



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
June 3, 2014**

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).

13-14

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, June 3, 2014, 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 Edward L. Long Jr., County Executive; David P. Bobzien, County Attorney; Elizabeth Teare, Deputy County Attorney; Catherine A. Chianese, Assistant County Executive and Clerk to the Board of Supervisors; Angela Schauweker, Management Analyst II, Office of the County Executive; Patti M. Hicks, Chief Deputy Clerk to the Board of Supervisors; Denise A. Long, Deputy Clerk to the Board of Supervisors; Ekua Brew-Ewool and Dianne E. Tomasek, Administrative Assistants, Office of Clerk to the Board of Supervisors.

BOARD MATTERS1. **CELEBRATE FAIRFAX!** (9:35 a.m.)

Chairman Bulova announced that today's Board meeting is a celebration. It kicks off the beginning of Celebrate Fairfax and honors individuals and members of organizations who have done an exceptional job and standout in the community. She announced that later in the meeting the 2014 Lord and Lady Fairfax Honorees will be recognized.

(NOTE: Later in the meeting the honorees were recognized. See Clerk's Summary Item #5.)

2. **MOMENT OF SILENCE** (9:35 a.m.)

Chairman Bulova asked everyone to keep in thoughts the family of Mame Reiley, Democrat National Committee Member and high achiever in Virginia Democratic politics. Politics was her entire professional career and notwithstanding her many accomplishments and party politics she remained a grassroots democrat throughout. She was campaign manager and first chief of staff to retiring Congressman James Moran; political director and political action committee (PAC) director for Governor Mark Warner; chief political advisor to Governor Tim Kaine; six-term member of the Democratic National Committee where she was first elected in 1992, not only representing Virginia, she was national chair of the Democratic Women's Caucus. Ms. Reiley was raised in Alexandria and kept it as her home. She was also a member of the Good Shepherd Catholic Church. Chairman Bulova announced that she will keep everyone informed regarding the funeral arrangements.

Chairman Bulova also asked everyone to keep in thoughts the President and Chief Executive Officer of Celebrate Fairfax! Barry Feil, and the Feil family. His father, Martin Feil, died recently in Bear, Delaware.

Supervisor Herrity asked everyone to keep in thoughts the family of former West Springfield High School Teacher Ronald Maggiano, who died recently. He was a popular figure at West Springfield High School and beloved by his students and faculty. He spent 19 of his 33 years teaching at West Springfield High School. Over his career he won many accolades for his teaching style, emphasizing learning the material, not teaching to the test. In 2005 he won the Disney Teacher Award for Innovation and Creativity. He also won the American Historical Association's Beverage Family Teaching prize in 2006. He was an advocate for knowledge and making a lasting impression on his students. Two years ago, with only four years from retiring with full benefits he resigned in protest at the emphasis of teaching to the test and wrote to the *Washington Post* explaining that decision. He touched the lives of so many young people, was a dedicated public servant, in it for the right reasons, and will be sorely missed.

Supervisor Hyland also acknowledge the passing of Ms. Reiley, and stated that although she had an Alexandria address she grew up in Mount Vernon. She cared about the political process and was committed and dedicated to it.

3. **INTRODUCTION OF INTERNS** (9:42 a.m.)

Chairman Bulova introduced the following individuals who are interning in her office for the summer and warmly welcomed them to the Board Auditorium:

- Ms. Mary Stoney, a third-year student at the University of Virginia
- Ms. Diane Mechner, a third-year student at the University of Virginia
- Ms. Monisha Rao, who will be a graduate student at American University's Law School this fall
- Mr. Cameron Plunkett, a junior at the University of Southern California

4. **INTRODUCTION OF NEW COMMUNICATIONS DIRECTOR IN THE CHAIRMAN'S OFFICE** (9:44 a.m.)

Chairman Bulova announced that Troy Manos, her former communications director, is in New York attending graduate school in business. She introduced her new communications director, Lindsey Doane, who was a former intern in her office. After graduating from college she worked for Southeast Fairfax Development Corporation. On behalf of the Board, she warmly welcomed her to the Board Auditorium.

AGENDA ITEMS

5. **CERTIFICATES OF RECOGNITION PRESENTED TO 2014 LORD AND LADY FAIRFAX HONOREES** (9:44 a.m.)

Chairman Bulova and each District Supervisor introduced their 2014 Lord and Lady Fairfax honorees as follows:

Chairman

- Ms. Mary Keeser
- Master Kohil Bhinge

Braddock District

- Ms. Monica Jackson
- Mr. Anthony Vellucci

Dranesville District

- Ms. Lauri Lacorte
- Mr. Jay Donahue

Hunter Mill District

- Ms. Baba Foster Freeman
- Mr. Michael Amouri

Lee District

- Ms. Tawny Hammond
- Mr. George Towery

Mason District

- Ms. Terry O'Hara Lavoie
- Mr. Jan Reitman

Mount Vernon District

- Ms. Mary Porter
- Colonel Gregory D. Gadson (not present)

Providence District

- Ms. Merni Fitzgerald
- Mr. James M. Scott

Springfield District

- Ms. Karen Brown
- Mr. Paul Liberty

Sully District

- Ms. Lu Ann Maciulla McNabb
- Mr. Philip Allin

Following recognition of the honorees, Chairman Bulova announced that the honoring of the Lords and Ladies Fairfax comes as final plans are put in place for this weekend's Celebrate Fairfax! Festival. The festival opens Friday, June 6, at 6 p.m. and runs through the evening on Sunday, June 8. Produced by Celebrate Fairfax! Incorporated, the festival is Fairfax's official county fair and features more than 300 community and commercial exhibits.

Barry Feil, President and Chief Executive Officer of Celebrate Fairfax!, gave a presentation regarding the festival plans for the weekend, spotlighting some of the things scheduled to take place.

6. **CERTIFICATES OF RECOGNITION PRESENTED TO MR. JACK STONEY, MS. JANET HU, MEMBERS OF OAKTON HIGH SCHOOL'S GIRLS' CROSS COUNTRY TEAM, AND MEMBERS OF THE GIRLS' SWIM AND DIVE TEAM (HUNTER MILL, PROVIDENCE, AND SULLY DISTRICTS)** (10:22 a.m.)

Supervisor Frey moved approval of the Certificate of Recognition presented to Mr. Jack Stoney for exceptional discipline, focused training and noteworthy dedication, resulting in winning the individual boys State Cross Country Championship. Supervisor Hudgins seconded the motion and it carried by unanimous vote.

Supervisor Smyth moved approval of the Certificate of Recognition presented to Ms. Janet Hu for outstanding athletic ability and talent, concluding her high school career with an undefeated record and eight individual State titles. Supervisor Frey and Supervisor Hudgins jointly seconded the motion and it carried by unanimous vote.

Supervisor Frey moved approval of the Certificate of Recognition presented to members of the Oakton High School Girls Cross Country Team for remarkable teamwork and marked perseverance, resulting in winning the 6A State Cross Country Championship. Supervisor Herrity seconded the motion and it carried by unanimous vote.

Supervisor Smyth moved approval of the Certificate of Recognition presented to members of the Oakton High School Girls' Swim and Dive Team for outstanding and notable teamwork, resulting in winning its third consecutive 6A State Swim and Dive Championship. Supervisor Herrity seconded the motion and it carried by unanimous vote.

7. **CERTIFICATE OF RECOGNITION PRESENTED TO MEMBERS OF THE CHANTILLY HIGH SCHOOL BOYS' CROSS COUNTRY TEAM (SULLY DISTRICT)** (10:35 a.m.)

Supervisor Frey moved approval of the Certificate of Recognition presented to members of the Chantilly High School Boys' Cross Country Team for winning its second consecutive State championship. Supervisor Hyland seconded the motion and it carried by unanimous vote.

8. **CERTIFICATE OF RECOGNITION PRESENTED TO MEMBERS OF THE WEST SPRINGFIELD HIGH SCHOOL GIRLS' TRACK TEAM (BRADDOCK AND SPRINGFIELD DISTRICTS)** (10:40 a.m.)

Supervisor Herrity moved approval of the Certificate of Recognition presented to members of the West Springfield High School Girls' Track Team for winning the New Balance Nationals Indoor Distance Medley Relay and the Distance Medley Relay Championship at the Penn Relays. Supervisor Cook seconded the motion and it carried by unanimous vote.

9. **PROCLAMATION DESIGNATING JUNE 2014 AS "LESBIAN, GAY, BISEXUAL, AND TRANSGENDER PRIDE MONTH" IN FAIRFAX COUNTY** (10:46 a.m.)

Jointly with Chairman Bulova, Supervisor Foust moved approval of the Proclamation to designate June 2014 as "*Lesbian, Gay, Bisexual, and Transgender Pride Month*" in Fairfax County and urges all residents to respect and honor the diverse community and celebrate and building a culture of inclusiveness and acceptance. Supervisor Gross, Supervisor Hyland, and Supervisor McKay jointly seconded the motion and it carried by a vote of nine, Supervisor Herrity being out of the room.

10. **PROCLAMATION DESIGNATING JUNE 2014 AS "FIGHT THE BITE AWARENESS MONTH" IN FAIRFAX COUNTY** (10:53 a.m.)

Supervisor Gross moved approval of the Proclamation to designate June 2014 as "*Fight the Bite Awareness Month*" in Fairfax County and urges all residents to learn how to protect themselves from mosquito bites by visiting www.fairfaxcounty.gov/FightTheBite. Supervisor Hyland seconded the motion and it carried by unanimous vote.

11. **PROCLAMATION DESIGNATING JUNE 15–21, 2014, AS "FIRE AND EMERGENCY MEDICAL SERVICES, SAFETY, HEALTH, AND SURVIVAL WEEK" IN FAIRFAX COUNTY** (11:05 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved approval of the Proclamation to designate June 15–21, 2014, as "*Fire and Emergency Medical Services Safety, Health, and Survival Week*" in Fairfax County and urges all residents to reflect on the theme, "Train Like You Fight," to raise awareness of the health and safety related issues that injure and kill firefighters and emergency responders. Supervisor McKay seconded the motion and it carried by a vote of nine, Supervisor Frey being out of the room.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

Captain Pete Masters, Fire and Rescue Department (FRD), noted that fire departments across the nation are realizing a catastrophic truth, that members and retirees are dying of cancer at rates that greatly exceed those of the general population

for the same cancers. In the last year the FRD has lost 22 retirees, 11 of those died from cancer.

DET:det

12. **ADMINISTRATIVE ITEMS** (11:16 a.m.)

Supervisor Gross moved approval of the Administrative Items. 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.”

ADMIN 1 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 14216 FOR THE FIRE AND RESCUE DEPARTMENT (FRD) TO ACCEPT GRANT FUNDING FROM THE DEPARTMENT OF HOMELAND SECURITY URBAN AREAS SECURITY INITIATIVE (UASI) SUBGRANT AWARD FROM THE GOVERNMENT OF THE DISTRICT OF COLUMBIA HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY

(SAR) Approved SAR AS 14216 for FRD to accept grant funding in the amount of \$266,900 from the Department of Homeland Security UASI subgrant award. Funds will be used to support personnel costs associated with participation in Capital Shield. No local cash match is required.

ADMIN 2 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 14218 FOR THE FIRE AND RESCUE DEPARTMENT (FRD) TO ACCEPT GRANT FUNDING FROM THE DEPARTMENT OF HOMELAND SECURITY URBAN AREAS SECURITY INITIATIVE (UASI) SUBGRANT AWARD FROM THE GOVERNMENT OF THE DISTRICT OF COLUMBIA HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY

(SAR) Approved SAR AS 14218 for FRD to accept grant funding in the amount of \$150,500 from the Department of Homeland Security UASI subgrant award. Funds will be used to purchase swift-water rescue equipment. No local cash match is required.

ADMIN 3 – APPROVAL OF TRAFFIC CALMING MEASURES AND “\$200 ADDITIONAL FINE FOR SPEEDING” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (MASON AND PROVIDENCE DISTRICTS)

- (R)
- Endorsed traffic calming plans for Westmoreland Road and Oakton Glen Drive consisting of the following:
 - Four speed humps on Westmoreland Road (Mason District)
 - One speed hump and one speed table on Oakton Glen Drive (Providence District)

- Adopted the Resolution authorizing installation of “\$200 Additional Fine for Speeding” signs on Five Oaks Road from Blake Lane to End of Road (Providence District)
- Directed staff to:
 - Schedule installation of the approved traffic calming measures as soon as possible

Request the Virginia Department of Transportation (VDOT) install the approved signs as soon as possible

ADMIN 4 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6, ADOPTION OF STATE LAW

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 1, 2014, at 4:30 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6, Adoption of State Law.

ADMIN 5 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF ROUTE 123/KELLEY DRIVE (BRADDOCK DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 1, 2014, at 4 p.m.**, to consider the acquisition of certain land rights necessary for the construction of Project 2G40-066-000 (R12301C), Route 123/Kelley Drive, Fund 400-C40011, County and Regional Transportation Projects (Braddock District).

ADMIN 6 – STREETS INTO THE SECONDARY SYSTEM (MOUNT VERNON DISTRICT)

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

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Sun Up	Mount Vernon	Sun Up Way

ADMIN 7 – DESIGNATION OF PLANS EXAMINER STATUS UNDER THE EXPEDITED LAND DEVELOPMENT REVIEW PROGRAM

- Reinstated Mitra K. Amirhakimi 121 (Inactive on 6/18/2007) as a Plans Examiner

- Designated the following two individuals, identified with their registration number, as Plans Examiners:
 - Amir Ahmadzadeh 306
 - Deepak Bhinge 307

ADMIN 8 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5, STOPPING, STANDING AND PARKING, SECTION 82-5-39

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 1, 2014, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5, Stopping, Standing, and Parking, Section 82-5-39.

ADMIN 9 – EXTENSION OF REVIEW PERIOD FOR 2232 REVIEW APPLICATION (DRANESVILLE DISTRICT)

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

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
2232-D13-9	CWS VII, LLC and The Trustees of the Andrew Chapel United Methodist Church Proposed Bell Tower/Telecommunications Facility 1301 Trap Road, Vienna Dranesville District	August 8, 2014

ADMIN 10 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON AN INTERIM AGREEMENT WITH WESLEY HAMEL LEWINSVILLE, LLC FOR THE REDEVELOPMENT OF THE LEWINSVILLE SENIOR CENTER AND DAYCARE PROPERTY (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **June 17, 2014, at 4:30 p.m.**, to consider an interim agreement with Wesley Hamel Lewinsville, LLC for the redevelopment of the Lewinsville Senior Center and Daycare property (Dranesville District).

13. **A-1 – APPROVAL OF A PARKING REDUCTION FOR THE VEATCH PROPERTY (HUNTER MILL DISTRICT)** (11:16 a.m.)

On motion of Supervisor Hudgins, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved a reduction of 19 percent (126 fewer spaces) of the required parking for the residential component of RBP&M, LLC's proposed development pursuant to the Code of the

County of Fairfax, Chapter 112 (Zoning Ordinance), Section 11-102, Paragraph 5, based on an analysis of the site and the parking study, #2615-PKS-004-1, and subject to the conditions outlined in the Board Agenda Item dated June 3, 2014.

14. **A-2 – MEMORANDUM OF AGREEMENT (MOA) THE BETWEEN WASHINGTON METROPOLITAN AREA TRANSPORTATION AUTHORITY (WMATA) AND THE COUNTY TO FORMALIZE THE PROCESS OF PROVIDING EMERGENCY BUS SUPPORT DURING A METRORAIL DISRUPTION ON METRORAIL STATIONS LOCATED WITHIN THE COUNTY, AS WELL AS VAN DORN STREET AND EISENHOWER AVENUE METRORAIL STATIONS IN THE CITY OF ALEXANDRIA** (11:17 a.m.)

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

- Approved the MOA between WMATA and the County to provide emergency bus service to Metrorail patrons during Metrorail service disruptions in and around the County
- Authorized the Director of the Department of Transportation to execute the finalized agreement on behalf of the County

15. **A-3 – AUTHORIZATION TO SIGN VIRGINIA DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (DRPT) PROJECT FUNDING AGREEMENTS** (11:18 a.m.)

Supervisor McKay moved that the Board concur in the recommendation of staff and authorize the County Executive or his designee to sign the project agreements with DRPT. These agreements provide funding to the County in Fiscal Year (FY) 2014, for Washington Metropolitan Area Transit Authority (WMATA) capital and operations projects, and for County transit capital projects and operations. Supervisor Hudgins seconded the motion and it carried by unanimous vote.

Discussion ensued concerning the previous process which had been much more streamlined, with input from Tom Biesiadny, Director, Department of Transportation, who noted that the current process was being reviewed by DRPT for possible adjustment in the FY 2015 grant process.

16. **I-1 – NEW BUS SERVICE, ROUTE 983, TO REPLACE VIRGINIA REGIONAL TRANSIT (VRT) ROUTE 83 SERVICE FROM DULLES AIRPORT TO THE UDVAR-HAZY CENTER** (11:20 a.m.)

The Board next considered an item contained in the Board Agenda dated June 3, 2014, regarding the new bus service, Route 983, replacing VRT Route 83 service from Dulles Airport to the Udvar-Hazy Center.

Supervisor Frey noted that there had been a route jointly funded by Fairfax and Loudoun counties that ran north-south from the Dulles Towne Center to the airport and the museum. Loudoun County is reorganizing its bus service and proposed to eliminate that service. He added that this will take the same money that the County has been providing but will provide better service by linking the Dulles rail system with the Center, which has been very popular and successful.

ADDITIONAL BOARD MATTERS

17. **REQUEST FOR RECOGNITION** (11:22 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent, jointly with Supervisor Cook and Supervisor Herrity, that the Board direct staff to invite representatives from the Robinson Secondary School Choir to appear before the Board to be recognized for its recent accomplishment. The Robinson Singers and the Select Women's Ensemble are the only choirs from Virginia headed to the World Choir Games in Latvia in July. Without objection, it was so ordered.

Chairman Bulova asked unanimous consent that the Board direct staff to prepare proclamations for the following:

- Tiny Dancers, congratulating them for being named the “Best Place to Dance” in Northern Virginia by *Virginia Living Magazine*, to be presented on June 7 at its Fairfax recital
- The Stroke Comeback Center, congratulating it on its tenth anniversary, to be presented on October 30 at its anniversary gala

Without objection, it was so ordered.

18. **SISTERHOOD PARTNERSHIP STUDENT EXCHANGE WITH KECIOREN, TURKEY** (11:23 a.m.)

Chairman Bulova noted that the County has a sisterhood relationship with the Municipality of Kecioren in Ankara, Turkey. The relationship and activities are supported by the American Turkish Friendship Association which is located in the County.

Last summer 30 college students from George Mason University (GMU) and the County visited Kecioren to participate in a new Youth Intercultural Study Program, a collaboration between GMU, Northern Virginia Community College (NVCC), the Municipality of Kecioren, Turkish University Turgut Ozal, and the Mid-Atlantic Federation of Turkic American Associations. The study program was highly successful and a great opportunity for County students to learn about Turkey and the politics and culture in that part of the world. Airfare was the responsibility of the students. Once in Turkey, all expenses were covered by the government of Kecioren.

This summer, the County is planning to reciprocate Kecioren's generosity by hosting ten students from Kecioren through a newly-established International Student Summer Camp Program on the GMU campus. The program will be held July 19 through August 9 and will begin with an orientation conducted specifically for Turkish-speaking students by Mr. Necmi Mutlu of NVCC. Students will be housed on campus at GMU and the cost of meals will be covered by the American Turkish Friendship Association. As part of the program, opportunities will be identified for the Turkish students to meet and interact with some of the students and their families who participated in the program in Turkey last year. Costs associated with this program will be paid by private donors. The itinerary will be available to all Members of the Board as it becomes finalized.

Chairman Bulova asked unanimous consent that the Board direct staff to invite representatives from the program to appear before the Board to be recognized on July 29. Without objection, it was so ordered.

19. **JOINT STRATEGIC BUDGETING COMMITTEE MEETING** (11:26 a.m.)

Chairman Bulova announced the formation of a Joint Strategic Budgeting Committee composed of representatives from the Board and the County School Board. The School Board took similar action last month, as explained in a letter from School Board Chairman Ilyriong Moon which was attached to her written Board Matter.

The Committee will undertake an early review of budget factors heading into Fiscal Year (FY) 2016 and provide guidance to both Boards, delivering a report before the County Executive presents the Advertised Budget and the Superintendent presents the School Board's Proposed Budget. Utilizing revenue and cost projections developed through the multi-year budgeting process, the committee will establish mutual expectations and provide a forum for joint, multi-year budgeting and planning, with a focus on aligning County and School priorities for FY 2016.

Chairman Bulova said that she has asked Supervisor Smyth to serve as a co-chair of the committee and Supervisor Hudgins and Supervisor Herrity to represent the Board. She also asked Chairman Moon to select three of his colleagues to represent the School Board. Chairman Bulova noted that the School Board is interested in including an alternate member as well and if any Board Members are interested in serving as an alternate for the committee, to contact her.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

20. **CHILD CARE ASSISTANCE AND REFERRAL (CCAR) PROGRAM** (11:28 a.m.)

Supervisor McKay announced that the CCAR program provides tuition assistance for child care on a sliding fee scale to working families with low to moderate

incomes in the County. The program currently serves approximately 4,700 children each month, providing critical assistance to working families. Funding for the program is a combination of federal, state and local dollars with participating families paying for child care based on a sliding fee scale. The median income of families in this program is approximately \$26,000 annually.

New regulations governing child care programs have been under consideration by the State for the past several years and are expected to be finalized by the Virginia Board of Social Services on June 18. Two changes of particular concern to the County are being considered at that meeting:

- The State is expected to adopt a new, Statewide sliding fee scale for child care subsidies for low income families. For more than 15 years, the County has had a waiver from the Virginia Department of Social Services (VDSS) to use a local sliding fee scale, rather than the State fee scale, to determine parent co-payments for child care. The County fee scale has worked well for local families as it takes into consideration economic challenges specific to living in this high-cost area. Under the proposed new fee scale, rather than paying from 2.5 percent to 10 percent of their gross income, as allowed under the existing local fee scale, County families would be required to pay from 5 to 10 percent of their gross income for care.

After significant outreach by the County to the State, and after legislative efforts during the 2014 General Assembly session, VDSS agreed to extend the County's current waiver until July 2015. However, while this has delayed the impact to low-income working families, it has not eliminated it. Such a change would particularly affect families at the lowest end of the income scale (annual income of approximately \$23,000 for a family of four), doubling their child care payments.

- The State is expected to adopt time limits on a family's ability to participate in the subsidized child care program. The time limits being considered by the Virginia Board of Social Services (VBSS) range from 60 to 72 months per family, regardless of the number of children in that family. State regulations already allow localities the option of imposing time limits on a family's receipt of child care subsidies; continuing that option, rather than implementing mandatory time limits Statewide, would better ensure that localities are able to meet the needs of the families and children served in their communities.

Taken together, these changes would be significant and dramatic for many families at a time when the economy continues to struggle and working parents need affordable child care to maintain their employment. Rather than seeking

uniform, one-size-fits-all approaches to critical policy issues, the State should give local governments the flexibility to serve the needs of residents, which can vary greatly from one part of the Commonwealth to another. Additionally, research indicates that the employment and financial independence of parents is jeopardized when affordable child care is out of their reach. Ensuring that families have access to affordable quality child care is essential to the economic development of the Commonwealth.

Supervisor McKay moved that the:

- Board send the letter attached to his Board Matter, under the Chairman's signature, to the Commonwealth's Secretary of Health and Human Resources urging the Commonwealth to maintain the County's existing child care fee schedule
- Members of the County's General Assembly delegation and the Virginia Association of Counties (VACo) be copied on the letter

Supervisor Hudgins and Supervisor Hyland jointly seconded the motion.

Following discussion emphasizing the need for flexibility, the question was called on the motion and it carried by unanimous vote.

21. **RECOGNITION OF THE GREENSPRING RETIREMENT COMMUNITY (LEE DISTRICT)** (11:33 a.m.)

Supervisor McKay announced that last month, the Greenspring retirement community hosted family, residents, staff, local school officials, and former scholarship recipients at its annual Scholars Awards Ceremony. Thirty-two local high school seniors were recognized as 2014 candidates for \$10,000 scholarships from the Greenspring community.

In 1999, Greenspring established a Scholars' Fund that provides scholarships to local high school students who have worked in dining service capacities at the retirement community. In addition to receiving a wage, students may be eligible for scholarships paid directly to the college or professional school of their choice. The scholarships reward exemplary students who have shown a commitment to serving the Greenspring community and its residents.

This year, residents, resident clubs, and staff members at Greenspring donated \$320,000 to the Greenspring Scholars' Fund. This is the second year that students are eligible for \$10,000 scholarships; five years ago, the scholarship amount was increased from \$4,000 to \$6,000 per student, and in 2013 the scholarship amount was increased to \$10,000. Since establishing the fund, the community has raised more than \$2 million and distributed 170 student scholarships.

Students who are eligible for the scholarship must have worked at least 1,000 hours in the community during their junior and senior years of high school, achieved satisfactory grades, and maintained a good disciplinary record at their high school. Eligible students must plan to attend college or trade school full-time in the fall of 2014. If a student meets the scholarship criteria after final grades are submitted, Greenspring will send the scholarship funds directly to each college or professional school each semester.

Supervisor McKay asked unanimous consent that the Board direct staff to invite Greenspring's executive director; directors of philanthropy, dining, and staff development; and members of the Resident Philanthropy Committee to appear before the Board to be recognized on July 29. Without objection, it was so ordered.

22. **SALE OF "K2" OR "SPICE" (LEE AND MOUNT VERNON DISTRICTS)**
(11:36 a.m.)

Supervisor McKay stated that he and Supervisor Hyland received an anonymous letter through the Mount Vernon District police station with some alarming information concerning the proliferation of "K2" or "Spice," a potpourri concoction that has caused significant problems, including seizures, dying, losing sanity, and is highly addictive. He said he has been told that it is available at several tobacco stores throughout the County and this particular substance has been banned in nearly every other country and state and the question has arisen as to why it is allowed to be sold in the County.

Supervisor McKay asked unanimous consent that the Board direct staff to refer the letter to the appropriate staff for response regarding existing Virginia law and whether it is a permitted substance, and if not, for a recommendation for referral to the Legislative Committee.

Following input from Chairman Bulova, Supervisor McKay moved that the letter be referred to staff for review. Supervisor Hyland seconded the motion.

Following additional input from Supervisor Hyland, who stated that currently it cannot be treated as a controlled substance that is illegal but that the results of using the substance are the same as taking illegal drugs, the question was called on the motion and it carried by unanimous vote.

DAL:dal

23. **NO BOARD MATTERS FOR SUPERVISOR HYLAND (MOUNT VERNON DISTRICT)** (11:39 a.m.)

Supervisor Hyland announced that he had no Board Matters to present today.

24. **McLEAN COMMUNITY CENTER (MCC) ELECTIONS (DRANESVILLE DISTRICT)** (11:39 a.m.)

(BACs)
(APPTS)

Supervisor Foust said that on Saturday May 17, 2014, the MCC held elections for five positions on the MCC's Governing Board of Directors including three three-year terms, one youth one-year term for the Langley High School area, and one youth one-year term for the McLean High School area. He attached a copy of the MCC's Elections and Nominations Committee's certification of the results of the election to his written Board Matter.

Pursuant to the Memorandum of Understanding between the Board of Supervisors and the Governing Board of the MCC dated February 8, 1984, the full results of the election shall be reported to the Board of Supervisors at its first meeting following the election. The Board of Supervisors, after determining that it is in the public interest to do so, shall appoint those persons receiving the highest number of votes to the MCC Governing Board.

Therefore, based on the results of the election, as certified by the MCC Elections and Nominations Committee, Supervisor Foust moved that the Board find that it is in the public interest to appoint those persons receiving the highest number of votes in this election of Governing Board Members, and that the following individuals be appointed to the MCC Governing Board:

- Adults, three-year terms:
 - Mr. Chad Quinn
 - Ms. Deborah S. Sanders
 - Mr. Lathan R. Turner
- Youth, Langley High School area, one-year term:
 - Miss Tarun Kamath
- Youth, McLean High School area, one-year term:
 - Miss Amanda Whitfield

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

PMH:pmh

25. **DECLARING NOVEMBER 13 AS GOVERNMENT CONTRACTING DAY**
(11:41 a.m.)

Supervisor Herrity said that the County has one of the most dynamic and vibrant local economies in the world. The main driver of this economic success is the presence of a large number of successful government contracting firms which are either headquartered here in Fairfax or have a large presence in the County. According to the US Census Bureau, the County was first among all US counties in the value of federal contracts performed locally. Since the County is the economic engine of Virginia, these companies are essential to the economic vitality of the Commonwealth as a whole as well.

To honor these companies the Twelfth Annual Government Contractor Awards will be held on November 13. This is the region's premier event honoring the best of the government contracting industry and it is presented by the County Chamber of Commerce, the Professional Services Council, and *Washington Technology* magazine.

Therefore, Supervisor Herrity asked unanimous consent that the Board:

- Declare November 13, 2014, as "*Government Contracting Day*" in Fairfax County
- Direct staff to prepare a proclamation to be presented at the awards dinner
- Direct the Office of Public Affairs to issue a press release regarding "Government Contracting Day"

Without objection, it was so ordered.

26. **PAKISTANI FESTIVAL USA** (11:42 a.m.)

In a joint Board Matter with Supervisor Frey, Supervisor Herrity said that for the last 27 years Pakistan's Independence Day has been celebrated in the Washington metropolitan area by a large festival that attracts thousands of people from all over the country. The festival celebrates the transition of Pakistan from a country that was under imperial rule, to one that was founded on the principles of self-government and democracy on August 14, 1947.

Over the years the festival has grown tremendously, and is recognized worldwide as Dish Network broadcasts it live to people in over 130 countries. It is a great local attraction, and one that is enjoyed by people all over the region and the east coast.

In honor of Pakistani-Americans in the area and in conjunction with Pakistan's Independence Day, Supervisor Herrity asked unanimous consent that the Board direct staff to prepare a resolution recognizing August 14 as "*Pakistani-American Day*," in Fairfax County to be presented at this year's festival. Without objection, it was so ordered.

27. **SETTING THE RECORD STRAIGHT ON FAIRFAX WATER'S DECISION TO SEND A LETTER TO THE CONGRESSIONAL DELEGATION** (11:43 a.m.)

Supervisor Herrity said that at the last Board meeting during discussion on the reappointment of the Springfield Water Authority appointee there were claims made that Mr. Rubin was solely responsible for sending a letter to the Congressional delegation in regards to Fairfax Water potentially having to drop health care coverage to their employees due to the upcoming "Cadillac Tax" as a result of the Affordable Care Act. This letter reportedly upset some members of the congressional delegation.

Supervisor Herrity said that Mr. Rubin is a good man, and one who has served on the Fairfax Water Board for more than 30 years. He added that while he is appreciative that the majority of the Board supported his appointment he wanted to set the record straight regarding Mr. Rubin's role in the letter which he believes was misrepresented. At the last meeting Supervisor Herrity said that he had a general impression of what transpired and that he now has the specifics and believe they should be made part of the record.

Supervisor Herrity stated that after reviewing audio tapes from all of Fairfax Water's meetings in regards to the letter, it is clear that Mr. Rubin was not acting alone in sending the letter, and was in fact doing so under direction of the entire Board. He included key excerpts in his written Board Matter.

A brief discussion ensued regarding the letter.

28. **REQUEST FOR RECOGNITION OF THE NORTHERN VIRGINIA FAMILY SERVICES** (11:50 a.m.)

In a joint Board Matter with Chairman Bulova, Supervisor Smyth said that in 1924 volunteers recognized that families in Northern Virginia communities lacked basic essential needs such as heat for their homes and warm clothes for their children. For 90 years, Northern Virginia Family Services has addressed the needs of over 36,000 individuals and families each year who turn to Northern Virginia Family Service to find housing and emergency services, early childhood programs, health and mental health services, workforce development programs, legal assistance, and intervention and prevention programs.

Therefore, Supervisor Smyth asked unanimous consent that the Board direct staff to invite representatives from Northern Virginia Family Services to appear before the Board on September 9 to be recognized for 90 years of empowering individuals and families to improve their quality of life and promoting community cooperation and support in responding to family needs. Without objection, it was so ordered.

Supervisor Smyth noted that Supervisor Hudgins also had a Board Matter regarding Northern Virginia Family Services.

(NOTE: Later in the meeting, additional action was taken regarding the Northern Virginia Family Services. See Clerk's Summary Item #33.)

29. **DONATION OF IN-KIND SERVICES TO FRIENDS OF THE LIBRARY GROUPS** (11:51 a.m.)

Supervisor Smyth said members and volunteers for the Friends of the Library support the Fairfax County Public Libraries (FCPL) in many ways. One way the Friends of the Library groups support FCPL is through the sales of FCPL's surplus books. To facilitate these book sales, the County has been providing storage for these surplus books between sales at the County Consolidated Warehouse and the Friends of the Library groups have asked that the County also provide transportation of the stored books to the sales locations at the various libraries.

Supervisor Smyth said that given the value of the donation, only the Board may donate these in-kind resources to the Friends of the Library organizations. Therefore, she is requesting the Board to approve an in-kind donation of County resources that will allow the Friends of the Library organizations to continue sales of FCPL surplus books.

Specifically, Supervisor Smyth moved that the Board donate up to 15,000 square feet at the County Consolidated Warehouse at a value of \$120,000 and County resources to facilitate the transfer of books among libraries at a value of up to \$31,000. This donation will be accomplished using existing County resources; additional funds are not needed for the in-kind donations since services are currently being provided. It will also allow the Friends of the Library organizations to continue to support FCPL with its book sales while providing residents with an opportunity to acquire FCPL's surplus books. Supervisor McKay seconded the motion.

Discussion ensued with input from Cathy Muse, Director, Department of Purchasing and Supply Management, regarding the space at the warehouse.

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

30. **EXPEDITED AND CONCURRENT PROCESSING OF PENDING APPLICATIONS FOR TYSONS WEST ASSEMBLAGE, LLC (PROVIDENCE DISTRICT)** (11:55 a.m.)

Supervisor Smyth said that Tysons West Assemblage, LLC (applicant) is the contract purchaser of approximately seven acres of property identified as Tax Map Reference 29-1 ((1)) 18 and located at 8500 Tyco Road (subject property). The subject property is currently zoned I-4 and developed with an industrial/warehouse. The applicant has been approached by a well-known electric car manufacturer to establish a dealership on the subject property.

To permit a dealership at this location, the applicant submitted to the County last Thursday a rezoning application for a portion of the subject property, along with a concurrent special exception application to permit vehicle sales, rental, and ancillary service establishment in the C-8 District.

Due to State regulatory requirements and contractual obligations, the applicant has asked for expedited and concurrent processing of their applications.

Therefore, Supervisor Smyth moved that the Board direct the Director of the:

- Zoning Evaluation Division, Department of Planning and Zoning, to expeditiously accept and process rezoning and special exception applications for this proposed dealership
- Department of Public Works and Environmental Services to concurrently process any site plans and building plans as may be necessary for this proposed dealership

This motion should not be considered 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, in any way. Supervisor Herrity seconded the motion and it carried by unanimous vote.

31. **REQUEST FOR RECOGNITION OF MRS. NORMA HECK (BRADDOCK DISTRICT)** (11:57 a.m.)

In a joint Board Matter with Chairman Bulova, Supervisor Cook referred to his written Board Matter outlining the many accomplishments of Mrs. Norma Heck of the Braddock District.

Therefore, Supervisor Cook asked unanimous consent that the Board direct staff to invite Mrs. Heck to appear before the Board on June 29 (sic) to be recognized for long service. Without objection, it was so ordered.

32. **CELEBRATING THE CAREER OF MS. PHYLLIS ZUKAS (HUNTER MILL DISTRICT)** (11:58 a.m.)

Supervisor Hudgins said that the end of the school year will also mark the end of a long, amazing career of a Hunter Mill District educator. Phyllis Zukas has been a teacher with Fairfax County Public Schools for 42 years. She added that Mrs. Zukas taught the whole 42 years at one school – Marshall Road Elementary in Vienna.

Supervisor Hudgins said that on Tuesday, June 17, the Marshall Road community will come together to celebrate Phyllis Zukas Day and share memories and good wishes as Mrs. Zukas begins the next stage of her career.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct the Office of Public Affairs to prepare a certificate with dual signatures from the Board commemorating the long career of Mrs. Zukas, for presentation at the “Phyllis Zukas Day” celebration on June 17, 2014. Without objection, it was so ordered.

33. **REQUEST FOR RECOGNITION OF NORTHERN VIRGINIA FAMILY SERVICES** (Noon)

(NOTE: Earlier in the meeting, Northern Virginia Family Services was discussed. See Clerk’s Summary Item #28.)

Supervisor Hudgins said that the Affordable Care Act included a “navigator” program to provide in-person outreach and enrollment assistance to individuals and families looking to obtain health insurance through the Marketplace.

Supervisor Hudgins asked unanimous consent that the Board direct staff to invite representatives of the organization to appear before the Board to be recognized for their effort in helping Virginians access health care. Without objection, it was so ordered.

34. **FOX HUNT PROPERTY (HUNTER MILL DISTRICT)** (12:01 p.m.)

Supervisor Hudgins said that the Fox Hunt property, Tax Map 018-1((1)) Parcel 2, abuts the community of Reston as well as Lake Fairfax Park. As part of Phase II of the Reston Master Plan Special Study in the Hunter Mill District, Supervisor Hudgins stated that she would like staff to consider the appropriate planning for this adjacent property.

Therefore, Supervisor Hudgins moved that the Board authorize the Department of Planning and Zoning to consider the inclusion of the Fox Hunt property as part of Phase II of the Reston Master Plan Special Study. Chairman Bulova seconded the motion and it carried by unanimous vote.

35. **RESTON TOWN CENTER URBAN CORE - BLOCKS 4 AND 5 - EXPEDITIOUS AND CONCURRENT PROCESSING REQUEST (HUNTER MILL DISTRICT)** (12:01 p.m.)

Supervisor Hudgins said that Block 4 LLC and Reston Town Center Property LLC (Applicant) have requested proffered condition amendment, development plan amendment, and planned residential community plan approval to permit the development of Blocks 4 and 5 in the Reston Town Center Urban Core with multi-family residential, office, and ground-floor retail uses.

Supervisor Hudgins stated that the applicant has been working closely with staff and the Reston Planning and Zoning Committee in the review of the application, and both have expressed support for the proposal through recommendations of approval. The applicant will continue to coordinate with staff to refine the final proffers as the application moves forward to public hearings.

The Planning Commission public hearing is scheduled for Wednesday, June 11 at 8:15 p.m. The applicant is requesting an expedited Board public hearing date and concurrent processing of the site plan and any other associated plans concurrently with the Rezoning.

Therefore, Supervisor Hudgins moved that the Board direct the:

- Department of Planning and Zoning to schedule an expedited public hearing to be held before the Board on July 29 for Proffered Condition Amendment Application PCA 85-C-088-09, Development Plan Amendment Application DPA 85-C-088-07, and Planned Residential Community Application PRC 85-C-088-03
- Director of the Department of Public Works and Environmental Services to process the site plan and other associated plans concurrently with Proffered Condition Amendment Application PCA 85-C-088-09, Development Plan Amendment Application DPA 85-C-088-07, and Planned Residential Community Application PRC 85-C-088-03.

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

36. **REQUEST FOR RECOGNITION OF JAE CANETTI, CHAMPION SPELLER (HUNTER MILL DISTRICT)** (12:04 p.m.)

Supervisor Hudgins said that the Hunter Mill District is proud to celebrate the accomplishments of one of its young citizens, Jae Canetti. Twelve year old Jae is

a sixth grader at Hunter Wood Elementary School for the Arts and Sciences in Reston. He reigns as the County's Spelling Bee champion for 2014 and has won the County's title for the third year straight.

Winning the County's championship advanced Jae to the Scripps National Spelling Bee competition. In 2012, Jae was the youngest contestant. He made it to the semifinals and finished twenty-second, as a 10 year old. In 2013, the fifth grade Jae defeated an eighth-grader for the County crown. At this year's national competition, Jae again advanced to the semi-finals.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to invite the three-time County Champion speller, Jae Canetti, to appear before the Board and receive its congratulations. Without objection, it was so ordered.

37. **REQUEST FOR RECOGNITION OF JAMES MADISON HIGH SCHOOL CREW (HUNTER MILL DISTRICT)** (12:05 p.m.)

Supervisor Hudgins said that James Madison High School Crew has proved to be a rowing powerhouse with their performances at the state, regional, and national competitions. Crew Coach Paul Allbright has molded a team that improves each year.

This spring, it was the Mad Crew's Women's Second Varsity Eight that catapulted to new heights. After winning the State championship, this team advanced to the Stotesbury Regatta, the country's oldest and largest high school regatta and captured the gold medal. Nine other Mad Crew boats competed at Stotesbury with two advancing to the semi-finals.

The following week, five Mad Crew boats competed at the Scholastic Rowing Association of America's Championship Regatta on the Cooper River in New Jersey for a national title. Both the Women's First and Second Varsity Eights earned bronze medals. This is the first time that two Mad Crew boats have received medals at the national championships.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to invite representatives of the James Madison High School Crew and the coaches to appear before the Board to receive its congratulations on another award-winning season. Without objection, it was so ordered.

38. **ESTABLISH REVENUE SOURCE FOR EMERGENCY REPAIRS AND REHABILITATION OF ORPHANED SERVICE ROADS AND WALKWAYS CURRENTLY NOT MAINTAINED BY THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) OR THE COUNTY (MASON DISTRICT)** (12:06 p.m.)

Supervisor Gross said that the County is a thriving jurisdiction with new development and revitalization projects that, when completed, serve the greater public good. While newly constructed projects in commercial areas have a maintenance responsibility assigned to them, there are aging infrastructures in the County,

particularly in commercial areas of older magisterial districts, which currently do not have a public or private entity that maintains them. The lack of maintenance of multi-modal infrastructure creates a hardship and a safety concern for the public and business owners, who must traverse them to reach their destinations.

In 2004, staff identified more than 185 service roads with a combined length of 16.5 miles that provide frontage access to approximately 470 properties. Since that time, property redevelopment may have absorbed some, but not all of these service roads. Past emergency repairs were accomplished through Carryover funds of approximately \$85,000, which is not a stable means to repair the entire list of orphaned multi-modal infrastructure. In 2012, the Maintenance and Stormwater Management Division of the Department of Public Works and Environmental Services (DPWES) completed eight service road rehabilitation projects in four magisterial districts. While this was commendable work, given the limited financial resources, more must be done.

Since it has been 10 years since the original list of service roads was prepared, an updated list would help determine which current orphaned service roads and walkways may pose a safety hazard if left to deteriorate further. To preserve safe and passable multi-modal connectivity, whether by vehicle, bicycle, or on foot, a stable revenue source must be established with the sole purpose of repairing and, when possible, rehabilitating orphaned multi-modal infrastructure. These repairs would enhance and expand connectivity of new and aging infrastructures that serve the greater public good.

Therefore, Supervisor Gross moved that the Board direct the County Executive to work with DPWES Maintenance and Stormwater Management staff, and the Department of Management and Budget, to estimate the cost and develop a stable revenue source to repair and rehabilitate orphaned service roads and walkways that currently are not maintained by the VDOT, or the County, and report if Board action is necessary. Ideally, this would be accomplished before the next budget cycle so that funds for repairs may be available after snow season. Chairman Bulova seconded the motion.

Following a brief discussion regarding underlying ownership of these roads, the question was called on the motion and it carried by unanimous vote.

39. **NO BOARD MATTERS FOR SUPERVISOR FREY (SULLY DISTRICT)**
(12:11 p.m.)

Supervisor Frey announced that he had no Board Matters to present today.

40. **RECESS/CLOSED SESSION** (12:12 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. *Joseph F. and Juliana Campagna, Fairfax Christian School, Inc., Hunter Mill East, LLC, Hunter Mill West, LLC, Robert L. and Rosemary S. Thoburn, and Thoburn Limited Partnership v. Fairfax County Board of Supervisors, Case No. CL-2010-0005862 (Fx. Co. Cir. Ct.) (Hunter Mill District)*
 2. In Re: July 31, 2013, Decision of the Fairfax County Board of Zoning Appeals Denying Application of New Cingular Wireless, PCS, LLC, and Parklawn Recreation Association, Inc., for an Amendment to Special Permit No. 76-M-088 (Fx. Co. Cir. Ct.) (Mason District)
 3. *Leslie Carper v. Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia (Fx. Co. Board of Building Code Appeals) (Mount Vernon District)*
 4. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Sidney B. Hill and Wanda C. Hill, Case No. CL-2012-0011053 (Fx. Co. Cir. Ct.) (Hunter Mill District)*

5. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Robert E. Stroup*, Case No. CL-2012-0000352 (Fx. Co. Cir. Ct.) (Providence District)
6. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Think V. Luong and Thuy T. Trinh*, CL-2010-0008779 (Fx. Co. Cir. Ct.) (Mason District)
7. *Eileen M. McLane, Fairfax County Zoning Administrator v. James G. Miller, Trustee of the James G. Miller Living Trust, and Atlantic Construction Fabrics, Inc.*, Case No. CL-2009-0002430 (Fx. Co. Cir. Ct.) (Sully District)
8. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Nina Selvaggi*, Case No. CL-2013-0003608 (Fx. Co. Cir. Ct.) (Dranesville District)
9. *James W. Patteson, Director, Fairfax County Department of Public Works and Environmental Services v. R. Joun Enterprises, LLC, Roland G. Joun, Trustee, Maria Joun, Trustee, Roland G. Joun Revocable Living Trust, and Maria Joun Revocable Living Trust*, Case No. CL-2012-0011286; *Leslie B. Johnson, Fairfax County Zoning Administrator v. R. Joun Enterprises, LLC, Roland G. Joun, Trustee, Maria Joun, Trustee, Roland G. Joun Revocable Living Trust, and Maria Joun Revocable Living Trust*, Case No. CL-2012-0015804 (Fx. Co. Cir. Ct.) (Lee District)
10. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Ted J. Fares*, Case No. CL-2013-0019056 (Fx. Co. Cir. Ct.) (Mason District)
11. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Eduardo Mendez Alvarez*, Case No. CL-2012-0006511 (Fx. Co. Cir. Ct.) (Mount Vernon District)

12. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Kam Saykhamphone and Thong B. Saykhamphone*, Case No. CL-2013-0007059 (Fx. Co. Cir. Ct.) (Braddock District)
13. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Christine A. Bucierka*, Case No. CL-2007-0004195 (Fx. Co. Cir. Ct.) (Sully District)
14. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Robert D. Edmonds, Jr.*, Case No. CL-2012-0011472 (Fx. Co. Cir. Ct.) (Dranesville District)
15. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Helen M. Parker-Smith*, Case No. CL-2014-0001775 (Fx. Co. Cir. Ct.) (Providence District)
16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Nova Petroleum Realty, LLC, and Franconia Square, LLC.*, Case No. CL-2013-0008132 (Fx. Co. Cir. Ct.) (Lee District)
17. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Full Gospel First Church of Washington*, Case No. CL-2014-0003467 (Fx. Co. Cir. Ct.) (Mason District)
18. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Steven C. Bryant*, Case No. CL-2009-0005546 (Fx. Co. Cir. Ct.) (Sully District)
19. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. The Key Building Partnership and NAFS Food Services, Inc.*, Case No. CL-2013 -0011950 (Fx. Co. Cir. Ct.) (Lee District)
20. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Ana Caballero*, Case No. CL-2014-0000980 (Fx. Co. Cir. Ct.) (Providence District)

21. *Board of Supervisors of Fairfax County, Virginia v. Williamson Group Land Development, LLC*, Case No. CL-2013-0015394 (Fx. Co. Cir. Ct.) (Hunter Mill District)
22. *Leslie B. Johnson, Fairfax County Zoning Administrator and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Thinh V. Luong and Thuy T. Trinh*, Case No. CL-2014-0004972 (Fx. Co. Cir. Ct.) (Mason District)
23. *Leslie B. Johnson, Fairfax County Zoning Administrator and Jeffrey L. Blackford Property Maintenance Code Official for Fairfax County, Virginia v. Payne Brothers Properties, L.L.C., and Café Rendezvous [sic], Inc., d/b/a Luna Restaurant and Sports Bar*, CL-2014-0005771 (Fx. Co. Cir. Ct.) (Mason District)
24. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Ola M. Coalson*, Case No. CL-2014-0005987 (Fx. Co. Cir. Ct.) (Lee District)
25. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Joseph E. Mulligan*, Case No. CL-2014-0005986 (Fx. Co. Cir. Ct.) (Mount Vernon District)
26. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Federal Realty Investment Trust and Zen Bar Concepts, L.L.C.*, Case No. CL-2014-0006013 (Fx. Co. Cir. Ct.) (Mason District)
27. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Jingyang Tao and Carrie Song*, Case Nos. GV13-018987 and GV13-018988 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
28. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Jingyang Tao and Carrie Song*, Case Nos. GV13-018986 and GV13-018989 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
29. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Jose Salome Portillo and*

Francisca E. Portillo, Case Nos. GV13-023469 and GV13-023470 (Fx. Co. Gen. Dist. Ct.) (Providence District)

30. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Mary Ann Torregrossa*, Case No. GV13-020137 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
31. *Leslie B. Johnson, Fairfax County Zoning Administrator v. John L. Butterfield and Nancy S. Butterfield*, Case No. GV13-018973 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
32. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Janak R. Sachdev and Neelam Sachdev*, Case Nos. GV13-025812, GV13-025814, and GV13-025816 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
33. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Larry H. Wimer and Carolyn J. Wimer*, Case Nos. GV13-025811 and GV13-025815 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
34. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. 6440 Divine Street, LLC*, Case No. GV13-025680 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
35. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Doris Harwitz Trust, Doris Harwitz and Stuart Harwitz, Trustees*, Case Nos. GV13-023473 and GV13-023474 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
36. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Edwin H. Funk, Jr.*, Case No. GV13-025173 (Fx. Co. Gen. Dist. Ct.) (Lee District)
37. *Dora Navarro v. Amanda Wallace*, Case No. GV14-001200 (Fx. Co. Gen. Dist. Ct.)

38. *Noel Arguelles v. Amanda Wallace*, Case No. GV13-012458 (Fx. Co. Gen. Dist. Ct.); *Amanda Wallace v. Dora Alicia Navarro*, Case No. GV13-023570 (Fx. Co. Gen. Dist. Ct.)
39. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Jarvis Barnwell Investments, LLC*, Case Nos. GV13-011602 and GV14-007893 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
40. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Natalia Sedova and Irene Sedova*, Case No. GV14-007986 (Fx. Co. Gen. Dist. Ct.) (Providence District)
41. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Linwood Payne and Valorie Payne*; GV14-007898 and GV14-007899 (Fx. Co. Gen. Dist. Ct.) (Lee District)
42. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Beatrice C. Garcia*, Case No. GV14-006747 (Fx. Co. Gen. Dist. Ct.) (Sully District)
43. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Rebecca Mills*, Case No. GV14-002193 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
44. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Arthur F. Parnell*, Case No. GV14-006927 (Fx. Co. Gen. Dist. Ct.) (Mason District)
45. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Nazari Living Trust, Majid Nazari, Trustee, or his Successors in Trust Under the Nazari Living Trust*, Case Nos. GV14-007894, GV14-007895, and GV14-007988 (Fx. Co. Gen. Dist. Ct.) (Mason District)
46. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Yurie C.*

Chigna, Case No. GV14-007900 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)

47. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Barbara Jean Oksanen*, Case No. GV14-007896 (Fx. Co. Gen. Dist. Ct.) (Mason District)
48. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Jose O. Flores, Blanca H. Flores, Doris E. Villatoro, and Jose A. Villatoro*, Case No. GV14-007985 (Fx. Co. Gen. Dist. Ct.) (Lee District)
49. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Pascal Sung-Won Hong and Agnes Song-Kyung Hong*, Case No. GV14-007987 (Fx. Co. Gen. Dist. Ct.) (Sully District)
50. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Keun Hoon Lee and Yong Ja Lee*, Case No. GV13-024383 (Fx. Co. Gen. Dist. Ct.) (Lee District)
51. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Judi D. Raphael*, Case No. GV14-010218 (Fx. Co. Gen. Dist. Ct.) (Braddock District)

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

EBE:ebe

At 2:44 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

41. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (2:44 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 Hyland 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."

42. **BOARD RECESS** (2:45 p.m.)

Chairman Bulova announced that the Board would move to the conference room for training on the new Electronic Board Books.

At 3:23 p.m. the Board returned to the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

AGENDA ITEMS

43. **3 P.M. – PH ON PROPOSED PLAN AMENDMENT S13-IV-LP1 (VULCAN QUARRY), LOCATED SOUTH OF PENIWILL DRIVE, WEST OF OX ROAD (ROUTE 123) AND NORTH OF THE OCCOQUAN RIVER (MOUNT VERNON DISTRICT)** (3:23 p.m.)

(NOTE: On May 13, 2014, the Board deferred the public hearing on this item until June 3, 2014.)

Aaron Klibaner, Planner II, Planning Division, Department of Planning and Zoning, gave a Powerpoint slide presentation depicting the application and site location.

Discussion ensued, with input from Mr. Klibaner, regarding the issue of alignment and location of the trails along the Occoquan River.

Following the public hearing, which included testimony by three speakers, discussion ensued concerning the:

- Issue of creating a sludge pit
- Back-up capacity
- Plan to recover and recycle excess water that is being lost in the treatment process

Mr. Klibaner presented the staff and Planning Commission recommendations.

Supervisor Hyland moved approval of Plan Amendment S13-IV-LP1, as recommended by the Planning Commission. Supervisor Herrity seconded the motion.

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

44. **3:30 P.M. – BOARD DECISION ON SPECIAL EXCEPTION APPLICATION SE 2013-MV-015 (ALBERT GAGLIARDI) (MOUNT VERNON DISTRICT) (3:56 p.m.)**

(NOTE: On April 8, 2014, the Board held a public hearing on this item and deferred decision until April 29, 2014. On April 29, 2014, the Board deferred decision until June 3, 2014.)

The application property is located at 10820 Anita Drive, Lorton, VA 22079, Tax Map 117-2((2)) 59.

Nick Rogers, Staff Coordinator, Department of Planning and Zoning, pointed out that Development Conditions #8 dated April 22, 2014, and #2 dated June 3, 2014, distributed around the dais, were added to address concerns raised at the April 8, 2014, hearing.

Following a brief comment regarding the additional language in the development conditions, Supervisor Hyland moved approval of Special Exception Application SE 2013-MV-015, subject to the development conditions dated June 3, 2014. Supervisor Herrity seconded the motion and it carried by unanimous vote.

45. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 2004-LE-042 (VTLC, LLC – NGUYEN H.T. VUONG) (LEE DISTRICT)**

AND

PH ON SPECIAL EXCEPTION APPLICATION SE 2013-LE-008 (VTLC, LLC – NGUYEN H.T. VUONG) (LEE DISTRICT) (4:02 p.m.)

(O) The Proffered Condition Amendment Application PCA 2004-LE-042 property is located on the northeast side of Grovedale Drive, approximately 225 feet south of Franconia Road, Tax Map 81-3 ((5)) 13.

The Special Exception Application SE 2013-LE-008 property is located at 6309 Grovedale Drive, Alexandria, 22310, Tax Map 81-3 ((5)) 13.

Mr. Charles Ashley reaffirmed the validity of the affidavit for the record.

Bob Katai, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a Powerpoint slide presentation depicting the application and site location.

Mr. Ashley 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 McKay moved approval of:

- Proffered Condition Amendment Application PCA 2004-LE-042, subject to the proffers dated March 25, 2014.
- Special Exception Application SE 2013-LE-008, subject to the development conditions dated April 16, 2014.

Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “AYE,” Supervisor Foust being out of the room.

46. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2013-HM-024 (UNIVERSITY OF NORTH AMERICA, INCORPORATED) (HUNTER MILL DISTRICT)** (4:08 p.m.)

The application property is located at 8618 Westwood Center Drive, Vienna, 22182, Tax Map 29-3 ((20)) 9A pt.

Mr. William Baskin reaffirmed the validity of the affidavit for the record.

Suzanne Lin, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a Powerpoint slide presentation depicting the application and site location.

Mr. Baskin 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.

Supervisor Hudgins submitted an item for the record.

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

Supervisor Hudgins moved:

- Approval of Special Exception Application SE 2013-HM-024, subject to the development conditions dated May 14, 2014.
- Modification of the transitional screening and barrier requirement on the northern and western property line, pursuant to

Section 13-305 of the Zoning Ordinance, in favor of maintaining the existing condition.

- Modification of the interior and peripheral parking lot landscaping requirements, in accordance with Sections 13-202 and 13-203 of the Zoning Ordinance, in favor of the existing conditions.

Supervisor Frey seconded the motion and it carried by a vote of eight, Supervisor Foust and Supervisor Smyth being out of the room.

47. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2012-MV-008 (THE ALEXANDER COMPANY, INCORPORATED) AND APPROVAL OF THE CONCEPTUAL DEVELOPMENT PLAN, WAIVER #1183-WPFM-010-1 TO PERMIT THE LOCATION OF UNDERGROUND STORM WATER MANAGEMENT FACILITIES IN A RESIDENTIAL AREA, AND BOARD CONSIDERATION OF THE APPLICANT’S WATER QUALITY IMPACT ASSESSMENT REQUEST #1183-WQ-0101-1 AND A RESOURCE PROTECTION AREA ENCROACHMENT EXCEPTION REQUEST #1183-WRPA-007-1 TO PERMIT THE ENCROACHMENT OF A RESOURCE PROTECTION AREA FOR THE PURPOSE OF STORM WATER MANAGEMENT AND ROAD IMPROVEMENTS AND WHITE SPRUCE WAY PUBLIC RIGHT-OF-WAY TO BE VACATED AND/OR ABANDONED (MOUNT VERNON DISTRICT) (4:15 p.m.)**

The application property is located on the west side of Silverbrook Road south of its intersection with White Spruce Way, Tax Map 107-1 ((1)) 9 and White Spruce Way public right-of-way to be vacated and/or abandoned.

Mr. Greg Riegle reaffirmed the validity of the affidavit for the record.

Chairman Bulova announced that Supervisor Foust received a campaign contribution in excess of \$100 and will not be participating in the public hearing.

William Mayland, Branch Chief, Zoning Evaluation Division, Department of Planning and Zoning (DPZ) introduced the following staff:

- Leanna O’Donnell, Planner IV, Planning Division, DPZ
- Chris Caperton, Branch Chief, Facilities Planning, Planning Division, DPZ
- Linda Blank, Planning Division, DPZ

Mr. Caperton presented information related to the development of the property and the Master Development Agreement and its relationship to the rezoning application.

Mr. Mayland gave a Powerpoint slide presentation depicting the application and site location.

Discussion ensued, with input from Mr. Mayland, regarding the:

- Green building requirements
- Applicant's proffered commitment to recycling demolition materials
- Development of the property in multiple phases
- Agreement to monitor the financial situation and impact of the new development

Mr. Riegle 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 two speakers, Mr. Mayland presented the staff and Planning Commission (PC) recommendations.

Discussion ensued, with input from Mr. Riegle regarding the percentage of recycling of demolition materials that can be recycled.

Following an inquiry to staff on the issue of the Comprehensive Agreement that is the subject of the next public hearing, Supervisor Hyland moved:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2012-MV-008, from the R-C District to the PDC and PDH-8 Districts, and approval of the Conceptual Development Plan, subject to the proffers dated February 14, 2014.
- Approval of the modifications and waivers as provided in the handout dated March 7, 2014.
- Approval of Waiver #1183-WPFM-010-1 of Section 6-0303.8 of the Public Facilities Manual (PFM) to allow for an underground stormwater vault on a residential property subject to the conditions dated November 20, 2012, and contained in Attachment A of Appendix 19 of the staff report.
- Approval of Resource Protection Area Encroachment Exception #1183-WRPA-007-1 and Water Quality Impact Assessment #1183-WQ-010-1 subject to the conditions dated September 24, 2013, and contained in Appendix 20 of the staff report.

Chairman Bulova seconded the motion.

Supervisor Hyland also moved that the Board go on record to encourage the applicant, the County's Department of Transportation, and the Virginia Department of Transportation, to work together as part of the site plan process to approve a design of the round-about for Giles Run Road that would not require the road to be stubbed to the north for a future connection. Chairman Bulova seconded the motion.

Discussion ensued, with input from Mr. Mayland, regarding the motion.

Supervisor Hyland moved that the Board direct staff in DPZ and the Department of Public Works and Environmental Services (DPWES) to work with the Alexander Company to increase the amount of recyclable materials as they adaptively reuse the site over and above the commitment stated in the proffers.

Discussion ensued, with input from Elizabeth Teare, Assistant County Attorney, regarding the rules of order concerning tabling the motions.

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved to table the motions until later in the meeting. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Foust being out of the room.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

(NOTE: Later in the meeting the Board took action regarding the motions. See Clerk's Summary Item #_.)

48. **3:30 P.M. – PH REGARDING THE CONVEYANCE OF BOARD-OWNED PROPERTY AND TO CONSIDER A PROPOSED COMPREHENSIVE AGREEMENT BETWEEN THE BOARD AND THE ALEXANDER COMPANY, INCORPORATED FOR THE DEVELOPMENT OF THE PROPERTY UNDER THE PROVISIONS OF THE PUBLIC-PRIVATE EDUCATION AND INFRASTRUCTURE ACT OF 2002, AS AMENDED, KNOWN AS THE LAUREL HILL ADAPTIVE REUSE AREA (MOUNT VERNON DISTRICT)** (4:55 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 16 and May 23, 2014.

Chris Caperton, Laurel Hill Project Coordinator, Department of Planning and Zoning, gave a Powerpoint slide presentation depicting the application and site location.

Joe LaHait, County Debt Coordinator, Department of Management and Budget, provided information including Powerpoint slides, relating to the county's financial requirements for the project.

Discussion ensued, with input from Edward L. Long Jr., County Executive, and Alan Weiss, Assistant County Attorney, regarding the:

- General Fund impact
- Funding alternatives if there are no carryover funds
- Future liability in the event of default by the developer
- The County's obligation to maintain the property
- Performance and guarantee bonds
- County's financial obligation

Following the public hearing, which included testimony by two speakers, discussion ensued, with input from Mr. Mayland, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, regarding the:

- Development Plan
- Quick claim deed and what it specifies
- Density and the types of homes
- Community input on the development plan

Supervisor Herrity asked unanimous consent that the Board direct staff respond to the question of the value of the recyclable materials before action is taken. Without objection it was so ordered.

Mr. Mayland clarified that the Planning Commission (PC) did not hear the Master Development Agreement so there is no recommendation from the PC.

Following comments, Supervisor Hyland moved that the Board keep the record open for written comments and defer decision until **July 29, 2014, at 3:30 p.m.** Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Foust being out of the room.

49. **CONTINUATION OF 3:30 P.M. – PH ON REZONING APPLICATION RZ 2012-MV-008 (THE ALEXANDER COMPANY, INCORPORATED) (MOUNT VERNON DISTRICT) (5:20 p.m.)**

(O) (NOTE: Earlier in the meeting, the Board held a public hearing regarding this item and tabled decision until later in the meeting. See Clerk's Summary Item #47.)

Supervisor Hyland moved to untable his earlier motions regarding Rezoning Application RZ 2012-MV-008. Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Foust being out of the room.

Chairman Bulova stated that Supervisor Hyland's earlier motions which she had seconded were now being considered.

Supervisor Hyland also moved that the Board direct staff in the Department of Planning and Zoning (DPZ) and the Department of Public Works and Environmental Services (DPWES) to work with the Alexander Company to increase the amount of recyclable materials as they adaptively reuse the site over and above their commitment stated in the proffers. Chairman Bulova seconded the motion.

Discussion ensued, with input from Mr. Mayland, regarding:

- Supervisor Hyland's earlier motions and whether the modifications and waivers were contained in that motion
- The modification to permit trees to be located within four feet of a restrictive barrier and its survivability

The question was called on the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE," Supervisor Foust being out of the room.

(NOTE: March 6, 2014, the PC approved Final Development Plan Application FDP 2012-MV-008, subject to the Final Development Plan conditions dated February 19, 2014, and contained in Appendix 2 of the staff report.)

50. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE WEST SPRINGFIELD RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 7 (SPRINGFIELD DISTRICT)** (5:30 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 16 and May 23, 2014.

Maria Turner, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by one speaker, a brief discussion ensued regarding the correct street name/number and why the RPPD is only for the south side of the street.

Supervisor Herrity moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the West Springfield RPPD, District 7. The proposed District expansion includes the south side of Louis Edmund Court from Tuttle Road to the eastern boundary of 6300 Louis Edmund Court. 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.”

51. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX R, TO CONSIDER PARKING RESTRICTIONS ON BROOKFIELD CORPORATE DRIVE (SULLY DISTRICT)** (5:36 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 16 and May 23, 2014.

Maria Turner, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by five speakers, Supervisor Frey moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix R, establishing parking restrictions to prohibit commercial vehicles, recreational vehicles and all trailers as defined in County Code Sections 82-5-7(b) and 82-5B-1 from parking on Brookfield Corporate Drive from Sullyfield Circle to cul-de-sac inclusive from 9 p.m. to 6 a.m., seven days a week, excluding any areas already designated as “No Parking” by the Virginia Department of Transportation (VDOT). Supervisor Herrity 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.”

52. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO ESTABLISH THE LANGLEY OAKS TEMPORARY RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT T2 (DRANESVILLE DISTRICT)** (5:58 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 16 and May 23, 2014.

Maria Turner, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by three speakers, Supervisor Foust moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, establishing the Langley Oaks temporary RPPD, District T2. The proposed District establishment includes the following street blocks: Anna Maria Court, Bellamine Court, Briar Hill Court, Deidre Terrace, Heather Brook Court, Heidi Court, Jill Court, Monique Court, Ridge Drive, Sparrow Point Court, and Urslin Court. Supervisor Gross 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.”

53. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE WEST POTOMAC RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 36 (MOUNT VERNON DISTRICT)** (6:04 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 16 and May 23, 2014.

Maria Turner, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by four speakers, Supervisor Hyland moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the West Potomac RPPD, District 36. The proposed District expansion includes Oak Drive from Fleming Street to Beacon Hill Road. Supervisor McKay 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.”

54. **BOARD ADJOURNMENT** (6:17 p.m.)

The Board adjourned.

Index

AGENDA ITEM	Page
Presentations: Certificates/Awards	5-7
Items Presented by the County Executive	
Administrative Items	7-9
Action Items	9-10
Information Items	10-11
Board Matters	
Chairman Bulova	2-3, 11-12
Supervisor Cook	20
Supervisor Foust	16
Supervisor Frey	n/a
Supervisor Gross	23-24
Supervisor Herrity	2, 17-18
Supervisor Hudgins	21-23
Supervisor Hyland	n/a
Supervisor McKay	12-15
Supervisor Smyth	18-20
Actions from Closed Session	31-32
Public Hearings	32-42