



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

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

**MONDAY  
March 27, 2006**

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**DS:ds**

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 Monday, March 27, 2006, at 9:46 a.m., there were present:

- Chairman Gerald E. Connolly, presiding
- Supervisor Sharon Bulova, Braddock District
- Supervisor Joan M. DuBois, Dranesville District
- Supervisor Michael Frey, Sully District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Catherine M. Hudgins, Hunter Mill District
- Supervisor Gerald W. Hyland, Mount Vernon District
- Supervisor Dana Kauffman, Lee District
- Supervisor Elaine McConnell, Springfield District
- Supervisor Linda Q. Smyth, Providence District

Others present during the meeting were Anthony H. Griffin, County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Regina Thorn Corbett, Administrative Assistant, Office of the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Denise Scott, Deputy Clerk to the Board of Supervisors.

**BOARD MATTER**1. **GEORGE MASON PATRIOTS** (9:47 a.m.)

Chairman Connolly and other Board Members expressed enthusiasm over the George Mason University's (GMU) Patriots basketball team's advancement to the final four of the National Collegiate Athletic Association (NCAA) tournament.

Chairman Connolly announced that GMU is now the largest university in Virginia, and four members of the Board are alumni – Supervisor Catherine Hudgins, Supervisor Michael Frey, Supervisor Dana Kauffman, and Supervisor Joan DuBois.

Supervisor Hudgins announced that Goldie Harrison, a member of her staff in the Hunter Mill District Office, was also an alumna of GMU.

Supervisor McConnell announced that she had two sons that graduated from GMU, and she currently has a grandson that attends.

(NOTE: Later in the meeting, the Board discussed the success of the GMU men's basketball team. See Clerk's Summary Item #27.)

**AGENDA ITEMS**2. **CERTIFICATES OF RECOGNITION PRESENTED TO FAIRFAX COUNTY HIGH SCHOOLS AND COORDINATORS** (9:50 a.m.)

Supervisor Bulova moved approval of the Certificates of Recognition presented to those Fairfax County high schools with high percentages of federal lunch subsidies or large populations of low-income minority students that received equity and excellence ratings better than their Challenge Index rankings for their Advanced Placement and International Baccalaureate programs. Supervisor Hudgins and Supervisor McConnell jointly seconded the motion and it carried by unanimous vote.

Supervisor Bulova moved approval of the Certificates of Recognition presented to the coordinators of the Advanced Placement and International Baccalaureate programs. Supervisor Hyland seconded the motion and it carried by unanimous vote.

3. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. MEG CROSSETT AND OTHERS OF THE SAINT BALDRICK'S FOUNDATION** (10:03 a.m.)

Supervisor Frey moved approval of the Certificate of Recognition presented to Meg Crossett, local coordinator of the Centreville Saint Baldrick's event, and others of the Saint Baldrick's Foundation for their work in raising the awareness of childhood cancer. Supervisor Hyland seconded the motion.

Chairman Connolly expressed thanks to Supervisor Frey for shaving his head to bring more awareness to this important cause.

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

4. **RESOLUTION OF RECOGNITION PRESENTED TO MS. COLLEEN ZANIN, MS. KATIE FALLON, AND VALENTINE** (10:10 a.m.)

Supervisor DuBois moved approval of the Resolution of Recognition presented to Colleen Zanin, founder; Katie Fallon, program director; and Valentine the horse, on the thirtieth anniversary of the Lift Me Up! Program. Supervisor McConnell seconded the motion and it carried by unanimous vote.

5. **RESOLUTION OF RECOGNITION PRESENTED TO MR. GIL McCUTCHEON (MOUNT VERNON DISTRICT)** (10:17 a.m.)

(BACs) Supervisor Hyland moved approval of the Resolution of Recognition presented to Gil McCutcheon, Mount Vernon District Representative to the Park Authority, on the occasion of his ninetieth birthday. Supervisor Bulova and Supervisor McConnell jointly seconded the motion and it carried by unanimous vote.

6. **PROCLAMATION DESIGNATING APRIL 2006 AS "IMMUNIZATION MONTH" IN FAIRFAX COUNTY** (10:27 a.m.)

Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and moved approval of the Proclamation to designate April 2006, as "*Immunization Month*" in Fairfax County. Supervisor Gross seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor Hyland being out of the room.

Chairman Connolly asked unanimous consent that the Board direct the Office of Public Affairs to publicize and promote Immunization Month in multiple languages. Without objection, it was so ordered.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

7. **PROCLAMATION DESIGNATING APRIL 2006 AS "FAIR HOUSING MONTH" IN FAIRFAX COUNTY** (10:34 a.m.)

Supervisor Hudgins moved approval of the Proclamation to designate April 2006 as "*Fair Housing Month*" in Fairfax County. Supervisor Bulova seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

8. **PROCLAMATION DESIGNATING APRIL 2006 AS "CHILD ABUSE PREVENTION MONTH" IN FAIRFAX COUNTY** (10:48 a.m.)

Supervisor Bulova moved approval of the Proclamation to designate April 2006 as "*Child Abuse Prevention Month*" in Fairfax County. Supervisor Hyland and

Supervisor McConnell jointly seconded the motion and it carried by unanimous vote.

9. **CERTIFICATES OF RECOGNITION PRESENTED TO THE COUNCIL ON HOMELESSNESS; FAITH PARTNER COMMUNITIES; THE LAMB CENTER; FAIRFAX AREA CHRISTIAN EMERGENCY AND TRANSITIONAL SERVICES, INCORPORATED (FACETS); AND THE COUNTY** (10:56 a.m.)

Supervisor Hudgins moved approval of the Certificates of Recognition presented to the Council on Homelessness; faith partner communities; the Lamb Center; FACETS; and the County for the Hypothermia Response Program. Supervisor Bulova seconded the motion and it carried by unanimous vote.

10. **10 A.M. – PRESENTATION OF THE ADVISORY SOCIAL SERVICES BOARD (ASSB) ANNUAL REPORT** (11:11 a.m.)

(BACs) Marcus Simon, Chairman, ASSB, presented its annual report. Mr. Simon recognized the contributions of Ryan Kelly, Braddock District Representative to the ASSB, who served as Chairman until January 2006 when he reported for reserve duty in Iraq.

Following the report, discussion ensued with input from Mr. Simon, regarding the disparity of African-American youths in the foster care system.

Following additional discussion regarding the aging population, Supervisor Gross asked unanimous consent that the Board:

- Direct staff to request the ASSB to review the issue of guardianship for aging adults.
- Add the guardianship issue to the agenda of the newly formed Board's Committee on Aging.

Without objection, it was so ordered.

Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and asked unanimous consent that the Board's Committee on Aging also add to its agenda the issue of the role of the courts and where people have to go. Without objection, it was so ordered.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

Supervisor Kauffman, Chair, Board's Committee on Aging, noted that the kick-off date for the new committee is scheduled for Monday, May 22, 2006.

11. **10:15 A.M. – PRESENTATION OF THE COUNCIL ON HOMELESSNESS ANNUAL MESSAGE** (11:27 a.m.)

Linda Wimpey, Chairperson, Council on Homelessness, presented its annual message.

Jane Kornblut, Vice-Chairperson, presented the planning process to end homelessness. Ms. Kornblut announced that *A Community Summit to End Homelessness: Creating a Blueprint for Success*, is scheduled for April 7, 2006. The Freddie Mac Foundation and Freddie Mac Corporation are sponsoring this day-long event at the Freddie Mac headquarters in Tysons Corner. The summit will bring the community leaders together to develop strategies to prevent and end homelessness. Ms. Kornblut acknowledged and recognized members of the Planning Committee and Council who were in the Board Auditorium.

Chairman Connolly, on behalf of the Board, thanked the members for their work.

Following discussion regarding the upcoming Community Summit to End Homelessness, Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and asked unanimous consent that the Board direct the Office of Public Affairs to publicize the summit, scheduled for April 7, 2006. Without objection, it was so ordered.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

Supervisor Gross noted that one of the partners in the County's effort to end homelessness and provide affordable housing is Habitat for Humanity. She announced that she, along with Supervisor DuBois, Supervisor Smyth, and Chairman Connolly had recently helped work on a Habitat for Humanity House at Briarwood Trace and she showed Board Members a picture that the four had taken in front of the house that was being built. Supervisor Gross also noted that Supervisor DuBois and Supervisor Smyth's husbands had helped.

**DET:det**

12. **10:30 A.M. – PRESENTATION OF THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) ANNUAL REPORT** (11:46 a.m.)

(BACs) Chairman Connolly noted that most Board Members had not received copies of the EDA annual report. Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and asked unanimous consent that the Board direct the EDA to submit future reports to fit the timing of the Board meeting cycle. Without objection, it was so ordered.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

Steven L. Davis, Commission Chairman, EDA, presented its annual report.

Following the report, discussion ensued concerning EDA's mission, with input by Dr. Gerald L. Gordon, President and Chief Executive Officer (CEO), EDA, concerning the impact of transportation in attracting and retaining business in the County, and the role EDA could play in transportation implementation and development.

Discussion continued concerning the impact of the Base Realignment and Closing Commission (BRAC) recommendations to transfer 22,000 positions to Fort Belvoir as well as private company transfers that are expected to trail those transfers. Chairman Connolly pointed out that there is currently no Class A office space located in the Richmond Highway Corridor and there was going to be some *de facto* revitalization in the corridor as a result of these transfers.

Supervisor Hyland recognized EDA's unique ability to encourage its partners to become engaged in communicating local transportation concerns with the appropriate authorities in Richmond and discussion ensued concerning the number of relationships that exist that could further this effort, as well as EDA's efforts to bring in more small businesses to the County. Dr. Gordon added that at least 90 percent of the companies that the EDA deals with each year, on either an attraction or retention bases, are small businesses. Supervisor Hyland asked unanimous consent that the Board direct EDA staff to provide statistics on that subject. Without objection, it was so ordered.

Discussion continued concerning defense contractors who might have an interest in gravitating toward Fort Belvoir, and EDA's efforts to reach out and encourage them to relocate there, with input from Mr. Davis.

Supervisor Kauffman stated that buried in the County budget is a policy decision regarding marketing revitalization areas. For many years there was discussion about the role EDA does/might play in revitalization. In reviewing the budget for 2007, Supervisor Kauffman asked that the Board and EDA consider crafting a specific contract, with very specific measurable goals, to allow the EDA, through direct funding, to market the County's revitalization areas as part of the overall advertising program. Mr. Davis stated that the EDA would take that request under advisement.

Chairman Connolly concluded that this was an ongoing dialogue and offered, as Supervisor McConnell had suggested earlier, a board-to-board meeting at a future time to further discuss these matters, and thanked the representatives of the EDA for their presentation.

PW:pw

13. **10:45 A.M. – APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS** (12:17 p.m.)

(APPTS)

(BACs)

**A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE**

The Board deferred the appointment of the Sully District Representative to the A. Heath Onthank Memorial Award Selection Committee.

**AIRPORTS ADVISORY COMMITTEE**

The Board deferred the appointments of the Mount Vernon District Business and Mount Vernon District Representatives to the Airports Advisory Committee.

**ANIMAL SERVICES ADVISORY COMMISSION**

The Board deferred the appointment of the Hunter Mill District Representative to the Animal Services Advisory Commission.

**ATHLETIC COUNCIL**

Chairman Connolly moved the reappointment of Ms. Elizabeth Bradsher as the At-Large Principal Representative to the Athletic Council. Supervisor McConnell seconded the motion, which carried by unanimous vote.

The Board deferred the appointments of the At-Large Diversity Alternate and Hunter Mill District Alternate Representatives to the Athletic Council.

**BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS (BOE)**

The Board deferred the appointment of the Attorney #1 Representative to the Board of Equalization of Real Estate Assessments.

**COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION**

Supervisor Gross moved the appointment of Ms. Peggy Myers as the Medical Community Representative to the Commission on Organ and Tissue Donation and Transplantation. Supervisor Bulova seconded the motion, which carried by unanimous vote.

The Board deferred the appointments of the At-Large Chairman's and Sully District Representatives to the Commission on Organ and Tissue Donation and Transplantation.

**COMMUNITY ACTION ADVISORY BOARD****CONFIRMATION:**

Supervisor Bulova moved the confirmation of the following appointment to the Community Action Advisory Board:

- Mr. Louis D'Alessandro as the Federation of Citizens Associations Representative

Supervisor Smyth seconded the motion, which carried by unanimous vote.

**CRIMINAL JUSTICE ADVISORY BOARD**

The Board deferred the appointment of the Hunter Mill and Springfield District Representatives to the Criminal Justice Advisory Board.

**CONFIRMATIONS:**

Supervisor Hyland moved the confirmation of the following appointments to the Community Action Advisory Board:

- Mr. Dennis Fee as the Juvenile and Domestic Relations District Court Representative
- Mr. Derwin Overton as the Opportunities, Alternatives & Resources (OAR) of Fairfax Representative
- Mr. Todd Petit as the Office of the Public Defender Representative

Supervisor Bulova seconded the motion, which carried by unanimous vote.

**DULLES RAIL TRANSPORTATION IMPROVEMENT DISTRICT ADVISORY BOARD, PHASE I**

Supervisor Smyth moved the following reappointments to the Dulles Rail Transportation Improvement District Advisory Board, Phase I:

- Mr. Mark Foerster as the At-Large #4 Representative
- Mr. Gerald Halpin as the At-Large #5 Representative



- Mr. Michael Cooper as the At-Large #6 Representative

This motion, the second to which was indistinguishable, carried by a unanimous vote.

### **ENGINEERING STANDARDS REVIEW COMMITTEE**

Chairman Connolly moved the reappointment of Mr. Robert Norwood as the Citizen #1 Representative to the Engineering Standards Review Committee. Supervisor Hyland seconded the motion, which carried by unanimous vote.

Supervisor Hudgins moved the reappointment of Mr. Paul Noursi as the Citizen #3 Representative to the Engineering Standards Review Committee. Chairman Connolly seconded the motion, which carried by unanimous vote.

The Board deferred the appointment of the Citizen #2 Representative to the Engineering Standards Review Committee.

### **CONFIRMATIONS:**

Supervisor Bulova moved the confirmation of the following appointments to the Engineering Standards Review Committee:

- Mr. Bruce Titus as the Fairfax Bar Association Representative
- Mr. Doug Palatt as the Heavy Construction Contractors Association of Northern Virginia Representative
- Mr. Kevin Nelson as the Virginia Department of Transportation Representative
- Mr. Theodore Britt as the Virginia Society of Professional Engineers Representative
- Mr. Robert Scheller as the Washington Area Council of Engineering Laboratories, Incorporated Representative

Supervisor Hyland seconded the motion, which carried by unanimous vote.

### **FAIRFAX AREA DISABILITY SERVICES BOARD**

The Board deferred the appointments of the Hunter Mill and Providence District Representatives to the Fairfax Area Disability Services Board.

**FAIRFAX COMMUNITY LONG TERM CARE COORDINATING COUNCIL****CONFIRMATION:**

Supervisor Hyland moved the confirmation of the following appointment to the Fairfax Community Long Term Care Coordinating Council:

- Ms. Barbara Watts as a Business/Corporation Representative

Supervisor Hudgins seconded the motion, which carried by unanimous vote.

**FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD**

Supervisor DuBois provided notice of her intent to nominate Ms. Jean McNeal as the Dranesville District Representative for appointment to the Fairfax-Falls Church Community Services Board at the next Board meeting.

**HISTORY COMMISSION**

The Board deferred the appointment of the At-Large #1 Representative to the History Commission.

**INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE****CONFIRMATIONS:**

Supervisor Bulova moved the confirmation of the following reappointments to the Information Technology Policy Advisory Committee:

- Mr. Thomas Haser as the Fairfax Chamber of Commerce Representative
- Mr. Thomas Mukai as the Federation of Citizens Associations Representative

Supervisor McConnell seconded the motion, which carried by unanimous vote.

**JUVENILE AND DOMESTIC RELATIONS COURT CITIZENS ADVISORY COUNCIL**

The Board deferred the appointment of the Providence District Representative to the Juvenile and Domestic Relations Court Citizens Advisory Council.

**NORTHERN VIRGINIA COMMUNITY COLLEGE BOARD**

The Board deferred the appointment of the Fairfax County #2 Representative to the Northern Virginia Community College Board.

**OVERSIGHT COMMITTEE ON DRINKING AND DRIVING**

The Board deferred the appointments of the Braddock, Mason, and Providence District Representatives to the Oversight Committee on Drinking and Driving.

**ROAD VIEWERS BOARD**

The Board deferred the appointment of the At-Large #4 Representative to the Road Viewers Board.

**SOUTHGATE COMMUNITY CENTER ADVISORY COUNCIL**

Supervisor Hudgins moved the following reappointments to the Southgate Community Center Advisory Council:

- Ms. Janet Bradshaw as the Fairfax County #1 Representative
- Mr. Roosevelt Calbert as the Fairfax County #3 Representative
- Mr. Bob Dim as the Fairfax County #5 Representative
- Miss Petheree Norman as the Fairfax County #9 (Youth) Representative
- Ms. Ella Lee as the Reston Association #2 Representative
- Mr. John Lovaas as the Reston Association #3 Representative

Supervisor Kauffman seconded the motion, which carried by unanimous vote.

The Board deferred the appointments of the Fairfax County #6 and the Reston Association #4 Representatives to the Southgate Community Center Advisory Council.

**TENANT LANDLORD COMMISSION**

Chairman Connolly moved the appointment of Mr. Andrew Chelena as the Tenant Member #1 Representative to the Tenant Landlord Commission. Supervisor Gross seconded the motion, which carried by unanimous vote.

The Board deferred the appointment of the Landlord Member #1 Representative to the Tenant Landlord Commission.

**TRAILS AND SIDEWALKS COMMITTEE**

The Board deferred the appointment of the Sully District Representative to the Trails and Sidewalks Committee.

**TRANSPORTATION ADVISORY COMMISSION**

The Board deferred the appointments of the Hunter Mill and Providence District Representatives to the Transportation Advisory Commission.

**UNIFORMED RETIREMENT SYSTEM**

The Board deferred the appointment of the Citizen #2 Representative to the Uniformed Retirement System.

**AD HOC COMMITTEES****LAND USE INFORMATION ACCESSIBILITY ADVISORY GROUP****CONFIRMATIONS:**

Supervisor Bulova moved the confirmation of the following appointments to the Land Use Information Accessibility Advisory Group:

- Ms. Anne Kanter as the Information Technology Policy Advisory Committee (ITPAC) Representative
- Ms. Allison Anderson as the Environmental Quality Advisory Council (EQAC) Representative

Supervisor McConnell seconded the motion, which carried by unanimous vote.

**TYSONS CORNER TRANSPORTATION AND URBAN DESIGN STUDY COORDINATING COMMITTEE**

The Board deferred the appointment of the Sully District Representative to the Tysons Corner Transportation and Urban Design Study Coordinating Committee.

Chairman Connolly noted that the Chair of the Tysons Corner Transportation and Urban Design Study Coordinating Committee was currently vacant and that the Board had the responsibility of appointing the Chair. Therefore, he moved the appointment of the Honorable James M. Scott, Countywide #3 Representative, as the interim Chair to the Tysons Corner Transportation and Urban Design Study Coordinating Committee. Supervisor McConnell and Supervisor Smyth jointly seconded the motion, which carried by unanimous vote.

DET:det

14. **ADMINISTRATIVE ITEMS** (12:23 p.m.)

Supervisor Gross moved approval of the Administrative Items. Supervisor Smyth seconded the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting "AYE."

**ADMIN 1 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A SPOT BLIGHT ABATEMENT ORDINANCE FOR 7343 HOOES ROAD (LEE DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **May 15, 2006, at 4 p.m.** to consider adoption of a Spot Blight Abatement Ordinance for 7343 Hooes Road, Springfield, VA, 22150 [Tax Map Number 090-3-((01))-0023].

**ADMIN 2 – AUTHORIZATION FOR THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO ACCEPT GRANT AWARDS FOR THE FISCAL YEAR 2005 HOUSING CHOICE VOUCHER FAMILY SELF SUFFICIENCY PROGRAM AND THE RESIDENT OPPORTUNITIES AND SELF-SUFFICIENCY PUBLIC HOUSING FAMILY SELF-SUFFICIENCY PROGRAM**

Authorized FCRHA to accept \$63,000 for the Housing Choice Voucher Family Self-Sufficiency program and \$63,000 for the Resident Opportunities and Self-Sufficiency Public Housing Family Self-Sufficiency program from the US Department of Housing and Urban Development's Super Notice of Funding Availability.

**ADMIN 3 – AUTHORIZATION FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO APPLY FOR AND ACCEPT SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION (SAMHSA) FUNDS FOR MENTAL HEALTH AND ALCOHOL AND DRUG TREATMENT TO HOMELESS PERSONS**

Authorized the Fairfax-Falls Church CSB to apply for and accept SAMHSA funds of \$400,000 annually for five years. If awarded, this grant will provide funds to develop an Assertive Community Treatment Team which will expand outreach, case management, and treatment services for homeless clients with severe mental illness and substance use disorders.

**ADMIN 4 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING FOR THE CREATION/ENLARGEMENT/DE-CREATION/ RE-CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE/RECYCLING AND/OR LEAF COLLECTION SERVICES (DRANESVILLE, MASON, PROVIDENCE, AND MOUNT VERNON DISTRICTS)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **May 1, 2006, at 4:30 p.m.** to consider the following changes to small and local sanitary districts for refuse, recycling and/or leaf collection services in accordance with the Board's adopted criteria for Creation/Enlargement/Withdrawal of Small or Local Sanitary Districts.

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>	<u>Recommendation</u>
Local District 1A21 Within Small District 1 Within Dranesville District (Elizabeth Drive)	Enlarge 21 Units	Refuse, Recycling, and Leaf	Approve
Small District 7 Within Dranesville District (Hilltop Place)	Enlarge 20 Units	Refuse, Recycling, and Leaf	Approve
Local District 1A11 Within Small District 1 Within Dranesville District (Oak Lane)	Enlarge 24 Units	Refuse, Recycling, and Leaf	Approve
Small District 4 Within Mason District (6475 Overlook Drive)	Enlarge 1 Unit	Refuse, Recycling, and Leaf	Approve
Small District 1 Within Mason District (Seven Oaks)	De-Create/ Re-Create 47 Units	Refuse, Recycling, and Leaf	Approve
Small District 11 Within Mason District (Seven Oaks)	Create 47 Units	Refuse and Recycling	Approve
Small District 11 Within Providence District (8028 Idylwood Road)	Enlarge 1 Unit	Refuse and Recycling	Approve

<u>Sanitary District</u>	<u>Action</u>	<u>Service</u>	<u>Recommendation</u>
Local District 1B Within Small District 1 Within Mount Vernon District (Custis Street)	Enlarge 23 Units	Refuse, Recycling, and Leaf	Approve

**ADMIN 5 – RESOLUTION TO INSTALL A “WATCH FOR CHILDREN” SIGN ON HIDDEN CREEK DRIVE AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (R-TAP) (DRANESVILLE DISTRICT)**

- (R)
- Adopted the Resolution endorsing the installation of a “Watch for Children” sign on Hidden Creek Drive (Dranesville District) as part of the R-TAP.
  - Directed staff to request the Virginia Department of Transportation to install the necessary sign at the earliest possible date.

**ADMIN 6 – INSTALLATION OF A MULTI-WAY STOP AT LITTLETON STREET AND ELIZABETH LANE AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (R-TAP) (BRADDOCK DISTRICT)**

- Endorsed the installation of a multi-way stop at Littleton Street and Elizabeth Lane (Braddock District) as part of R-TAP.
- Directed staff to request the Virginia Department of Transportation to install the necessary signs at the earliest possible date.

**ADMIN 7 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 2002-SU-039, DENNIS AND KAREN HOGGE (SULLY DISTRICT)**

- (AT)
- Approved the request for 18 months of additional time to commence construction for Special Exception Application SE 2002-SU-039 to August 4, 2007, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

**ADMIN 8 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE REVISED FALLS CHURCH/JAMES LEE/SOUTHGATE NEIGHBORHOOD IMPROVEMENT PROGRAM AND CONSERVATION PLAN (PROVIDENCE DISTRICT)**

- (A)
- Authorized the advertisement of a public hearing to be held before the Board on **May 1, 2006, at 4:30 p.m.** to consider the revised and updated Falls Church/James Lee/Southgate Neighborhood Improvement Program and Conservation Plan.

15. **A-1 – AUTHORIZATION TO EXECUTE A PROJECT AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TO ADMINISTER COUNTYWIDE PEDESTRIAN, SAFETY, AND ACCESS IMPROVEMENTS** (12:24 p.m.)

On motion of Supervisor Bulova, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized execution of a project agreement, in substantial form, between VDOT and the County for the use of Secondary Road Funds allocated for Traffic Services/Pedestrian Improvements to administer Countywide pedestrian, safety, and access improvements. The estimated total project cost for the pedestrian improvements is \$1,250,825, which is funded by Secondary Road Funds allocated for Traffic Services/Pedestrian Improvements. No local cash match is required.

16. **A-2 – LEASE AGREEMENT BETWEEN THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) AND THE COUNTY FOR THE SPRINGFIELD CONNECTOR STORE (LEE DISTRICT)** (12:24 p.m.)

On motion of Supervisor Kauffman, seconded by Supervisor McConnell, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved a lease agreement to be executed between the County and WMATA to open and operate a Connector store within the Franconia-Springfield Metrorail Station.

17. **A-3 – AUTHORIZATION TO REALLOCATE AND AUTHORIZE DISBURSEMENT OF TIER ONE PREDEVELOPMENT FUNDS FROM THE AFFORDABLE HOUSING PARTNERSHIP PROGRAM FUND OF THE HOUSING TRUST FUND AS A LOAN TO AHC, INCORPORATED, FOR THE PROPOSED ACQUISITION OF UNITS AT THE SUNSET PARK APARTMENTS (MASON DISTRICT)** (12:24 p.m.)

On motion of Supervisor Gross, seconded by Supervisor Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved reallocation of funding in the amount of up to \$40,000 from the Affordable Housing Partnership Program within Fund 144, Housing Trust Fund, from Project 014013, Tier One Predevelopment Project to Project 014240, Sunset Park Apartments.

18. **A-4 – AWARD OF FUNDING AND APPROVAL OF REALLOCATIONS WITHIN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) TO HOMESTRETCH, INCORPORATED (PROVIDENCE AND SULLY DISTRICTS)** (12:25 p.m.)

Supervisor Smyth moved that the Board concur in the recommendation of staff and approve an award of up to \$875,000 to Homestretch, Incorporated, and reallocation of up to \$875,000 within Fund 142, CDBG. Supervisor Gross seconded the motion.



Supervisor Frey stated that while he would support this, he would defer judgment on the Sully projects as he had not had the opportunity to talk to Homestretch about those projects.

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

19. **I-1 – CONSOLIDATED PLAN CERTIFICATION FOR THE PUBLIC HOUSING AND HOUSING CHOICE VOUCHER ANNUAL PLAN UPDATE FOR FISCAL YEAR (FY) 2007 OF THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA)** (12:26 p.m.)

The Board next considered an item contained in the Board Agenda dated March 27, 2006, requesting authorization for the County Executive to sign the Consolidated Plan certification and provide it to the FCRHA for inclusion in the Public Housing and Housing Choice Voucher Annual Plan Update for FY 2007 submitted to the US Department of Housing and Urban Development.

The staff was directed administratively to proceed as proposed.

20. **I-2 – 2005 VIRGINIA POLLUTANT DISCHARGE ELIMINATION SYSTEM (VPDES) PERMIT ANNUAL REPORT** (12:26 p.m.)

The Board next considered an item contained in the Board Agenda dated March 27, 2006, requesting authorization for staff to forward the 2005 VPDES Permit Annual Report and the 2005 Fairfax County Stormwater Status Report on the Municipal Separate Storm Sewer System for Fairfax County with appendices to the Department of Conservation and Recreation.

Supervisor Smyth noted that a picture of her office parking lot and the accompanying rain garden was on the cover of the report.

The staff was directed administratively to proceed as proposed.

21. **I-3 – QUARTERLY STATUS REPORT ON THE BOARD'S FOUR-YEAR TRANSPORTATION PROGRAM AND OTHER SELECTED PROJECTS** (12:26 p.m.)

The Board next considered an item contained in the Board Agenda dated March 27, 2006, regarding the quarterly status report on the Board's Four-Year Transportation Program and other selected projects.

Supervisor Kauffman asked unanimous consent that the Board direct staff to provide direction in getting the South King's Highway/Harrison Lane project back on schedule. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

(NOTE: Later in the meeting, additional action was taken on this item. See Clerk's Summary Item #24.)

22. **I-4 – CONTRACT AWARD – ROADWAY IMPROVEMENT DESIGN SERVICES TASK ORDER CONTRACTS** (12:27 p.m.)

The Board next considered an item contained in the Board Agenda dated March 27, 2006, requesting authorization for staff to award a contract to the following engineering consultant firms in the amount of \$1 million per year, with individual task orders limited to a maximum of \$200,000 for various County transportation projects which are not being designed by County staff. The contracts will be renewable for two additional years.

- Parsons Transportation Group, Incorporated
- Rinker Design Associates, PC
- Volkert and Associates, Incorporated

The staff was directed administratively to proceed as proposed.

23. **I-5 – CONTRACT AWARD – SEPTIC WASTEWATER MANAGEMENT AUTHORITY CONSULTANT SERVICES** (12:27 p.m.)

The Board next considered an item contained in the Board Agenda dated March 27, 2006, requesting authorization for staff to award a contract to American Water/Applied Water Management in the amount of \$178,000 for Septic Wastewater Management Authority Consultant services for the Fairfax County Health Department.

The staff was directed administratively to proceed as proposed.

24. **ADDITIONAL ACTION REGARDING INFORMATION ITEM I-3 – QUARTERLY STATUS REPORT ON THE BOARD'S FOUR-YEAR TRANSPORTATION PROGRAM AND OTHER SELECTED PROJECTS** (12:27 p.m.)

(Note: Earlier in the meeting, the Board took action regarding I-3. See Clerk's Summary Item #21.)

Chairman Connolly stated that the four-year transportation project remained a work in progress, but that he was very impressed with the progress that was being made. He noted that there were several large projects that need concentration, including some in Sully and Providence Districts as well as the County Parkway, but that significant progress was being made in all other areas.

Chairman Connolly added that the Board would be discussing what will go into the next transportation bond referendum. He encouraged Board Members to discuss potential projects with both himself and Katharine D. Ichter, Director, Department of Transportation, which could be included in the transportation bond referendum. He noted that this was an opportunity to either get certain projects substantially underway, or that it could be the difference between the completion or delay of a project.

### **ADDITIONAL BOARD MATTERS**

NV:nv

25. **ASIAN/PACIFIC AMERICAN HERITAGE MONTH** (12:29 p.m.)

Chairman Connolly noted that each May is recognized across the country as Asian/Pacific American Heritage Month. Accordingly, Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and asked unanimous that the Board proclaim May 2006 as "*Asian/Pacific American Heritage Month*" in Fairfax County and direct staff to invite representatives from the Office of Equity Programs and other appropriate individuals and groups to be recognized with the proclamation at the May 1, 2006, Board meeting. Without objection, it was so ordered.

26. **RECOGNITION OF DR. JAMES COOPER** (12:29 p.m.)

Chairman Connolly reminded the Board that for decades Dr. James Cooper served as a supporter for quality healthcare services throughout the County. From 1988 to 1996 he was a member of the Health Care Advisory Board (HCAB). He has been a strong advocate for providing healthcare for low-income and uninsured residents throughout the County.

Accordingly, Chairman Connolly asked unanimous consent that the Board direct staff to invite Dr. Cooper to appear before the Board at an appropriate time to be recognized with a certificate for his tireless efforts to ensure adequate healthcare to all citizens alike. Without objection, it was so ordered.

27. **GEORGE MASON UNIVERSITY (GMU) PATRIOTS** (12:30 p.m.)

(NOTE: Earlier in the meeting, the Board discussed the success of the GMU men's basketball team. See Clerk's Summary Item #1.)

Chairman Connolly noted that this was a joint Board Matter presented with Supervisor DuBois, Supervisor Frey, Supervisor Hudgins, and Supervisor Kauffman, all alumni of GMU. Chairman Connolly reiterated that everyone saw the GMU Patriots continue their run through the National Collegiate Athletic Association (NCAA) Tournament with victories over Wichita State University and the University of Connecticut this past weekend. He said that many people are lauding GMU for being such an amazing underdog story, but he noted that GMU was ranked in the top 25 this season. The team was co-champion of the

Colonial Athletic Association (CAA) and made it to the semi-finals of the CAA Tournament. In the NCAA Tournament, GMU beat a #7 seed, one of last year's final four teams, the defending national champions, and a #1 seed. GMU is now in the Final Four. Rather than being the accomplishments of an underdog, Chairman Connolly asserted that the GMU Patriots are a great basketball team.

Accordingly, Chairman Connolly asked unanimous consent that the Board direct staff to invite the GMU Patriots to appear before the Board at a future date to recognize them for their accomplishments that have proven their prowess and created so much excitement for the community. Without objection, it was so ordered.

Following discussion regarding the school schedule, Chairman Connolly asked unanimous consent that the Board direct staff to schedule the appearance accordingly and include Alan Merten, GMU President, as well as the coach. Without objection, it was so ordered.

28. **LETTER FROM THE FAIRFAX AREA COMMISSION ON AGING REGARDING ACCESS ISSUES** (12:32 p.m.)

(BACs) Chairman Connolly distributed copies of a letter he received from the chairman of the Fairfax Area Commission on Aging regarding access issues raised by the Fairfax Area Disability Services Board in response to the Dulles Corridor Metrorail Project. He commended it to the Board.

29. **MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE COMMONWEALTH OF VIRGINIA AND THE METROPOLITAN WASHINGTON AIRPORTS AUTHORITY (MWAA) CONCERNING THE DULLES CORRIDOR METRORAIL PROJECT AND DULLES TOLL ROAD** (12:32 p.m.)

Chairman Connolly circulated copies of a MOU that was announced this morning in Richmond by the Commonwealth Secretary of Transportation, Pierce R. Homer. Chairman Connolly expressed his disappointment in the failure of the Secretary of Transportation to acknowledge the need for an advisory mechanism between the local government, Fairfax and Loudoun Counties, and MWAA to proceed with this promising proposal. The proposal does allow for the completion of Phase II much more quickly, and it addresses funding issues.

Chairman Connolly noted that the Board approved the proposal in principal at its previous meeting with the stipulation for the inclusion of an advisory mechanism with respect to the construction of the project and the management of the Dulles Toll Access Road.

Accordingly, Chairman Connolly moved that the Board express its pleasure with the development of this novel idea, but also its deep displeasure with the fact that the interests of County citizens have not been respected and urge the Secretary to amend the MOU to insist that MWAA work with local governments to develop an advisory mechanism.

Following discussion regarding MWAA, Chairman Connolly amended his motion to direct staff to draft a letter to send to both MWAA and to Secretary Pierce R. Homer expressing the Board's disappointment and insistence that the aforementioned advisory mechanism be created. Supervisor Hyland seconded the motion.

Discussion ensued regarding the motion and the MOU.

With reference to item number seven of the MOU, Supervisor Hudgins asked unanimous consent that the Board direct staff to provide clear details of the role related to the Record of Decision of the Federal Transit Administration. Following input from Anthony H. Griffin, County Executive, without objection, it was so ordered.

Following further discussion regarding providing input, additional MOUs between the parties, and an extension of the regional rail system, with input from Mr. Griffin, the question was called on the motion, which carried by unanimous vote.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

(NOTE: Later in the meeting, the Board revisited the Rail to Dulles issue. See Clerk's Summary Item #48.)

30. **CONGRATULATIONS TO MASON DISTRICT SUPERVISOR GROSS**  
(12:44 p.m.)

Supervisor Hyland congratulated Supervisor Gross for becoming the new chair of the Local Government Advisory Committee to the Chesapeake Bay.

31. **PRINCE WILLIAM COUNTY'S PARKING REGULATIONS** (12:44 p.m.)

Supervisor Hyland noted that Prince William County recently took action on a regional basis within that county for the parking of trailers and boats. He said that County citizens often comment about a seemingly piecemeal approach to the issue.

Accordingly, Supervisor Hyland asked unanimous consent that the Board direct staff to review and report on the recent Prince William County action.

Supervisor McConnell noted that she previously requested information regarding using County property for parking boats and trailers, but had not yet received an answer. She asked unanimous consent that the Board provide that information.

Without objection, the requests were so ordered.

32. **PROPOSED SUPERVISED VISITATION AND EXCHANGE PROGRAM**  
(12:45 p.m.)

(BACs) Supervisor Hudgins stated that in 2005 there were 5,365 petitions regarding child custody and visitation filed in court. Every year a significant fraction return to court on contempt of court orders regarding visitation because there is little support in the community for successful visitation. She learned that there are only two known local supervised visitation programs in the Washington metropolitan area: the "Safe Haven Program" Child Transfer Center and Supervised Child Access Center at a church in Fairfax, open only on specific days and times; and the Family Bridge, Supervised Visitation Services in Silver Spring, Maryland.

Supervisor Hudgins said that across from the library and shared with the Reston District Police Station (both desired access places) from her office, she has witnessed the exchange of a child on too many occasions. After witnessing such transfers and meeting with concerned parents, she met with staff from the Department of Family Services (DFS), the Department of Systems Management for Human Services (DSMHS), and the Juvenile and Domestic Relations Court (JDRC) in December 2005 about the concept of a supervised visitation program in the County.

Supervisor Hudgins reported that in January the Fairfax County Permanent Planning Forum heard a presentation on this issue and endorsed the need for such a center. This forum, sponsored by DFS and JDRC, consists of JDRC judges, a circuit court judge, and DSMHS, in addition to other representatives.

Accordingly, Supervisor Hudgins moved that the Board direct staff to develop a task force to include court staff, judges, attorneys, child welfare staff, law enforcement agency staff, victim advocates, and other community leaders. The purpose of this group will be to research and make recommendations regarding a center to support families who are in need of a site and other support services to assure healthy and successful visitation for children and their families, and report their findings to the Board.

Chairman Connolly restated the motion as creating a task force and directing staff to report with a recommendation on its composition and some specificity to enable the Board to make appointments.

Following additional comments regarding this issue, Chairman Connolly seconded the motion, which carried by unanimous vote.

33. **VIENNA TOWN GREEN PROJECT (HUNTER MILL DISTRICT)**  
(12:49 p.m.)

Supervisor Hudgins stated that she received a letter from the Town of Vienna regarding the Vienna Town Green project. The town is preparing to start demolition and will be submitting the plans and applications for this project requiring a building permit and subsequent inspections by the County. The cost is

estimated at \$2,000. The town is seeking a waiver of these fees, as has been done in the past.

Accordingly, Supervisor Hudgins moved that the Board direct staff to waive all County building and inspection fees applicable to the Vienna Town Green Project – Demolition and Construction, approximately \$2000, and so notify the Town of Vienna.

Following input from David P. Bobzien, County Attorney, who stated that this action was permissible, Chairman Connolly seconded the motion, which carried by unanimous vote.

34. **RESTON INCUBATOR AWARD WINNER (HUNTER MILL DISTRICT)**  
(12:50 p.m.)

Supervisor Hudgins announced that the most recent graduate of the Greater Reston Chamber of Commerce Incubator, Technik, Incorporated, has been awarded the Virginia Business Incubator Association's (VBIA) Donna Noble Incubator Client Award. This award is presented annually by the VBIA to recognize exemplary clients who have been in an incubator program for a minimum of one year.

Accordingly, Supervisor Hudgins asked unanimous consent that the Board direct staff to prepare a certificate of recognition to recognize the Donna Nobel Award winner, Technik, Incorporated, for presentation at an event on April 18. Without objection, it was so ordered.

35. **VIENNA COMMUNITY CENTER TURNS 40 (HUNTER MILL DISTRICT)** (12:51 p.m.)

Supervisor Hudgins announced that the Town of Vienna will celebrate the fortieth anniversary of the Vienna Community Center on Saturday, April 15. Many of the original supporters will be recognized at the event.

Accordingly, Supervisor Hudgins asked unanimous consent that the Board direct staff to prepare a certificate of recognition to recognize the fortieth anniversary of the Vienna Community Center for presentation at an event on Saturday, April 15. Without objection, it was so ordered.

36. **RENT SUBSIDY/TENANT ASSISTANCE PROGRAM (TAP)** (12:51 p.m.)

Supervisor Hudgins said that in September 1990, the County adopted the TAP, which was implemented to work in conjunction with the Federal Section 8 program. TAP was terminated in Fiscal Year 1997.

Supervisor Hudgins noted that Arlington County currently has a program called a rental assistance program that serves working families, and elderly and disabled persons, and she shared a chart that recognizes the subsidized income levels.

Accordingly, she asked unanimous consent that the Board direct staff to answer the following budget questions:

- What is the number of County individuals who are currently at 50 percent of the Area Median Income (AMI) that can be served by a rental subsidy program targeted at lifting those who are eligible from 50 to 60 percent, or 70 percent of AMI?
- What would be the anticipated costs to the County?

Without objection, it was so ordered.

37. **BUDGET CONSIDERATION ITEMS** (12:53 p.m.)

Supervisor Hudgins asked unanimous consent that the Board direct staff to add the following Consideration Items for the Fiscal Year 2007 Budget:

- Affordable Housing, to increase to 2 cents the amount of the dedicated real estate tax to affordable housing, net \$21.9 million.
- Reston Initiative Community Building, as described in the handout entitled "Building Community Participation in Communities in and Around Southgate Community Center," \$90,000 (for one limited term position).
- Community Services Board (CSB) – Leadership and Resiliency Program – Prevention Services and the Student Assistance Program – Early Intervention, as described in a folder distributed at the Budget Committee meeting of March 20, 2006, \$2.45 million total for two CSB Prevention programs: \$135,000 for each school.
- Housing and Community Development – Revitalization Team, two S-25 positions, budgeted at the midpoint plus benefits, \$164,174.

Supervisor Hudgins noted her understanding that Schools Superintendent Jack Dale instructed his staff to identify money from the existing school budget to reallocate to the CSB programs. The Schools Division has doubled its contribution to the CSB programs (from \$50,000 to \$100,000 annually) contingent on Board funding of the proposed expansion.

Without objection, the request was so ordered.

Supervisor Frey asked unanimous consent that the Board direct staff to provide additional information regarding the Leadership and Resiliency Program including a comparison of outsourcing versus providing the service in-house. Without objection, it was so ordered.



38. **EARTH DAY/ARBOR DAY** (12:54 p.m.)

Supervisor Bulova announced with pleasure this year's Earth Day/Arbor Day celebration. This event is the County's official observation of Earth Day and Arbor Day. It is being held at the Annandale Campus of Northern Virginia Community College on Saturday, April 29, 2006, from 11 a.m. to 4 p.m. Earth Day/Arbor Day is sponsored by Fairfax Recycling, Clean Fairfax Council, Northern Virginia Community College, and the County. The events have been planned with something of interest for all age groups. The festivities will include numerous activities, demonstrations, and exhibits, as well as an award program from 1 to 2 p.m.

Supervisor Bulova expressed the hope that Board Members will join in celebrating this year's Earth Day/Arbor Day celebration. She asked unanimous consent that the Board direct:

- Appropriate County staff to assist the Earth Day/Arbor Day Committee with the planning of this event, where County involvement is needed.
- The Office of Public Affairs to draft a press release for this event and to provide the committee with a proclamation declaring April 29, 2006, as "*Fairfax County Earth Day and Arbor Day Celebration.*" Following the event, Certificates of Recognition should be prepared to thank the sponsors of the event so that they can appear before the Board to be acknowledged.

Without objection, it was so ordered.

39. **COMMUNITY ASSOCIATION WORKSHOP (BRADDOCK DISTRICT)**  
(12:56 p.m.)

Supervisor Bulova announced that her office, along with the Braddock District Council of Community Associations, will be hosting a community association workshop on Wednesday, March 29 starting at 6 p.m. She noted that the event will include a number of speakers including County staff on such topics as stormwater facilities, engaging a diverse community, and responsibilities regarding other neighborhood amenities such as pools and tennis courts. She asked unanimous consent that the Board direct the Office of Public Affairs to publicize this free event for community association leadership. Without objection, it was so ordered.

Supervisor Bulova noted that participants should respond to her office in advance of the event at 703-425-9300 to indicate their intent to attend to ensure enough supplies.

40. **OAKTON LIBRARY (PROVIDENCE DISTRICT)** (12:58 p.m.)

Supervisor Smyth reminded the Board that at its last meeting, she presented a Board Matter regarding the groundbreaking for the Oakton Community Library, the first library in the Providence District. Since there has been an outpouring of support for this library and the groundbreaking ceremony, she recognized three additional groups for their participation and generosity.

Supervisor Smyth said that the Fairfax Coalition of Police is a charter member of the "Book Em Foundation." The mission of the Book Em Foundation is to raise awareness of the link between high illiteracy rates and high crime rates, to increase literacy rates. Additionally, the Fairfax Coalition of Police is making a gift of a complete set of The Bluford Series to the Oakton Library.

Supervisor Smyth noted that the Sheriff's Community Labor Force provided invaluable support in the effort to prepare the site and the surrounding areas for the groundbreaking ceremony. It cleaned a large amount of construction type debris from the site itself and litter from Hunter Mill Road.

Supervisor Smyth said that the Facilities Management Department (FMD) is providing the services to level and otherwise prepare the ground at the site for people to have a place to stand and view the ceremony. Without the daily support of the FMD, the County could not function.

To recognize the positive contributions of the Fairfax Coalition of Police, the Sheriff's Community Labor Force representatives, and FMD, Supervisor Smyth asked unanimous consent that the Board direct staff to invite these individuals to appear before the Board on April 3, 2006, to join the other individuals appearing before the Board that day, for their participation in the Oakton Community Library and the groundbreaking ceremony and to formally commemorate these contributions. Without objection, it was so ordered.

41. **WAIVER OF FEES FOR FLINT HILL CEMETERY (PROVIDENCE DISTRICT)** (12:59 p.m.)

Supervisor Smyth reminded the Board that the Flint Hill Cemetery on Chain Bridge Road has been in use and has been operated by volunteers since the early 1800s. The Flint Hill Cemetery provides services to the public as a nonprofit organization that is otherwise provided by the government in some other jurisdictions. The Flint Hill Cemetery may have to pay fees to the County for a special permit for expanding its use onto adjacent property that it already owns. The Flint Hill Cemetery seeks a waiver of such fees.

To assist the Flint Hill Cemetery, Supervisor Smyth moved that the Board waive any fees associated with a special permit application for expanding the use of the cemetery on its own property. She noted that this motion does not otherwise relieve the Flint Hill Cemetery from compliance with the provisions of all

applicable ordinances, regulations, and adopted standards and does not prejudice in any way the consideration the special permit application. Chairman Connolly seconded the motion, which carried by unanimous vote.

42. **CONCURRENT PROCESSING OF PROFFERED CONDITION AMENDMENT APPLICATION PCA 2004-PR-024 (WILLIAM GIERY) (PROVIDENCE DISTRICT)** (1 p.m.)

Supervisor Smyth stated that the applicant for Proffered Condition Amendment Application PCA 2004-PR-024 requested that he be permitted to submit his site plan for concurrent review by the Department of Public Works and Environmental Services. The applicant assured her that he fully understands that he may run the risk of potentially having to redesign and resubmit a new site plan if substantial design changes occur during the review process.

To that end, and with the applicant's full understanding of the risks associated with concurrent site plan processing, Supervisor Smyth moved that the Board approve concurrent processing of the site plan for the pending Proffered Condition Amendment Application PCA 2004-PR-024.

Supervisor Smyth noted that this motion does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, and adopted standards and does not prejudice in any way the consideration of his proffered condition amendment application. Supervisor Bulova seconded the motion, which carried by unanimous vote.

43. **CLARIFICATION OF ADDITIONAL TIME REQUEST FOR SPECIAL EXCEPTION APPLICATION SE 2003-PR-005 (PROVIDENCE DISTRICT)** (1:01 p.m.)

(AT) Supervisor Smyth said that at the Board's meeting on March 13, on her motion the Board approved three months of additional time for Special Exception Application SE 2003-PR-005. Unfortunately, there is some ambiguity as to the new expiration date. She said that her motion was for three additional months from the March 13 Board meeting rather than the original expiration date.

Therefore, Supervisor Smyth moved that the Board direct staff to process the documentation for Special Exception Application SE 2003-PR-005 with a new expiration date of June 13, 2006. Supervisor Bulova seconded the motion, which carried by unanimous vote.

44. **ENVIRONMENTAL WORKSHOP (PROVIDENCE DISTRICT)** (1:02 p.m.)

Supervisor Smyth reminded the Board that she will be holding an environmental workshop on Saturday, April 1.

**DS:ds**45. **MASON MATTERS** (1:02 p.m.)

Supervisor Gross distributed to Board Members a copy of her Spring 2006 Newsletter *Mason Matters*. She noted that the newsletter included the Spotlight by Starlight summer concert schedule for the Mason District Park amphitheatre which starts in June.

46. **REAL ESTATE TAX ASSESSMENT QUESTIONS** (1:03 p.m.)

Supervisor Gross said that she has been hearing from her constituents, young and old, about skyrocketing assessments and demands to "do something about it." Under current law, there are very few options available to the County to provide taxpayer relief other than a reduction in the tax rate, which the County is committed to doing. However, she said it may be appropriate to take another look and explore options that could provide additional relief in the coming years.

Therefore, Supervisor Gross asked unanimous consent that the Board direct staff to review the following, and other options for mitigating real estate assessment increases, and report to the Board:

- Request the Virginia General Assembly to revisit the assessment formula process. Are there new approaches or formulae that would provide a fair and rational assessment of property that would maintain investment in the County? Can the County develop a means where fair market value becomes a smaller factor in the overall formula to determine current assessments? Those selling their homes in the current market reap the benefit of over-inflated house prices, while those who remain in their homes carry the burden of double-digit increases.
- Can the County institute a Homestead Exemption without General Assembly action? If so, what would the financial implications be for the County's revenue stream? What criteria would be appropriate?
- Many years ago, the County had a program that senior citizens could defer payment of real estate taxes until the home was sold. Not many people took advantage of the program, for a variety of reasons, but it may be appropriate to review such a program again.
- Extend the deadline for appeals. Extending the deadline by a few weeks would help those who are still struggling to understand their assessments and decide whether to file an appeal.

- Put the algorithms and other formulae used to determine assessments on the County website. Perhaps even a "calculator" could be included, similar to financial institutions calculators used for loan applications online.

Discussion ensued, with input from Anthony H. Griffin, County Executive, regarding the deadline for appeals, which is currently March 31.

Supervisor Gross moved that the Board direct staff to extend the appeals process deadline to April 30. Chairman Connolly seconded the motion.

Supervisor McConnell asked to amend the motion to direct staff to report with information regarding whether the General Assembly could allow a tax relief, in cases where "McMansions" are built next to existing homes that were built 40 or more years prior, so that their home appreciation is not unduly affected. This was accepted.

Supervisor Smyth asked to amend the motion to direct staff to report with information regarding whether homes assessed more than a certain percentage could be flagged for an automatic review and/or appeal. This was accepted.

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

47. **BUDGET QUESTIONS** (1:09 p.m.)

Supervisor Gross said that unfunded mandates, both State and Federal, create a substantial impact on the County's budget. Therefore, Supervisor Gross asked unanimous consent that the Board direct staff to provide the following:

- A list of all mandates in both State and Federal categories, and the amount of funds provided to the County as well as the school system to implement them. How much is raised from the real estate property tax to make up the shortfall in meeting the mandates?
- How much is the total increase in Federal and State mandates on both the County side and the school side in the past five fiscal years? Provide the information in a chart form, for both State and Federal categories and in total. Also, provide the impact on reducing the real estate tax rate if these mandates were fully funded by Congress and the General Assembly.

48. **RAIL TO DULLES** (1:10 p.m.)

(NOTE: Earlier in the meeting, the Board took action regarding the Dulles Corridor Metrorail Project. See Clerk's Summary Item #29.)

Supervisor McConnell said that the County is about to embark on one of the most expensive transportation projects in the region, Rail to Dulles–Phase I. She said contractors will begin to move utilities along the Leesburg Pike corridor laying the groundwork for the enormous construction that will follow. It is her belief that many of the parallel access roads in the Tysons corridor will be impacted by this utility project, which will have a major influence on traffic flow in an already congested area.

Supervisor McConnell said that while dealing with the Virginia Department of Transportation (VDOT) projects of similar size, the Mixing Bowl for example, police personnel cost and equipment cost (both County and State Police) were factored into the project budget to ensure that adequate police patrols were maintained during the various construction phases. Supervisor McConnell said that this played a significant role in assuring minimal impact to motorists in the Springfield corridors.

Supervisor McConnell stated that it is her understanding that VDOT is taking a different approach with the Rail to Dulles Project. VDOT is willing to purchase some equipment, but prefers to pay officers overtime to provide patrol services during the construction phases. With the overwhelming demand for on-duty and off-duty police services, she believes it prudent to rely on the availability of these forces to monitor traffic through the corridor. She said dedicated police personnel, as with the Mixing Bowl Project, is the only way to provide adequate police patrol service in the Tysons corridor. Anything short of this service could affect the economic vitality of this region.

Therefore, Supervisor McConnell asked unanimous consent that:

- The Board direct staff to transmit a letter to Pierce Homer, Secretary, Virginia Department of Transportation, requesting \$1.7 million for eight additional motorcycle officers and related equipment to provide this service. These costs should be absorbed by VDOT through the project, ultimately resulting in a net zero cost to the County.
- Should this request fail, the Board direct staff to include this item as a Fiscal Year 2007 Budget Consideration Item.

Without objection, the request was so ordered.

49. **BUDGET CONSIDERATION ITEM – ENTRY LEVEL POLICE OFFICERS** (1:14 p.m.)

Supervisor McConnell stated that for over a decade, the entry level police officer has been hired at the O17-2 step. This has created a significant disparity with all other pay scales in that police officers are not afforded the same number of step increases as any other County employee. This disparity, when amortized over an employee's career, is very significant. A compensation pay study of comparable agencies for the last two years has shown that this pay scale inequity results in officers not being compensated at a market rate with comparable agencies, especially during the second half of an officer's career.

Therefore, Supervisor McConnell asked unanimous consent that that Board direct staff to include a Fiscal Year (FY) 2007 Budget Consideration Item of \$1.5 million to adjust the pay scale so that an O17-2 step is designated the first step in the O scale for an entry level officer. This adjustment will correct the current inequity. To minimize the fiscal impact on the FY 2007 budget, fourth quarter implementation during the FY 2007 budget cycle on this initiative is requested. Without objection, it was so ordered.

50. **BUDGET CONSIDERATION ITEM – LIDAR (RADAR) GUNS** (1:16 p.m.)

Supervisor McConnell asked unanimous consent that the Board direct staff to include a Fiscal Year 2007 Budget Consideration Item for the purchase of ten additional Lidar (radar) guns. Without objection, it was so ordered.

51. **REQUEST FOR RECOGNITION FOR MR. JIM CHESLEY** (1:16 p.m.)

Supervisor McConnell said that the Board should acknowledge Jim Chesley, Mayor, Town of Clifton, for his devotion and loyalty to the residents of Clifton and the County. His vision to preserve the Town's unique historic character has made some 200 residents proud to call Clifton their home. Mayor Chesley has decided not to run for re-election.

Therefore, Supervisor McConnell moved that the Board direct staff to invite Mr. Chesley to appear before the Board to be recognized for his dedication and commitment to the Town of Clifton and Fairfax County. Chairman Connolly seconded the motion and it carried by unanimous vote.

NV:nv

52. **LIST OF PROPERTIES INCLUDED IN THE STUDY FOR INCLUSION IN THE CENTREVILLE HISTORIC OVERLAY DISTRICT (SULLY DISTRICT)** (1:17 p.m.)

Supervisor Frey stated that on August 2, 2004, the Board supported his motion to examine expansion of the Centreville Historic District which included researching properties proposed for inclusion in the Centreville Historic Overlay District. The

work group has had a considerable number of discussions of the boundaries which resulted in additional properties being added to the study area. He noted that he made motions on February 7, 2005, and May 23, 2005, requesting that additional parcels be included in the study area. He distributed a complete list of all parcels for staff's edification and public awareness.

Accordingly, Supervisor Frey moved that the Board create a study for the complete list of parcels as enumerated in his written Board Matter. Chairman Connolly seconded the motion, which carried by unanimous vote.

53. **STONE ROAD PUBLIC HEARING (SULLY DISTRICT)** (1:19 p.m.)

Supervisor Frey noted that at the March 13 Board meeting, on his motion, the Board deferred the public hearing on the acquisition of certain land rights necessary for the construction of the Stone Road Improvement Project. He noted that he and the Department of Public Works and Environmental Services staff met with the affected property owners over the last two weeks. Most of the issues have now been resolved and the impact area has decreased.

Therefore, Supervisor Frey moved that Board direct staff to reschedule the public hearing for Monday, **May 1, 2006, at 4:30 p.m.** Supervisor Bulova seconded the motion, which carried by unanimous vote.

54. **MR. ANTHONY DORRZAPF WINS ANIMAL RESCUE AWARD** (1:20 p.m.)

Supervisor Frey announced with pleasure that Anthony Dorrzapf, a Fairfax County Animal Control Officer, was the recipient of the 2005 Domestic Animal Rescue Award for saving a dog that had fallen 30 feet and was stranded on a cliff in Great Falls Park. This award was sponsored by the Washington Metropolitan Council of Government's Animal Services Committee, the Humane Society of the United States, the American Humane Association, and the Petco Foundation.

Accordingly, Supervisor Frey asked unanimous consent that the Board direct staff to invite Mr. Dorrzapf to appear before the Board for recognition of this outstanding award. Without objection, it was so ordered.

Supervisor Frey reminded the Board that last year Supervisor Gross received this award in the category of outstanding public official and a brief discussion ensued regarding Mr. Dorrzapf and the collegial nature of the groups at the award ceremony.

A brief light-hearted discussion ensued regarding the issue of deer.

55. **LEE DISTRICT TOWN MEETING** (1:22 p.m.)

Supervisor Kauffman reported on the success of the recent Lee District Town Meeting, and he expressed appreciation to his staff for their hard work involved with the event and to Supervisor Hyland for his attendance.



56. **PARK PROFFER FEE** (1:22 p.m.)

Supervisor Kauffman reminded the Board that the County has a requirement for developers to contribute \$955 per residential unit to the Park Authority when rezoning land to the P District. This fee can be reduced for facilities the developer builds onsite to meet recreational needs of the future residents of their developments. Because of this allowance, there are many times the Park Authority ends up receiving limited funding for improvements to serve surrounding communities.

Supervisor Kauffman said that to make matters more challenging, the current fee of \$955 per unit was established in October of 1997 and has not been updated. Staff has reported in a recent memorandum that the fee is no longer up to date or effective in meeting the recreation needs of new developments.

Accordingly, Supervisor Kauffman moved that the Board direct staff to both update the current fee for Board approval and also examine the way developers use onsite amenities to avoid paying the \$955 fee to determine if the Board needs to make adjustments to this provision. Without objection, it was so ordered.

Chairman Connolly relinquished the Chair to Vice-Chairman Bulova and asked unanimous consent that the Board direct staff to review and update fees on a regular basis for Board approval. Without objection, it was so ordered.

Vice-Chairman Bulova returned the gavel to Chairman Connolly.

Supervisor Smyth asked unanimous consent that the Board direct staff to also review a possible per person, rather than per unit, fee. Without objection, it was so ordered.

57. **BENT WILLOW DRIVE (LEE DISTRICT)** (1:25 p.m.)

Supervisor Kauffman said that a proffered condition amendment will soon be submitted to modify proffers approved with Rezoning Application RZ 82-L-087 that will allow a dedicated public street known as Bent Willow Drive to be converted from a public roadway to a private road maintained by the Willow Creek townhome community. Therefore, the Willow Creek Community Association has asked for the authorization of the Board to include a portion of Bent Willow Drive in the proffered condition amendment application. The community has already submitted a vacation/abandonment application to consider the privatization of the roadway that is under review by the Department of Transportation.

Therefore, Supervisor Kauffman moved that the Board:

- Authorize the inclusion of that portion of Bent Willow Drive in a proffered condition amendment application to be filed by the Willow Creek Community Association in care of Willow Creek

Community Association, Incorporated on property identified as Tax Map 81-4, parcel 33.

- Authorize the County Executive to act as the agent for the Board in connection with such application, if necessary.

Supervisor Kauffman noted for the record that 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, and/or adopted standards. Supervisor Bulova seconded the motion, which carried by unanimous vote.

58. **SPRINGFIELD DAYS (LEE AND SPRINGFIELD DISTRICTS)**  
(1:26 p.m.)

Jointly with Supervisor McConnell, Supervisor Kauffman announced that this year will be the eighteenth annual Springfield Days celebration and parade, running from Thursday, June 1 through Sunday, June 4. He said that each year the celebration sponsored by the Greater Springfield Chamber of Commerce and Fairfax County Park Authority grows bigger and better, and this year is no exception.

Jointly with Supervisor McConnell, Supervisor Kauffman moved that the Board direct staff to prepare a proclamation declaring Springfield Days on June 1, 2, 3, and 4, and invite Nancy-jo Manney, executive director of the Greater Springfield Chamber of Commerce and the Springfield Days Committee, to the May 15 Board meeting to be recognized and to receive the proclamation. Without objection, it was so ordered.

There was a brief inquiry to Merni Fitzgerald, Director, Office of Public Affairs, regarding the May 15 schedule.

59. **DRANESVILLE DISTRICT TOWN MEETING** (1:27 p.m.)

Supervisor DuBois reported a recent successful town meeting.

60. **AUDITOR'S REPORT** (1:27 p.m.)

(BACs) Supervisor DuBois moved that the Board accept the Office of Financial and Programs Auditor's Quarterly Status Report on Operations as of March 21, 2006. Supervisor Bulova seconded the motion.

Following a very brief discussion regarding a lively Audit Committee meeting, and the fact that the auditor functions as an independent "Inspector General," the question was called on the motion, which carried by unanimous vote.

61. **SCHOOL AGE CHILD CARE PROGRAM (SACC)** (1:29 p.m.)

Supervisor DuBois asserted that most Board Members have been hearing from constituents who are unable to enroll their children in the SACC. The current policy is to retrofit each elementary school with two dedicated classrooms for the use of students in the program.

Supervisor DuBois stated that Dranesville District currently has three schools where waiting lists are over 100 students, including one with 170 students in need of services. As more young families require two incomes to afford housing in the County, she expressed her belief that the time has come to review the County's policies. While it may be necessary to have some dedicated SACC space at schools where there is not yet an all day kindergarten program, the program serving students between first and sixth grades should be asked to consider the shared use of other spaces like the gymnasium, cafeteria, and multipurpose rooms to expand the number of students served.

Supervisor DuBois noted that Arlington County has a shared use program which currently serves approximately 2,850 students. Any student who applies for a position by August 1 is guaranteed a space. This program has only two full time staff for each school, and the teachers have contracts for 20-30 hours per week.

Accordingly, Supervisor DuBois asked unanimous consent that the Board request that representatives of SACC and Fairfax County Public Schools be asked to examine benefits and drawbacks of the flexible use of space within elementary schools with a goal of returning to the Board with several schools that could pilot this alternative approach for the 2006-2007 school year. She noted that the Dranesville District representative to the School Board has agreed to facilitate this dialogue with the appropriate school staff. Without objection, it was so ordered.

62. **HERNDON HIGH SCHOOL ROBOTICS TEAM (DRANESVILLE DISTRICT)** (1:30 p.m.)

Supervisor DuBois stated that the Herndon High School Robotics team recently completed its competition season. This year Team 116 competed at Regional events in Richmond, Virginia, and Duluth, Georgia. The competitions are run by the organization FIRST (For Inspiration and Recognition of Science and Technology), which each year produces a new and unique game. The 2006 challenge is known as "Aim High." It is a "3-on-3" game, in which robots shoot foam basketballs into goals positioned seven feet in the air for three points, or into goals on the ground for one point. For more information on FIRST and this year's game, visit <http://www.usfirst.org>.

Supervisor DuBois said that in Richmond, Herndon finished seventeenth out of the 64 teams and produced the highest scoring match of the competition, 99 points. In Georgia, the team was in seventh place out of 45 teams and won the Radio Shack Innovation in Control Award for its innovative control box and

highly effective autonomous mode. In addition, Mike Wherley won the prestigious Woodie Flowers Award for his skilled mentorship of the team. He joins fellow Herndon mentor Dave Lavery as a competitor for the top Woodie Flowers Award, to be announced at the FIRST Robotics Championship in April.

Supervisor DuBois announced that the Herndon High School Vex Challenge team, Team 18, also competed in Georgia. The Vex Challenge is a smaller scale robotics competition, also run by FIRST. At the competition, Team 18 finished second out of 21 teams and brought home an award for its top ranked autonomous program. Team 18 also won the Amaze award for its control simulation rig and back-up robot.

Supervisor DuBois asked unanimous consent that the Board direct staff to invite members of these two teams to appear before the Board to be recognized and to demonstrate what these robots can do. Without objection, it was so ordered.

Chairman Connolly reminded the Board that Chantilly High School also entered a team in the robotics competition.

(NOTE: At the March 13 meeting, the Board directed staff to invite the Chantilly High School team to appear before the Board in recognition of its achievement.)

63. **RECESS/CLOSED SESSION** (1:33 p.m.)

Supervisor Gross moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in Virginia Code Section (§) 2.2-3711 and listed in the agenda for this meeting as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code § 2.2-3711(A) (1).
- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code § 2.2-3711(A) (3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code § 2.2-3711(A) (7).
  1. The Grievance Appeal of Second Lieutenant Daniel L. Pierce (Office of the Sheriff), Fairfax County Civil Service Commission

2. Christopher F. DeCarlo v. Fairfax County (Fx. Co. Board of Building Code Appeals) (Hunter Mill District)
3. The Trustees of the Fairfax Assembly of God Church and Centerpointe Church at Fair Oaks v. County of Fairfax, Virginia, and The Board of Supervisors of Fairfax County, et al., In Chancery No. CH-2005-0004651 (Fx. Co. Cir. Ct.) (Springfield District)
4. Horace Cooper v. Fairfax County Board of Zoning Appeals, At Law No. CL-2005-0007636 (Fx. Co. Cir. Ct.) (Mount Vernon District)
5. William E. Shoup, Fairfax County Zoning Administrator v. Charles S. Cauley, et al., In Chancery No. CH-2004-0191533 (Fx. Co. Cir. Ct.) (Springfield District)
6. William E. Shoup, Fairfax County Zoning Administrator v. Bristow Shopping Center Limited Partnership LLP and Twochez and Company, Inc., In Chancery No. CH-2005-0003363 (Fx. Co. Cir. Ct.), and Bristow Shopping Center v. Board of Zoning Appeals, At Law No. CL-2005-0000109 (Fx. Co. Cir. Ct.) (Braddock District)
7. William E. Shoup, Fairfax County Zoning Administrator v. Omar Zamora and Leodan Alvarado, In Chancery No. CL-2006-0001253 (Fx. Co. Cir. Ct.) (Mason District)
8. William E. Shoup, Fairfax County Zoning Administrator v. John J. Watkins, Jr., and Janie Watkins, In Chancery No. CH-2005-0005082 (Fx. Co. Cir. Ct.) (Dranesville District)
9. Fairfax County Park Authority v. The McCue and McCue Limited Partnership, Case No. CL-2006-0003350 (Fx. Co. Cir. Ct.) (Mount Vernon District)
10. Board of Supervisors of Fairfax County, Virginia v. Jade Westbriar, Inc., et al., At Law No. CL-2005-0006343 (Fx. Co. Cir. Ct.) (Providence District)

11. Board of Supervisors of Fairfax County, Virginia v. Jaco Horse Pen LLC and Hartford Fire Insurance Company, Case No. CL-2006-0003317 (Fx. Co. Cir. Ct.) (Hunter Mill District)

And in addition:

- Zoning Ordinance Section 18-302(4)
- Virginia Code Section 15.2-5704
- Peerless Insurance Company and Excelsior Insurance Company v. County of Fairfax, Virginia, At Law No. CL-2005-0003069
- Master Agreement Between Washington Metropolitan Area Transit Authority and Fairfax County

Supervisor Bulova seconded the motion.

Following input from David P. Bobzien, County Attorney, Chairman Connolly announced that the Board would convene closed session at 2 p.m.

Chairman Connolly announced the Board's intention to defer the following public hearings scheduled for later in the day:

- Special Exception Amendment Application SEA 2004-MA-022
- Proffered Condition Amendment Application PCA 2000-SU-032-2
- Special Exception Amendment Application SEA 84-C-076-08
- Rezoning Application RZ 2004-SU-029
- Proposed Abandonment of a Portion of a Service Drive Adjoining Little River Turnpike

The question was called on the motion (to convene closed session) and it carried by unanimous vote.

(NOTE: Later in the meeting, the aforementioned public hearings were formally deferred. See Clerk's Summary Items #67, #70, #71, and #75.)

DET:det

At 3:48 p.m., the Board reconvened in the Board Auditorium with all Members being present, with the exception of Supervisor Frey, and with Chairman Connolly presiding.

#### **ADDITIONAL BOARD MATTER**

64. **RECOGNITION OF SHERIFF STAN BERRY** (3:48 p.m.)

Chairman Connolly recognized the presence of Sheriff Stan Berry and warmly welcomed him to the Board auditorium

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

65. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:48 p.m.)

Supervisor Bulova moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion by which closed session was convened were heard, discussed, or considered by the Board during the closed session. Supervisor Hudgins seconded the motion and it carried by unanimous vote, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting "AYE."

66. **AUTHORIZATION TO PROCEED WITH ACQUISITION OF IMPROVED REAL PROPERTY AS DISCUSSED IN CLOSED SESSION** (3:48 p.m.)

Supervisor Hudgins moved that the Board authorize the reallocation and use of Community Development Block Grant (CDBG) funds and/or HOME funds by the Fairfax County Redevelopment and Housing Authority for the acquisition of improved real property, according to the terms and conditions outlined in closed session. Supervisor Hyland seconded the motion and it carried by unanimous vote.

#### **AGENDA ITEMS**

DS:ds

67. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 2004-MA-022 (AMERADA HESS CORPORATION) (MASON DISTRICT)** (3:49 p.m.)

Supervisor Gross moved to defer the public hearing on Special Exception Amendment Application SEA 2004-MA-022 until **May 15, 2006, at 3:30 p.m.**

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

68. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 1998-DR-049-03 (WILLIAM A. AND SUZANNE S. MORAN) (DRANESVILLE DISTRICT)** (3:50 p.m.)

The application property is located on the south side of Addington Drive and west of Evans Farm Road, Tax Map 30-1 ((30)) 8A and 9A.

Mr. William A. Moran reaffirmed the validity of the affidavit for the record.

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

- In excess of \$100 from William A. Moran

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

- In excess of \$100 from William A. Moran

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

- In excess of \$100 from William A. Moran
- In excess of \$100 from Carson Lee Fifer, Jr., McGuire Woods LLP

Barbara A. Byron, Director, Zoning Evaluation Division (ZED), Department of Planning and Zoning (DPZ), introduced Andrew Hushour, a new staff coordinator. On behalf of the Board, Chairman Connolly warmly welcomed him to the Board Auditorium.

Mr. Hushour, Staff Coordinator, ZED, DPZ, presented a brief description of the application and site location.

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

Following the public hearing, Supervisor DuBois moved to waive the reading of the staff and Planning Commission recommendations. Supervisor McConnell seconded the motion and it carried by a vote of nine, Supervisor Kauffman being out of the room.

Supervisor DuBois moved approval of Proffered Condition Amendment Application PCA 1998-DR-049-03, and the Conceptual Development Plan,



subject to the proffers dated March 21, 2006. Supervisor McConnell seconded the motion and it carried by a vote of nine, Supervisor Kauffman being out of the room.

On March 23, 2006, the Planning Commission approved Final Development Plan Amendment Application FDPA 1998-DR-049-03.

69. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA C-696-05 (DSV DULLES FOX MILL LP) (HUNTER MILL DISTRICT)** (3:55 p.m.)

The application property is located south and east of Sunrise Valley Drive and south of the Dulles Airport Access Road, Tax Map 15-4 ((5)) 2A, 2B, 3, 4, 5, 8A; 16-1 ((25)) 1.

Mr. Jason B. Heinberg reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, David J. Moss, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff and Planning Commission recommendations.

Supervisor Hudgins moved approval of Proffered Condition Amendment Application PCA C-695-05\*, subject to the proffers dated February 10, 2006. Supervisor McConnell seconded the motion and it carried by unanimous vote.

Supervisor Hudgins further moved reaffirmation of the following previously approved waivers and modifications:

- Waiver of the barrier requirement along the portion of the southern boundary where it abuts the existing multifamily development.
- Waiver of the 600-foot maximum length requirement for private streets.
- Modification of the loading space requirement as set forth in Section 11-200 of the Zoning Ordinance.
- Modification of the transitional screening requirement along the portion of the southern boundary where it abuts the existing multifamily development.
- Modification of the requirements for secondary uses, per Section 6-206 of the Zoning Ordinance, to permit an increase in the gross floor area of the residential uses as previously depicted in the prior

Conceptual Development Plan Amendment and Final Development Plan Amendment.

- Modification of the construction materials for sidewalks per Section 8-0100 of the Public Facilities Manual.
- Modification of the requirements for construction materials for trails, per Section 8-0200 of the Public Facilities Manual.

Supervisor McConnell seconded the motion and it carried by unanimous vote.

\*Supervisor Hudgins clarified for the record that the Proffered Condition Amendment Application is PCA C-696-05, not PCA C-695-05 as previously stated.

70. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 2000-SU-032-2 (INOVA HEALTH CARE SERVICES)**

**AND**

**PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-C-076-08 (INOVA HEALTH CARE SERVICES) (SULLY DISTRICT)** (4:04 p.m.)

Supervisor Frey moved to defer the public hearing on Proffered Condition Amendment Application PCA 2000-SU-032-2 and Special Exception Amendment Application SEA 84-C-076-08 until **May 1, 2006, at 3 p.m.** Supervisor Hudgins seconded the motion and it carried by unanimous vote.

71. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2004-SU-029 (NVP, INCORPORATED) (SULLY DISTRICT)** (4:05 p.m.)

Supervisor Frey moved to defer the public hearing on Rezoning Application RZ 2004-SU-029 until **May 1, 2006, at 3 p.m.** Supervisor McConnell seconded the motion and it carried by unanimous vote.

**PW:pw**

72. **4 P.M. – PH ON PROPOSED PLAN AMENDMENT S05-IV-LP4, LOCATED SOUTH OF LORTON ROAD BETWEEN INTERSTATE I-95 AND SANGER STREET (MOUNT VERNON DISTRICT)** (4:05 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of March 14 and March 20, 2006.

Marianne Gardner, Chief, Policy and Plan Development Branch, Planning Division, Department of Planning and Zoning, presented the staff report.

Following the public hearing, which included testimony by two speakers, Supervisor Hyland moved approval of proposed Plan Amendment S05-IV-LP4, as recommended by staff. The recommendation would add text to allow office use up to 0.25 floor area ratio with conditions. Supervisor Frey seconded the motion and it carried by a vote of seven, Supervisor Hudgins, Supervisor Kauffman, and Supervisor Smyth being out of the room.

Although not legally required to do so, Supervisor McConnell disclosed that she serves on the INOVA Health Systems Board.

Although not legally required to do so, Supervisor Gross disclosed that she serves on the INOVA Health Systems Hospitals Board.

Although not legally required to do so, Supervisor Hyland disclosed that he serves on the INOVA Health Systems Hospitals Board.

73. **4 P.M. – BOARD DECISION REGARDING THE CONVEYANCE OF COUNTY-OWNED PROPERTY IDENTIFIED AS TAX MAP NUMBER 45-1-12-LOT A TO THE FAIRFAX COUNTY PARK AUTHORITY (SULLY DISTRICT)** (4:10 p.m.)

(R) (NOTE: On February 27, 2006, the Board held a public hearing on this item and deferred decision until March 27, 2006.)

Supervisor Frey moved adoption of the Resolution for the conveyance of County-owned property identified as Tax Map Number 45-1-12-Lot A to the Fairfax County Park Authority. Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting “AYE,” Supervisor Hudgins and Supervisor Kauffman being out of the room.

74. **4 P.M. – PH REGARDING THE CONVEYANCE OF COUNTY-OWNED PROPERTY KNOWN AS MOUNT GILEAD HOUSE TO THE FAIRFAX COUNTY PARK AUTHORITY (SULLY DISTRICT)** (4:12 p.m.)

(R) 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 March 9 and March 16, 2006.

Diana Wolfrey, Real Estate Analyst, Facilities Management Department, presented the staff report.

Following the public hearing, which included testimony by one speaker, Supervisor Frey moved adoption of the Resolution for the conveyance of County-owned property known at Mount Gilead House to the Fairfax County Park Authority. Supervisor Hyland and Supervisor McConnell jointly seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor McConnell,

Supervisor Smyth, and Chairman Connolly voting “AYE,” Supervisor Hudgins and Supervisor Kauffman being out of the room.

75. **4 P.M. – PH ON A PROPOSAL TO ABANDON A PORTION OF A SERVICE DRIVE ADJOINING LITTLE RIVER TURNPIKE (ROUTE 236) (MASON DISTRICT)** (4:20 p.m.)

Supervisor Gross moved to defer the public hearing on a proposal to abandon a portion of a service drive on Little River Turnpike until **May 15, 2006, at 3:30 p.m.** Supervisor Bulova seconded the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor Kauffman being out of the room.

76. **4 P.M. – PH ON A PROPOSAL TO VACATE A PORTION OF PINE STREET (PROVIDENCE DISTRICT)** (4:21 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 March 9 and March 16, 2006.

Michael A. Davis, Senior Transportation Planner, Department of Transportation, presented the staff report.

Supervisor Smyth stated she had an item for the record.

A brief discussion ensued with input from Pamela K. Pelto, Assistant County Attorney, regarding a prescriptive easement.

Additional discussion ensued with input from Mr. Davis regarding a driveway location.

Following the public hearing, which included testimony by three speakers, Supervisor Smyth moved adoption of the Ordinance vacating a portion of Pine Street. Supervisor DuBois seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor DuBois, Supervisor Gross, Supervisor Hyland, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting “AYE,” Supervisor Frey, Supervisor Hudgins, and Supervisor Kauffman being out of the room.

77. **4:30 P.M. – PH ON A PROPOSAL TO VACATE A PORTION OF POTOMAC AVENUE (ROUTE 1501) (MOUNT VERNON DISTRICT)** (4:38 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 March 9 and March 16, 2006.

Michael A. Davis, Senior Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, Supervisor Hyland moved adoption of the:

- Ordinance vacating a portion of Potomac Avenue (Route 1501).
- Order abandoning a portion of Potomac Avenue (Route 1501).

Supervisor McConnell seconded the motion and it carried by a vote of seven, Supervisor Bulova, Supervisor DuBois, Supervisor Gross, Supervisor Hyland, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting "AYE," Supervisor Frey, Supervisor Hudgins, and Supervisor Kauffman being out of the room.

78. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTIONS 82-5A AND 82-5B (RESIDENTIAL PERMIT PARKING AND COMMUNITY PARKING DISTRICTS)** (4:40 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 March 9 and March 16, 2006.

Bruce Taylor, Senior Transportation Planner, Department of Transportation, presented the staff report.

Discussion ensued, with input from Mr. Taylor regarding the prior request made by Supervisor Bulova at a previous meeting for additional information on possible refunds associated with the Burke Centre Community Parking District.

Additional discussion ensued regarding the cost effectiveness of the process.

Following the public hearing, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Sections 82-5A and 82-5B (Residential Permit Parking and Community Parking Districts). Supervisor DuBois seconded the motion and it **CARRIED** by a recorded vote of four, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, and Supervisor Kauffman voting "AYE," Supervisor Gross, Supervisor McConnell, and Chairman Connolly voting "NAY," Supervisor Hudgins abstaining, Supervisor Hyland and Supervisor Smyth being out of the room.

79. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 7 (ELECTIONS), RELATING TO ELECTION PRECINCTS** (4:46 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 March 16 and March 23, 2006.

Judy Flaig, staff, Office of Elections, presented the staff report.

Following the public hearing, Supervisor Hudgins moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 7 (Elections) to:

- Relocate the polling place for Frying Pan precinct.
- Rename the polling place facility for Franconia precinct.
- Relocate the polling place for Lorton Center precinct.
- Divide Lorton precinct to create a new precinct and relocate its polling place.
- Update the polling place address for Leehigh precinct.
- Establish the hours and dates of operation for the absentee voting satellite for the November 7, 2006, general election.

Supervisor Gross seconded the motion and it carried by a vote of eight, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, Supervisor McConnell, Supervisor Smyth voting "AYE," Supervisor Hyland and Chairman Connolly being out of the room.

80. **BOARD RECESS** (4:50 p.m.)

At 4:50 p.m. the Board recessed briefly, and at 5 p.m. reconvened with all Members being present, with the exception of Supervisor DuBois, Supervisor Hyland, and Chairman Connolly, and with Vice-Chairman Bulova presiding.

81. **5 P.M. – PH ON THE ADOPTION OF A RESOLUTION PROPOSING TO RESTATE THE PURPOSE AND CHANGE THE BOUNDARY OF SMALL DISTRICT NUMBER FIVE, THE SPECIAL TAX DISTRICT THAT SUPPORTS THE RESTON COMMUNITY CENTER (DRANESVILLE, HUNTER MILL, AND SULLY DISTRICTS)** (5 p.m.)

(R) 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 March 16 and March 23, 2006.

Michael Long, Senior Assistant County Attorney, presented the staff report.

Discuss ensued with input from Mr. Long and Kevin C. Greenlief, Director, Department of Tax Administration, regarding:

- Clarification of boundaries

- The effective date of revised boundaries and the impact on tax bills
- The process used to determine boundaries

Supervisor Hudgins indicated that she had lists of emails for the record as well as the resolution provided by the Reston Community Center Board.

Supervisor Frey stated that he had items for the record.

Chairman Connolly stated that he had items for the record.

Supervisor Bulova stated that she had items for the record.

Following the public hearing, which included testimony by 45 speakers, Supervisor Hudgins moved adoption of the Resolution to restate the purpose and revise the boundary of Small District Number Five. Supervisor McConnell seconded the motion.

Supervisor DuBois asked unanimous consent that the Board direct staff to investigate if the boundaries could further be adjusted so that the Little Run Farm subdivision would no longer be divided between the Dranesville and Hunter Mill Districts. Without objection, it was so ordered.

The question was called on the motion and it carried by a vote of nine, Supervisor Bulova, Supervisor DuBois, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting "AYE," Supervisor Hyland being out of the room.

82. **5 P.M. – PH ON REZONING APPLICATION RZ 2003-PR-022 (PULTE HOME CORPORATION)**

**AND**

**PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-P-032-05 (PULTE HOME CORPORATION) (PROVIDENCE DISTRICT) (7:18 p.m.)**

- (O) The application property is located at 2900 Nutley Street, north of Lee Highway approximately 1,650 feet west of Nutley Street, south of Saintsbury Drive and east of Blake Lane Park, Tax Map 48-1 ((1)) 90B, [formerly known as 48-1 ((1)) 90 pt., 91B pt., 48-1 ((6)) 7A, 8B pt. and 48-2 ((24)) 38A pt.]; 48-1 ((1)) 91 and 91A; 48-1 ((6)) 5, 6, 7B, 8A, 9-13, 33-37; 48-2 ((24)) 38B, 39-42; 48-3 ((1)) 55; 48-3 ((5)) 1A, 1B, 2-4, 14-22; 48-4 ((7)) 23-32, 43-54, 56-60, 61A, 62-69 and existing Fairlee Drive (Rt. 1040), and Maple Drive (Rt. 1041) public right-of-way to be vacated and/or abandoned. (Approval of this application may enable the vacation and/or abandonment of the public rights-of-way for Fairlee Drive and Maple Drive to proceed under Section 15.2-2272 (2) of the *Code of Virginia*.)

Mr. Timothy Sampson reaffirmed the validity of the affidavit for the record.

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

- In excess of \$100 from Mr. Frank McDermott

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

- In excess of \$100 from Pulte Home Corporation

Supervisor Kauffman disclosed that he is a member of the Washington Metropolitan Area Transit Authority (WMATA) Board of Directors.

(NOTE: Later in the meeting, Supervisor Hudgins made a disclosure. See below.)

Cathy Lewis, Senior Staff Coordinator, Zoning Evaluation Division (ZED), Department of Planning and Zoning (DPZ), presented the staff and Planning Commission report.

Discussion ensued with input from John Dittmeier, WMATA, regarding the number of metro parking spaces.

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

Discussion ensued with input from Ms. Lewis; Barbara A. Byron, Director, ZED, DPZ; Valerie Tucker, staff, Department of Public Works and Environmental Services; and Patricia D. Franckewitz, Director, Department of Community and Recreation Services regarding:

- Student attendance projections
- Accessible and affordable dwelling units
- The proposed community center
- Athletic field proffers and uses
- Stormwater management vaults

Following the testimony of Ms. Marian Pflaumer (Speaker 5), Supervisor Hudgins disclosed that she is a member of the WMATA Board of Directors.



Chairman Connolly stated for the record that he had a letter from the Chairman of the Working Group in favor of the proposal.

Supervisor Smyth stated for the record that she had items for the record that will be put on computer disc, as well other items.

Following the public hearing, which included testimony by 48 speakers, Ms. Lewis presented the staff and Planning Commission recommendations.

Supervisor Smyth moved:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2003-PR-022, from the R-1 and HC Districts to the PRM, PDH-12, PDH-16, and HC Districts, subject to the proffers dated March 21, 2006.
- Waiver of the 600-foot maximum length requirement for private streets.
- Modification of the loading space requirement for multifamily dwellings and office to that shown on the Conceptual Development Plan/Final Development Plan (CDP/FDP).
- Modification of the transitional screening and barrier requirements, along that portion of the southern property line where the proposed community building abuts multifamily and single-family attached dwellings, to that shown on the CDP/FDP.
- Approval of a variance of the four-foot front yard fence height limitation to permit a seven-foot tall barrier fence with eight-foot tall piers, located generally along the common property line shared by the subject site and the abutting Circle Woods communities in the locations as shown on the CDP/FDP.
- Waiver of the 200-square foot privacy yard requirement for the rear-loaded single-family attached dwellings.
- Modification of the minimum planting area for those locations shown on the CDP/FDP to that shown on the CDP/FDP and as described in the proffers.
- Waiver of the service drive requirement along the Lee Highway site frontage.
- Approval of Waiver #8625-WPFM-001-1 to permit location of underground detention facilities in a residential area, subject to the Waiver Conditions dated December 5, 2005.

- Modification of Additional Standard One of Section 9-306 of the Zoning Ordinance to permit a reduction in the minimum age requirement for elderly housing units from 62 to 55 years of age.
- Approval of Special Exception Amendment Application SEA 82-P-032-5, subject to the development conditions dated March 24, 2006.
- Modification of the transitional screening requirements to permit the existing landscaping along all boundaries of the SEA area.
- Waiver of the barrier requirements along all boundaries of the SEA.
- Waiver of the interior parking lot landscaping requirement for the existing parking structure.

Supervisor DuBois seconded the motion and it **CARRIED** by a recorded vote of eight, Supervisor Bulova, Supervisor DuBois, Supervisor Gross, Supervisor Hudgins, Supervisor Kauffman, Supervisor McConnell, Supervisor Smyth, and Chairman Connolly voting "AYE," Supervisor Frey voting "NAY," Supervisor Hyland being out of the room.

On March 15, 2006, the Planning Commission approved Final Development Plan Application FDP 2003-PR-022.

83. **BOARD ADJOURNMENT** (11:52 p.m.)

The Board adjourned.

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