



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
February 17, 2015**

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04-15

PMH:pmh

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, February 17, 2015, at 12:01 p.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 Jeffrey C. McKay, Lee District
- Supervisor Linda Q. Smyth, Providence District

Supervisor Gerald W. Hyland, Mount Vernon District, arrived at 12:20 p.m.

Others present during the meeting were Edward L. Long Jr., County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant County Executive and Clerk to the Board of Supervisors; Patti M. Hicks, Chief Deputy Clerk to the Board of Supervisors; and Dianne E. Tomasek, Administrative Assistant, Office of the Clerk to the Board of Supervisors.

BOARD MATTERS1. **MOMENT OF SILENCE** (12:01 p.m.)

Supervisor Foust asked everyone to keep in thoughts six-year old Bensten Schone, who was injured in a sledding accident.

Chairman Bulova asked everyone to keep in thoughts Vivian Bendewald, Volunteer Firefighter, who was injured in a fall.

1a. **TRUNCATED SCHEDULE DUE TO THE SNOW** (12:04 p.m.)

Chairman Bulova announced that the Board meeting is truncated due to the snow. She expressed gratitude and appreciation to County employees as well as Virginia Department of Transportation (VDOT) employees, who have been clearing snow from County facilities.

AGENDA ITEMS2. **10:30 A.M. – REPORT ON GENERAL ASSEMBLY ACTIVITIES** (12:05 p.m.)

Supervisor McKay, Chairman of the Board's Legislative Committee, presented the report on General Assembly activities.

The next meeting of the Legislative Committee will be held on Friday, February 20, 2015, at 4:30 p.m., in Conference Rooms 9/10 of the Government Center.

Supervisor McKay moved that the Board adopt Legislative Committee Report Number Two. Supervisor Gross seconded the motion.

Following discussion concerning local aid to the Commonwealth, the question was called on the motion and it carried by a vote of nine, Supervisor Hyland not yet having arrived.

3. **10:35 A.M. – COUNTY EXECUTIVE'S PRESENTATION OF THE PROPOSED FISCAL YEAR (FY) 2016 AND FY 2017 MULTI-YEAR BUDGET PLAN** (12:11 p.m.)

(NOTE: Later in the meeting the County Executive presented the Proposed FY 2016 and FY 2017 Multi-Year Budget Plan. See Clerk's Summary Item #5.)

PMH:pmh/EBE:ebe

4. **11:05 A.M. – APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS** (12:09 p.m.)

(APPTS)
(BACs)

Supervisor Gross moved approval of the appointments and reappointments of those individuals identified in the final copy of "Appointments to be Heard February 17, 2015," as distributed around the dais. Supervisor Foust seconded the motion.

Supervisor Smyth asked to amend the motion to appoint Mr. Christopher M. Auth as the Providence District Representative to the Tysons Transportation Service District Advisory Board. This was accepted.

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

Appointments are as follows:

A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE

The Board deferred the appointment of the Mount Vernon District Representative.

ADVISORY SOCIAL SERVICES BOARD

The Board deferred the appointment of the Providence and Springfield District Representatives.

AFFORDABLE DWELLING UNIT ADVISORY BOARD

The Board deferred the appointment of the Builder (Single Family) and Lending Institution Representatives.

AIRPORTS ADVISORY COMMITTEE

The Board deferred the appointment of the At-Large Chairman's, Mason, Sully Business and Sully District Representatives.

ATHLETIC COUNCIL

Appointment of:

- Mr. Keith Salisbury as the Mount Vernon District Alternate Representative

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE

The Board deferred the appointment of the Lee District Representative.

BOARD OF BUILDING AND FIRE PREVENTION CODE OF APPEALS

Reappointment of:

- Mr. Michael F. LeMay as the Design Professional #4 Representative

The Board deferred the appointment of the Alternate #2, #3, #4, and Design Professional #2 Representatives.

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS

Reappointment of:

- Dr. Robert Mansker as the At-Large #3 Representative

CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE

The Board deferred the appointment of the Sully District Representative.

CHILD CARE ADVISORY COUNCIL

The Board deferred the appointment of the Lee, Mount Vernon, Providence, and Sully District Representatives.

CITIZEN CORPS COUNCIL

The Board deferred the appointment of the Hunter Mill District Representative.

COMMISSION ON AGING

Appointment of:

- Mr. Robert Kuhns as the Mount Vernon District Representative

The Board deferred the appointment of the At-Large Chairman's Representative.

COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPORTATION

The Board deferred the appointment of the At-Large, Lee, Mount Vernon, and Springfield District Representatives.

COMMUNITY ACTION ADVISORY BOARD (CAAB)

The Board deferred the appointment of the At-Large Chairman's, Braddock, Dranesville, Lee, and Springfield District Representative.

CRIMINAL JUSTICE ADVISORY BOARD (CJAB)

Reappointment of:

- Mr. Robert Gehring as the Hunter Mill District Representative
- Mr. Justin E. Fairfax as the Mason District Representative

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

Confirmation of:

- Mr. Michael J. Cooper as the BOS At-Large #2 Representative

ECONOMIC ADVISORY COMMISSION

The Board deferred the appointment of the Lee District Representative.

ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC)

The Board deferred the appointment of the Mason District Representative.

FAIRFAX AREA DISABILITY SERVICES BOARD

The Board deferred the appointment of the Lee, Mason, and Sully District Representatives.

**FAIRFAX COUNTY CONVENTION AND VISITORS CORPORATION
BOARD OF DIRECTORS**

The Board deferred the appointment of the Hunter Mill District Representative.

GEOTECHNICAL REVIEW BOARD

Confirmation of:

- Mr. Daniel S. Rom as the Primary #2 Representative

HEALTH CARE ADVISORY BOARD

The Board deferred the appointment of the Sully District Representative.

HEALTH SYSTEMS AGENCY BOARD

The Board deferred the appointment of the Consumer #4 and #6, and the Provider #1 Representatives.

HISTORY COMMISSION

The Board deferred the appointment of the Citizen #10 Representative.

HUMAN SERVICES COUNCIL

The Board deferred the appointment of the Lee District #1 Representative.

INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE

The Board deferred the appointment of the Springfield District Representative.

JUVENILE AND DOMESTIC RELATIONS COURT CITIZENS ADVISORY COUNCIL

The Board deferred the appointment of the Braddock District Representative.

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING

The Board deferred the appointment of the At-Large Chairman's, Dranesville, Hunter Mill, Lee, and Providence District Representatives.

REDEVELOPMENT AND HOUSING AUTHORITY

Appointment of:

- Mr. Matthew J. Bell as the Mount Vernon District Representative

ROAD VIEWERS BOARD

The Board deferred the appointment of the At-Large #1 and #4 Representatives.

SMALL BUSINESS COMMISSION

The Board deferred the appointment of the At-Large #2 and Braddock District Representatives.

SOUTHGATE COMMUNITY CENTER ADVISORY COUNCIL

The Board deferred the appointment of the Fairfax County #5 and #7 Representatives.

TENANT LANDLORD COMMISSION

The Board deferred the appointment of the Citizen Member #3, Condo Owner, and the Tenant Member #2 and #3 Representatives.

TRAILS AND SIDEWALKS COMMITTEE

The Board deferred the appointment of the Mason District Representative.

TYSONS TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD

Reappointment of:

- Hon. Laurie DiRocco as the Adjacent Community Member #1 Representative

Appointment of:

- Mr. Christopher M. Auth as the Providence District #1 Representative

The Board deferred the appointment of the Commercial or Retail Ownership #2, #3 and Residential Owners and HOA/Civic Association #1 Representatives.

UPPER OCCOQUAN SEWAGE AUTHORITY (UOSA)

Confirmation of:

- Mr. Shahram Mohsenin as the Fairfax County #1 Representative
- Mr. Michael McGrath as the Fairfax County Alternate #1 Representative

WETLANDS BOARD

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

PMH:pmh/DET:det

5. **10:35 A.M. – COUNTY EXECUTIVE’S PRESENTATION OF THE PROPOSED FISCAL YEAR (FY) 2016 AND FY 2017 MULTI-YEAR BUDGET PLAN** (12:11 p.m.)

Edward L. Long Jr., County Executive, asked Susan Datta, Chief Financial Officer, to provide a review of the materials presented to Board Members.

Mr. Long expressed his appreciation to those have worked on the budget.

Mr. Long presented his proposed FY 2016 Budget.

Chairman Bulova noted that a Budget Committee meeting will be held on February 27 to discuss and consider the tax rate to be advertised as well as the bond rating. She said that the School Board will also be present at the meeting.

Chairman Bulova announced that the authorization to advertise the FY 2016 tax rates and *FY 2015 Third Quarter Review* will take place at the Board meeting scheduled for March 3.

At the Budget Committee meeting on March 17, there will be a discussion of the Lines of Business (LOB) review and the Capital Improvement Program (CIP).

At the Budget Committee meeting on March 31, there will be a discussion of human services items and the 10 Principles of Sound Financial Management.

Public hearings are scheduled to be held on April 7-9 for the FY 2016 Budget, *FY 2015 Third Quarter Review*, and FY 2016-FY 2020 CIP.

The final Budget Committee meeting will be held on April 17.

The markup of the Budget will be April 21 and the Budget will be formally adopted on April 28.

Chairman Bulova noted that this is the first time the Board does not have budget documents before it. Ms. Datta stated that those documents will be distributed to the Board on February 24.

Chairman Bulova stated that at the Board's Legislative Committee on Friday, it was informed that there is an increase in State funding over what the Schools and the County had originally anticipated. Discussion ensued concerning the State figure, with input from Mr. Long, regarding a more definitive figure being available at the February 27 Budget Committee meeting.

Chairman Bulova noted an increase of 3.4 percent in real estate values and a slight decrease in commercial and industrial values.

Discussion ensued, with input from Mr. Long, concerning the:

- Amount of revenue raised by the stormwater fee
- Importance of a strong commercial tax base
- Schools' transfer request

Chairman Bulova announced that at the conclusion of the discussion, Board Members who have budget town meetings and forums will have the opportunity to announce them.

Discussion continued, with input from Mr. Long, concerning:

- Funding public safety and merits longevities
- Cuts to planning positions within the Department of Planning and Zoning (DPZ) and the impact on re-planning activities
- The impact of elimination of the grass ordinance enforcement related to property values and the sense of civic pride
- Increased enforcement of out-of-state vehicles by the Sheriff's department

- Reduction in printing/copying costs and double-sided copies
- The need for dialogue with the Schools regarding long-term needs
- Employee pay and Market Rate Adjustment (MRA) funding
- Cuts in Health Department programs
- Increased real estate assessments
- Identified priorities that are not funded without making reductions in other areas that could fund those priorities

Supervisor Cook asked unanimous consent that the Board direct staff to include a discussion of infrastructure fees with the Schools on its agenda for next Friday's budget meeting. Without objection, it was so ordered.

Discussion continued, with further input from Mr. Long and Ms. Datta, concerning:

- The need for dialogue on the repayment of the Virginia Retirement System (VRS) cycle
- Pension funding from the General Fund and amortization rates
- A 1.5 percent MRA and the need for a multi-year strategy

Supervisor Cook asked unanimous consent that the Board direct staff to include a discussion of the VRS and MRA on its agenda for discussion with the Schools at next week's budget meeting. Without objection, it was so ordered.

Discussion continued, with input from Mr. Long and Ms. Datta, concerning:

- The investment reserve fund
- Strategic planning
- Collaboration with the Schools in areas such as transportation, land use and planning
- The joint use of buses
- The School Age Child Care (SACC) subsidy level

Chairman Bulova noted that the budget process was facilitated by two efforts that the Board has engaged in with the School Board:

- An Infrastructure Committee that has resulted in additional funding for infrastructure and presents future opportunity for discussion of land use
- The Budget Development Committee

Chairman Bulova announced the following Community Dialogue on the Budget meetings:

- South County Government Center – Room 221 on Saturday, March 14 from 10 a.m. until noon
- Fairfax County Government Center, Conference rooms 9-10, Saturday, March 14 from 2:30 p.m. until 4:30 p.m.

Supervisor Hudgins announced that the Hunter Mill District Community Summit will be held on Saturday, February 28 from 8:30 a.m. until 1 p.m. at Frying Pan Park.

Supervisor Frey announced that the Sully District Budget Information joint meeting with the Sully District School Board Representative, Kathy Smith will be held on Wednesday, March 25 at 7 p.m. at the Rocky Run Middle School Cafeteria.

Supervisor Cook announced the following Budget meetings in Braddock District:

- March 11 at 7:30 p.m. at Braddock Hall
- March 17 at 7:30 p.m. at Frost Middle School

Supervisor Hyland announced that the Mount Vernon District Budget meeting will be held on Saturday, February 24.

Supervisor Gross announced that the Mason District Town meeting on the Budget will be held on Thursday, March 19 at 7 p.m. at the Mason District Governmental Center.

Supervisor Foust announced the following Dranesville District Budget meetings:

- March 4 at 7 p.m. at the Great Falls Library
- March 11 at 7 p.m. at the McLean Community Center

Supervisor McKay announced that the Lee District Budget meeting will be held on Wednesday, March 25 at 7 p.m. at the Franconia Government Center.

Supervisor Herrity announced that the Springfield District Budget Town meeting will be held March 18 at 7 p.m. at the West Springfield Government Center.

Supervisor Smyth announced that Providence District Budget meeting will be held on March 11 at 7 p.m. at the Providence Community Center multi-purpose room 2.

DET:det

6. **ADMINISTRATIVE ITEMS** (1:31 p.m.)

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

Supervisor Herrity called the Board's attention to Admin 8 - Authorization to Advertise a Public Hearing on the Proposed Five-Year Consolidated Plan for Fiscal Years (FYs) 2016–2020 and Proposed Consolidated Plan One-Year Action Plan for FY 2016 and noted that a request was made for a 5 to 10 year look back at expenditures as well as the percentage of federal to County funding. Chairman Bulova noted that that information would be available at the committee meeting.

Supervisor Cook called the Board's attention to page 2 of the Board Agenda Item dated February 17, 2015, paragraph 3, concerning a carryover of \$4.3 million of prior year funds and requested an explanation as to why the money was not spent. Discussion ensued with input from Kurt Creager, Director, Department of Housing and Community Development (HCD), and David P. Jones, Senior Program Manager, Real Estate Finance and Grants Management (REFGM) Division, HCD, concerning Community Development Block Grant (CDBG) and HOME funds, the Robert Pierre Johnson (RPJ) foreclosure process, the North Hill development, as well as the impact of staff retirements. Chairman Bulova added that discussion could continue at a future Budget Committee meeting when the Human Services Council is present.

Supervisor Smyth called the Board's attention to Admin 7 - Authorization to Advertise Public Hearings on a Proposed Amendment to the Public Facilities Manual (PFM) Regarding the Use of Underground Stormwater Detention Facilities in Residential and Mixed-Use Developments. Discussion ensued regarding Countywide-application of the proposed amendment versus revitalization areas, with input from Jan Shaw Leavitt, Engineer IV, Office of Site Code Research and Development, Land Development Services (LDS), Department of Public Works and Environmental Services (DPWES), and Paul Shirey, Director, Code Development and Compliance Division, LDS, DPWES.

Discussion continued, with additional input from Mr. Shirey, concerning:

- The complications of stormwater management
- Implications for homeowners associations (HOAs)
- Effects on rezoning applications
- Options for either Board approval of a waiver for up to 50 lots or Director approval for plan submittals for all cases
- Industry feedback recommending Countywide application

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to be available for additional consideration and discussion prior to the public hearing. Without objection, it was so ordered.

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.

(NOTE: Later in the meeting, Administrative Items were reconsidered. See Clerk's Summary Items #17-19.)

ADMIN 1 – APPROVAL OF A PORTION OF A STREET NAME CHANGE FROM ROSELAND DRIVE TO ROSELAND RIDGE ROAD (SPRINGFIELD DISTRICT)

Approved a street name change for a portion of Roseland Drive to Roseland Ridge Road effective 30 days following approval, in accordance with the Code of the County of Fairfax, Section 102-1-9.

ADMIN 2 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF INTERSECTION DESIGN AT LUKENS LANE (PHASE II) AND FRYE ROAD (PHASE II); AT LADSON LANE (PHASE 4C); AND AT MOHAWK LANE AND BELFORD DRIVE (LEE AND MOUNT VERNON DISTRICTS)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **March 24, 2015, at 4:30 p.m.**, on the acquisition of certain land rights necessary for the construction of Project AA1400012-06, Intersection Design at Lukens Lane (Phase II) and Frye Road (Phase II), Fund 500-C50000, Federal-State Grant Fund; Project AA1400012-06, Intersection Design at Ladson Lane (Phase 4C), Fund 500-C50000, Federal-State Grant Fund; and Project AA1400017-06, Intersection Design at Mohawk Lane and Belford Drive, Fund 500-C50000, Federal-State Grant Fund.

(NOTE: Later in the meeting, this item was amended. See Clerk's Summary Item #18.)

ADMIN 3 – STREET INTO THE SECONDARY SYSTEM (LEE DISTRICT)

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

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Groveton Woods	Lee	Holly Hill Road

ADMIN 4 – APPROVAL OF “\$200 ADDITIONAL FINE FOR SPEEDING” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP) (BRADDOCK AND HUNTER MILL DISTRICTS)

- (R)
- Adopted a Resolution authorizing installation of “\$200 Additional Fine for Speeding” signs on the following roads:
 - Broadwater Drive from Paynes Church Drive to James Halley Drive (Braddock District)
 - Thunder Chase Drive from Colts Brook Drive to Sunrise Valley Drive (Hunter Mill District)
 - Directed staff to request the Virginia Department of Transportation (VDOT) to schedule the installation of the approved signs as soon as possible.

ADMIN 5 – EXTENSION OF REVIEW PERIOD FOR 2232 APPLICATIONS (SULLY AND MASON 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-Y14-44	T-Mobile 5858 Old Centreville Road Centreville, VA Sully District	May 2, 2015
FSA-M04-46-2	Sprint 7910T Towerbell Court Annandale, VA Mason District	May 9, 2015

ADMIN 6 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 15204 FOR THE FIRE AND RESCUE DEPARTMENT (FRD) TO ACCEPT A SUBGRANT AWARD FROM THE DEPARTMENT OF HOMELAND SECURITY (DHS) URBAN AREAS SECURITY INITIATIVE (UASI) FROM THE GOVERNMENT OF THE DISTRICT OF COLUMBIA HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY (HSEMA)

- (SAR)
- Approved SAR AS 15204 for FRD to accept a subgrant award from DHS’ UASI from HSEMA in the amount of \$179,550 to procure 120 sets of Technical Rescue Personal Protective Equipment (PPE) for the County. No new positions will be created with this grant and no local cash match is required.

ADMIN 7 – AUTHORIZATION TO ADVERTISE PUBLIC HEARINGS ON A PROPOSED AMENDMENT TO THE PUBLIC FACILITIES MANUAL (PFM) REGARDING THE USE OF UNDERGROUND STORMWATER DETENTION FACILITIES IN RESIDENTIAL AND MIXED-USE DEVELOPMENTS

- (A) (NOTE: Earlier in the meeting, this item was discussed. See pages 11–12.)

Authorized the advertisement of a public hearing to be held before the Planning Commission on March 25, 2015, and before the Board on **April 28, 2015, at 4 p.m.**, to consider proposed amendments to the PFM regarding the use of underground stormwater detention facilities in residential and mixed-use developments. The proposed amendments will become effective at 12:01 a.m. on the day following adoption.

ADMIN 8 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE PROPOSED FIVE-YEAR CONSOLIDATED PLAN FOR FISCAL YEARS (FYS) 2016–2020 AND PROPOSED CONSOLIDATED PLAN ONE-YEAR ACTION PLAN FOR FY 2016

- (A) (NOTE: Earlier in the meeting, this item was discussed. See page 11.)

Authorized the advertisement of a public hearing to be held before the Board on **March 24, 2015, at 4:30 p.m.**, on the Proposed Five-Year Consolidated Plan for FYs 2016-2020 and the Proposed Consolidated Plan One-Year Action Plan for FY 2016.

ADMIN 9 – AUTHORIZATION FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO APPLY FOR AND ACCEPT FUNDING FROM THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION (SAMHSA) FOR A PRIMARY AND BEHAVIORAL HEALTH CARE GRANT

Authorized CSB to apply for and accept funding, if received, from the SAMHSA for a Primary and Behavioral Health Care Grant, in an amount totaling \$400,000 each year for up to four years based on successful annual performance and funding availability. No positions are requested to be established with the grant application. Funds will be used to establish a contracted peer recovery health coaching team that will support required wellness and health promotion activities, integrated treatment teams, and outreach to help engage highest risk populations in integrated services and support. Funds will also be used for necessary training, evaluation, and enhanced performance management processes.

7. **A-1 – APPROVAL OF A PARKING REDUCTION FOR DULLES STATION PARCEL 5A (DRANESVILLE DISTRICT)** (1:43 p.m.)

On motion of Supervisor Foust, jointly seconded by Supervisor Hudgins and Chairman Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved a parking reduction of 21.3 percent for the proposed residential uses at Dulles Station Parcel 5A pursuant to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), Section 11-102, Paragraph 5, based on an analysis of the parking requirements for each use on the site and a parking study, #6848-PKS-001-1. The reduction is approved subject to the conditions outlined in the Board Agenda Item dated February 17, 2015.

8. **A-2 – APPROVAL OF AN AGREEMENT BETWEEN THE NORTHERN VIRGINIA RADIO CONTROL (NVRC) CLUB AND THE COUNTY TO UTILIZE A PORTION OF THE I-95 LANDFILL COMPLEX AS AN AIRCRAFT PARK (MOUNT VERNON DISTRICT)** (1:44 p.m.)

On motion of Supervisor Hyland, jointly seconded by Supervisor Herrity and Supervisor McKay, 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 NVRC to allow use of a portion of the I-95 landfill complex as an aircraft park.

9. **A-3 – APPROVAL OF A RESOLUTION AUTHORIZING EXECUTION OF A PROJECT AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE DESIGN AND CONSTRUCTION OF PLEASANT FOREST TRAIL (SULLY DISTRICT)** (1:45 p.m.)

(R) Supervisor Frey moved that the Board concur in the recommendation of staff and adopt a Resolution authorizing the Director of the Department of Transportation to execute a project agreement, in substantial form, with VDOT for the design and construction of Pleasant Forest Trail. Supervisor Herrity seconded the motion and 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.”

Supervisor Frey noted that this is being constructed in conjunction with the improvements at the intersection of Braddock and Pleasant Valley roads and in the southeast quadrant of that intersection is what is left of the Centreville airport. It was initiated after World War II by a veteran pilot who did contract work with the Postal Service flying mail back and forth between New York City. It was also leased as a small, private commercial airport and was in use as late as 1979.

Supervisor Frey moved that the Board direct the History Commission to erect a historic marker to commemorate the Centreville airport, which will be paid for by his office, so that it can be done in conjunction with the trail. The motion was jointly seconded by

Supervisor Gross, Supervisor Hudgins, and Supervisor Hyland and carried by unanimous vote.

10. **A-4 – APPROVAL OF ADDITIONAL FUNDING FOR THE CONSTRUCTION OF IMPROVEMENTS AT FAIRFAX CONNECTOR’S HUNTINGTON BUS FACILITY (BRADDOCK, LEE, MASON, MOUNT VERNON, AND SPRINGFIELD DISTRICTS)** (1:47 p.m.)

Supervisor McKay moved that the Board concur in the recommendation of staff and approve additional funding in the amount of \$1.2 million for the Huntington bus facility construction. Supervisor Hyland seconded the motion.

Discussion ensued concerning the overestimation of costs associated with implementation of expanded parking at the West Ox Facility, with input from Tom Biesiadny, Director, Department of Transportation.

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

11. **A-5 – APPROVAL OF A PARKING REDUCTION FOR LAKE ANNE VILLAGE CENTER (HUNTER MILL DISTRICT)** (1:49 p.m.)

(NOTE: On January 27, 2015, the Board deferred action regarding this item until February 17, 2015.)

Supervisor Hudgins announced that this item would be deferred until after the public hearing on Lake Anne Development Partners LLC.

(NOTE: Later in the meeting, action was taken on this item. See Clerk’s Summary Item #41.)

12. **A-6 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) 15169 AND AUTHORIZATION TO EXECUTE STANDARD PROJECT AGREEMENTS FOR THE DEPARTMENT OF TRANSPORTATION (DOT) TO ACCEPT GRANT FUNDING FOR THE LORTON CROSS COUNTY TRAIL, CINDERBED BIKEWAY, RESTON BIKE SHARE INFRASTRUCTURE, AND OLD COURTHOUSE ROAD SAFE ROUTES TO SCHOOL IMPROVEMENTS (MOUNT VERNON, LEE, AND HUNTER MILL DISTRICTS)** (1:49 p.m.)

(SAR) (Rs) On motion of Supervisor Hyland, seconded by Supervisor Hudgins, and 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,” the Board concurred in the recommendation of staff and:

- Approved SAR AS 15169 for DOT to accept grant funding from VDOT in the amount of \$1,498,057 for the following:

- \$353,057 for the Lorton Cross County Trail
 - \$375,000 for the Cinderbed Bikeway
 - \$385,000 for Reston Bike Share Infrastructure
 - \$385,000 for the Old Courthouse Road Safe Routes to School Improvements project
- Adopted Resolutions authorizing the Director of DOT to enter into Standard Project Administration Agreements with VDOT for the Cinderbed Bikeway project, Reston Bike Share Infrastructure project, and the Old Courthouse Road Safe Routes to School Improvements project. The project agreement for the Lorton Cross County Trail was previously approved by the Board on February 28, 2012. These projects require a local cash match of \$388,264 (\$88,264 for the Lorton Cross County Trail, \$100,000 for the Old Courthouse Road Safe Routes to School Improvements, \$100,000 for Reston Bike Share Infrastructure, and \$100,000 for the Cinderbed Bikeway). The total required local cash match has been identified in Fund 40010, County and Regional Transportation Projects

13. **A-7 – APPROVAL OF A RESOLUTION TO AUTHORIZE THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO ISSUE A CRESCENT PROPERTY DIRECT LOAN** (1:50 p.m.)

Supervisor Hudgins announced that this item would be deferred until after the public hearing on Lake Anne Development Partners LLC.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item #31.)

14. **A-8 – AUTHORIZATION TO SIGN AN AGREEMENT BETWEEN FAIRFAX 2015, INCORPORATED, AND THE COUNTY TO LICENSE VENUES FOR CONDUCTING EVENTS RELATED TO STAGING OF THE 2015 WORLD POLICE AND FIRE GAMES (BRADDOCK AND SULLY DISTRICTS)** (1:50 p.m.)

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

- Approve a License Agreement between Fairfax 2015, Incorporated, and the County that will allow Fairfax 2015 to use County-owned space for the World Police and Fire Games
- Authorize the County Executive or his designee to execute the agreement on behalf of the County

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

Discussion ensued concerning the status of volunteers with input from David Rohrer, Deputy County Executive.

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

15. **A-9 – APPROVAL OF COMMENTS ON I-66 TIER 2 CORRIDOR IMPROVEMENT PROJECT (BRADDOCK, HUNTER MILL, PROVIDENCE, SPRINGFIELD, AND SULLY DISTRICTS)** (1:53 p.m.)

Supervisor Herrity moved that the Board concur in the recommendation of staff and approve comments on the I-66 Tier 2 Corridor Improvement Project, as contained in Attachment One of the Board Agenda Item dated February 17, 2015. Supervisor Cook seconded the motion.

Discussion ensued concerning:

- Minimizing the need for additional right-of-ways
- Whether the plans preclude the extension of rail service
- Additional bike/pedestrian facilities

Supervisor Smyth noted the following issues of concern which Tom Biesiadny, Director, Department of Transportation, stated would be incorporated in the comments:

- Replacement of bridges and overpasses
- Right-of-way takings and the taking of homes
- The possibility of disruptive impacts on traffic, residential neighborhoods, and businesses
- The need to minimize the impact of night-time work
- Enormous tree loss which impacts both buffering and stormwater management
- Underground retention and the use of existing facilities
- Pedestrian/bike accessibility to METRO

Discussion continued concerning:

- The importance of bike and pedestrian facilities and that the I-66 Corridor Improvement Project will be the best opportunity in the foreseeable future
- Continuation of the Custis Trail and the impact on taking of homes
- State requirement to incorporate its stormwater regulations into the design

Mr. Biesiadny stated that the Comprehensive Plan calls for a parallel bike facility along I-66; however, in some cases there are parallel roadways which may provide better facilities and minimize the number of residential and right-of-way takes.

Additional discussion ensued concerning:

- Multimodal aspects of the project
- Stormwater design to minimize right-of-way takes
- Incorporation of the comments in a revised letter

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked to amend the motion to approve a letter incorporating information from this discussion which will be subject to the circulation of a final draft for review. This was accepted.

Supervisor Herrity requested clarification on a suggested change, with input from Mr. Biesiadny, regarding the following:

- Substitute will, for may, as follows: "...the I-66 Corridor Improvement Project will be the best opportunity..."

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

Vice-Chairman Gross returned the gavel to Chairman Bulova.

16. **A-10 – APPROVAL OF COMMENT LETTER TO THE VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY (DEQ) ON THE DRAFT VIRGINIA STORMWATER MANAGEMENT PROGRAM (VSMP) PERMIT FOR THE COUNTY’S MUNICIPAL SEPARATE STORM SEWER SYSTEM**
(2:08 p.m.)

Supervisor Gross moved that the Board concur in the recommendation of staff and authorize staff to submit a letter containing the County’s comments on the draft permit to DEQ with the following additions:

- Paragraph 2, page 1, of the Board Agenda Item dated February 17, 2015: change Environment to Environmental

- Paragraph 1, page 3, of the Board Agenda Item dated February 17, 2015, underline or highlight the following: “For all of these reasons, the County finds the required activities and schedules to be the maximum level we can reasonably be expected to manage given the draft permit’s provisions taken as a whole and specifically requests that no requirement be made more stringent, that no additional requirements be added, and that no new or shorter timelines be imposed in the final permit.”

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

17. **RECONSIDERATION OF ADMINISTRATIVE ITEMS** (2:11 p.m.)

(NOTE: Earlier in the meeting, the Board approved Administrative Items. See Clerk’s Summary Item #6.)

Supervisor McKay announced that he had a revision to Admin 2 – Authorization to Advertise a Public Hearing on the Acquisition of Certain Land Rights Necessary for the Construction of Intersection Design at Lukens Lane (Phase II) and Frye Road (Phase II); at Ladson Lane (Phase 4C); and at Mohawk Lane and Belford Drive (Lee and Mount Vernon Districts) which only affects properties in Lee District. Following discussion, Supervisor Gross moved to reconsider the adoption of the Administrative Items. Chairman Bulova seconded the motion and it carried by unanimous vote.

18. **ADMIN 2 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF INTERSECTION DESIGN AT LUKENS LANE (PHASE II) AND FRYE ROAD (PHASE II); AT LADSON LANE (PHASE 4C); AND AT MOHAWK LANE AND BELFORD DRIVE (LEE AND MOUNT VERNON DISTRICTS)** (2:12 p.m.)

Supervisor McKay moved that the Board authorize the advertisement of a public hearing to be held before the Board on **March 24, 2015, at 4:30 p.m.**, on the acquisition of certain land rights necessary for the construction of Project AA1400012-06, Intersection Design at Lukens Lane (Phase II) and Frye Road (Phase II), Fund 500-C50000, Federal-State Grant Fund; and defer the advertisement of Project AA1400012-06, Intersection Design at Ladson Lane (Phase 2), Fund 500-C50000, Federal-State Grant Fund; and Project AA1400016-07, Intersection Design at Mohawk Lane and Belford Drive, Fund 500-C50000, Federal-State Grant Fund, due to possible design changes that may affect the land rights that will be needed to construct those projects. Supervisor Herrity and Chairman Bulova jointly seconded the motion. Supervisor Gross asked for clarification of the project numbers for the last part of the motion. Discussion ensued and the following correction was made:

- Change Project AA 1400016-07 to Project AA1400017-06

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

19. **RE-APPROVAL OF ADMINISTRATIVE ITEMS 1 THROUGH 9, WITH THE EXCEPTION OF ADMIN 2** (2:13 p.m.)

(R) (NOTE: Earlier in the meeting, the Board approved Administrative Items. See Clerk's Summary Item #6.)

Supervisor Gross moved approval of the Administrative Items 1 through 9, with the exception of Admin 2. Supervisor Foust seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE."

ADDITIONAL BOARD MATTERS

20. **REQUEST FOR PRESENTATIONS** (2:14 p.m.)

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

- March 3, 2015:
 - Purchasing and Supply Management to accept a proclamation recognizing March 2015 as "*Purchasing Month*"
- April 28, 2015:
 - The Fairfax-Falls Church Community Services Board to accept a proclamation recognizing May 6-12, 2015, as "*Nurses Week*"
 - The Foster Parent Association to accept a proclamation recognizing May 2015 as "*Foster Care and Adoption Month*"
 - The Unified Prevention Coalition of Fairfax County to accept a proclamation recognizing May 2015 as "*Parents Who Host, Lose the Most Month*"
 - The Office for Children to accept a proclamation recognizing May 3-9, 2015, as "*Child Care Professional Week*"

- December 8, 2015:
 - The Department of Transportation to present the “Best Workplaces for Commuters” award

Without objection, it was so ordered.

Additionally, Chairman Bulova asked unanimous consent that the Board direct staff to prepare a proclamation for Volunteer Fairfax recognizing April 24, 2015, as “*Volunteer Recognition Day*” to be presented at the Volunteer Services awards ceremony on April 24, 2015, and expressed her hope that Members of the Board will be attending. Without objection, it was so ordered.

21. **I-66 INSIDE THE BELTWAY** (2:16 p.m.)

Chairman Bulova announced that, as the presentation at the January 20, 2015, meeting of the Board’s Transportation Committee indicated, Governor McAuliffe is interested in moving forward with multimodal improvements, including Express Lanes, on I-66 inside the Beltway. These improvements will include tolling I-66 inside the Beltway during peak periods in both directions and using the proceeds to: improve bus service; support eight-car trains for Metrorail; improve bike and pedestrian facilities along the corridor; and, ultimately, widen selected portions of the interstate between the Beltway and Fairfax Drive in Arlington.

Recently, Secretary of Transportation Aubrey Layne contacted Arlington Board Chair Mary Hynes, Falls Church Mayor Tarter and the Chairman requesting assistance in identifying a partner agency in Northern Virginia to assist with the implementation of the Express Lanes project and to manage future revenues generated by the project. Since the Virginia Department of Transportation (VDOT) will be implementing the Express Lanes inside the Beltway without a private sector partner, a public sector partner is needed to receive and manage the revenues and, potentially, the implementation of some of the multimodal improvements in the future. There are several regional transportation agencies that could serve as this partner, such as the Northern Virginia Transportation Commission (NVTC) and the Northern Virginia Transportation Authority (NVTA).

Therefore, Chairman Bulova moved that the Board direct Department of Transportation staff work with staff from Arlington County and the City of Falls Church to evaluate the various options and report to the Board with a recommendation for a public partner for the I-66 Inside the Beltway project at the March 3, 2015, Board meeting. Supervisor Hudgins seconded the motion

Discussion ensued, with input from Tom Biesiadny, Director, Department of Transportation, concerning the two phases of the project and VDOT’s current request. Chairman Bulova explained that a partner is needed to receive and allocate

the funding. Supervisor Herrity noted the need for administrative expenses to cover partner costs.

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

22. **MAYORS CHALLENGE TO END VETERAN HOMELESSNESS**
(2:23 p.m.)

Chairman Bulova announced that on December 19, 2014, she agreed to join First Lady Michelle Obama's initiative to end veteran homelessness by the end of 2015. She said she felt comfortable committing to this because of the work the County is already doing through the Office to Prevent and End Homelessness. The Governing Board of the Fairfax-Falls Church Partnership to Prevent and End Homelessness will be working closely with the County and its community partners to leverage the momentum from this challenge and strengthen the County's commitment to ending homelessness in the County.

By accepting the Mayors Challenge to End Veteran Homelessness, the County will work with the Departments of Housing and Urban Development and Veterans Affairs, the US Interagency Council on Homelessness, and the National League of Cities to utilize federal resources and develop a strategy to make sure every veteran in the community has access to stable housing and the supportive services needed to become and stay self-sufficient.

This year the Partnership will host a Northern Virginia-wide Homeless Mannequin project and a virtual Build-A-Village campaign to raise awareness and funds for ending veteran homelessness and to engage the community in the need for housing that is affordable for members of the community.

Chairman Bulova asked unanimous consent that the Board direct staff to invite the Governing Board of the Fairfax-Falls Church Partnership to Prevent and End Homelessness to appear before the Board on April 28, 2015, to present the plan to end veteran homelessness in the County as well as provide information on other activities that the Governing Board is undertaking. Without objection, it was so ordered.

Chairman Bulova noted that the County has a relatively small population of homeless veterans and that the goal to end veteran's homelessness is achievable.

23. **SPRINGFEST 2015** (2:25 p.m.)

Chairman Bulova announced that while it is still cold outside, SpringFest 2015 is right around the corner! The County's annual celebration of Earth Day and Arbor Day is being held on Saturday, April 25, from 10 a.m. to 4 p.m. at the Workhouse Arts Center in Lorton. With locally-made food, pony rides, games, and more, this

affordable event is fun for families and those interested in learning more about the environment.

Chairman Bulova encourages County residents who want to spring into action and support the environment to come have a great time and hopes that her colleagues on the Board will join her at noon on the twenty-fifth to celebrate Earth Day and Arbor Day.

Chairman Bulova asked unanimous consent that the Board direct the Office of Public Affairs to assist in publicizing SpringFest 2015. Without objection, it was so ordered.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

24. **CELEBRATION OF “READ ACROSS AMERICA WEEK”** (2:27 p.m.)

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

- Invite at least one reading teacher from each Magisterial District to appear before the Board on March 3, 2015, to be recognized and to celebrate “*Read Across America Week*”
- Prepare a proclamation commemorating the same

Without objection, it was so ordered.

25. **REQUEST FOR SCHEDULING OF PROFFERED CONDITION AMENDMENT APPLICATION PCA 94-L-004 (LEE DISTRICT)** (2:28 p.m.)

Supervisor McKay announced that 4203 Buckman LLC (the "applicant") is processing a proffered condition amendment that proposes 5 townhomes on property located at 4203 Buckman Road at the intersection of Buckman Road (Route 836) and Main Street (Route 3127). The property is currently zoned to the R-12 District.

The applicant's proposal seeks to amend a proffered condition on the property that limits redevelopment to 2-3 dwelling units per acre. The existing buildings on the property are vacant and the property has been a source of concern to the surrounding community for some time. The applicant has been diligently pursuing redevelopment since 2013 and the proposed townhomes will be a significant improvement over existing conditions.

A Planning Commission public hearing date for the application has been scheduled on July 15, 2015. Given the time already invested in this proposal by the applicant, the applicant hopes to begin construction as soon as possible and has requested the scheduling of a hearing before the Board on July 28, 2015. This hearing date will

ensure that the applicant's proposal receives consideration prior to the Board's August recess.

Supervisor McKay moved that the Board direct planning staff at the Zoning Evaluation Division and the Clerk to the Board to schedule a public hearing on Proffered Condition Amendment Application PCA 94-L-004 before the Board on July 28, 2015. Supervisor Hyland seconded the motion and it carried by unanimous vote.

26. **REQUEST FOR EXPEDITED PROCESSING OF PROFFERED CONDITION APPLICATION AMENDMENT PCA 1998-LE-054-03 PROFFERED CONDITION APPLICATION AMENDMENT 2008-03-015-02, AND PROFFERED CONDITION APPLICATION AMENDMENT 2011-LE-022 (LEE DISTRICT)** (2:29 p.m.)

Supervisor McKay announced that Boston Properties entities own approximately 17 acres of property identified among County tax map records as 90-2 ((1)) 56C and 58D, and 90-4 ((1)) 11B, hereinafter referred to as the subject property which has been the subject of several prior zoning applications to allow a development known as Springfield Metro Center II which is intended to be an office development constructed in two phases. Between Phase I and Phase II, Boston Properties plans to construct up to approximately 991,600 square feet of gross floor area ("GFA"). The office park has been designed to accommodate secure, government tenants that will revitalize an underutilized area adjacent to the Joe Alexander Transportation Center.

Boston Properties is working to accommodate a federal government solicitation for office space for a government agency. In order to meet the needs of the federal government, it has filed three proffered condition amendment applications to allow an option for GFA that was approved with Phase II to be constructed in Phase I.

Therefore, Supervisor McKay moved that the Board authorize expedited processing of Proffered Condition Amendment Applications identified as PCA 1998-LE-064-03, PCA 2008-LE-015-02, and PCA 2011-LE-022, as well as concurrent processing of site plans filed with respect to the subject property, in order to meet the federal government's entitlement timeframe. This motion should not be construed as a favorable recommendation for the proposed applications or site plans or any subsequent applications in any way. Supervisor Herrity seconded the motion and it carried by unanimous vote.

27. **REQUEST FOR WAIVER OF APPLICATION FEES FOR PERMITS ASSOCIATED WITH THE ALEXANDRIA ASIAN AMERICAN LIONS CLUB FLEA MARKETS (LEE DISTRICT)** (2:31 p.m.)

Supervisor McKay, jointly with Supervisor Gross, stated that they are requesting a waiver of the application fees for permits associated with flea markets held by the Alexandria Asian American Lions Club. The Board has approved waiver requests

for the Lions annually since 1994. Because of high demand from vendors and shoppers, the Alexandria Asian American Lions Club has been asked by the Springfield Franconia Host Lions Club to operate a flea market on April 25, May 23, June 13, July 18, Aug 15, September 5, October 3, October 17, and November 15, 2015, at the Virginia Railway Express (VRE) parking lot off Backlick Road.

All net proceeds from these flea markets are returned to the community. The Alexandria Asian American Lions Club supports organizations such as ECHO, ADA, and the Juvenile Diabetes Foundation and assists indigent citizens with eyeglass prescriptions and hearing aids.

Supervisor McKay moved that the Board waive the application fees for permits associated with the Alexandria Asian American Lions Club flea markets. Supervisor Gross seconded the motion and it carried by unanimous vote.

28. **TAX RELIEF ASSISTANCE (LEE DISTRICT)** (2:32 p.m.)

(NOTE: Earlier in the meeting, district budget meetings were discussed. See Clerk's Summary Item #5.)

Supervisor McKay announced that on Thursday, March 12 and 19, the Department of Tax Administration will provide free tax relief assistance for eligible Lee District older adults and people with disabilities. No appointments will be necessary for this service, all that is necessary is to drop by the community room of the Franconia Governmental Center anytime between 10 a.m. and 1 p.m.

Supervisor McKay noted that he has already announced information concerning his budget committee meeting and asked unanimous consent that the Board direct the Office of Public Affairs to inform the community of both the free tax relief assistance service and the Lee District community budget meeting. Without objection, it was so ordered.

29. **COMMERCIAL REVITALIZATION AND REINVESTMENT COMMITTEE (CRRAG)** (2:33 p.m.)

Supervisor McKay noted that this item has already been circulated to the Board. In 2007, the Board made a number of changes to the County's revitalization program including:

- Establishing the Office of Community Revitalization (OCR)
- Creating the Board's Revitalization Committee, a committee of the whole that replaced the previous Revitalization Policy Committee
- Establishing the Board-appointed CRRAG

OCR continues to provide staff support to the revitalization committees, convenes periodic meetings of the G-7 (the group of citizen representatives from the seven Revitalization Districts/Areas), and engages with community stakeholders on specific topical issues, including but not limited to those related to Plan amendments and rezonings.

Over time, the Board's Revitalization Committee and other forms of community engagement have become the forums for discussion of policy and issues related to revitalization and the role of CRRAG has diminished significantly.

Supervisor McKay moved that the Board:

- Dissolve CRRAG
- Thank its members for their service
- Invite Dan McKinnon and Frank Sellers, the "grandfathers" of the County's revitalization program, to appear before the Board to thank them for their extraordinary efforts on behalf of the citizens of the County (CRRAG Chair Dan McKinnon concurs with this action)

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

30. **NO BOARD MATTERS FOR SUPERVISOR HUDGINS (HUNTER MILL DISTRICT)** (2:35 p.m.)

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

AGENDA ITEM

31. **A-7 – APPROVAL OF A RESOLUTION TO AUTHORIZE THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO ISSUE A CRESCENT PROPERTY DIRECT LOAN** (2:35 p.m.)

(R) (NOTE: Earlier in the meeting, this item was discussed. See Clerk's Summary Item #13.)

Supervisor Hudgins moved that the Board concur in the recommendation of staff and adopt a Resolution relating to the issuance of a FCRHA 3-year Direct Loan and which authorizes approval of the following:

- Loan Agreement among FCRHA, the Board, and the vendor
- Payment Agreement between FCHRA and the Board
- Form of a Ground Lease between FCRHA and the Board

- Form of the FCRHA Promissory Note and the Assignment Agreement from FCRHA

Chairman Bulova seconded the motion.

Discussion ensued, with input from Kurt Creager, Director Department of Housing and Community Development concerning the number of rent control units. Discussion continued regarding the resulting impact on the school system, with input from Mary Ann Tsai, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning.

Following comments from Supervisor Hudgins regarding income diversity and Barbara A. Byron, Director, Office of Community Revitalization, concerning the affected population and subsequent impact on the school system, the question was called on the motion and it **CARRIED** by a recorded vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “**AYE**,” Supervisor Herrity voting “**NAY**.”

ADDITIONAL BOARD MATTERS

32. **REPLICA OF THE FRENCH FRIGATE *HERMOINE*** (2:44 p.m.)

Supervisor Smyth said that she recently read an article about a replica of the French frigate *Hermoine* which carried the Marquis de Lafayette from France to the Colonies during the revolution. The replica will be making a tour from France and will stop at Mount Vernon. She noted that the original ship participated in the Battle of Yorktown and its tour will begin there and end in Halifax.

Supervisor Smyth, noting that since a tall ship will be coming to the County in mid-June, asked unanimous consent that the Board direct staff to follow-up as well as share the information with “Visit Fairfax” so it can work with the County to ensure a celebration. Without objection, it was so ordered.

PMH:pmh

33. **NO BOARD MATTERS FOR SUPERVISOR HYLAND (MOUNT VERNON DISTRICT)** (2:46 p.m.)

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

34. **REQUEST FOR INFORMATION FROM THE COUNTY ATTORNEY’S OFFICE** (2:46 p.m.)

Supervisor Herrity said that on December 23, 2014, he submitted a request to the Department of Management and Budget that requested information on the costs of outside counsel hired to consult or defend the County in cases to include Nancy Loftus, John Geer, and Fairfax Water. Two weeks later, after receiving no response, he followed up and requested an update. His office was then told by the

County Attorney's Office that a response was coming by January 9, the end of that week. On January 22, after hearing nothing, a third request was made and his office was told that a response was coming by the end of the next week, January 30. On February 11, a fourth request was made, the third follow up, and was not given a response at all.

Supervisor Herrity said that on February 11, he read an article in the *Washington Post* which claimed that the County disclosed that the outside counsel for the John Geer case cost \$130,000. He expressed the belief that as a Member of the Board he should not have to read the *Washington Post* for an answer to a simple question after repeatedly requesting it for nearly two months.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct the County Attorney to prepare a response to his question regarding the cost of outside counsel, broken down by case, in Fiscal Years 2013, 2014, and to date in 2015, and the information is to be provided by the end of the week. Without objection, it was so ordered.

35. **DRAFT CITY OF FAIRFAX POLICY FOR THE RELEASE OF INFORMATION REGARDING THE USE OF FORCE INCIDENTS**
(2:50 p.m.)

Supervisor Herrity distributed a copy of the draft City of Fairfax policy for the release of information regarding the use of force incidents by agency personnel resulting in death or critical injury. He noted that it is expected to be discussed and adopted soon by the City Council.

Therefore, Supervisor Herrity asked that the recent case in the County be added to the closed session agenda. He expressed the opinion that the draft policy is a good place to start.

A brief discussion ensued regarding the process that the County is undergoing regarding its policy, with input from Edward L. Long Jr., County Executive, and David Rohrer, Deputy County Executive.

Supervisor Hyland asked unanimous consent that the Board direct staff to schedule a Public Safety Committee meeting to discuss a Request for Proposal (RFP) for the County. Without objection, it was so ordered.

A brief discussion ensued regarding a proposed policy.

36. **INTERNATIONAL BUILDING SAFETY MONTH** (2:58 p.m.)

Supervisor Frey said that this year International Building Safety Month will be observed during the month of May 2015. To mark the event, the Department of Public Works and Environmental Services has scheduled public outreach efforts in several local hardware and building material supply retail stores. In addition, the

department will honor a worthy individual or corporate resident with the 2015 Building Safety Community Partnership Award. The award was first presented in 1998 to recognize individuals and corporate citizens in the County who have made significant contributions to the promotion of the goal of building safety in the County.

Therefore, Supervisor Frey moved that:

- A proclamation be prepared for the Board's meeting on April 28, 2015, declaring the month of May, 2015 as "*Building Safety Month*" in Fairfax County
- The 2015 Community Partnership Award recipient be recognized before the Board at that time

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

37. **NO BOARD MATTERS FOR SUPERVISOR FOUST (DRANESVILLE DISTRICT)** (2:59 p.m.)

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

38. **FEBRUARY FOOD DRIVE** (2:59 p.m.)

Supervisor Cook said that as the memories of the holiday season fade away, sometimes so too does the urgency to give. Although many continue to be in need after the holiday season, food donations drop and food banks face shortages.

Supervisor Cook noted that February is National Canned Food Month, and to help respond to those in need, his office is working with local charities to help combat food bank shortages. He said that he has asked Braddock residents to donate canned food and other staple items - with his office serving as the collection point. At the end of the month, his office will distribute all items to four fantastic charities in the Braddock District.

Supervisor Cook asked unanimous consent that the Board direct the Office of Public Affairs to help in publicizing this effort. Without objection, it was so ordered.

39. **RESULTS FROM SUPERVISOR COOK'S SURVEY (BRADDOCK DISTRICT)** (2:59 p.m.)

Supervisor Cook announced the results from the constituent survey he released and publicized during the month of January. The survey received 744 responses from throughout the Braddock District, and it included questions seeking opinions regarding the upcoming budget, Supervisor pay, code compliance, and other issues important to those living in the County.

Supervisor Cook expressed his appreciation to those from the community who took time to take part in the survey, and to all of those who made their opinions known. It is important to get as much feedback as possible from the citizens of the County before undertaking many of these decisions that will directly affect their families and finances.

PMH:pmh/EBE:ebe

40. **ORDERS OF THE DAY** (3:02 p.m.)

Following a brief discussion, with input from David P. Bobzien, County Attorney, Chairman Bulova announced the schedule for the public hearings.

41. **3 P.M. – PH ON DEVELOPMENT PLAN AMENDMENT APPLICATION
DPA A-502-07 (LAKE ANNE DEVELOPMENT PARTNERS LLC)
(HUNTER MILL DISTRICT)**

AND

**PH ON PLANNED RESIDENTIAL COMMUNITY APPLICATION PRC A-
502-03 (LAKE ANNE DEVELOPMENT PARTNERS LLC) (HUNTER
MILL DISTRICT)**

AND

**PH ON PROFFERED CONDITION AMENDMENT APPLICATION
PCA A-502 (LAKE ANNE DEVELOPMENT PARTNERS LLC) (HUNTER
MILL DISTRICT)**

AND

**A-5 – APPROVAL OF A PARKING REDUCTION FOR LAKE ANNE
VILLAGE CENTER (HUNTER MILL DISTRICT)** (3:06 p.m.)

(O) (NOTE: Earlier in the meeting, the Board deferred consideration of Action Item A-5. See Clerk's Summary Item #11.)

(NOTE: On January 27, 2015, the Board deferred this public hearing until February 17, 2015.)

The property for these applications is located on the south side of Baron Cameron Avenue at its intersection with Village Road, Tax Map 17-2 ((8)) 6 C, 17-2 ((14)) (1) 2 G, 17-2 ((16)) 1 A, and 17-2 ((7)) 6 B2 and 6 B3, 17-2 ((1)) 7, 17-2 ((31)) 1645, 17-2 ((31)) common elements (part) (parking lot), and a portion of Village Road to be vacated/abandoned.

(Approval of these applications may enable the vacation and/or abandonment of portions of the public rights-of-way for Village Road to proceed under Section 15.2-2272 (2) of the Code of Virginia).

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

Supervisor Foust disclosed that he had received a campaign contribution in excess of \$100 from the following:

- Mr. Dexter Odin, Shareholder, Odin, Feldman and Pittleman, P.C.
- Mr. Conrad Egan, Outgoing Chairman and Director, Community Preservation and Development Corporation

Mary Ann Tsai, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Following a presentation by the applicant, discussion ensued, with input from Ms. Strobel, regarding the number of accessible parking spaces.

Chairman Bulova recognized the presence of Mr. Robert Simon, founder of Reston, in the Board Auditorium.

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

A brief discussion ensued with input from Kurt Creager, Director, Department of Housing and Community Development, regarding housing vouchers and the options available.

Following comments regarding the application, Supervisor Hudgins moved to defer decision until **March 3, 2015, at 3 p.m.** and keep the record open for:

- Proffered Condition Amendment Application PCA A-502
- Development Plan Amendment Application A-502-07
- Planned Residential Community Application PRC A-502-03
- Action Item A-5 – Approval of a parking reduction for Lake Anne Village Center

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

42. **3 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2014-SU-059 (CHANTILLY PLAZA LLC) (SULLY DISTRICT)** (4:16 p.m.)

Supervisor Frey moved to defer the public hearing on Special Exception Application SE 2014-SU-061(sic). Following a brief discussion, Supervisor Frey clarified that Special Exception Application SE 2014-SU-059 will be deferred until **March 3, 2015, at 3 p.m.** Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

43. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2014-BR-063 (LAURA BERNHARDT; JOHN BERNHARDT BERNHARDT’S BUSY BEARS CHILDCARE, INCORPORATED) (BRADDOCK DISTRICT)** (4:18 p.m.)

Supervisor Cook moved to defer the public hearing on Special Exception Amendment Application SE 2014-BR-063 until **March 3, 2015, at 3:30 p.m.** Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

44. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 94-D-002-02 (WESLEY HAMEL LEWINSVILLE LLC) (DRANESVILLE DISTRICT)** (4:18 p.m.)

Chairman Bulova announced that this public hearing will be held later in the meeting.

(NOTE: Later in the meeting, the Board took action on this item. See Clerk’s Summary Item #54.)

45. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2014-SU-061 (SHALINI RAJKUMAR) (SULLY DISTRICT)** (4:19 p.m.)

Supervisor Frey moved to defer the public hearing on Special Exception Application SE 2014-SU-061 until **March 3, 2015, at 3:30 p.m.** Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

46. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2014-SP-038 (SEOUL PRESBYTERIAN CHURCH, TRUSTEES) (SPRINGFIELD DISTRICT)** (4:20 p.m.)

Supervisor Herrity moved to defer the public hearing on Special Exception Application SE 2014-SP-038 until **March 3, 2015, at 3:30 p.m.** Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

47. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2014-MV-045 (ZAHIDA BABAR D/B/A AZEEM DAY CARE HOME) (MOUNT VERNON DISTRICT)** (4:20 p.m.)

Supervisor Hyland moved to defer the public hearing on Special Exception Application SE 2014-MV-045 until **March 3, 2015, at 3:30 p.m.** Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

48. **4 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2014-SP-053 (ROLLING VALLEY MALL LLC) (SPRINGFIELD DISTRICT)** (4:22 p.m.)

Supervisor Herrity moved to defer the public hearing on Special Exception Application SE 2014-SP-053 until **March 3, 2015, at 4 p.m.** Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

49. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE PUBLIC FACILITIES MANUAL (PFM), AND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 101 (SUBDIVISION ORDINANCE) AND CHAPTER 112 (ZONING ORDINANCE), REGARDING AS-BUILT REQUIREMENTS** (4:22 p.m.)

Supervisor Frey moved to defer the public hearing on the proposed amendments to the PFM and the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance), and Chapter 112 (Zoning Ordinance), regarding as-built requirements until **March 3, 2015, at 4 p.m.** Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

50. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 124 (STORMWATER MANAGEMENT ORDINANCE), CHAPTER 101 (SUBDIVISION ORDINANCE), AND APPENDIX Q (LAND DEVELOPMENT SERVICES FEE SCHEDULE), REGARDING IMPLEMENTATION OF THE VIRGINIA STORMWATER MANAGEMENT ACT AND VIRGINIA STORMWATER MANAGEMENT PROGRAM (VSMP) REGULATION** (4:23 p.m.)

Supervisor Gross moved to defer the public hearing on the proposed amendments to the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance), Chapter 124 (Stormwater Management Ordinance), and Appendix Q (Land Development Services Fee Schedule), regarding implementation of the Virginia Stormwater Management Act and VSMP Regulation until **March 3, 2015, at 4 p.m.** Supervisor Herrity seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

51. **4 P.M. – PH PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE SUNSET MANOR RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 18 (MASON DISTRICT)** (4:23 p.m.)

Supervisor Gross moved to defer the public hearing on proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the Sunset Manor RPPD, District 18. The District expansion includes Bouffant Boulevard (Route 3436): from Dowden Terrace Park boundary to the eastern property boundary of 5600 Bouffant Boulevard, north side only; and from Dowden Terrace Park boundary to Paul Street, south side only, until **March 3, 2015, at 4 p.m.** Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

52. **4 P.M. – PH ON REZONING APPLICATION RZ 2014-MA-011 (SPECTRUM DEVELOPMENT, LLC) (MASON DISTRICT)**

AND

PH ON SPECIAL EXCEPTION APPLICATION SE 2014-MA-013 (SPECTRUM DEVELOPMENT, LLC) (MASON DISTRICT) (4:24 p.m.)

Supervisor Gross moved to defer the public hearing on Rezoning Application RZ 2014-MA-011 until **March 3, 2015, at 4 p.m.** Supervisor Hyland seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

53. **ORDERS OF THE DAY** (4:25 p.m.)

Following a brief discussion, with input from David P. Bobzien, County Attorney, Chairman Bulova announced that the Board would proceed with the public hearing on Special Exception Amendment Application SEA 94-D-002-02.

54. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 94-D-002-02 (WESLEY HAMEL LEWINSVILLE LLC) (DRANESVILLE DISTRICT)** (4:25 p.m.)

(NOTE: Earlier in the meeting, this public hearing was deferred. See Clerk's Summary Item #44.)

The application property is located at 1609 Great Falls Street, McLean, VA 22101, Tax Map 30-3 ((1)) 42.

Mr. Evan Pritchard reaffirmed the validity of the affidavit for the record.

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

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

Following the public hearing, which included testimony by one speaker, Mr. Pritchard presented rebuttal.

Discussion ensued, with input from Ms. Wright, regarding the proposed left turn lane and parking issues.

Ms. Wright presented the staff and Planning Commission recommendations.

Supervisor Foust moved to defer decision on Special Exception Amendment Application SEA 94-D-002-02 until **March 3, 2015, at 3:30 p.m.** and keep the record open. Supervisor Gross seconded the motion and it carried by unanimous vote.

55. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE SPRINGDALE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 33 (MASON DISTRICT)** (4:41 p.m.)

Supervisor Gross moved to defer the public hearing on the proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the Springdale RPPD, District 33, until **March 3, 2015, at 4:30 p.m.** Chairman Bulova seconded the motion and it carried by unanimous vote.

56. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 109.1 (SOLID WASTE MANAGEMENT)** (4:42 p.m.)

Supervisor Gross moved to defer the public hearing on the proposed amendments to the Code of the County of Fairfax, Chapter 109.1 (Solid Waste Management), until **March 3, 2015, at 4:30 p.m.** Chairman Bulova seconded the motion and it carried by unanimous vote.

57. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE GRAHAM RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 34 (PROVIDENCE DISTRICT)** (4:42 p.m.)

Supervisor Smyth moved to defer the public hearing on the proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the Graham RPPD,

District 34. The District expansion includes Elmwood Drive (Route 1780), from Lawrence Drive to Stuart Drive, until **March 3, 2015, at 4:30 p.m.** Chairman Bulova seconded the motion and it carried by unanimous vote.

58. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M, TO ESTABLISH THE CARDINAL FOREST II COMMUNITY PARKING DISTRICT (CPD) (BRADDOCK DISTRICT)** (4:43 p.m.)

Supervisor Cook moved to defer the public hearing on the proposed amendments to the Code of the County of Fairfax, Appendix M, establishing the Cardinal Forest II CPD, in accordance with current CPD restrictions, until **March 3, 2015, at 4:30 p.m.** Chairman Bulova seconded the motion and it carried by unanimous vote.

59. **RECESS/CLOSED SESSION** (4:44 p.m.)

Following a brief discussion with input from David P. Bobzien, County Attorney, 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. Consent Order with the State Water Control Board Resolving Enforcement Action Regarding Unpermitted Discharges from Fairfax County's Sanitary Sewer System (Mason District, Lee District)
 2. *Cellco Partnership d/b/a Verizon Wireless and CWS VII, LLC v. Fairfax County, Virginia, and The Board of Supervisors of Fairfax County, Virginia*, Civil Action No. 1:15cv2 (E.D. Va.) (Dranesville District)

3. *Eric S. Clark v. The County of Fairfax, Virginia, John H. Kim, T. B. Smith, and John Spata*, Case No. 14-1767 (U.S. Ct. of App. for the Fourth Cir.)
4. *Joyce Banin v. Brian Byerson*, Case No. 15-1037 (U.S. Ct. of App. for the Fourth Cir.)
5. *David T. Clenney v. Officer V.R. Swartz*, Case No. 1:14CV1702 (E.D. Va.)
6. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Nicolas D. Parada and Louisa A. Parada*, Case No. CL-2012-0008793 (Fx. Co. Cir. Ct.) (Lee District)
7. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Delfin Farfan and Mary I. Farfan*, Case No. CL-2011-0002183 (Fx. Co. Cir. Ct.) (Providence District)
8. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Hanson A. Gyamfi and Emelia A. Gyamfi*, Case No. CL-2012-0004306 (Fx. Co. Cir. Ct.) (Lee District)
9. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Mariano C. Evangelista and Armida A. Evangelista*, Case No. CL-2013-0000221 (Fx. Co. Cir. Ct.) (Mason District)
10. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Randal S. Cordes*, Case No. CL-2013-0000441 (Fx. Co. Cir. Ct.) (Dranesville District)
11. *Board of Supervisors of Fairfax County and James W. Patteson, Director of the Fairfax County Department of Public Works and Environmental Services v. David J. Laux and Tara K. Laux, a/k/a Tara K. Long*, Case No. CL-2014-0013597 (Fx. Co. Cir. Ct.) (Mason District)
12. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Ana Caballero*, Case No. CL-2014-0014446 (Fx. Co. Cir. Ct.) (Providence District)

13. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Madison Gunston Plaza, LLC, and Las Colinas Restaurant, Inc.*, Case No. CL-2014-0015036 (Fx. Co. Cir. Ct.) (Mount Vernon District)
14. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Catherine Macorol and Sharon Macorol*, Case No. CL-2015-0001083 (Fx. Co. Cir. Ct.) (Lee District)
15. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Unknown Heirs of Albert E. Mays*, Case No. CL-2015-0001081 (Fx. Co. Cir. Ct.) (Mount Vernon District)
16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Domingos C. Costa and Maria Graciete Costa*, Case No. CL-2015-0001165 (Fx. Co. Cir. Ct.) (Lee District)
17. *Melissa Rioja v. Fairfax County Park Authority and Abasto Howard*, Case No. GV14-014434 (Fx. Co. Gen. Dist. Ct.)
18. *Karen Payne v. Sharman G. Harris*, Case No. GV14-014868 (Fx. Co. Gen. Dist. Ct.)
19. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Richard E. Coppola*, Case No. GV14-026433 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
20. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Laura Novella Green West*, Case Nos. GV14-026434 and GV14-026435 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
21. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Norah Borda*, Case No. GV14-010710 (Fx. Co. Gen. Dist. Ct.) (Braddock District)

22. *Ingrid Vasquez Sunun v. Ligia Gonzalez and County of Fairfax Government*, Case No. GV15-000424 (Fx. Co. Gen. Dist. Ct.)
23. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Linda L. Tynes*, Case No. GV14-024949 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
24. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Gwendolynn T. Naraghi and Ali Naraghi*, Case No. GV15-000515 (Fx. Co. Gen. Dist. Ct.) (Sully District)
25. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Gwendolynn T. Naraghi and Ali Naraghi*, Case No. GV15-000514 (Fx. Co. Gen. Dist. Ct.) (Sully District)
26. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Dewey L. Newman and Bobbie R. Newman*, Case No. GV15-000717 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
27. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Walter H. Pfanmuller and Davi T. Pfanmuller, Trustees of the Walter H. Pfanmuller Trust*, Case No. GV15-001725 (Fx. Co. Gen. Dist. Ct.) (Lee District)
28. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Robert J. Sherman*, Case No. GV15-001724 (Fx. Co. Gen. Dist. Ct.) (Lee District)
29. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Pierre Doose Eicher and Pamela J. Eicher*, Case No. GV15-001893 (Fx. Co. Gen. Dist. Ct.) (Providence District)
30. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Stephen G. Reggio d/b/a Crossfit Lorton*, Case No. GV15-002035 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

31. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Tysons Springhill Limited Partnership and Nancy Griswold d/b/a Jazzercise McLean Tyson's Corner Fitness Center*, Case No. GV15-002036 (Fx. Co. Gen. Dist. Ct.) (Providence District)

And in addition:

- *The Nielsen Company (US), LLC v. County Board of Arlington County, et al.*
- *Maura Harrington v. Colonel Edwin C. Roessler Jr., et al.*, Case Number CL-2014-11477
- *Ian Smith v. Major Thomas Ryan, et al.*, Case Number CL 2014-0001347

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

PMH:pmh

At 6:28 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

60. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (6:28 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."

61. **CONSENT ORDER** (6:28 p.m.)

Supervisor Gross moved that the Board approve the Consent Order as proposed by the Virginia Department of Environmental Quality according to the terms and conditions outlined by the County Attorney in closed session. Supervisor Hyland seconded the motion and it carried by unanimous vote.

AGENDA ITEMS

62. **5 P.M. – PH ON PROPOSED PLAN AMENDMENT 2014-III-P1, LOCATED ON THE EAST SIDE OF BURKE LAKE ROAD BETWEEN SHIPLET BOULEVARD AND LEE CHAPEL ROAD (SPRINGFIELD DISTRICT)**

(6:29 p.m.)

Supervisor Herrity moved to defer the public hearing on Plan Amendment 2014-III-P1 until **March 3, 2015, at 5 p.m.** Chairman Bulova seconded the motion and it carried by unanimous vote.

63. **5 P.M. – PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (6:29 p.m.)

Public Comment was cancelled. The next public comment is scheduled for April 28, 2015, at 5 p.m.

64. **BOARD ADJOURNMENT** (6:30 p.m.)

The Board adjourned.

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