



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
March 8, 2011**

This does not represent a verbatim transcript of the Board Meeting and is subject to minor change. For the most up-to-date version, check the website <http://www.fairfaxcounty.gov/bosclerk/main.htm>. This document will be made available in an alternative format upon request. Please call 703-324-3151 (VOICE), 703-324-3903 (TTY).

05-11

DAL:dal

At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center at Fairfax, Virginia, on Tuesday, March 8, 2011, at 9:34 a.m., there were present:

- Chairman Sharon Bulova, presiding
- Supervisor John C. Cook, Braddock District
- Supervisor John W. Foust, Dranesville District
- Supervisor Michael Frey, Sully District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Catherine M. Hudgins, Hunter Mill District
- Supervisor Gerald W. Hyland, Mount Vernon District
- Supervisor Jeffrey C. McKay, Lee District
- Supervisor Linda Q. Smyth, Providence District

Others present during the meeting were Anthony H. Griffin, County Executive; Cynthia L. Tianti, Deputy County Attorney; Catherine A. Chianese, Assistant County Executive; Angela Schauweker, Management Analyst II, Office of the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; Patti M. Hicks, Chief Deputy Clerk to the Board of Supervisors; and Denise A. Long, Deputy Clerk to the Board of Supervisors.

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

Supervisor Hyland asked everyone to keep in thoughts the family of Mr. Donald Pomerening, who died recently. He was involved in many organizations in the Mount Vernon District, helping individuals in need.

Supervisor McKay asked everyone to keep in thoughts the family of Ms. Alyssa Jupin, who died recently. She was an Edison High School student who lived in the Brookland-Bush Hill community in Lee District.

Supervisor Gross asked everyone to keep in thoughts the family of Mr. Gordon M. Cole, who died recently. He was a Mason District resident. Mr. Cole and his wife worked at the pool concession at the Lincolnia Park pool. He was also a volunteer for the Annandale Christian Community Association delivering furniture to needy families.

Supervisor Hyland noted that Supervisor Foust had surgery recently and was happy to see him in attendance at today's Board meeting.

AGENDA ITEMS2. **PRESENTATION OF A 2010 COMMITMENT AWARD FROM THE ENVIRONMENTAL PROTECTION AGENCY (EPA)** (9:38 a.m.)

Kathy Sykes, a representative for the EPA, presented a 2010 Commitment Award to the Department of Neighborhood and Community Services (NCS) and the Burke-West Springfield Center Without Walls for planning and beginning to integrate smart growth and active aging. The County was one of only four recipients nationwide to receive this award.

Evan Braff, Director, NCS, accepted the award on behalf of the County.

Ms. Sykes and Chairman Bulova thanked the many volunteers, including Cora Foley, a community leader, who has been the driving force behind the development of this program.

3. **PROCLAMATION DESIGNATING MARCH 2011 AS "INTELLECTUAL AND DEVELOPMENTAL DISABILITIES INCLUSION MONTH" IN FAIRFAX COUNTY** (9:50 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved approval of the Proclamation to designate March 2011 as "*Intellectual and Developmental Disabilities Inclusion Month*" in Fairfax County.

Supervisor Foust and Supervisor Hudgins jointly seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

4. **PROCLAMATION DESIGNATING MARCH 2011 AS "TUBERCULOSIS (TB) AWARENESS MONTH" IN FAIRFAX COUNTY** (10:04 a.m.)

Supervisor Hudgins moved approval of the Proclamation to designate March 2011 as "TB Awareness Month" in Fairfax County. Supervisor Gross and Supervisor Hyland jointly seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor Smyth being out of the room.

5. **PROCLAMATION DESIGNATING MARCH 2011 AS "WOMEN'S HISTORY MONTH" IN FAIRFAX COUNTY** (10:12 a.m.)

Supervisor Gross moved approval of the Proclamation to designate March 2011 as "Women's History Month" in Fairfax County. Supervisor Hyland and Supervisor Smyth jointly seconded the motion and it carried by unanimous vote.

6. **RESOLUTION OF RECOGNITION PRESENTED TO MS. DOROTHY PURVIS** (10:29 a.m.)

Supervisor McKay moved approval of the Resolution of Recognition presented to Ms. Dorothy Purvis for more than a quarter of a century of public service with the Virginia Department of Transportation. Supervisor Gross and Supervisor Hyland jointly seconded the motion and it carried by unanimous vote.

7. **RESOLUTION OF RECOGNITION PRESENTED TO THE MEDICAL CARE FOR CHILDREN PARTNERSHIP PROGRAM** (10:47 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved approval of the Resolution of Recognition presented to the Medical Care for Children Partnership program for its twenty-fifth anniversary. This motion, which was multiply seconded, carried by unanimous vote.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

8. **RESOLUTION OF RECOGNITION PRESENTED TO MS. TRUDY HARSH** (10:57 a.m.)

Supervisor Frey moved approval of the Resolution of Recognition presented to Ms. Trudy Harsh for being named a 2010 Washingtonian of the Year by *Washingtonian* magazine. Supervisor Hudgins and Supervisor Hyland jointly seconded the motion and it carried by a vote of eight, Supervisor Cook and Supervisor McKay being out of the room.

9.

10:30 A.M. – A REPORT BY THE ECONOMIC ADVISORY COMMISSION (EAC) – “FAIRFAX COUNTY: PRESERVING OUR QUALITY OF LIFE REQUIRES MAINTAINING A STRONG ECONOMY” (11:07 a.m.)

(BACs) Carol Welti, Chair of the Strategic Planning Subcommittee, EAC, presented the report, outlining the vision, goals, and strategies of the plan.

Following the report, Supervisor Foust, Chair, EAC, presented a few points of the plan.

Supervisor Foust moved that the Board:

- Accept the EAC Economic Strategic Plan as presented.
- Express its sincere gratitude to the commission members and staff who worked hard to prepare the plan.

Supervisor Gross, Supervisor Herrity, and Supervisor McKay jointly seconded the motion.

Following a lengthy discussion regarding the plan, Supervisor Hyland announced that he would present a Board Matter, later in the meeting, regarding a Trolley-on-Wheels.

(NOTE: Later in the meeting, Supervisor Hyland presented his Board Matter regarding a Trolley-on-Wheels. See Clerk's Summary Item #24.)

Following further discussion regarding the plan, the question was called on the motion and it carried by unanimous vote.

Supervisor Foust recognized the presence of the Honorable Edythe F. Kelleher, Vienna Town Council Representative, EAC, and warmly welcomed her to the Board Auditorium.

Jointly with Supervisor Herrity and Chairman Bulova, Supervisor Foust said that the Board has accepted the EAC's Economic Strategic Plan. With acceptance of the Plan, it is appropriate to define the EAC's role to focus on implementation of the Plan. As noted by the EAC's Committee Chairs, "specific implementation measures must ensue in order to achieve meaningful results."

The Commission's Executive Committee recommends that the County retain the existing Commission and its membership. The Committee proposes that the EAC meet quarterly and receive presentations on economic issues of interest and progress reports on implementation of the Economic Strategic Plan, with discussion and input by the Commission membership.

Supervisor Foust said the Executive Committee also recommends that an Implementation Committee of the EAC be formed. Membership on the Implementation Committee will be determined by the EAC's Executive Committee. The Implementation Committee will meet on approximately a monthly basis. The meetings will be open to the public. The Implementation Committee's scope would include:

- Monitoring and evaluating the County's efforts to implement the Economic Strategic Plan and its progress.
- Working with staff to develop baseline standards (metrics) to evaluate the effectiveness of the implementation effort.
- Developing additional areas for investigation and research and hold sessions on these new topics.
- Developing an annual report on the status of the EAC recommendations to the Board.

Therefore, jointly with Supervisor Herrity and Chairman Bulova, Supervisor Foust moved that the Board adopt the recommendations of the Commission's Executive Committee including the formation of an EAC Committee on Implementation as set forth above. Supervisor Herrity, Supervisor Hyland, and Supervisor McKay jointly seconded the motion and it carried by unanimous vote.

10. **10:45 A.M. – A REPORT BY THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) – “FAIRFAX COUNTY: EMERGING FROM THE RECESSION”** (11:44 a.m.)

(BACs) Steven L. Davis, Chairman, EDA, presented the report, noting its 2010 milestones, which included the number of companies that added jobs to the County's economy, the unemployment rate, and the trends in real estate.

Following discussion regarding the report, Chairman Bulova recognized the presence of the following individuals and warmly welcomed them to the Board Auditorium:

- Gerald L. Gordon, President and Chief Executive Officer (CEO), EDA
- Alan A. Fogg, Vice President, Communications, EDA
- Karen Smaw, Director, Small and Minority Business Development, EDA

- Barry Biggar, CEO, Visit Fairfax

Following a query by Supervisor Hudgins, Mr. Davis noted that the report is available online at <http://www.fairfaxcountyeda.org/>.

EBC:ebe

11. **11 A.M. – REPORT ON GENERAL ASSEMBLY ACTIVITIES** (11:59 a.m.)

Supervisor McKay, Chairman of the Board's Legislative Committee, announced that the General Assembly session adjourned on Sunday, February 27, 2011. He briefed the Board on the General Assembly final report distributed to Members at the dais.

Supervisor McKay announced that staff will be reviewing the Governor's amendments to legislation prior to the veto session which is scheduled for April 6, 2011, and the special session on Redistricting which is scheduled for April 4, 2011.

Supervisor McKay also announced the retirements of Senator Patsy Ticer and Senator Mary Margaret Whipple and acknowledged their hard work on behalf of the County.

Supervisor McKay welcomed two new team members, Noelle Dominguez from the Department of Transportation and Christopher Costa from the County Attorney's Office. He also announced that Thomas Biesiadny left the team to assume duties as the Acting Director, Department of Transportation, and Karen Harwood is retiring after many years of service to the County.

Supervisor McKay moved adoption of the General Assembly 2010-2012 Biennium Budget Report. The motion was multiply seconded.

Discussion ensued, with input from Claudia Arko, Legislative Liaison, Office of the County Executive, regarding the impact to cuts on the fee system child care program.

Supervisor Gross asked unanimous consent that the Board direct staff to provide the Board's Budget Committee with information on the details of the cuts and the effect on the programs. Without objection, it was so ordered.

Further discussion followed, with input from Anthony H. Griffin, County Executive, regarding the third quarter review and the use for the reserve funds identified in the review.

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

Supervisor McKay called the Board's attention to the request of the Board at its Human Services and Housing Committee, regarding a letter that was to be sent to the delegation on Capitol Hill concerning federal cuts to Housing and Human Services Programs. He confirmed that staff is working on the letter and will be circulating it to the Board. Discussion ensued, with input from Susan E. Mittereder, Legislative Director, Office of the County Executive, and Ms. Arko regarding the timeliness of the letter to be sent before action is taken on the funding regulation.

12.

ADMINISTRATIVE ITEMS (12:13 p.m.)

Supervisor Gross moved approval of the Administrative Items. Supervisor Hyland seconded the motion.

Supervisor Frey called the Board's attention to Admin 4 – Approval of Traffic Calming Measures and Installation of “\$200 Additional Fine for Speeding” Signs and “Watch for Children” Signs as Part of the Residential Traffic Administration Program (RTAP) (Sully, Dranesville, and Mason Districts) and mentioned that he had responded to a citizen's email concerns regarding the criteria used and that the process was in compliance with the Virginia Department of Transportation policy.

A brief inquiry to Steven Knudsen, Transportation Planner II, Department of Transportation, confirmed that the correct procedure was followed.

Supervisor McKay called the Board's attention to Admin 6 – Authorization to Advertise a Public Hearing on the Proposed Consolidated Plan One-Year Action Plan for Fiscal Year (FY) 2012 and raised a question regarding the North Hill Project and the difference between the two funds listed in the package and the actual amount being considered for the public hearing.

Discussion ensued, with input from John Payne, Deputy Director, Real Estate, Department of Housing and Community Development (HCD), and Steve Knippler, Senior Program Manager, Grants Management, HCD, regarding the exact amount anticipated for the project, reallocated funds, and that a correct estimate of a start date and completion date be provided for the implementation of the project.

Supervisor Smyth called the Board's attention to Admin 8 – Authorization to Advertise a Public Hearing to Amend the Current Appropriation Level in the Fiscal Year (FY) 2011 Revised Budget Plan and asked about other financial impacts that need to be considered in the third quarter review, current factors such as rising fuel costs, and how all those factors will be considered during the budget public hearings. Discussion ensued, with input from Susan Datta, Director, Department of Management and Budget, who indicated that information will be provided at the Board's Budget Committee meetings on the impacts and factors prior to the Board's adoption of the Budget.

Chairman Bulova announced that the first Budget Committee meeting is scheduled for March 15 and the agenda includes:

- An overview of the FY 2012 budget
- A discussion with the School Board
- A discussion on the Capital Improvement Project, (CIP)

The next meeting is scheduled for March 22 which will include a presentation on the third quarter review and also a presentation from the Human Services Council.

The question was called on the motion to approve the Administrative Items and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE."

ADMIN 1 – DESIGNATION OF PLANS EXAMINER STATUS UNDER THE EXPEDITED LAND DEVELOPMENT REVIEW PROGRAM

Designated the following individual, identified with his registration number, as a Plans Examiner:

- Stephen E. Crowell - 291

ADMIN 2 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF RESTON AVENUE WALKWAY IMPROVEMENTS (HUNTER MILL DISTRICT)

(A) Authorized the advertisement of a public hearing to be held before the Board on **March 29, 2011, at 4 p.m.** regarding the acquisition of certain land rights necessary for the construction of Project 4YP201 (PB015) – Reston Avenue Walkway, Pedestrian Improvements-Bond Funded, Fund 304, Transportation Improvements.

ADMIN 3 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF COLEWOOD STREET SANITARY SEWER E & I (SULLY DISTRICT)

(A) Authorized the advertisement of a public hearing to be held before the Board on **March 29, 2011, at 4 p.m.** regarding the acquisition of certain land rights necessary for the construction of Project X00828 (10003) – Colewood Street Sanitary Sewer E & I, Fund 402, Sanitary Sewer Improvements.

**ADMIN 4 – APPROVAL OF TRAFFIC CALMING MEASURES AND
INSTALLATION OF “\$200 ADDITIONAL FINE FOR SPEEDING” SIGNS
AND “WATCH FOR CHILDREN” SIGNS AS PART OF THE
RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP)
(SULLY, DRANESVILLE, AND MASON DISTRICTS)**

(Rs) (NOTE: Earlier in the meeting, the Board discussed this item. See page 7.)

- Endorsed a traffic calming plan for Eagle Tavern Lane and Meherrin Drive, in the Sully District, consisting of the following:
 - Two speed humps and one multi-way stop on Eagle Tavern Lane
 - One speed hump and one multi-way stop on Meherrin Drive
- Adopted a Resolution authorizing the installation of “\$200 Additional Fine for Speeding” signs on Powells Tavern Place between Dranesville Road and Sadlers Wells Drive (Dranesville District)
- Adopted a Resolution authorizing the installation of “Watch for Children” signs on the following roads:
 - Powells Tavern Place (Dranesville District)
 - Murray Lane (Mason District)
- Directed staff to schedule the installation of the approved measures as soon as possible.

**ADMIN 5 – EXTENSION OF REVIEW PERIODS FOR PUBLIC
FACILITIES 2232 REVIEW APPLICATIONS (BRADDOCK,
DRANESVILLE, LEE, AND PROVIDENCE DISTRICTS)**

Authorized the extension of review periods for the following Public Facilities (2232) Review Applications to the dates noted:

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
FS-L10-69	T-Mobile Northeast Antenna collocation on existing water tower 2972 Southgate Drive Lee District	May 7, 2011

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
FS-B10-66	AT&T Mobility Antenna collocation on existing monopole 7920 Woodruff Court Braddock District	May 14, 2011
FSA-D06-2-2	AT&T Mobility Antenna collocation on existing monopole I-495 and George Washington Memorial Highway Dranesville District	May 19, 2011
FSA-P99-27-3	AT&T Wireless Rooftop antennas 1900 Gallows Road Providence District	May 21, 2011

**ADMIN 6 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING
ON THE PROPOSED CONSOLIDATED PLAN ONE-YEAR ACTION
PLAN FOR FISCAL YEAR (FY) 2012**

(A)

(NOTE: Earlier in the meeting, the Board discussed this item. See page 7.)

Authorized the advertisement of a public hearing to be held before the Board on **March 29, 2011, at 4:30 p.m.** regarding the proposed Consolidated Plan One-Year Action Plan for FY 2012. The public will have an opportunity to comment on the proposed use of funds as described in the *Proposed One-Year Action Plan for FY 2012* in accordance with US Department of Housing and Urban Development (HUD) regulations and guidelines. Citizens may also comment on housing and community service needs in the County as well as provide information concerning changes in housing and community service trends since the last Board public hearing on the Consolidated Plan in 2010.

**ADMIN 7 – AUTHORIZATION FOR THE DEPARTMENT OF
NEIGHBORHOOD AND COMMUNITY SERVICES (DNCS) TO APPLY
FOR AND ACCEPT GRANT FUNDING FROM THE US HEALTH
RESOURCES AND SERVICES ADMINISTRATION (HRSA) FOR A
HEALTHY BEHAVIORS IN WOMEN AND FAMILIES GRANT**

Authorized DNCS to apply for and accept funding, if received, from the US HRSA in the amount of \$448,423 for a Healthy Behaviors in Women and Families grant to implement nutrition education, physical activity, and health and wellness activities in targeted communities to improve healthy behaviors and prevent childhood obesity.

**ADMIN 8 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING
TO AMEND THE CURRENT APPROPRIATION LEVEL IN THE
FISCAL YEAR (FY) 2011 REVISED BUDGET PLAN**

- (A) (NOTE: Earlier in the meeting, the Board discussed this item. See page 7.)

Authorized the advertisement of a public hearing to be held before the Board on **March 29, 2011, at 6 p.m. and March 30 and 31, at 3 p.m.** to consider amending the current appropriation level in the FY 2011 Revised Budget Plan.

13. **I-1 – LOCAL COMMENT LETTER TO THE VIRGINIA HOUSING
DEVELOPMENT AUTHORITY (VHDA) ON PROPOSED PROJECT BY
WESLEY MOUNT VERNON OWNER, LLC (LEE DISTRICT)**
(12:23 p.m.)

The Board next considered an item contained in the Board Agenda dated March 8, 2011, requesting authorization for the County Executive to sign a letter of support for Wesley Mount Vernon, Owner, LLC and forward it to VHDA for consideration with the tax credit application.

Noting that this item was revised, Supervisor McKay clarified the revision was a name change to Wesley Mount Vernon **Owner, LLC**.

The staff was directed administratively to proceed as proposed.

14. **I-2 – NOTIFICATION OF PUBLIC MEETING DATES AND LOCATIONS
FOR THE TYSONS METRORAIL STATIONS ACCESS MANAGEMENT
STUDY (TMSAMS)** (12:24 p.m.)

The Board next considered an item contained in the Board Agenda dated March 8, 2011, announcing that the Department of Transportation will be conducting public meetings associated with the TMSAMS during the week of March 21.

The staff was directed administratively to proceed as proposed.

15. **I-3 – SERVICE CHANGES TO FAIRFAX CONNECTOR ROUTES TO BE
IMPLEMENTED IN APRIL 2011** (12:24 p.m.)

The Board next considered an item contained in the Board Agenda dated March 8, 2011, announcing that the Department of Transportation intends to change the schedules and/or routings of several Fairfax Connector bus routes in April 2011 as outlined in the Board Agenda Item.

Following discussion, with input from Rollo Axton, Chief, Transit Services Division, Department of Transportation, regarding the cost involved and funding for the project, the staff was directed administratively to proceed as proposed.

16.

**I-4 – CONTRACT AWARD – WEST OX BUS OPERATIONS CENTER
BUS PARKING LOT EXPANSION (SPRINGFIELD DISTRICT)**
(12:27 p.m.)

The Board next considered an item contained in the Board Agenda dated March 8, 2011, requesting authorization for staff to award a contract to Arthur Construction Company, Incorporated, in the amount of \$999,951 for the construction of the West Ox Bus Operations Center Bus Parking Lot Expansion, Project TWTOX1, in Fund 124, County and Regional Transportation Projects. This contract award will provide for the construction of approximately 110,000 square feet of concrete paved bus parking lot including 95 spaces and drive aisles. This project is included in the Fiscal Year (FY) 2011 – FY 2015 Adopted Capital Improvement Program.

The staff was directed administratively to proceed as proposed.

17.

**I-5 – CONTRACT AWARD – CONTRACT FOR ARCHITECTURAL/
ENGINEERING (A/E) DESIGN SERVICES FOR THE PUBLIC SAFETY
HEADQUARTERS PROJECT (SPRINGFIELD DISTRICT)** (12:27 p.m.)

The Board next considered an item contained in the Board Agenda dated March 8, 2011, requesting authorization for staff to award a contract to HOK, Incorporated, in the amount of \$484,264 for the design of the Public Safety Headquarters, Project 009230, in Fund 312, Public Safety Construction. This project is included in the FY 2011 – FY 2015 Adopted Capital Improvement Program.

The staff was directed administratively to proceed as proposed.

18.

**I-6 – CONTRACT AWARD – TYSONS CORNER CIRCULATOR STUDY
(PROVIDENCE, DRANESVILLE, AND HUNTER MILL DISTRICTS)**
(12:28 p.m.)

The Board next considered an item contained in the Board Agenda dated March 8, 2011, requesting authorization for staff to award a contract to AECOM in the amount of \$450,000 for a Tysons Circulator Study to define the objectives of the proposed circulator system and its relation to other transit services and transit studies.

The staff was directed administratively to proceed as proposed.

19.

**I-7 – 2010 VIRGINIA POLLUTANT DISCHARGE ELIMINATION
SYSTEM (VPDES) PERMIT ANNUAL REPORT FOR FAIRFAX
COUNTY, VIRGINIA** (12:28 p.m.)

The Board next considered an item contained in the Board Agenda dated March 8, 2011, requesting authorization for the County Executive to forward the “2010 VPDES Permit Annual Report” with attachments to the Virginia Department of

Conservation and Recreation and to others as requested, and publish it on the County's Web site.

Discussion ensued, with input from Craig Carinci, Director, Stormwater Planning Division, Department of Public Works and Environmental Services, regarding the spill prevention and response at the tank farm in the City of Fairfax.

Supervisor Smyth asked unanimous consent that the Board direct staff to provide information on the tank farm in relation to spill prevention and response. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

NV:nv**ADDITIONAL BOARD MATTERS**20. **ORDERS OF THE DAY** (12:29 p.m.)

Following a query to Cynthia L. Tianti, Deputy County Attorney, regarding the expected long length of closed session, and with input from Anthony H. Griffin, County Executive, Chairman Bulova announced that the Board would proceed expeditiously with Board Matters for 30 minutes. At 1 p.m. the Board would recess for lunch and closed session.

21. **BOARD RECOGNITIONS** (12:30 p.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to invite representatives from the following groups to appear before the Board:

- Health Department to receive a proclamation recognizing “*Childhood Immunizations Awareness Month*” in Fairfax County.
- Foster Care Community to receive a proclamation recognizing “*Foster Care and Foster Parents Recognition Month*” in Fairfax County.
- Health Department to receive a proclamation recognizing “*Public Health Week*” in Fairfax County.
- The County Blue Ribbon Committee to receive a proclamation declaring April 2011 as “*Child Abuse Prevention Month*” in Fairfax County.

Jointly with Supervisor Herrity, Chairman Bulova further asked unanimous consent that the Board direct the Office of Public Affairs to prepare and send a resolution to the National Mall Liberty Fund, DC. A number of counties in Virginia, including most recently Prince William County, have approved resolutions in support of the construction of the citizen-funded National Liberty Memorial to honor African-Americans of the Revolutionary War. The resolution would be in support of their efforts to advance the construction of the Liberty Memorial in honor of the many African-American patriots and soldiers of the Revolutionary War. Without objection, it was so ordered.

22.

PROPERTY TAX RELIEF LEGISLATION (12:32 p.m.)

Chairman Bulova said that last November, voters throughout Virginia and the County voted in favor of a proposed constitutional amendment to Section 6 of Article X of the Constitution of Virginia. This vote would permit this article to be amended to authorize legislation that will permit localities to establish their own income or financial worth limitations for purposes of granting property tax relief to homeowners not less than 65 years of age or permanently and totally disabled. She said that it is her understanding that the General Assembly has approved this measure and it is awaiting the Governor's signature. This amendment will give the Board greater flexibility to address tax relief for older residents who may be living off scarce savings.

Pending the Governor's signature, Chairman Bulova asked unanimous consent that the Board direct staff to respond to this new legislation with options on how the Board could use this new flexibility for tax relief and the estimated costs of these options. Without objection, it was so ordered.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

23.

RECOGNITION OF MACK AND MILLIE BISHOP FOR HELPING THEIR NEIGHBOR ANNE WEBB (MOUNT VERNON DISTRICT)
(12:34 p.m.)

With reference to his written Board Matter, Supervisor Hyland noted the efforts of neighbors helping neighbors. Mack and Millie Bishop routinely perform the simple neighborly act of frequently checking in on their neighbor across the street, Anne Webb, who achieved the momentous milestone of her one hundredth birthday. A few weeks ago, after the power had been out overnight on the lower part of Fort Hunt Road, they checked on Ms. Webb and found her on the floor near the bed, suffering from the beginnings of hypothermia. Due to their efforts, they were able to administer first aid, warm up the house, and help save a life.

Supervisor Hyland said that this episode serves as a good example in the community for neighbors to find a way to reach out to someone who may need help.

Accordingly, Supervisor Hyland asked unanimous consent that the Board direct that the Chairman of the Board, on behalf of the Board, send a letter of appreciation to Mack and Millie Bishop expressing the Board's profound thanks for a simple kindness that saved a life. Without objection, it was so ordered.

24.

A DESIRE NAMED STREETCAR (LEE AND MOUNT VERNON DISTRICTS) (12:36 p.m.)

(NOTE: Earlier in the meeting, Supervisor Hyland announced that he would present this Board Matter. See Clerk's Summary Item #9.)

In a joint Board Matter with Supervisor McKay, Supervisor Hyland said that the Alexandria City Council has had success reducing the number of vehicle trips and increasing retail revenue along King Street due to its investment in the free King Street Trolley. The trolley runs the length of King Street from the waterfront to the King Street Metro, funded through the city's transient occupancy tax. According to the city's Transportation and Environmental Services, the trolley has helped retail revenues and has increased the number of tourists visiting restaurants and attractions in Old Town.

Supervisor Hyland noted that the County has numerous retail and entertainment options. In the Mount Vernon District, where the preponderance of historic attractions in the County exist [Mount Vernon Estate and Gardens, Woodlawn Estate, the long awaited National Museum of the United States Army (NMUSA), and Gunston Hall], he asserted that it would make sense to explore what the City of Alexandria and other jurisdictions have done to increase tourism and help improve business at their retail establishments. Along the Richmond Highway Corridor, the Board has approved zoning applications or site plans for eight new hotels, with more being planned. He said that the industry knows that the Base Realignment and Closure (BRAC) and the NMUSA will be major transformative events in southeastern Fairfax County. If free and easy transportation could be provided from major historic attractions to retail, restaurants, and back to the hotels along the corridor, it would reduce vehicle trips on Richmond Highway, help revitalize and improve retail in the community business centers, and provide a link to the rest of the region at a mass transit station. He said that he discussed this idea with Visit Fairfax and the Mount Vernon-Lee Chamber of Commerce and received positive feedback from both organizations.

Therefore, jointly with Supervisor McKay, Supervisor Hyland moved that the Board direct the Department of Transportation and staff to review the concept of a Richmond Highway Trolley (albeit on wheels for now), have discussion with Visit Fairfax, the Mount Vernon-Lee Chamber of Commerce, interested citizen groups on both sides of Richmond Highway, and the Office of Community Revitalization and Reinvestment and provide the Board with recommendations. Supervisor McKay seconded the motion. Following a brief discussion regarding a State transit analysis of the entire corridor, the question was called on the motion, which carried by unanimous vote.

25.

MOUNT VERNON YOUTH WEEK PROCLAMATION (12:39 p.m.)

With reference to his written Board Matter on the subject, Supervisor Hyland asked unanimous consent that the Board direct the Office of Public Affairs to prepare a proclamation declaring the week of March 27-April 2, as "Mount Vernon Youth Week" in Fairfax County. Without objection, it was so ordered.

26.

SUPREME COURT DECISION: SNYDER V. PHELPS ET AL. (12:39 p.m.)

Supervisor Hyland called the Board's attention to the Supreme Court's recently rendered opinion in the case of *Snyder v. Phelps et al.* upholding the Westboro Baptist Church's authority to picket and protest at military funerals as a freedom of speech issue. Immediately after hearing of the decision, Supervisor Hyland said that he reviewed Virginia's laws pertaining to protests at or near funerals in Virginia. *Virginia Code* Section 18.2-415 makes it a class 1 misdemeanor of disorderly conduct if any person "prevents or interferes with the orderly conduct" of a funeral, memorial, or service. In the Snyder case, Maryland law enforcement was able to regulate the location of the Westboro Church's protest assembly. Supervisor Hyland said that he was unable to find Virginia law that addresses the ability of local law enforcement to regulate the location of protests.

Supervisor Hyland stated his belief that it is *reasonable* to keep a certain distance away from funerals and memorials because of the grief attendant to such services. Therefore, Supervisor Hyland moved that the Board refer this matter to the Office of the County Attorney, legislative staff, and the Board's Legislative Committee for review and discussion. Supervisor McKay seconded the motion, which carried by unanimous vote.

27.

FULL DAY KINDERGARTEN (FDK) BUDGET CONSIDERATION ITEM
(12:42 p.m.)

Supervisor Hyland said that ever since he first ran for the office of Mount Vernon District Supervisor in 1987, education has been and always will be his first priority. When the School Board approved its transfer request to the Board of Supervisors, it included an increase of \$48.8 million, or a 3 percent increase over last year's approved transfer amount. The increase included a market rate adjustment and step increases for eligible employees and directed Superintendent Dale to develop a plan to implement FDK in the remaining 36 elementary schools that only offer half day kindergarten (HDK) instruction. The motion passed by the School Board envisions a phased implementation over three years. The School Division estimates the cost to implement FDK to be \$8.1 million. This cost can be offset partially by \$800,000 in additional State revenue. In addition to this, Superintendent Dale is looking internally to find other savings that may offset the approximately \$7.3 million needed to implement FDK in the County.

Supervisor Hyland said that he could not overestimate the importance of early education and its positive long term effects. During his trips to China, on behalf of the County and the National Association of Counties, the provinces he visited had mandatory full day school starting at four years of age. He asserted that the differences between how American children are educated compared to developing countries like China, India, and Brazil will become more apparent over the next few decades as the workforce will cross over national boundaries in a global market, and a graduate degree with a strong foundation in math and science will be the minimum requirement for a good job.

Supervisor Hyland moved that the Board add, as a Consideration Item to the Fiscal Year 2012 Budget deliberations, \$7.3 million to fund FDK in County Public Schools. Supervisor Hudgins seconded the motion.

Following considerable discussion about priorities, budget guidance, and the fact that the decision is up to the School Board regardless of funding, Supervisor Hyland amended his motion to defer this matter as a Consideration Item pending the discussion at the Board's Budget Committee meeting with the School Board and Superintendent on March 15. This was accepted.

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

28. **ANNOUNCEMENTS OF PUBLIC HEARING DEFERRALS (LEE DISTRICT)** (12:58 p.m.)

Supervisor McKay announced his intent to defer the following public hearings until March 29 at 2:30 p.m.:

- Rezoning Application RZ 2010-LE-013 (WPPI Springfield HS, LLC)
- Rezoning Application RZ 2010-LE-009 (MR Lewin Park Capital, LLC)

(NOTE: Later in the meeting, these public hearing were formally deferred. See Clerk's Summary Items #33 and #34.)

29. **INTRODUCTION OF INTERN (LEE DISTRICT)** (12:58 p.m.)

Supervisor McKay introduced Ms. Alejandra Monteagudo, a George Mason University student majoring in Government, who is interning in his office.

30.

RECESS/CLOSED SESSION (12:59 p.m.)

Supervisor Smyth 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. *Glenn S. Ovrevik, Mary R. Ovrevik, and James H. Wessels v. Board of Supervisors of Fairfax County, Virginia, and Hilltop Sand and Gravel Company, Inc.*, Case No. CL-2009-0005160 (Fx. Co. Cir. Ct.) (Lee District)
 - 2. *Jermaine Ridgley v. Fairfax County Department of Family Services*, Record No. 110201 (Va. Sup. Ct.)
 - 3. *The County of Fairfax, Virginia, and James W. Patteson, Director, Fairfax County Department of Public Works and Environmental Services v. Brian E. Bennett and Rebecca A. Crump*, Case No. CL-2010-0010469 (Fx. Co. Cir. Ct.) (Mount Vernon District)
 - 4. *Eileen M. McLane, Fairfax County Zoning Administrator v. Leonel A. Romero and Nora E. Martinez*, Case No. CL-2009-0012157 (Fx. Co. Cir. Ct.) (Braddock District)
 - 5. *Eileen M. McLane, Fairfax County Zoning Administrator v. Gelman Fenwick Shopping Center, LLC*, Case No. CL-2011-0001922 (Fx. Co. Cir. Ct.) (Providence District)

6. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Guillermo Renato Garcia and Lenny Quiroz*, Case No. CL-2010-0007947 (Fx. Co. Cir. Ct.) (Lee District)
7. *Eileen M. McLane, Fairfax County Zoning Administrator v. Hillbrook Real Estate Holdings, LLC*, Case No. 2010-0013770 (Fx. Co. Cir. Ct.) (Mason District)
8. *Eileen M. McLane, Fairfax County Zoning Administrator v. Alfred M. Araujo, Lore K. Araujo, the Alfred M. Araujo Trust, Alfred M. Araujo, Trustee, Lore K. Araujo, Trustee, Stephen Kurt Araujo, Trustee, and Makram Jamil Malaeb*, Case No. CL-2010-0016997 (Fx. Co. Cir. Ct.) (Mason District)
9. *Eileen M. McLane, Fairfax County Zoning Administrator v. Hiep V. Nguyen and Thu T. T. Nguyen*, Case No. CL-2010-0011200 (Fx. Co. Cir. Ct.) (Mason District)
10. *Eileen M. McLane, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Richard H. Chiu*, Case No. CL-2011-0001906 (Fx. Co. Cir. Ct.) (Providence)
11. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Richard H. Chiu*, Case No. CL-2011-0001925 (Fx. Co. Cir. Ct.) (Providence District)
12. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. James E. Jones and June V. Jones*, Case No. CL-2011-0001908 (Fx. Co. Cir. Ct.) (Mount Vernon District)
13. *Eileen M. McLane, Fairfax County Zoning Administrator v. James R. Zenteno and Marcela Montequin*, Case No. CL-2011-0002055 (Fx. Co. Cir. Ct.) (Lee District)

14. *Eileen M. McLane, Fairfax County Zoning Administrator v. Judy D. Watson*, Case No. CL-2011-0002019 (Fx. Co. Cir. Ct.) (Lee District)
15. *Eileen M. McLane, Fairfax County Zoning Administrator and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Reynaldo C. Medrano and Carla Munoz-Lopez*, Case No. CL-2011-0002181 (Fx. Co. Cir. Ct.) (Mason District)
16. *Eileen M. McLane, Fairfax County Zoning Administrator v. Delfin Farfan and Mary I. Farfan*, Case No. CL-2011-0002183 (Fx. Co. Cir. Ct.) (Providence District)
17. *Eileen M. McLane, Fairfax County Zoning Administrator v. Michael A. Gilmore*, Case No. CL-2011-0002184 (Fx. Co. Cir. Ct.) (Sully District)
18. *Eileen M. McLane, Fairfax County Zoning Administrator v. William S. Grammer and Penelope F. Grammer*, Case No. CL-2011-0002180 (Fx. Co. Cir. Ct.) (Springfield District)
19. *Eileen M. McLane, Fairfax County Zoning Administrator v. Christopher F. Trigg and Mi S. Trigg*, Case No. CL-2011-0002185 (Fx. Co. Cir. Ct.) (Springfield District)
20. *Eileen M. McLane, Fairfax County Zoning Administrator v. David F. Nichols and Linda A. Nichols*, Case No. CL-2011-0002314 (Fx. Co. Cir. Ct.) (Lee District)
21. *Eileen M. McLane, Fairfax County Zoning Administrator v. Haydar Najem and Zaynab Najem*, Case No. 11-0003629 (Fx. Co. Gen. Dist. Ct.) (Springfield District)

Supervisor Foust and Supervisor Hyland jointly seconded the motion.

At 3:41 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

31. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:42 p.m.)

Supervisor Gross 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 Foust and Supervisor Hyland jointly seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE."

32. **PRESENTATION OF TERMS FOR A SERVICE AGREEMENT EXTENSION WITH COVANTA** (3:42 p.m.)

Supervisor Hyland moved that the Board direct the County Executive to present to Covanta terms for a service agreement extension considered by the Board today in closed session, which, if not accepted by Covanta, could result in a decision by the Board on March 29, 2011, to purchase the (waste-to-energy) facility. Supervisor Foust seconded the motion, which carried by unanimous vote.

DET:det

AGENDA ITEMS

33. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2009-MA-026 (GOSSOM FAMILY LIMITED PARTNERSHIP I, RLLP) (MASON DISTRICT)** (3:43 p.m.)

(NOTE: On February 8, 2011, the Board deferred the public hearing on this item until March 8, 2011.)

At the request of the applicant, Supervisor Gross moved to defer the public hearing on Special Exception Application SE 2009-MA-026 until **April 26, 2011, at 3:30 p.m.** Supervisor McKay seconded the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor Smyth being out of the room.

34.

3:30 P.M. – PH ON REZONING APPLICATION RZ 2010-LE-013 (WPPI SPRINGFIELD HS, LLC) (LEE DISTRICT) (3:45 p.m.)

At the request of the applicant, Supervisor McKay moved to defer the public hearing on Rezoning Application RZ 2010-LE-013 until **March 29, 2011, at 2:30 p.m.** Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Smyth being out of the room.

35.

3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2010-SP-029 (PLEASANT VALLEY PRESCHOOL, INCORPORATED) (SPRINGFIELD DISTRICT) (3:45 p.m.)

The application property is located at 4615 Stringfellow Road, Tax Map 45-3 ((1)) 11.

Mr. Emerson D. Cale reaffirmed the validity of the affidavit for the record.

Bob Katai, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a brief description of the application and site location.

Mr. Cale 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, Mr. Katai presented the staff and Planning Commission recommendations.

Supervisor Herrity moved:

- Approval of Special Exception Application SE 2010-SP-029, subject to the development conditions dated March 8, 2011.
- Modification of the transitional screening requirements along the west property line, in favor of that depicted on the SE Plat, and as stated in the development conditions.
- Waiver of the barrier requirements along the west property line.

Supervisor McKay seconded the motion and it carried by a vote of nine, Supervisor Smyth being out of the room.

36.

3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-W-001-11 (JEFFERSON AT FAIRFAX CORNER LLC) (SPRINGFIELD DISTRICT) (3:51 p.m.)

(NOTE: Earlier in the meeting, the Board adopted a plan for strategic growth. See Clerk's Summary Item #9.)

The application property is located on the south side of Monument Drive approximately 1300 feet east of its intersection with Government Center Parkway, Tax Map 56-1 ((15)) 5B and 14.

Ms. Lynne J. Strobel reaffirmed the validity of the affidavit for the record.

Suzianne Zottl, Staff Coordinator, Zoning Evaluation Division (ZED), Department of Planning and Zoning (DPZ), gave a brief description of the application and site location.

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

Discussion ensued, with input from Kris Abrahamson, Branch Chief, ZED, DPZ, and Anthony H. Griffin, County Executive, concerning funds to be transferred to the schools.

Discussion continued concerning a swimming pool and accoutrements, with input from Ms. Strobel and Mr. Gregory A. Lamb of the Jefferson Apartment Group.

Additional discussion ensued with input from Ms. Abrahamson concerning:

- The number of school-age children anticipated.
- Per-year school costs as they relate to a \$225,000 proffer.
- Provisions for transportation improvements.

Discussion continued, with input from Ms. Strobel, concerning unit-by-type breakdown (Proffer 10a) and a clarification of school and park proffers, and from Ms. Abrahamson concerning a public recreational benefit.

Following the public hearing, which included testimony by one speaker, Ms. Zottl, presented the staff and Planning Commission recommendations.

Supervisor Herrity read a statement of his position and concerns then moved **DENIAL** of Proffered Condition Amendment Application PCA 86-W-001-11 and the associated Comprehensive Development Plan Amendment (CDPA). Supervisor Cook seconded the motion.

Discussion ensued concerning:

- County employee housing
- A shortage of housing units
- Live-work environment

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and, following remarks concerning workforce housing in the County, moved a substitute motion to approve:

- Proffered Condition Amendment Application PCA 86-W-001-11, and the associated CDPA, subject to the proffers dated February 28, 2011.
- Waiver Request 007656-WPFM-006-1, for location of underground detention facilities in a residential area, subject to the Development Conditions dated February 1, 2011.

The motion was multiply seconded.

Discussion ensued concerning:

- The Board's earlier adoption of a strategic plan for economic growth in the County that identified workforce housing as a major component of that plan. (See Clerk's Summary Item #9.)
- Employer-provided workforce housing.
- Pricing-out.

The question was called on the substitute motion and it CARRIED by a recorded vote of seven, Supervisor Cook, Supervisor Frey, and Supervisor Herrity voting "NAY."

The question was called on the main motion, as substituted, and it CARRIED by a recorded vote of seven, Supervisor Cook, Supervisor Frey, and Supervisor Herrity voting "NAY."

Vice-Chairman Gross returned the gavel to Chairman Bulova.

(NOTE: On March 2, 2011, the Planning Commission approved Final Development Plan Amendment Application FDPA 86-W-001-06, subject to the development conditions dated February 28, 2011.)

37.

3:30 P.M. – PH ON REZONING APPLICATION RZ 2010-LE-007 (FLEET DRIVE LLC) (LEE DISTRICT)

AND

PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 2006-LE-018 - FLEET DRIVE LLC (LEE DISTRICT) (4:31 p.m.)

(O)

The Rezoning Application RZ 2010-LE-007 property is located on the west side of Beulah Street on the east side of Fleet Drive at its intersection with Gravel Avenue, Tax Map 91-1((1)) 59A, 59B, 60; 91-1 ((5)) 2, 3, 4, and 7.

The Proffered Condition Amendment Application PCA 2006-LE-018 property is located on the west side of Beulah Street on the east side of Fleet Drive at its intersection with Gravel Avenue, Tax Map 91-1 ((1)) 59A, 59B, 60; 91-1 ((5)) 2, 3, and 4.

Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.

St. Clair Williams, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a brief description of the application and site location.

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

Following the public hearing, which included testimony by one speaker, Mr. Williams, presented the staff and Planning Commission recommendations.

Supervisor McKay moved:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2010-LE-007, from the R-1 and R-12 Districts to the R-12 District, subject to the proffers dated March 4, 2011.
- Approval of Proffered Condition Amendment Application PCA 2006-LE-018, subject to the proffers dated March 4, 2011.
- Waiver of the maximum 600-foot private street length requirement.
- Approval of a deviation from the tree preservation target in favor of that shown on the Generalized Development Plan.

Supervisor Foust seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross,

Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE."

ADDITIONAL BOARD MATTER

38. **INTRODUCTION OF RAJ ADHIKARI, AN INTERN IN THE OFFICE OF THE CLERK TO THE BOARD** (4:40 p.m.)

Chairman Bulova introduced Raj Adhikari, an intern in the Office of the Clerk to the Board, who is a sophomore at Fairfax High School. On behalf of the Board, she warmly welcomed him to the Board Auditorium.

AGENDA ITEMS

39. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2010-LE-009 (MR LEWIN PARK CAPITAL, LLC) (LEE DISTRICT)** (4:41 p.m.)

Supervisor McKay asked unanimous consent that the Board direct the Clerk to verify the listing of this case as initials MR rather than an abbreviation for mister. Without objection, it was so ordered.

Supervisor McKay moved to defer the public hearing on Rezoning Application RZ 2010-LE-009 to **March 29, 2011, at 2:30 p.m.** Chairman Bulova seconded the motion and it carried by unanimous vote.

40. **4 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 81-P-025 [FALLS CHURCH (E&A) LLC] (PROVIDENCE DISTRICT)** (4:42 p.m.)

The application property is located at 7393 Lee Highway, Tax Map 50-1 ((1)) 39D.

Mr. Steven F. Teets reaffirmed the validity of the affidavit for the record.

Suzianne Zottl, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a brief description of the application and site location.

Mr. Teets 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, Ms. Zottl, presented the staff and Planning Commission recommendations.

Supervisor Smyth moved approval of Special Exception Amendment Application SEA 81-P-025, subject to the development conditions dated

February 9, 2011. Supervisor McKay seconded the motion and it carried by a vote of eight, Supervisor Frey and Supervisor Herrity being out of the room.

41.

**4 P.M. – BOARD DECISION ON SPECIAL EXCEPTION APPLICATION
SE 2010-LE-017 (ISKALO CBR LLC) (LEE DISTRICT)** (4:45 p.m.)

(NOTE: On January 25, 2011, the Board deferred the public hearing on this item until February 8, 2011. On February 8, 2011, the Board deferred the public hearing on this item until February 22, 2011. On February 22, 2011, the Board held a public hearing regarding this item and deferred decision until March 8, 2011.)

The application property is located at 7901, 7909, 7915, and 7828 Cinder Bed Road, Tax Map 99-2 ((3)) 1, 2, 3A and 3B.

Supervisor McKay stated he had items for the record.

Supervisor McKay moved:

- Approval of Special Exception Application SE 2010-LE-017, subject to the development conditions dated March 8, 2011, with the following additional development conditions:
 - Development Condition 27: To ensure there is a forum for ongoing discussion with the residential communities on the east side of Cinder Bed Road, the applicant shall meet with a Communications Committee comprised of a representative from each of the homeowners and/or civic associations at the discretion of the Communications Committee but not more than twice a year. In addition, a dedicated telephone contact number for the Washington Metropolitan Area Transportation Authority (WMATA) bus facility shall be established and provided to the Lee and Mount Vernon District Supervisors' offices and to the members of the Communications Committee to report concerns regarding the operation of the WMATA bus facility. The dedicated telephone contact number shall be provided by the applicant prior to the issuance of a non-residential use permit (Non-RUP) for the WMATA bus facility and updated as necessary. Monitoring of the telephone contact line shall be performed on a daily basis and all calls shall be responded to within one business day.
 - Development Condition 28: The maximum permitted number of buses to utilize the facility shall be "phased"

based upon the following schedule: upon issuance of a Non-RUP, no more than 80 buses shall use the facility. After two years from the issuance of the Non-RUP, no more than 100 buses shall use the facility. After five years from issuance of the Non-RUP, no more than 125 buses shall use the facility. After seven years from issuance of the Non-RUP, the maximum number of buses shall be 160, which is the total maximum for the facility.

- Modification of the interior parking lot landscaping requirements in favor of that shown on the SE Plat.

Supervisor Gross seconded the motion.

Supervisor Hyland read a statement noting positive elements as well as areas of concern. Following input from Supervisor McKay and Mr. Williams, and further discussion, the question was called on the motion and it **CARRIED** by a recorded vote of six, Supervisor Frey, Supervisor Herrity, and Supervisor Hyland voting "NAY," Chairman Bulova abstaining.

(NOTE: On February 3, 2011, the Planning Commission approved Public Facilities Application 2232-L10-017, noting that it satisfies the criteria of location, character, and extent, as specified in Section 15.2-2232 of the *Code of Virginia* and is substantially in accord with the provisions of the Comprehensive Plan.)

NV:nv

ADDITIONAL BOARD MATTERS

42. **DULLES STATION LAND BAY 3 (HUNTER MILL DISTRICT)**
(5:22 p.m.)

Supervisor Hudgins presented a Board Matter that concerns land that is very proximate to the planned Route 28 Metro Rail Station and is also an active part of the planning for the parking and infrastructure that will serve the station. She reminded the Board that previously it had initiated a study of the so-called "Rocks" property on the south side of the Dulles Toll Road for the purpose of optimizing station design and opportunities for quality transit oriented development. The Rocks property is among the most important opportunities for Transit Oriented Development at this station and is integral to the planning of the parking, access, and infrastructure for the station itself.

As this planning process has progressed, Supervisor Hudgins asserted that an additional undeveloped parcel in what is commonly known as Dulles Station should be part of the same consideration. The Dulles Station parcel is adjacent to

the Rocks property and is part of the same ongoing discussions related to optimizing station parking and access.

Therefore, Supervisor Hudgins moved that the Board direct staff to expand the previously authorized Comprehensive Plan amendment for the Rock property to also include Tax Map 15-4((s)) 5A, known as "Dulles Station Land Bay 3." This action shall in no way prejudice the outcome of any of the ongoing planning studies or future land use applications that may result. Chairman Bulova seconded the motion, which carried by unanimous vote.

43. **RECOGNITION OF CAPTAIN DEBORAH BURNETT (HUNTER MILL DISTRICT) (5:23 p.m.)**

Supervisor Hudgins announced that Captain Deborah Burnett, Commander of the Reston District Station, will be retiring on March 24 from the Police Department. Captain Burnett has been the commander of the Reston District Station since 2006. She has worked closely with the community to conquer many ongoing issues, especially quality of life issues within the Reston District.

Captain Burnett has been a police officer for the County for 29 years. She has worked in a number of different positions within the department to include patrol at Mount Vernon Station, sergeant at Franconia District Station, second lieutenant at Mount Vernon, and lieutenant at the Criminal Justice Academy. She has also held supervisory positions at the West Springfield District Station, the Crime Analyst Unit, and Youth Services Division before spending the last five years as commander of the Reston District Station.

Accordingly, Supervisor Hudgins moved that the Board direct staff to invite Captain Deborah Burnett to appear before the Board to be recognized for her years of service to the County. Chairman Bulova seconded the motion, and it carried by unanimous vote.

44. **FISCAL YEAR (FY) 2012 AFFORDABLE HOUSING CONSIDERATION ITEM (5:25 p.m.)**

At the March 1 meeting of the Board's Housing Committee, Supervisor Hudgins said that the Board received a letter (additional copies of which were distributed around the dais) signed by many non-profit partners pointing out that the County has a gap of nearly 200 households homeless in the County and that the private sector vacancy rate is at a historic low. The non-profit partners are requesting the Board to approve additional funding of at least \$2 million in the FY 2012 Budget to invest in supporting more non-profit acquisition or preservation.

Accordingly, Supervisor Hudgins moved that the Board approve a Consideration Item for \$2 million in additional funding as part of the FY 2012 Budget process so that non-profits can invest in supporting preservation or acquisition of affordable housing helping to realize the County's "10 Year Plan to Prevent and

End Homelessness." Chairman Bulova seconded the motion, which carried by unanimous vote.

Following a question from Supervisor Gross regarding the process for Consideration Items, Chairman Bulova stated that Consideration Item requests could be presented as Board Matters or submitted to Chairman Bulova (Budget Committee Chair) or to Susan Datta, Director, Department of Management and Budget, with copies to Chairman Bulova or Ms. Datta and the rest of the Board. This makes everyone aware of each item requested. The items will appear on a list for Board consideration for funding.

Following further discussion, Chairman Bulova clarified that voting to place an item on the list of Consideration Items is not a statement of support and not a commitment to vote in favor of it.

45.

NON-PROFIT TAX EXEMPTION STATUS (5:28 p.m.)

Supervisor Hudgins said that at the October 23, 2006, Board meeting, a public hearing was held on the "Adoption of an Ordinance Establishing a Procedure and Criteria for a Property Tax Exemption Program." After the public hearing, the Board declined to lift the moratorium on real estate tax exemption. Since that public hearing, the Board directed staff to explore lifting the moratorium with a consideration limited to non-profit organizations that provide affordable housing. She said that she continued to meet with advocates on this subject and raised the issue during a previous Budget Committee workshop. The issue has yet to come back to the Board for consideration.

In an August 11, 2009, memorandum to the Board, copies of which were distributed around the dais, Supervisor Hudgins said that the County Executive noted that the Department of Housing and Community Development reports that tax exemption could be useful to non-profit developers. Further, the memorandum states that nearly \$8 million in General Fund real estate taxes are already exempted annually for charitable organizations (not including religious and governmental properties), and partially lifting the self-imposed moratorium would only result in a \$220,000 decrease in General Fund revenue.

Supervisor Hudgins said that the County Executive provides actions the Board may wish to consider allowing for such a future tax exemption while aiding local non-profit providers and the County's commitment to affordable housing and the "10-Year Plan to Prevent and End Homelessness."

Accordingly, Supervisor Hudgins moved that the Board refer the lifting of the self-imposed real estate tax moratorium discussion to the next Housing Committee meeting with the intent of outlining a process the Board can take to assist those non-profits that provide affordable housing. Chairman Bulova seconded the motion, which carried by unanimous vote.

46.

RECOGNIZING Langley HIGH SCHOOL GIRLS' SWIM TEAM: 2011 STATE CHAMPIONS (DRANESVILLE DISTRICT) (5:32 p.m.)

Supervisor Foust congratulated the Langley High School girls' swim team for winning the Virginia Group AAA State championship in Virginia Beach. The Saxons clinched the title on February 19 with 187 points. With the win, the Langley girls accomplished a triple crown, also winning the Northern Region and Liberty District championships. This is the first State title for the Langley girls since 2001.

Therefore, Supervisor Foust asked unanimous consent that the Board direct staff to invite the Langley girls' swim team, coaches, and school officials to appear before the Board on June 7 to be recognized for their outstanding achievement. Without objection, it was so ordered.

47.

DESIGNATION OF STREET ADDRESS FOR CORNER LOTS (5:33 p.m.)

Supervisor Foust said that he has received complaints from several constituents about the County's practice of changing street addresses for properties located on corner lots. Under current practice, this is usually done when a property owner applies for a building permit, and staff determines that the driveway of the property enters the lot from a street other than the current street address of the property. The explanation provided by staff is that the Code of the County of Fairfax, Chapter 102 (Streets and Sidewalks), Article 1, Section 3, Part B, provides that "each principal building shall bear the number assigned to the frontage on which the front entrance is located . . ." Staff states that "the County considers the front entrance to be the street on which the driveway is located." Constituents have pointed out that this interpretation of the Code, where the location of the driveway is deemed determinative, is rigid and does not take into consideration other compelling criteria. They also argue that this interpretation is inconsistent with the Zoning Ordinance.

Supervisor Foust noted that when staff makes this determination, residents who have lived in their homes for sometimes 30 or 40 years with the same address are told they have 30 days to notify their utility companies, banks, and anyone else who needs to know the new address. Over a dozen federal, state, and local government agencies receive copies of the letter that gives notice of the County's intent to change the address. He asserted that it is intimidating, burdensome, and very upsetting, especially for elderly residents, to be told that they must change their address. Because of the way the practice is implemented, it can also discourage residents from applying for building permits to improve their properties.

Supervisor Foust said that the reason given for these changes is "public safety." He stated that it has not been demonstrated to his satisfaction that the changes are needed to further public safety, nor have the risks of not making the change been explained to the public. The County does not have a list of all the so-called non-conforming addresses, and the County is implementing changes on a house-by-

house basis as these non-conforming addresses become known to the County. Given that there is no effort to immediately change all non-conforming addresses, he said that it is clear that the County will have non-conforming addresses long into the future.

Supervisor Foust said that he has requested staff to consider possible alternative procedures, such as a procedure that would identify these non-conforming properties and change the address when title to the property changes. This would allow residents who have lived in their homes for decades to avoid the cost and inconvenience of making changes while they reside there. In the interim, if it can be demonstrated that there is a concern about response time to these residences, the homeowners could be offered the option of immediately changing their addresses.

Pursuant to the Code of the County of Fairfax, the Director of the Department of Public Works and Environmental Services is responsible for maintaining the street numbering system. Supervisor Foust added that he has presented his concerns and the concerns of his constituents, as well as alternatives for addressing this matter that would be far more acceptable to County residents. He noted that the director has been very responsive and is following up on the issue and expects to be able to report to the Board by the end of March.

Therefore, Supervisor Foust moved that the Board direct staff to:

- Complete its review of the County's procedures for changing street addresses and determine whether those procedures are consistent with the Code of the County of Fairfax.
- Present an analysis to the Board of the benefits, costs, and options of implementing alternative procedures that would minimize the consequences and inconvenience to existing homeowners.
- To place a moratorium on making changes to the street addresses of these non-conforming lots without the owner's agreement until staff has received further direction from this Board.

Supervisor Smyth seconded the motion.

Following discussion regarding some examples in other districts, the question was called on the motion, and it carried by unanimous vote.

PMH:pmh

48.

LYLAB HOLDINGS, LLC - ROCKLAND VILLAGE REZONING/FINAL DEVELOPMENT PLAN (RZ/FDP) APPLICATIONS RZ/FDP 2010-SU-015 AND RZ/FDP 2011-SU-003 (SULLY DISTRICT) (5:41 p.m.)

Supervisor Frey said that Lylab Holdings, LLC has filed Rezoning/Final Development Plan Applications RZ/FDP 2010-SU-015 and RZ/FDP 2011-SU-003 for two separate properties within Rockland Village. Each application proposes to rezone one-half acre to permit four lots. These rezonings to PDH-8 are compatible with the surrounding neighborhood and were anticipated with the 1998 rezoning of the community.

Both applications have been presented to the Sully District Land Use and Transportation Committee and the Western Fairfax County Citizens Association. Both committees and staff support the applications.

The Planning Commission hearings on these applications are scheduled for May 26, 2011. Given the simplicity of these applications and the lack of issues raised by staff, the land use committees, or the surrounding community, Lylab Holdings would like concurrent processing of the site and subdivision plans and scheduling of a public hearing to be held before the Board. Staff does not object.

Therefore, Supervisor Frey moved that the Board direct staff to:

- Schedule a public hearing to be held before the Board to occur as soon as practicable after the Planning Commission hearings for Rezoning/Final Development Plan Applications RZ/FDP 2010-SU-015 and RZ/FDP 2011-SU-003.
- Process the site plans and subdivision plans for the properties concurrently with the referenced zoning applications.

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 adopted standards. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

49.

CONCURRENT FILING OF COUNTY-OWNED PROPERTY AND RIGHT-OF-WAY WITH THE GEORGELAS GROUP, LLC REZONING APPLICATION RZ 2010-PR-014 (PROVIDENCE DISTRICT) (5:43 p.m.)

Supervisor Smyth said that the Georgelas Group, LLC has amended its pending Rezoning Application RZ 2010-PR-014, to add 3.15 acres to its consolidated application resulting in a total land area of 31.6 acres. The applicant proposes that

a small 906 square foot area of public right-of-way adjacent to the new consolidation and owned by the Board also be incorporated into the application. The right-of-way is proposed to be vacated and abandoned. Consent to the inclusion of the right-of-way in the application is required from the Board.

To that end, Supervisor Smyth moved that the Board authorize the inclusion of the approximately 906 square foot area of public right-of-way located between Tax Map 29-1 ((1)) 18C and 29-3 ((1)) 54A in Rezoning Application RZ 2010-PR-014 as filed by Georgelas Group LLC. The Board previously authorized the County Executive to act as agent of the Board in connection with this application. This motion shall not be construed as a favorable recommendation on the proposed application and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, or adoptive standards. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

50.

EXPEDITED SCHEDULING OF SPECIAL EXCEPTION AND CONCURRENT PROCESSING OF SITE PLANS FOR GRANT BUILDING 1651 OLD MEADOW ROAD LLC (PROVIDENCE DISTRICT)
(5:44 p.m.)

Supervisor Smyth said that a special exception application was submitted last week proposing to accommodate a college/university use as an interim use in the office building located at 1651 Old Meadow Road. The applicant proposes to lease approximately 5,838 square feet of the existing building to the Reformed Theological Seminary (RTS). The applicant proposes no changes to the approved proffers, no building additions, no increase in intensity, and no site modifications. RTS seeks to begin offering classes at this location for its fall session. To accommodate a fall session, Cityline Partners (the owner of the Grant Building) has requested an expedited Board public hearing date.

To that end, Supervisor Smyth moved that:

- The Board direct staff to schedule an expedited public hearing to be held before the Board regarding the pending special exception application submitted by Cityline Partners to accommodate a college/university in the existing office building located at 1651 Old Meadow Road, Tax Map 29-4 ((6)) 102.
- If a site plan is necessary, the Board shall authorize concurrent processing of a site plan.

This motion does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, or adopted standards nor does it prejudice in any way the Board's consideration of the pending special exception application.

Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

51.

NATIONAL WILDLIFE FEDERATION PROGRAM (5:46 p.m.)

Supervisor Gross said that the County Wildlife Habitat Team has been working on a National Wildlife Federation program to certify the County as a Community Wildlife Habitat. On February 22 the County was recognized as the forty-ninth certified community in the country and the second largest overall. A total of 1751 homes, schools, businesses, parks, and churches were certified as wildlife habitats, exceeding the National Wildlife Federation's requirements of 816 certifications.

The team is made up of groups and individuals whose connection is environmental stewardship. Team members include:

- Penny Gross, Mason District Supervisor
- Frank Vajda, Mason District Representative, Park Authority
- Cindy Walsh, Director, Resource Management Division, Park Authority
- Bobbi Longworth, Director, Park Foundation
- Kevin Holland, Vice President, The Friends of Hidden Oaks Nature Center
- Whitney Bailey, Director of Education, Northern Virginia Conservation Trust
- Ashley Stanton, Northern Virginia Conservation Trust and Fairfax Master Naturalists

Through a series of classes offered by the Park Authority, community, and educational events staged across the County, the team spread the word on the value of connecting with wildlife on a home-by-home, school-by-school basis. In each certification the five requirements of food sources, water sources, places for wildlife to live and raise their young and sustainable gardening infused the stewardship message of human connection to the environment. Backyards that welcome wildlife also are friendly for children, encouraging outdoor play every day. Realizing that all wildlife is not equally welcomed in neighborhoods and schoolyards, the team continues promoting the use of native plants supporting eco-friendly environments throughout the County.

Supervisor Gross moved that the Board:

- Recognize this significant accomplishment and permit the National Wildlife Federation to present the award and certification to the County at an upcoming Board meeting.
- Direct the Office of Public Affairs to publicize this award to increase awareness of and participation in the team's effort to encourage more homeowners, schools, and community organizations to create wildlife-friendly/kid-friendly habitats in the County.

Supervisor Foust and Chairman Bulova jointly seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

52.

PUBLIC SAFETY TELECOMMUNICATIONS WEEK (5:50 p.m.)

Supervisor Gross said that in 1994 the US Congress proclaimed the second full week in April as "Public Safety Telecommunications Week." This week serves to recognize at the national, state, and local levels the exceptional service provided by 9-1-1 call takers and dispatchers in their role as the first of the first responders.

Supervisor Gross noted that the County's 9-1-1 Center, known as the Department of Public Safety Communications (DPSC), is a nationally recognized public safety communications center, one of the 50 largest in the US and the largest in Virginia. On average, DPSC receives approximately two million calls each year.

Therefore, Supervisor Gross asked unanimous consent that the Board:

- Proclaim April 11 – 15, 2011, as "Public Safety Telecommunications Week" in Fairfax County.
- Direct staff to invite representatives from the DPSC to be recognized with the proclamation at the March 29 Board meeting.

Without objection, it was so ordered.

53.

URGING WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) TO CONSIDER RIDE-SHARING AS A WAY TO MAXIMIZE METROACCESS (5:52 p.m.)

Supervisor Cook said that MetroAccess is a para-transit system that was created to provide people with disabilities and older residents access to their community. As Nancy Mercer, co-executive director of the ARC of Northern Virginia, rightly pointed out in a recent editorial, "MetroAccess is not a luxury taxicab service; it is a lifeline to the community for 70,000 riders."

Supervisor Cook noted that WMATA has proposed, as part of an effort to maintain a balanced budget, to raise fees on this service essential to some of the most vulnerable residents. Seventy percent of people with disabilities are unemployed, which means many of these individuals live on incomes of \$674 a month. A fare increase to MetroAccess, however small, impacts these individuals greatly.

Supervisor Cook said that WMATA should consider maximizing the cost efficiency of this program by focusing on ride-sharing. Looking at the most recent data from MetroAccess (December 2010) and excluding the six percent of the rides provided by taxis, MetroAccess vehicles had 1.08 boardings per revenue hour. Just for the County, the productivity was much worse, 0.87 boardings per revenue hour. Calculating the same statistics for a month with fewer vacation or holiday days and better weather, October, yields similar results. System-wide: 1.1 rides per revenue hour, Fairfax County: 0.95 rides per revenue hour. The clear implication is most people are riding alone.

Whether through price incentives, such as discounts for groups, or through better outreach and coordination, WMATA should strive to make this program as cost efficient as possible.

Therefore, Supervisor Cook moved that the Board recommend that WMATA consider potential structural revisions to the MetroAccess service, including the operations and scheduling processes, as an alternative to a fare increase and as a way to improve its cost effectiveness and ensure the program is as inclusive as possible. Supervisor Hudgins seconded the motion.

Discussion ensued regarding:

- Fares and fare increases
- Ridesharing
- Jurisdictional subsidy

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

54.

POTENTIAL BRADDOCK ROAD - ROUTE 123 BYPASS (BRADDOCK DISTRICT) (6:04 p.m.)

Jointly with Supervisor Herrity and Chairman Bulova, Supervisor Cook said that improving the transportation system is a challenging issue the Board discusses at nearly every meeting. Many times, turning talk into action on transportation requires thinking outside of the box, and forming partnerships to fund necessary improvements. Such is the case with a proposed Braddock Road - Route 123 Bypass.

George Mason University (GMU) has grown considerably in recent years, presenting many challenges for the transportation network that serves its Fairfax campus. Over the last 18 months, GMU has developed a Transportation Master Plan (TMP) to address the mobility needs of students, faculty, staff, visitors, and the surrounding communities in ways that are sustainable. Supervisor Cook noted that this plan, now nearing final approval, was developed in coordination with County staff, Fairfax City staff, and his office. It establishes a framework to improve all transportation systems on the campus, respond constructively to the growth that has occurred, and set a course as GMU continues to grow.

A major goal of this plan has been to develop partnerships between GMU and surrounding governments and agencies when interests overlap. In 2009 the County completed a major Interchange Study of Braddock Road and Route 123, where GMU sits. The purpose of this study was to evaluate improvements that could increase capacity and improve both current and future traffic operations at this intersection. Traffic analyses for the existing conditions at this intersection verified that the majority of the movements operated at a level of service E or F during peak periods. Analyses of the 2015 and 2030 movements show that operations would continue to degrade with nearly all movements operating at a level of service F. After multi-year data collection and community analysis, the 9T Interchange Improvement Plan was adopted as the preferred alternative for future improvements. The cost of this improvement, in 2009 dollars, is \$84 million, and no source of funding has been identified.

The George Mason TMP has identified an interim alternative that may take significant immediate pressure off this intersection. GMU has proposed to create a new West Campus Connector. This new roadway would be built entirely on land owned by GMU, and connect Braddock Road west of Route 123 at Prestwick Drive to the main campus via Mason Pond Drive using an overpass of Route 123. After discussions with Fairfax City, the northern connection to Route 123 at University Drive (still depicted on the map) is not being currently pursued, but is a future possibility. Data suggests that the remaining Mason Pond improvement would remove a significant number of vehicles from Braddock Road where 46 percent of all vehicle trips access the campus. In fact, data show a potential 15 percent delay reduction at Braddock/123 and a 30 to 50 percent reduction at Braddock/Roanoke River if this plan is implemented.

A bill to fund the bypass made great headway through this year's General Assembly session. While the project did not make it into the final budget, funding discussions continue. Consequently, Supervisor Cook said that he is moving forward with the important task of seeking community input on this proposal. GMU staff did present this plan at one of the Community-University forum meetings last fall, and now that funding discussions are on the front burner, he has scheduled a community meeting for Monday, March 28, at 7:30 p.m. at Villa Elementary School. GMU, the Virginia Department of Transportation

(VDOT) and the Department of Transportation (DOT) staff will be on hand to answer questions.

Therefore, Supervisor Cook asked unanimous consent that the Board direct staff to publicize this event. Without objection, it was so ordered.

Moreover, the possibility exists that the County may be asked to contribute funding to this plan. The total cost of the western bypass, without the University Drive connection, is approximately \$15 million. GMU has been working with the Commonwealth and with VDOT to identify up to \$10 million in VDOT funding to build this project now. Discussions are ongoing between all stakeholders to identify sources for the remaining funds. He added that he is not asking the Board to authorize any funding at this point. Such a request would be premature. However, it is important that the County identify this program on its priority list, both as an indication of its importance as well as to permit the various parties to discuss a potential County contribution in the future.

Therefore, Supervisor Cook moved that the Board direct staff to add the Braddock - Route 123 Bypass to the County priority transportation project list, at a placeholder amount of \$3 million. Chairman Bulova seconded the motion.

Following a brief discussion regarding the proposed bypass, Supervisor McKay asked to amend the motion to include that the Board indicate to the Governor and the Secretary of Transportation that this project should be added to the Governor's plan, and this was accepted.

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

55.

**KING PARK CELEBRATES ITS FIFTIETH ANNIVERSARY
(BRADDOCK DISTRICT)** (6:13 p.m.)

Supervisor Cook said that Kings Park, a beautiful community of more than 1,000 homes, will be celebrating its fiftieth anniversary and fourth annual Community Potluck Dinner on March 19, from 5 p.m. until 9 p.m. at Lake Braddock Secondary School.

Supervisor Cook referred to his written Board Matter outlining the history of Kings Park.

Supervisor Cook asked unanimous consent that the Board offer its congratulations to the Kings Park Civic Association and authorize a certificate to be presented at the Community Potluck Dinner. Without objection, it was so ordered.

56.

RECOGNIZING ROBINSON SECONDARY SCHOOL'S WRESTLING TEAM (SPRINGFIELD DISTRICT) (6:14 p.m.)

Jointly with Supervisor Herrity, Supervisor Cook congratulated the wrestling team from Robinson Secondary School for its win at the Virginia AAA State Championship - the team's first State wrestling title since 1985. Also, bringing home State titles in their individual weight classes were Juniors Jake Smith and Brooks Martino, while three other Rams placed second.

Competing in their home gym against the best teams in Virginia, Robinson wrestlers jumped out to a 20 point lead over Cox High School after day one, and then extended that lead in day two, ultimately winning by a score of 155.5 to 125.5 over runner-up Cox High School. Led by Coach Bryan Hazard, a 1991 graduate of Robinson, every one of the wrestlers contributed to the team score, with 9 of 10 wrestlers also placing and with all of Robinson's finalists coming back next year, and only two State qualifiers graduating, perhaps 2012 will see repeat champions.

Supervisor Cook asked unanimous consent that the Board congratulate the team for its achievement and invite it to appear before the Board during its April 26 meeting to be formally recognized. Without objection, it was so ordered.

57.

DESIGNATION OF MAY AS OLDER AMERICANS MONTH (6:17 p.m.)

Supervisor Herrity said this past December at the 50+ Committee, the Board heard from John Martin of the Boomer Project about the unprecedented challenges from the enormous aging population wave that is beginning to roll throughout Virginia. The Board has been planning for an age-friendly community for several years and it has made a commitment to refine its work to further enrich the quality of life for older residents.

Focusing on the challenges and opportunities of aging residents is at the heart of the Board's commitment. Supervisor Herrity recognized that Older Americans Month is observed nationally each May to celebrate the accomplishments of older residents and to express gratitude for the contributions they have made, and continue to make, to communities. This year's theme, "Older Americans: Connecting the Community" urges all residents and communities alike to recognize older citizens' contributions to the diversity, strength, and unity of the community. He also recognized the contribution of the many volunteers in the County who serve older residents. They provide services that improve health literacy, increase access to health and recreational services, deliver food and nutrition, provide financial and housing counseling, sponsor social and civic activities, just to name a few. Older residents and those who serve them should be commended for their role in creating and bolstering the fiber of the community and nation.

Therefore, Supervisor Herrity asked unanimous consent that the Board designate May as "*Older Americans Month*" in Fairfax County and direct staff to invite representatives from the Commission on Aging, the Long Term Care Coordinating Council, the Area Agency on Aging and other volunteers and appropriate groups to appear before the Board at an upcoming meeting. By doing so the Board continues to pledge its commitment to aging residents, and recognize its covenant with them which aims to ensure that they may enjoy active, productive, and healthy lives, with independence, safety, and dignity. Without objection, it was so ordered.

58.

LYME DISEASE AWARENESS MONTH (6:18 p.m.)

Supervisor Herrity said that Lyme Disease affects many families in the County and has been on the increase over the last couple of years. Several hundred cases have been reported in the County in the last few years and many also went unreported as the testing for the disease is only 50 percent accurate and many victims do not show obvious symptoms like the "Bull's-eye rash." It is a terrible disease that can take many forms in its victim from muscle pain to arthritis, to heart disease and Bell's Palsy. Lyme Disease Awareness month is officially recognized in May and offers the Board an opportunity to bring this issue to the public's attention and to recognize staff who work to keep everyone safe.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to invite Dr. Arias of the Health Department and his co-workers to appear before this Board in April for a resolution to declare May 2011 as "*Lyme Disease Awareness Month*" in Fairfax County. Without objection, it was so ordered.

59.

HONORING THE WEST SPRINGFIELD HIGH SCHOOL GIRLS' BASKETBALL TEAM (SPRINGFIELD DISTRICT) (6:19 p.m.)

Supervisor Herrity said that on March 28 the West Springfield High School girls' basketball team defeated TC Williams 46-41 to capture the Northern Region Championship, its first since 2004. West Springfield, under longtime coach Bill Gibson, improved its record to 27-1 with the victory. After capturing the region championship, the Spartans moved onto the State tournament where they beat Woodside High from Newport News in the first round. They now move on to the State semifinals where they will face Stonewall Jackson High School tomorrow at 2 p.m. in Richmond. He invited everyone to join in and wish the Spartans the best of luck in the final two rounds.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to invite the West Springfield High School girls' basketball team and coaches to appear before the Board to receive a resolution honoring them for their outstanding achievement in the 2010-2011 season. Without objection, it was so ordered.

60.

MOTION TO NAME THE COUNTY POLICE DEPARTMENT FORENSIC FACILITY AFTER FORMER POLICE CHIEF, COLONEL WILLIAM L. DURRER (6:20 p.m.)

In a joint Board Matter with the Board, Supervisor Herrity said that former Police Chief William Durrer enjoyed a long history with the the County Police Department beginning in the 1930's when he was a young boy listening to police radio calls with his father. His father was the very first "police officer" in the County.

Supervisor Herrity referred to his written Board Matter outlining Chief Durrer's many accomplishments.

Supervisor Herrity noted the PSTOC Building (which is connected to the Forensic Facility) was recently dedicated in honor of former Springfield District Board of Supervisors Member Elaine McConnell. Mrs. McConnell was contacted and advised she fully supports the dedication of the Forensic Facility in honor of Chief Durrer.

Therefore, Supervisor Herrity moved that the Board name the the County Police Department Forensic Facility, the "Colonel William Durrer Police Forensic Facility." The Board seconded the motion and it carried by unanimous vote.

61.

BOARD ADJOURNMENT (6:25 p.m.)

The Board adjourned.

Index

AGENDA ITEM	Page
Presentations: Certificates/Awards.....	2–3
Economic Advisory Commission Report.....	4–5
Economic Development Authority Report	5–6
General Assembly Report	6–7
 Items Presented by the County Executive	
Administrative Items	7–11
Information Items	11–13
 Board Matters	
Chairman Bulova	13–14, 26, 37–39
Supervisor Cook.....	36–40
Supervisor Foust	31–32
Supervisor Frey	33
Supervisor Gross	2, 35–36
Supervisor Herrity	37–42
Supervisor Hudgins	28–30
Supervisor Hyland	2, 14–17
Supervisor McKay	2, 15–17
Supervisor Smyth.....	33–34
Actions from Closed Session	21
Public Hearings	21–28