



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
October 7, 2014**

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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, October 7, 2014, at 9:36 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 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

Supervisor Penelope A. Gross, Mason District, arrived at 10:48 a.m.

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 MATTER1. **MOMENT OF SILENCE** (9:37 a.m.)

Supervisor Hudgins asked everyone to keep in thoughts the parents, family, and friends of Ms. Emma Clark, who died last week. She was a senior at South Lakes High School, a softball player, and member of the chorus.

Supervisor Hudgins also asked everyone to keep in thoughts the family of Mr. Ralph Cosham, who died recently. His wife, Beverly, is a member of the Arts Council and an entertainer. Mr. Cosham was also an entertainer and writer, and was well-known professionally in the arts and acting. Supervisor Hudgins thanked him for the great joy he brought and the work that he did.

Supervisor Cook introduced to everyone the new speeding initiative yard signs with the logo “Slow Down: You Live Here. We Live Here,” which is part of the Countywide campaign against neighborhood speeding. He noted that each Board Member received a package of the signs today which were purchased with speeding initiative funds from Carryover last year.

Supervisor Herrity asked everyone to keep in thoughts the family of Colonel James C. Jewell, who died recently. He was a well-known and valued member of the Greenbriar community and served as president of the Greenbriar Civic Association from 1986 to 1987, was vice-president a decade later between 2005 and 2007, as well as a charter member of the Host Vienna Lions Club. Colonel Jewell retired from the US Army after serving two tours in Vietnam, and later retired from the Pentagon in 1986. While in Vietnam he earned a Bronze Star with six clusters, the Legion of Merit, and many other medals and commendations. He will be sorely missed.

AGENDA ITEMS2. **CERTIFICATE OF RECOGNITION PRESENTED TO THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 2068** (9:41 a.m.)

Noting that Supervisor Gross will be arriving later in the meeting, Chairman Bulova relinquished the Chair to Acting-Chairman Hyland and moved approval of the Certificate of Recognition presented to the International Association of Firefighters Local 2068 for outstanding commitment and dedication by the civilian and uniformed members of the Fire and Rescue Department and the Department of Public Safety Communications during the Labor Day 2014 Fill the Boot Campaign to raise funds for the Muscular Dystrophy Association, leading in the US and Canada by collecting more than \$488,000. Supervisor Hudgins seconded the motion and it carried by a vote of nine, Supervisor Gross not yet having arrived.

Acting-Chairman Hyland returned the gavel to Chairman Bulova.

3. **RESOLUTION OF RECOGNITION PRESENTED TO THE HERNDON FORTNIGHTLY CLUB** (9:49 a.m.)

Supervisor Foust moved approval of the Resolution of Recognition to recognize the Herndon Fortnightly Club for its 125th anniversary and distinguished service to the community. Supervisor McKay seconded the motion.

Supervisor Foust recognized the presence of former staff member Jennifer Boysko and thanked her for everything she has done for the community.

The question was called on the motion and it carried by a vote of nine, Supervisor Gross not yet having arrived.

4. **RESOLUTION OF RECOGNITION PRESENTED TO MR. JOHN PAYNE** (9:55 a.m.)

Chairman Bulova relinquished the Chair to Acting-Chairman Foust and moved approval of the Resolution of Recognition presented to Mr. John Payne, upon his retirement, for 34 years of distinguished, outstanding, and noteworthy service to the County, most recently as Deputy Director of Real Estate, Department of Housing and Community Development. Supervisor Herrity and Supervisor McKay jointly seconded the motion and it carried by a vote of nine, Supervisor Gross not yet having arrived.

Acting-Chairman Foust returned the gavel to Chairman Bulova.

5. **RESOLUTION OF RECOGNITION PRESENTED TO REPRESENTATIVES OF VISIT FAIRFAX AND WHITE** (10:10 a.m.)

Supervisor Cook moved approval of the Resolution of Recognition presented to Visit Fairfax and WHITE for the outstanding and distinguished success of the “Historical Figures” campaign. Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor Gross not yet having arrived.

6. **RESOLUTION OF RECOGNITION PRESENTED TO THE STROKE COMEBACK CENTER** (10:25 a.m.)

Supervisor Smyth moved approval of the Resolution of Recognition to recognize the Stroke Comeback Center for its tenth anniversary and noteworthy service to the community. Supervisor Hudgins seconded the motion and it carried by a vote of eight, Supervisor Cook being out of the room, Supervisor Gross not yet having arrived.

7. **PROCLAMATION DESIGNATING OCTOBER 5–11, 2014, AS "FIRE PREVENTION WEEK" IN FAIRFAX COUNTY** (10:35 a.m.)

Supervisor Foust moved approval of the Proclamation to designate October 5–11, 2014, as "*Fire Prevention Week*" in Fairfax County and urged all residents to check their smoke alarms to ensure their safety and the safety of their families. Supervisor Herrity, Supervisor Hyland, and Supervisor McKay jointly seconded the motion and it carried by a vote of nine, Supervisor Gross not yet having arrived.

Richard Bowers, Chief, Fire and Rescue Department, announced that the Bailey's Crossroads Station will hold a grand opening and Fire Prevention Open House on Saturday, October 11, 2014, and invited everyone to attend.

8. **PROCLAMATION DESIGNATING OCTOBER 25, 2014, AS "VOLUNTEERFEST DAY" IN FAIRFAX COUNTY** (10:48 a.m.)

Supervisor Smyth moved approval of the Proclamation to designate October 25, 2014, as "*VolunteerFest Day*" in Fairfax County and applauded all residents who observe this day by connecting with neighbors, friends, co-workers, family, and faith-based school and civic groups to engage in projects benefiting the community. Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor Frey being out of the room.

Emily Swenson, Deputy Director, Volunteer Fairfax, announced that anyone wishing to volunteer for the twentieth annual VolunteerFest on October 25 can register at www.volunteerfairfax.org. She encouraged individuals and groups to come out and make it a day to remember.

9. **10:30 A.M. – PRESENTATION OF THE VOLUNTEER FIRE AND RESCUE SERVICE AWARDS** (10:57 a.m.)

Shawn Stokes, Secretary of the Volunteer Fire Commission and President of the Dunn Loring Volunteer Fire and Rescue Department (VFRD), and Chief Richard Bowers, Fire and Rescue Department (FRD), presented the 2013 Volunteer Fire and Rescue Service Awards to individuals who have demonstrated extraordinary commitment to the FRD through professionalism and thousands of hours of voluntary service at the highest levels possible. Their efforts support the goals of the Fire and Rescue combined career-volunteer system.

Jeffrey Katz, Volunteer Liaison, announced the award recipients as follows:

- Volunteer Firefighter of the Year – Michael Hogan, Bailey's Crossroads VFRD
- Volunteer Operational Officer of the Year – Keith O'Connor, Burke VFRD

- Volunteer Rookie of the Year – Scott Sterling, Fair Oaks VFRD
- Volunteer Emergency Medical Services Provider of the Year – Houmam Ali, Dunn Loring VFRD (not present)
- Volunteer Basic Life Support Provider of the Year – Anthony Chu, Franconia Volunteer Fire Department (VFD)
- Volunteer Advanced Life Support Provider of the Year – Jeffrey Alton, Franconia VFD
- Administrative Officer of the Year – Gary Moore, Annandale VFD
- Administrative Member of the Year – Donna Gray, Vienna VFD
- Auxiliary Member of the Year – Vera Lloyd, Vienna VFD
- Team Performance Award (Dunn Loring VFRD) – Keith Edgemon
Kenneth Kubiak
Richard Morani
Andrew Eastman
Michael Masciola
Justin Miller
- Fire Chief’s Special Recognition Award – Thomas Harkin, FRD, and the Burke VFRD

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10. **ADMINISTRATIVE ITEMS** (11:13 a.m.)

Supervisor Gross moved approval of the Administrative Items. 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.”

ADMIN 1 – STREETS INTO THE SECONDARY SYSTEM (MASON, MOUNT VERNON, SPRINGFIELD, AND SULLY DISTRICTS)

- (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>
Word of Life Assembly of God	Mason	Backlick Road (Route 617) (Additional Right-of-Way [ROW] Only)
		Edsall Road (Route 648) (Additional ROW Only)
BT Property, LLC (UPS in Newington)	Mount Vernon	Alban Road (Route 790) (Additional ROW Only)
Colchester Land Company (Gunston Commerce Center Landbay D)	Mount Vernon	Furnace Road (Route 611) (Additional ROW Only)
		Furnace Road (Route 611) (Additional ROW Only)
Michael and Marilyn Giampa (Barnes Property)	Mount Vernon	Gunston Road (Route 242) (Additional ROW Only)
		Old Colchester Road (Route 611) (Additional ROW Only)
Lakewood Hills Section 10 Phase 1	Springfield	Sabine Hall Road
		Castle Hill Road
		Red Hill Drive
		Berry Hill Court
Lakewood Hills Section 10 Phase 2	Springfield	Castle Hill Road
		Red Hill Drive
		Carters Grove Court
		Fairfax County Parkway (Route 286) (Additional ROW Only)
		Huntsman Boulevard (Route 4521) (Additional ROW Only)
Everwood	Sully	Kenna Court

ADMIN 2 – EXTENSION OF REVIEW PERIODS FOR 2232 PUBLIC FACILITY REVIEW APPLICATIONS (PROVIDENCE, MASON, AND SPRINGFIELD DISTRICTS)

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>
FS-P14-25	Verizon Wireless Installation of Telecommunications Facility – Building Rooftop 1651 Old Meadow Road McLean, Virginia Providence District	December 19, 2014
FS-M14-29	AT&T Installation of Telecommunications Facility – Existing Flagpole 5100 Backlick Road Annandale, Virginia Mason District	December 20, 2014
FS-P14-27	Verizon Wireless Installation of Telecommunications Facility – Stealth Chimney 7501 Leesburg Pike Falls Church, Virginia Providence District	December 25, 2014
FSA-Y00-44-2	Sirius XM Radio Modification to Telecommunications Facility – Building Rooftop 4000 Legato Road Fairfax, Virginia Springfield District	December 26, 2014

ADMIN 3 –AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO AMEND A DEED OF LEASE WITH McLEAN YOUTH ATHLETICS (MYA) OF BOARD-OWNED PROPERTY AT 1311 SPRING HILL ROAD (HOLLADAY FIELD) (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **November 18, 2014, at 5 p.m.**, to amend a Deed of Lease with MYA for Board-owned property at 1311 Spring Hill Road.

ADMIN 4 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO PROHIBIT THROUGH TRUCK TRAFFIC ON SPRING VALLEY DRIVE, MITCHELL STREET, CLINTON ROAD, AND CANARD STREET (MASON DISTRICT)

(A) Authorized the advertisement of a public hearing to be held before the Board on **October 28, 2014, at 4:30 p.m.**, to consider endorsing the following roads to be included in the Residential Traffic Administration Program (RTAP) for a through truck traffic restriction:

- Spring Valley Drive between Braddock Road and Mitchell Street
- Mitchell Street between Spring Valley Drive and Edsall Road
- Clinton Road between Spring Valley Drive and Mitchell Street
- Canard Street between Mitchell Street and Edsall Road

11. **A-1 – APPROVAL OF A REGIONAL JOINT ACTION AGREEMENT FOR THE NORTHERN VIRGINIA LONG-TERM CARE OMBUDSMAN PROGRAM**

This item was withdrawn by staff.

12. **A-2 – APPROVAL OF AN AGREEMENT BETWEEN THE TOWN OF VIENNA AND THE COUNTY TO DESIGN AND CONSTRUCT A STREAM RESTORATION PROJECT ON HUNTERS BRANCH (HUNTER MILL DISTRICT)** (11:14 a.m.)

On motion of Supervisor Hudgins, seconded by Supervisor Gross, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved and authorized the County Executive or his designee to sign an agreement with the Town to fund the design and construction of a stream restoration project on Hunters Branch.

13. **A-3 – APPROVAL OF A RESOLUTION TO AUTHORIZE THE EXTENSION OF GENERAL OBLIGATION BONDS** (11:15 a.m.)

(BONDS)

(R)

Supervisor Gross moved that the Board concur in the recommendation of staff and adopt a Resolution requesting the Circuit Court to order an extension of the period for issuance of County bonds authorized on November 7, 2006, from eight years to ten years. Supervisor Foust and Supervisor Hyland jointly seconded the motion.

Following input from Erin Ward, Senior Assistant County Attorney, the question was called on 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.”

14. **A-4 – APPROVAL OF A RESOLUTION AUTHORIZING EXECUTION OF A PROJECT AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE PRELIMINARY ENGINEERING, DESIGN, AND CONSTRUCTION OF VARIOUS INTERSECTION IMPROVEMENTS THROUGHOUT THE COUNTY (HUNTER MILL, MASON, PROVIDENCE, AND LEE DISTRICTS)**
(11:15 a.m.)

- (R) Supervisor McKay moved that the Board concur in the recommendation of staff and adopt a Resolution authorizing execution of a project agreement with VDOT for the preliminary engineering, design, and construction of intersection improvements. Supervisor Hudgins seconded the motion.

Following discussion concerning corrections to two designations contained in the revised Board Agenda Item dated October 7, 2014, discussion ensued, with input from Tom Biesiadny, Director, Department of Transportation, concerning the agreement.

The question was called on 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,”

15. **A-5 – APPROVAL OF FIRST AMENDMENT TO THE COLUMBIA PIKE STREETCAR AGREEMENT BETWEEN FAIRFAX AND ARLINGTON COUNTIES (MASON DISTRICT)** (11:20 a.m.)

Supervisor Gross moved that the Board concur in the recommendation of staff and:

- Approve the amendment, in substantial form, to the project agreement between Fairfax and Arlington Counties for the next phases of the Columbia Pike Streetcar project work
- Authorize the County Executive to sign the amendment

Supervisor McKay seconded the motion.

Supervisor Smyth announced that she would abstain from voting because her husband’s family owns an interest in property near the affected area.

Discussion ensued, with input from Tom Biesiadny, Director, Department of Transportation, concerning:

- The total estimated cost of the project for the County
- Non-use of Federal transit dollars

- Funding of similar projects nationwide

Supervisor Herrity stated the reasons he would not support the agreement.

Discussion continued concerning:

- Improving transit to Skyline
- The interest of neighboring jurisdictions in corridor development
- Multi-modal diversity

The question was called on the motion and it **CARRIED** by a recorded vote of seven, Supervisor Frey and Supervisor Herrity voting “NAY,” Supervisor Smyth abstaining.

16. **A-6 – TESTIMONY FOR PUBLIC HEARING ON THE COMMONWEALTH OF VIRGINIA’S DRAFT REVISED FISCAL YEAR (FY) 2015–2020 SIX-YEAR IMPROVEMENT PROGRAM (SYIP) AND UPCOMING FY 2016–2021 SYIP FOR INTERSTATE, PRIMARY, AND URBAN HIGHWAY SYSTEMS AND PUBLIC TRANSPORTATION** (11:33 a.m.)

Supervisor McKay moved that the Board concur in the recommendation of staff and approve the testimony and its transmittal on the Virginia Department of Transportation Draft Revised FY 2015–2020 and upcoming FY 2016–2021 SYIP. Supervisor Hyland seconded the motion.

Discussion ensued concerning:

- The Route 28 and Interstate-66 interchange
- General Assembly involvement/interference in transportation projects
- The Commonwealth Transportation Board (CTB) allocation

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

17. **A-7 – APPROVAL OF COMMENTS TO THE VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY (VDEQ) ON PROPOSED FEDERAL RULE 111(D) REGARDING EMISSIONS REDUCTIONS FROM FOSSIL-FUELED POWER PLANTS** (11:38 a.m.)

Supervisor Gross moved that the Board concur in the recommendation of staff and authorize submittal of comments to VDEQ on proposed Federal Rule 111(d),

regarding reductions in carbon dioxide emissions from fossil-fueled power plants. Chairman Bulova seconded the motion.

Discussion ensued, with input from Susan Hafeli, Public Utilities Branch Utility Analyst, Department of Cable and Consumer Services, concerning:

- The Commonwealth meeting requirements
- Ramifications of legal challenges

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

18. **C-1 – 2014 VIRGINIA ASSOCIATION OF COUNTIES (VACO) ANNUAL MEETING** (11:41 a.m.)

The Board next considered an item contained in the Board Agenda dated October 7, 2014, requesting that the Board designate a voting delegate and alternate voting delegate to represent the County at the VACo annual meeting to be held in Bath County, Virginia, November 8–11, 2014.

Supervisor Gross asked unanimous consent that the Board designate Supervisor Hyland as the voting delegate. Without objection, it was so ordered.

Following discussion concerning attendance at the annual meeting, Supervisor Gross asked unanimous consent that the Board designate Chairman Bulova as the alternate voting delegate. Without objection, it was so ordered.

19. **I-1 – FAIRFAX COUNTY TRANSPORTATION STATUS REPORT** (11:42 a.m.)

The Board next considered an item contained in the Board Agenda dated October 7, 2014, regarding the County's Transportation Status Report. Following a brief summation by Tom Biesiadny, Director, Department of Transportation, discussion ensued concerning a by-right development application that has been filed at the intersection of Lockheed Boulevard and Route 1.

Supervisor McKay asked unanimous consent that the Board direct staff to:

- Ensure that any waivers or approvals granted are consistent with the County's project
- Determine whether construction with that application might negate County work as identified in the report

Without objection, it was so ordered.

Discussion continued concerning Telegraph Road - Hayfield Secondary School pedestrian improvements. Supervisor McKay noted the importance of this project

and asked unanimous consent that the Board direct staff to expedite it to the fullest extent possible. Without objection, it was so ordered.

Supervisor Herrity, noting anticipated I-66 construction, inquired about a project-scoping start date for Fairfax County Parkway/Popes Head Road, with input from Mr. Biesiadny.

Discussion continued concerning:

- Deployment of bus service in the Reston and Tysons areas
- Multi-modal access to rail stations
- The identification of north, south, and east sides of Idylwood Road

ADDITIONAL BOARD MATTERS

20. **“RED RIBBON WEEK”** (11:51 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to prepare a proclamation for the Colonel Wesley Fox Young Marines recognizing October 23 – 31, 2014, as “*Red Ribbon Week*,” in Fairfax County. The Red Ribbon Campaign was established by Congress in 1988 to promote a drug-free lifestyle and encourage involvement in drug prevention efforts. The proclamation will be presented to Young Marine Corporal Aram Wartanian and the Colonel Wesley Fox Young Marines on October 15. Without objection, it was so ordered.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

21. **RECOGNIZING FRANKLIN SHERMAN ELEMENTARY SCHOOL ON ITS CENTENNIAL (DRANESVILLE DISTRICT)** (11:52 a.m.)

Supervisor Foust announced that Franklin Sherman Elementary School is a neighborhood school with historic ties to the County; it opened in 1914 as the County's first consolidated school. One hundred years later, the Franklin Sherman community is now enriched by a marvelous international population. Built in 1952, the present-day Franklin Sherman Elementary School serves a population of students from preschool through grade 6.

Franklin Sherman emphasizes high academic achievement for all students. A dedicated and enthusiastic Parent-Teacher Association (PTA) works with the faculty to strengthen the instructional program and promote a positive school culture. The diverse cultural and professional resources of the community further enrich the educational program.

To celebrate the Centennial, throughout the year, students will be working on timelines of the past 100 years while the PTA and staff will develop a 100-mile walking program.

Supervisor Foust asked unanimous consent that the Board direct staff to invite Principal Kathleen Quigley, along with other school officials, to appear before the Board on December 2, 2014, to recognize Franklin Sherman Elementary School's 100 years of educational excellence. Without objection, it was so ordered.

22. **SEPTEMBER QUARTERLY REPORT OF THE AUDITOR OF THE BOARD**
(11:53 a.m.)

Supervisor Foust stated that the Board has received the Auditor of the Board's Quarterly Report for September 2014. The report includes the following study areas:

- Succession Planning
- Economic Development Authority
- Central Warehouse Status Review
- Dulles Metrorail Project Status

The Auditor's recommendations and management's responses are included in the report.

Supervisor Foust reported on the following:

- **Succession Planning** - The Auditor recommended that the Department of Human Resources continue efforts to work with County departments to develop a more coordinated and structured succession planning strategy, with a specific focus on succession planning for the County's senior managers. The Department of Human Resources agreed with the recommendation.
- **Economic Development Authority (EDA)** - During the September 30 meeting, the Audit Committee approved a motion to make the following recommendation:
 - The EDA Commission should consider establishing additional performance measures that are more closely aligned with its mission. Specifically, the Commission should consider establishing performance measures related to the office vacancy rate and the amount of tax revenues that are generated from the EDA's programs and initiatives.

The EDA's President and CEO indicated in his response that the Commission will consider ways the suggested metrics may be effectively folded into the performance measures.

- **Central Warehouse Status Review** - During the September 30 meeting, the Audit Committee reaffirmed the Auditor of the Board's recommendation that the Facilities Management Department (FMD) should take steps to address longstanding security weaknesses at the Central Warehouse. The Audit Committee approved a motion to make the following recommendation:
 - The Deputy County Executive who is responsible for overseeing FMD should provide a memo to the Board indicating which of the 13 selected security recommendations listed in the Auditor's March 2014 report will be addressed as well as the target implementation dates. For any security weakness that will not be addressed, the Deputy County Executive should provide an explanation for not implementing the recommendation.

Supervisor Foust moved that the Board adopt the Auditor of the Board's September 2014 Quarterly Report, and approve the Audit Committee Work Plan for the upcoming quarter, as contained in his written Board Matter. Chairman Bulova seconded the motion.

Discussion ensued concerning reluctance to implement security measure recommendations, with input from Edward L. Long Jr., County Executive, concerning recommendations that should go forward and those that should be delayed, particularly as they relate to the budget.

Discussion continued concerning:

- Schools implementation of recommendations regarding additional security for its portion of the warehouse
- Assumption of the position of the Auditor of the Board at the end of October

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

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23. **RESTON COMMUNITY CENTER (RCC) PREFERENCE POLL (HUNTER MILL DISTRICT)** (11:59 a.m.)

(APPTS)
(BACs)

Supervisor Hudgins said the RCC has completed the annual preference poll election for its Board of Governors. A total of 1,647 ballots were entered. The following individuals were elected to serve three-year terms on the Reston Community Center Board of Governors: Mr. William Keefe, Mr. William Penniman, and Ms. Vicky Wingert.

Therefore, Supervisors Hudgins moved the appointment of the following individuals to serve on the RCC Board of Governors, in time to be seated at the November 1, 2014, Board of Governors Orientation:

- Mr. William Keefe
- Mr. William Penniman
- Ms. Vicky Wingert

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

24. **WASHINGTON WEST FILM FESTIVAL (WWFF) (HUNTER MILL DISTRICT)** (12 noon)

Supervisor Hudgins said that in 2010, she joined a number of local community organizations to support an event she believes might truly contribute to the quality of life on an incremental but global basis. By giving 100 percent of all box office net proceeds to projects committed to changing the circumstances of those in dire need around the world, the WWFF seeks “to leverage the power of storytelling and filmmaking to inspire and capture the hearts and minds of audiences who in turn can make lasting, tangible differences in the world.”

This month the WWFF will celebrate its fourth annual film extravaganza October 22–26, 2014. WWFF has brought notable films, such as the Loving Story and winners of the Sundance Film Festival Audience Award for U.S. Documentary. Proceeds have been donated to such causes as homelessness in the County and re-building efforts in Haiti.

Supervisor Hudgins said she already has her opening night tickets and invited everyone to join her for an evening of fine entertainment and commendable mission.

Supervisor Hudgins asked unanimous consent that the Board direct staff from the Office of Public Affairs to publicize this worthy event through County government outreach tools. Without objection, it was so ordered.

25. **2014–2015 COAT CLOSET (HUNTER MILL DISTRICT)** (12:02 p.m.)

Supervisor Hudgins distributed a flyer around the dais regarding the 2014–2015 Coat Closet. She noted that it has been a long-term project, starting in Hunter Mill District, and is growing throughout the County. It is amazing, not only the number of coats distributed, but equally the number of contributors through a cross-section of communities, youth groups, and others.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to publicize the opening of the Coat Closet on November 1, 2014, and continuing through February 2015. Without objection, it was so ordered.

26. **APPOINTMENTS TO THE HUMAN RIGHTS COMMISSION** (12:03 p.m.)
(APPTS)
(BACs)

Supervisor Hudgins said that the Board, at its September 23, 2014, meeting, made appointments to Boards, Authorities, and Commissions (BACs). It has been brought to her attention that two reappointments to the Human Rights Commission were not reflected on the attachment approved by the Board at that time. Given the fact that the terms of these two commission members expired September 2014, and that the commission is scheduled to meet October 15, ahead of the next scheduled BACs appointments to be heard before the Board, Supervisor Hudgins moved the following three-year term reappointments:

- Ms. Gloria J. Crawford
- Ms. Heather Lawson

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

27. **NO BOARD MATTERS FOR SUPERVISOR SMYTH (PROVIDENCE DISTRICT)** (12:03 p.m.)

Supervisor Smyth announced that she had no Board Matters to present today.

PMH:pmh

28. **MS. TERESA JOHNSON NAMED ADMINISTRATOR OF THE YEAR** (12:04 p.m.)

Supervisor Herrity said that Teresa Johnson, principal of Chantilly High School, has been named the 2014 Journalism Education Association (JEA) Administrator of the Year. The award honors school administrators who have provided exceptional support of scholastic journalism. Ms. Johnson will be recognized at the JEA-National Scholastic Press Association (NSPA) Fall National High School Journalism Convention in Washington, DC, on November 8.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to invite Ms. Johnson to appear before the Board to receive a resolution congratulating her on winning the 2014 JEA Administrator of the Year award. Without objection, it was so ordered.

29. **CENTREVILLE DAY (SULLY DISTRICT)** (12:05 p.m.)

Supervisor Frey announced that Saturday, October 11, 2014, is Centreville Day, sponsored by the Friends of Historic Centreville. It is a family event with a purpose of building community spirit in Centreville. He added that festivities

include a parade, live entertainment, crafters, local businesses, community groups, fruit vendors, children's activities, and tours of the Historic District including historic structures. There will also be several Halloween-themed activities including a trick-or-treat trail. He noted that the proceeds will go toward restoring the Historic District and other charitable causes.

Therefore, Supervisor Frey moved that the Board:

- Waive any fees for trash disposal
- Direct staff to work with AAA Recycling, who is donating its services, to ensure that the fee is waived

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

Supervisor Frey invited Board Members to attend.

30. **NO BOARD MATTERS FOR SUPERVISOR COOK (BRADDOCK DISTRICT)** (12:08 p.m.)

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

31. **RELOCATION OF THE FEDERAL BUREAU OF INVESTIGATIONS (FBI) HEADQUARTERS (HQ) (LEE DISTRICT)** (12:08 p.m.)

Supervisor McKay said that two years ago, the Board voted unanimously to support the relocation of FBI HQ to the federally-owned General Services Administration (GSA) warehouse site in Springfield.

Supervisor McKay said that the Board's support for the site was validated not only by the unanimous endorsement by Federal and State partners, but also by the GSA which named Springfield one of three finalists for the headquarters over the summer.

Before announcing the agency's new location, the GSA has determined that the preparation of an Environmental Impact Statement (EIS) is necessary to ensure all potentially significant issues at each of the three remaining sites are studied and addressed. This study includes an opportunity for public comment until October 23. He expressed his belief that it is critical that the County weigh in again and highlight all of the great advantages that the Springfield site has to offer, while also speaking to the transportation projects that have been planned to improve traffic flow in the area.

Therefore, Supervisor McKay moved that the Board direct staff from the Department of Transportation and the Office of Community Revitalization to:

- Draft comments for submission

- Circulate these comments to the Board electronically before submission

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

32. **CHILDCARE FEE SCHEDULE** (12:10 p.m.)

Supervisor McKay said that the Child Care Assistance and Referral (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 5,200 children each month, providing critical assistance to working families. Funding for the program comes from Federal, State, and local dollars, with participating families paying for child care based on a sliding scale – the median income of families in this program is \$27,300.

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, taking into consideration economic challenges specific to living in this high-cost area.

Supervisor McKay noted that the County has repeatedly requested an extension of the waiver which expires in July 2015. As a result, rather than paying from 2.5 percent to 10 percent of their gross income under the existing local fee scale, County families will be required to pay from 5 percent to 10 percent of their gross income for care. A family of four with an income at the Federal poverty level (\$23,556) would pay an additional \$589 per year, per child, a dramatic increase for many families.

In the spring, Chairman Bulova sent a letter on behalf of the Board to Governor McAuliffe, outlining the County's concerns with this policy change. The response the Chairman received from Secretary Hazel includes several arguments the County has already refuted, and declines to further extend the County's waiver. Supervisor McKay said that the Board has strongly opposed moving to a Statewide fee scale, and has also opposed the State's preference for uniformity at the expense of maintaining the flexibility to serve the needs of residents, which can vary greatly from one part of the Commonwealth to another.

The State has suggested the County can opt to use local funds to fill the gap between the new Statewide scale and the current local scale.

To consider doing what the State is suggesting, technical challenges need to be resolved. The County is currently in the process of developing a new local child care management system that will replace its aging automated child care subsidy system. Though the first phase of the County's new system is scheduled to be implemented in the summer of 2015, the second phase, which is intended to

involve developing a data exchange capability with the State, will not be in place until a later date. Full implementation of this system would facilitate timely movement of child care subsidy cases between the State and County computer systems, allowing the County flexibility to consider additional options for families facing significant child care fee increases.

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

- Send the letter as contained in his written Board Matter, under the Chairman's signature, to the Governor, reiterating the Board's concerns with the Statewide fee scale, and also indicating that additional time is needed prior to any switch to allow for technical issues to be resolved between the County's computer network and the State's new automated child care system
- Send a copy of the letter to the members of the County's General Assembly delegation and the Executive Director of the Virginia Association of Counties (VACo)

Supervisor Hudgins and Chairman Bulova jointly seconded the motion.

A brief discussion ensued regarding the motion.

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

33. **PINEY RUN ELM STREET INVESTMENTS LC (LEE DISTRICT)**
(12:15 p.m.)

Supervisor McKay said that Piney Run Elm Street Investments LC (the applicant) is processing a series of applications that propose modifications to a previously approved age-restricted community. The applicant's plan includes the addition of land area, a diversification of dwelling unit types and an overall reduction in the proposed number of dwelling units. The applicant has been working diligently with the planning staff and has received favorable consideration from surrounding civic associations.

Supervisor McKay noted that a Planning Commission public hearing date for the applications is currently scheduled on November 19, however, due to the Board's schedule, the applications will not be presented to the Board until January 2015. To proceed with development of the property as soon as possible, the applicant has requested concurrent processing.

Therefore, Supervisor McKay moved that the Board direct the Director of the Department of Public Works and Environmental Services to accept for current and simultaneous processing any site plans, architectural drawings, or other materials as may be necessary for construction of the improvements proposed in conjunction with Rezoning Application RZ 2014-LE-014, and Special Exception

Amendment Applications SEA 2005-LE-027-02 and SEA 2005-LE-028. 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 applicable ordinances, regulations, or adopted standards in any way. Supervisor Foust seconded the motion and it carried by unanimous vote.

34. **OPENING OF THE NEW SPRINGFIELD TOWN CENTER (LEE DISTRICT)** (12:16 p.m.)

Supervisor McKay announced that the official opening of the new Springfield Town Center is scheduled for Friday, October 17, 2014, at 10 a.m. He invited Board Members to attend.

35. **US ENVIRONMENTAL PROTECTION AGENCY (EPA) EXTENSION OF OF DEADLINE FOR COMMENTS** (12:19 p.m.)

Supervisor Hyland referred to the EPA and the US Army Corp of Engineers (Corps) new proposed rule - Definition of Waters of the US Under the Clean Water Act - that would amend the definition of "Waters of the US" and expand the range of waters that fall under Federal jurisdiction. He announced that the public comment period deadline for the proposed rule has now been extended until November 14 to allow the public to comment on a soon-to-be released document which provides the scientific basis for the proposed "Waters of the US" rule. He noted that staff should review the report once it is issued.

36. **LOBSTER AND CLAM CHOWDER** (12:19 p.m.)

Supervisor Hyland announced that he was providing lunch for the Board - Lobster and Clam Chowder.

37. **MR. GUY TOMBERLIN - DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL SERVICES (DPWES)** (12:20 p.m.)

Supervisor Gross announced that Guy Tomberlin, Chief, Residential/Light Commercial Inspections Branch, DPWES, has been elected president of the International Code Council Board of Directors and commented on the importance of the position.

38. **GRAND RE-OPENING OF BAILEY'S FIRE STATION NUMBER 10 (MASON DISTRICT)** (12:21 p.m.)

Supervisor Gross announced the grand re-opening on Saturday, October 11, 2014, at 10 a.m. of Bailey's Fire Station Number 10. She noted that it lost its roof in a 2010 snow storm.

39. **INTENT TO DEFER A PUBLIC HEARING (PROVIDENCE DISTRICT)**
(12:21 p.m.)

Supervisor Smyth announced her intent, later in the meeting at the appropriate time, to defer the public hearing on proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the Dunn Loring Residential Permit Parking District, District 3.

(NOTE: Later in the meeting, the public hearing was deferred. See Clerk's Summary Item #48.)

40. **RECESS/CLOSED SESSION** (12:23 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. *In Re: November 20, 2013, Decision Of The Fairfax County Board of Zoning Appeals In BZA Appeal No. A-2013-SU-024, Case No. CL-2013-0018953 (Fx. Co. Cir. Ct.) (Sully District)*
 2. *Commissioner of Highways of Virginia v. Second Holly Knoll Homeowners Association and The Board of Supervisors of Fairfax County, Virginia, Case No. CL-2012-0018730 (Fx. Co. Cir. Ct.) (Dranesville District)*
 3. *Jonathan Clark and Carolyn Clark v. Fairfax County (Fx. Co. Bd. of Building Code App.) (Mason District)*

4. *Jonathan Clark and Carolyn Clark v. Fairfax County* (Fx. Co. Bd. of Zoning App.) (Mason District)
5. *Eileen M. McLane, Fairfax County Zoning Administrator v. Hillbrook Real Estate Holdings, LLC*, Case No. CL-2010-0013770 (Fx. Co. Cir. Ct.) (Mason District)
6. *Eileen M. McLane, Fairfax County Zoning Administrator v. Julio Moya*, Case No. CL-2009-0017993 (Fx. Co. Cir. Ct.) (Lee District)
7. *Leslie B. Johnson, Fairfax County Zoning Administrator v. James M. Shifflett, Sr., et al.*, Case No. CL-2009-0014727 (Fx. Co. Cir. Ct.) (Mount Vernon District)
8. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Ace Condos, LLC*, Case No. CL-2014-0011644 (Fx. Co. Cir. Ct.) (Sully District)
9. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Ramy A. Inocencio and Ivy K. Inocencio*, Case No. CL-2014-0011749 (Fx. Co. Cir. Ct.) (Mount Vernon District)
10. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Luis J. Palacios and Cristina Palacios*, Case No. CL-2014-0012055 (Fx. Co. Cir. Ct.) (Mason District)
11. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Silvia Flores*, Case No. CL-2014-0012186 (Fx. Co. Cir. Ct.) (Mount Vernon District)
12. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Nam Joon Kim*, Case No. CL-2014-0012187 (Fx. Co. Cir. Ct.) (Mason District)
13. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Patrick V. Ferree*, Case No. GV14-014523 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)

14. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Yung Chi Yung*, Case No. GV14-013438 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
15. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Yung Chi Yung*, Case No. GV14-013439 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Jacinto Sanchez and Elyse Sanchez*, Case No. GV14-015545 and GV14-015546 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
17. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Barbara A. Rojas*, Case No. GV14-012406 (Fx. Co. Gen. Dist. Ct.) (Lee District)
18. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Robert L. Hoegle*, Case No. GV14-016983 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
19. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Michael A. Maestri and Diane R. Maestri*, Case No. GV14-017091 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
20. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Elizabeth S. Koon*, Civil Case No. GV14-015473 (Fx. Co. Gen. Dist. Ct.) (Sully District)
21. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Kevin Gaston Nunez a/k/a Leslie G. Nunez*, Case No. GV14-017092 (Fx. Co. Gen. Dist. Ct.) (Providence District)
22. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Amir H. Hosseini*, Case No. GV14-019361 (Fx. Co. Gen. Dist. Ct.) (Mason District)

And in addition:

- *MGA Virginia 86-1 Limited Partnership v. Board of Supervisors of Fairfax County, Virginia*, Case Number CL-2012-0018812
- Transportation Infrastructure Finance and Innovation Act
- Black Asphalt Electronic Networking and Notification System
- Virginia Code Annotated Section 2.2-4368 and Fairfax County Purchasing Resolution, Article I, Section 6

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

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At 4:06 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** (4:07 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. **MR. KURT CREAGER APPOINTED AS DIRECTOR, DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD)** (4:07 p.m.)

Supervisor Gross moved the appointment of Mr. Kurt Creager as the Director of HCD, Grade E-12, with an annual salary of \$170,000 effective October 27, 2014. The current Director, Ms. Paula Sampson will be retiring in early 2015, she will remain in charge for the duration, but the complexities of the organization and the importance of its mission in the County supports the value of a transition period for Mr. Creager to become acclimated before Ms. Sampson's departure. Supervisor Hyland seconded the motion and it carried by unanimous vote.

43. **AUTHORIZATION OF SETTLEMENT OF MGA VIRGINIA 86-1 LIMITED PARTNERSHIP V. BOARD OF SUPERVISORS OF FAIRFAX COUNTY** (4:09 p.m.)

Supervisor Hudgins moved that the Board approve the settlement of *MGA Virginia 86-1 Limited Partnership v. Board of Supervisors of Fairfax County, Virginia*, Case No. CL-2012-0018812, on the terms and conditions outlined by the County Attorney in closed session. Supervisor Gross and Supervisor Hyland jointly seconded the motion and it carried by unanimous vote.

44. **AUTHORIZATION FOR ACQUISITION OF CERTAIN REAL PROPERTY LOCATED IN THE HUNTER MILL DISTRICT** (4:10 p.m.)

Supervisor Hudgins moved that the Board authorize the acquisition of certain real property located in the Hunter Mill District of Fairfax County, Virginia, and the related actions necessary thereto, on the terms and conditions as outlined by the County Attorney in closed session. Chairman Bulova seconded the motion and it carried by unanimous vote.

AGENDA ITEMS

45. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING FOOD TRUCKS** (4:10 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 September 19 and September 26, 2014.

Mavis Stanfield, Deputy Zoning Administrator, Department of Planning and Zoning (DPZ), presented the staff report.

Discussion ensued with input from Ms. Stanfield and Leslie B. Johnson, Zoning Administrator, DPZ, regarding:

- Parking food trucks in residential districts
- Types of food trucks included in the proposed ordinance
- Required parking spaces for food trucks under the proposed ordinance
- Limitations on active building permits on construction sites

- Industry and building size requirements under the proposed ordinance
- Impacts on residential neighborhoods
- Discretion of staff in evaluating applications before approving permits
- Evaluations to address issues that may arise if the proposed ordinance is adopted

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

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved:

- Adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), regarding food trucks, as advertised, with a minimum threshold building size of 25,000 square feet, and an effective date of 12:01 a.m. on the day following adoption.
- To direct staff to reconvene the Food Truck Work Group in one year to evaluate how well the process established by the amendment is working and to provide recommendations for possible changes.

Supervisor Smyth seconded the motion.

Following a brief discussion, the question was called on 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.”

Vice-Chairman Gross returned the gavel to Chairman Bulova.

46. **4 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2014-SU-023 (MEENAKSHI VERMA STRINGFELLOW HOME CHILD CARE) (SULLY DISTRICT)** (4:43 p.m.)

Supervisor Frey moved to defer the public hearing on the Special Exception Application SE 2014-SU-023 until **October 28, 2014, at 3:30 p.m.** Chairman Bulova and Supervisor Cook jointly seconded the motion and it carried by unanimous vote.

47. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO ESTABLISH THE INOVA WOODBURN TEMPORARY RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT T3 (MASON DISTRICT)** (4:44 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 September 19 and September 26, 2014.

Charisse Padilla, Transportation Planner, Department of Transportation, presented the staff report.

Discussion ensued, with input from Ms. Padilla, regarding:

- The details of phasing the parking restriction
- Details on what is identified in the two phases of the restriction
- Clarification of the streets listed on Phase 1 and Phase II
- Definition of what is included in the entire T-3 District

Supervisor Smyth asked unanimous consent that the Board direct staff to ensure that future maps are clearly marked to differentiate between Phase 1 and Phase II. Without objection, it was so ordered.

Following the public hearing, which included testimony by three speakers, Ms. Padilla presented the staff recommendations.

Supervisor Gross submitted items for the record.

Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, establishing the Inova Woodburn Temporary RPPD, District T-3. Supervisor Smyth 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.”

48. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE DUNN LORING RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 3 (PROVIDENCE DISTRICT)** (5:09 p.m.)

Supervisor Smyth moved to indefinitely defer the public hearing on proposed amendments to the Code of the County, Appendix G, to expand the Dunn Loring RPPD, District 3. Supervisor Foust seconded the motion and it carried by unanimous vote.

49. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND), SECTION 82-11-1, NOTICE OF REMOVAL OF MOTOR VEHICLE** (5:10 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 September 19 and September 26, 2014.

Captain Michael F. Grinnan, Traffic Division Commander, Police Department, presented the staff report.

Discussion ensued, with input from Officer Joseph Moore, Traffic Division, Police Department, regarding:

- The proposed amendment and its impact
- How the proposed amendment affects abandoned vehicles on private property or community parking lots
- Department of Motor Vehicles (DMV) responsibility to contact abandoned vehicle owners when notified by the property owners
- The ability to search vehicle location and information on the DMV website

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to share information regarding the proposed amendment with homeowner, condominium, and civic associations. Without objection, it was so ordered.

Following the public hearing, Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-11-1, regarding identifying and contacting owners of motor vehicles that have been abandoned. Supervisor Frey and Supervisor McKay 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.”

Vice-Chairman Gross returned the gavel to Chairman Bulova.

50. **BOARD ADJOURNMENT** (5:17 p.m.)

The Board adjourned.

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