

**SBE:sbe**

The meeting was called to order at 9:45 a.m. with all Members being present, with the exception of Supervisor McConnell, and with Chairman Hanley presiding.

Supervisor McConnell arrived at 9:55 a.m.

Others present were Anthony H. Griffin, Acting County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Barbara M. Jenkins, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

## **BOARD MATTERS**

### **2. RESERVED SEATS IN THE BOARD AUDITORIUM (Tape 1)**

Chairman Hanley asked staff why sections of the Board Auditorium seats were marked off and David P. Bobzien, County Attorney, responded that later in the morning a group of third graders would be visiting the Board.

(NOTE: Later in the meeting, the students were recognized. See Clerk's Summary Items CL#8, CL#9, and CL#37.)

### **3. MOMENT OF SILENCE FOR THE LATE MR. JOSEPH H. MENDUM, MR. JAMES MARTINELLI, AND MRS. LOUISA COLON (Tape 1)**

Supervisor Gross asked the Board to join her in a moment of silence for the late Joseph H. Mendum, former Chair of the Mason District Council of Civic Associations, who died on Monday.

Supervisor Dix stated that last week Fairfax County and the Town of Vienna lost a dedicated public servant and good friend, former Mayor James Martinelli. Supervisor Dix asked that Mr. Martinelli be remembered in the Board's thoughts during a moment of silence.

Supervisor Kauffman asked that the Board also keep in their thoughts during a moment

of silence for the late Mrs. Louisa Colon, mother-in-law of Mount Vernon District Supervisor Hyland who died recently.

4. **RECOGNITION OF DELEGATE KENNETH R. PLUM FROM THE VIRGINIA HOUSE OF DELEGATES** (Tape 1)

Supervisor Dix recognized the presence of Delegate Kenneth R. Plum, from the Virginia House of Delegates, in the Board Auditorium and extended a warm welcome.

**AGENDA ITEMS**

5. **PROCLAMATION DESIGNATING MARCH 10, 1997 AS "MICHAEL WEISS DAY" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the gavel to Vice-Chairman Hyland and moved approval of the Proclamation presented to Mr. Michael Weiss designating March 10, 1997 as "**Michael Weiss Day**" in Fairfax County. This motion was seconded by Supervisor Gross and carried by a vote of nine, Supervisor McConnell not yet having arrived.

6. **PROCLAMATION DESIGNATING MARCH 10, 1997 AS "ARTS APPRECIATION DAY" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley moved approval of the Proclamation presented to Thomas Waldrop, Chairman of the Arts Council, designating March 10, 1997 as "**Arts Appreciation Day**" in Fairfax County. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

7. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. LEONARD GUNSIOR** (Tape 1)

Supervisor Dix moved approval of the Certificate of Recognition presented to Mr. Leonard Gunsior for his years of service with the Department of Community and Recreation Services. This motion was seconded jointly by Supervisor Gross and Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

CM:cm

**ADDITIONAL BOARD MATTERS**

8. **RECOGNITION OF THE PRESENCE OF THE MANTUA STUDENT COUNCIL ASSOCIATION** (Tape 2)

Supervisor Connolly recognized the presence of the Mantua Student Council Association and warmly welcomed them to the Board Auditorium.

(NOTE: Later in the meeting, these students were again recognized. See Clerk's Summary Item CL#37.)

9. **RECOGNITION OF THE PRESENCE OF STUDENTS FROM ALDRIN ELEMENTARY SCHOOL** (Tape 2)

Supervisor Dix recognized the presence of students from Aldrin Elementary School and warmly welcomed them to the Board Auditorium.

(NOTE: Later in the meeting, these students were again recognized. See Clerk's Summary Item CL#37.)

**AGENDA ITEM**

10. **10:00 A.M. - PRESENTATION OF REPORT ON THE TELE TECHNET PROGRAM, A DISTANCE LEARNING PROGRAM WITH NORTHERN VIRGINIA COMMUNITY COLLEGE (NVCC) AND OLD DOMINION UNIVERSITY (ODU)** (Tape 2)

Chairman Hanley recognized the presence of Delegate Kenneth Plum who introduced Dr. James V. Koch, President, Old Dominion University (ODU). Dr. Koch gave a presentation on the Tele Technet Program, a distance learning program with Northern Virginia Community College (NVCC) and ODU.

**ADDITIONAL BOARD MATTER**

11. **PRESENTATION TO CHAIRMAN HANLEY IN CELEBRATION OF HER BIRTHDAY** (Tape 2)

Supervisor Hyland presented Chairman Hanley with gifts and a card in honor of her birthday last week.

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

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

Supervisor Mendelsohn called the Board's attention to Administrative Item 10 - Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the

County of Fairfax, Chapter 7 (Central Absentee Voter Election District) Relating to Election Precincts (Countywide) and asked to amend the motion to consider this item separately, and this was accepted.

Supervisor Frey called the Board's attention to Administrative Item 8 - Grant Award to the Fairfax County Police Department from the United States (U.S.) Department of Justice, Office of Community Oriented Policing Services (COPS), Universal Hiring Program and asked unanimous consent that the Board direct staff to provide Board Members with the same year-by-year breakdown on expenditures from previous grant years as they did for this grant year. Without objection, it was so ordered.

Supervisor Connolly called the Board's attention to Administrative Item 13 - Authorization to Advertise a Public Hearing on a Proposed Amendment to the Code of the County of Fairfax, Chapter 67.1 (Sanitary Sewers and Sewage Disposal) to Revise the Sewer Service Charges and the Availability Fees (Countywide) and there was a brief discussion of this item, with input from Anthony H. Griffin, Acting County Executive, and Richard J. Gozikowski, Acting Director, Department of Public Works.

The question was called on the motion to approve the Administrative Items, with the exception of Administrative Item 10, which carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell\* being out of the room.

(NOTE: \*Later in the meeting, Supervisor McConnell asked to be recorded as voting "AYE" on the Administrative Items. See Clerk's Summary Item CL#14.)

**ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (HUNTER MILL AND SULLY DISTRICTS)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated March 10, 1997 be recommended into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Horse Pen Road Realignment	Hunter Mill	Horse Pen Road, Route 605, (four lanes) Coppermine Road, Route 665, Additional right-of-way only

Woodgate Manor,  
Section One

Sully

Woodgate Manor Circle  
O'Day Drive,  
Route 969,  
Additional  
right-of-way only

**ADMIN 2 - EXTENSION OF REVIEW PERIOD FOR PUBLIC FACILITY  
REVIEW APPLICATIONS**

Authorized the extension of the review period for the four Public Facility Review Applications listed in the Memorandum to the Board dated March 10, 1997 until September 10, 1997 to ensure compliance with the 60-day review requirement mandated by Section 15.1-456 of the *Code of Virginia*.

**ADMIN 3 - INSTALLATION OF MULTI-WAY STOPS AT THE  
INTERSECTIONS OF BRAEBURN DRIVE AND WILLET DRIVE; BRAEBURN  
DRIVE AND PONTIAC DRIVE; AND BRAEBURN DRIVE AND PONDEROSA  
DRIVE (BRADDOCK DISTRICT)**

Approved the endorsement of the installation of multi-way stops at the following intersections:

- Braeburn Drive (Route 2430) and Willet Drive (Route 3552);
- Braeburn Drive (Route 2430) and Pontiac Drive (Route 4431);
- Braeburn Drive (Route 2430) and Ponderosa Drive (Route 4461);  
and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

**ADMIN 4 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR  
SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 86-M-023-2,  
COMBINED PROPERTIES LIMITED PARTNERSHIP (MASON DISTRICT)**

(AT) Approved the request for 12 months of additional time to commence construction for Special Exception Amendment Application SEA 86-M-023-2 until January 25, 1998, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

**ADMIN 5 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 94-Y-038, AJB ASSOCIATES, INCORPORATED (SULLY DISTRICT)**

(AT) Approved the request for 30 months of additional time to commence construction for Special Exception Application SE 94-Y-038 until December 12, 1999, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

**ADMIN 6 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97061 FOR THE DEPARTMENT OF HEALTH'S WOMEN, INFANTS AND CHILDREN (WIC) GRANT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97061 in the amount of \$10,404 for an increase in the current program year of the Department of Health's Women, Infants and Children (WIC) Grant. Two merit positions will be established and filled by the Grant.

**ADMIN 7 - AUTHORIZATION FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO APPLY TO THE VIRGINIA DEPARTMENT OF SOCIAL SERVICES FOR A DOMESTIC VIOLENCE SERVICE PROGRAM GRANT**

Authorized the Fairfax-Falls Church Community Services Board (CSB) to apply to the Virginia Department of Social Services for a Domestic Violence Crisis Service Program Grant in the amount of \$138,771 for the provision of community-based services and legal support and advocacy for children who have witnessed domestic abuse in their families, and for mothers attempting to cope with this crisis in the lives of their children.

**ADMIN 8 - GRANT AWARD TO THE FAIRFAX COUNTY POLICE DEPARTMENT FROM THE UNITED STATES (U.S.) DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), UNIVERSAL HIRING PROGRAM**

(NOTE: Earlier in the meeting, there was discussion of this item. See page four.)

Authorized the Fairfax County Police Department to accept a grant award in the amount of \$2,025,000 from the United States (US) Department of Justice, Office of Community Oriented Policing Services (COPS) under the COPS Universal Hiring Program. This grant will enable the Police Department to hire 27 additional officers to support and expand community policing activities throughout the County. A local cash match of \$4,658,616 over the three-year grant period will be required, for a total program cost of \$6,683,616.

**ADMIN 9 - ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE OF A BOND ISSUE BY THE FAIRFAX COUNTY ECONOMIC DEVELOPMENT AUTHORITY (EDA) ON BEHALF OF SCHOOL FOR CONTEMPORARY EDUCATION (MASON DISTRICT)**

- (R) Adopted a Resolution approving the issuance of a bond issue by the Fairfax County Economic Development Authority (EDA) on behalf of School for Contemporary Education, a Virginia corporation exempt from taxation under Internal Revenue Code Section 501(c)(3).

**ADMIN 10 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 7 (CENTRAL ABSENTEE VOTER ELECTION DISTRICT) RELATING TO ELECTION PRECINCTS (COUNTYWIDE)**

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

**ADMIN 11 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE), ARTICLES 14, 15 AND 16.1, REGARDING HARDSHIP EXTENSIONS TO APPLY FOR TAX RELIEF - REGULATORY REFORM PROGRAM**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **April 7, 1997 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Articles 14, 15 and 16.1, to allow for an extension of the tax relief filing deadline for first time filers and in hardship cases.

**ADMIN 12 - AUTHORIZATION TO ADVERTISE PUBLICATION OF THE FISCAL YEAR (FY) 1998 BUDGET AND REQUIRED TAX RATES**

- (A) Authorized the advertisement of the following items which are included in the Fiscal Year (FY) 1998 Budget:
- A brief synopsis of the FY 1998 Budget and a notice of proposed adoption of a Resolution appropriating funds for FY 1998 to be advertised during the week ending March 21, 1997;
  - A increase in the McLean Community Center levy (Subfund 185) from \$0.027 to \$0.030/\$100 assessed value, as requested by the McLean Community Center Board;

- An increase in the permit/user fee for the Solid Waste Reduction and Recycling Centers (SWRRC) program. Two options are presented in the FY 1998 Budget for approval by the Board: an increase of \$60 from \$160 to \$220 per year to retain all five existing sites, or an increase of \$25 from \$160 to \$185 per year to close the less cost-effective sites located in Burke, Oakton and Clifton; and
- Public hearings on the proposed *Capital Improvement Program (CIP) for the Fiscal Years 1998 through 2002*.

**ADMIN 13 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 67.1 (SANITARY SEWERS AND SEWAGE DISPOSAL) TO REVISE THE SEWER SERVICE CHARGES AND THE AVAILABILITY FEES (COUNTYWIDE)**

- (A) (NOTE: Earlier in the meeting, there was discussion of this item. See page four.)

Authorized the advertisement of a public hearing to be held before the Board on **April 7, 1997 at 3:30 p.m.** on a proposed amendment to the Code of the County of Fairfax, Chapter 67.1 (Sanitary Sewers and Sewage Disposal) to revise Sewer Service Charge and Availability Fee rates to be consistent with the Fiscal Year (FY) 1998 Advertised Budget Plan and the Department of Public Works (DPW) revised five-year financial forecast. The cumulative effect of this sewer rate revision is:

- To reduce the previously adopted sewer service rate for FY 1998 of \$2.76 per 1,000 gallons to \$2.60 per 1,000 gallons which is the same as for the FY 1997 rate. The subsequent fiscal rates for FY 1998 and FY 1999 which were previously adopted would also be reduced in the same proportion;
- To maintain the Availability Fee rates for FY 1998 through FY 2000 as previously adopted; and
- To maintain a current five-year rate schedule. Outdated FY 1996 rates will be deleted; new FY 2001 rates are proposed.

**ADMIN 14 - SUBMISSION OF A GRANT PROPOSAL TO THE VIRGINIA DEPARTMENT OF CRIMINAL JUSTICE SERVICES TO DEVELOP AND IMPLEMENT THE MAXIMIZE ATTENDANCE PROGRAM (MAP), AN INTENSIVE SUPERVISION PROGRAM FOR ADJUDICATED TRUANTS**

Approved the submission of a grant application for funding for the Maximize Attendance Program (MAP), an intensive supervision program for adjudicated truants that was submitted

to the Virginia Department of Criminal Justice Services by the Fairfax County Juvenile and Domestic Relations District Court on March 7, 1997. MAP will expand the Court's range of services to include specialized intensive programming for youth who have been adjudicated truant and placed on probation.

13. **ADMIN 10 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 7 (CENTRAL ABSENTEE VOTER ELECTION DISTRICT) RELATING TO ELECTION PRECINCTS (COUNTYWIDE)** (Tape 2)

(A) Supervisor Mendelsohn moved to authorize the advertisement of a public hearing to be held before the Board on **April 7, 1997 at 4:00 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 7 (Central Absentee Voter Election District), Article 2, to:

- Create two new precincts to accommodate voters in the Dranesville and Mount Vernon Supervisor Districts;
- Realign one precinct boundary to conform to legislative lines in the Providence District;
- Relocate one polling place in Lee District and one in Dranesville District; and
- Establish eight absentee voting satellites;

with the following amendments:

- Designate the Great Falls United Methodist Church as the new voting precinct in Dranesville District;
- Keep the existing precinct at the Forestville Elementary School; and
- Name the new precinct in Great Falls "Pichering" instead of "Difficult Run," or "Colville."

This motion was seconded by Supervisor Connolly.

Supervisor Hyland asked to amend the amendment to include The Fairfax Development within the new precinct which would be called either "Accotink" or "Belvoir" as an option for citizens to express their preference for the precinct in Mount Vernon, and this was accepted.

Following a brief discussion, with input from Patricia W. Drain, Electoral Board Secretary, the question was called on the motion, as amended, which carried by unanimous vote.

14. **REQUEST TO RECORD VOTE** (Tape 2)

Supervisor McConnell asked unanimous consent that the Board direct staff to record her as voting "AYE" on the Administrative Items. Without objection, it was so ordered.

15. **A-1 - DESIGNATION OF VIRGINIA DEPARTMENT OF TRANSPORTATION REVENUE SHARING FUNDS AND MATCHING FAIRFAX COUNTY FUNDS FOR FISCAL YEARS (FY) 1998 AND REALLOCATION OF FY 1989 SURPLUS VIRGINIA DEPARTMENT OF TRANSPORTATION REVENUE SHARING PROGRAM FUNDS (COUNTYWIDE)** (Tape 2)

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

- A maximum of \$500,000 in Fiscal Year (FY) 1998 Virginia Department of Transportation (VDOT) Revenue Sharing Program Funds;
- \$500,000 in matching Fairfax County funds and reallocating surplus FY 1989 VDOT Revenue Sharing Program Funds in the amount of \$370,504 in VDOT Revenue Sharing Programs funds; and
- \$370,504 in matching Fairfax County Funds to finance a total of eight highway improvement projects and to provide supplemental funds required on two ongoing revenue sharing projects for a total of \$1,741,008.

This motion was seconded by Supervisor Bulova.

Following a brief discussion, the question was called on the motion, which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

16. **A-2 - PREALLOCATION PUBLIC HEARING FOR VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) HIGHWAY AND TRANSIT FUNDS FOR FISCAL YEAR (FY) 1998 (COUNTYWIDE)** (Tape 2)

Supervisor Connolly moved that the Board concur in the recommendation of staff and direct staff, on behalf of the Board, to:

- Request the Commonwealth Transportation Board (CTB) to approve funding for the priority projects listed in Attachment I of the Memorandum to the Board dated March 10, 1997. Tables One and Two of Attachment I recommend projects for funding in the Interstate and Primary program, and Table Three recommends priority safety projects for funding from the Surface Transportation Program (STP);
- Urge the CTB to develop funding strategies to construct the critical projects in Fairfax County which are currently unfunded or underfunded. Because of the limited funds available, previous programs have not been able to fund critical projects such as improvements to Route 123 between Burke Lake Road and Prince William County, the route 28/29 interchange, Route 29 from I-495 to Cedar Lane, and others listed in Attachment I of the Memorandum to the Board dated March 10, 1997;
- Reiterate its support for continued funding allocations to the Fairfax County Parkway as the top transportation priority to Fairfax County;
- Request the CTB to support the Fiscal Year (FY) 1998 request for State transit capital and operating assistance to Northern Virginia localities;
- Request the CTB to approve the Transportation Coordinating Council (TCC) recommendations regarding Congestion Mitigation and Quality (CMAQ) and Regional Surface Transportation (RSTP) project funding;
- Approve the letter to Secretary Martinez, Attachment II of the Memorandum to the Board dated March 10, 1997, transmitting the recommendations of the Board and emphasizing its concerns regarding allocations to Interstate, Primary, and Transit facilities; and
- Designate a member of the Board or staff to present the position of the Board to VDOT at the preallocation hearing.

This motion was seconded by Supervisor Bulova.

Chairman Hanley announced that, rather than send a letter, it is her intent to deliver the testimony in person.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation (OT), and Katharine D. Ichter, Chief, Highway Operations Division, OT, Supervisor Mendelsohn asked to amend the motion to add language requesting that the construction for the Parkway be expedited once it is fully funded, and this was accepted.

Supervisor Kauffman moved to amend the motion to modify the language as follows:

- Strike the last sentence from the paragraph on page 55 of the Memorandum to the Board dated March 10, 1997 regarding the I-95/I-395/I-495 Interchange ; and
- Delete the last sentence of the paragraph regarding that Interchange on the letter drafted to the Secretary as shown on handwritten page 12.

This motion was seconded by Supervisor Hyland.

Following further discussion, with input from Mr. Pant, the question was called on the amendment to the motion which **FAILED** by a recorded vote of seven, Supervisor Gross, Supervisor Hyland, and Supervisor Kauffman voting “**AYE.**”

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

17. **A-3 - APPROVAL OF A SUPPLEMENTAL AGREEMENT WITH VIRGINIA POWER ALONG WITH A POLICY CHANGE TO PERMIT DEVELOPERS AND CITIZENS THE OPTION OF INSTALLING NEW MERCURY VAPOR STREET LIGHTS (COUNTYWIDE** (Tape 2)

(P)(R) Supervisor Dix moved that the Board concur in the recommendation of staff and approve the supplemental agreement with Virginia Power and the Policy change to permit developers and citizens the option of installing new mercury vapor street lights. This motion was seconded by Supervisor Connolly.

Following discussion, with input from Richard J. Gozikowski, Acting Director, Department of Public Works (DPW), the question was called on the motion which **CARRIED** by a recorded vote of eight, Supervisor Bulova and Supervisor Frey voting “**NAY.**”

Supervisor Frey moved that the Board adopt a Resolution stating that it is the intent of the Board that:

- The fees associated with these lights not be waived; and
- Anyone requesting these mercury lights be required to pay for them in full.

This motion was seconded by Supervisor Bulova.

Supervisor Dix asked to amend the motion to include that it be implied in the motion that if there is empirical evidence to substantiate an adjustment in the actual annual cost it be incorporated into those calculations at the time such an application should come forth for consideration, and this was accepted.

The question was called on the motion, as amended, which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

18. **A-4 - APPROVAL OF THE ANNUAL FAIRFAX COUNTY ROAD MAINTENANCE AND IMPROVEMENT PROGRAM (FCRMIP) STATUS REPORT (COUNTYWIDE)** (Tape 2)

On motion of Supervisor Connolly, seconded by Supervisor Kauffman, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the Annual Fairfax County Road Maintenance and Improvement Program (FCRMIP) Status Report.

19. **A-5 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING AND DESIGNATION OF AN ADVISORY BOARD TO REVIEW AND COMMENT ON THE PROPOSED USE OF FUNDS RECEIVED BY THE POLICE DEPARTMENT UNDER THE LOCAL LAW ENFORCEMENT BLOCK GRANT PROGRAM** (Tape 2)

(BACs)

(A) Supervisor Hyland moved that the Board concur in the recommendation of staff and:

- Authorize the advertisement of a public hearing to be held before the Board on **March 24, 1997 at 3:30 p.m.** on the use of funds received by the Police Department under the Local Law Enforcement Block Grant Program; and
- Designate the six individuals named in the "Background" section of the Memorandum to the Board dated March 10, 1997 to serve as members of the Advisory Board.

This motion was seconded by Supervisor McConnell.

Supervisor Gross noted that there were no women included on the six member Advisory Board listed and asked unanimous consent that the Board encourage staff to seek women to serve on such boards. Without objection, it was so ordered.

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

20. **A-6 - PARKING REDUCTION FOR SPRINGFIELD MALL SHOPPING CENTER (LEE DISTRICT)** (Tape 2)

On motion of Supervisor Kauffman, seconded by Supervisor Connolly, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved a 6.0 percent reduction of the required on-site parking for Springfield Mall Shopping Center pursuant to Paragraph Four, Section 11-102 of *The Zoning Ordinance of the County of Fairfax, Virginia* based on analysis of the parking requirements for each use on the site and incorporating that data in a shared parking study of the characteristics of each use, on the conditions as outlined in the Memorandum to the Board dated March 10, 1997.

21. **A-7 - PROGRAM FOR THE ESTABLISHMENT OF A UNITED STATES GENERAL SERVICES ADMINISTRATION (GSA) TELECOMMUTING CENTER AT THE HERNDON FORTNIGHTLY LIBRARY (DRANESVILLE DISTRICT)** (Tape 2)

Supervisor Mendelsohn moved that the Board concur in the recommendation of staff and authorize the execution of the Memorandum of Agreement (MOA) to establish a Telecommuting Center at the Herndon Fortnightly Library, contingent upon approval by the Town of Herndon. The Center would occupy less than 25 percent (2,060 useable square feet) of that facility's first floor. This motion was seconded by Supervisor Connolly.

Supervisor Frey asked unanimous consent that the Board direct staff to report to the Board, in an Information Item, the status of the utilization of the center in the Government Center. Without objection, it was so ordered.

Following discussion, with input from Fred K. Kramer, Director, Department of General Services, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to delete the phrase "from the Board" on page five, number two, under user agreement, and this was accepted.

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

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

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22. **C-1 - BOARD CONSIDERATION OF A POLICY TO IMPLEMENT A SECONDARY LAW ENFORCEMENT EMPLOYMENT ADMINISTRATIVE FEE** (Tape 3)

Supervisor Mendelsohn moved to defer until March 24, 1997, Board consideration of a Policy for the Police Department to implement a Secondary Law Enforcement Employment Administrative Fee. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

23. **I-1 - PLANNING COMMISSION ACTION ON PUBLIC FACILITIES APPLICATION 456-Y96-18, BELL ATLANTIC NYNEX MOBILE, INCORPORATED (SULLY DISTRICT)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated March 10, 1997 presenting the Planning Commission's approval of Public Facilities Application 456-Y96-18.

24. **I-2 - APPROVAL OF A STANDARD AGREEMENT WITH THE FAIRFAX COUNTY WATER AUTHORITY FOR THE ADJUSTMENT OF WATER FACILITIES (COUNTYWIDE)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated March 10, 1997 requesting authorization for staff to execute project-specific agreements with the Fairfax County Water Authority as required for the adjustment of water facilities where cost savings can be realized by the County.

The staff was directed administratively to proceed as proposed.

25. **I-3 - CONTRACT AWARD - ADDITIONS AND RENOVATIONS TO GEORGE MASON REGIONAL LIBRARY (MASON DISTRICT)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated March 10, 1997 requesting authorization for staff to:

- Award a contract for construction of Project 004827, Additions and Renovations to George Mason Regional Library, in Subfund 460, Library Construction, which includes the base bid and Alternates One and Three to Falls Church Construction Corporation in the amount of \$2,800,961; and
- Reallocate the funds as outlined in the Memorandum to the Board.

The staff was directed administratively to proceed as proposed.

26. **I-4 - CONTRACT AWARD - CONSTRUCTION OF PEDESTRIAN BRIDGE, TRAIL, AND RELATED WORK AT LAKE ACCOTINK PARK AND CARRLEIGH PARKWAY PARK (BRADDOCK AND SPRINGFIELD DISTRICTS)** (Tape 3)

The Board next considered an item contained in the Memorandum to the Board dated March 10, 1997 requesting authorization for staff to:

- Award a contract to Edwin A. and John O. Crandell, Incorporated, of West River, Maryland for the construction of a pedestrian bridge, trail, and related work at Lake Accotink Park and Carrleigh Parkway Park as part of Project 004701, Lake Accotink Park in Subfund 451, Park Authority Bond Construction, in the amount of \$449,453; and
- Reallocate funds as outlined in the Memorandum to the Board.

The staff was directed administratively to proceed as proposed.

### **ADDITIONAL BOARD MATTERS**

27. **OLDER AMERICANS MONTH** (Tape 3)

Chairman Hanley stated that the Commission on Aging has requested the Board to proclaim May 1997 as Older Americans Month. The Federal Government has selected the theme for this month as "Caregiving: Compassion in Action" with sub-topics such as Caregiving, Problems of Adult Abuse, and Crime Prevention.

Accordingly, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to prepare a Proclamation and invite appropriate representatives from the Commission on Aging and TRIAD, a crime prevention effort from the Sheriff's Department, to appear before the Board on May 12, 1997 to receive a Proclamation declaring May 1997 as Older Americans Month in Fairfax County. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

28. **NATIONAL PUBLIC HEALTH WEEK** (Tape 3)

With a notation that the theme for this year's Public Health Week is "Public Health: An Investment in Your Future," Chairman Hanley moved that the Board direct staff to prepare a Proclamation designating the week of April 7 through April 13, 1997 as Public Health Week in Fairfax County and invite members of the Health Care Advisory Board (HCAB) and the Department of Health to appear before the Board on April 7, 1997 to receive this Proclamation. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

29. **PARTNERS IN PREVENTION - EFFORTS TO REDUCE TEEN PREGNANCY**  
(Tape 3)

Chairman Hanley noted that with the passage of the Personal Responsibility and Work Opportunity Act of 1996, Congress designated \$20 million as incentive to the five states which make the most progress in reducing out-of-wedlock births. She stated that it has come to her attention that the Virginia Department of Health will distribute, on a competitive basis, any monies earned by Virginia to the localities which join in partnership with the State in

this initiative. To inform the localities of this initiative, the Department of Health will conduct a series of regional forums around the Commonwealth with local officials and community leaders. The Northern Virginia forum is scheduled to be held on March 24, 1997 at Freddie Mac Foundation Headquarters at a time when the Board will be meeting.

Previously, Fairfax County addressed the problem of out-of-wedlock births through programs to reduce teen pregnancy. The Commonwealth initiative, called Partners in Prevention, appears to offer an opportunity for the County to expand its efforts to reduce teen pregnancy.

Therefore, Chairman Hanley moved that the Board direct staff to:

- Provide recommendations on how Fairfax County can best continue its efforts in the reduction of teen pregnancy by working with the Virginia Department of Health initiative, Partners in Prevention; and
- Draft a letter to Deputy Secretary of Health and Human Resources Scott Oostdyk indicating the conflict this Board has with the date of the Northern Virginia forum and conveying the Board's interest in better understanding the County's role as a partner in this initiative.

This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Bulova being out of the room.

30. **REQUEST TO WAIVE RONALD MCDONALD HOUSE FEES** (Tape 3)

Chairman Hanley called the Board's attention to a Ronald McDonald House presently being constructed near Fairfax Hospital and noted that Fred Kober, President of the Christopher Companies, has asked that the building permit and sewer tap fees for this project be waived. The Ronald McDonald House is a charitable non-profit organization providing short-term housing for families of severely ill children next door to needed medical testing and hospital services. Ronald McDonald Houses are located at major hospitals around the country, and Fairfax County is very fortunate such a valuable resource will now be available to families in need at Fairfax Hospital.

Because this is a charitable endeavor, Chairman Hanley moved that the Board direct staff to waive the building permit fee and sewer tap fee for the Ronald McDonald House of Northern Virginia. This motion was seconded by Supervisor Dix and carried by unanimous vote.

31. **POSTING OF ALL NOMINATIONS FOR AMENDMENTS TO THE COMPREHENSIVE PLAN ON THE COUNTY WEB PAGE ON THE INTERNET**  
(Tape 3)

Due to complaints from residents and community groups during the Annual Plan Review (APR) that they did not learn about a nomination affecting their neighborhood until it was

too late, Chairman Hanley moved that the Board direct staff to, in addition to all of the other publicity normally associated with the APR, post all nominations for amendments to the Comprehensive Plan on the County web page on the Internet for citizens to review.

This motion was seconded by Supervisor Dix and carried by unanimous vote.

32. **DEATH OF 14-YEAR OLD MARSHALL HIGH SCHOOL STUDENT IN TRAGIC GUN ACCIDENT** (Tape 3)

Chairman Hanley noted that, as everyone is aware, a 14-year old Marshall High School student died last week as a result of a tragic accident while playing with the loaded gun his parents kept in their house. This is the third accident in as many months involving children and firearms in the Washington area. Montgomery and Prince George Counties are considering measures which would require firearms kept in those Counties to be equipped with child safety devices to prevent accidental discharge.

Fairfax County does not have the authority to consider similar measures under Virginia State Law, which prohibits localities from adopting any ordinance to govern the purchase, possession, transfer, ownership, carrying or transporting of firearms which is not expressly authorized by Section 15.1-29.15 of the *Code of Virginia*. The Board went on record earlier this year supporting a bill introduced by Delegate George Lovelace which would have repealed this section of the Code. Unfortunately, that measure was defeated in committee.

Therefore, Chairman Hanley moved that the Board refer to the Legislative Committee the narrower issue of pursuing the legislative authority to adopt an Ordinance requiring Fairfax County residents who keep guns in their homes to equip them with child safety devices. This motion was seconded by Supervisor Connolly.

Following discussion, Supervisor Connolly asked to amend the motion to add, "to introduce a bill requiring gun dealers to equip every gun sold in the State of Virginia with a safety mechanism at the point of sale," and this was accepted.

Following further discussion, the question was called on the motion, as amended, which carried by unanimous vote.

33. **REVIEW OF CURRENT DEPRECIATION AND TAX RATE SCHEDULES FOR COMPUTER HARDWARE** (Tape 3)

Chairman Hanley noted that rapid developments in computer hardware technology throughout the 1990's have left localities in a quandary when it comes to valuing computers for property tax purposes, and the pace of change in the high-tech marketplace is increasing with the approach of the 21st century. Localities nationwide have conducted extensive studies of this issue, in cooperation and with the participation of their business communities, to try and find an equitable method of valuing and depreciating computer products for taxation purposes.

Fairfax County has adjusted its depreciation schedule for computer hardware a number of times in attempts to address this issue, with the benefit of some information provided by affected businesses. The time has come for a comprehensive study of the issue of Business Personal Property Tax as it is applied to computers in the County.

Chairman Hanley moved that the Board direct the Department of Tax Administration (DTA) to undertake a review of the current depreciation and rate schedules for computer hardware prior to tax year 1998. The review should be conducted with the participation and input of the business community at large since computers play a vital role in the operation of virtually every business in the County, not just the information technology companies.

In addition, the review should include an examination of the possibility of creating different subsets of equipment to determine whether large mainframe systems, for instance, should be treated differently for valuation and assessment purposes than desktop personal computers (PCs). In addition to examining the depreciation schedule, this effort should also consider the possibility of establishing different rate categories for different types of computer hardware. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

34. **WORLD CONGRESS ON INFORMATION TECHNOLOGY - GOVERNMENT CENTER RECEPTION** (Tape 3)

Supervisor Connolly called the Board's attention to the 11th World Congress on Information Technology scheduled to be held at George Mason University (GMU) from June 21 through June 24, 1998. The program will include leaders from industries such as retail, manufacturing, education, financial services, health care, entertainment and government. These leaders will speak about trends and directions affecting their industries and information technology executives will be able to assist these leaders in reaching their goals.

Supervisor Connolly noted that an audience of more than 1200 information technology industry representatives and other senior level executives from more than 50 countries are expected to attend.

Since this event will showcase Fairfax County as a premier location for emerging information technology companies to locate their expanded or new business, this is an opportunity to showcase the Fairfax County Government Center to the participants of the World Congress on Information Technology.

Therefore, Supervisor Connolly moved that the Board direct the Acting County Executive to work with the Economic Development Authority (EDA) to identify a reception event that can be held at the Government Center on June 21, 1998. This motion was seconded by Supervisor Mendelsohn and carried by unanimous vote.

35. **RECENT VISIT OF HUNGARIAN DELEGATION** (Tape 3)

Supervisor Connolly briefed the Board on a recent visit to Fairfax County by four individuals from Budapest, Hungary representing the Enterprise 2000 Foundation which was set up five years ago by the General Assembly of Budapest. The primary mission of this Foundation is to support entrepreneurial training programs at the secondary school level.

Mr. Tibor Kovari, Executive Secretary of the Foundation, requested an opportunity to meet with individuals in Fairfax County who have an interest in or are responsible for providing entrepreneurial or small business training and support. Specifically, the delegation was interested in learning how the County teaches entrepreneurship and promotes the growth and development of small business.

Based on the uniqueness of this event and the enthusiasm exhibited by those participating, Supervisor Connolly moved that the Board direct staff to send Certificates of Appreciation to the following individuals for providing presentations that gave information on the technical assistance, procurement, and financing services available to small businesses:

- Karen Smaw - Manager, Small and Minority Business;
- Gwen Reape - South Fairfax Business Resource Center;
- Toa Do - Business Development Assistance Program;
- Brian McCrane - SCORE;
- Marvis Marshall - Fairfax County Purchasing Supply and Management Agency (PS&MA);
- Sharon Gray - Virginia Regional Minority Supplier Development Council;
- Miriam Albert - Patriot Bank; and
- Kwesi Rodgers - Federal National Payables.

This motion was seconded by Supervisor Hyland and carried by unanimous vote.

36. **DUNN LORING-MERRIFIELD METRO STATION** (Tape 3)

Supervisor Connolly noted that the new Franconia-Springfield Metro Station will be opening later this year, at which time Metro will be modifying its system maps and station signs to include this new station. Metro has communicated to the Board that this is an opportune time to request any station name changes to allow for a cost-effective way to include these changes in the revised maps and signs.

Acknowledging the community and Board support for the change, Supervisor Connolly moved that the Board request Metro to change the name of the Dunn Loring Metro Station to the "Dunn Loring-Merrifield Metro Station." This motion was seconded by Chairman Hanley and carried by unanimous vote.

PMH:pmh

37. **STUDENTS FROM MANTUA AND ALDRIN ELEMENTARY SCHOOLS VISIT THE GOVERNMENT CENTER** (Tape 4)

(NOTE: Earlier in the meeting, students from Mantua and Aldrin Elementary Schools were introduced to Board Members. See Clerk's Board Summary Items CL#8 and CL#9.)

Chairman Hanley noted that students from Mantua and Aldrin Elementary Schools were still present in the Board Auditorium. She thanked the students for visiting the Government Center.

38. **APPOINTMENT TO THE INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE** (Tape 4)

(APPT)

Supervisor Mendelsohn moved the appointment of Dr. Edward H. Bersoff as the Dranesville District Representative to the Information Technology Policy Advisory Committee. This motion was seconded by Supervisor Gross and carried by a vote of nine, Supervisor Connolly being out of the room.

39. **ROBERT STEARNS, HERNDON RESIDENT, PULLS A WOMAN FROM A BURNING CAR** (Tape 4)

Supervisor Mendelsohn announced that on Monday, March 3, 1997, Robert Stearns, a resident of Herndon, displayed unmatched heroics by pulling a woman from a burning car on Centreville Road in Herndon. He noted that Mr. Stearns risked his own life to save the victim - an act of which each citizen of Fairfax County can be proud.

Supervisor Mendelsohn moved that the Board direct staff to invite Mr. Stearns to appear before the Board on March 24, 1997 to be recognized for his heroism. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor Connolly being out of the room.

40. **EXPEDITED REVIEW AND PROCESSING OF SPECIAL EXCEPTION AND PUBLIC FACILITIES APPLICATIONS FILED BY BELL ATLANTIC** (Tape 4)

Supervisor Mendelsohn moved that the Board direct the Director of the Office of Comprehensive Planning (OCP) to expedite the review and processing of public hearing dates for a Special Exception Application and Public Facilities Application recently filed by Bell Atlantic for property located at 1701 Chain Bridge Road, Tax Map Reference 30-3-1-46 in McLean. An expedited review of the Special Exception Application would

proceed concurrent with the Public Facilities Application required for the same site. This is necessary because of a need to accommodate additional telephone switching equipment due to an unanticipated increase in demand for telephone service and to ensure that Bell Atlantic can continue to meet the demands of both the residential and commercial customers in the McLean/Tysons Corner area. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Connolly and Supervisor Dix being out of the room.

41. **RISING LAND VALUES VERSUS A DECREASE IN HOME VALUES** (Tape 4)

Supervisor Mendelsohn noted public concern about the rising land values in Fairfax County versus the decrease in home values. He asked unanimous consent that the Board direct staff to meet with him about this issue for further explanation.

Following discussion, without objection, the request was so ordered.

42. **ENDORSEMENT OF THE PROPOSED THIRD PARTY FINANCING BY STANLEY MARTIN COMPANIES, INCORPORATED FOR THE GRAND HAMPTONS II SUBDIVISION** (Tape 4)

Supervisor Mendelsohn referred to his written Board Matter regarding the Virginia Department of Transportation's (VDOT) optional third-party financing provision for the incremental cost of noise abatement measures which meet the noise and site development date criteria of the State Noise Abatement Policy but exceeds cost per receptor criteria.

Supervisor Mendelsohn moved that the Board endorse the proposed third-party financing by Stanley Martin Companies, Incorporated, for the Grand Hamptons II Subdivision in the amount of \$44,800 to design and construct noise barrier number 40 for inclusion in the Route Seven/Parkway interchange project (Project Number R000-029-249,C529). *There is no financial commitment on the County's part.* This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Connolly and Supervisor Dix being out of the room.

43. **DEER POPULATION IN FAIRFAX COUNTY** (Tape 4)

Supervisor Mendelsohn noted that at the February 24, 1997 Board meeting, the Board heard several speakers regarding deer management from the animal rights perspective. He distributed to Board Members additional materials which particularly address the issues of health, safety and property damage as those issues relate to a documented overabundance of deer in certain areas of the County.

44. **MASON DISTRICT SPRING NEWSLETTER** (Tape 4)

Supervisor Gross distributed to Board Members the Mason District Spring Newsletter. She added that Mason District residents will be receiving the Newsletter in the mail this week.

45. **REQUEST TO HONOR MASTER POLICE OFFICER WILLIAM WOLF AND**

**K-9 BOSCO** (Tape 4)

Supervisor Kauffman stated that Master Police Officer William Wolf and K-9 Bosco was awarded the *Case of the Year* by the United States (US) Police K-9 Association. He said that they won this award because of their work tracking and apprehending a stolen car suspect.

Supervisor Kauffman asked unanimous consent that the Board direct staff to invite Master Police Officer Wolf and K-9 Bosco to appear before the Board to be recognized for their work. Without objection, it was so ordered.

46. **BIRTH OF ALEXANDER LAWRENCE BULOVA, ANNANDALE DISTRICT SUPERVISOR SHARON BULOVA'S GRANDSON** (Tape 4)

Supervisor Bulova announced the birth of her grandson, Alexander Lawrence Bulova, on February 26, 1997 at 6:58 p.m., weighing eight pounds, six ounces, 21.5 inches in length.

47. **INCLUSION OF PLAN NOMINATION S95-III-P1 AS PART OF THE AREA PLANS REVIEW** (Tape 4)

Supervisor Bulova stated that last April, the Board indefinitely deferred an Out-of-Turn Plan Amendment for some parcels located off Braddock Road near the State Police Headquarters.

Supervisor Bulova moved that the Board direct staff from the Office of Comprehensive Planning (OCP) to:

- Include Plan Nomination S95-III-P1 as part of the 1997 Area Plans Review; and
- Handle this inclusion administratively.

This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Connolly being out of the room.

**NV:nv**

48. **LAKE BRADDOCK SECONDARY SCHOOL'S GIRLS GYMNASTICS TEAM WINS STATE CHAMPIONSHIP** (Tape 5)

Supervisor Bulova announced that the Lake Braddock Secondary School's Girls Gymnastics team won the State Championship last month. This is the third consecutive year the team has won the State title.

Accordingly, Supervisor Bulova moved that the Board direct staff to invite the members of the Lake Braddock Girls Gymnastics Team to appear before the Board to be recognized for their outstanding accomplishment. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

49. **EARTH DAY/ARBOR DAY CELEBRATION** (Tape 5)

Supervisor Bulova announced that Fairfax County's official observation of Earth Day and Arbor Day will be held in the Braddock District at the Annandale Campus of the Northern Virginia Community College (NVCC) on Saturday, April 26, 1997 from 11:00 a.m. until 4:00 p.m., with the following day reserved as a rain date.

Supervisor Bulova noted that Earth Day/Arbor Day celebration is sponsored by Ogden Martin Systems of Fairfax, Clean Fairfax Council, and the Virginia Department of Forestry. This year's events have been planned with something of interest to all age groups. She invited everyone to join in this year's Earth Day/Arbor Day celebration.

50. **DIRECTIVE TO THE HUMAN SERVICES COUNCIL** (Tape 5)

- (R) Supervisor Bulova stated that last year the Human Services Council performed an outstanding job in assisting the Board with difficult budget decisions by examining services and providing recommendations where reductions could be made resulting in the least harm to the less fortunate members of the community. They also identified some efficiencies that shifted costs to eligible State and Federal means.

Citing the fact that members of the Human Services Council indicated that they could have identified more savings and efficiencies if they had had more time last year, and the fact that some human services needs are unfunded this year, Supervisor Bulova moved that the Board adopt the Resolution, as circulated to the Board, directing the Human Services Council to:

- Conduct a review of the array of human services the County provides; and
- Report prior to Budget Markup on April 21, 1997 with potential savings, efficiencies, and responsible reductions; and
- Provide recommendations as to how such savings could be reallocated within human services.

This motion was seconded by Supervisor McConnell.

Following discussion, the question was called on the motion which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

51. **INTENT TO DEFER THE PUBLIC HEARING ON PROFFERED CONDITION**

**AMENDMENT APPLICATION PCA A-936 AND DEVELOPMENT PLAN AMENDMENT APPLICATION DPA A-936-3, HUNTERS WOODS VILLAGE CENTER, L.L.C.** (Tape 5)

Supervisor Dix announced his intent to defer, at the appropriate time, the public hearing on Proffered Condition Amendment Application PCA A-936 and Development Plan Amendment Application DPA A-936-3, Hunters Woods Village Center, L.L.C., until March 24, 1997 at 4:30 p.m.

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Board Summary Item CL#76.)

52. **INTENT TO DEFER THE PUBLIC HEARING ON PROFFERED CONDITION AMENDMENT APPLICATION PCA/DPA 87-C-117 WESTERRA RESTON , L.L.C.** (Tape 5)

Supervisor Dix announced his intent to defer, at the appropriate time, the public hearing on Proffered Condition Amendment/Development Plan Amendment Application PCA/DPA 87-C-117, Westerra Reston, L.L.C. until March 24, 1997 at 4:30 p.m.

There was a brief discussion of the scheduling of public hearings, with input from Catherine A. Chianese, Assistant to the County Executive.

(NOTE: Later in the meeting, this public hearing was formally deferred. See Clerk's Board Summary Item CL#82.)

53. **REVITALIZATION SUBCOMMITTEE** (Tape 5)

(BACs)

In reference to the Revitalization Subcommittee meeting held earlier in the morning, Supervisor Dix applauded the efforts of Supervisor Gross, Supervisor Hyland, and Supervisor Kauffman regarding revitalization issues regarding designated revitalization areas and other issues. Noting that revitalization issues have surfaced that have Countywide implications, Supervisor Dix stated that there is merit to considering the expansion of the membership of the Revitalization Subcommittee to add representation from other Supervisor Districts.

Following discussion, with input from Anthony H. Griffin, Acting County Executive, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to prepare a Consideration Item:

- Showing the current structure of the Revitalization Subcommittee; and
- Providing the option of expanding that Committee or meeting as a Committee of the Whole to discuss tax and other Countywide implications.

Without objection, it was so ordered.

Following further discussion, the request was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

54. **BASKETBALL SEASON RESULTS** (Tape 5)

Supervisor Dix acknowledged the efforts of his 11 year old boys' basketball travel team which advanced to the championship game. He congratulated the Lee District team which won the County Tournament. He thanked the boys, the coaches, and their parents for their commitment to another outstanding season.

55. **CLAUDE KENNEDY DAY** (Tape 5)

Supervisor Frey announced that on March 14, 1997, Claude Kennedy will be retiring from his position in the Zoning Enforcement Division (ZED), Office of Comprehensive Planning (OCP). To honor him for his 28 years of dedicated, sustained years of service, Supervisor Frey moved that the Board approve the Proclamation, copies of which were distributed to the Board, proclaiming Friday, March 14, 1997 as *Claude Kennedy Day in Fairfax County* with the hope that his fellow employees will take the opportunity to extend to him their best wishes and congratulations on his having reached the retirement milestone in his successful career as a dedicated public servant. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

56. **DRUG CRISIS CONFERENCE** (Tape 5)

Supervisor Frey reminded the Board that the Drug Crisis Conference will be held on Tuesday, April 1, 1997 in the Board Auditorium. He asked unanimous consent that the Board support reserving Channel 16 for this Conference. Following discussion, without objection, it was so ordered.

57. **WAIVER OF CRITERIA FOR PERSONAL PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTER** (Tape 5)

Supervisor Frey described a situation whereby due to illness, a dedicated volunteer firefighter, Mr. Bernard Betts, did not qualify for personal property tax exemption based on the criteria for monthly service hours. Mr. Betts subsequently died.

Supervisor Hyland moved that the Board direct staff to:

- Examine this situation to determine whether the criteria can be waived in this instance to allow a cumulative calculation, and, if so:
- Waive the criteria so that Mr. Betts' estate could be eligible for the exemption.

This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Dix being out of the room.

58. **REQUEST BOARD'S CONSIDERATION OF AUTHORIZING STAFF TO MAKE CHANGES TO FAIRFAX COUNTY LISTINGS IN BLUE GOVERNMENT SECTION OF BELL ATLANTIC TELEPHONE DIRECTORY** (Tape 5)

Supervisor Hyland recounted the difficulties encountered by a constituent of his district who tried to locate the Hollin Hall Senior Center in the Fairfax County Government Section of the Bell Atlantic blue pages under "S" for Seniors, but could find no listing. It was listed under Community and Recreation Services, but no address was listed.

Supervisor Hyland asked unanimous consent that the Board refer to staff the matter of how the County lists services in the blue pages of the Bell Atlantic telephone directory to:

- Review the manner in which agencies and their functions are listed and to consider whether they should be listed under their function or listing them alternatively; and
- Consider the issue of listing addresses.

Without objection, it was so ordered.

59. **HORSE PATROL FOR THE POLICE DEPARTMENT** (Tape 5)

Supervisor Hyland stated that he recently reviewed a report written by a Fairfax County Police Officer, copies of which were distributed to the Board, in which he proposed the implementation of a horse mounted police patrol as a viable alternative to programs currently utilized by the Police Department to enhance police service offered to citizens of this County. To support this recommendation, the officer cites in the report steadily increasing traffic congestion in the County due to a rising population created, in part, by the area's appeal as a high technology center and its availability of jobs within a location which has become known to offer an excellent quality of life.

Supervisor Hyland stated that in addition to the projected traffic statistics in this County, the County has expansive parkland managed by the Park Authority with the responsibility to provide enforcement in the parks and provide support for large outdoor events attended by thousands of people.

Accordingly, Supervisor Hyland moved that the Board direct staff to:

- Review and provide recommendations regarding the matter of Fairfax County establishing a mounted police force; and
- Investigate any grant opportunities which might exist to help fund this initiative.

This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Dix being out of the room.

60. **REROUTING OF BUSES** (Tape 5)

Supervisor McConnell expressed concern about potential problems resulting from the rerouting of buses due to the opening of the Franconia-Springfield Metrorail Station. Noting that bus Route 18 was restructured to reduce Pentagon service and its fare was increased by 50 cents, Supervisor McConnell stated that some frustrated former Route 18 bus riders may park in the Burke Centre Virginia Rail Express (VRE) lot to form car pools and constrain parking at that location. Others may shift to Route 17 which would lead to crowded buses and parking problems along that route.

Accordingly, Supervisor McConnell moved that the Board direct staff to:

- Monitor this service closely as the new Metro Center opens in June; and
- Take corrective measures to immediately deal with potential problems resultant from these cuts.

The motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Dix being out of the room.

61. **RECOGNITION OF MR. SHARIF KARIE FOR WINNING THE BOYS HIGH SCHOOL ONE MILE RUN AT THE MOBIL INVITATIONAL TRACK AND FIELD MEET AT GEORGE MASON UNIVERSITY (GMU)** (Tape 5)

Supervisor McConnell asked unanimous consent that the Board direct staff to invite Sharif Karie, a student at West Springfield High School, to appear before the Board to be recognized for winning the boys high school one-mile run at the Mobil Invitational Track and Field Meeting at George Mason University (GMU) a few weeks ago. She noted that Mr. Karie set a new meet and facility record with a time of 4:08.13, the best time for a high school runner in the country this year, and the ninth best ever. Without objection, the request was so ordered.

62. **WEST SPRINGFIELD GIRLS BASKETBALL TEAM COMPETING IN SEMI-FINALS AGAINST MADISON HIGH SCHOOL IN STATE CHAMPIONSHIP TOURNAMENT** (Tape 5)

Supervisor McConnell congratulated the West Springfield High School Girls Basketball Team with a record of 28-0. She announced that the team is playing in the semi-finals of the State Championship against Madison High School in Lynchburg, Virginia on Thursday, March 13, 1997. She asked unanimous consent that the Board direct staff to invite the winner to appear before the Board to be recognized for its achievement. Without objection, it was so ordered.

63. **ANNUAL BUDGET TOWN MEETING FOR SPRINGFIELD DISTRICT** (Tape 5)

Supervisor McConnell stated that her Annual Budget Town Meeting was a great success. She expressed her appreciation to the following persons who participated in the meeting:

- Chairman Hanley;
- County Staff:
  - Anthony H. Griffin, Acting County Executive; and
  - Edward L. Long, Jr., Director, Office of Management and Budget;
- Mychele B. Brickner, At-Large Representative to the School Board;
- Carter S. Thomas, Springfield District Representative to the School Board;
- School Budget Staff;
- State Representatives:
  - State Senator Richard L. Saslaw;
  - Delegate David B. Albo; and
  - Delegate James H. Dillard, II; and
  - Congressman Thomas M. Davis, III.

She also expressed her appreciation to the Cable Programming staff including Gail Eskew, Donna Monacci, Rick Brosnan, and Patrick Balsamo, among others, for their hard work and expertise.

64. **SPEEDING ON THE FAIRFAX COUNTY PARKWAY** (Tape 5)

Supervisor McConnell expressed her concern over trucks speeding on the Fairfax County Parkway as they travel between I-66 and I-95. With improved signage on I-66 directing traffic to use the Parkway, she stated that the volumes of traffic and trucks are expected to increase. Accordingly, Supervisor McConnell moved that the Board direct the Police Department to increase police presence and enforcement to curb speeding of all motorists along the Fairfax County Parkway. This motion was seconded by Chairman Hanley and carried by unanimous vote.

65. **APPOINTMENTS OF SPRINGFIELD DISTRICT REPRESENTATIVES TO BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS (BACS)**  
(Tape 5)

(APPTS)

Supervisor McConnell moved the appointment of Mr. Philip E. Rosenthal as the Springfield District Representative to the A. Heath Onthank Memorial Award Selection Committee. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor McConnell moved the appointment of Mr. John Townes as the Springfield District Representative to the Small and Minority Business Enterprise Program Advisory Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor McConnell moved the reappointment of Dr. John Kershenstein as the Springfield District Representative to the Redevelopment and Housing Authority. This motion was seconded by Supervisor Dix and **CARRIED** by a recorded vote of five, Supervisor Gross, Supervisor Kauffman, and Supervisor Hyland voting "NAY," Supervisor Connolly and Chairman Hanley abstaining.

A brief discussion ensued.

Supervisor McConnell moved the reappointment of Ms. JoAnne McCoy as the Springfield District Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Further discussion ensued.

66. **1997 GENERAL ASSEMBLY - FINAL STATUS REPORT** (Tape 5)

Supervisor Dix called the Board's attention to the "1997 General Assembly - Final Status Report" which was recently distributed to the Board. He moved that the Board accept the Report and direct staff to begin the process to bring the County ordinances into compliance with the new provisions of the law. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

67. **RECESS/EXECUTIVE SESSION** (Tape 5)

At 12:15 p.m., Supervisor Connolly moved that the Board recess and go into Executive Session for discussion or consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the Agenda, and in addition:

- Rita Warren versus Fairfax County, Civil Action Number 96-119-A;
- Sunrise Valley Schools, Incorporated, et al., versus The County of Fairfax, Virginia, et al.;
- G.V.V. Rao versus County of Fairfax, Virginia, et al., Civil Action Number 95-817-A;
- First Amendment and Restatement of Power Purchase and Operating Agreement Between Ogden Martin Systems of Fairfax, Incorporated and Virginia Electric and Power Company; and
- Status of Erroneous Tax Assessment Litigation.

This motion was seconded by Supervisor Frey.

Supervisor Hyland asked to amend the motion to add consideration of a legal matter regarding Rezoning Application RZ 96-V-006, Curry Development, Incorporated, and this was accepted.

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

Chairman Hanley announced that the Board would proceed to lunch and convene Executive Session at 1:15 p.m.

**SBE:sbe**

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

**ACTIONS FROM EXECUTIVE SESSION**68. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 6)

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to

convene Executive Session were heard, discussed, or considered by the Board during the Executive Session. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

69. **APPOINTMENT OF MR. JOHN J. ADAIR TO THE POSITION OF AUDITOR TO THE BOARD OF SUPERVISORS** (Tape 6)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved the appointment of Mr. John J. Adair to the position of Auditor to the Board of Supervisors at the grade of S36, Step 7, with an annual salary of \$92,266.51, beginning March 24, 1997.

This motion was seconded by Supervisor Gross and carried by a vote of nine, Supervisor McConnell being out of the room.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

70. **BOARD AUTHORIZATION FOR THE COUNTY TO PURSUE LEGAL ACTION TO RECOVER A PORTION OF ITS WORKERS' COMPENSATION LIEN IN JIMMY D. GROVES VERSUS ROBIN MARIE ALLEN ET AL.** (Tape 6)

Supervisor Gross moved that the Board authorize the County Attorney to pursue legal action to recover a portion of its workers' compensation lien in *Jimmy D. Groves versus Robin Marie Allen et al.*, At Law Number 147099, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Dix carried by a vote of nine, Supervisor McConnell being out of the room.

71. **3:30 P.M. - PH ON REZONING APPLICATION RZ 96-H-029, PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 80-C-028-3 AND PCA 85-C-066 (WOODLAND ASSOCIATES, LIMITED PARTNERSHIP) (HUNTER MILL DISTRICT)** (Tape 6)

(O) Mr. Martin D. Walsh reaffirmed the validity of the affidavit for the record.

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

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

Following discussion, with input from Barbara A. Byron, Director, Zoning Evaluation Division, OCP; Anthony H. Griffin, Acting County Executive; and Mr. Walsh, Supervisor Dix moved approval of Proffered Condition Amendment Application PCA 80-C-028-3 subject to the executed proffers dated January 13, 1997 and that the recreational facilities money will be transferred to the Park Authority. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisory Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

Supervisor Dix moved approval of Proffered Condition Amendment Application PCA 85-C-066 subject to the executed proffers dated November 25, 1996. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisory Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

Supervisor Dix moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 96-H-029 be amended from the I-4 and C-8 Districts to the PDH-30 Districts;
- Approval of the Conceptual Development Plan (CDP) subject to the executed proffers dated January 16, 1997;
- Approval of Proffered Condition Amendment Application PCA 80-C-028-3; and
- Approval of Proffered Condition Amendment Application PCA 85-C-066;

with the assumption that the recreational proffer will be transferred to the Park Authority.

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

Supervisor Dix moved:

- Modification of the transitional screening requirement along Centreville Road in favor of that shown on the Conceptual Development Plan/Final Development Plan (CDP/FDP);

- Waiver of the barrier requirement along Centreville Road; and
- Modification of the transitional screening requirement along Sunrise Valley Drive in favor of that shown on the CDP/FDP.

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

72. **3:30 P.M. - PH ON REZONING APPLICATION RZ 94-D-046 (K. HOVNANIAN AT STUART ROAD, INCORPORATED, A VIRGINIA CORPORATION) (DRANESVILLE DISTRICT)** (Tape 6)

- (O) Mr. Norman F. Hammer, Jr. reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Mendelsohn moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 94-D-046 be amended from the R-1 and C-3 Districts to the R-12 District subject to the execution of the proffers dated March 10, 1997;
- Modification of the transitional screening requirement and a waiver of the barrier requirement along the northern property boundary; and
- Waiver of the 600 foot limitation on the maximum length of private streets.

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

73. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 93-Y-002 AND SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 93-Y-005 (VAN L.L.C.) (SULLY DISTRICT)** (Tape 6)

Ms. Tracy L. Steele reaffirmed the validity of the affidavit for the record.

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

- In excess of \$200 from Mr. John T. DeBell.

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

- In excess of \$200 from Bengtson, DeBell, & Elkin.

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

Following the public hearing, Denise James, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 93-Y-002 subject to the executed proffers dated February 24, 1997. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

Supervisor Frey moved approval of Special Exception Amendment Application SEA 93-Y-005 subject to the development conditions dated January 31, 1997. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

Supervisor Frey moved:

- Reaffirmation of the waiver of the service drive requirement; and
- Waiver of the barrier requirement and modification of the screening requirement along the site's upper Ridge Drive frontage, in favor of the landscaping shown on the Special Exception Plat.

This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor McConnell and Supervisor Mendelsohn being out of the room.

AM:am

**ADDITIONAL BOARD MATTER**

74. **RELEASE OF CRIME REPORT** (Tape 7)

Chairman Hanley referred to the recently released Crime Report and stated that there is good news with the exception of juvenile crime and drug offenses.

75. **4:00 P.M. - PH ON REZONING APPLICATION RZ 96-P-011 (GLENN M. BUCCI) (PROVIDENCE DISTRICT)** (Tape 7)

Supervisor Connolly moved to defer the public hearing on the Rezoning Application RZ 96-P-011 until **April 28, 1997 at 4:00 p.m.** This motion, the second to which was inaudible, carried by a vote of nine, Supervisor McConnell being out of the room.

76. **4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA A-936 AND DEVELOPMENT PLAN AMENDMENT APPLICATION DPA A-936-3 (HUNTERS WOODS VILLAGE CENTER, L.L.C.) (HUNTER MILL DISTRICT)** (Tape 7)

Supervisor Dix moved to defer the public hearing on Proffered Condition Amendment Application PCA A-936 and Development Plan Amendment Application DPA A-936-3 until **March 24, 1997 at 4:30 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.

77. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-V-044 (SUN COMPANY, INCORPORATED) (MOUNT VERNON) DISTRICT** (Tape 7)

Supervisor Hyland moved to defer indefinitely the public hearing on Special Exception Application SE 96-V-044. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor McConnell being out of the room.

78. **4:00 P.M. - PH ON SPECIAL EXCEPTION SE 96-M-040 (BAILEY'S CROSSROADS VOLUNTEER FIRE DEPARTMENT, INCORPORATED) (MASON DISTRICT)** (Tape 7)

Mr. James R. Michael reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Susan Johnson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Gross moved approval of Special Exception Application SE 96-M-040 subject to the development conditions dated February 18, 1997. This motion was seconded by

Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.

Supervisor Gross moved:

- Modification of the transitional screening requirements along the north, east and west property boundaries and a waiver of the barrier requirements along the north and west boundaries in favor of that shown on the proposed Special Exception Plat; and
- Two-thirds reduction of the transitional screening requirements and a modification of the barrier requirements along the southern property boundary, as shown on the Special Exception Plat.

This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.

79. **4:00 P.M. - BOARD DECISION ON REZONING APPLICATION RZ 1996-LE-035 (ALEXANDRIA SPORTS COMPLEX, INCORPORATED) AND PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-L-020-12 (KINGSTOWNE COMMERCIAL LIMITED PARTNERSHIP) (LEE DISTRICT)** (Tape 7)

- (O) (NOTE: On February 24, 1997, the Board held the public hearing on Rezoning Application RZ 1996-LE-035 and Proffered Condition Amendment Application PCA 84-L-020-12 and deferred its decision until March 10, 1997.)

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

- In the amount of \$200 from Kingstowne Commercial Limited Partnership.

Supervisor Kauffman moved:

- Approval of Proffered Condition Amendment Application PCA 84-L-020-12 subject to the executed proffers dated February 18, 1997;
- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 1996-LE-035 be amended from the I-4 District to the PDC District subject to the execution of the proffers dated February 18, 1997; the Planning Commission having previously approved Final Development Plan Application FDP 1996-LED-035 on February 20, 1997.
- Approval of the Conceptual Development Plan (CDP) for Rezoning Application RZ 1996-LE-035 subject to the CDP Conditions dated February 20, 1997;

- Reaffirmation of the previously approved modifications of the transitional screening yard requirement; and
- Waiver of the barrier requirement for the outer periphery of the I-4 District subject to the proffers.

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

80. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT/DEVELOPMENT PLAN AMENDMENT APPLICATION PCA/DPA 84-C-117 (WESTERRA RESTON, L.L.C.) (HUNTER MILL DISTRICT)** (No Tape)

(NOTE: Later in the meeting, action was taken to defer this public hearing. See Clerk's Summary Item CL#82.)

81. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 83-P-036-3 AND SPECIAL EXCEPTION APPLICATION SE 96-P-042 (1800 L.L.C.) (PROVIDENCE DISTRICT)** (Tape 7)

Ms. Elizabeth D. Baker reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Donna McNeally, Branch Chief, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved approval of:

- Proffered Condition Amendment Application PCA 83-P-036-3 subject to the executed proffers dated January 28, 1997; and
- Special Exception Application SE 96-P-042 subject to the development conditions dated February 7, 1997.

This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

82. **4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT/DEVELOPMENT PLAN AMENDMENT APPLICATION PCA/DPA 84-C-117 (WESTERRA RESTON, L.L.C.) (HUNTER MILL DISTRICT)** (Tape 7)

On behalf of Supervisor Dix, Supervisor Hyland moved to defer the public hearing on Proffered Condition Amendment/Development Plan Amendment Application PCA/DPA 84-C-117 until March 24, 1997 at 4:30 p.m. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

83. 4:30 P.M. - PH ON REZONING APPLICATIONS RZ 1996-PR-039, RZ 1996-PR-038, RZ 95-P-039 AND SPECIAL EXCEPTION APPLICATIONS SE 96-P-049 AND SE 96-P-048 (GREENSTAR II LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT) (Tape 7)

Supervisor Connolly moved to defer the public hearings on Rezoning Applications RZ 1996-PR-039, RZ 1996-PR-038, RZ 95-P-039, and Special Exception Applications SE 96-P-049 and SE 96-P-048 until March 24, 1997 at 4:30 p.m. This motion was seconded by Supervisor Mendelsohn and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

84. 4:30 P.M. - PH ON REZONING APPLICATION RZ 96-V-006 (CURRY DEVELOPMENT, INCORPORATED) (MOUNT VERNON DISTRICT) (Tapes 7-9)

- (O) Mr. Antonio J. Calabrese reaffirmed the validity of the affidavit for the record.

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

- In excess of \$200 from Curry Development, Incorporated.

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

- In excess of \$200 from Washington Gas Company.

Supervisor Bulova disclosed the following campaign contribution which she had received:

- In excess of \$200 from Washington Gas Company.

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

- In excess of \$200 from Washington Gas Company.

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

- In excess of \$200 from Washington Gas Company.

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

- In excess of \$200 from Washington Gas Company.

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

- In excess of \$200 from Washington Gas Company.

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

- In excess of \$200 from Washington Gas Company.

Chairman Hanley disclosed the following campaign contribution which she had received:

- In excess of \$200 from Washington Gas Company.

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

Following the public hearing, which included testimony by 22 speakers, Inda Stagg, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Following discussion, with input by David P. Bobzien, County Attorney, and George A. Symanski, Jr., Deputy County Attorney, Supervisor Hyland moved:

- That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 96-V-006 be amended from the R-1 District to the PDH-8 District subject to the execution of the proffers dated February 19, 1997; the Planning Commission having previously approved Final Development Plan Application FDP 96-V-006 on December 12, 1996;
- Approval of the Conceptual Development Plan CDP 96-V-006 subject to the development conditions dated March 10, 1997 with a change to the development conditions as follows:
  - Add the language "that no principal structure shall be located closer than 27 feet on the northern property line."
- Waiver of the transitional screening and barrier requirements along parcel 39 as shown on the Conceptual Development Plan (CDP) and Final Development Plan (FDP);
- Waiver of the service drive requirement along Gunston Road and Richmond Highway in lieu of that shown on the CDP and FDP;
- Waiver of the maximum length of 600 feet for private streets

within a development; and

- That the Board direct the Office of Transportation (OT) to advise the Virginia Department of Transportation (VDOT) at the appropriate time that the timing of the traffic signal at the Overlook access to Richmond Highway needs to be adjusted to provide improved access to the increased traffic from Overlook and Mason's Passage.

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

85. **RECESS** (Tapes 9-10)

At 6:35 p.m., the Board recessed briefly, and at 6:50 p.m., reconvened in the Board Auditorium with all Board Members being present, with the exception of Supervisor McConnell, and with Chairman Hanley presiding.

86. **6:00 P.M. - PRESENTATION BY THE SCHOOL BOARD OF ITS PROPOSED FISCAL YEAR (FY) 1998 BUDGET** (Tape 10)

Chairman Hanley recognized the presence of the members of the Fairfax County School Board, and Dr. Robert R. Spillane, Division Superintendent, Fairfax County Public Schools.

Kristen Amundson, Chairman, Fairfax County School Board, presented the School Board's proposed Fiscal Year (FY) 1998 Budget.

Following a question and answer period, with input by Anthony H. Griffin, Acting County Executive, and Dr. Spillane, Supervisor Frey asked unanimous consent that the Board direct staff to provide a history of the last three or four school bonds to show what proportion of the money was spent on new construction versus renovations. Without objection, it was so ordered.

**ADDITIONAL BOARD MATTER**

87. **REORGANIZATION SUBCOMMITTEE MEETING** (Tape 10)

Supervisor Bulova announced that a Reorganization Subcommittee meeting is scheduled for Tuesday, March 11, 1997, beginning at 10:00 a.m.

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

At 7:55 p.m., the Board adjourned.