



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
June 11, 2024**

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JR:jr

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, June 11, 2024, at 9:34 a.m., there were present:

- Chairman Jeffrey C. McKay, presiding
- Supervisor Walter Alcorn, Hunter Mill District
- Supervisor James N. Bierman, Jr., Dranesville District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Andres F. Jimenez, Mason District
- Supervisor Rodney Lusk, Franconia District
- Supervisor Dalia Palchik, Providence District
- Supervisor Kathy L. Smith, Sully District
- Supervisor Daniel G. Storek, Mount Vernon District
- Supervisor James Walkinshaw, Braddock District

Others present during the meeting were Bryan J. Hill, County Executive; Elizabeth Teare, County Attorney; Jill G. Cooper, Clerk for the Board of Supervisors; Dottie Steele, Chief Deputy Clerk for the Board of Supervisors; Jacqueline Rich, Management Analyst; Ekua Brew-Ewool, Deputy Clerk, and Danya Alattar, Administrative Assistant, Department of Clerk Services.

BOARD MATTER1. **MOMENT OF SILENCE** (9:34 a.m.)

The Board asked everyone to keep in thoughts the family and friends of:

- Diego Arriaza, Yeraldin Pardo, and her 8-year-old child, who died recently after being struck by a train on the northbound elevated train tracks in Springfield.
- Lois McClellan, who died recently. She was the mother of Congresswoman Jennifer McClellan. She was the first in her family to attend and graduate high school; she earned a master's degree from the University of Kentucky and was the only woman and African American in her class at the time; was a Life Member of Delta Sigma Theta Sorority; and was actively involved in her community
- William "Bill" David Dolan III, who died recently. He was a two-time nominee for Virginia Attorney General; was highly regarded in the legal community and often referred to as "the lawyer's lawyer"; served in both the U.S. Army and U.S. Navy; and was devoted to public service
- Andrew McGuckin, who died recently. He was Chairman McKay's brother-in-law (his sister Jennifer's husband). He served for many years on the Groveton Civic Association, most recently serving as president. His life passion was coaching, and he coached for many different youth groups – baseball and softball teams – including the Thunderbirds Girls' Softball Travel team
- Dr. Robert Thomas Mansker, who died recently. He was actively engaged in the community; served as a Fairfax County Chief Election Officer; served multiple terms on the Fairfax County Board of Equalization; and served on the U.S. Federal Senate Credit Union Board. Memorial services are scheduled for June 19, 2024 (NOTE: His passing was also mentioned at the Board's May 21, 2024, meeting.)
- Rev. Lloyd Kinzer, who died recently. A long-time Reston resident, he was an active and well-loved member of the community. He was an ordained minister, studied at Princeton Theological Seminary, and was parish associate at the United Christian parish for the past 52 years; was a substitute teacher for Fairfax County Public Schools for 13 years; and was Chaplain of Boy Scout Troop 1970 in Reston for many years

AGENDA ITEMS

2. **RESOLUTION OF RECOGNITION PRESENTED TO BOB CARLSON**
(9:44 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Smith and moved approval of the Resolution of Recognition presented to Bob Carlson for his years of service as chair of the Fairfax County Employees' Retirement System. The motion was multiply seconded and carried by unanimous vote.

Vice-Chairman Smith returned the gavel to Chairman McKay.

3. **PROCLAMATION DESIGNATING JUNE 19, 2024, AS "JUNETEENTH" IN FAIRFAX COUNTY** (9:52 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Smith and moved approval of the Proclamation designating June 19, 2024, as "*Juneteenth*" in Fairfax County. The motion was multiply seconded and carried by unanimous vote.

Vice-Chairman Smith returned the gavel to Chairman McKay.

Supervisor Storck announced that the annual Gum Springs Community Day will be held on Saturday, June 15, 2024, at Martin Luther King Park, 11 a.m. – 4 p.m. The event will include music, food, rides, games, vendors, and a lot of other exciting things. He invited everyone to attend.

4. **PROCLAMATION DESIGNATING JUNE 7, 2024, AS "GUN VIOLENCE AWARENESS DAY" IN FAIRFAX COUNTY** (10:18 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Smith and moved approval of the Proclamation designating June 7, 2024, as "*Gun Violence Awareness Day*" in Fairfax County. The motion was multiply seconded and carried by unanimous vote.

Vice-Chairman Smith returned the gavel to Chairman McKay.

5. **PROCLAMATION DESIGNATING JUNE 2024 AS "PRIDE MONTH" IN FAIRFAX COUNTY** (10:41 a.m.)

Supervisor Bierman moved approval of the Proclamation designating June 2024 as "*Pride Month*" in Fairfax County. The motion was multiply seconded and carried by a vote of nine, Supervisor Herrity being out of the room.

6. **PROCLAMATION DESIGNATING JUNE 2024 AS “IMMIGRANT HERITAGE MONTH” IN FAIRFAX COUNTY** (10:59 a.m.)

Supervisor Palchik moved approval of the Proclamation designating June 2024 as “*Immigrant Heritage Month*” in Fairfax County. Chairman McKay and Supervisor Jimenez jointly seconded the motion and it carried by unanimous vote.

DMS:dms

7. **PRESENTATION OF THE HISTORY COMMISSION ANNUAL REPORT** (11:29 a.m.)

(BACs) Lynne Garvey-Hodge, Chair, History Commission, introduced other members of the History Commission who were present in the Board Auditorium:

- Sue Kovach Shuman
- Anne Stuntz
- Esther W. McCullough
- Cheryl Repetti
- Tammy Mannarino

Ms. Garvey-Hodge proceeded to present the History Commission’s annual report, highlighting the following:

- In fulfillment of a Board Matter, the commission requested the U.S. Army to review the Naming Commission’s research regarding the re-naming of Fort Belvoir, offered research for replacing names for certain Fort Belvoir streets, and encouraged Belvoir officials to expand the interpretation of the complete history of Belvoir
- In response to another Board Matter, the Commission began to document Minnie Peyton’s contributions to the Springdale community at Bailey’s Crossroads to rename the center
- Working with George Mason University, Advisory Members have continued to expand and develop the African American History Inventory
- The ad-hoc African American Black Experience Marker Project Committee finalized the research and writing process for the markers selected for installation among those nominated by County students

- The Commission continued community outreach and education at community events, including the Fairfax City Chocolate Lovers Festival, Government Center Black History Month event, Mount Vernon Town Hall, Viva Vienna, Juneteenth celebrations at Gum Springs, Vienna, and Fairfax City, Oakton Day in the Park, and Oak Hill
- The Commission continued to press for the preservation and protection of the Dunn Loring School and Thompson Cemetery
- Due to various proposed demolitions of buildings listed on the Fairfax County Inventory of Historic Sites, the Commission initiated an ad-hoc work group on guidelines and criteria for commission input to County agencies regarding historic properties to develop more better working relationships with other agencies and proactive preservation tools
- The Annual History Conference capped the year with a moving look at the effects of the Immigration and Nationality Act of 1965. The theme of the 19th Annual History Conference, A County of Nations (the third in the WE Are Fairfax County! series), drew together a diverse and avid group of speakers who addressed the experiences of the County's recent immigrants
- The following individuals were presented with awards by the History Commission's Awards Committee:
 - **Mayo Stuntz Award:** Videographers Mike Salmon and Ean Eschenburg
 - **Edith Moore Sprouse Award:** Josie Ballato
 - **Lifetime Achievement Award:** Carole Herrick and Nadine Mironchuk
 - **Distinguished Service Award:** Bob Beach
- After many years of service to the History Commission, Commissioners Bob Beach and Carole Herrick retired, but agreed to continue sharing their expertise as Advisory Members
- The Commission acknowledged and thanked staff from the Department of Planning and Development, the Architectural Review Board, the Park Authority, the Virginia Room of the Fairfax County Public Library system, and Channel 16 for their contributions and support

- Current administrative and future preservation needs
- The Commission's sustained efforts and the goals of the Commission and each Member

Ms. Repetti expressed her deep gratitude to the 2023 Members of the History Commission who made the work of the Commission possible.

Discussion ensued, regarding the capturing the County's history, collaboration with Fort Belvoir, oral histories, partnering with more community members and Reston Museum, and looking at best practices outside of the County that have worked to preserve more historic sites.

Board Members expressed thanks to the Commission for its advocacy, education, and commitment to preservation, and thanked the retiring members for their service.

(NOTE: Later in the meeting, Supervisor Storck presented a Board Matter regarding the Gum Springs Community. See Clerk's Summary Item #27.)

ADDITIONAL BOARD MATTERS

8. **RESOLUTION OF RECOGNITION REQUEST FOR THE WEST SPRINGFIELD HIGH SCHOOL TRACK AND FIELD TEAM**
(11:56 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Smith, and jointly with Supervisor Herrity and Supervisor Walkinshaw, Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for the West Springfield High School Spartans Boys Track and Field Team for its Virginia Class 6 State Championship. Without objection, it was so ordered.

9. **RESOLUTION OF RECOGNITION REQUEST FOR JESSICA HUDSON**
(11:56 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Jessica Hudson, Director of Library, for her eight years of service to the County. Without objection, it was so ordered.

10. **RESOLUTIONS OF RECOGNITION REQUEST FOR PAUL HAMMOND AND JIM HART** (11:56 a.m.)

(BACs) Chairman McKay asked unanimous consent that the Board direct staff to prepare Resolutions of Recognition for Paul Hammond and Jim Hart, Members on the Board of Zoning Appeals (BZA), for their decades of service to the BZA. Without objection, it was so ordered.

11. **RESOLUTION OF RECOGNITION REQUEST FOR CHANNEL 16**
(11:56 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Channel 16, in recognition of its 40th anniversary. Without objection, it was so ordered.

12. **RESOLUTION OF RECOGNITION REQUEST FOR INSIGHT MEMORY CARE CENTER** (11:56 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Insight Memory Care Center, in recognition of its 40th anniversary. Without objection, it was so ordered.

Vice-Chairman Smith returned the gavel to Chairman McKay.

13. **CHAIRMAN MCKAY ANOUNCEMENTS** (11:57 a.m.)

Chairman McKay made the following announcements:

- The current internal exercise for each department to identify ten percent in possible reduction for the Board to consider
- He, along with Supervisor Bierman, recently attended The Cappies Awards ceremony at the Kennedy Center and on behalf of the Board, he congratulated all the award winners

(NOTE: Later in the meeting, Supervisor Bierman provided comments on his recent attendance of The Cappies. See Clerk's Summary Item #20.)

14. **NATIONAL ASSOCIATION OF COUNTIES (NACo) CREDENTIALS**
(12 noon)

(BACs) Supervisor Smith stated that the Board received a request from NACo regarding designating a voting delegate and alternate voting delegate to represent the County at the NACo Annual Conference and Exposition in Hillsborough County, Florida, on July 12 – 15, 2024.

Therefore, Supervisor Smith moved that the Board designate Supervisor Walkinshaw as the Voting Delegate; and Chairman McKay and Bryan Hill, County Executive, as the Alternate Voting Delegates. Supervisor Palchik seconded the motion and it carried by unanimous vote.

15. **EXPEDITE PUBLIC HEARING REQUEST FOR PULTE HOME COMPANY, LLC (SULLY DISTRICT)** (12:01 p.m.)

- (A) Supervisor Smith stated that the applicant, Pulte Home Company, LLC, requests a rezoning of the subject property from the I-4 District to the PDH-16 District to permit the development of a residential community comprised of multi-family and single-family attached residential units in Westfields. The applicant proposes a development plan showing new residential units around a new large public central park in the southeast corner of Westfields, consistent with the Comprehensive Plan, which will help facilitate future development of adjacent properties to the north. The Planning Commission public hearing is scheduled for July 24, 2024, and this case should move forward as soon as possible.

Therefore, Supervisor Smith moved that the Board direct staff to expedite the scheduling of the Board's public hearing for Rezoning Application RZ-2023-SU-00017 and Proffered Condition Amendment Application PCA 78-S-063-14, to a date certain of **July 30, 2024, at 3:30 p.m.** This motion should not be construed as a favorable recommendation by the Board on the proposed applications and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards in any way. The motion was multiply seconded and carried by unanimous vote.

16. **ELECTRIFY FAIRFAX: EASIER, FASTER, AND MORE AFFORDABLE HOME ENERGY IMPROVEMENTS** (12:03 p.m.)

Supervisor Walkinshaw stated that in 2021, County adopted an ambitious Community-wide Energy and Climate Action Plan (CECAP), which identified strategies to reduce the greenhouse gas emissions that cause climate change. CECAP set a goal of carbon neutrality for the community as a whole by 2050. All sectors of the community – residents, businesses, and government – have important roles to play in this collective effort.

One strategy explored by the County was establishment of a local 'green bank' to facilitate investments in energy efficiency and renewable energy in private facilities, leveraging small amounts of public dollars with larger funding from private lenders. After thorough analysis by staff and consideration of the immediate needs of residents who want to reduce their carbon footprint, the County believes that funds previously appropriated by the Board for the establishment of a green bank can be better and more immediately utilized while staff continues to monitor regional, State, and national green bank developments and funding opportunities.

At the Board's Environmental Committee meeting on May 14, 2024, staff from the Office of Environmental and Energy Coordination proposed an alternative approach focusing on enhanced outreach, education, and technical guidance for residents to support market demand for residential home energy improvements. This new approach responds to a rising number of inquiries from consumers

seeking practical guidance for making homes more energy efficient, installing solar energy systems, identifying reputable contractors, converting appliances from natural gas to electricity, and navigating the many tax credits, rebates, and other incentives now available from the federal government and utilities.

Specifically, staff proposed a new strategy to use credible third-party services to provide home energy advisory and referral solutions to residents of the County with the goal of making it easier, faster, and more affordable for residents to decarbonize their homes, thereby reducing their emissions and saving money. This pilot program will support the CECAP goal of reducing emissions from existing buildings by enabling and accelerating residential home energy improvements in the County.

In Fiscal Year (FY) 2020 and FY 2024 the County appropriated funds for exploration and pursuit of a green bank. Some of those funds (\$638,955) remain unobligated. Given the change in approach described here, it is recommended that those unobligated funds be reallocated to new residential clean energy programming.

Therefore, jointly with Chairman McKay, Supervisor Jimenez, and Supervisor Storck, Supervisor Walkinshaw moved that the Board direct the County Executive and staff to reallocate the balance in Fund 30015, Project 2G02-039-000 (Green Bank Initiatives) to Fund 30015, Project GF-000057 (Residential Programs). Chairman McKay and Supervisor Lusk jointly seconded the motion. Following discussion regarding the need to examine the context of this request with other budget requests, the question was called on the motion and it carried by a vote of nine, Supervisor Herrity voting “NAY.”

17. **CERTIFICATE OF RECOGNITION REQUEST FOR THE LAKE BRADDOCK SECONDARY SCHOOL CREW AND OUTDOOR TRACK AND FIELD TEAMS (BRADDOCK DISTRICT)**
(12:07 p.m.)

Supervisor Walkinshaw summarized his written Board Matter which reads: The Spring 2024 season was very successful for athletic teams in the County. Talented athletes from the community demonstrated their effort, dedication, and teamwork in various sports and competitions. At Lake Braddock Secondary School, three teams won prestigious awards, and the County commends each of them.

On May 31, 2024, the Lake Braddock Secondary School boys outdoor track and field team traveled to Newport News, Virginia, to participate in the Virginia High School League State Tournament. Supervisor Walkinshaw congratulated Patrick Gaffney, Nelson Lattimer, Christian Bachmann, and Timo Asady-Kany. Their team placed first in the 4x800 relay, finishing the race in an outstanding 7:46.81 (seven minutes, forty-six seconds), within 18 seconds of the national high school record, earning them the Class 6 State Championship.

The Lake Braddock Secondary School girls crew teams competed in the Virginia State Rowing Championship, where the Women's Junior Eight crew won first place and made it to nationals.

Additionally, the Girls Second Four crew participated in the Stotesbury Cup Regatta, the largest high school regatta in the world. They placed first against 181 schools and 4,774 fellow athletes.

The effort and dedication of these athletes deserve to be recognized, and the County congratulates them and their coaches on their many accomplishments from this season.

Therefore, jointly with Chairman McKay and Supervisor Herrity, Supervisor Walkinshaw asked unanimous consent that the Board direct the Office of Public Affairs to prepare a Certificate of Recognition for the Lake Braddock Secondary School's outdoor track and field and crew teams. These teams should be recognized alongside other Spring sports recognitions. Without objection, it was so ordered.

18. **RESOLUTION OF RECOGNITION REQUEST FOR THE MCLEAN HIGH SCHOOL BASEBALL TEAM (MASON DISTRICT)**
(12:08 p.m.)

Supervisor Bierman summarized his written Board Matter which reads: The McLean High School baseball team won the Virginia Class 6 State Championship on June 8, 2024. It was the first State title in the history of the McLean High School baseball program.

After a promising 5 - 1 start, the Highlanders fell on hard times early in the season dropping five straight including four one-run losses, leading McLean Baseball Coach, John Dowling, to note that "they had every reason to make excuses, but they did not." Around here, it is known that bumpy roads lead to beautiful places. The team came together to win 14 of its last 18 games. In the championship game, after South Lakes High School came out to an early lead, blasting a first inning home run, the Highlanders just kept grinding, breaking out for a seven-run sixth and collecting 12 hits and 11 walks. Ultimately, McLean High School would prevail 15 - 5 over South Lakes High, to deliver a championship for Coach John Dowling and company in his 11th season leading the program.

Therefore, Supervisor Bierman asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for the 2024 McLean High School baseball team, in recognition of winning the State Championship, to be presented at the upcoming Spring sports recognition. Without objection, it was so ordered.

(NOTE: Later in the meeting, Supervisor Alcorn commented on this championship. See Clerk's Summary Item #22.)

19. **RESOLUTION OF RECOGNITION REQUEST FOR THE LANGLEY HIGH SCHOOL TENNIS TEAMS (MASON DISTRICT)** (12:08 p.m.)

Supervisor Bierman summarized his written Board Matter which reads: The Langley High School girls' and boys' tennis teams each won a Class 6 State Championship on June 6, 2024. This was the third straight Class 6 State tennis championship for the girls' team and the second straight State championship for the boys' team.

The girls' team had a 10 - 0 record this season and won this third straight State championship despite undergoing a season of rebuilding with new Coach, Stefan Henryson. The boys' team had a 12 - 0 record this season and was coached by Jack Porter.

Therefore, Supervisor Bierman asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for the 2024 Langley High School girls' and boys' teams, in recognition of their State Championships, to be presented at the upcoming Spring sports recognition. Without objection, it was so ordered.

20. **THE CAPPIES AT THE KENNEDY CENTER** (12:09 p.m.)

(NOTE: Earlier in the meeting, Chairman McKay provided comments on his recent attendance of The Cappies. See Clerk's Summary Item #13.)

Supervisor Bierman announced that he recently had the honor to attend The Cappies at the Kennedy Center. He congratulated the winners and stated his hopes to attend the event again.

21. **PUBLICITY AND PROCLAMATION REQUEST DESIGNATING SEPTEMBER 2024 AS "EMERGENCY PREPAREDNESS MONTH" IN FAIRFAX COUNTY** (12:10 p.m.)

Supervisor Lusk stated that September 2024 will mark the 23rd Anniversary of 9/11 and "National Preparedness Month," when the County will continue its focus on ensuring its residents are equipped for any form of emergency. National Preparedness Month provides an annual opportunity for residents to learn about the various hazards they may face and best practices on how to prepare for an emergency and act in the event a disaster occurs.

As always, Supervisor Lusk expressed gratitude to the exceptional employees at the Department of Emergency Management and Security (DEMS) for their continuous efforts to keep the County and its residents safe. Each year, DEMS creates the Community Emergency Response Guide and Business Disaster Resilience Guide. Both resources assist County residents to be prepared in the event of an emergency or disaster.

Therefore, Supervisor Lusk moved that the Board:

- Direct staff from the DEMS and the Office of Public Affairs to create a public information package based on the theme of the 2024 National Preparedness Month, which will be distributed among County staff and the public
- Recognize the exemplary work done by the DEMS by declaring September 2024 as “*Emergency Preparedness Month*” in the County
- Direct staff to prepare a Proclamation designating September 2024 as “*Emergency Preparedness Month*” in the County, in recognition and in appreciation of the tireless work done every day by the people serving the County under the DEMS, to be presented in September 2024

Chairman McKay seconded the motion and it carried by unanimous vote.

22. **NO BOARD MATTERS FOR SUPERVISOR ALCORN (HUNTER MILL DISTRICT)** (12:11 p.m.)

(NOTE: Earlier in the meeting, a Board Matter was presented regarding McLean High School. See Clerk’s Summary Item #18.)

Supervisor Alcorn announced that he had no Board Matters to present today. However, noting that he was out of the room during the presentation of Supervisor Bierman’s Board Matter regarding McLean High School, he congratulated them on receiving the championship.

23. **EXPEDITED PUBLIC HEARING REQUEST FOR REENA ABU-TALEB, ZENA SHILLEH, AND ANNANDALE CHILDREN'S ACADEMY, LLC (MASON DISTRICT)** (12:12 p.m.)

- (A) Supervisor Jimenez stated that Reena Abu-Taleb, Zena Shilleh, and Annandale Children's Academy, LLC has submitted a Special Exception Application for a proposed childcare center with fewer than 100 children and associated site modifications on a property located at 5116 Columbia Road in Annandale. The application is currently scheduled for the Planning Commission public hearing on July 24, 2024, at 7:30 p.m. and this case should move forward as soon as possible.

Therefore, to facilitate processing of this application to allow the childcare center to operate in the Fall, Supervisor Jimenez moved that the Board direct staff to expedite the scheduling of the Board’s public hearing for Special Exception Application SE 2023-MA-00014 to **July 30, 2024, at 3:30 p.m.** This motion

should not be construed as a favorable recommendation by the Board on the proposed applications and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards in any way. Chairman McKay seconded the motion and it carried by unanimous vote.

24. **EXPEDITED PUBLIC HEARING REQUEST FOR THE MOST REVEREND MICHAEL F. BURBIDGE, BISHOP OF THE CATHOLIC DIOCESE OF ARLINGTON AND HIS SUCCESSORS IN OFFICE (MASON DISTRICT)** (12:13 p.m.)

- (A) Supervisor Jimenez stated that the Most Reverend Michael F. Burbidge, Bishop of the Catholic Diocese of Arlington and His Successors in Office have submitted a Special Exception Amendment Application for a proposed childcare center with fewer than 100 children located within an existing place of worship with a private school. No increase in the overall capacity of the place of worship and educational facilities is proposed, nor is any new construction associated with the proposal. The applicant also proposes to carry forward all previously approved applicable development conditions and waivers and modifications. The application is currently scheduled for a public hearing before the Planning Commission on July 17, 2024, at 7:30 p.m. and this case should move forward as soon as possible.

Therefore, to facilitate processing of this application to allow the childcare center to operate in the Fall, Supervisor Jimenez moved that the Board direct staff to expedite the scheduling of the Board's public hearing for Special Exception Amendment Application SEA-98-M-009-03 to **July 30, 2024, at 3:30 p.m.** This motion should not be construed as a favorable recommendation by the Board on the proposed applications and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards in any way. Chairman McKay and Supervisor Palchik jointly seconded the motion and it carried by unanimous vote.

25. **PROCLAMATION REQUEST FOR GOOD SHEPHERD HOUSING (GSH)** (12:15 p.m.)

Supervisor Storck stated that, founded in 1974, GSZH has helped end homelessness and foster self-sufficiency by providing affordable housing and emergency financial assistance to families and individuals in need in the County. Overseeing 100+ housing units and helping over 1,000 working-class families each year, GSH is building brighter futures. Their innovative programs and unwavering dedication ensure that every resident has the resources and support needed to achieve long-term stability and success.

GSH has been at the forefront of housing challenges in the community for over 50 years, creating a space where safety, opportunity, and community are at the heart of everything they do. GSH not only focuses on immediate housing needs, but also on structural barriers, such as poor credit history and low income. Some of its programs to assist with these challenges include rental assistance,

emergency financial aid, and individualized case management to provide personalized support for everyone.

GSH's efforts have created a lasting impact on the community for the past 50 years, ensuring that everyone has a place to call home.

Therefore, jointly with Chairman McKay and Supervisor Lusk, Supervisor Storck asked unanimous consent that the Board direct staff to prepare a Proclamation for GSH, to be signed by the Chairman and the Franconia and Mount Vernon District Supervisors, in recognition of its 50 years of service "building community, one home at a time." Without objection, it was so ordered.

26. **PROCLAMATION REQUEST FOR WESLEY HOUSING** (12:16 p.m.)

Supervisor Storck stated that over the past 50 years, Wesley Housing has proved to be a vital organization in the community, dedicated to providing affordable housing and supportive services for the most vulnerable residents. Since its establishment in 1974, Wesley Housing has provided safe homes and new opportunities for 31 communities in Northern Virginia and D.C., supporting over 3,800 residents annually.

In 2023, Wesley Housing opened The Arden in Huntington. This beautiful new property features 126 affordable apartment units, is less than a block from the Huntington Metro station and is home to the new Wesley Property Management Office.

As the County commemorates Wesley Housing's 50 years of service to the community, it honors the dedication and hard work of the Wesley Housing team and volunteers, whose unwavering commitment has made a significant difference in the lives of County residents ensuring that everyone has the opportunity to build a better future, and no one gets left behind.

Therefore, jointly with Chairman McKay and Supervisor Lusk, Supervisor Storck asked unanimous consent that the Board direct staff to prepare a Proclamation, for Wesley Housing, to be signed by the Chairman and the Franconia and Mount Vernon District Supervisors, in recognition of its 50 years of service to the community by creating quality affordable housing. Without objection, it was so ordered.

27. **GUM SPRINGS COMMUNITY (MOUNT VERNON DISTRICT)**
(12:17 p.m.)

(NOTE: Earlier in the meeting, the History Commission's Annual Report was presented and there was mention of the Gum Springs community. See Clerk's Summary Item #7.)

Supervisor Storck stated that as the County commemorates the Juneteenth holiday, marking the end of slavery in the United States, the County celebrates the enduring resilience of Black Americans. The County takes pride in its extensive African American History, as documented by the African American History Inventory compiled last year by the History Commission, highlighting significant sites, landmarks, and stories related to African American history. As the County delves deeper into the history of its Black population and communities, the County is gaining valuable insights that not only inform its understanding of the past but also its understanding of many of the challenges are all facing today.

Through the One Fairfax Policy, the County committed to consider equity in all of the County's planning and decision-making to achieve the universal goals it holds for the success of all people and all neighborhoods in the County. It is paramount that the County looks at the historical context of inequity as well as the contemporary drivers of inequity and focus its strategy on addressing root causes, not just symptoms. Like so many communities around the country that have had complicated relationships with their historically Black communities, the County's development resulted in the reduction of historically Black communities across the County and the displacement of longtime Black residents.

Given George Mason University's Center for Mason Legacies work to contextualize its namesake's own complicated history, reckon with that past, and to build, learn, and teach, the County's Chief Equity Officer and a team have been working with its research team to gain a deeper understanding of how history influences the present-day opportunity landscape in the County more broadly. With this Board Matter today, the goal is to formally express the County's continued commitment to capturing, communicating, and preserving the Black/African American experience throughout the County's history. Importantly, the County also wants to acknowledge that that history is intricately connected to the emergence of neighborhoods and patterns of settlement and property ownership in the County and that many of the barriers to opportunity experienced by low income, elderly, immigrant, LGBTQIA+, and other marginalized neighbors are rooted in structures created during an era where anti-Black sentiment and segregation were prevalent and that current barriers to opportunity are the remnants of this history.

One community that stands as an example of the power and resilience of the County's Black community is Gum Springs, in the Mount Vernon District and the County's oldest Black community. The Gum Springs community members have repeatedly expressed concerns about development actions that they perceive as threatening to the historic character of the neighborhood and this has had deleterious impacts on the relationship between the County and Gum Springs residents over the years. The County is currently engaging with the Gum Springs community in several activities aimed at demonstrating the County's openness to working through the challenges of the past, to not only preserve the culture and history of the neighborhood but to also affirm a relationship between this community and the County that is focused on ensuring the community's ongoing

vitality. In addition, Supervisor Storck stated that he initiated and asked for over the last year a leadership group of relevant County agencies convened by the Chief Equity Officer and they have been working together with the New Gum Springs Civic Association to:

- Establish a historical context for the neighborhood through the Gum Springs Heritage Resources Survey, examining the built environment, cultural landscapes, and personal narratives that relate to, support, and exemplify the historic and cultural significance of Gum Springs
- Identify representative community groups and perspectives to create an environment in which both the County and the community can have clear communications and engagement moving forward
- Ensure coordination with the community by all departments and agencies

Recognizing that in addition to Gum Springs, there are other similarly situated historically Black communities remaining in the County, it is now time to move forward to protect those communities, and to ensure their ongoing vitality.

Therefore, jointly with Chairman McKay and Supervisor Lusk, Supervisor Storck moved that the Board direct staff to continue to work with the Gum Springs community and to develop a formal framework and process for community engagement, neighborhood conservation, and visioning for consideration by the Board at a date that is in alignment with the completion of the Gum Springs Heritage Resources Survey. This should ensure that at the completion of the survey, the County will be positioned to include the findings in the development of a vision and goals for the Gum Springs community that will also inform future planning. The planning template developed through the engagement with Gum Springs can then be used to ensure other historically Black communities in the County can view the lessons learned. This process will also create opportunities for similarly situated communities across the County to use the template as a toolkit to preserve and uplift the Black experience in the County. Chairman McKay seconded the motion. Following a brief discussion regarding the motion, the question was called on the motion and it carried by unanimous vote.

28. **ESTABLISHING THE FAIRFAX COUNTY COUNCIL FOR ECONOMIC OPPORTUNITY (CEO)** (12:25 p.m.)

(BACs) Supervisor Storck summarized his written Board Matter which reads: The County is a prosperous economy with many assets. To ensure a position of ongoing economic competitiveness, the Board seeks to continue to understand and address the County's economic challenges and opportunities. In 1992, the Economic Advisory Commission (EAC) was established to advise the Board and has

provided important insight and guidance. The County deeply appreciates the time, expertise, and commitment that EAC members have devoted over the past three decades.

Given the County's current period of economic transition, the Board must consider optimum approaches and structures. A very focused advisory council comprised of senior-level experts from the most relevant business sectors would best serve to evaluate, advise and support the Board and the County on current and future economic opportunities.

The following outlines the purpose and structure of a CEO. The purpose of the CEO shall be to act in an advisory capacity to the Board. The CEO will recommend policies, strategies, and programs to support long-term, economically sustainable growth and development in the County. The CEO will assist the Board in creating opportunities for economic stakeholders and recommend strategies for expanding the County's commercial and industrial tax base. The Fairfax County Department of Economic Initiatives (DEI) will coordinate the CEO.

The CEO will:

- Review and provide feedback on significant economic development projects, strategies or analyses as determined by the Council Chair, Board, and the Board's Economic Initiatives Committee
- Provide a forum through which business, government, and education leaders meet to debate and exchange ideas
- Offer business intelligence insights and trends to the Board and recommend measures to enhance the County's business and economic climate for sustainable economic development
- Evaluate metrics and data to help inform short-term and long-term economic development goals

The CEO's membership will be comprised of 28 economic development experts and members of the Board. The breakdown of these members are as follows:

- 10 Members of the Board
- 12 At-Large Voting Members; nominated by the Council Chair and Vice-Chair, and appointed by the Board
- Six non-voting Standing Advisory Members

These members shall have expertise and practical experience in addressing economic development-related issues. At-Large Voting Members will be senior executives in their respective organizations and represent the following industry clusters:

- Aerospace/Commercial Space
- Digital Infrastructure/Information and Communications Technology (ICT)
- Government Contracting
- Security and Defense
- Financial/Banks/Venture Capital
- Healthcare/Bioscience/Life science/Pharmaceuticals
- Education and Workforce
- Real Estate Development/Commercial Real Estate
- Transportation/Logistics
- Retail
- Tourism/Hospitality

Membership will not be restricted to these industry clusters and at any given time there can be more than one member from a cluster, no member from a cluster, and representatives from other sectors in the community among the voting members.

The following community leaders shall serve on the Council as Standing Advisory Members. Standing Advisory Members will serve without term limits and have no voting rights:

- Fairfax County Executive
- President or Chair of the Fairfax County Economic Development Authority
- President or Chair of the Northern Virginia Chamber of Commerce
- President or Chair of the Northern Virginia Technology Council
- Northern Virginia Community College President or designee

- George Mason University President or designee

The CEO Chair, Vice-Chair, and staff shall use their best efforts to ensure appropriate representation from small businesses, emerging sectors, and young professionals. The CEO will be in alignment with the One Fairfax policy and seek diverse representation.

Board Members are invited to consider recommendations for the Council's At-Large voting member appointments.

Therefore, jointly with Chairman McKay, Supervisor Storck moved that the Board:

- Dissolve the current Economic Advisory Commission, thereby releasing the body's current members
- Establish a Council for Economic Opportunity (CEO) with the above goals
- Direct the County Executive to work with the Department of Economic Initiatives to develop resolutions memorializing both actions and developing CEO operating procedures based on the above purpose and structure. These documents should be brought forward to the Board at a future meeting

Chairman McKay seconded the motion. Following discussion regarding the motion, the question was called on the motion and it carried by unanimous vote.

29. **RETURNING STAFF AIDE IN THE MOUNT VERNON DISTRICT SUPERVISOR'S OFFICE** (12:27 p.m.)

Supervisor Storck introduced Diego Rodriguez Cabrera, a returning Staff Aide in his office. On behalf of the Board, Supervisor Storck warmly welcomed him back to the Board Auditorium.

30. **PROCLAMATION REQUEST FOR THE MOSAIC HARMONY CHOIR** (12:28 p.m.)

Supervisor Palchik stated that this year marks the 30th anniversary of the Mosaic Harmony Choir and its inclusive and positive support in the County and worldwide. Mosaic Harmony's mission from its inception has been to support a community choir where people find love and acceptance regardless of race, gender, color, sexual orientation, or religious beliefs.

Over the last three decades, this Choir has celebrated diversity and inclusion through music and stories. Sharing its powerful message through song continues to inspire audiences to embrace all.

The Choir's music is largely in the black gospel tradition while incorporating many of the nationalities and cultures represented in the County and beyond. To promote its message of building a positive community and valuing diversity, it has released a collaborative compilation with the Olam Tikvah Chorale (singing in Hebrew), the Sakura Choir (singing in Japanese), and the Ketzal Chorus (singing in Spanish); as well as three albums led by its Director, David K. North.

Mosaic Harmony thrives due to a dedicated group of volunteer vocalists as well as a partnership with highly talented musicians. As a proud recipient of ongoing funding from ArtsFairfax, Music Harmony offers 10 - 12 concerts annually and attendees are welcome and highly encouraged to participate in the joyful music speaking to world peace and cooperation for social justice.

Jointly with Chairman McKay and Supervisor Storck, Supervisor Palchik asked unanimous consent that the Board direct staff to prepare a Proclamation for the Mosaic Harmony Choir, in celebration of its 30 years of promoting inclusivity and diversity in the County and in the larger community, to be presented out of the Board Room. Without objection, it was so ordered.

31. **PROVIDENCE DISTRICT INTRODUCTION AND ANNOUNCEMENT**
(12:30 p.m.)

Supervisor Palchik introduced Ann Medford, a new Staff Aide in her office. On behalf of the Board, Supervisor Palchik warmly welcomed Ms. Medford to the Board Auditorium.

Supervisor Palchik announced that Tysons Corner Center Plaza will be hosting watch parties for the upcoming Copa America games and she encouraged the community to attend.

32. **RESOLUTION OF RECOGNITION REQUEST FOR THE WEST SPRINGFIELD HIGH SCHOOL CREW TEAM (SPRINGFIELD DISTRICT)** (12:32 p.m.)

Supervisor Herrity stated that the West Springfield High School Crew Team participated in the Virginia Scholastic Rowing Championship over the weekend on May 11, 2024. Multiple boats represented the school in West Springfield's historic performance at the competition. These outstanding accomplishments include the following:

- The men's First Varsity Eight won gold for the first time in the school's history
- The women's First Varsity Four and Second Varsity Four, both won gold for the second consecutive year

- The women's Junior Four won gold and continued their undefeated season
- The women's crew overall won gold in all categories for the first time in the school's history

In addition, both the men's and women's teams went to New Jersey to represent West Springfield High School at Nationals, sending four boats in total. The men's Varsity Two team placed fourth while the women's Junior Four team placed fifth, both finishing their seasons as Nationalists. The men's Varsity One team gave a historic performance to end up placing tenth in the nation. The women's Varsity One team had an incredible performance as well, placing fifth and being the fastest public-school team in the country.

Therefore, jointly with Supervisor Walkinshaw, Supervisor Herrity asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Head Coach Mark Hemphill and the coaching staff, as well as the West Springfield Crew Team, for its performance at the Virginia State and National tournaments, to be presented before the Board at the appropriate date along with the other high school athletics presentations for the spring 2024 season. Without objection, it was so ordered.

33. **RESOLUTION OF RECOGNITION REQUESTS RECOGNIZING THE HEROIC ACTIONS OF YOUNG RESIDENTS AND FIRE SAFETY**
(12:33 p.m.)

Supervisor Herrity stated that fire safety awareness can be the difference between life and death. On the night of May 3, 2024, the Edlefsen family arrived home from a birthday celebration with their three sons and their two friends when they noticed a peculiar smell. Thinking it was a nearby firepit, the parents went for a short walk while the boys headed to the backyard to play until their friends' parents could pick them up.

While the boys were in the backyard on the trampoline, a wave of heavy smoke filled the backyard. The boys were afraid that their own home was on fire, so they ran around the house to check. When they reached the front yard, they saw a neighbor's home on fire. 13-year-old Rex, and his friend, Robbie, immediately called 9-1-1. They then ran to the front door of the house that was on fire and banged on the door to be sure the family was safe and knew that their house was on fire. When there was no answer, they sent the youngest of the group, 10-year-old, Abe, to run home and get help from their 18-year-old brother, Mac. Mac sprinted over to the home, banged on the door, opened the front door and entered the house. He found one of the neighbors near the door and led her outside. She quickly realized she didn't know where her husband was. Mac took off to find her husband, reentering the burning, smoke-filled house. They were able to locate her husband on the back side of the house, trying to fight the fire with a garden hose. Thankfully, both neighbors were safe, and Mac was cleared by emergency

personnel after vomiting from smoke inhalation. Meanwhile, the younger boys and their friends had been running from house to house to make sure that neighbors were aware of the fire. Fairfax County Fire and Rescue told the Edlefsen's that the boys' quick thinking saved the home and potentially the neighbor who was in the house.

It is important that the County recognizes not only the bravery of these young people, but more importantly, their adherence to the correct safe fire response. The young boys did everything right: They did not ignore the smoke; they called 9-1-1 first; they pounded on the door to notify the occupants of the fire; the oldest, Mac, entered the burning home to rescue the occupants before the fire crews had arrived; and they notified nearby houses of the potential danger.

The names of the quick-thinking young people are:

- Rex Edlefsen, age 13: called 9-1-1, pounded on door of the house on fire and notified neighbors
- Robbie Sheipe, age 14: called 9-1-1
- Brody LeRoy, age 14: pounded on front door of house on fire and notified neighbors
- Abe Edlefsen, age 10: ran for help from his older brother, knocked on neighbors' doors to warn them of the fire
- Mac Edlefsen, age 18: entered a burning home twice to be sure the occupants were safe and accounted for

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to prepare Resolution of Recognitions, in recognition of the heroic actions of each of these brave young people and highlighting the importance of all of residents knowing how to safely respond to a fire, to be presented on a date coordinated with the Office of Public Affairs. Without objection, it was so ordered.

DA:da

AGENDA ITEMS

34. **ADMINISTRATIVE ITEMS** (12:37 p.m.)

Supervisor Smith moved approval of the Administrative Items. Chairman McKay and Supervisor Lusk jointly seconded the motion.

Supervisor Alcorn called the Board's attention to Admin 1 – Authorization to Advertise a Public Hearing on Amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic and asked unanimous consent that the

Board direct staff to provide any new locations that might be authorized under this new legislation. Following discussion, with input from Tom Arnold, Deputy County Executive, without objection, it was so ordered.

Supervisor Palchik called the Board's attention to Admin 4 -Approval for the Replacement of "Yield to Pedestrians in Crosswalk" Signage with "Stop for Pedestrians in Crosswalk" Signage. Discussion ensued, with input from Nicole Wynands, Transportation Planner IV, Active Transportation Section, Department of Transportation, regarding the timeline and next steps for the signage.

The question was called on the motion to approve the Administrative Items and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting "AYE."

ADMIN 1 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82, MOTOR VEHICLES AND TRAFFIC

- (A) (NOTE: Earlier in the meeting, additional action was taken regarding this item. See page 22.)

Authorized the advertisement of a public hearing to be held before the Board on **June 25, 2024, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic, Sections 82-1-6, 82-5-29, 82-6-48, and 82-7-1.

ADMIN 2 – AUTHORIZATION FOR THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) TO APPLY FOR AND ACCEPT GRANT FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE (DOJ), OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), FISCAL YEAR (FY) 2024 LAW ENFORCEMENT MENTAL HEALTH AND WELLNESS ACT (LEMHWA) IMPLEMENTATION PROJECTS

- Authorized the FCPD to apply for and accept funding, if received, from the DOJ, COPS, FY 2024 LEMHWA Act Implementation Projects in the amount of \$200,000. FCPD will use the funding to enhance the department's knowledge, awareness, and education surrounding mental health and wellness to sworn officers and professional staff. No new positions will be created, and no local cash match is required
- Authorized the Chairman, the County Executive, and/or designee appointed by the County Executive to enter into the grant

agreement and any related agreements, including but not limited to Federal Subaward Agreements, on behalf of the County

ADMIN 3 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – ELMWOOD DRIVE (FRANCONIA DISTRICT)

- (R)
- Adopted the Resolution endorsing traffic calming measures consisting of two speed humps on Elmwood Drive (Franconia District)
 - Directed staff to schedule installation of the approved measures as soon as possible

ADMIN 4 – APPROVAL FOR THE REPLACEMENT OF “YIELD TO PEDESTRIANS IN CROSSWALK” SIGNAGE WITH “STOP FOR PEDESTRIANS IN CROSSWALK” SIGNAGE

(NOTE: Earlier in the meeting, additional action was taken regarding this item. See page 23.)

Approved the replacement of 314 “Yield to Pedestrians in Crosswalk/\$100-\$500 Violation Fine” signs with 314 “Stop for Pedestrians in Crosswalk/\$100-\$500 Violation Fine” signs at the subject locations shown in Attachment I of the Board Agenda Item.

ADMIN 5 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 24239 FOR THE DEPARTMENT OF NEIGHBORHOOD AND COMMUNITY SERVICES (DNCS) TO ACCEPT GRANT FUNDING FROM THE U.S. DEPARTMENT OF LABOR FOR THE COMMUNITY PROJECT FUNDING REQUEST INCLUDED IN THE CONSOLIDATED APPROPRIATIONS ACT, 2023

- (SAR)
- Approved SAR AS 24239 for the DNCS to accept grant funding from the U.S. Department of Labor, Employment and Training Administration in the amount of \$2,100,000 supporting one DNCS project that was funded through the Consolidated Appropriations Act, 2023. No local cash match is required.

ADMIN 6 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONVEY EASEMENTS ON BEHALF OF THE RESIDENCES AT GOVERNMENT CENTER II DEVELOPMENT (BRADDOCK DISTRICT)

- (A)
- Authorized the advertisement of a public hearing to be held before the Board on **June 25, 2024, at 4 p.m.**, regarding the grant of utility and development easements in substantially the form as depicted on Attachments 1 and 2 of the Board Agenda Item, in furtherance of the Residences at Government Center II development.

35. **A-1 – APPROVAL OF FISCAL YEAR (FY) 2024 YEAR-END PROCESSING** (12:42 p.m.)

On motion of Supervisor Smith, seconded by Chairman McKay, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized staff to process payment vouchers for items previously approved and appropriated in FY 2024 for the interim period from July 1 until the Board approves the FY 2024 Carryover Review, which is scheduled for action on September 24, 2024.

36. **A-2 – APPROVAL OF THE ONE-YEAR ACTION PLAN FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME), AND EMERGENCY SOLUTIONS GRANT (ESG) FUNDS IN FISCAL YEAR (FY) 2025** (12:42 p.m.)

On motion of Supervisor Palchik, jointly seconded by Chairman McKay and Supervisor Lusk, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

- Adopted the One-Year Action Plan for FY 2025 with funding allocations as outlined in the Board Agenda Item
- Authorized signature of the Plan certifications and federal funding application forms (SF-424s)
- Authorized submission of the Plan with the certifications and SF 424s by July 6, 2024, as required by the U.S. Department of Housing and Urban Development

37. **A-3 – ENDORSEMENT OF THE VIRGINIA DEPARTMENT OF TRANSPORTATION SECONDARY SIX-YEAR PROGRAM (SSYP) FOR FISCAL YEARS (FYs) 2025 - 2030** (12:43 p.m.)

(R) On motion of Supervisor Bierman, seconded by Chairman McKay, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

- Endorsed and authorized the Director of the Fairfax County Department of Transportation sign, the SSYP for FY 2025 - 2030 (Attachment 1 of the Board Agenda Item)
- Approved the resolution (Attachment 2 of the Board Agenda Item), in accordance with the Code of Virginia

38. **C-1 – ADOPTION OF BYLAWS FOR THE FAIRFAX COUNTY AIRPORTS ADVISORY COMMITTEE** (12:43 p.m.)

(BACs) The Board next considered an item contained in the Board Agenda regarding Bylaws for the Fairfax County Airports Advisory Committee.

Supervisor Smith moved that the Board approve the bylaws for the Fairfax County Airports Advisory Committee. Supervisor Palchik seconded the motion and it carried by unanimous vote.

DMS:dms

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

Following a query to Elizabeth Teare, County Attorney, regarding the amount of time needed for closed session, Supervisor Smith moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in Virginia Code Section 2.2 3711 and listed in the agenda for this meeting as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code Section 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 Section 2.2-3711(A) (3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, as identified below, where discussion in an open session would adversely affect the negotiating or litigating posture of the public body, as well as consultation with legal counsel regarding specific legal matters listed below requiring the provision of legal advice by such counsel, all as permitted by Virginia Code Section 2.2-3711(A) (7) and (8).

1. *Anthony Lamont Gardner, Jr. v. Kenyatta Momon, Thomas Armel, Kevin Davis, Fairfax County Police Department, and County of Fairfax*, Case No. 1:23-cv-610 (E.D. Va.)
2. *Deborah Potter v. Fairfax County Police Department*, Case No. CL-2024- 0006706 (Fx. Co. Cir. Ct.)

3. *John P. Sopko v. Fairfax County Department of Tax Administration and Jay Doshi, in his official capacity*, Case No. CL-2024-0002133 (Fx. Co. Cir. Ct.) and *John P. Sopko v. Fairfax County Board of Supervisors, Virginia Department of Veterans Services, and Chuck Zingler, in his official capacity as Commissioner of the Virginia Department of Veterans Services*, Case No. CL-2024-0006380 (Fx. Co. Cir. Ct.) (Franconia District)
4. *Alonso Alfaro-Lopez v. Mark Robey*, Case No. GV24-006688 (Fx. Co. Gen. Dist. Ct.)
5. *Clyde A. Miller and Carol A. Hawn v. Board of Supervisors of Fairfax County*, Case No. CL-2021-0006071 (Fx. Co. Cir. Ct.) (Countywide)
6. *Warren H. Shang and Warren H. Shang, Trustee of the Shang Living Trust v. Board of Supervisors of Fairfax County*, Case No. CL-2023-0008569 (Fx. Co. Cir. Ct.) (Countywide)
7. *Board of Supervisors of Fairfax County, Virginia and William Hicks, Director Fairfax County Land Development Services v. William M. Strasburg, Trustee, Catherine M. Strasburg, Trustee, and The William M. Strasburg and Catherine Mary Comberiate Strasburg Joint Revocable Living Trust*; CL-2024-0006483 (Fx. Co. Cir. Ct.) (Springfield District)
8. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Truc N. Mai and Vinh Quang Tran*, Case No. CL-2024-0003485 (Fx. Co. Cir. Ct.) (Braddock District)
9. *Jay Riat, Building Official for Fairfax County, Virginia v. Simple Changes Farm LLC*, Case No. CL-2024-0006795 (Fx. Co. Cir. Ct.) (Dranesville District)
10. *Jay Riat, Building Official for Fairfax County, Virginia v. Adriana Henao*, Case No. GV24-007550 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
11. *Jay Riat, Building Official for Fairfax County, Virginia v. Orrett Ewart Morgan, II*, Case No. GV24-007549 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)

12. *Jay Riat, Building Official for Fairfax County, Virginia v. Chi My Hong and Alex Davalos*, Case No. GV23-005111 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
13. *Jay Riat, Building Official for Fairfax County, Virginia v. Evelyn Euceda and Fermin Euceda Bonilla*, Case No. GV24-005576 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
14. *Jay Riat, Building Official for Fairfax County, Virginia v. Jose E. Santos, Liliana P. Santos, and Jose DeLao*, Case No. GV24-006806 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
15. *Jay Riat, Building Official for Fairfax County, Virginia v. Jonathan Michael Villalobos*, Case No. GV24-006807 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Chase Elias Francis*, Case No. GV24-005572 (Fx. Co. Gen. Dist. Ct.) (Mason District)
17. *Jay Riat, Building Official for Fairfax County, Virginia v. Abdullahi A. Sule, Jr., and Danielle F. Sule, aka Danielle Zulaiga*, Case No. GV24-005112 (Fx. Co. Gen. Dist. Ct.) (Mason District)
18. *Jay Riat, Building Official for Fairfax County, Virginia v. John D. Morris and Lorena C. Morris*, Case No. GV24-011405 (Fx. Co. Gen. Dist. Ct.) (Mason District)
19. *Jay Riat, Building Official for Fairfax County, Virginia v. M and K Realty, LLC*, Case No. GV22-006399 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
20. *Ali Abo (Crunch Tobacco) v. John Walser, Fire Official*, Appeal No. 24-01 (Technical Review Board) (Mount Vernon District)
21. *Jay Riat, Building Official for Fairfax County, Virginia v. Faiz Ullah, a/k/a Faizullah Jan*, Case No. GV24-005574 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
22. *Jay Riat, Building Official for Fairfax County, Virginia v. Chad West Harris*, Case No. GV23-005113 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

23. *Jay Riat, Building Official for Fairfax County, Virginia v. Khatib Family Trust*, Case No. GV23-005515 (Fx. Co. Gen. Dist. Ct.) (Providence District)
24. *Jay Riat, Building Official for Fairfax County, Virginia v. Charles Alan Little*, Case No. GV24-000891 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
25. *Jay Riat, Building Official for Fairfax County, Virginia v. Alejandro Bilbao La Vieja Ruiz*, Case No. GV24-005577 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
26. *Gabriel M. Zakkak, Property Maintenance Code Official for Fairfax County, Virginia v. Brigit Refsing Olesen*, Case No. GV24-010350 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
27. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Birgit Refsing Olesen*, Case No. GV24-010364 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
28. *Jay Riat, Building Official for Fairfax County, Virginia v. Margaret G. Clark*, Case No. GV23-018672 (Fx. Co. Gen. Dist. Ct.) (Sully District)
29. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Matthew James Knez and Darcy Lee Knez*, Case No. GV23-022417 (Fx. Co. Gen. Dist. Ct.) (Sully District)
30. *Jay Riat, Building Official for Fairfax County, Virginia v. Jianhe Zhang*, Case No. GV24-010565 (Fx. Co. Gen. Dist. Ct.) (Sully District)
31. *Board of Supervisors of Fairfax County, Virginia v. Ammar Alasadi, d/b/a Velocity Washers*, Case No. GV23-017198 (Fx. Co. Gen. Dist. Ct.) (Sully, Providence District)

And in addition:

- As permitted by Virginia Code Sections 2.2-3711(A)(7) and (8), legal analysis regarding *LaFave v. Fairfax County*, Case No. 1:23-cv-1605 (U.S. District Court for the Eastern District of Virginia)

- As permitted by Virginia Code Sections 2.2-3711(A)(8), legal analysis regarding the following: SEA 2015-MV-003; request for Virginia Attorney General opinion interpreting Virginia Code Section 15.2-1747; and legislative updates to the Virginia Freedom of Information Act

Chairman McKay and Supervisor Lusk jointly seconded the motion and it carried by unanimous vote.

At 3:47 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman McKay presiding.

ACTIONS FROM CLOSED SESSION

40. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:47 p.m.)

Supervisor Smith moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from open meeting requirements by virtue of Virginia Code Section 2.2-3711 and only such public business matters as were identified in the motion by which closed session was convened were heard, discussed, or considered by the Board during the closed session. Supervisor Palchik seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

EBE:ebe

ADDITIONAL BOARD MATTER

41. **OPTIONS FOR INDIVIDUALS TO PROVIDE TESTIMONY FOR PUBLIC HEARINGS** (5:38 p.m.)

Chairman McKay stated that individuals have the following options to provide testimony during public hearings:

- Testify before the Board in person
- Provide testimony by telephone (Live)
- Provide testimony by YouTube video

At the designated point in the public hearing, speakers will be called from the Speakers List and they may come forward, or their video will be shown, or they will be connected by telephone. There will then be an opportunity for anyone else

who would like to speak regarding the application to come down to the podium or to call in to 703-324-1020. Speakers testifying via video must have signed up and submitted their video no later than 9 a.m. on the day prior to the public hearing. For all testimony speakers are given three minutes to speak as an individual. If they are the spokesperson for a group they are given five minutes.

AGENDA ITEMS

42. **3:30 P.M. – PUBLIC HEARING ON PCA 80-L-070-02 (RZPA 2023-MV-00062) (MILESTONE PROPERTIES IN LORTON LLC) TO AMEND THE PROFFERS FOR RZ 80-L-070 PREVIOUSLY APPROVED FOR A CONCRETE MIXING AND BATCHING PLANT TO PERMIT EITHER A RECYCLING CENTER OR BUILDING MATERIALS STORAGE AND SALES USE AND ASSOCIATED MODIFICATIONS TO PROFFERS AND SITE DESIGN WITH AN OVERALL FLOOR AREA RATIO OF 0.14, LOCATED ON APPROXIMATELY 2.72 ACRES OF LAND (MOUNT VERNON DISTRICT) (3:49 p.m.)**

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 31 and June 7, 2024.

The application property is located on the east of Interstate 95, west of Gunston Cove Road, and approximately 1,600 feet south of Lorton Road. Tax Map 107-4 ((1)) 68C.

Bernard S. Suchicital, Walsh, Colucci, Lubeley and Walsh, P.C., reaffirmed the validity of the affidavit dated May 21, 2024, for the record.

Out of an abundance of caution, Chairman McKay disclosed that he, his spouse, and others, attended a dinner with Ramprasad Gurunathan and his spouse, with the cost of the dinner totaling a face value of less than \$100 per person.

Curtis Rowlette, Planner, Department of Planning and Development (DPD), gave a presentation depicting the application and site location.

Mr. Suchicital 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.

Discussion ensued, with input from Mr. Suchicital and Mr. Rowlette, regarding the proposed outdoor storage containers and screening elements, the traffic impact study, and hours of operation.

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

Discussion ensued, with input from Suzanne Wright, Director, Zoning Evaluation Division, DPD, and Mr. Rowlette, regarding the proffered hours of operation.

Following comments, Supervisor Storck moved that the Board approve:

- Proffered Condition Amendment Application PCA 80-L-070-02 (RZPA 2023-MV-00062), subject to the proffers dated June 7, 2024
- Waivers and modifications contained in the handout distributed, dated June 7, 2024, which will be made part of the record, and are as follows:
 - Reaffirmation of a modification of transitional screening along the western property lines to that shown on the Generalized Development Plan (GDP)
 - Reaffirmation of a waiver of barrier requirements along the western property line
 - Modification of the major paved trail along Gunston Cove Road to permit a five-foot-wide sidewalk as shown on the GDP

Supervisor Palchik seconded the motion. Following comments regarding the motion, the question was called on the motion, and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Jimenez, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

43. **3:30 P.M. – PUBLIC HEARING ON RZ 2021-LE-019 (TOWNS AT VILLA PARK LLC) TO REZONE FROM R-1 TO R-8 DISTRICT TO PERMIT RESIDENTIAL DEVELOPMENT WITH A TOTAL DENSITY OF 6.88 DWELLING UNITS PER ACRE, LOCATED ON APPROXIMATELY 5.81 ACRES OF LAND (FRANCONIA DISTRICT)** (4:16 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 31 and June 7, 2024.

The application property is located in the eastern terminus of Wesley Road, south of Villa Park Road and west side of Franconia-Springfield Parkway, Tax Map 90-2 ((4)) 19 and 20.

Brian J. Winterhalter, DLA Piper LLP, reaffirmed the validity of the affidavit dated April 26, 2024, for the record.

Supervisor Jimenez disclosed that he received a campaign contribution in excess of \$100 from Saifaldin D. Rahman.

Supervisor Storek disclosed that he received a campaign contribution in excess of \$100 from Saifaldin D. Rahman.

Cathy Lewis, Planner, Department of Planning and Development, gave a presentation depicting the application and site location.

Mr. Winterhalter 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.

Discussion ensued, with input from Mr. Winterhalter and Ms. Lewis, regarding the proffers, maintenance of the landscaping by the homeowners association, emergency access, and parking requirements.

Following the public hearing, which included testimony by three speakers, Mr. Winterhalter presented rebuttal.

Ms. Lewis presented the staff and Planning Commission recommendations.

Discussion ensued, with input from Ms. Lewis and Nina Aamodt, Transportation Planning Division, Department of Transportation, regarding the date of the proffers and the Residential Traffic Administration Program eligibility.

Following comments, Supervisor Lusk moved that the Board approve:

- Rezoning Application of RZ 2021-LE-019, subject to the proffers dated June 11, 2024
- Waiver of the 600-foot maximum length of private streets

Supervisor Bierman and Supervisor Palchik jointly seconded the motion, and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Jimenez, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storek, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

44. **4 P.M. – PUBLIC HEARING ON AF 2023-SP-00006 (MA PROPERTIES) TO PERMIT THE CREATION OF AN AGRICULTURAL AND FORESTAL DISTRICT, LOCATED ON APPROXIMATELY 68.06 ACRES OF LAND (SPRINGFIELD DISTRICT) (4:54 p.m.)**

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 31 and June 7, 2024.

The application property is located at 13419 Compton Road and 7001 Union Mill Road, Clifton, 20124. Tax Map 75-1 ((1)) 11A and 74-2 ((1)) 14A.

Kelly Atkinson, Assistant Planning Director, Planning Division, Department of Planning and Development (DPD), formally introduced Nathalie Degraff, a new staff Planner in DPD.

Ms. Degraff presented the staff report.

Following the public hearing, Joan Ma Pierre, the applicant, provided comments.

Following a query by Supervisor Herrity, Ms. Pierre confirmed, for the record, agreement with the proposed Ordinance Provisions dated May 1, 2024.

Supervisor Herrity moved that the Board approve Agricultural and Forestal Application AF 2023-SP-00006 and amend Appendix F of the County Code to establish the Ma Properties Local Agricultural and Forestal District, subject to Ordinance Provisions dated May 1, 2024, as contained in the Staff Report. Chairman McKay and Supervisor Smith jointly seconded the motion, and it carried by a vote of nine, Supervisor Alcorn, Supervisor Bierman, Supervisor Jimenez, Supervisor Herrity, Supervisor Lusk, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting "AYE," Supervisor Palchik being out of the room.

45. **4 P.M. – PUBLIC HEARING ON PROPOSED PLAN AMENDMENT 2022-III-FC1, CORNERSTONES IN THE FAIRFAX CENTER AREA SUBURBAN CENTER, SUB-UNIT C-2, LOCATED NORTHWEST OF THE INTERCHANGE OF ROUTE 50 AND WEST OX ROAD (SULLY DISTRICT)** (4:58 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 31 and June 7, 2024.

Lia Niebauer, Planner II, Department of Planning and Development, gave the staff presentation.

Kerrie Wilson, Chief Executive Officer, Cornerstones, provided remarks.

Lynne Strobel, Walsh, Colucci, Lubeley and Walsh, PC, gave a presentation.

Following the public hearing, Ms. Niebauer presented the staff and Planning Commission recommendations.

Discussion ensued, with input from Ms. Strobel, regarding access issues.

Supervisor Smith moved that the Board adopt the Planning Commission recommendation for Plan Amendment 2022-III-FC1, as shown in the Board Agenda Item. Chairman McKay and Supervisor Lusk jointly seconded the motion. Following a brief discussion regarding the motion, the question was called on the motion and it carried by a vote of nine, Supervisor Herrity abstaining.

46. **4 P.M. – PUBLIC HEARING ON PROPOSED PLAN AMENDMENT 2022-II-F1, JUDICIAL COMPLEX (PROVIDENCE DISTRICT) (5:10 p.m.)**

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 31 and June 7, 2024.

David Stinson, Planner III, Department of Planning and Development (DPD), gave the staff presentation.

Discussion ensued, with input from Kim Callahan, Project Coordinator, Capital Facilities, Department of Public Works and Environmental Services, and Salem Bush, Branch Chief, Public Facilities and Plan Development Branch, DPD, and Mr. Stinson, regarding expansion of the Court facilities and where they will be relocated, the timeline, the master plan process, and staff outreach to Board Members regarding the process.

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

Discussion ensued, with input from Mr. Stinson, regarding the Planning Commission's vote for this plan amendment.

Following comments, Supervisor Palchik moved that the Board adopt the Planning Commission's recommendation for Plan Amendment 2022-II-F1, as shown in the Board Agenda Item. Chairman McKay and Supervisor Bierman jointly seconded the motion. Following a brief discussion, with input from Mr. Bush, regarding engagement efforts, the question was called on the motion and it carried by a vote of nine, Supervisor Herrity voting "NAY."

47. **BOARD ADJOURNMENT (5:32 p.m.)**

At 5:32 p.m. the Board adjourned.