



# ***CLERK'S BOARD SUMMARY***

## **REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS**

**TUESDAY  
April 16, 2024**

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**08-24**

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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, April 16, 2024, at 9:35 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. Storck, 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; Ekuu Brew-Ewool and Kecia Kendall, Deputy Clerks, and Danya Alattar, Administrative Assistant, Department of Clerk Services.

**BOARD MATTER**1. **MOMENT OF SILENCE** (9:35 a.m.)

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

- Giuseppe Checchi, who died recently. He was a prominent entrepreneur and real estate developer who became known as the Washington D.C. area king of condos. Notably he was involved in major significant projects across the region, including the Rotonda in Tysons and Montebello in the Mount Vernon District
- The victims of a recent tragic house fire in Clifton – Zachariah Brice, age 3, and William Brice, age 6, who succumbed to their injuries; their grandparents, who they were in the care of when the fire broke out; their older brother Logan who ran outside and called 9-1-1; their parents; as well as the first responders and entire community that were affected
- The families and community members effected by the shooting at Virginia Tech University which occurred 17 years ago today

**AGENDA ITEMS**2. **RESOLUTION OF RECOGNITION PRESENTED TO FAIRFAX COUNTY PUBLIC SCHOOLS RECIPIENTS** (9:42 a.m.)

Supervisor Smith moved approval of the Resolution of Recognition presented to recipients of the 2024 First Amendment Press Freedom Award – Chantilly High School, McLean High School, and West Springfield High School student journalists and advisors. Chairman McKay and Supervisor Herrity jointly seconded the motion, and it carried by unanimous vote.

3. **RESOLUTION OF RECOGNITION PRESENTED TO MEMBERS OF THE MCLEAN HIGH SCHOOL QUIZ BOWL TEAM** (9:51 a.m.)

Supervisor Bierman moved approval of the Resolution of Recognition presented to members of the McLean High School Quiz Bowl Team for their victory in the Virginia High School League State Championship Scholastic Bowl. Chairman McKay and Supervisor Palchik jointly seconded the motion, and it carried by unanimous vote.

4. **RESOLUTION OF RECOGNITION PRESENTED TO ANNIE RAY, ANNANDALE HIGH SCHOOL ORCHESTRA DIRECTOR** (10:01 a.m.)

Chairman McKay relinquished the Chair to Acting-Chairman Palchik and moved approval of the Resolution of Recognition presented to the Annandale High School

Orchestra Director, Annie Ray, for receiving the 2024 Grammy Music Educator Award. The motion was multiply seconded and carried by unanimous vote.

Acting-Chairman Palchik returned the gavel to Chairman McKay.

5. **PROCLAMATION DESIGNATING APRIL 2024 AS "AUTISM AWARENESS MONTH" IN FAIRFAX COUNTY** (10:14 a.m.)

Supervisor Herrity moved approval of the Proclamation designating April 2024 as "*Autism Awareness Month*" in Fairfax County. The motion was multiply seconded and carried by unanimous vote.

6. **PROCLAMATION DESIGNATING APRIL 2024 AS "COMMUNITY DEVELOPMENT MONTH" IN FAIRFAX COUNTY** (10:31 a.m.)

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

Vice-Chairman Smith returned the gavel to Chairman McKay.

**DMS:dms**

### **ADDITIONAL BOARD MATTERS**

7. **RESOLUTION OF RECOGNITION REQUEST FOR THE MCLEAN HIGH SCHOOL SCHOLASTIC BOWL CHAMPIONSHIP TEAM** (10:42 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Smith, and jointly with Supervisor Bierman, asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for the McLean High School Scholastic Bowl championship team. Without objection, it was so ordered.

8. **RESOLUTION OF RECOGNITION REQUEST FOR THE FAIRFAX COUNTY PUBLIC LIBRARY** (10:42 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Fairfax County Public Library, in recognition of its 85th anniversary. Without objection, it was so ordered.

9. **RESOLUTION OF RECOGNITION REQUEST FOR GOOD SHEPHERD HOUSING** (10:42 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Good Shepherd Housing, in recognition of its 50th anniversary. Without objection, it was so ordered.

10. **PROCLAMATION REQUEST DESIGNATING MAY 2024 AS “MENTAL HEALTH AWARENESS MONTH” IN FAIRFAX COUNTY**  
(10:42 a.m.)

Jointly with Supervisor Jimenez, Supervisor Lusk, and Supervisor Palchik, Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation request designating May 2024 as “*Mental Health Awareness Month*” in the County. Without objection, it was so ordered.

11. **RESOLUTION OF RECOGNITION REQUEST FOR JOHN RIBBLE**  
(10:42 a.m.)

Jointly with Supervisor Storck, Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Chairman John Ribble, in recognition of his 42 years of service on the Board of Zoning Appeals. Without objection, it was so ordered.

12. **PROCLAMATION REQUEST DESIGNATING MAY 2024 AS “EARLY INTERVENTION MONTH” IN FAIRFAX COUNTY** (10:42 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation request designating May 2024 as “*Early Intervention Month*” in the County. Without objection, it was so ordered.

13. **PROCLAMATION REQUEST DESIGNATING MAY 7, 2024, AS “NATIONAL FENTANYL AWARENESS DAY” IN FAIRFAX COUNTY**  
(10:42 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation request designating May 7, 2024, as “*National Fentanyl Awareness Day*” in the County. Without objection, it was so ordered.

(NOTE: Later in the meeting, Supervisor Herrity presented a Board Matter on “Fentanyl Awareness Day.” See Clerk’s Summary Item #46.)

14. **PROCLAMATION REQUEST DESIGNATING MAY 19 - 25, 2024, AS “PUBLIC WORKS WEEK” IN FAIRFAX COUNTY** (10:42 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation request designating May 19 – 25, 2024, as “*Public Works Week*” in the County. Without objection, it was so ordered.

15. **PROCLAMATION REQUEST DESIGNATING JUNE 7, 2024, AS “NATIONAL GUN VIOLENCE AWARENESS DAY” IN FAIRFAX COUNTY** (10:42 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation request designating June 7, 2024, as “*National Gun Violence Awareness Day*” in the County. Without objection, it was so ordered.

16. **SUPPORT OF THE MARYLAND DEPARTMENT OF TRANSPORTATION’S GRANT APPLICATION FOR MULTIMODAL TRANSPORTATION ENHANCEMENTS ON THE AMERICAN LEGION BRIDGE, I-270 MULTIMODAL IMPROVEMENTS** (10:43 a.m.)

Chairman McKay stated that the Board has long included Potomac River Crossings among the Transportation Project Priorities in its Federal Recommended Strategies and Principles. The need to cross the Potomac River creates major transportation challenges in the National Capital Region. The American Legion Bridge, as a direct connection between the region’s most populous counties, is one of the most heavily used. It is also the most congested, with traffic volumes expected to increase. The chokepoint created by this bridge requires long-term solutions to help those traveling between Maryland and Virginia.

On March 25, 2024, the United States Department of Transportation (USDOT) published a “Notice of Funding Opportunity,” announcing the availability through the Multimodal Project Discretionary Grant Program, with applications due by May 6. The objectives of this grant opportunity are to:

- Invest in surface transportation infrastructure projects of national or regional significance or improve/expand infrastructure in rural areas
- Support projects that are consistent with the Department’s strategic goals: improve safety, economic strength and global competitiveness, equity, and climate and sustainability

The Maryland Department of Transportation (MDOT) State Highway Administration has informed the County of its intent to seek funding through this effort for the American Legion Bridge and I-270 Multimodal Improvements. The project will replace the 60-year-old American Legion Bridge, which will enhance safety and mobility. The new bridge will include expanded bicycle and pedestrian connections between multimodal facilities in Maryland and Virginia, increasing active transportation opportunities and access to recreation. It also will support the implementation of new transit connections between Maryland and Virginia.

The Board knows that it is vital that the capacity needs across the Potomac River be addressed to alleviate the existing congestion and ensure the movement of people and goods throughout this economically vibrant region. Such action is

essential to the economic success of Fairfax County and the National Capital Region.

Therefore, jointly with Supervisor Bierman, Chairman McKay moved that the Board approve the letter attached to his written Board Matter, supporting MDOT's application for funding from USDOT's Multimodal Project Discretionary Grant Opportunity. Supervisor Bierman seconded the motion and it carried by unanimous vote.

17. **LETTER TO GENERAL ASSEMBLY ON WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) FUNDING** (10:45 a.m.)

Chairman McKay stated that on March 9, 2024, the General Assembly passed the Fiscal Year (FY) 2024-2026 Biennium Budget. In addition to funding other critical programs across the Commonwealth, the budget included \$149.5 million from the State General Fund to help address WMATA's shortfall in FY 2025 and FY 2026. This funding, which is expected to be matched by the local funding partners, including the County, is essential to putting WMATA on sound financial footing and retaining its consistent operations, which is vital to the mobility and economic growth of Northern Virginia and the Commonwealth.

On April 8, 2024, Governor Glenn Youngkin announced his recommended amendments to the budget. In addition to other adverse recommendations, the Governor proposed reducing the amount of additional funds provided for WMATA by \$113.8 million, specifying that the localities could use previously allocated State assistance to address the shortfall.

The money the Administration references in its amendment for FY 2025 was given to the region via the Northern Virginia Transportation Commission (NVTC) by the Northam Administration in FY 2022 due to updated revenue projections with additional funding provided for various transit programs across the Commonwealth. Those funds were used by the County and other localities to address the immediate Metro payments as the nation emerged from the pandemic, letting the jurisdictions save other funds in its trust funds at NVTC to prepare for future and ongoing needs for Metro and Connector service. Even with those additional funds, the County's transit trust fund held at NVTC is expected to largely be depleted by the end of FY 2025. As such, the additional funding provided by the General Assembly is vital to addressing the funding needs of both WMATA and the Fairfax Connector.

Therefore, jointly with Supervisor Bierman and Supervisor Walkinshaw, Chairman McKay moved that the Board approve the letter (attached to his written Board Matter) to the Fairfax County Delegation to the General Assembly asking them to oppose the Budget Amendment offered by the Governor and retain the needed funding for WMATA that is included in the FY 2024-2026 Biennium Budget. The motion was multiply seconded.

Following discussion regarding funding and the metro cost structure, the question was called on the motion and it carried by unanimous vote.

18. **SPRING SOCIAL** (10:57 a.m.)

Chairman McKay announced that his Spring Social will be held on May 14, 2024, from 5 – 7 p.m. at the Government Center. He shared that a musical performance will be provided by the Lake Braddock Secondary School Flute Choir and he invited the community to attend his event.

Vice-Chairman Smith returned the gavel to Chairman McKay.

19. **REQUEST TO EXPEDITE THE SCHEDULING OF A PUBLIC HEARING FOR KOREAN CENTRAL PRESBYTERIAN CHURCH (SULLY DISTRICT)** (10:58 a.m.)

Supervisor Smith stated that the Korean Central Presbyterian Church filed a Special Exception Amendment (SEA 2005-SU-007-03) to expand the grade level of its private school from the existing kindergarten – sixth grade to serve students from kindergarten – eighth grade. The total enrollment of school children is proposed to remain at the approved maximum of 100 children. No physical changes are proposed to the site. The Planning Commission hearing is scheduled for June 12, 2024, and this case should move forward as soon as possible to allow the changes to take place before the new school year starts in September 2024.

Therefore, Supervisor Smith moved that the Board direct staff to expedite the scheduling of the Board public hearing for SEA-2005-SU-007-03. This motion should not be construed as a favorable recommendation by the Board on the proposed application 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.

20. **PROCLAMATION REQUEST DESIGNATING APRIL 26, 2024, AS “ARBOR DAY” IN FAIRFAX COUNTY** (11 a.m.)

Supervisor Walkinshaw stated that, Arbor Day, initially celebrated in the Territory of Nebraska, was championed by J. Sterling Morton, a Nebraska newspaper editor and later, Secretary of the Nebraska Territory, in the 1800s. He advocated for a tree planting holiday to address the problems caused by the lack of trees on the Great Plains, such as limited shade, minimal building material, and few wind breaks for erosion control. On April 10, 1872, Mr. Morton declared the first Arbor Day, resulting in approximately one million trees being planted in a single day. Nebraska designated Arbor Day as a legal state holiday 13 years later.

Today, Arbor Day is observed nationwide, particularly in schools, where students learn about the benefits of trees and often engage in tree planting. Arbor Day also highlights the crucial role that trees play in combating climate change.

In the County, six schools will plant trees with support from the Urban Forestry and Management Division during April and May. National Arbor Day falls on the last Friday of April, this year April 26. Supervisor Walkinshaw stated that Annandale Terrace Elementary School will host the County's official Arbor Day event, which Supervisor Jimenez and he plan to attend, alongside Fairfax County Public School Board Members and staff, Urban Forestry and Management Division representatives, the Fairfax County Tree Commission and the Virginia Department of Forestry.

Supervisor Walkinshaw stated that he is also proud to announce that the County has once again been named a Tree City USA by the Arbor Day Foundation. The County has received this designation for 41 consecutive years, underscoring its commitment to urban forestry and sustainability. This award will be presented to the Tree Commission at the Arbor Day event at Annandale Terrace Elementary School by the Virginia Department of Forestry.

Therefore, jointly with Chairman McKay and Supervisor Jimenez, Supervisor Walkinshaw asked unanimous consent that the Board recognize April 26, 2024, as "Arbor Day" in the County and direct staff to prepare a Proclamation, to be signed by the Chairman and Braddock and Mason District Supervisors, to be presented to the faculty and students at Annandale Terrace Elementary School during the celebration on April 26, 2024. Without objection, it was so ordered.

21. **PROCLAMATION REQUESTS FOR ATHLETIC STATE ACHIEVEMENTS** (11:02 a.m.)

Supervisor Walkinshaw stated that in addition to the previous Athletic State Achievements Board Matter dated March 5, 2024, the Board would like to recognize athletic achievements from Robinson Secondary School, Fairfax High School, Lake Braddock Secondary School, West Springfield High School, and Woodson High School.

The County is privileged in providing its students with a diverse range of sports opportunities. Engaging in athletics at school not only aids in academic learning but also correlates with a more positive approach to schoolwork and improved academic outcomes. It offers students a healthy means of expression, promotes physical fitness, and cultivates teamwork skills.

The County is proud to highlight the achievements of athletes from the above-mentioned schools at the recent State championships. Below are their notable accomplishments:

**Robinson Secondary School**

- Virginia High School League (VHSL) State Wrestling - Caden Smith, State Champion



- VHSL State Wrestling - Tristan Corbin, State Champion
- Swim and Dive Team, Boys 200 Yard Medley Relay - State Champion
- Swim and Dive Team, Boys 200 Yard Freestyle Relay - State Champion
- Swim and Dive, Boys 200 Yard Individual Medley - JT Schmid, State Champion
- Swim and Dive, Boys 100 Yard Backstroke - JT Schmid, State Champion

**Fairfax High School**

- Swim and Dive, Girls 200 Yard Freestyle - Sadie Buckley, State Champion
- Swim and Dive Team, Girls 400 Yard Freestyle Relay - State Champion
- VHSL State Wrestling - Kross Cassidy, State Champion

**West Springfield High School**

- Indoor Track and Field, Boys High Jump - Paris Johnson, State Champion
- Indoor Track and Field, Girls Shot Put - Sierra Sommers, State Champion

**Lake Braddock Secondary School**

- Indoor Track and Field, Boys Shot Put - Kai Bolme, State Champion

**Woodson High School**

- Indoor Track and Field, Boys 500 Meter Dash - Justin Anderson, State Champion

Therefore, jointly with Chairman McKay, Supervisor Herrity, Supervisor Jimenez, and Supervisor Palchik, Supervisor Walkinshaw asked unanimous consent that the Board direct the Office of Public Affairs prepare Proclamations, in recognition of the County athletes, along with their coaches and families for their special

achievements, to be presented inside or outside the Board Room at a later date. Without objection, it was so ordered.

22. **BRADDOCK DISTRICT SUPERVISOR'S COMMUNITY MEETING WITH OFFICE OF ENVIRONMENTAL AND ENERGY COORDINATION (OEEC)** (11:02 a.m.)

Supervisor Walkinshaw stated that OEEC recently met with the Braddock District community regarding the County's environmental goals, including the Community-wide Energy and Climate Action Plan. He encouraged the Board to hold similar meetings with the OEEC for the community.

23. **BRADDOCK BARK 2024** (11:04 a.m.)

Supervisor Walkinshaw announced that the Braddock Bark 2024 will be held May 19, 2024, from 1 – 4 p.m. and he invited the community to attend.

24. **MCLEAN COMMUNITY CENTER (MCC) GOVERNING BOARD ELECTION CANDIDATES** (11:04 a.m.)

(BAC) Supervisor Jimenez stated that on March 28, 2024, his office received notice that 15 Dranesville Small District – 1A residents, 10 adults and five youth, have successfully petitioned to become candidates and have their names placed on the ballots for the MCC Governing Board elections. Four adult positions and two youth positions are open this year.

Supervisor Bierman stated that a copy of the MCC's Certification of the Candidates, dated March 28, 2024, is attached to his written Board Matter. Pursuant to the Memorandum of Understanding (MOU) between the Board and the Governing Board of the MCC, dated February 8, 1984, as revised, notice of all certified candidates is to be presented to the Dranesville District Supervisor and through him or her to the Board at its next regular meeting.

Absentee voting began on March 27, 2024, and continues through May 13, 2024. In-person voting will be offered at the McLean Day event to be held May 17 - 18, 2024.

Pursuant to the requirements of the MOU, the results of the election will be reported to the Board at its first meeting following the election.

If the Board determines that it is in the public interest to do so, the Board will appoint the four adult candidates, one youth candidate from the McLean High School boundary area, and one youth candidate from the Langley High School boundary area, who receive the highest number of votes to the MCC Governing Board. The adult candidates who receive the three-highest vote counts will serve three-year terms. The adult candidate who receives the fourth-highest vote count will serve a one-year unexpired term.

Therefore, Supervisor Bierman asked unanimous consent that the record reflect receipt by the Board of the list of candidates for the MCC Governing Board election. Without objection, it was so ordered.

25. **SUPPORT FOR THE TOWN OF HERNDON SAFE STREETS AND ROADS FOR ALL GRANT APPLICATION FOR DEVELOPMENT OF THE TOWN OF HERNDON'S SAFETY ACTION PLAN** (11:06 a.m.)

Supervisor Bierman stated that similar to the County's initiative, Safe Streets for all Program, which was unanimously endorsed by the Board on May 10, 2022, the Town of Herndon is seeking to develop a comprehensive Safety Action Plan. To support this planning effort, the Town of Herndon requests a letter of support from the Board to accompany an application for funding from the United States Department of Transportation Safe Streets and Roads for All (SS4A) discretionary grant program.

The Town's proposed Plan will guide staff efforts to improve safety for pedestrians, bicyclists, and motorists who use the transportation network. Preparation of this Plan will also foster communication with stakeholders, justify and prioritize safety investment decisions, and enable access to future federal funding under the SS4A program. Additional activities that are supported by the development of this Plan may consist of supplemental planning efforts, demonstration activities, and the eventual implementation of projects.

The Town of Herndon is seeking \$400,000 in SS4A funding that will match with \$100,000 in local dollars for a total of \$500,000. This Plan will also include an Americans with Disabilities Act Transition Plan and supplemental planning for Corridors of Focus within the Town of Herndon. This effort would be separate from the \$1.6 million federal grant the County was recently awarded through last year's SS4A cycle to support a Slow Streets Program pilot in the Franconia District, the community outreach and graphics for the update of the Transportation Element of the County's Comprehensive Plan, and the development of Complete Streets Design Guidelines.

Therefore, Supervisor Bierman moved that the Board approve the letter attached to his written Board Matter in support of the Town of Herndon's Safe Streets and Roads for All Grant application for the development of the Town of Herndon's Safety Action Plan. Chairman McKay seconded the motion and it carried by unanimous vote.

26. **PUBLICITY REQUEST FOR THE FRANCONIA GOVERNMENTAL CENTER COMMUNITY CONVERSATIONS** (11:08 a.m.)

Supervisor Lusk stated that at the Board's meeting on March 9, 2021, the Board held a virtual public hearing and adopted a resolution authorizing the transfer of property at the Franconia Governmental Center to the Fairfax County Redevelopment and Housing Authority (FCRHA). To resolve any concerns about

the validity of the virtual public hearing, the Board scheduled a second public hearing (or rehearing) for December 5, 2023. At the Board meeting on December 5, 2023, the public hearing was deferred until January 23, 2024.

Supervisor Lusk stated that at the public hearing on January 23, 2024, he moved to defer the decision on transferring the property to the FCRHA to allow time for more community conversations before a transfer decision is made. As such, three community conversations were scheduled. The first of these community conversations took place on April 13, 2024, at John R. Lewis High School. The session was very well attended by members of the community. Input from well over 100 people on potential alternatives, improvements, and amenities needed within the community with or without housing was heard and collected by staff. Supervisor Lusk stated that his office has also been collecting comments via phone calls and emails. It is likely that a few Board Members have also received correspondence.

The next community conversation will follow the same format to give members of the community who were unable to attend an opportunity to provide input. This second session will be held on April 22, 2024, from 6 - 8 p.m. The third session will be held on May 6, 2024, from 6 – 8 p.m. and will feature a report-out of the feedback received and outline possible options moving forward. A flyer, which provides information about the upcoming sessions, has been included with the written Board Matter. It is important to continue to inform the community of these upcoming opportunities to share their perspectives.

Supervisor Lusk extended his sincere appreciation to staff from many County agencies who have worked over the past few months to make these community conversation opportunities available to the community.

Therefore, Supervisor Lusk asked unanimous consent that the Board direct the Office of Public Affairs to advertise and promote the Franconia Governmental Center site community conversations and post information about the meetings on the public meetings calendar. Without objection, it was so ordered.

27. **PUBLICITY REQUEST FOR THE HYBLA VALLEY COMMUNITY CENTER SPRING FLING EVENT (FRANCONIA DISTRICT)** (11:11 a.m.)

Supervisor Lusk stated that the Region 1 Neighborhood and Community Services Team joined with County partners at the W.I.S.H. Center to cooperatively plan and present a Spring Fling celebration at the Hybla Valley Community Center on April 27, 2024, from 11 a.m. - 6 p.m.

Supervisor Lusk stated that he would like to emphasize that a central element in the day will be the painting of a colorful mural, encompassing the entire fence of the community garden at the W.I.S.H. Volunteer painters from community nonprofit organizations, teens from the Community Center, and nearby neighbors will come

together to enliven this space with harmonious colors and designs. The event will also feature activities for all ages, including a game truck, delicious food, a DJ, a dance team and dance instruction, a teens versus police officers basketball game, and community vendors. A fun-filled day that celebrates the neighborhood's diversity is anticipated and all are invited.

Therefore, Supervisor Lusk asked unanimous consent that the Board direct the Office of Public Affairs assist in publicizing the Hybla Valley Community Center Spring Fling event. Without objection, it was so ordered.

28. **ACCELERATE BREAKFAST SERIES EVENT** (11:12 a.m.)

Supervisor Lusk stated that at the Board Meeting on May 23, 2023, he made a motion to direct the County Executive to assign staff from the Department of Economic Initiatives to prepare a Board Item in support of the reconstitution of the Grubstake Breakfast, in partnership with George Mason University. Thanks to the Board the Board Matter passed unanimously.

Supervisor Lusk stated his appreciation to the Chairman and the Board for committing \$450,000 in funding over a three-year period to reignite the program, now called the Accelerate Breakfast Series.

Supervisor Lusk announced that on April 12, 2024, he attended the first event of the Accelerate Breakfast Series, which had over 120 attendees. Five companies presented to a panel of venture capital and angel investors, including Service Robotics and Technologies (SRT Labs), a company operating in the Franconia District. The next event of the Accelerate Breakfast Series is scheduled for July 19, 2024.

(NOTE: Later in the meeting, Supervisor Storck shared comments on the event. See Clerk's Summary Item #42.)

29. **CERTIFICATE OF RECOGNITION REQUEST FOR PLANNING COMMISSIONER DANIEL G. LAGANA** (11:14 a.m.)

(BAC) Supervisor Lusk stated that Daniel Lagana has served as the Planning Commissioner for the Franconia District since January 2020. He currently serves as Chairman of the Parks Committee. In addition to the countless hours Commissioner Lagana has worked with Franconia District residents, the development community, staff, and his colleagues on the Planning Commission, presiding over land use public hearings, Commissioner Lagana has also given of his time to serve on the Manufactured Housing Task Force. As a member of this Task Force, Commissioner Lagana was instrumental in working with the community and staff to ensure an inclusive multi-lingual engagement process. Because of his commitment, the residents of the County's seven manufactured home communities were heard and were active participants in developing the recommendations that were presented to the Board in 2023. Most recently,

Commissioner Lagana was the catalyst to achieving final resolution of the concerns with the Top Golf redevelopment proposal.

Commissioner Lagana will be leaving the Planning Commission at the end of April 2024 to spend more time with his family. Before joining the Planning Commission, Commissioner Lagana worked for the Southeast Fairfax Development Corporation. He has represented the citizens of the Franconia District and the County with grace and distinction.

Therefore, Supervisor Lusk asked unanimous consent that the Board direct the Office of Public Affairs to prepare a Certificate of Recognition for Daniel G. Lagana, for his many contributions while serving on the Planning Commission and, in addition, for his commitment to the Franconia District community and County as a whole, to be presented in the Board Room, if possible, in July 2024. Without objection, it was so ordered.

30. **APPOINTMENT TO THE PLANNING COMMISSION** (11:17 a.m.)

(APPT) (NOTE: Earlier in the meeting, a Board Matter was presented regarding this Planning Commission vacancy. See Clerk's Summary #29.)

Supervisor Lusk stated that the next regularly scheduled opportunity for Board Members to make appointments to Boards, Authorities and Commissions will be on May 21, 2024. As learned earlier, the Franconia District will have a vacancy on the Planning Commission effective April 30, 2024. As such, Supervisor Lusk called the Board's attention to the resume, attached to his written Board Matter, of Christopher W. Landgraf, the proposed Franconia District appointee to the Planning Commission. Mr. Landgraf has a depth of experience in long range planning, environmental management and project management of federal facilities.

Therefore, Supervisor Lusk moved that the Board appoint Christopher W. Landgraf as the Franconia District Planning Commissioner to fill the unexpired term of Daniel G. Lagana, effective May 1, 2024. Chairman McKay seconded the motion and it carried by unanimous vote.

31. **PROPOSED TRANSFER OF SCHOOL CROSSING RESPONSIBILITIES** (11:19 a.m.)

Supervisor Alcorn stated that there are currently 170 school crossing locations across the County, resulting in a total of 340 daily crossings (morning and afternoon). The Fairfax County Police Department (FCPD) has 72 crossing guard positions, of which 53 are currently filled. Each crossing is 30 minutes in duration, which allows several school crossing guards the ability to cover two or three crossings per day. When crossing guards are not available, police officers are pulled away from patrol responsibilities to handle the crossing. Due to the number of crossings that are required to be covered each day, dozens of police officers are

called upon daily to cover school crossings. During the time deployed at school crossings, FCPD officers are not available to respond to calls for service or emergencies.

Each year, FCPD conducts an annual review of all school crossing locations to ensure all crossing locations continue to meet the criteria for a crossing guard. On occasion, some school crossings are eliminated, and others are added, all in coordination with the Fairfax County Public Schools (FCPS).

During the 2023 review, FCPD eliminated a few crossings based on their existing criteria and identified several crossings that FCPD has historically covered outside of the area FCPD normally patrols. These crossings were:

- One located on Fort Belvoir
- One located in the Town of Herndon
- Nine located in the Town of Vienna

Fort Belvoir and the Town of Herndon agreed to handle the crossings in their jurisdictions in the Fall of 2023. FCPD has subsequently met with the Vienna Police Department to discuss these crossings and collaborate on coverage solutions that include transitioning coverage responsibility to the Vienna Police Department as the other jurisdictions embraced. The Vienna Mayor and several Town Councilmembers have expressed concern with this proposed change, as have numerous parents and other residents in Vienna. No changes to coverage have been made nor will any be made until at a minimum, FCPD can update and discuss with the Board the school crossing guard program, the proposed changes, national best practices for handling school crossings, and recommendations to consider.

The Board and FCPD prioritize school students and their safety. There is nothing more important than the safety of school children. The County is reviewing how it has historically ensured their safety as they travel to and from school each day, and how the school crossing program can be most effective and sustainable going forward.

Therefore, jointly with Chairman McKay and Supervisor Lusk, Supervisor Alcorn moved that the Board direct the FCPD to:

- Not move forward with the proposed changes in the crossing guard program in Vienna
- Update the Board on the crossing guard program and the current proposed changes, and provide options/alternatives for discussion at a future 2024 Safety and Security Committee Meeting

Chairman McKay seconded the motion, relinquished the Chair to Vice-Chairman Smith, and asked to amend the motion by revising the first bulleted item by adding “**at this time**,” after “Not move forward...” This was accepted.

Vice-Chairman Smith returned the gavel to Chairman McKay.

Discussion ensued regarding:

- Proposal and possible alternatives discussions
- It being an issue in other jurisdictions
- The need to place officers in intersections
- The need to look at recruitment and retainment
- Room for career growth
- Legal issues and State provisions
- Strategies for recruitment to bring others in for these positions
- Timing for implementation
- The need for discussion prior to the next school year
- How school crossings are added and approved
- Examining sustainability models
- Working with school personnel

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

32. **PROCLAMATION REQUEST FOR THE TYSONS FOREST COMMUNITY TASK FORCE AND ACCEPTANCE OF THE TASK FORCE’S REPORT** (11:31 a.m.)

Supervisor Alcorn summarized his written Board Matter which reads: In July 2023, he announced the creation of a community-led task force to develop recommendations to preserve and enhance a beautiful 65-acre urban forest that follows a stream valley from the Dulles Toll Road to Gosnell Road in the Vienna area. Also known as Tysons Forest, it runs along the Hunter Mill portion of Tysons. Ownership of the stream valley is divided among a variety of entities, including the Park Authority, commercial properties and residential homeowners. The 23-person task force, comprised of community residents, building owners, office tenants, Park



Authority (and related) representatives, conservation experts, and a representative from the neighboring Providence District, Supervisor Palchik's office, met throughout the winter in seven workshops, 20 small group meetings, and several briefings from subject matter experts.

As a result of this effort, the task force developed the report shared today, which outlines 24 recommended actions that will positively impact Tysons Forest's future, as well as presents a model for the preservation and enhancement of other urban forests. Recommendations are grouped in seven key areas:

- Deliver a promise of coexistence for humans and wildlife that can enhance the experiences of both
- Replenish the tree canopy and augment wildlife habitat
- Revive an Old Woodland Trail
- Expand the forest's footprint
- Maintain a safe and clean forest
- Create green champions to lead us for generations
- Develop a structure for funding and communications

Supervisor Alcorn thanked the members of the task force for sharing their time and expertise for the sake of this urban oasis, and the Park Authority for its support and guidance to the task along the way. A special note of appreciation to the Task Force Chair, Jack Russell, a neighbor and active community member, who has led the team with passion and purpose to protect what he calls their emerald jewel. Supervisor Alcorn stated that he is inspired that the task force members have already started implementing some of the recommendations, including coordinating installation of a wildlife learning trail along one of the commercial properties, and developing plans to restore a one-acre area with native plantings on Park Authority property. This is a great example of what can be accomplished when community members in the County come together for a common purpose.

It is timely that this report is being presented before Earth Day, which is on April 22, 2024. Supervisor Alcorn stated that on Monday, his office, along with Supervisor Palchik, Celebrate Fairfax, and the Tysons Community Alliance, are hosting an Earth Day nature walk and litter clean up in Tysons Forest, which will be a great way to see the forest first-hand and take another step forward on the report's recommendations. Activities start at the PARC in Tysons at 9:30 a.m., 10:30 a.m., and 1:30 p.m., and additional details and a link to sign up are located on the Celebrate Fairfax website.

The report's many recommendations will require varying levels of action and ongoing coordination by several different public and private entities, and Supervisor Alcorn stated that he looks forward to seeing continued progress toward preserving and enhancing this urban forest.

Therefore, jointly with Supervisor Palchik, Supervisor Alcorn moved that the Board accept the task force's report and direct the Office of Public Affairs to prepare a Proclamation for the task force, to be presented out of the Board Room, at an appropriate time later this year. Chairman McKay seconded the motion. Following discussion regarding the County's environmental goals and future implementation in other areas, the question was called on the motion and it carried by unanimous vote.

33. **PUBLICITY REQUEST FOR THE FOURTH ANNUAL TOUR DE HUNTER MILL** (11:35 a.m.)

Supervisor Alcorn invited the Board and community to attend the fourth annual Tour De Hunter Mill bike event on May 5, 2024. There will be two routes for this community bike ride:

- Short ride: 16 miles
- Long ride: 27 miles

He summarized the remainder of his written Board Matter which reads: There is a route for every ability! Every year, new routes are featured, to give riders a fresh view and highlight bike-friendly areas across the District. This year both routes include a stretch on the County's portion of the W&OD Trail and take advantage of the newly opened shared-use path along soon-to-be-widened Route 7.

The routes will begin and end at the North County Governmental Center with a rest stop at Meadowlark Botanical Gardens. Details and registration may be found on the Hunter Mill District webpage at [www.fairfaxcounty.gov/huntermill/tour-de-hunter-mill.com](http://www.fairfaxcounty.gov/huntermill/tour-de-hunter-mill.com).

As an incentive to register, all registrants will receive a pair of the always-popular branded bike socks. By popular vote, this year's socks will be green, and the first 160 people who register are guaranteed to get a pair of this year's green colored socks.

Therefore, Supervisor Alcorn asked unanimous consent that the Board direct the Office of Public Affairs to provide promotional support for the 2024 Tour de Hunter Mill as appropriate. Without objection, it was so ordered.

34. **THE CLOSURE OF BAZIN'S ON CHURCH RESTAURANT AND OPENING OF EVELYN ROSE RESTAURANT (HUNTER MILL DISTRICT)** (11:36 a.m.)

Supervisor Alcorn announced that:

- Bazin's on Church, a restaurant in Vienna, has been sold and will be closing on April 27, 2024
- A new restaurant, Evelyn Rose, is opening in that location and will be participating in the Taste of Vienna on April 27, 2024

35. **PROCLAMATION REQUEST FOR THE NORTHERN VIRGINIA ALUMNAE CHAPTER (NoVAC) OF DELTA SIGMA THETA SORORITY**  
(11:37 a.m.)

Supervisor Jimenez stated that on May 17, 2024, ladies of the Northern Virginia Alumnae Chapter of Delta Sigma Theta Sorority will recognize its 65<sup>th</sup> anniversary. Delta Sigma Theta was incorporated at Howard University in 1913. The 251<sup>st</sup> Alumnae Chapter was founded in 1959 and was initially called the Alexandria Alumnae Chapter, but members changed its name in 1977 to the more inclusive NoVAC. Since then, NoVAC serves as a beacon and trailblazer for Fairfax and Arlington Counties, as well as the Cities of Alexandria, Falls Church, and Fairfax.

NoVAC's history includes decades of building alliances and forging partnerships with area public schools, nonprofits, businesses, and churches to provide quality community. The Chapter awarded nearly a half-million dollars in scholarships and regularly participates in regional public service opportunities.

Therefore, jointly with Chairman McKay, Supervisor Jimenez asked unanimous consent that the Board direct the Office of Public Affairs to prepare a Proclamation for the NoVAC of Delta Sigma Theta Sorority, in recognition of its 65<sup>th</sup> anniversary, to be presented out of the Board Room. Without objection, it was so ordered.

36. **RESOLUTION OF RECOGNITION REQUEST FOR FLORY JAGODA**  
(11:39 a.m.)

Supervisor Jimenez stated that Flory Jagoda was a longtime and beloved member of the Mason District with an incredible life story. Born in Bosnia during World War II, Mrs. Jagoda lived 97 years, the majority of which were spent with her family in Alexandria and Lake Barcroft. The Mason District community will likely remember Flory for her musical talents. Mrs. Jagoda was an accomplished singer and performer who was the proud recipient of many awards, including the U.S. Immigrant Achievement Award, as well as recognitions from the National Endowment for the Arts and Virginia's Foundation for the Humanities.

In addition to her musical talents, Mrs. Jagoda was a gifted and compelling storyteller. Her songs are filled with recollections of her countless harrowing

experiences, such as when she narrowly avoided capture while fleeing the Nazis through Yugoslavia as a teenage girl.

Mrs. Jagoda is best known for her composition and interpretation of Sephardic songs, Ladino songs, and Bosnian folk ballads. This work is considered crucial in the revival of Sephardic-style music.

Therefore, Supervisor Jimenez asked unanimous consent that the Board direct the Office of Public Affairs to prepare a Resolution of Recognition for Mrs. Jagoda, in recognition of the tremendous impact of her work on the musical heritage in the County, to be presented out of the Board Room. Without objection, it was so ordered.

37. **CULMORE COMMUNITY DAY (MASON DISTRICT)** (11:41 a.m.)

Supervisor Jimenez announced that the Culmore Community Day will be held on May 4, 2024, along with the Park Authority, at the Woodrow Wilson Library in Falls Church. Admission is free, and there will be face painting, petting of animals, live music, and the celebration of culture. He invited the community to attend the event.

38. **PUBLICITY AND PROCLAMATION REQUEST DESIGNATING MAY 6 – 10, 2024, AS “MILITARY SPOUSE APPRECIATION WEEK” IN FAIRFAX COUNTY** (11:42 a.m.)

Supervisor Storck stated that the freedoms that Americans enjoy can only be made possible by the efforts of the more than two million men and women who serve the nation as active-duty service members of the Armed Forces. In the County, Fort Belvoir is home to approximately 4,420 active-duty service members and 2,246 military spouses. Proudly, the County is also home to approximately 80,000 military veterans and their spouses.

“Military Spouse Appreciation Day” is a day set aside to pause and recognize military spouses who have the greatest impact on service members’ lives through their support and commitment to service. The average military spouse moves eight - 12 times in the span of a 20-year military career, which often results in starting over in each new location and dealing with the struggles of meeting new people and feeling a sense of community where they live. “Military Spouse Appreciation Day” is recognized nationally on May 10 this year. Also on May 8, 2024, the County is co-hosting its fourth Veteran and Military Spouse Career Fair with the Fairfax County Economic Development Authority at the National Army Museum and virtually on May 9, 2024.

Therefore, in honor of the supportive and heroic military spouses, including those residing here in the County, and jointly with Chairman McKay, Supervisor Herrity, and Supervisor Lusk, Supervisor Storck asked unanimous consent that the Board direct staff to:

- Prepare a Proclamation designating May 6 – 10, 2024, as “*Military Spouse Appreciation Week*” in the County, to be signed by the Chairman, Franconia, Mount Vernon, and Springfield District Supervisors, to be presented to Army Community Services at the Veteran and Military Spouse Career Fair
- Advertise and promote the 2024 Hire Vets Now Networking and Hiring Fairs

Without objection, it was so ordered.

39. **REQUEST TO RECOGNIZE AND DECLARE MAY 5 - 11, 2024, AS “DRINKING WATER WEEK” IN FAIRFAX COUNTY** (11:44 a.m.)

Supervisor Storck stated that “Drinking Water Week” is observed annually during the first week of May and serves as a crucial reminder of the indispensable role safe drinking water plays in all lives. As residents of the County, it is easy to take for granted the clean water that flows from the taps. Yet, behind this convenience, Fairfax Water has a complex system of treatment plants, pipelines and regulations set in place to ensure the safety and quality of our drinking water.

“Drinking Water Week” is sponsored by the American Water Works Association and encourages reflection on the importance of water safety and appreciation for the dedicated efforts of water professionals who work tirelessly to maintain water supply infrastructure. While Fairfax Water provides two million residents with water of exceptional quality at a reasonable price, many areas across the country and the world still struggle daily to find clean drinking water. “Drinking Water Week” raises awareness about the potential risks posed by polluted drinking water and the need for vigilance in monitoring water quality. By staying informed and engaged, all can contribute to preserving the health and well-being of the community.

As the County commemorates “Drinking Water Week,” take a moment to recognize the significance of this precious resource and commit to safeguarding it for future generations. Whether it is through simple actions like conserving water or advocating for stronger environmental protections, each person has a role to play in ensuring that clean, safe drinking water remains accessible to all.

Therefore, in honor of the great work by Fairfax Water to keep the tap water clean and drinkable for everyone in the County, and jointly with the entire Board, Supervisor Storck asked unanimous consent that the Board recognize and declare May 5 – 11, 2024, as “*Drinking Water Week*” in the County. Without objection, it was so ordered.

40. **PUBLICITY REQUEST FOR THE MOUNT VERNON GOVERNMENTAL CENTER NATIVE GARDEN TOUR AND OPEN HOUSE** (11:46 a.m.)

Supervisor Storck stated that his office and the Department of Public Works and Environmental Services are hosting a Garden Tour and Open House to celebrate native gardens and bioswales on May 4, 2024, from 10 a.m. - 2 p.m. at the Mount Vernon Governmental Center. All are invited to come stroll through the beautiful native perennial gardens, explore native plant gardening and maintenance approaches, learn about natural landscaping grant opportunities and connect with local native plant organizations.

Supervisor Storck stated that when he first took office, he noticed the barren, unattractive and uninviting lawn that surrounded the Governmental Center and reached out and worked with local flora and fauna advocates to change it. In 2018, Cathy Ledec (former Chair of the Fairfax County Tree Commission) led the conversion of the ground's minimal gardens to native plants and added new gardens to attract wildlife and beautify the Center for the public. This work was supported by Earth Sangha, Audubon at Home, the Boy Scouts, Fairfax Master Naturalists, the Northern Virginia Soil and Water Conservation District and others in the community.

Due to the extensive amount of impervious surface onsite and need for improved stormwater management, the Stormwater Planning Division (SPD) expanded these gardens with additional native perennials, shrubs and trees in 2022. In addition to the ornamental gardens at the building entrances, the SPD also retrofitted several bioretention facilities around the Governmental Center to increase stormwater retention. This includes enhanced wetland detention ponds planted with native plants. The gardens highlight the aesthetic, habitat and functional value of natural landscaping.

The Mount Vernon District Supervisor's office enjoys looking out the windows at perennials specifically chosen for year-round blooming that also provide an inviting public space for residents to enjoy. Right now, the golden ragwort is in full bloom, attracting native bees and butterflies, with birds flitting around and nesting in the bird boxes. Creating native gardens to support native birds and insects is an important environmental initiative as the County continues to see loss of habitat, leading to the decline of these fundamental species in our ecosystem.

Therefore, Supervisor Storck asked unanimous consent that the Board direct the Office of Public Affairs to promote the Mount Vernon Governmental Center Native Garden Tour and Open House through its various communications channels. Without objection, it was so ordered.

41. **COMPREHENSIVE PLAN AMENDMENT AUTHORIZATION REQUEST TO CONSIDER DETACHED RESIDENTIAL USE (MOUNT VERNON DISTRICT)** (11:50 a.m.)

Supervisor Storck stated that during the 2022 - 2023 Countywide Site-Specific Plan Amendment (SSPA) process last year, staff received a SSPA nomination (CPN22-MV-008) for a consolidation of properties at the intersection of Ox Road and Hooes Road. At that time, the nominator requested an increase in the recommended residential density on the site from 0.2 - 0.5 dwelling units per acre to five - eight dwelling units per acre, yielding up to 70 townhouse units. This site is located in an area that is designated in the Comprehensive Plan for a Suburban Neighborhood in the Pohick Planning District and is surrounded entirely by detached single family neighborhoods. Following screening by staff and the community, that nomination was withdrawn before review by the Planning Commission and Board.

Since then, the nominator has taken a different approach to the site and has worked very closely and collaboratively with the South County Federation to amend the proposal to consist of 23 single family detached residences. Given the progress on the revision, the proposal warrants consideration on the Comprehensive Plan Amendment Work Program. Supervisor Storck stated that he has also spoken with staff, and they are able to accommodate the review of this application.

Therefore, Supervisor Storck moved that the Board direct staff to initiate a Comprehensive Plan Amendment to consider detached residential use on Tax Map Parcels 106-4((1))17, 18, 19 (part), and then part of 27 and 27A [*sic*]\*, with specific considerations for tree preservation and buffering from Ox Road, watershed and noise impacts, multimodal connectivity, and open spaces and parks. This would be a Tier 2 item to be reviewed in coordination with a concurrent development application. This motion should not be construed as a favorable recommendation on future applications by the Board and does not relieve any applicant from compliance with the provisions of any applicable ordinances, regulations, or adopted standards. This action in no way prejudices the substantive review of future applications. Supervisor Smith seconded the motion.

\*Following a brief discussion regarding the Tax Map Parcels, Supervisor Storck clarified, for the record, that the Tax Map Parcels are 106-4((1))17, 18, 19 (part), 27 and 27A.

Discussion continued, with input from Tracy Strunk, Director, Department of Planning and Development, regarding tier placement and the work program. The question was called on the motion and it carried by unanimous vote.

42. **ACCELERATE BREAKFAST SERIES EVENT** (11:54 a.m.)

(NOTE: Earlier in the meeting, Supervisor Lusk presented a Board Matter regarding this event. See Clerk's Summary Item #28.)

Supervisor Storck stated that he attended the Accelerate Breakfast Series event recently and thanked everyone for attending. He shared that it was a successful event and that he looks forward to the next one.

43. **PROVIDENCE DISTRICT UPDATES** (11:55 a.m.)

Supervisor Palchik shared the following:

- Providence District Earth Day Celebration was held on April 13, 2024, at the Kingsley Commons Community Learning Center and was well attended. She thanked the community for attending the event
- Earth Day and Tysons' 173<sup>rd</sup> Birthday celebration will be held on April 22, 2024, from 9:30 a.m. – 3:30 p.m. at The PARC at Tysons. She invited the community to attend
- Pedal with Petals Family Bike Ride will be held on May 11, 2024, from 8 -11 a.m. at the parking lot of The Concourse. She invited the community to attend

44. **PROCLAMATION REQUEST DESIGNATING JUNE 2024 AS "FATHERHOOD AWARENESS MONTH" IN FAIRFAX COUNTY** (11:57 a.m.)

Supervisor Palchik stated that this year, Father's Day falls on June 16, 2024. Although celebrated annually, this holiday is often a missed opportunity to emphasize and underscore the chance to highlight the significant role of biological fathers, stepfathers, adoptive fathers, or father figures in nurturing the well-being and success of children. A father's influence continues to be important throughout the child's lifetime.

The County's private and public sectors are joining together to raise public awareness of the importance of fatherhood and the impact of a father's engagement with his children and family. It is important to celebrate the supportive roles that fathers have for their children.

Programs such as Healthy Families Fairfax, the Head Start Policy Council, the Fairfax County Department of Family Services Father Engagement and Family Engagement Program (in collaboration with the Fairfax County Neighborhood and Community Services, and other County Human Services and community-based agencies) help fathers gain parenting skills and economic self-sufficiency.

Therefore, jointly with Chairman McKay, Supervisor Palchik asked unanimous consent that the Board direct the Office of Public Affairs to prepare a Proclamation designating June 2024 as "*Fatherhood Awareness Month*" in the County, to be



presented out of the Board Room at an event on June 22, 2024. Without objection, it was so ordered.

In relation to Fatherhood Awareness Month, Chairman McKay noted that on Sunday, April 14, 2024, he had an opportunity to speak at the Bernie L. Bates Foundation Awards ceremony at George Mason University's Center for the Arts and there were a lot of fathers present at the event. He invited everyone to visit the foundation's website at [www.blbinc.org](http://www.blbinc.org) to view the list of Fairfax County award recipients.

Supervisor Palchik noted that Anthony Amos, Legislative and Community Outreach Aide, in Supervisor Herrity's Office, was one of the award recipients, and, on behalf of the Board, congratulated him.

45. **PROCLAMATION REQUEST DESIGNATING MAY 6, 2024, AS "HOLOCAUST REMEMBRANCE DAY" IN FAIRFAX COUNTY**  
(12:01 p.m.)

Supervisor Palchik stated that the United States Holocaust Memorial Council designates "Days of Remembrance" each year to recall and reflect on the horrible crimes committed during the Holocaust and to ensure that the memory and legacy of lives lost will not be forgotten. The County has a responsibility to remember and recognize this dark chapter of world history so that it does not repeat the tragic mistakes of the past.

Therefore, jointly with Chairman McKay, Supervisor Palchik asked unanimous consent that the Board direct the Office of Public Affairs to prepare a Proclamation designating May 6, 2024, as "*Holocaust Remembrance Day*" in the County, to be presented at an event out of the Board Room, in collaboration with the Jewish Community Relations Council of Greater Washington. Without objection, it was so ordered.

46. **PUBLICITY REQUEST FOR "DRUG TAKE BACK DAY" AND PROCLAMATION REQUEST DESIGNATING MAY 7, 2024, AS "FENTANYL AWARENESS DAY" IN FAIRFAX COUNTY** (12:03 p.m.)

(NOTE: Earlier in the meeting, Chairman McKay presented a Board Matter on "Fentanyl Awareness Day." See Clerk's Summary Item #13.)

Supervisor Herrity summarized his written Board Matter, which reads: Last year alone, over 70,000 Americans fatally overdosed on fentanyl. Fentanyl is approximately 50 times more potent than heroine and 100 times more potent than morphine. A lethal dose of fentanyl is as little as 2mg, which is comparable to the amount of powder needed to cover the tip of a pencil. Fake pills and street drugs are increasingly laced with fentanyl, but users are often unaware that the drugs contain the potent opioid. It is critically important that we raise awareness of the

dangers of consuming drugs not obtained through a pharmacy because of the increasing prevalence of fentanyl.

In addition to raising awareness of the dangers of illegal drugs, it is also important that the County continues educating the community on the potential abuses of prescribed drugs, especially opioids. Despite ongoing efforts, the opioid crisis is still a growing problem and one that was exacerbated by the pandemic. Opioids are still the number one cause of unnatural death in the County. Overdoses and deaths occur in all age groups, among men and women in all areas of the County. This is why it is critically important to continue efforts to get unused medicines, especially opioids, out of medicine cabinets to prevent accidental or illicit use.

The work of the County Opioid and Substance Use Task Force and the Fairfax County-Falls Church Community Services Board (CSB) is instrumental in providing resources and training to combat this crisis in the community. Initiatives like “Drug Take Back Day” and “National Fentanyl Awareness Day” are designed to bring together individuals, parents, teachers, corporations, community groups, and government entities to make the communities safer by raising awareness and offering an opportunity for community members to properly discard excess medications.

Residents can deposit unused medicines at drug disposal boxes found at over 12 different pharmacies as well as all eight Fairfax County Police Stations. Additional safe disposal sites can be found at [www.dea.gov/takebackday](http://www.dea.gov/takebackday).

On April 27, 2024, from 10 a.m. - 2 p.m., the Fairfax County Police Department, in conjunction with the Drug Enforcement Administration, the CSB and Fairfax County Public Schools, will give residents another opportunity to prevent pill abuse and theft by ridding their homes of potentially dangerous expired, unused, and unwanted prescription drugs. Anyone may bring their pills for disposal to any of the Fairfax County Police Stations. The service is free and anonymous. For more information about the event, please visit: Drug Take Back Day Information - April 27, 2024 ([fairfaxcounty.gov](http://fairfaxcounty.gov)).

Therefore, jointly with Chairman McKay, Supervisor Herrity asked unanimous consent that the Board direct the Office of Public Affairs to:

- Continue to work with the FCPD to advertise the upcoming “National Drug Take Back Day,” including locations and hours
- Prepare a Proclamation designating May 7, 2024, as “*Fentanyl Awareness Day*” in the County, to encourage all residents to educate themselves and their loved ones on the dangers of Fentanyl, to be presented out of the Board Room to Afrodita and Sean Foster, in recognition of their work with the Fairfax County Public Schools in raising awareness of the dangers of fentanyl

Chairman McKay stated that his office will coordinate with the Springfield District Office on the Fentanyl Awareness Day proclamation.

Without objection, it was so ordered.

47. **PROCLAMATION REQUEST DESIGNATING MAY 10, 2024, AS “NATIONAL CHILDCARE PROVIDER DAY” IN FAIRFAX COUNTY**  
(12:06 p.m.)

Supervisor Herrity summarized his written Board Matter, which reads: “National Provider Appreciation Day,” also known as “National Childcare Provider Day,” started in 1996 by a group of volunteers in New Jersey. This team of volunteers saw the need to recognize the tireless efforts of providers who work in childcare and wanted to highlight the positive impact childcare professionals make in the community. Since then, the support has grown exponentially, and recognition currently includes individual and government organizations throughout the United States.

“National Childcare Provider Day” recognizes childcare providers, teachers, and other educators of young children in private home daycares, daycare centers and in-home providers as a big “Thank you” for their dedication, commitment, and compassion.

Currently, less than one-third of the children in America have a full-time stay-at-home parent, which makes childcare providers essential to serve the needs of both working parents and children. The childcare provider is considered a partner in raising children and many parents share the child-rearing responsibilities with them.

The Fairfax County Department of Family Services Office for Children offers nearly 2,000 high-quality early childhood and school-age development and learning childcare programs serving thousands of children and supporting parents from birth through elementary school. Beyond that, organizations like Infant Toddler Family Day Care (ITFDC) support over 60 family childcare providers and impact more than 200 hundred children annually. ITFDC and similar organizations focus on assisting and training in-home providers, making their day-to-day operations more manageable. The assistance from these organizations has a great impact on the childcare provider community as they receive help getting licensed, maintaining the required daily paperwork, and complying with State and County regulations, which can be very challenging. Many local providers speak English as a second language and the bureaucracy involved in running the childcare facility can be overwhelming.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to prepare a Proclamation designating May 10, 2024, as “*National Childcare Provider Day*” in the County, in recognition of the service of the many dedicated

childcare providers, to be presented to Lisa Farinholt-O'Brien, Executive Director of the Infant Toddler Family Day Care, out of the Board Room in May.

Discussion ensued regarding the desire to include Neighborhood and Community Services in the presentation.

Chairman McKay reiterated that all presentations made outside of the Board Room should be added to the public meetings calendar and circulated to the Board so that anyone wishing to attend may do so.

Without objection, it was so ordered.

48. **SPRINGFIELD DISTRICT UPDATE/ANNOUNCEMENT** (12:08 p.m.)

Supervisor Herrity shared the following:

- His office served at the reunification point for the KinderCare families due to the recent shooting at the nearby location. He shared his appreciation for the Police Department for the service they provide each day
- Springfield Nights will begin its sixth season of free concerts at Burke Lake Park, at 7 p.m. every Wednesday night, from June 26 – August 21, 2024, and he invited the community to attend the events.

Chairman McKay noted that the Office of Public Affairs, the Park Authority, and his office also coordinates to publicize the “Free Concerts in the Park” and other events, including movies, held throughout the County.

**DA:da**

49. **ADMINISTRATIVE ITEMS** (12:11 p.m.)

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

Chairman McKay called the Board’s attention to Admin 11 – Authorization to Advertise a Public Hearing to Consider an Ordinance Amending Article 9 of Chapter 82 of the Fairfax County Code, Relating to the Right-of-Way Afforded to Pedestrians. Discussion ensued, with input from Gregg Steverson, Acting Director, Department of Transportation, regarding sign enforcement and fines.

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

**ADMIN 1 – APPROVAL OF STREETS INTO THE SECONDARY SYSTEM – THOMPSON PROPERTY – 964 WALKER ROAD (DRANESVILLE DISTRICT)**

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

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Thompson Property – 964 Walker Road	Dranesville	Spartans Hollow Court

**ADMIN 2 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – TOWLSTON ROAD (DRANESVILLE DISTRICT)**

- (R)
- Adopted the Resolution endorsing the following traffic calming measures on Towlston Road (Dranesville District):
    - Two speed humps
    - Six speed tables
  - Directed staff to schedule installation of the approved measures as soon as possible

**ADMIN 3 – APPROVAL OF “WATCH FOR CHILDREN” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – HORSE SHOE DRIVE (PROVIDENCE DISTRICT)**

- Authorized the installation of two “Watch for Children” signs on Horse Shoe Drive (Providence District)
- Directed staff to schedule the installation of the approved measures as soon as possible

**ADMIN 4 – APPROVAL OF “\$200 ADDITIONAL FINE FOR SPEEDING” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – RANDOLPH ROAD (DRANESVILLE DISTRICT)**

- (R)
- Adopted the Resolution authorizing the installation of “\$200 Additional Fine for Speeding” signs on Randolph Road from Baron Road to Melrose Drive (Dranesville District)
  - Directed staff to request the Virginia Department of Transportation to schedule the installation of the approved measures as soon as possible

**ADMIN 5 – APPROVAL OF “WATCH FOR CHILDREN” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – RANDOLPH ROAD (DRANESVILLE DISTRICT)**

- Authorized the installation of two “Watch for Children” signs on Randolph Road (Dranesville District)
- Directed staff to schedule the installation of the approved measures as soon as possible

**ADMIN 6 – APPROVAL OF “\$200 ADDITIONAL FINE FOR SPEEDING” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – SLADE RUN DRIVE, ROSE LANE, VALLEY BROOK DRIVE, KENNEDY LANE, AND RADNOR PLACE (MASON DISTRICT)**

- (Rs)
- Adopted the Resolutions authorizing the installation of “\$200 Additional Fine for Speeding” signs on the following roads:
    - Slade Run Drive from Hickory Hill Road to Valley Brook Drive (Mason District)
    - Rose Lane from Annandale Road to Slade Run Drive (Mason District)
    - Valley Brook Drive from Rose Lane to Sleepy Hollow Road (Mason District)
    - Kennedy Lane from Holloman Road to Sleepy Hollow Road (Mason District)
    - Radnor Place from Holloman Road to Devon Drive (Mason District)
  - Directed staff to request the Virginia Department of Transportation schedule installation of the approved measures as soon as possible

**ADMIN 7 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONVEY A DEED OF EASEMENT FOR FIBER OPTIC LINES ON BOARD-OWNED PROPERTY AT 6900 NEWINGTON ROAD (MOUNT VERNON DISTRICT)**

- (A)
- Authorized the advertisement of a public hearing to be held before the Board on **May 21, 2024, at 4 p.m.**, regarding the grant of a non-exclusive easement to MetroDuct Systems VA LLC to install a fiber optic line on Board-owned property located at 6900 Newington Road (Mount Vernon District).

**ADMIN 8 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF BURKE ROAD REALIGNMENT FROM APLOMADO DRIVE TO PARAKEET DRIVE (SPRINGFIELD DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **May 21, 2024, at 4 p.m.**, regarding the acquisition of certain land rights necessary for the construction of Burke Road Realignment from Aplomado Drive to Parakeet Drive, supported by Project 2G40-087-003 in Fund 40010, County and Regional Transportation Projects.

**ADMIN 9 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO ABANDON PORTIONS OF CANNONBALL ROAD (BRADDOCK DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **May 21, 2024, at 4 p.m.**, regarding a proposal to abandon portions of Cannonball Road north of the intersection of Cannonball Road (Route 3150) and Singing Pines Road (Route 4873).

**ADMIN 10 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO VACATE JAMES PLACE (MOUNT VERNON DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **May 21, 2024, at 4 p.m.**, regarding a proposal to vacate James Place southwest of the intersection of Gunston Drive (Route 3138) and Belmont Boulevard (Route 601).

**ADMIN 11 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER AN ORDINANCE AMENDING ARTICLE 9 OF CHAPTER 82 OF THE FAIRFAX COUNTY CODE, RELATING TO THE RIGHT-OF-WAY AFFORDED TO PEDESTRIANS**

- (A) (NOTE: Earlier in the meeting there was discussion regarding this item. See page 28.)

Authorized the advertisement of a public hearing to be held before the Board on **May 7, 2024, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 82, Sections 82-9-2 and 82-9-7, to modify language related to the right-of-way afforded to pedestrians. The amendments will authorize the Fairfax County Department of Transportation to install and maintain signs at marked crosswalks requiring drivers to stop for pedestrians and add a prohibition on overtaking vehicles stopped for pedestrians.

**ADMIN 12 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 24213 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) 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 24213 for the CSB to accept grant funding from the U.S. Department of Labor, Employment and Training Administration, in the amount of \$2 million supporting one CSB project that was funded through the Consolidated Appropriations Act, 2023. No local cash match is required.

50. **A-1 – APPROVAL OF A PARKING ADJUSTMENT FOR FAIRHILLS ON THE BOULEVARD, 8621 ROUTE 29 (PROVIDENCE DISTRICT)**  
(12:20 p.m.)

Following comments, on motion of Supervisor Palchik, seconded by Chairman McKay, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved an adjustment, pursuant to Subsection 6100.6.C.(2) (a) and (b) of the Zoning Ordinance, based on proximity to transit, subject to the conditions outlined in Attachment I of the Board Agenda Item.

51. **A-2 – AUTHORIZATION FOR THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO (1) ISSUE TAX-EXEMPT MULTIFAMILY HOUSING REVENUE BONDS OR NOTES IN AN AMOUNT NOT TO EXCEED \$19,350,000 TO FINANCE THE 74-UNIT PHASE I FOUR PORTION OF THE PROPOSED RESIDENCES AT GOVERNMENT CENTER II DEVELOPMENT, AND (2) ISSUE TAX-EXEMPT MULTIFAMILY HOUSING REVENUE BONDS OR NOTES IN AN AMOUNT NOT TO EXCEED \$14,500,000 TO FINANCE THE 69-UNIT PHASE II FOUR PORTION OF THE PROPOSED RESIDENCES AT GOVERNMENT CENTER II DEVELOPMENT (BRADDOCK DISTRICT)** (12:22 p.m.)

(Rs) Following comments, on motion of Supervisor Walkinshaw, jointly seconded by Chairman McKay and Supervisor Palchik, and carried by a vote of nine, Supervisor Herrity voting “NAY,” the Board concurred in the recommendation of staff and authorized FCRHA to:

- Submit an application to the Virginia Department of Housing and Community Development for the necessary bond volume cap allocation
- Issue Tax-Exempt Multifamily Housing Revenue Bonds or Notes in an amount not to exceed \$19,350,000, to finance 74 units of affordable multifamily housing, known as the Phase I Four portion of the Development



- Issue Tax-Exempt Multifamily Housing Revenue Bonds or Notes in an amount not to exceed \$14,500,000, to finance 69 units of affordable multifamily housing, known as the Phase II Four portion of the Development

52. **A-3 – RESOLUTION TO SUPPORT THE ABANDONMENT, ADDITIONS, DISCONTINUANCE, AND TRANSFER OF VARIOUS ROADS ASSOCIATED WITH THE OX ROAD (ROUTE 123) REALIGNMENT (SPRINGFIELD DISTRICT)** (12:24 p.m.)

(R) On motion of Supervisor Herrity, seconded by Supervisor Smith, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolution supporting the:

- Virginia Department of Transportation’s abandonment of a portion of Averett Drive (Route 8511)
- Additions of portions of Ox Road (Route 123) and Averett Drive (Route 8511)
- Discontinuance of a portion of Ox Road (Route 123)
- Transfer of a portion of Route 123 to the Secondary State Maintenance System as Route 8475

**DMS:dms**

53. **RECESS/CLOSED SESSION** (12:26 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, and consultation with legal counsel regarding specific legal matters

requiring the provision of legal advice by such counsel pursuant to Virginia Code Section 2.2-3711(A) (7) and (8).

1. *Ali Elsher: Settlement Demand to Fairfax County for Injuries Sustained at Water Mine Family Swimmin' Hole* on August 14, 2022
2. *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.) (Franconia District)
3. *Anthry Raul Milla v. PFC McComas and PFC D. Brown*, Case No. 21-1379 (U.S. Ct. of App. for the Fourth Cir.)
4. *Filsan Duale v. Colonel Edwin C. Roessler Jr., Fairfax County Police Department, Sgt. Joe Shoemaker, Brandon Vinson, and John Doe Police Officers 1-5*, Case No. CL-2019-0017251; *Yasmine Djama, by next friend Moustapha Djama v. Fairfax County Police Department, Joshua Shoemaker, Brandon Vinson, and John Doe Police Officers 1-5*, Case No. CL-2023-0007942 (Fx. Co. Cir. Ct.); *Amran Djama, by next Friend Moustapha Djama v. Fairfax County Police Department, Joshua Shoemaker, Brandon Vinson, and John Doe Police Officers 1-5*, Case No. CL-2023-0007941 (Fx. Co. Cir. Ct.); *Ibrahim Djama, by next Friend Moustapha Djama v. Fairfax County Police Department, Joshua Shoemaker, Brandon Vinson, and John Doe Police Officers 1-5*, Case No. CL-2023-0007925 (Fx. Co. Cir. Ct.); *Samira Djama, by next Friend Moustapha Djama v. Fairfax County Police Department, Joshua Shoemaker, Brandon Vinson, and John Doe Police Officers 1-5*, Case No. CL-2023-0007940 116 Board Agenda Item April 16, 2024 (Fx. Co. Cir. Ct.); and *Kareem Bashir v. Colonel Edwin C. Roessler Jr., Fairfax County Police Department, Sgt. Joshua Shoemaker, Brandon Vinson, and John Doe Police Officers 1-5*, Case No. CL-2022-0012442 (Fx. Co. Cir. Ct.)
5. *Peter Massaro v. Fairfax County*, Case No. 18-1488 (U.S. Ct. App. for the Fourth Cir.)
6. *Kamilah Williams v. Fairfax County Police Department*, Case No. CL-2024- 0003549

7. *Kenneth Hartwell v. Fairfax County Board of Supervisors, et al.*, Case No. CL-2023-0012608 (Fx. Co. Cir. Ct.)
8. *Courtney Graves v. Fairfax County, John Doe, a/k/a Jordy A. Anderson, Nicole Loren Campero Zamba, Michael J. Weaver, Camille Marie Lewandowski, Kimberlie M. England, Kathleen A. Prucnal and Kevin Davis, Greystar GP II LLC, GS Tyson's Corner Project Owner LLC, Nouvelle (Fairfax County), GREP Atlantic LLC*; CAV Record No. 1997-22-4 (Ct. App. Va.) and SCV Record No. 230415 (Sup. Ct. Va.)
9. *Federal Communications Commission Notice of Proposed Rulemaking Regarding All-In Pricing* (MB Docket No. 23-203)
10. *Jose M. Cedeno v. Commonwealth of Virginia, et al*, Case No. CL- 2022- 0004816 (Fx. Co. Cir. Ct.)
11. *Claudette Gama-Salazar v. Katharine M. Follot Layton*, Case No. GV23-020296 (Fx. Co. Gen. Dist. Ct.)
12. *Mohamud Moalin, by GEICO Insurance Company, Subrogee v. Natalie Vanessa Velasquez*; Case No. GV23-000861 (Fx. Co. Gen. Dist. Ct.)
13. *Kazim Syed, by GEICO Advantage Insurance Company v. William Edward Eckert, III*; Case No. GV23-004452 (Fx. Co. Gen. Dist. Ct.)
14. *Dawn Bolden v. LeAndrew Gaskins and Fairfax County*; Case No. CL 2023- 0011452 (Fx. Co. Cir. Ct.)
15. *Melissa White v. Anthony Guglielmi and Fairfax County Government*, Case No. GV23-023202 (Fx. Co. Gen. Dist. Ct.)
16. *In Re: June 14, 2023, Decision of the Fairfax County Board of Zoning Appeals; Hazem Elariny v. Board of Supervisors of Fairfax County*, Case No. CL-2023-0010226 (Fx. Co. Cir. Ct.) (Dranesville District)
17. *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)

18. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Shi Hwa Kuan*, Case No. GV24-006801 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
19. *Gabriel M. Zakkak, Property Maintenance Code Official for Fairfax County, Virginia v. Gaylord Leonard and Elizabeth A. Leonard*, Case No. GV24-006803 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
20. *Jay Riat, Building Official for Fairfax County, Virginia v. Kurt Adam Janssen, Eric Janssen, and Bonnie Janssen*, Case No. CL-2024-0000339 (Fx. Co. Cir. Ct.) (Dranesville District)
21. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Salem G. Shaheen and Deborah S. Minger*, Case No. CL-2024-0003108 (Fx. Co. Cir. Ct.) (Dranesville District)
22. *Gabriel M. Zakkak, Property Maintenance Code Official for Fairfax County, Virginia v. John W. Sylvester and Sherri Sylvester*, Case No. GV23-014341 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
23. *Jay Riat, Building Official for Fairfax County, Virginia v. and Leslie B. Johnson, Fairfax County Zoning Administrator v. Wilfredo S. Morales*, Case No. CL-2023- 0003630 (Fx. Co. Cir. Ct.) (Franconia District)
24. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Phillip W. Trott and Sandra Montiel*, Case No. CL-2023-0016887 (Fx. Co. Cir. Ct.) (Franconia District)
25. *Jay Riat, Building Official for Fairfax County, Virginia v. Xin Yi Jia Trading, Inc.*, Case No. CL-2024-0000261 (Fx. Co. Cir. Ct.) (Franconia District)
26. *Jay Riat, Building Official for Fairfax County, Virginia v. Arlindo R. Freitas and Rute L. Freitas*, Case No. GV23-001855 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
27. *Jay Riat, Building Official for Fairfax County, Virginia v. Maria Lenz*, Case No. GV23-005571 (Fx. Co. Gen. Dist. Ct.) (Franconia District)

28. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Evelyn O. Euceda and Fermin Bonilla Euceda*, Case No. GV24-006046 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
29. *Jay Riat, Building Official for Fairfax County, Virginia v. Jose E. Santos, Liliana P. Santos, Jose Delao*, Case No. GV24-006806 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
30. *Jay Riat, Building Official for Fairfax County, Virginia v. Jonathan Michael Villalobos*, Case No. GV24-006807 (Fx. Co. Gen. Dist. Ct.) (Franconia District)
31. *Gabriel M. Zakkak, Property Maintenance Code Official for Fairfax County, Virginia v. Victoria A. Perry*, Case No. CL-2023-0001058 (Fx. Co. Cir. Ct.) (Hunter Mill District)
32. *Gabriel M. Zakkak, Property Maintenance Code Official for Fairfax County, Virginia v. Mary Katherine Manchester*, Case No. GV24-005569 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
33. *Jay Riat, Building Official for Fairfax County, Virginia v. Homa Eradat*, Case No. GV24-006805 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
34. *Gabriel M. Zakkak, Property Maintenance Code Official for Fairfax County, Virginia, and Leslie B. Johnson, Fairfax County Zoning Administrator v. Kee Cho Han and Ae Young Han*, Case No. CL-2024-0004502 (Fx. Co. Cir. Ct.) (Mason District)
35. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Hang Le T. Tran*, Case No. GV24-001443 (Fx. Co. Gen. Dist. Ct.) (Mason District)
36. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Chase Elias Francis*, Case No. GV24-005572 (Fx. Co. Gen. Dist. Ct.) (Mason District)
37. *Jay Riat, Building Official for Fairfax County, Virginia v. Donnica Marie Ayon and Arsenio Ayon*, Case No. GV23-017747 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

38. *Jay Riat, Building Official for Fairfax County, Virginia v. Hector Martinez Ibarra, Maria Del Transito Villanueva Gaitan, and Jose Villanueva Gaitan*, Case No. GV23-023222 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
39. *Ali Abo (Crunchy Tobacco) v. John Walser, Fire Official for Fairfax County, Virginia*, Appeal No. 24-01 (Technical Review Board) (Mount Vernon District)
40. *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)
41. *Jay Riat, Building Official for Fairfax County, Virginia v. Rina K. Bodiford and James D. Bodiford*, Case No. GV24-006804 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
42. *Gabriel M. Zakkak, Property Maintenance Code Official for Fairfax County, Virginia, and Leslie B. Johnson, Fairfax County Zoning Administrator v. Jennifer Souders Mayer, Gregory S. Souders, and Mildred K. Souders*, Case No. CL-2021-0013670 (Fx. Co. Cir. Ct.) (Springfield District)
43. *Jay Riat, Building Official for Fairfax County, Virginia v. Massis Investments, LLC*, Case No. GV23-004614 (Fx. Co. Gen. Dist. Ct.) (Sully District)
44. *Board of Supervisors of Fairfax County, Virginia v. Dogbedience Pro K9 Training*, Case No. GV24-005575 (Hunter Mill / Dranesville Districts)
45. *Board of Supervisors of Fairfax County, Virginia v. Samson Properties, Inc. and Bruce Gourdazi*, Case No. GV24-005573 (Dranesville District)
46. *Board of Supervisors of Fairfax County, Virginia v. Samantha Bard*, Case No. GV23-022038 (Mount Vernon District)
47. *Board of Supervisors of Fairfax County, Virginia v. Tobacco & Vape Palace 2*, Case No. GV24-006198 (Mount Vernon District)

And in addition:

- As permitted by Virginia Code Section 2.2-3711(A)(3), potential acquisition of real property in the Hunter Mill District for a public purpose, where open discussion would adversely affect the bargaining position or negotiating strategy
- As permitted by Virginia Code Section 2.2-3711(A)(7) and (8), legal analysis regarding the following: *Shang v. Board of Supervisors*, Circuit Court Case No. CL-2023-8569; *Miller v. Board of Supervisors*, Fairfax County Circuit Court Case No. CL-2021-6071; and HB 816 and SB 244 from the 2024 General Assembly Session
- As permitted by Virginia Code Section 2.2-3711(A)(19), discussion of plans to protect public safety, including sensitive information relating to Police Department surveillance techniques and personnel and technology deployments
- As permitted by Virginia Code Section 2.2-3711(A)(1), appointments to the Board of Zoning Appeals

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

At 3:16 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman McKay presiding.

#### **ACTIONS FROM CLOSED SESSION**

54. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:16 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. Chairman McKay and Supervisor Palchik jointly 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.”

55. **DENIAL OF SETTLEMENT DEMAND OF ALI ELSHER** (3:17 p.m.)

Supervisor Alcorn moved that the Board deny the settlement demand of Ali Elsher according to the terms and conditions outlined by the County Attorney in

Closed Session. Supervisor Herrity seconded the motion and it carried by unanimous vote.

56. **APPOINTMENTS TO THE BOARD OF ZONING APPEALS (BZA)**  
(3:18 p.m.)

(BAC)  
(APPTs)

Supervisor Smith stated that, as the Board is aware, the BZA members serve a term of five years. Two terms are expiring on February 20, 2024, and June 13, 2024.

As part of the Board's ongoing efforts to open all of the County Boards, Authorities, and Commissions (BACs) up to the public and foster diverse representation on these BACs in accordance with the Board's One Fairfax policy, these openings have been widely advertised so that other County residents can have an equitable opportunity to serve on the BZA.

Therefore, Supervisor Smith moved that the Board concur in the BZA appointments of:

- Clair Marie McDade, to fill the seat that became vacant on February 20, 2024
- Attorney Tristan O'Savio, effective June 13, 2024

Supervisor Palchik seconded the motion. Chairman McKay disclosed that the Board recommends individuals to the Fairfax County Circuit Court, who ultimately makes the appointments to the BZA. The question was called on the motion and it carried by a vote of eight, Supervisor Herrity voting "NAY," Supervisor Alcorn abstaining.

**KK:kk**

**ADDITIONAL BOARD MATTER**

57. **OPTIONS FOR INDIVIDUALS TO PROVIDE TESTIMONY FOR PUBLIC HEARINGS** (3:19 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**

58. **3 P.M. – PUBLIC HEARING ON AN INCREASE TO THE ADMINISTRATIVE FEE RELATED TO THE REMOVAL AND ABATEMENT OF ILLEGAL SIGNS FROM \$10 TO \$50 PER SIGN**  
(3:20 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 April 5 and April 12, 2024.

Gabriel M. Zakkak, Director, Department of Code Compliance, presented the staff report and recommendation.

Following the public hearing, Chairman McKay relinquished the Chair to Vice-Chairman Smith and moved that the Board authorize the Department of Code Compliance, effective July 1, 2024, to increase the administrative fee for each sign illegally placed within the limits of a highway as advertised. Vice-Chairman Smith seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Storck, Supervisor Walkinshaw, Vice-Chairman Smith, and Chairman McKay voting “AYE.”

Vice- Chairman Smith returned the gavel to Chairman McKay.

59. **3 P.M. – PUBLIC HEARING TO CONSIDER AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, VIRGINIA—CHAPTER 4 (TAXATION AND FINANCE), ARTICLE 11 (CIGARETTE TAX), INCREASING THE CIGARETTE TAX RATE** (3:25 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 April 5 and April 12, 2024.

Gregory A. Bruch, Director, Revenue Collection Division, Department of Tax Administration, presented the staff report.

Following the public hearing, Mr. Bruch presented the staff recommendation.

Chairman McKay relinquished the Chair to Vice-Chairman Smith and moved that the Board adopt the proposed ordinance to amend Chapter 4, Article 11 of the Fairfax County Code, with an effective date of July 1, 2024, as advertised. Supervisor Smith seconded the motion.

Following discussion regarding the motion, the question was called on the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Storck, Supervisor Walkinshaw, Vice-Chairman Smith, and Chairman McKay voting "AYE."

Vice-Chairman Smith returned the gavel to Chairman McKay.

60. **3 P.M. – PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 61, APPENDIX Q, SECTION H AND CHAPTER 62** (3:29 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 April 5 and April 12, 2024.

William D. Vannoy, Deputy Chief, Fire and Rescue Department, presented the staff report.

Discussion ensued, with input from Mr. Vannoy, regarding the efforts currently underway to streamline and reduce the time and cost of the permit and zoning process.

Following the public hearing and comments, Supervisor Smith moved that the Board:

- Approve and adopt, effective July 1, 2024, the proposed amendments to the Fairfax County Code, Chapter 61, Appendix Q, Section H, and Chapter 62 with the fees as set forth in Attachment 3 to the memorandum dated April 15, 2024
- Approve and adopt, effective July 1, 2025, the proposed amendments to the Fairfax County Code, Chapter 61, Appendix Q, Section H, and Chapter 62 with the full amount of the fees, set forth in the Staff Report dated February 8, 2024. The fees as effective on July 1, 2025, will not exceed the fees listed in that staff report
- Direct staff to return with updates to the fee schedule, to the extent appropriate, every two years commencing after 2025

Chairman McKay seconded the motion. Discussion ensued, with input from Mr. Vannoy and Bryan Hill, County Executive, regarding fee comparisons with surrounding jurisdictions and cost recovery.

Following further discussion regarding the motion, the question was called on the motion and it carried by a vote of nine, Supervisor Alcorn, Supervisor Bierman, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE,” Supervisor Herrity voting “NAY.”

61. **3 P.M. – PUBLIC HEARING ON PROPOSED AMENDMENTS TO APPENDIX Q (LAND DEVELOPMENT SERVICES FEE SCHEDULE) OF THE CODE OF THE COUNTY OF FAIRFAX, VIRGINIA (COUNTY CODE) REGARDING ADJUSTMENT OF THE FEES CHARGED BY LAND DEVELOPMENT SERVICES FOR PLAN REVIEW, PERMITS, AND INSPECTION SERVICES** (3:45 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 April 5 and April 12, 2024.

William D. Hicks, Director, Land Development Services, presented the staff report.

Discussion ensued, with input from Mr. Hicks and Bryan Hill, County Executive, regarding:

- Cost recovery
- Efforts currently in place to streamline the process
- The 50 percent fee proposal and cashflow impacts/options

Following the public hearing, Mr. Hicks gave closing comments.

Following comments, Supervisor Smith moved that the Board:

- Approve and adopt, effective July 1, 2024, the proposed amendments to the Appendix Q, Land Development Services Fee Schedule, of the Fairfax County Code, with fees as set forth in Attachment One, to the memorandum dated April 15, 2024
- Approve and adopt, effective July 1, 2025, the proposed amendments to Appendix Q, Land Development Services Fee Schedule, of the Fairfax County Code, with the full amount of fees set forth in the Staff Report dated March 5, 2024. The fees, as effective July 1, 2025, will not exceed the fees listed in that Staff Report

- Direct staff to return with updates to the fee schedule, to the extent appropriate, every two years commencing after 2025

Chairman McKay seconded the motion. Discussion ensued, with input from Mr. Hicks, regarding the fee schedule and cost recovery.

The question was called on the motion and it carried by a vote of nine, Supervisor Alcorn, Supervisor Bierman, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE,” Supervisor Herrity voting “NAY.”

62. **3 P.M. – PUBLIC HEARING ON A PROPOSED ZONING ORDINANCE AMENDMENT RE: ZONING APPLICATION FEES AND PLANNED DISTRICT RECREATIONAL FACILITIES MINIMUM EXPENDITURE**  
(4:14 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 April 5 and April 12, 2024.

Tracy Strunk, Director, Department of Planning and Development, presented the staff report.

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

Following comments, Supervisor Smith moved that the Board:

- Adopt, effective July 1, 2024, the proposed Zoning Ordinance amendment for Zoning Application Fees and Planned District Recreational Facilities Minimum Expenditure, and the proposed amendments to Appendix 1 relating to previous approvals, as set forth in Attachment Two to the memorandum from the County Executive to the Board dated April 15, 2024
- Approve and adopt, effective July 1, 2025, the full amount of the fees and Planned District Recreational Facilities Minimum Expenditure, set forth in the Staff Report dated March 15, 2024, except that the fee for appeal applications will remain unchanged from the level that takes effect July 1, 2024. The fees, as effective July 1, 2025, will not exceed the fees listed in the Staff Report
- Direct staff to return with updates to the fee schedule, to the extent appropriate, every two years commencing after 2025

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

Following comments, Supervisor Smith moved that the Board direct staff to review alternative approaches to the per acre fee as part of the next comprehensive review of zoning application fees. Chairman McKay seconded the motion and it carried by unanimous vote.

63. **3 P.M. – PUBLIC HEARING ON THE FISCAL YEAR (FY) 2025 EFFECTIVE TAX RATE INCREASE** (4:27 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 April 5 and April 12, 2024.

Philip Hagen, Director, Department of Management and Budget, presented the staff report.

Following the public hearing, which included testimony by five speakers, Mr. Hagen presented the staff recommendation.

Chairman McKay relinquished the Chair to Vice-Chairman Smith and moved that the Board close the public hearing while leaving the record open for testimony until April 30, 2024, as part of the Budget Mark-up process. That will permit persons who wish to testify on this matter to do so during the public hearing on the FY 2025 Advertised Budget Plan, Capital Improvement Program (CIP), and FY 2024 Third Quarter Review by testifying as described on the Department of Clerk Services page on the Fairfax County website or by providing written testimony after the close of the public hearings. Vice-Chairman Smith seconded the motion and it carried by unanimous vote.

Vice-Chairman Smith returned the gavel to Chairman McKay.

64. **3 P.M. – PUBLIC HEARING ON PROPOSED AMENDMENTS TO SECTION 67.1-10-2 OF THE FAIRFAX COUNTY CODE RELATING TO SEWER AVAILABILITY CHARGES (INCLUDING THE FIXTURE UNIT RATE), SERVICE CHARGES, BASE CHARGES, AND HAULED WASTEWATER CHARGES** (4:50 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 April 5 and April 12, 2024.

Shahram Mohsenin, Director, Wastewater Planning and Monitoring Division, Department of Public Works and Environmental Services, presented the staff report.

Following the public hearing, Mr. Mohsenin presented the staff recommendation.

Chairman McKay relinquished the Chair to Vice-Chairman Smith and moved that the Board adopt amendments to the Code of the County of Fairfax, Chapter 61.1 [sic], Sanitary Sewers and Sewage Disposal, Article 10 charges by amending and readopting Section 67.1-10-2 of the County Code as advertised. Supervisor Storck seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Bierman, Supervisor Herrity, Supervisor Jimenez, Supervisor Lusk, Supervisor Palchik, Supervisor Storck, Supervisor Walkinshaw, Vice-Chairman Smith, and Chairman McKay voting “AYE.”

Vice-Chairman Smith returned the gavel to Chairman McKay.

**EBE:ebe**

65. **4 P.M. – PH ON THE FISCAL YEAR (FY) 2025 ADVERTISED BUDGET PLAN, THE FY 2025 – FY 2029 ADVERTISED CAPITAL IMPROVEMENT PROGRAM (WITH FUTURE FISCAL YEARS TO 2034) AND TO AMEND THE CURRENT APPROPRIATION LEVEL OF THE FY 2024 REVISED BUDGET PLAN AS PROPOSED IN THE FY 2024 THIRD QUARTER REVIEW** (4:54 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 April 5 and 12, 2024.

Chairman McKay announced that:

- This is the first of three nights of consecutive public hearings on the County Executive’s Proposed FY 2025 Advertised Budget Plan, the Advertised Capital Improvement Program for FY 2025-2029 (with future FYs to 2034), and to amend the Current Appropriation Level of the FY 2024 Revised Budget Plan as Proposed in the FY 2024 Third Quarter Review. Testimony will also be accepted on the FY 2025 Effective Tax Rate
- The public hearing would begin with a presentation by the School Board and called upon Karl Frisch, Chairman, Fairfax County School Board

Chairman McKay recognized the following School Board Members who were present in the Board Auditorium, and, on behalf of the Board, warmly welcomed them:

- Ilryong Moon, Member, At-Large
- Kyle McDaniel, Member, At-Large

Chairman Frisch delivered the School Board's annual presentation.

Chairman McKay thanked the School Board for its presentation.

The Board heard testimony from 57 speakers, which included 6 video presentations.

66. **BOARD RECESS** (8:42 p.m.)

Chairman McKay announced that the Board would recess until 3 p.m. on April 17, 2024, at which time the budget public hearings will continue regarding the:

- County Executive's Proposed Fiscal Year (FY) 2024 Advertised Budget Plan
- Capital Improvement Program for FYs 2025-2029 (with future FYs to 2034)
- Current Appropriation Level in the FY 2024 Revised Budget Plan as Proposed in the FY 2024 Third Quarter Review