development Conditions, Located on Approximately 10.56 Acres of Land Zoned PRC (Hunter Mill District)

This property is located at 11160 South Lakes Drive, #G2, Reston, 20191. Tax Map 27-1 ((9)) 2A and 4A.

PLANNING COMMISSION RECOMMENDATION:

On Wednesday, April 18, 2012, the Planning Commission voted unanimously to recommend to the Board of Supervisors approval of the following actions pertinent to the subject application:

- Approval of SEA 84-C-024, subject to the development conditions dated April 16, 2012;
- Reaffirmation of a modification of the transitional screening and barrier requirements;
- Reaffirmation of a modification of the required sight distance requirements;
- Reaffirmation of the waiver of the trail for the South Lakes Drive frontage; and
- Reaffirmation of the modification of the interparcel connection requirements.

ENCLOSED DOCUMENTS:

Attachment 1 - Verbatim excerpt

Staff Report previously furnished and available online at:
<http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdfw/4382124.PDF>

STAFF:

Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

Megan Brady, Staff Coordinator, DPZ

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Planning Commission Meeting
April 18, 2012
Verbatim Excerpt

SEA 84-C-024 – CHIPOTLE MEXICAN GRILL LLC (Hunter Mill District)

After the Close of the Public Hearing

Chairman Murphy: The public hearing is closed; recognize Mr. de la Fe.

Commissioner de la Fe: Thank you, Mr. Chairman. This is one of those simple cases, which is simple. In effect, this is an SEA, which is required in village centers in the PRC District for this particular use. It is just replacing - you know, it's just filling in from a previous use at the center. So it's a new tenant. Nothing else is happening. And you did receive a set a development conditions today. The only difference there is that we added the word "amendment" wherever Special Exception was mentioned because this is an SEA, not an SE, and then changed in Paragraph 5 the word "regardless" to "irrespective." I don't know why, but that's - that is the preferred language, so we're doing it. And that's it. Thank you, Mr. Chairman. Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF SEA 84-C-024, SUBJECT TO THE DEVELOPMENT CONDITIONS DATED APRIL 16TH, 2012.

Commissioners Lawrence and Alcorn: Second.

Chairman Murphy: Seconded by Mr. Lawrence and Mr. Alcorn. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve SEA 84-C-024, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner de la Fe: Mr. Chairman, I have four reaffirmations. I'm going to try to make them all in the same motion. I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF THE REAFFIRMATION OF A MODIFICATION OF THE TRANSITIONAL SCREENING AND BARRIER REQUIREMENT; A MODIFICATION OF THE REQUIRED SIGHT DISTANCE REQUIREMENTS; A REAFFIRMATION OF THE WAIVER OF THE TRAIL FOR THE SOUTH LAKES DRIVE FRONTAGE; AND A REAFFIRMATION OF THE MODIFICATION OF THE INTERPARCEL CONNECTION REQUIREMENTS.

Commissioner Lawrence: Second.

Chairman Murphy: Seconded by Mr. Lawrence. Is there a discussion of that motion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

//

(The motions carried unanimously.)

JN

Board Agenda Item
May 1, 2012

3:30 p.m.

Public Hearing on SEA 91-L-053-06, Washington Metropolitan Area Transit Authority (WMATA) to Amend SE 91-L-053 Previously Approved for Uses in a Flood Plain and Transportation Facilities to Permit Site Modifications, Building Additions and Associated Modifications to the Development Conditions to Permit the Construction of a WMATA Police Substation and Training Facility, Located on Approximately 54.38 Acres of Land Zoned I-4 (Lee District)

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

PLANNING COMMISSION RECOMMENDATION:

On Thursday, April 26, 2012, the Planning Commission voted unanimously (Commissioners Alcorn and Lawrence absent from the meeting) to recommend to the Board of Supervisors approval of the following actions pertinent to the subject application:

- Approval of SEA-91-L-053-06, subject to the development conditions dated April 12, 2012;
- Waiver of Section 17-201 of The Zoning Ordinance and Section 7.0104 of the Public Facilities Manual (PFM) requiring a service drive along Franconia-Springfield Parkway; and
- Modification of Zoning Ordinance Section 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 (SEA) plat, as modified by the development conditions.

In a related action, the Commission also voted unanimously (Commissioners Alcorn and Lawrence absent from the meeting) to approve 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.

ENCLOSED DOCUMENTS:

Attachment 1 - Verbatim excerpt

Staff Report previously furnished and available online at:

<http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdfw/4383060.PDF>

Board Agenda Item
May 1, 2012

STAFF:

Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning
(DPZ)

Erin Grayson, Staff Coordinator, DPZ

William Mayland, Staff Coordinator, DPZ

Planning Commission Meeting
April 26, 2012
Verbatim Excerpt

2232-L11-21 – WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY
SEA 91-L-053-06 – WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY

Decision Only During Commission Matters
(Public Hearing held on April 18, 2012)

Chairman Murphy: All right, Mr. Migliaccio.

Commissioner Migliaccio: Thank you, Mr. Chairman. I have one decision only tonight. It is the SEA on behalf of WMATA to build a police sub-station and indoor firing range near the Franconia-Springfield Metro Station. There is also a 2232 application attached to it. As you recall, I deferred this for one week to allow all interested parties to adequately examine the original set of development conditions presented in the staff report. I'm glad to state that all parties are now in agreement that their original development conditions will stand as written. This application will simply allow WMATA the opportunity to build modern facilities to house its District 2 sub-station and its very first indoor firing range, both of which will be built to meet LEED Silver standards. The sub-station will replace an undersized building now located at the Huntington Metro that WMATA long ago outgrew. The indoor firing range will allow WMATA's own police force the chance to maintain officers' certification without the added time and travel costs associated with finding other locations to do so. In the long run, this will save WMATA money. The Lee District Land Use Committee, the Greater Springfield Chamber of Commerce, and our professional planning staff support this proposal, as do I. Therefore, Mr. Chairman, I have a few motions to make this evening. I MOVE THAT THE PLANNING COMMISSION FIND THAT 2232-L11-21 IS SUBSTANTIALLY IN ACCORD WITH THE PROVISIONS OF THE ADOPTED COMPREHENSIVE PLAN AND SATISFIES THE CRITERIA OF LOCATION, CHARACTER, AND EXTENT AS SPECIFIED IN *VIRGINIA CODE* SECTION 15.2-2232, AS AMENDED.

Commissioner Sargeant: Second.

Chairman Murphy: Seconded by Mr. Sargeant. Is there a discussion of the motion? All those in favor of the motion to approve 2232-L11-21, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Mr. Migliaccio.

Commissioner Migliaccio: Thank you, Mr. Chairman. I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS TO APPROVE SEA-91-L-053-06, SUBJECT TO THE PROPOSED DEVELOPMENT CONDITIONS DATED APRIL 12, 2012.

Commissioner Sargeant: Second.

Chairman Murphy: Seconded by Mr. Sargeant. Discussion? All those in favor of the motion to recommend to the Board of Supervisors that it approve SEA 91-L-053-06, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Migliaccio: Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS TO APPROVE A WAIVER OF SECTION 17-201 OF THE ZONING ORDINANCE AND SECTION 7.0104 OF THE PFM REQUIRING A SERVICE DRIVE ALONG FRANCONIA-SPRINGFIELD PARKWAY.

Commissioner Sargeant: Second.

Chairman Murphy: Seconded by Mr. Sargeant. Discussion? All those in favor of the motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Migliaccio: And finally, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS TO APPROVE A MODIFICATION OF THE ZONING ORDINANCE SECTION 13-303, TRANSITIONAL SCREENING, AND 13-304, BARRIER REQUIREMENT, ALONG THE NORTHERN AND SOUTHERN PROPERTY BOUNDARY IN FAVOR OF THE LANDSCAPING AND BARRIER SHOWN ON THE SEA PLAT, AS MODIFIED BY THE DEVELOPMENT CONDITIONS.

Commissioner Sargeant: Second.

Chairman Murphy: Seconded by Mr. Sargeant. Is there a discussion of that motion? All those in favor of the motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Thank you very much.

Commissioner Migliaccio: Thank you, Mr. Chairman.

(The motions carried unanimously with Commissioners Alcorn and Lawrence absent from the meeting.)

JLC

Board Agenda Item
May 1, 2012

3:30 p.m.

Public Hearing on RZ 2011-LE-022, Springfield Metro Center II, LLC and Springfield 6601 LLC to Rezone from C-4 and I-4 to PDC to Permit Commercial Development and Approval of the Conceptual Development Plan, Located on Approximately 6.28 Acres of Land (Lee District)

and

Public Hearing on PCA 1998-LE-064-02/PCA 2008-LE-015, Springfield Metro Center II, LLC and Springfield Parcel C LLC to Amend the Proffers for RZ 1998-LE-064 and RZ 2008-LE-015 Previously Approved for Commercial Development to Permit Commercial Development and Associated Modifications to Proffers and Site Design with Interim use of Commercial Off-Site Parking as Principal use on Approximately 10.39 Acres of Land Zoned C-4 (Lee District)

This property is located on the West side of Springfield Center Drive and South of the Joe Alexander Transportation Center. Tax Map 90-2 ((1)) 56C pt. and 58D; 90-4 ((1)) 11B pt.

This property is located on the West side of Springfield Center Drive and South West of the Joe Alexander Transportation Center. Tax Map 90-2 ((1)) 56C pt. and 90-4 ((1)) 11B pt.

PLANNING COMMISSION RECOMMENDATION:

On Thursday, March 8, 2012, the Planning Commission voted unanimously (Commissioners Donahue and Murphy absent from the meeting) to recommend to the Board of Supervisors approval of the following actions pertinent to the subject application:

- Approval of PCA 2008-LE-015 and PCA 1998-LE-064-02, subject to the execution of proffers consistent with those dated March 7, 2012;
- Waiver of the minimum district size;
- Waiver of the rear yard requirement and reaffirmation of the waiver of the barrier requirement and modification of the transitional screening to the adjacent multi-family dwellings to the west;
- Approval of RZ 2011-LE-022, subject to the execution of proffers consistent with those dated March 7, 2012
- Modification of the loading space requirement to allow four spaces instead of the required five spaces by Section 11.202 (15) of the Zoning Ordinance;
- Increase in the maximum floor area ratio from 1.5 to 1.89 in accordance with Section 6-208 of the Zoning Ordinance; and

Board Agenda Item
May 1, 2012

- Waiver of the barrier requirement and modification of the transitional screening to the east.

In addition, the Planning Commission voted unanimously (Commissioners Donahue and Murphy absent from the meeting) to approve FDP 2011-LE-022, subject to the development conditions dated February 23, 2012 and Board of Supervisors' approval of RZ 2011-LE-022.

ENCLOSED DOCUMENTS:

Attachment 1 - Verbatim excerpt

Staff Report previously furnished and available online at:

<http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdfw/4378528.PDF>

STAFF:

Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)

William Mayland, Staff Coordinator, DPZ

Planning Commission Meeting
March 8, 2012
Verbatim Excerpt

RZ/FDP 2011-LE-022 - SPRINGFIELD METRO CENTER II, LLC AND SPRINGFIELD 6601, LLC
PCA 1998-LE-064-02 & PCA 2008-LE-015 - SPRINGFIELD METRO CENTER II, LLC AND SPRINGFIELD PARCEL C, LLC

After the Close of the Public Hearing

Vice Chairman Alcorn: All right, then I'll close the public hearing; recognize Commissioner Migliaccio.

Commissioner Migliaccio: Thank you, Mr. Chairman. Tonight, we have before us an application that builds upon a previously-approved rezoning from just a few years ago. The new rezoning, also known as Springfield Metro Center Phase II, seeks to place 6.28 acres into the PDC District. This Phase II will have structured parking – a structured parking garage and two office buildings and is designed to be complementary to Phase I. In fact, the two phases are designed as a single office park once fully built out. And all the buildings in both phases will be designed to achieve LEED Silver status. As we heard tonight, there has been some discussion centered on transportation improvements and TDM goals. Again, in Phase II the applicant has committed to seek a strong TDM goal of 30 percent. During this process, the applicant has also reassessed their initial TDM goal in Phase I and has decided to raise it from 20 to 30 percent. The applicant has also committed to provide nearly one million dollars in road improvements for Phase II. This includes stoplights on Loisdale Road, if warranted, and more than a half-million dollars in the form of a direct contribution to the Springfield Area Road Fund that Commissioner Sargeant alluded to. In addition, the applicant has carried over their commitment to providing shuttle buses into Phase II. I believe that this application, when fully built out and occupied, will be a welcome addition to the Springfield transit area. This application has the support of County staff, the Lee District Land Use Committee, and a letter of support from the Northern Virginia Community College that is adjacent to it. Therefore, Mr. Chairman, I have a few motions to make tonight.

Vice Chairman Alcorn: Please.

Commissioner Migliaccio: And then we can go home. Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF PCA 2008-LE-015 AND PCA 1998-LE-064-02, SUBJECT TO THE EXECUTION OF PROFFERS CONSISTENT WITH THOSE DATED MARCH 7, 2012.

Commissioners Flanagan and Sargeant: Second.

Vice Chairman Alcorn: Motion has been made and seconded by Commissioner Flanagan and Commissioner Sargeant. Any discussion of that motion? All those in favor of recommending approval of the PCAs as articulated by Commissioner Migliaccio, please say aye.

Commissioners: Aye.

Planning Commission Meeting

March 8, 2012

RZ/FDP 2011-LE-022 & PCA 1998-LE-064-02 & PCA 2008-LE-015

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Vice Chairman Alcorn: All opposed? That motion carries; Mr. Migliaccio.

Commissioner Migliaccio: Thank you, Mr. Chairman. I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE A WAIVER OF THE MINIMUM DISTRICT SIZE.

Commissioner Sargeant: Second.

Vice Chairman Alcorn: Seconded by Commissioner Sargeant. Any discussion of that motion? All those in favor of the motion, say aye.

Commissioners: Aye.

Vice Chairman Alcorn: All opposed? That motion carries. Commissioner Migliaccio.

Commissioner Migliaccio: I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE A WAIVER OF THE REAR YARD REQUIREMENT AND REAFFIRM THE WAIVER OF THE BARRIER REQUIREMENT AND MODIFICATION OF THE TRANSITIONAL SCREENING TO THE ADJACENT MULTI-FAMILY DWELLINGS TO THE WEST.

Commissioner Sargeant: Second.

Vice Chairman Alcorn: Seconded by Commissioner Sargeant. Any discussion of that motion? All those in favor of the motion, say aye.

Commissioners: Aye.

Vice Chairman Alcorn: All opposed? That motion carries.

Commissioner Migliaccio: Thank you, Mr. Chairman. Now I'm going to move to the rezoning. Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF RZ 2011-LE-022, SUBJECT TO THE EXECUTION OF PROFFERS CONSISTENT WITH THOSE DATED MARCH 7, 2012.

Commissioner Sargeant: Second.

Vice Chairman Alcorn: Seconded by Commissioner Sargeant. Any discussion on that motion? All those in favor recommending approval of RZ 2011-LE-022, subject to the proffers dated March 7, 2012, please say aye.

Commissioners: Aye.

Vice Chairman Alcorn: All opposed? That motion carries. Commissioner Migliaccio.

Planning Commission Meeting
March 8, 2012

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RZ/FDP 2011-LE-022 & PCA 1998-LE-064-02 & PCA 2008-LE-015

Commissioner Migliaccio: Thank you, Mr. Chairman. I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF A MODIFICATION OF THE LOADING SPACE REQUIREMENT TO ALLOW FOUR SPACES.

Commissioner Sargeant: Second.

Vice Chairman Alcorn: Seconded by Commissioner Sargeant. Any discussion of that motion? All those in favor, say aye.

Commissioners: Aye.

Vice Chairman Alcorn: All opposed? That motion carries.

Commissioner Migliaccio: I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE AN INCREASE TO THE MAXIMUM FLOOR AREA RATIO FROM 1.5 TO 1.89.

Commissioner Sargeant: Second.

Vice Chairman Alcorn: Seconded by Commissioner Sargeant. Any discussion of that motion? All those in favor, say aye.

Commissioners: Aye.

Vice Chairman Alcorn: All opposed? That motion carries.

Commissioner Migliaccio: I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD OF SUPERVISORS APPROVE A WAIVER OF THE BARRIER REQUIREMENT AND MODIFICATION OF THE TRANSITIONAL SCREENING TO THE EAST.

Commissioner Sargeant: Second.

Vice Chairman Alcorn: Seconded by Commissioner Sargeant. Any discussion on that motion? All those in favor, say aye.

Commissioners: Aye.

Vice Chairman Alcorn: All opposed? That motion carries.

Commissioner Migliaccio: And one last motion, Mr. Chairman. I MOVE THAT THE PLANNING COMMISSION APPROVE FDP 2011-LE-022, SUBJECT TO THE PROPOSED DEVELOPMENT CONDITIONS CONTAINED IN APPENDIX 3 OF THE STAFF REPORT AND THE BOARD OF SUPERVISORS' APPROVAL OF RZ 2011-LE-022.

Planning Commission Meeting
March 8, 2012

Page 4

RZ/FDP 2011-LE-022 & PCA 1998-LE-064-02 & PCA 2008-LE-015

Commissioner Sargeant: Second.

Vice Chairman Alcorn: Seconded by Commissioner Sargeant. Any discussion of that motion? All those in favor of approving FDP 2011-LE-022, subject to the proposed development conditions contained in Appendix 3 of the staff report and the Board of Supervisors' approval of RZ 2011-LE-015 [sic], say aye.

Commissioners: Aye.

Vice Chairman Alcorn: All opposed? That motion carries.

Commissioner Migliaccio: Thank you, Mr. Chairman. I'd just like to thank staff, Bill Mayland, and the applicant for their work on this to get us an approval. Thank you.

//

(The motions carried unanimously with Commissioners Donahue and Murphy absent from the meeting.)

JLC

Board Agenda Item
May 1, 2012

3:30 p.m.

Public Hearing on SE 2011-MV-012, Redpath Development, LLC to Permit Uses in a Floodplain, Located on Approximately 14,000 Square Feet of Land Zoned R-3 (Mount Vernon District)

This property is located at 6415 13th Street, Alexandria, 22307. Tax Map 93-2 ((8)) (27) 13.

PLANNING COMMISSION RECOMMENDATION:

On Thursday, March 8, 2012, the Planning Commission voted unanimously (Commissioners Donahue and Murphy absent from the meeting) to recommend that the Board of Supervisors approve SE 2011-MV-012, subject to the development conditions dated March 5, 2012.

ENCLOSED DOCUMENTS:

Attachment 1 - Verbatim excerpt
Staff Report previously furnished and available online at:
<http://ldsnet.fairfaxcounty.gov/ldsnet/ldsdfw/4377101.PDF>

STAFF:

Barbara Berlin, Director, Zoning Evaluation Division, Department of Planning and Zoning (DPZ)
St. Clair D. Williams, Staff Coordinator, DPZ

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Planning Commission Meeting
March 8, 2012
Verbatim Excerpt

SE 2011-MV-012 – REDPATH DEVELOPMENT, LLC

Decision Only During Commission Matters
(Public Hearing held on February 23, 2012)

Vice Chairman Alcorn: Okay, Commissioner Flanagan.

Commissioner Flanagan: Yes, thank you, Mr. Chairman. As you are aware, we deferred a decision on the Special Exception SE 2011-MV-012 to consider opposition from one homeowner who unexpectedly testified regarding stormwater concerns on February 28 [sic], 2012. I have since consulted with the New Alexandria Civic Association president, who by the way turns out to be the daughter of veteran Commissioner Carl Sell.

Vice Chairman Alcorn: Small world.

Commissioner Flanagan: It was a pleasure to do business with Debbie Sell. Her last name is now Pugh as well. But also, I consulted with the vice president of that civic association and the staff, including St. Clair Williams, who's here tonight, and including the DPW Stormwater Management staff and Mr. Weinig, the engineer for the applicant. Although the New Alexandria Civic Association did not take a vote on the application, a consensus at an association meeting did support the application. The association's position was a factor in the Mount Vernon Land Use Committee and the Mount Vernon Council's support of the application. Though I am now satisfied that the proposal by the applicant will not increase the existing stormwater conditions on this site, but improve stormwater conditions on this site and adjacent sites. I do thank the testifier for raising the issue for clarification. In essence, flooding in – and this is something that will probably come up at every application of this sort that comes up hereafter – in essence flooding in New Alexandria can be lessened if all impervious areas are connected to a storm sewer so that water reaches the Potomac River before flood waters generated upstream elevate the Potomac as its crests passes New Alexandria. So the – what's happening here is that this particular site was totally – the stormwater from it was migrating across open ditches – through open ditches that were sometimes overgrown – and slowed down, thereby tending to puddle and pool in the area of the structure. But by the new construction being tied to a storm sewer that gets that stormwater now to the Potomac rapidly, the amount of flooding from this site will be lessened. I would like to particularly thank, in fact, Mr. Weining, who is the engineer, a consultant with the firm of RC Fields, for the clarity and the terse understanding he provided regarding flood and stormwater control techniques. Therefore, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF SE 2011-MV-012, SUBJECT TO THE DEVELOPMENT CONDITIONS DATED MARCH 5, 2012.

Commissioner Sargeant: Second.

Vice Chairman Alcorn: Seconded by Commissioner Sargeant. Any discussion on that motion? All those in favor of recommending approval of SE 2011-MV-012, subject to the development conditions dated March 5, 2012, please say aye.

Commissioners: Aye.

Vice Chairman Alcorn: All opposed? That motion carries.

//

(The motion carried unanimously with Commissioners Donahue and Murphy absent from the meeting.)

JLC

Board Agenda Item
May 1, 2012

4:00 p.m.

Public Hearing on Proposed Plan Amendment S11-IV-MV1, Located Along Richmond Highway Between Buckman Road and Janna Lee Avenue (Lee District)

ISSUE:

Plan Amendment (PA) S11-IV-MV1 considers amending the Comprehensive Plan for Suburban Neighborhood Area (SNA) 4 between the Hybla Valley/Gum Springs CBC and the South County Center CBC to include an option for residential use at 20-30 dwelling units per acre. The 16.94-acre subject area is currently planned for residential use at 2-3 dwelling units per acre (du/ac) with townhouse-style office and retail use along the Richmond Highway frontage up to an intensity of .25 FAR. Option 1 for the entirety of SNA 4 recommends a mix of predominantly residential use up to 25 du/ac with 50,000 to 80,000 square feet of office and ground floor retail use with conditions. Option 2 for a 10.09-acre subset of SNA 4 recommends that development of residential use at a density of 8-12 du/ac may be appropriate with conditions. Option 3 for a 6.08-acre subset of SNA 4 recommends that development of residential use at a density of 20-30 dwelling units per acre with up to 80,000 square feet of office and ground floor retail use may be appropriate with conditions.

PLANNING COMMISSION RECOMMENDATION:

On Thursday, March 29, 2012, the Planning Commission voted unanimously (Commissioners Hall, Hurley, and Litzenberger absent from the meeting) to recommend that the Board of Supervisors adopt the Planning Commission's recommended text for Plan Amendment S11-IV-MV1, as shown in the handout dated March 29, 2012 (Attachment 2).

RECOMMENDATION:

The County Executive recommends that the Board adopt the Planning Commission recommendation to add an option to the Comprehensive Plan to support residential use at 20-30 dwelling units per acre, resulting in up to approximately 500 townhouse and multifamily units. Conditions associated with this option include consolidation, building design, parks and open space, environment, pedestrian circulation, and transportation improvements to ensure well-designed redevelopment that is compatible with surrounding neighborhoods. This option would replace Options 2 and 3 for Suburban Neighborhood Area 4.

Board Agenda Item
May 1, 2012

TIMING:

Planning Commission public hearing – March 29, 2012
Board of Supervisors' public hearing – May 1, 2012

BACKGROUND:

On November 1, 2011, the Fairfax County Board of Supervisors authorized Plan Amendment (PA) S11-IV-MV1 for Tax Map Parcels 101-2 ((1)) 22-24, ((5)) (2) 1-7, 8A, 8B, 9-16, (3) 1, 2A, 3A, 4-13. This proposed Plan amendment would add an option for residential use, replacing the office and retail uses currently planned for this area.

FISCAL IMPACT:

None

ENCLOSED DOCUMENTS:

Attachment 1: Verbatim excerpt

Attachment 2: Planning Commission Recommended Text

Staff Report for Plan Amendment S11-IV-MV1 (available online at:

<http://www.fairfaxcounty.gov/dpz/comprehensiveplan/amendments/s11-iv-mv1.pdf>)

STAFF:

Fred R. Selden, Director, Department of Planning and Zoning (DPZ)

Marianne R. Gardner, Director, Planning Division (PD), DPZ

Kimberly M. Rybold, Planner III, Policy and Plan Development Branch, PD, DPZ

Planning Commission Meeting
March 29, 2012
Verbatim Excerpt

S11-IV-MV1 – COMPREHENSIVE PLAN AMENDMENT (BUCKMAN ROAD) (Lee District)

After the Close of the Public Hearing

Chairman Murphy: Public hearing is closed; recognize Mr. Migliaccio.

Commissioner Migliaccio: Thank you, Mr. Chairman. As staff mentioned, this Amendment would add an option for redevelopment with residential use up to 30 dwelling units per acre to Suburban Neighborhood Area 4, consisting of multi-family units and townhouse units. This option would replace existing Options 2 and 3 for Suburban Neighborhood 4. My language reflects the recommendation of the Lee District Land Use Committee, adding that accessory office and/or accessory retail use may be appropriate on the ground floor of the multi-family buildings and that contributions should be made toward the restoration of the Little Huntington Creek to address water quality within the watershed. Also, my language creates a density range of 20 to 30 dwelling units per acre in place of the "...up to 30 dwelling units per acre." Therefore, Mr. Chairman, I
MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS THE ADOPTION OF THE STAFF RECOMMENDATION FOR PLAN AMENDMENT S11-IV-MV1, WITH THE MODIFICATIONS SHOWN IN MY HANDOUT DATED MARCH 29, 2012.

Commissioner Sargeant: Second.

Chairman Murphy: With that accessory?

Commissioner Flanagan: With the additional –

Chairman Murphy: WITH THE ADDITIONAL WORD "ACCESSORY" BEFORE RETAIL.

Commissioner Migliaccio: I thought I read that in, but yes.

Commissioner Alcorn: As part of the motion?

Commissioner Migliaccio: THAT IS PART OF THE MOTION.

Chairman Murphy: Okay. Seconded by –

Commissioner Alcorn: Second.

Chairman Murphy: Mr. Alcorn.

Commissioner Migliaccio: And Mr. Sargeant.

Chairman Murphy: And Mr. Sargeant. Discussion of the motion?

Commissioner Flanagan: Mr. Chairman, yes?
Planning Commission Meeting
March 29, 2012
S11-IV-MV1

Page 2

Chairman Murphy: Mr. Flanagan.

Commissioner Flanagan: I intend to support the motion, but since it has been brought up about a recommendation of the Mount Vernon Land Use Committee, I thought I would note that they do intend to have a recommendation, but not until the public hearing for the Board of Supervisors.

Chairman Murphy: All right. Further discussion? All those in favor of the motion to recommend to the Board of Supervisors that it adopt Plan Amendment S11-IV-MV1, as articulated by Commissioner Migliaccio, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Thank you very much.

//

(The motion carried unanimously with Commissioners Hall, Hurley, and Litzenberger absent from the meeting.)

JLC

PROPOSED PLAN LANGUAGE**Plan Amendment S11-IV-MV1**

March 29, 2012

Planning Commission recommended modifications to the Comprehensive Plan are shown as underlined for text to be added and as ~~strikethrough~~ as text to be deleted.

REPLACE: Fairfax County Comprehensive Plan, 2011 Edition, Area IV, Mount Vernon Planning District, as amended through 6-21-2011, Richmond Highway Corridor, pages 57-60, Options 2 and 3:

"As a second option, development of residential use at a density of 20 to 30 dwelling units per acre may be appropriate if the area is redeveloped in accordance with Appendix 8 of the Land Use section of the Policy Plan "Guidelines for Neighborhood Redevelopment," and the following conditions are met. Redevelopment would consist of approximately 350 multifamily residential units and 150 townhome units, but flexibility in unit type may be appropriate to achieve Comprehensive Plan objectives. Accessory office and/or retail use may be appropriate on the ground floor of one or more of the multifamily buildings-Construction of the residential units may be phased.

Design:

- Complete parcel consolidation is desired. If total consolidation is not achieved, the development plan should demonstrate how the unconsolidated parcels could be integrated within the project at a later date, and buffered from the development in the interim.
- High quality, pedestrian-oriented architectural and landscape design, and other elements contained in the Urban Design Recommendations for the Richmond Highway Corridor are incorporated.
- Buildings provide appropriate transition in scale and mass from Richmond Highway towards existing adjacent residential areas along Buckman Road and Janna Lee Avenue.
- Useable, well-landscaped open space is provided throughout the site.
- Landscaping is employed to offset the effect of parking lots, driveways and pavement areas adjacent to the residential structures.
- All buildings are designed to provide an attractive appearance on all sides-Blank walls should be avoided. High quality building materials should be used.

Environment:

- Noise should be mitigated consistent with guidance outlined in the Environment element of the Policy Plan through appropriate design of the site, and the design and construction of buildings. Noise walls along Richmond Highway are not appropriate.

- Trees determined to be of value by the Urban Forester are preserved to the maximum extent possible. Preservation of existing trees within proposed open space areas is encouraged.
- Low Impact Development (LID) practices should be incorporated to the maximum extent possible.
- Contributions toward the restoration of Little Hunting Creek should be provided.

Parks and Recreation:

- Well-designed, publicly accessible urban parks should be integrated to enhance the recreational options and sense of place for the development, consistent with the Urban Park Framework document, as modified by the Fairfax County Park Authority. Contributions to offset off-site public park facility service level impacts should be made commensurate with the impact of development approved.

Transportation and Pedestrian Circulation:

- Development should provide for the improvement of Richmond Highway to a six-lane section as depicted on the Countywide Transportation Plan, and associated improvements to address projected traffic congestion and relieve capacity issues at the Buckman Road/Mt. Vernon Highway/Richmond Highway intersection.
- Janna Lee Avenue between Richmond Highway and Buckman Road is improved.
- Continuous sidewalks and trails within a streetscape consistent with the Richmond Highway Corridor guidelines are provided along Richmond Highway, Janna Lee Avenue and Buckman Road. Hard surface material that enhances the corridor's urban character should be used. Within the site, trails and sidewalks are provided to create a pedestrian friendly environment and to connect the site with transit services along the Richmond Highway corridor and surrounding areas."

THE PLAN MAP: The Comprehensive Plan Map will not change.

Board Agenda Item
May 1, 2012

4:00 p.m.

Public Hearing to Consider Adopting an Ordinance Expanding the Culmore Residential Permit Parking District, District 9 (Mason District)

ISSUE:

Public hearing on an amendment to Appendix G, of *The Code of the County of Fairfax, Virginia*, to expand the Culmore Residential Permit Parking District (RPPD), District 9.

RECOMMENDATION:

The County Executive recommends that the Board adopt an amendment (Attachment I) to Appendix G, of *The Code of the County of Fairfax, Virginia*, to expand the Culmore RPPD, District 9.

TIMING:

On March 20, 2012, the Board authorized a Public Hearing to consider the proposed amendment to Appendix G, of *The Code of the County of Fairfax, Virginia*, to take place on May 1, 2012, at 4:00 p.m.

BACKGROUND:

Section 82-5A-4(b) of *The Code of the County of Fairfax, Virginia*, authorizes the Board to establish or expand an RPPD in any residential area of the County if: (1) the Board receives a petition requesting establishment or expansion of an RPPD that contains signatures representing at least 60 percent of the eligible addresses of the proposed District and representing more than 50 percent of the eligible addresses on each block of the proposed District, (2) the proposed District contains a minimum of 100 contiguous or nearly contiguous on-street parking spaces 20 linear feet in length per space, unless the subject area is to be added to an existing district, (3) 75 percent of the land abutting each block within the proposed District is developed residential, and (4) 75 percent of the total number of on-street parking spaces of the petitioning blocks are occupied, and at least 50 percent of those occupied spaces are occupied by nonresidents of the petitioning blocks, as authenticated by a peak-demand survey. In addition, an application fee of \$10 per address is required for the establishment or expansion of an RPPD. In the case of an amendment expanding an existing District, the foregoing provisions apply only to the area to be added to the existing District.

Board Agenda Item
May 1, 2012

Staff conducted a peak parking demand survey for Washington Drive. This survey verified that more than 75 percent of the total number of on-street parking spaces of the petitioning blocks were occupied by parked vehicles, and more than 50 percent of those occupied spaces were occupied by nonresidents of the petitioning blocks. All other requirements to expand the RPPD have been met.

FISCAL IMPACT:

The cost of sign installation is estimated at \$800 to be paid out of Fairfax County Department of Transportation (FCDOT) funds.

ENCLOSED DOCUMENTS:

Attachment I: Proposed Amendment to *The Code of the County of Fairfax, Virginia*

Attachment II: Map Depicting Proposed Limits of RPPD Establishment

STAFF:

Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)

Eric Teitelman, Chief, Capital Projects and Operations Division, FCDOT

Selby Thannikary, Chief, Traffic Operations Section, FCDOT

Maria Turner, FCDOT

Hamid Majdi, FCDOT

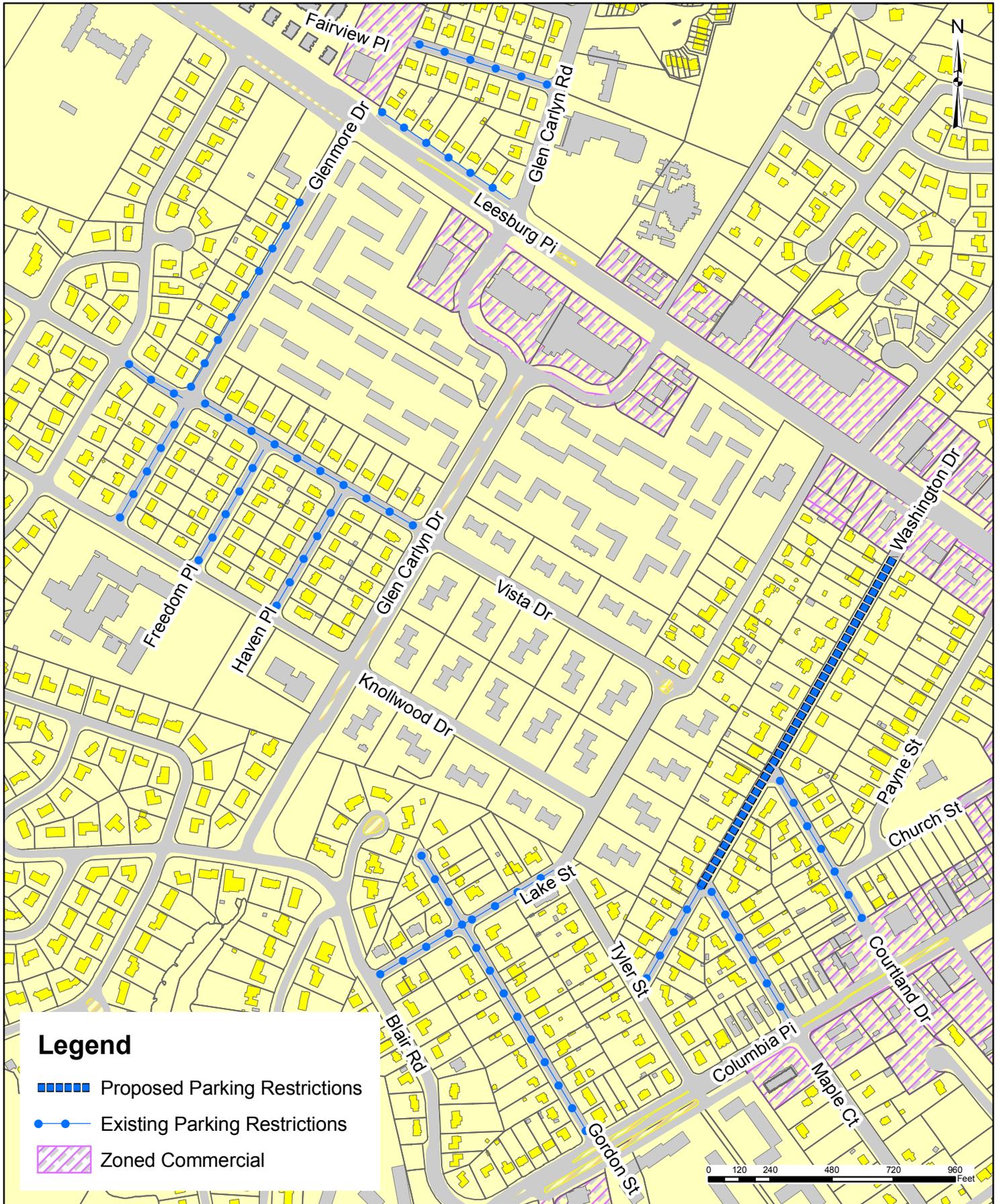
Proposed Amendment

Amend *The Code of the County of Fairfax, Virginia*, by adding the following streets to Appendix G-9, Section (b), (2), Culmore Residential Permit Parking District, in accordance with Article 5A, of Chapter 82:

Washington Drive (Route 794)

~~From Tyler Street (Route 795) to Maple Court (Route 1026)~~

From Tyler Street to the northern boundaries of 3407 and 3408 Washington Drive



Legend

-  Proposed Parking Restrictions
-  Existing Parking Restrictions
-  Zoned Commercial



February 21, 2012

Fairfax County Department of Transportation
 Traffic Operations Section
 RESIDENTIAL PERMIT PARKING DISTRICT (RPPD)
 Culmore # 9
 Mason District



Tax Map: 61-2 (186)

Board Agenda Item
May 1, 2012

4:00 p.m.

Public Hearing to Consider Parking Restrictions on Old Franconia Road (Lee District)

ISSUE:

Public hearing on an amendment to Appendix R of *The Code of the County of Fairfax, Virginia* (Fairfax County Code), to establish parking restrictions on the north side of Old Franconia Road from Franconia Road to Fleet Drive.

RECOMMENDATION:

The County Executive recommends that the Board adopt an amendment to Appendix R, of the Fairfax County Code, to prohibit the parking of commercial vehicles as defined in Section 82-5-7, recreational vehicles, and all trailers on the north side of Old Franconia Road from Franconia Road to Fleet Drive from 9:00 p.m. to 6:00 a.m., seven days per week.

TIMING:

The public hearing was authorized on April 10, 2012, for May 1, 2012, at 4:00 p.m.

BACKGROUND:

The Lee District Supervisor's office requested a review of the long term parking that is occurring on the north side of Old Franconia Road from Franconia Road to Fleet Drive.

Property on the north side of Old Franconia Road is zoned commercial and is currently signed to restrict commercial vehicles over 12,000 pounds, seven days per week.

Property on the south side of Old Franconia Road is zoned residential and parking is restricted under Section 82-5-7, Parking Commercial Vehicles in Residential Districts, and under Section 82-5B, Prohibition Against Parking Watercraft, Trailers, Motor Homes, and Other Devices in Certain Areas (Community Parking District).

Staff reviewed the area on several occasions noting specifically the long term parking of large cargo trailers and boat trailers which limits available parking for commercial businesses on the north side of Old Franconia Road.

Lee District staff has contacted the only property owner that leases to all tenants with ingress/egress access onto Old Franconia Road, and they expressed support for the

Board Agenda Item
May 1, 2012

restriction on behalf of their tenants. In addition, the residential community along the south side of Old Franconia Road supports the restriction.

Fairfax County Code Section 82-5-37.1 authorizes the Board of Supervisors to designate restricted parking in non-residential areas when the capacity of on-street parking is diminished for other uses. By prohibiting the parking of commercial and recreational vehicles, and all trailers as set forth in Sections 82-5-7 and 82-5B from 9:00 p.m. to 6:00 a.m., seven days per week, additional short term parking will be available for local residents and businesses in the immediate area.

FISCAL IMPACT:

The cost of sign installation is estimated at \$1,100 to be paid out of Fairfax County Department of Transportation (FCDOT) funds.

ENCLOSED DOCUMENTS:

Attachment I: Proposed Amendment to Fairfax County Code, Appendix R (General Parking Restrictions)

Attachment II: Map Depicting Proposed Parking Restriction

STAFF:

Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)

Eric Teitelman, Chief, Capital Projects and Operations Division, FCDOT

Selby Thannikary, Chief, Traffic Operations Section, FCDOT

Maria Turner, FCDOT

PROPOSED CODE AMENDMENT

THE CODE OF THE COUNTY OF FAIRFAX, VIRGINIA
APPENDIX R

Amend *The Code of the County of Fairfax, Virginia*, by adding the following to Appendix R, in accordance with Section 82-5-37.1:

Old Franconia Road (Route 5528) from Franconia Road to Fleet Drive.

Commercial vehicles, recreational vehicles, and trailers as defined in Fairfax County Code Sections 82-5-7(b) and 82-5B-1 shall be restricted from parking on the north side of Old Franconia Road (Route 5528) from Franconia Road to Fleet Drive from 9:00 p.m. to 6:00 a.m., seven days per week.



- - - - - Proposed Parking Restriction
 Zoned Commercial
 Zoned Industrial

Fairfax County Department of Transportation
 Traffic Operations Section
 Proposed Parking Restriction
 Lee District



NO PARKING
 COMMERCIAL VEHICLES
 RECREATIONAL VEHICLES
 ALL TRAILERS
 9:00PM - 6:00AM
➔
COUNTY CODE §82-5-37.1



Board Agenda Item
May 1, 2012

4:00 p.m.

Public Hearing for the De-Creation/Re-Creation of Small and Local Sanitary Districts for Refuse/Recycling, and/or Vacuum Leaf Collection Service (Dranesville District)

ISSUE:

Public Hearing to consider approval of the De-Creation/Re-Creation of Small and Local Sanitary District for refuse/recycling and/or vacuum leaf collection service.

RECOMMENDATION:

The County Executive recommends that the Board approve the proposed petition within Dranesville District.

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>	<u>Recommendation</u>
Local District 1A1 Within Dransville District (Ironwood Drive)	De-Create/ Re-Create	Add Vacuum Leaf Collection	Approve

TIMING:

Board of Supervisors' authorized to advertise on April 10, 2012, for a Public Hearing May 1, 2012, at 4:00 p.m.

BACKGROUND:

The administrative responsibility for the Creation/Enlargement/De-Creation/Re-Creation of Small and Local Sanitary Districts in the County of Fairfax for refuse/recycling and/or vacuum leaf collection is with the Department of Public Works and Environmental Services. The establishment of sanitary districts is accomplished through the action of the Board of Supervisors at public hearings.

The submitted petitions have been reviewed, and it is recommended that the submitted petitions be approved. If approved, the modifications will become permanent in July 2012

Board Agenda Item
May 1, 2012

FISCAL IMPACT:
None

ENCLOSED DOCUMENTS:
Attachment 1: Summary Sheet
Attachment 2: Data Sheet with Resolution and Map

STAFF:
Robert A. Stalzer, Deputy County Executive
James W. Patteson, Director, Department of Public Works and Environmental Services (DPWES)
Stephen W. Aitcheson, Deputy Director, Department of Public Works and Environmental Services (DPWES)

SUMMARY SHEET

Proposed alterations to the following small and local sanitary districts for refuse/recycling and/or leaf collection service:

1. De-create/Re-create Local District 1A1 within Dranesville District for the purpose of continuing County Refuse, Recycling and adding Vacuum Leaf Collection Service to the Ironwood Drive area.

DATA SHEET
De-Create/Re-Create
Local District 1A1
Within Dranesville District

Purpose: To provide County Refuse/Recycling and Vacuum Leaf Collection Service to the Ironwood Drive area.

- Petition requesting service received on February 10, 2012
- Petition Area: 16 Properties.
- 11 Property Owners in favor.
- The Department of Public Works and Environmental Services can provide the requested service using existing equipment.
- The Department of Public Works and Environmental Services recommends that the proposed action be approved effective July 1, 2012.

ADOPTION OF A RESOLUTION
TO DE-CREATE/RE-CREATE
WITHIN LOCAL DISTRICT 1A1
WITHIN DRANESVILLE DISTRICT

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 the 1st day of May, 2012, at which a quorum was present and voting, the following resolution to be effective July 1, 2012, was adopted:

WHEREAS, Virginia Code Section 15.2-858, as amended, provides for, among other things, the de-creation/re-creation by the Board of Supervisors of Fairfax County, Virginia, of a local sanitary district by resolution; and

WHEREAS, the Board of Supervisors has been presented with facts and information upon consideration of which said Board, finding the property embraced in the proposed local sanitary district will be benefited by de-creating/re-creating the local sanitary district for the purpose of adding vacuum leaf collection to current service of refuse and recyclables collection for the citizens who reside therein.

NOW, THEREFORE, BE IT RESOLVED, that there is hereby de-created/re-created by the Board of Supervisors of Fairfax County, Virginia, pursuant to Virginia Code Section 15.2-858, as amended, to be known as, Local District 1A1 within Dranesville District, Fairfax County, Virginia, which said local sanitary district shall be described as follows:

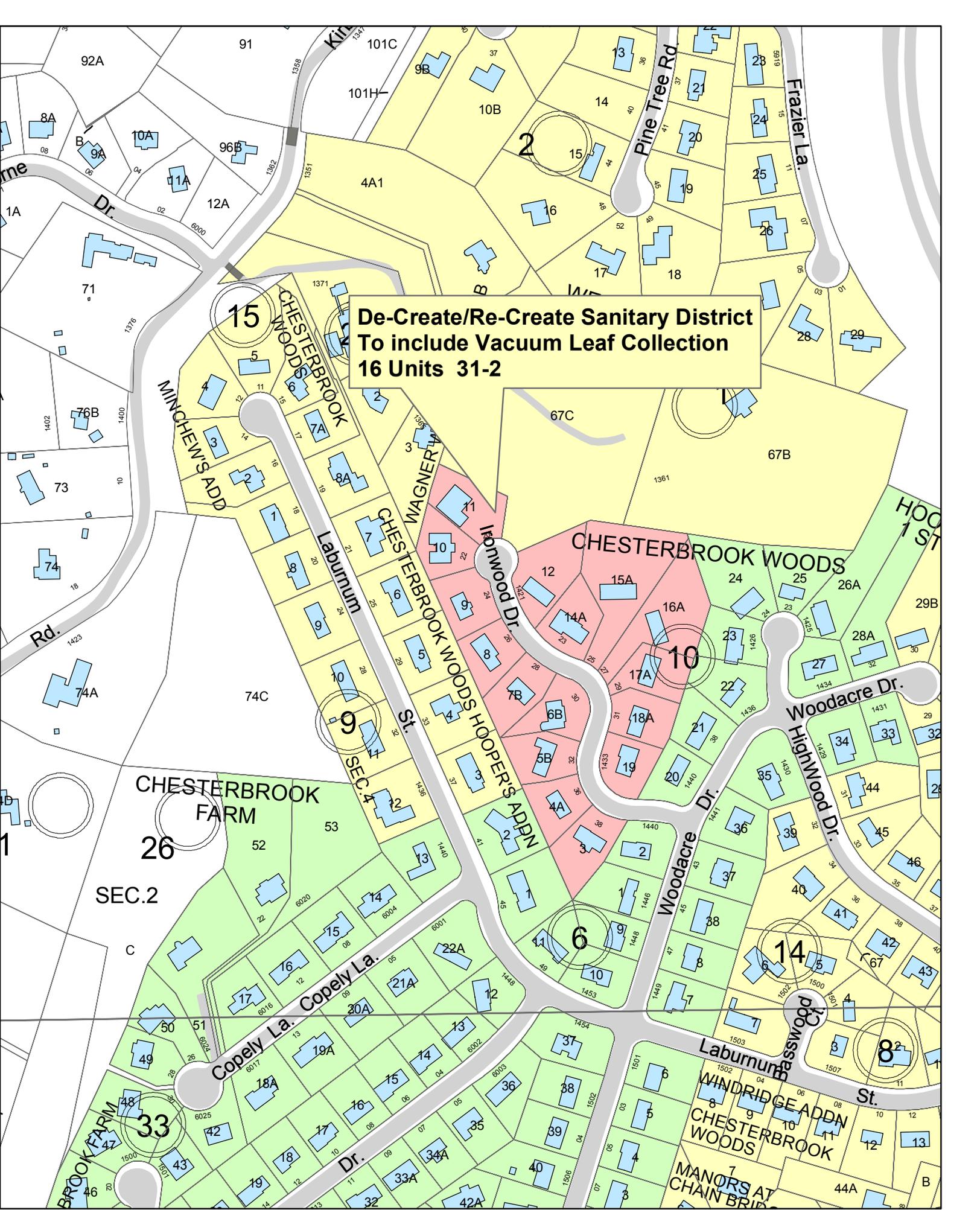
The de-creation/re-creation of Local District 1A1 within Dranesville District to include the Ironwood Drive area located in the County of Fairfax, McLean, Virginia and as shown on the attached map.

AND BE IT FURTHER RESOLVED that the Board of Supervisors of Fairfax County, Virginia, declares its intention to implement the purpose for which said Local District 1A1 within Dranesville District is hereby de-created/re-created to wit:

To provide for refuse, recyclables and vacuum leaf collection for the citizens who reside therein.

Given under my hand this ____ day of May, 2012.

Catherine A. Chianese
Clerk to the Board



**De-Create/Re-Create Sanitary District
To include Vacuum Leaf Collection
16 Units 31-2**

Board Agenda Item
May 1, 2012

4:30 p.m.

Public Hearing on a Proposal to Vacate and Abandon Part of Newcombs Farm Road
(Mount Vernon District)

ISSUE:

Public hearing on a proposal to vacate and abandon part of Newcombs Farm Road.

RECOMMENDATION:

The County Executive recommends that the Board adopt the attached order (Attachment III) for abandonment and ordinance (Attachment IV) for vacation of the subject right-of-way.

TIMING:

On April 10, 2012, the Board authorized the public hearing to consider the proposed abandonment for May 1, 2012, at 4:30 p.m.

BACKGROUND:

The applicant, Basheer-Edgemoor-Montoux, LLC, is requesting that part of Newcombs Farm Road between the cul-de-sac and Leesburg Pike (Route 7) be vacated and abandoned. Newcombs Farm Road is in the Virginia Department of Transportation (VDOT) State Secondary System (Route 10030).

The request is being made in compliance with proffer 22 of zoning case RZ 2005-DR-006 approved by the Board on March 10, 2005. This proffer requires the applicant to request the vacation and abandonment given the completion of the permanent access from the cul-de-sac through the applicant's development to Beulah Road.

Traffic Circulation and Access

The abandonment will have no long-term impact on vehicle circulation and access. The alternative, permanent access to Beulah Road is complete and a direct access point on Leesburg Pike is not required.

Easements

Public easement needs have been identified by the Department of Public Works and Environmental Services. Dominion Virginia Power and Verizon have also identified facilities within the area to be vacated abandoned. The applicants have provided

Board Agenda Item
May 1, 2012

easements and agreements in forms acceptable to this agency & companies. No other easement needs were identified.

The proposal to vacate and abandon this right-of-way was circulated to the following public agencies and utility companies for review: Office of the County Attorney, Department of Public Works and Environmental Services, Fairfax County Department of Transportation, Department of Planning and Zoning, Fairfax County Park Authority, Fairfax County Water Authority, Fairfax County School Board, Fire and Rescue, Virginia Department of Transportation, Dominion Virginia Power, Washington Gas Light Company, and Verizon. None of these indicate any opposition to the proposal.

FISCAL IMPACT:

None.

ENCLOSED DOCUMENTS:

Attachment I: Statement of Justification
Attachment II: Notice of Intent
Attachment III: Order of Abandonment
Attachment IV: Ordinance of Vacation
Attachment V: Abandonment Plat
Attachment VI: Metes and Bounds Description
Attachment VII: Vicinity Map

STAFF:

Tom Biesiadny, Director, Fairfax County Department of Transportation (FCDOT)
Donald Stephens, FCDOT



H. Mark Goetzman
 (703) 528-4700 Ext. 5452
 mgoetzman@arl.thelandlawyers.com
 Fax: (703) 528-6050

WALSH COLUCCI
 LUBELEY EMRICH
 & WALSH PC
 June 2, 2009

Via Hand Delivery

Michael Davis
 Fairfax County Department of Transportation
 4050 Legato Road, Suite 400
 Fairfax, Virginia 22033-2895

Re: Request for Proposed Abandonment/Vacation of a Portion of Newcombs Farm Road, Dranesville District, Fairfax County, Virginia

Dear Michael:

This letter constitutes a request and statement of justification to vacate/abandon a portion of Newcombs Farm Road, Fairfax County, Virginia, located in the Dranesville Magisterial District (hereinafter referred to as the "Right-of-Way"). This request is made on behalf of Basheer-Edgemoor-Moutoux, L.L.C. ("Basheer") in accordance with RZ 2005-DR-006. Basheer is the developer of 69.17 acres of real property abutting the Right-of-Way.

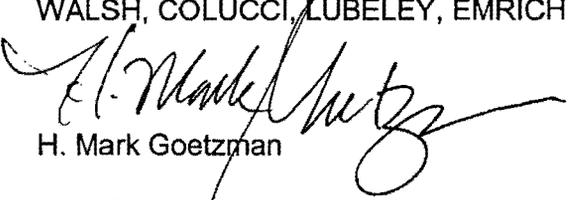
The Right-of-Way was conveyed to the Board of Supervisors of Fairfax County, Virginia (the "Board") by virtue of a deed and plat recorded in Deed Book 11399 at page 1567 among the land records of Fairfax County, Virginia. Basheer received rezoning approval on March 10, 2005 to construct sixty (60) single family detached dwellings pursuant to RZ 2005-DR-006 with the approved Generalized/Conceptual/Final Development Plan prepared by Christopher Consultants, dated February 17, 2005, and revised through September 15, 2005 (the "GDP/CDP/FDP"). As a condition of the approval, Basheer must comply with Proffer 22 of RZ 2005-DR-006, which requires Basheer to facilitate the vacation of the Right-of-Way in accordance with the proffered conditions accepted by the Board in the approval of RZ 1998-HM-003.

The Right-of-Way area to be vacated/abandoned is shown on the plat entitled, "Plat Showing Abandonment and Subdivision of a Portion of Newcombs Farm Road" prepared by Christopher Consultants and dated January 28, 2009. The total area to be vacated is 58,591 square feet.

I request your review of this application and ask that the matter be scheduled for a public hearing before the Board as soon as possible. Should you have any questions regarding the above or require additional information, please do not hesitate to contact me.

Very truly yours,

WALSH, COLUCCI, LUBELEY, EMRICH & WALSH, P.C.


 H. Mark Goetzman

cc: Mark Fields

PHONE 703 528 4700 ■ FAX 703 525 3197 ■ WWW.THELANDLAWYERS.COM
 COURTHOUSE PLAZA ■ 2200 CLARENDON BLVD., THIRTEENTH FLOOR ■ ARLINGTON, VA 22201-3359

LOUDOUN OFFICE 703 737 3633 ■ PRINCE WILLIAM OFFICE 703 680 4664

ATTORNEYS AT LAW

NOTICE OF INTENT TO ABANDON
NEWCUMBS FARM ROAD - ROUTE 10030
DRANESVILLE DISTRICT
Fairfax County, Virginia

Notice is hereby given that the Board of Supervisors of Fairfax County, Virginia, will hold a public hearing on May 1, 2012, at 4:30 PM during its regular meeting in the Board Auditorium at the Fairfax County Government Center, 12000 Government Center Parkway, Fairfax, VA, pursuant to Virginia Code 33.1-151, to consider the Proposed abandonment of a public road known as Newcombs Farm Road-Route 10030 from Leesburg Pike (Route 7) to the Newcombs Farm Road cul-de-sac, pursuant to Virginia Code §33.1-151. At the same place and time the Board of Supervisors will concurrently consider the vacation of the same pursuant to Virginia Code §15.2-2272(2). The road is located on Tax Map 019-1 and Tax Map 019-3, and is described and shown on the metes and bounds schedule, dated January 15, 2010, and plat, dated August 31, 2011, both prepared by Christopher Consultants and on file in the Fairfax County Department of Transportation, 4050 Legato Road, Suite 400, Fairfax, Virginia, 22033, telephone number 703-877-5600.

DRANESVILLE DISTRICT

ORDER OF ABANDONMENT OF
NEWCOMBS FARM ROAD - ROUTE 10030
DRANESVILLE DISTRICT
Fairfax County, Virginia

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held this 1st day of May, 2012, it duly moved and seconded that:

WHEREAS, after conducting a public hearing pursuant to notice as required by Virginia Code § 33.1-158, at which meeting a quorum was present and voting, and upon due consideration of the historic value of the road, if any, the Board has determined that no public necessity exists for the continuance of the road and that the welfare of the public will be served best by abandoning the road, therefore

BE IT ORDERED:

That NEWCOMBS FARM ROAD - ROUTE 10030 from Leesburg Pike (Route 7) to the Newcombs Farm Road cul-de-sac, located on Tax Map 019-1 and Tax Map 019-3 and described and shown on the metes and bounds schedule, dated January 15, 2010, and plat, dated August 31, 2011, each prepared by Christopher Consultants and attached hereto and incorporated herein, be and the same is hereby abandoned as a public road pursuant to Virginia Code § 33.1-151.

This abandonment is subject to any right, privilege, permit, license, or easement in favor of any public service company, utility, or other person or entity, including any political subdivision, whether located above, upon, or under the surface, either presently in use or of record, including the right to operate, maintain, replace, alter, extend, increase or decrease in size any facilities in the abandoned roadway, without any permission of the landowner(s).

A Copy Teste:

Catherine Chianese
Clerk to the Board of Supervisors

ADOPTION OF AN ORDINANCE VACATING
A PART OF A PLAT ON WHICH IS SHOWN
NEWCOMBS FARM ROAD - ROUTE 10030
DRANESVILLE District,
Fairfax County, Virginia

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Governmental Center in Fairfax County, Virginia, on May 1, 2012, at which meeting a quorum was present and voting, the Board, after conducting a public hearing upon due notice given pursuant to Virginia Code Ann. §15.2-2204 and as otherwise required by law, adopted the following ordinance, to-wit:

BE IT ORDAINED by the Board of Supervisors of Fairfax County, Virginia: that Part of the Plat of Subdivision recorded in Deed Book 11399 at Page 1567, on which is shown Newcombs Farm Road - Route 10030, from Leesburg Pike (Route 7), to the Newcombs Farm Road cul-de-sac, located on Tax Map 019-1 and Tax Map 019-3, and described and shown on the metes and bounds schedule dated January 15, 2010, and plat dated August 31, 2011, prepared by Christopher Consultants, and attached hereto and incorporated herein, be and the same is hereby vacated, pursuant to Virginia Code Ann. §15.2-2272(2).

This vacation is subject to any right, privilege, permit, license, easement, in favor of any public service company, utility, or other person or entity, including any political subdivision, whether located above, upon, or under the surface, either presently in use or of record, including the right to operate, maintain, replace, alter, extend, increase, or decrease in size any facilities in the vacated roadway, without any permission of the landowner.

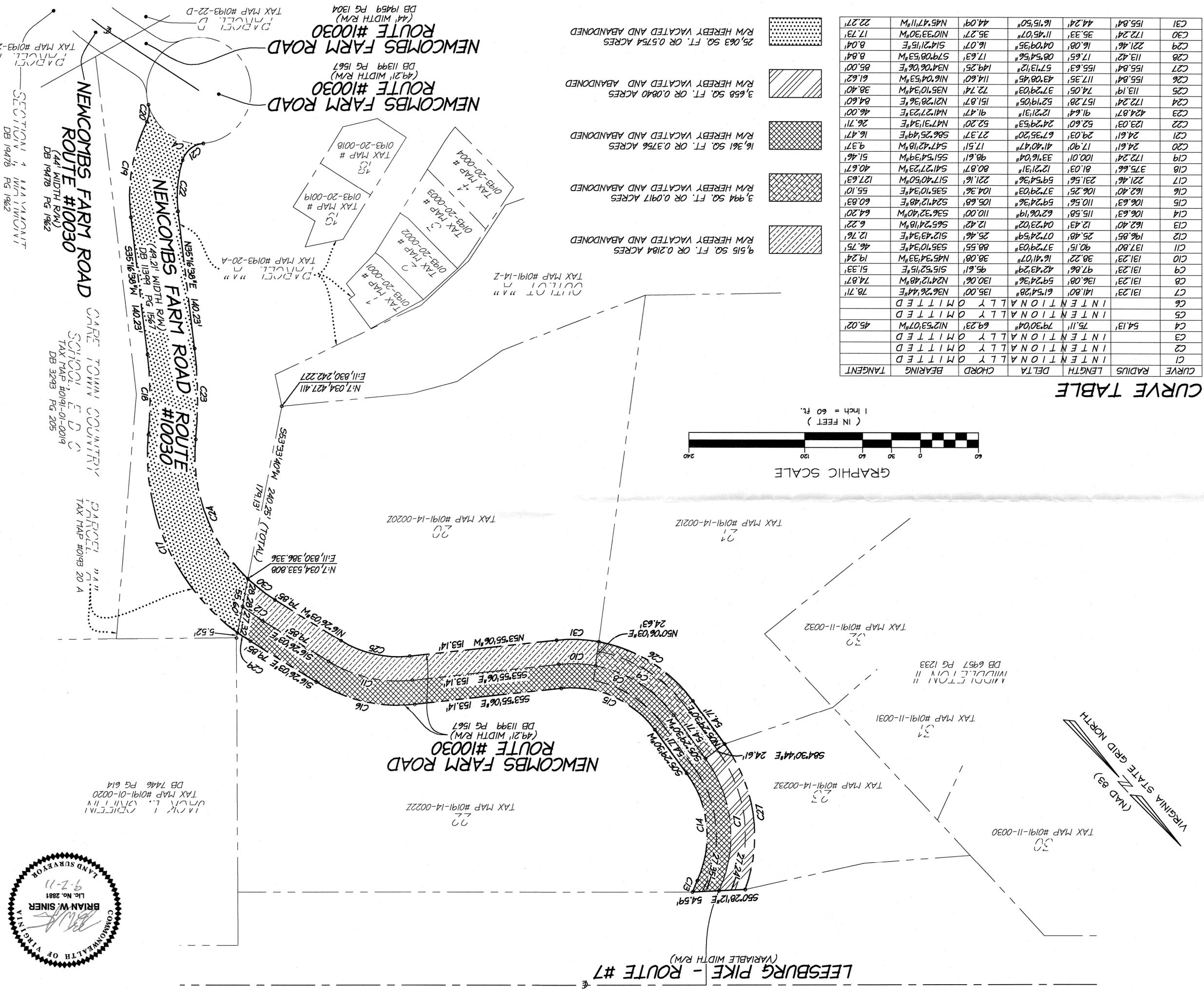
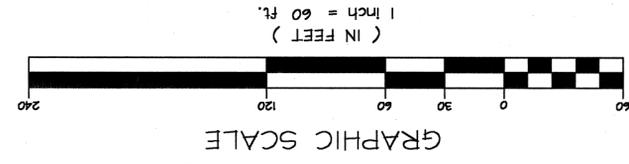
A Copy Teste:

Catherine Chianese
Clerk to the Board of Supervisors

§15.2-2272(2)

CURVE	RADIUS	LENGTH	DELTA	CHORD	BEARING	TANGENT
C1					INTENTIONALLY OMITTED	
C2					INTENTIONALLY OMITTED	
C3					INTENTIONALLY OMITTED	
C4	54.13'	75.11'	79.30°04"	69.23'	N12°53'07"W	45.02'
C5					INTENTIONALLY OMITTED	
C6					INTENTIONALLY OMITTED	
C7	131.23'	141.80'	61°54'28"	135.00'	N36°26'44"E	78.71'
C8	131.23'	136.08'	59°24'36"	130.06'	N24°12'48"W	74.87'
C9	131.23'	97.86'	42°43'29"	95.61'	S15°52'15"E	51.33'
C10	131.23'	38.22'	16°41'07"	38.08'	N45°34'33"W	19.24'
C11	137.80'	90.15'	37°29'03"	88.55'	S35°10'34"E	46.75'
C12	196.85'	25.46'	07°24'59"	25.46'	S12°43'34"E	12.76'
C13	162.40'	12.42'	04°23'02"	12.42'	S65°24'18"W	6.22'
C14	106.63'	115.58'	62°06'19"	110.00'	S36°32'40"W	64.20'
C15	106.63'	110.56'	59°24'36"	105.68'	S24°12'48"E	60.83'
C16	162.40'	106.25'	37°29'03"	104.36'	S35°10'34"E	55.10'
C17	121.46'	231.56'	59°54'36"	221.16'	S17°40'50"W	127.63'
C18	375.66'	81.03'	12°21'31"	80.87'	S41°27'23"W	40.67'
C19	172.24'	100.01'	33°16'04"	98.61'	S51°54'39"W	51.46'
C20	24.61'	17.90'	41°40'47"	17.51'	S47°42'18"W	9.37'
C21	24.61'	29.03'	67°35'20"	27.37'	S66°25'49"E	16.47'
C22	123.03'	52.60'	24°29'53"	52.20'	N47°31'34"E	26.71'
C23	424.87'	91.64'	12°21'31"	91.47'	N41°27'23"E	46.00'
C24	172.24'	157.87'	52°19'05"	151.87'	N21°28'36"E	84.60'
C25	113.19'	74.05'	37°29'03"	72.74'	N35°10'34"W	38.40'
C26	155.84'	117.35'	43°08'45"	114.60'	N16°04'53"W	61.62'
C27	155.84'	149.25'	57°13'12"	149.25'	N34°06'06"E	85.00'
C28	113.42'	17.65'	08°54'56"	17.63'	S79°08'53"W	8.84'
C29	221.46'	16.08'	04°09'35"	16.07'	S14°21'15"E	8.04'
C30	172.24'	35.33'	11°45'07"	35.27'	N10°33'30"W	17.73'
C31	155.84'	44.24'	16°15'50"	44.09'	N45°47'11"W	22.27'

CURVE TABLE



JACK L. GRIFFIN
TAX MAP #0191-01-0020
DB 7446 PG 614

PARCEL "A"
TAX MAP #0193-20-A

SCHOOL E D C
TAX MAP #0191-01-0019
DB 3293 PG 205

SECTION 1 11A VACANT
DB 19478 PG 1962

NEWCOMBS FARM ROAD
ROUTE #10030
(44' WIDTH R/W)
DB 19478 PG 1962

NEWCOMBS FARM ROAD
ROUTE #10030
(49'21" WIDTH R/W)
DB 11399 PG 1567

NEWCOMBS FARM ROAD
ROUTE #10030
(44' WIDTH R/W)
DB 19459 PG 1304

SCALE: 1"=60'
DATE: 08/31/11
DRAWN: MEB
CHECKED: MB
SHEET NO. 2 OF 2

VACATION AND ABANDONMENT OF A PORTION OF
NEWCOMBS FARM ROAD, ROUTE #10030
DRANESVILLE DISTRICT, FAIRFAX COUNTY, VIRGINIA

christopher consultants
engineering - surveying - land planning
9900 main street (fourth floor) | Fairfax, VA 22031-3907
703.273.6820 | fax 703.273.7636

SURVEYOR'S CERTIFICATE

I, BRIAN W. SINNER, A DULY LICENSED LAND SURVEYOR IN THE COMMONWEALTH OF VIRGINIA, DO HEREBY CERTIFY THAT THE PROPERTY DELINEATED BY THIS PLAT IS NOW IN THE NAME OF BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA, AS RECORDED IN DEED BOOK 11399 AT PAGE 1567 AMONG THE LAND RECORDS OF FAIRFAX COUNTY, VIRGINIA.

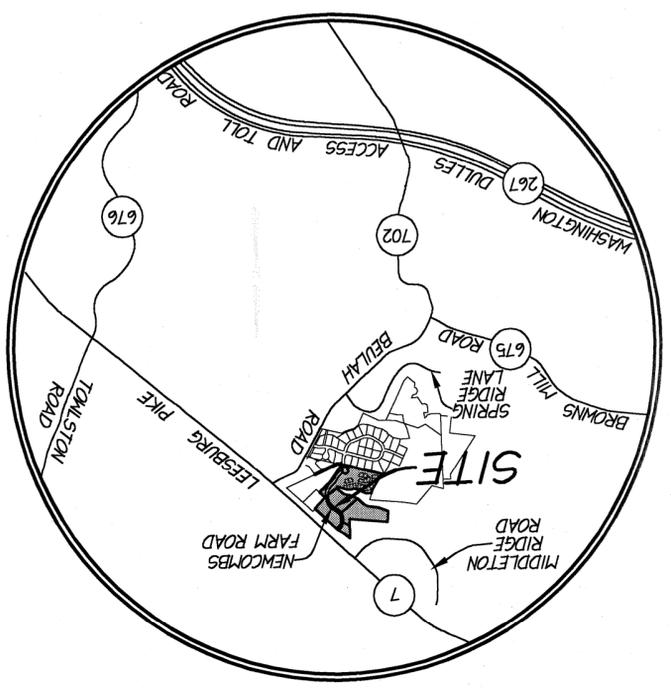
I FURTHER CERTIFY THAT THE LAND ENRACED IN THIS VACATION TRACT AND THAT THIS PLAT REPRESENTS AN ACCURATE SURVEY OF THE SAME AND THAT ALL COURSES ARE REFERENCED TO VIRGINIA STATE GRID NORTH IN ACCORDANCE WITH THE REQUIREMENTS OF THE FAIRFAX COUNTY SUBDIVISION ORDINANCE.



APPROVED COUNTY OF FAIRFAX OFFICE OF SITE DEVELOPMENT SERVICE SANITARY SEWER SECTION	BY _____ DATE _____
DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL SERVICES FAIRFAX, VIRGINIA	ALL STREET LOCATIONS AND/OR EASEMENTS CONFORM TO THE REQUIREMENTS OF THIS OFFICE AND THE NECESSARY AGREEMENTS OR BONDS HAVE BEEN RECEIVED.
APPROVED COUNTY OF FAIRFAX OFFICE OF BUILDING CODE SERVICES PERMITS DIVISION - SITE PERMITS SECTION STREET ADDRESS FUNCTION	BY _____ DATE _____
APPROVAL VOID IF PLAT IS NOT OFFERED FOR RECORD ON OR BEFORE _____	
APPROVED FOR BOARD OF SUPERVISORS FAIRFAX COUNTY, VIRGINIA	DATE _____ OFFICE OF SITE DEVELOPMENT SERVICES
RECOMMENDED FOR APPROVAL FAIRFAX COUNTY SITE REVIEW BRANCH CHIEF	DATE _____ BY _____ AGENT
FINAL PLAT	

I HEREBY CERTIFY THAT ALL METLANDS PERMITS COMENCING BY LAW WILL BE OBTAINED PRIOR TO COMENCING ANY LAND DISTURBING ACTIVITIES.

OWNER/DEVELOPER: _____
DIRECTOR, LAND DEV. _____
TITLE _____
NAME _____



VICINITY MAP
SCALE: 1" = 2000'

- NOTES**
1. THE FAIRFAX COUNTY ASSESSMENT MAP NUMBERS, CURRENT OWNERS AND ZONING FOR THE PROPERTIES SHOWN HEREON ARE AS FOLLOWS:
 2. THE PROPERTY SHOWN HEREON IS LOCATED ON F.E.M.A. MAP COMMUNITY PANEL NUMBER 51059C 0135 E, DATED SEPTEMBER 17, 2010, ZONE X, AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN.
 3. THE RECORD PLAT OF BLUEBERRY HILL IS RECORDED IN DEED BOOK 11399 AT PAGE 1567 AMONG THE LAND RECORDS OF FAIRFAX COUNTY, VIRGINIA.
 4. METES AND BOUNDS AS SHOWN HEREON ARE BASED ON A BOUNDARY SURVEY PERFORMED BY THIS FIRM IN JANUARY, 2004. BEARINGS ARE REFERENCED TO THE VIRGINIA COORDINATE SYSTEM OF 1983 AS COMPUTED FROM A FIELD SURVEY WHICH TIES THIS BOUNDARY TO THE FAIRFAX COUNTY GEOGRAPHIC INFORMATION SYSTEM MONUMENT GPS 134, COMBINED SCALE FACTOR 0.999950304.
 5. THIS PLAT COMPLES FULLY WITH THE AMENDMENT OF CHAPTER 118 (CHESAPEAKE BAY PRESERVATION ORDINANCE) OF THE CODE OF THE COUNTY OF FAIRFAX ADOPTED BY THE BOARD OF SUPERVISORS ON JULY 7, 2003 EFFECTIVE ON NOVEMBER 18, 2003.
 6. ALL UNDERLYING EASEMENTS ARE NOT INDICATED ON THIS PLAT.

VACATION AND ABANDONMENT OF A PORTION OF

NEWCOMBS FARM ROAD, ROUTE #10030

DRANESVILLE DISTRICT, FAIRFAX COUNTY, VIRGINIA



christopher consultants
engineering • surveying • land planning
9900 main street, fourth floor, Fairfax, VA 22031-3807
703.273.6820 fax 703.273.7636



**Description of Parcel 4
Blueberry Hill
Dranesville District
Fairfax County, Virginia
January 15, 2010**

Beginning at a point on the southerly right of way line of Leesburg Pike, Route 7 (a variable width public street) said point also being the northeast corner of Lot 23, Blueberry Hill;

Thence, with the southerly line of Leesburg Pike, Route 7, S 50°28'12"E, a distance of 27.24 feet;

Thence, departing the southerly line of Leesburg Pike, Route 7, and through the abandoned right of way of Newcombs Farm Road the following two (2) courses:

1. Along a curve to the left with a central angle of 61°54'28", having a radius of 131.23 feet, an arc distance of 141.80 feet, and a chord length of 135.00 feet, which bears S 36°26'44" W;
2. N 84°30'44"W, a distance of 24.61 feet, to the southeast corner of Lot 23, Blueberry Hill;

Thence, with the easterly line of Lot 23, Blueberry Hill along a curve to the right with a central angle of 57°13'12", having a radius of 155.84 feet, an arc distance of 155.63 feet, and a chord length of 149.25 feet, which bears N 34°06'06" E, to the point of beginning;

Containing 3,658 square feet or 0.0840 acres, more or less.





**Description of Parcel 3
 Blueberry Hill
 Dranesville District
 Fairfax County, Virginia
 January 15, 2010**

Beginning at a point on the westerly line of abandoned Newcombs Farm Road, said point being the southeast corner of Lot 23, and the northeast corner of Lot 21, Blueberry Hill;

Thence, departing the easterly line of Lot 23, Blueberry Hill, and through the abandoned right of way of Newcombs Farm Road, the following four (4) courses:

1. S 84°30'44"E, a distance of 24.61 feet;
2. S 05°29'30"W, a distance of 54.71 feet to a point of curvature;
3. Along a curve to the left with a central angle of 42°43'29", having a radius of 131.23 feet, an arc distance of 97.86 feet, and a chord length of 95.61 feet, which bears S 15°52'15" E;
4. S 50°06'03"W, a distance of 24.63 feet, to the southeast corner of Lot 21, Blueberry Hill;

Thence, with the easterly line of Lot 21, Blueberry Hill, the following two (2) courses:

1. Along a curve to the right with a central angle of 43°08'45", having a radius of 155.84 feet, an arc distance of 117.35 feet, and a chord length of 114.60 feet, which bears N 16°04'53" W, to a point of tangency;
2. N 05°29'30" E, a distance of 54.71 feet, to the point of beginning;

Containing 3,994 square feet or 0.0917 acres, more or less.





**Description of Parcel 2
 Blueberry Hill
 Dranesville District
 Fairfax County, Virginia
 January 15, 2010**

Beginning at a point, on the westerly line of abandoned Newcombs Farm Road, said point being the northeast corner of Lot 20, and the southeast corner of Lot 21 Blueberry Hill;

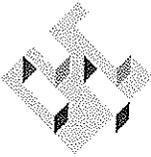
Thence, departing the easterly line of Lot 20, Blueberry Hill, and through the land of the abandoned right of way of Newcombs Farm Road, the following seven (7) courses:

1. N 50°06'03" E, a distance of 24.63 feet;
2. Along a curve to the left with a central angle of 16°41'07", having a radius of 131.23 feet, an arc distance of 38.22 feet, and a chord length of 38.08 feet, which bears S 45°34'33" E, to a point of tangency;
3. S 53°55'06" E, a distance of 153.14 feet, to a point of curvature;
4. Along a curve to the right with a central angle of 37°29'03", having a radius of 137.80 feet, an arc distance of 90.15 feet, and a chord length of 88.55 feet, which bears S 35°10'34" E to a point of tangency;
5. S16°26'03" E, a distance of 79.85 feet, to a point of curvature;
6. Along a curve to the right with a central angle of 07°24'59", having a radius of 196.85 feet, an arc distance of 25.48 feet, and a chord length of 25.46 feet, which bears S 12°43'34" E;
7. S 53°33'40" W, a distance of 28.28 feet, to the southeast corner of Lot 20, Blueberry Hill;

Thence, with the easterly line of Lot 20, Blueberry Hill, the following five (5) courses:

1. Along a curve to the left with a central angle of 11°45'07", having a radius of 172.24 feet, an arc distance of 35.33 feet, and a chord length of 35.27 feet, which bears N 10°33'30" W, to a point of tangency;
2. N 16°26'03" W, a distance of 79.85 feet, to a point of curvature;
3. Along a curve to the left with a central angle of 37°29'03", having a radius of 113.19 feet, an arc distance of 74.05 feet, and a chord length of 72.74 feet, which bears N 35°10'34" W to a point of tangency;
4. N53°55'06" W, a distance of 153.14 feet, to a point of curvature;
5. Along a curve to the right with a central angle of 16°15'50", having a radius of 155.84 feet, an arc distance of 44.24 feet, and a chord length of 44.09 feet, which bears N 45°47'11" W, to the point of beginning;

Containing 9,515 square feet or 0.2184 acres, more or less.



**Description of Parcel 1
Blueberry Hill
Dranesville District
Fairfax County, Virginia
January 15, 2010**

Beginning at a point, on the westerly line of abandoned Newcombs Farm Road, said point being the east corner of Lot 20, and a northerly corner of Parcel "A" Blueberry Hill;

Thence, departing the easterly line of Lot 20, Blueberry Hill, and through the land of the abandoned right of way of Newcombs Farm Road, N 53°33'40" E, a distance of 55.60 feet to a point, said point being the south corner of Lot 22, Blueberry Hill, and a northwest corner of Parcel "A" Blueberry Hill;

Thence, departing Lot 22, Blueberry Hill and with a westerly line of Parcel "A" Blueberry Hill, the following five (5) courses:

1. Along a curve to the right with a central angle of 59°54'36", having a radius of 221.46 feet, an arc distance of 231.56 feet, and a chord length of 127.63 feet, which bears S 17°40'50" E, to a point of reverse curve;
2. Along a curve to the left with a central angle of 12°21'31", having a radius of 375.66 feet, an arc distance of 81.03 feet, and a chord length of 80.87 feet, which bears S 41°27'23" W to a point of tangency;
3. S 35°16'38" W, a distance of 140.23 feet, to a point of curvature;
4. Along a curve to the right with a central angle of 33°16'04", having a radius of 172.24 feet, an arc distance of 100.01 feet, and a chord length of 98.61 feet, which bears S 51°54'39" W to a point of reverse curve;
5. Along a curve to the left with a central angle of 41°40'47", having a radius of 24.61 feet, an arc distance of 17.90 feet, and a chord length of 17.51 feet, which bears S 47°42'18" W to a point, said point being an easterly corner of Newcombs Farm Road;

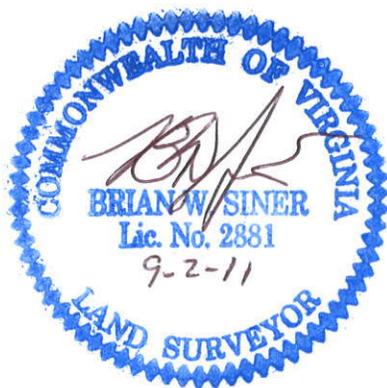
Thence, departing Parcel "A" Blueberry Hill and with the easterly right-of-way of Newcombs Farm Road, along a curve to the left with a central angle of 79°30'04", having a radius of 54.13 feet, an arc distance of 75.11 feet, and a chord length of 69.23 feet, which bears N 12°53'07" W to a point, said point being an easterly corner of Parcel "A" Blueberry Hill;

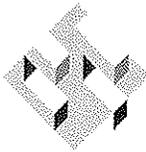
Thence, departing the easterly right-of-way of Newcombs Farm Road and with the easterly line of Parcel "A" Blueberry Hill the following five (5) courses:

1. Along a curve to the left with a central angle of 67°35'20", having a radius of 24.61 feet, an arc distance of 29.03 feet, and a chord length of 27.37 feet, which bears S 86°25'49" W, to a point of compound curve;

2. Along a curve to the left with a central angle of $24^{\circ}29'53''$, having a radius of 123.03 feet, an arc distance of 52.60 feet, and a chord length of 52.20 feet, which bears $N 47^{\circ}31'34'' E$, to a point of tangency;
3. $N 35^{\circ}16'38'' E$, a distance of 140.23 feet to a point of curvature;
4. Along a curve to the right with a central angle of $12^{\circ}21'31''$, having a radius of 424.87 feet, an arc distance of 91.64 feet, and a chord length of 91.47 feet, which bears $N 41^{\circ}27'23'' E$, to a point of reverse curvature;
5. Along a curve to the left with a central angle of $52^{\circ}19'05''$, having a radius of 172.24 feet, an arc distance of 157.28 feet, and a chord length of 151.87 feet, which bears $N 21^{\circ}28'36'' E$, to the point of beginning;

Containing 25,063 square feet or 0.5754 acres, more or less.





**Description of Parcel 5
Blueberry Hill
Dranesville District
Fairfax County, Virginia
January 15, 2010**

Beginning at a point on the southerly right of way line of Leesburg Pike, Route 7 (a variable width public street) also being the northwesterly corner of the Lot 22, Blueberry Hill;

Thence, departing the southerly right of way line of Leesburg Pike, Route 7 and with the westerly line of Lot 22, Blueberry Hill, the following eight (8) courses:

1. Along a curve to the right with a central angle of $04^{\circ}23'02''$, having a radius of 162.40 feet, an arc distance of 12.43 feet, and a chord length of 12.42 feet, which bears $S 65^{\circ}24'18'' W$, to a point of reverse curvature;
2. Along a curve to the left with a central angle of $62^{\circ}06'19''$, having a radius of 106.63 feet, an arc distance of 115.58 feet, and a chord length of 110.00 feet, which bears $S 36^{\circ}32'40'' W$ to a point of tangency;
3. $S 05^{\circ}29'30'' W$, a distance of 54.71 feet to a point of curvature;
4. Along a curve to the left with a central angle of $59^{\circ}24'36''$, having a radius of 106.63 feet, an arc distance of 110.56 feet, and a chord length of 105.68 feet, which bears $S 24^{\circ}12'48'' E$ to a point of tangency;
5. $S 53^{\circ}55'06'' E$, a distance of 153.14 feet to a point of curvature;
6. Along a curve to the right with a central angle of $37^{\circ}29'03''$, having a radius of 162.40 feet, an arc distance of 106.25 feet, and a chord length of 104.36 feet, which bears $S 35^{\circ}10'34'' E$ to a point of tangency;
7. $S 16^{\circ}26'03'' E$, a distance of 79.85 feet to a point of curvature;
8. Along a curve to the right with a central angle of $04^{\circ}09'35''$, having a radius of 221.46 feet, an arc distance of 16.08 feet, and a chord length of 16.07 feet, which bears $S 14^{\circ}21'15'' E$ to a point, being a northerly corner of Parcel A, Blueberry Hill;

Thence, departing the westerly line of Lot 22, Blueberry Hill, and through the abandoned right of way of Newcombs Farm Road, the following eight (8) courses:

1. $S 53^{\circ}33'40'' W$, a distance of 27.32 feet;
2. Along a curve to the left with a central angle of $07^{\circ}24'59''$, having a radius of 196.85 feet, an arc distance of 25.48 feet, and a chord length of 25.46 feet, which bears $N 12^{\circ}43'34'' W$, to a point of tangency;
3. $N 16^{\circ}26'03'' W$, a distance of 79.85 feet to a point of curvature;
4. Along a curve to the left with a central angle of $37^{\circ}29'03''$, having a radius of 137.80 feet, an arc distance of 90.15 feet, and a chord length of 88.55 feet, which bears $N 35^{\circ}10'34'' W$ to a point of tangency;
5. $N 53^{\circ}55'06'' W$, a distance of 153.14 feet to a point of curvature;

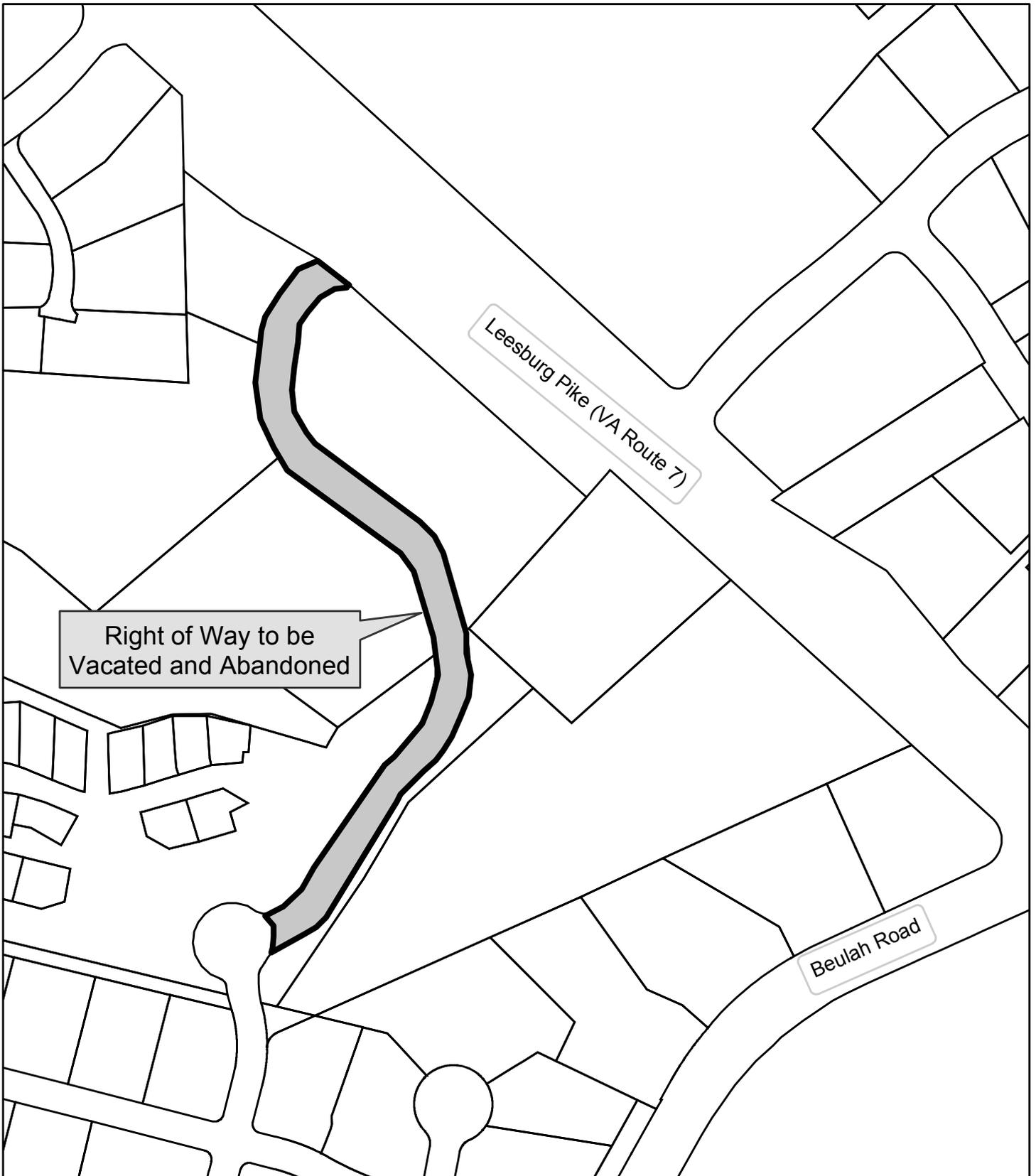
6. Along a curve to the right with a central angle of $59^{\circ}24'36''$, having a radius of 131.23 feet, an arc distance of 136.08 feet, and a chord length of 130.06 feet, which bears $N 24^{\circ}12'48'' W$ to a point of tangency;
7. $N 05^{\circ}29'30'' E$, a distance of 54.71 feet to a point of curvature;
8. Along a curve to the right with a central angle of $61^{\circ}54'28''$, having a radius of 131.23 feet, an arc distance of 141.80 feet, and a chord length of 135.00 feet, which bears $N 36^{\circ}26'44'' E$ to a point on the aforementioned southerly line of Leesburg Pike, Route 7;

Thence, with the southerly line of Leesburg Pike, Route 7, $S 50^{\circ}28'12'' E$, a distance of 27.35 feet to the point of beginning.

Containing 16,361 square feet or 0.3756 acres, more or less.



Vicinity Map - Tax Maps 19-1 and 19-3



Board Agenda Item
May 1, 2012

5:00 p.m.

Public Comment from Fairfax County Citizens and Businesses on Issues of Concern

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