



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
January 24, 2017**

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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, January 24, 2017, at 9:32 a.m., there were present:

- Chairman Sharon Bulova, presiding
- Supervisor John C. Cook, Braddock District
- Supervisor John W. Foust, Dranesville 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 Kathy L. Smith, Sully District
- Supervisor Linda Q. Smyth, Providence District
- Supervisor Daniel G. Storck, Mount Vernon District

Others present during the meeting were Edward L. Long Jr., County Executive; Elizabeth Teare, 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; Denise A. Long, Chief Deputy Clerk to the Board of Supervisors; Ekua Brew-Ewool and Dianne E. Tomasek, Administrative Assistants, Office of the Clerk to the Board of Supervisors.

BOARD MATTER1. **MOMENT OF SILENCE** (9:32 a.m.)

Supervisor Herrity asked everyone to keep in thoughts the family of Mr. Arthur “Buddy” Morrissette, who died on December 18, 2016, after a courageous battle with brain cancer. Mr. Morrissette took over the successful business of Interstate Van Lines in 1970 and relocated the company to Springfield. Interstate Van Lines continues to be a proud supporter of many activities throughout the County and in the Springfield District. Mr. Morrissette loved his cars, but his community involvement earned him multiple awards over the years.

Supervisor Herrity asked everyone to keep in thoughts the family of Mr. Frank Medico, who died recently. Mr. Medico was a former member of the House of Delegates, representing District 44 for four terms. He lived in the Mount Vernon Fort Hunt area since 1964 and served in numerous community voluntary roles.

Supervisor L. Smyth asked everyone to keep in thoughts the family of Mr. Won Sang Lee, who died recently. Mr. Lee was senior pastor of the Korean Central Presbyterian Church from 1977 to 2003 and then became the senior pastor emeritus. He was a long-time resident of the Providence District. Supervisor L. Smyth also asked everyone to keep the Church congregation in thoughts.

Supervisor L. Smyth asked everyone to keep in thoughts the family of Mr. Kenneth Lawrence, who died recently. Mr. Lawrence was a community volunteer in the Providence District; worked in his neighborhood association on numerous projects; and worked with Training Futures, Northern Virginia Family Services, and the Lung Association. In 2004, Mr. Lawrence became the Providence District Planning Commissioner when large and complex developments were taking shape, including Metro West, Merrifield, and Tysons. He made a great deal of difference in the planning for Tysons. Supervisor L. Smyth noted that plans are being explored with the Park Authority for naming a park in Tysons in memory of Mr. Lawrence.

Supervisor Foust asked everyone to keep in thoughts the family of Mr. Roger Vanderhye, who died recently. Mr. Vanderhye was a teacher and principal for almost four decades; most recently serving as principal of Walt Whitman Middle School; previously as longtime principal of Spring Hill Elementary School in McLean. He was a strong supporter of public education and his boundless energy and enthusiasm created school environments that made a difference in the lives of children over the years. Mr. Vanderhye was a family man; a truly amazing father; loving husband; and brother-in-law of former delegate Margaret Vanderhye.

Supervisor Gross noted that Cecelia Vanderhye, principal of Belvedere Elementary School in Mason District, was Mr. Vanderhye’s wife.

Supervisor Gross asked everyone to keep in thoughts the family of Mr. Alan Mayer, who died recently. Mr. Mayer was her neighbor for years; was a former civic association president; and later became a delegate and served 10 years in the Virginia General Assembly for the then 39th District. He moved to a Fort Belvoir retirement community a few years ago.

Supervisor McKay asked everyone to keep in thoughts the family of Master Deputy Sheriff Kenneth Wing, who died recently. He also asked everyone to keep the Sheriff's Office and public safety staff in thoughts.

Supervisor Storck gave remarks commemorating Mr. Medico and Mr. Vanderhye.

AGENDA ITEMS

2. **CERTIFICATE OF RECOGNITION PRESENTED TO MEMBERS OF THE LAKE BRADDOCK SECONDARY SCHOOL GIRLS' CROSS COUNTRY TEAM** (9:46 a.m.)

Supervisor Cook moved approval of the Certificate of Recognition presented to members of the Lake Braddock Secondary School Girls' Cross Country team for its team spirit, determination, focus, and commitment, resulting in winning the Virginia 6A Cross Country championship. Supervisor Herrity seconded the motion and it carried by unanimous vote.

3. **PROCLAMATION DESIGNATING FEBRUARY 2017 AS "AFRICAN-AMERICAN HISTORY MONTH" IN FAIRFAX COUNTY** (9:59 a.m.)

Supervisor Hudgins moved approval of the Proclamation designating February 2017 as "*African-American History Month*" in Fairfax County and urged all residents to join in recognizing members of the African-American community in the County, the United States, and throughout the world. Supervisor McKay seconded the motion and it carried by unanimous vote.

4. **PROCLAMATION DESIGNATING JANUARY 2017 AS "HUMAN TRAFFICKING AWARENESS MONTH" IN FAIRFAX COUNTY** (10:10 a.m.)

Supervisor Herrity moved approval of the Proclamation designating January 2017 as "*Human Trafficking Awareness Month*" in Fairfax County to support the rights of human trafficking victims and recognize efforts to end human trafficking and its effects on the community. Supervisor Cook and Supervisor Gross jointly seconded the motion and it carried by unanimous vote.

BOARD MATTER

5. **INTENT TO DEFER 4 P.M. PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 109.1 (SOLID WASTE MANAGEMENT)** (10:23 a.m.)

Chairman Bulova announced that, later in the meeting at the appropriate time, the Board will defer the 4 p.m. public hearing on proposed amendments to the Code of the County of Fairfax, Chapter 109.1 (Solid Waste Management), regarding the use of plastic and paper bags for disposal of yard waste. The issue will be referred to the Environmental Committee for discussion.

Supervisor Gross noted that the proposed amendments also include the disposal of cathode ray tubes (CRTs), which will also be deferred.

(NOTE: Later in the meeting at the appropriate time this public hearing was formally deferred. See Clerk's Summary Item #59.)

AGENDA ITEMS

6. **10 A.M. – PRESENTATION OF THE DON SMITH AWARD** (10:24 a.m.)

Randy R. Creller, Chairperson, Employee Advisory Council (EAC), presented the history of the Don Smith Award.

Mr. Creller announced that 14 nominations were received, and, in an earlier ceremony a First Runner-up Award was presented to Donna May, Management Analyst III, Personal Property Office, Department of Tax Administration. Mr. Creller congratulated Ms. May, who was present in the Board Auditorium, and asked her to stand and be recognized.

Mr. Creller presented the Don Smith Award to the following individuals:

- Desiree Pitts, Animal Protection Police Sergeant, Fairfax County Police Department (FCPD)
- Matthew Shurina, Animal Protection Police Office II, FCPD
- Siobhan Chase, Animal Protection Police Officer II, FCPD

7. **10:10 A.M. – REPORT ON GENERAL ASSEMBLY ACTIVITIES** (10:31 a.m.)

Chairman Bulova noted that the Board held its first Legislative Committee meeting for this year on Thursday, January 19.

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

- As of Sunday, 2,355 bills and resolutions have been introduced in the 2017 General Assembly – many of which were discussed at the last meeting. The Committee's positions on specific bills are outlined in the memorandum and tracking chart included in the report.
- A key focus this session will be amendments to the 2016-2018 biennium budget. The County is advocating for restoration of the original Virginia Retirement System (VRS) payment schedule. That schedule was accelerated by one year during the last General Assembly session when the fiscal climate was a bit brighter, but it requires Fairfax County Public Schools (FCPS) to spend more than \$21 million in Fiscal Year (FY) 2018 alone. Additionally, every member of the County's Delegation signed onto budget amendments that seek to fully restore the cost of competing adjustment funding for K-12 support positions in FY 2018, a very important financial matter for FCPS and the County.
- A wide variety of bills have been introduced, including several that would reduce County revenue sources, change how services are provided to residents, or restrict the County's land use authority. In particular, Board Members voiced significant concerns about proposed legislation that would change the process through which wireless telecommunications infrastructure is approved and installed. The Legislative Committee opposed this legislation in the past and provided feedback to the legislative staff as they work on this issue in Richmond.
- The Committee also received a status update on the County initiative this year which would permit localities in Planning District 8, which is Northern Virginia, to require a public hearing before a Planning Commission to determine whether a telecommunications tower or electric cooperative facility conforms to the localities Comprehensive Plan if the tower or facility is allowed by right under the Zoning Ordinance. This initiative bill will be heard by the Senate Committee on Local Government later this week.
- Several bills were reviewed addressing the opioid public health crisis as well as a number of transportation bills, including a bill that would authorize Virginia to become a signatory to the Washington Metrorail Safety Commission. Staff will continue to keep the Board updated on these key issues throughout the legislative process.

Supervisor McKay announced that the:

- Next Legislative Committee meeting is Friday, January 27, at 4 p.m. in Conference Rooms 9 and 10
- Annual reception will be held on Wednesday, February 8, 2017, 5:30 p.m. in Old City Hall

Supervisor McKay moved adoption of Legislative Committee Report Number One. Supervisor Foust seconded the motion.

Supervisor L. Smyth raised a question regarding whether any Airbnb bills were introduced/filed, and a brief discussion ensued.

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

8. **10:20 A.M. – BOARD ORGANIZATION AND APPOINTMENTS OF BOARD MEMBERS TO VARIOUS REGIONAL AND INTERNAL BOARDS AND COMMITTEES** (10:37 a.m.)

Chairman Bulova announced that the list of Appointments of Board Members to Various Interjurisdictional Committees and Inter-/Intra-Governmental Boards and Committees for Calendar Year 2017 had been distributed.

Supervisor Foust moved the re-appointment of Supervisor Gross as Vice-Chairman of the Board. Supervisor McKay seconded the motion and it carried by unanimous vote.

The full list of appointments is as follows:

INTERJURISDICTIONAL COMMITTEES

ALEXANDRIA

Jeffrey McKay, Chairman
Sharon Bulova
Penelope Gross
Daniel Storck

ARLINGTON

Penelope Gross, Chairman
Sharon Bulova
John Foust
Linda Smyth

DISTRICT OF COLUMBIA

Sharon Bulova, Chairman
Jeffrey McKay
Linda Smyth
Daniel Storck

FAIRFAX CITY

John Cook, Chairman
Sharon Bulova
Linda Smyth

FALLS CHURCH

Penelope Gross, Chairman
Sharon Bulova
John Foust
Linda Smyth

FORT BELVOIR (Board of Advisors/Base Realignment and Closure)

Sharon Bulova
Patrick Herrity
Jeffrey McKay
Daniel Storck

HERNDON

John Foust, Chairman
Sharon Bulova
Catherine Hudgins

LOUDOUN COUNTY

Kathy Smith, Chairman
Sharon Bulova
John Foust
Catherine Hudgins

PRINCE WILLIAM

(includes UOSA, City of Manassas, and City of Manassas Park)
Kathy Smith, Chairman
Sharon Bulova
Patrick Herrity
Daniel Storck

VIENNA

Catherine Hudgins, Chairman
Sharon Bulova
John Foust
Linda Smyth

INTERGOVERNMENTAL BOARDS AND COMMITTEES

(including Federal and State)

COMMUNITY CRIMINAL JUSTICE BOARD

John Foust

METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS (COG)

COG BOARD OF DIRECTORS

Sharon Bulova, Principal
John Foust, Principal
Penelope Gross, Principal
Patrick Herrity, Alternate
Catherine Hudgins, Alternate
Kathy Smith, Alternate

COG METROPOLITAN WASHINGTON AIR QUALITY COMMITTEE

Sharon Bulova, Principal
Kathy Smith, Principal
Linda Smyth, Principal
Kambiz Agazi, Alternate (for any member)

COG CHESAPEAKE BAY AND WATER RESOURCES POLICY COMMITTEE

Penelope Gross, Principal
Daniel Storck, Principal

COG CLIMATE, ENERGY AND ENVIRONMENTAL POLICY COMMITTEE

Penelope Gross – Principal
Kambiz Agazi (Staff) - Principal

COG EMERGENCY PREPAREDNESS COUNCIL

John Foust, Principal

COG HUMAN SERVICES AND PUBLIC SAFETY COMMITTEE

Penelope Gross
Catherine Hudgins

COG REGION FORWARD COMMITTEE

Sharon Bulova, Principal
Penelope Gross, Principal
Kathy Smith, Principal

COG TASK FORCE ON REGIONAL WATER SUPPLY ISSUES

Penelope Gross

**COG NATIONAL CAPITAL REGION TRANSPORTATION
PLANNING BOARD**

Catherine Hudgins, Principal
Linda Smyth, Principal
Sharon Bulova, Alternate
Patrick Herrity, Alternate

**GEORGE MASON UNIVERSITY FAIRFAX CAMPUS ADVISORY
BOARD**

Sharon Bulova, Designee is Jim Zook
John Cook

INOVA HEALTH CARE SERVICES BOARD

John Cook

INOVA HEALTH SYSTEMS BOARD

Penelope Gross

NORTHERN VIRGINIA REGIONAL COMMISSION (NVRC)

Sharon Bulova
John Cook
Penelope Gross
Patrick Herrity
Catherine Hudgins
Jeffrey McKay
Kathy Smith

**NORTHERN VIRGINIA TRANSPORTATION COMMISSION
(NVTC)**

(including WMATA and VRE Representatives)
Sharon Bulova, Principal (VRE Operation)
John Cook, Principal (VRE Operation)
John Foust
Catherine Hudgins, Principal (WMATA)
Jeffrey McKay (VRE Alternate)

**PHASE I DULLES RAIL TRANSPORTATION
IMPROVEMENT DISTRICT COMMISSION**

Sharon Bulova, Chairman
John Foust
Catherine Hudgins
Linda Smyth

**PHASE II DULLES RAIL TRANSPORTATION
IMPROVEMENT DISTRICT COMMISSION**

Sharon Bulova
John Foust
Catherine Hudgins
Kathy Smith

POTOMAC WATERSHED ROUNDTABLE

Penelope Gross

**ROUTE 28 HIGHWAY TRANSPORTATION IMPROVEMENT
DISTRICT COMMISSION**

Sharon Bulova

John Foust

Catherine Hudgins

Kathy Smith

VACo BOARD OF DIRECTORS (REGIONAL DIRECTORS)

Recommendations (*BOS makes recommendations for consideration to VACO*)

Sharon Bulova

Penelope Gross

Catherine Hudgins

Jeffrey McKay

Linda Smyth

Daniel Storck

**WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY
(WMATA)**

(Appointed by NVTC. The Board of Supervisors makes recommendations for consideration.)

Catherine Hudgins, Principal

INTRAGOVERNMENTAL AND OTHER COMMITTEES

50+ COMMITTEE

(Committee of the Whole)

Patrick Herrity, Chairman

John Cook, Vice-Chairman

AUDIT COMMITTEE

Sharon Bulova, Chairman

Daniel Storck, Vice-Chairman

John Foust

Patrick Herrity

BOARD PROCEDURES COMMITTEE

Penelope Gross, Co-Chairman

John Cook, Co-Chairman

BUDGET POLICY COMMITTEE

(Committee of the Whole)

Jeffrey McKay, Chairman

Sharon Bulova, Vice-Chairman

John Foust, 2nd Vice-Chairman

**COMMUNITY REVITALIZATION AND REINVESTMENT
COMMITTEE**

(Committee of the Whole)
Jeffrey McKay, Co-Chairman
Daniel Storck, Co-Chairman

DEVELOPMENT PROCESS COMMITTEE

(Committee of the Whole)
Kathy Smith, Chairman
Penelope Gross, Vice-Chairman

ECONOMIC ADVISORY COMMITTEE

(Committee of the Whole)
John Foust, Chairman
Patrick Herrity, Vice-Chairman

ENVIRONMENTAL COMMITTEE

(Committee of the Whole)
Penelope Gross, Chairman

**HUMAN SERVICES/HOUSING AND COMMUNITY
DEVELOPMENT COMMITTEE**

(Committee of the Whole)
Catherine Hudgins, Chairman
Penelope Gross, Vice-Chairman

INFORMATION TECHNOLOGY COMMITTEE

(Committee of the Whole)
John Foust, Chairman
Catherine Hudgins, Vice-Chairman

LEGISLATIVE COMMITTEE

(Committee of the Whole)
Jeffrey McKay, Chairman

PERSONNEL AND REORGANIZATION COMMITTEE

(Committee of the Whole)
Penelope Gross, Chairman
Linda Smyth, Vice-Chairman

PUBLIC SAFETY COMMITTEE

(Committee of the Whole)
John Cook, Chairman
Penelope Gross, Vice-Chairman

TRANSPORTATION COMMITTEE

(Committee of the Whole)

John Foust, Chairman

Kathy Smith, Vice-Chairman

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9. **10:30 A.M. – APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS (BACs)** (10:39 a.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 January 24, 2017,” as distributed around the dais. Supervisor Foust seconded the motion.

Supervisor K. Smith asked to amend the motion to reappoint Ms. Caroline C. Kerns as the Sully District Representative to the Juvenile and Domestic Relations Court Citizens Advisory Council. This was accepted.

Supervisor Herrity asked to amend the motion to appoint Mr. Kenneth G. Feng as the Springfield District Representative to the Redevelopment and Housing Authority. This was accepted.

Discussion ensued regarding vacancies on the Oversight Committee on Drinking and Driving and other BACs, and the need for a thorough review of the goals and mission to decide which ones are functioning.

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct the Clerk to the Board to provide a list of BACs that have not met within a year or have had difficulties maintaining a quorum to function.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

Supervisor Gross stated that the Clerk’s office is currently reviewing the BACs and in the process of finalizing the report to present to the Board.

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

The full list of Appointments is as follows:

A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE

Reappointment of:

- Ms. Jane W. Gwinn as the Braddock District Representative

- Ms. Kerrie Wilson as the Dranesville District Representative
- Mr. Ronald Copeland as the Hunter Mill District Representative
- Mr. Joseph Blackwell as the Lee District Representative
- Ms. Ernestine Heastie as the Providence District Representative

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

ADVISORY SOCIAL SERVICES BOARD

Appointment of:

- Mr. Tyler M. Hosford as the Lee District Representative

The Board deferred the appointment of the Braddock and Mount Vernon District Representatives.

AFFORDABLE DWELLING UNIT ADVISORY BOARD

The Board deferred the appointment of the Builder (Single Family), Engineer/Architect/ Planner #2, and the Lending Institution Representatives.

AIRPORTS ADVISORY COMMITTEE

Reappointment of:

- Mr. Robert K. Ackerman as the Dranesville District Representative
- Mr. Andrew Concannon as the Mason District Representative

The Board deferred the appointment of the Hunter Mill, Mount Vernon Business, and Providence District Representatives.

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD (ASAP)

Reappointment of:

- Mr. Grant Nelson as the At-Large #2 Representative
- Ms. Linda Perlstein (Rubinstein) as the At-Large #6 Representative

Confirmation of:

- Ms. Debbie Sausville as the Mothers Against Drunk Driving Representative
- Mr. Nhat Minh Nguyen as the Fairfax-Falls Church Community Services Board Representative
- Ms. Laura Sauer as the Fairfax-Falls Church Community Services Board Alternate Representative

ANIMAL SERVICES ADVISORY COMMISSION

Reappointment of:

- Ms. Gina Marie Lynch as the Mount Vernon District Representative

The Board deferred the appointment of the Mason District Representative.

ARCHITECTURAL REVIEW BOARD

The Board deferred the appointment of the Attorney and the Related Professional Group #4 Representatives.

ATHLETIC COUNCIL

The Board deferred the appointment of the Mason District Alternate and Mount Vernon District Principal Representatives.

AUDIT COMMITTEE

Appointment of:

- Mr. Paul Svab as the At-Large #1 Representative

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE

The Board deferred the appointment of the Mason and Mount Vernon District Representatives.

BOARD OF BUILDING AND FIRE PREVENTION CODE OF APPEALS

The Board deferred the appointment of the Alternate #4 Representative.

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS (BOE)

Reappointment of:

- Ms. M. Yvonne Demory as the Professional #5 Representative

The Board deferred the appointment of the Professional #3 Representative.

CELEBRATE FAIRFAX, INC. BOARD OF DIRECTORS

Appointment of:

- Mr. John K. Wood as the At-Large #2 Representative
- Mr. Patrick Lennon as the At-Large #3 Representative

CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE

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

CHILD CARE ADVISORY COUNCIL

Reappointment of:

- Ms. Courtney Park as the Hunter Mill District Representative

The Board deferred the appointment of the Mount Vernon and Springfield District Representatives.

CITIZEN CORPS COUNCIL, FAIRFAX COUNTY

Appointment of:

- Mr. Nicholas S. Ludlum as the Providence District Representative

CIVIL SERVICE COMMISSION

Reappointment of:

- Mr. Ronald Copeland as the At-Large #2 Representative

COMMISSION FOR WOMEN

Appointment of:

- Ms. Nancy Hopkins as the Dranesville District Representative

- Ms. Elise H. Aguilar as the Providence District Representative

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

COMMISSION ON AGING

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

COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION

Reappointment of:

- Ms. Nancy Susco as the At-Large Chairman's Representative
- Ms. Lillian T. Heizer as the At-Large Minority Representative

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

COMMUNITY ACTION ADVISORY BOARD (CAAB)

Confirmation of:

- Mr. Virgil Bodeen as the Community Ministry Representative
- Ms. Valerie C. Cuffee as the George Mason University Representative

The Board deferred the appointment of the Hunter Mill and Mount Vernon District Representatives.

CONSUMER PROTECTION COMMISSION

The Board deferred the appointment of the Fairfax County Resident #13 Representative.

CRIMINAL JUSTICE ADVISORY BOARD (CJAB)

Appointment of:

- Mr. Herbert C. Kemp as the Dranesville District Representative

Confirmation of:

- Captain Jabar Shabazz as the Sheriff's Office Representative
- Captain Basilio Cachuela, Jr. as the Sheriff's Office Alternate Representative

FAIRFAX AREA DISABILITY SERVICES BOARD

Appointment of:

- Mr. Michael J. Beattie as the At-Large #1 Business Representative

The Board deferred the appointment of the Mason District Representative.

FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD

The Board deferred the appointment of the Providence District Representative.

GEOTECHNICAL REVIEW BOARD

Confirmation of:

- Mr. Shaz Moosa as the Primary #3 Representative
- Mr. Robert F. Scheller as the Alternate #1 Representative
- Mr. James Collin as the Alternate #3 Representative

HEALTH CARE ADVISORY BOARD

Appointment of:

- Dr. Chafiq Moumami as the Lee District Representative

HEALTH SYSTEMS AGENCY BOARD

The Board deferred the appointment of the Consumer #2 and Provider #1 Representatives.

HISTORY COMMISSION

Reappointment of:

- Ms. Barbara Naef as the Archaeologist Representative
- Ms. Phyllis Walker Ford as the At-Large #3 Representative
- Ms. Anne G. Stuntz as the Historian #2 Representative

The Board deferred the appointment of the Citizen #3 and #7, and the Historian #1 Representatives.

HUMAN SERVICES COUNCIL

The Board deferred the appointment of the Mount Vernon District #1 Representative.

INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE (ITPAC)

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

JUVENILE AND DOMESTIC RELATIONS COURT CITIZENS ADVISORY COUNCIL

Appointment of:

- Mr. Michael N. Berger as the Lee District Representative
- Ms. Anya Gelernt-Dunkle as the Providence District Representative

Reappointment of:

- Ms. Caroline C. Kerns as the Sully District Representative

The Board deferred the appointment of the At-Large Chairman's, Hunter Mill, and Mount Vernon District Representatives.

NORTHERN VIRGINIA REGIONAL PARK AUTHORITY

Appointment of:

- Mr. Robert Shenk as the Fairfax County #1 Representative

OVERSIGHT COMMITTEE ON DRINKING AND DRIVING

Appointment of:

- Mr. Bob Tallman as the Lee District Representative

The Board deferred the appointment of the Braddock, Dranesville, Hunter Mill, Mount Vernon, and Providence District Representatives.

PARK AUTHORITY BOARD

Reappointment of:

- Mr. Faisal Khan as the At-Large Chairman's Representative

- Mr. William Bouie as the Hunter Mill District Representative
- Mr. Ken Quincy as the Providence District Representative

POLICE OFFICERS RETIREMENT SYSTEM BOARD OF TRUSTEES

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

REDEVELOPMENT AND HOUSING AUTHORITY

Appointment of:

- Mr. Kenneth G. Feng as the Springfield District Representative

ROAD VIEWERS BOARD

The Board deferred the appointment of the At-Large #1, #2, and #4 Representatives.

SOUTHGATE COMMUNITY CENTER ADVISORY COUNCIL

Appointment of:

- Ms. Maryam Ovissi as the Fairfax County #7 Representative

Confirmation of:

- Mr. Andy Sigle as the Reston Association #2 Representative
- Ms. Ellen A. Graves as the Reston Association #3 Representative

The Board deferred the appointment of the Fairfax County #8 Representative.

TENANT LANDLORD COMMISSION

Reappointment of:

- Mr. Antonio E. Gomez as the Citizen Member #2 Representative
- Ms. Paula Park as the Landlord Member #3 Representative
- Ms. Amy Purnell as the Tenant Member #2 Representative

The Board deferred the appointment of the Citizen Member #1, Condo Owner, and Tenant Member #3 Representatives.

TREE COMMISSION

Appointment of:

- Mr. Thomas D. Fleury as the Providence District Representative

WETLANDS BOARD

The Board deferred the appointment of the Alternate #1, Lee, and Mount Vernon #2 District Representatives.

10. **ADMINISTRATIVE ITEMS** (10:45 a.m.)

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

Supervisor McKay called the Board's attention to Admin 14 – Authorization to Advertise Public Hearings on a Proposed Amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), Regarding Planned Development Housing (PDH) District and Group 5 Special Permit, Commercial Recreation Uses. Discussion ensued, with input from Leslie B. Johnson, Zoning Administrator, Department of Planning and Zoning (DPZ), regarding the filing requirements, costs, flexibility, and challenges with the approval process.

Supervisor McKay asked unanimous consent that the Board direct staff to review the approval process to identify amendments to P Districts that do not require final development plan amendments, to be discussed at a future Development Process Committee meeting. Without objection, it was so ordered.

Supervisor Herrity called the Board's attention to Admin 15 – Authorization to Advertise a Public Hearing on the Proposed Funding Plan for Reston Transportation Projects (Hunter Mill and Dranesville Districts). Discussion ensued, with input from Tom Biesiadny, Director, Department of Transportation, regarding:

- Construction costs differential for overpass and underpass options
- The number of travel lanes and future capacity
- Roadway design, bridge cross sections, bike lanes, and usage projection

Supervisor Herrity asked unanimous consent that the Board direct staff to provide information on the ridership and pedestrian use projections for the bridge. Without objection, it was so ordered.

The question was called on the motion to approve the Administrative Items and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross,

Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE.”

ADMIN 1 – STREETS INTO THE SECONDARY SYSTEM (MOUNT VERNON, PROVIDENCE, 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>
The Village at Lorton Valley Section 2	Mount Vernon	Middle Ruddings Drive
		Wasdale Head Drive
		Hawkshead Drive
Wedderburn Estates	Providence	Wedderburn Station Drive
Addition to Bailey’s Property	Sully	Smallwood Court
Katherine T Moore-Moore Road	Sully	Moore Road

ADMIN 2 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF SPOT IMPROVEMENTS AT THE INTERSECTION OF ROUTE 123 AND JERMANTOWN ROAD (PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 14, 2017, at 4 p.m.**, regarding the acquisition of certain land rights necessary for the construction of Project 2G40-028-012, Route 123 at Jermantown Road, in Fund 40010, County and Regional Transportation Projects.

ADMIN 3 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX R (ORDINANCE DESIGNATING LONG TERM PARKING RESTRICTIONS), TO ESTABLISH PARKING RESTRICTIONS ON FIELDING STREET (LEE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 14, 2017, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Appendix R, to prohibit all vehicles from parking along the south side of Fielding Street from Ashton Street to the western driveway of

Mount Vernon Woods Elementary School, 24 hours per day, seven days per week.

ADMIN 4 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G (RESIDENTIAL PERMIT PARKING DISTRICTS) TO CONSIDER EXPANDING THE GRAHAM RESIDENTIAL PERMIT PARKING DISTRICT, DISTRICT 34 (PROVIDENCE DISTRICT)

(A) Authorized the advertisement of a public hearing to be held before the Board on **February 28, 2017, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Appendix G, to expand the Graham RPPD, District 34. The proposed District expansion includes:

- Elmwood Drive (Route 1780): from Stuart Drive to Johnson Road, south side only
- Lawrence Drive (Route 1781): from Elmwood Drive to Fenwick Road

ADMIN 5 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP) (HUNTER MILL DISTRICT)

- Endorsed the following traffic calming measures:
 - One speed hump adjacent to 11690 and 11691 Caris Glenne Drive (Hunter Mill District)
 - One speed hump adjacent to 1101 Arboroak Place and 11700 Caris Glenne Drive (Hunter Mill District)
- Directed staff to schedule the installation of the approved traffic calming measures as soon as possible.

ADMIN 6 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO CONSIDER EXPANDING THE CULMORE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 9 (MASON DISTRICT)

(A) Authorized the advertisement of a public hearing to be held before the Board on **February 28, 2017, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Appendix G, to expand the Culmore RPPD, District 9. The

proposed District expansion includes Pinetree Terrace (Route 986), from Blair Road to the southern property boundary of 3516 Pinetree Terrace, west side only.

ADMIN 7 – ADDITIONAL TIME TO OBTAIN A NON-RESIDENTIAL USE PERMIT (NON-RUP) FOR SPECIAL EXCEPTION AMENDMENT SEA 01-M-036-02, PINECREST SCHOOL, INCORPORATED (MASON DISTRICT)

- (AT) Approved the request for 24 months of additional time to obtain a Non-RUP for Special Exception Amendment SEA 01-M-036-02 to December 17, 2018, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 8 – ADDITIONAL TIME TO OBTAIN A NON-RESIDENTIAL USE PERMIT (NON-RUP) FOR SPECIAL EXCEPTION SE 2014-MA-003, KENNETH H. FISHER (MASON DISTRICT)

- (AT) Approved the request for 24 months of additional time to obtain a Non-RUP for Special Exception SE 2014-MA-003 to January 29, 2019, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 9 – AUTHORIZATION TO ADVERTISE PUBLIC HEARINGS ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING COMMERCIAL VEHICLES IN RESIDENTIAL DISTRICTS

- (A) (R) Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on February 22, 2017, at 8:15 p.m., and before the Board on **April 4, 2017, at 4:30 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), to provide clarity to citizens and staff as to what specific commercial vehicles are prohibited from parking at dwelling units in residential districts.

ADMIN 10 – EXTENSION OF REVIEW PERIOD FOR A 2232 PUBLIC FACILITIES REVIEW APPLICATION (HUNTER MILL DISTRICT)

Authorized the extension of review period for the following Public Facility (2232) Review Application to the date noted:

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
FS-H16-41	AT&T Mobility Corporation 11800 Sunrise Valley Drive Reston, VA Hunter Mill District Accepted November 8, 2016	April 7, 2017

ADMIN 11 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF INFRASTRUCTURE REPLACEMENT PROGRAM - CONVEYANCE SYSTEM REHABILITATION - MISC (PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 14, 2017, at 4 p.m.**, regarding the acquisition of certain land rights necessary for the construction of Project SD-000034, Conveyance System Rehabilitation, Fund 400-C40100, Stormwater Services.

ADMIN 12 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO EXECUTE A NEW COOPERATIVE AGREEMENT BETWEEN THE FAIRFAX COUNTY BOARD OF SUPERVISORS (BOS) AND THE TOWNS OF VIENNA AND HERNDON TO SHARE STORMWATER SERVICE DISTRICT FEES AND RESPONSIBILITY FOR RELATED SERVICES

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 28, 2017, at 4:30 p.m.**, to execute a new agreement with the Towns of Vienna and Herndon to share revenues collected through the Stormwater Service District and to implement a regional approach to meeting State and Federal stormwater requirements.

ADMIN 13 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONVEY BOARD-OWNED PROPERTY AT 1311 SPRING HILL ROAD TO THE PARK AUTHORITY (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **February 28, 2017, at 4:30 p.m.**, regarding the conveyance of Board-owned property located at 1311 Spring Hill Road in McLean to the Park Authority.

ADMIN 14 – AUTHORIZATION TO ADVERTISE PUBLIC HEARINGS ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING PLANNED DEVELOPMENT HOUSING (PDH) DISTRICT AND GROUP 5 SPECIAL PERMIT, COMMERCIAL RECREATION USES

- (A) (R) (NOTE: Earlier in the meeting, this item was discussed. See page 20.)

Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on February 23, 2017, at 8:15 p.m., and before the Board on **February 28, 2017, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), regarding the PDH District and Group 5 Special Permit, Commercial Recreation uses.

ADMIN 15 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE PROPOSED FUNDING PLAN FOR RESTON TRANSPORTATION PROJECTS (HUNTER MILL AND DRANESVILLE DISTRICTS)

- (A) (NOTE: Earlier in the meeting, this item was discussed. See page 20.)

Authorized the advertisement of a public hearing to be held before the Board on **February 28, 2017, at 4:30 p.m.**, regarding the proposed funding plan for Reston transportation projects (Reston Transportation Funding Plan).

11. **A-1 – APPROVAL OF THE BOARD OF SUPERVISORS’ (BOS) MEETING SCHEDULE FOR CALENDAR YEAR 2017 AND AUTHORIZATION FOR THE CHAIRMAN TO POSTPONE A SCHEDULED MEETING IN THE EVENT OF WEATHER OR OTHER HAZARDOUS CONDITIONS** (11:10 a.m.)

- (R) On motion of Supervisor Gross, seconded by Chairman Bulova, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and:

- Approved the Board meeting schedule for January through December 2017
- Authorized the Chairman to defer any scheduled meeting to the Tuesday following a scheduled Board meeting if the Chairman, or the Vice Chairman if the Chairman is unable to act, finds and declares that the weather or other conditions are such that it is hazardous for members to attend

12. **A-2 – APPROVAL OF A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) AND THE UNITED STATES PARK POLICE (US NATIONAL PARK SERVICE)** (11:11 a.m.)

On motion of Supervisor Herrity, seconded by Supervisor McKay, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Chief of Police to sign the MOU between the FCPA and the US National Park Service to ease traffic congestion on Georgetown Pike at Old Dominion Drive resulting from patrons entering Great Falls Park.

13. **A-3 – APPROVAL OF A INTERJURISDICTIONAL SOLID WASTE FACILITY USE AGREEMENT BETWEEN FAIRFAX COUNTY AND PRINCE WILLIAM COUNTY** (11:12 a.m.)

On motion of Supervisor Gross, seconded by Chairman Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved

and authorized the County Executive to enter into an agreement with Prince William County regarding solid waste facility use.

14. **A-4 – BOARD APPROVAL OF A RESOLUTION REQUESTING THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) TO ISSUE ITS COUNTY METRORAIL PARKING SYSTEM REVENUE BONDS SERIES 2017A FOR THE HERNDON AND INNOVATION CENTER METRORAIL STATION PARKING GARAGES (HUNTER MILL AND DRANESVILLE DISTRICTS)** (11:12 a.m.)

(R) On motion of Supervisor Hudgins, seconded by Supervisor Foust, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and:

- Adopted a Resolution which requests the Economic Development Authority (EDA) to issue bonds to finance the cost of construction of the Herndon and Innovation Center Station Metrorail Station Parking Garages
- Approved the form of the Supplemental Trust Agreement, between the EDA and the trustee, which agreement sets forth the terms of the Bonds; the application of the proceeds of the Bonds and the pledged revenues and the provisions for the payment of the Bonds
- Approved the form of the Preliminary Official Statement, Continuing Disclosure Agreement, and Bond Purchase Agreement
- Authorized the execution and delivery of the documents and authorized the Chairman, Vice-Chairman, County Executive, or the Chief Financial Officer to determine and approve certain details of the transaction

15. **A-5 – RECOVERING COSTS FROM SIGN VIOLATORS** (11:13 a.m.)

Supervisor Gross moved that the Board concur in the recommendation of staff and authorize the Department of Code Compliance to impose and collect \$10 per sign for each sign illegally placed within the limits of a highway. Supervisor Herrity and Supervisor McKay jointly seconded the motion.

Discussion ensued, with input from Jack Weyant, Director, Department of Code Compliance, regarding expected revenue, compliance, and enforcement.

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

16. **A-6 – APPROVAL OF A STANDARD PROJECT AGREEMENT (SPA) WITH THE COMMONWEALTH FOR THE VAN DORN STREET BICYCLE AND PEDESTRIAN IMPROVEMENTS PROJECT, ADOPTION OF A RESOLUTION AUTHORIZING EXECUTION, AND ADOPTION OF SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 17149 TO APPROPRIATE GRANT FUNDING FROM THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) (LEE DISTRICT)** (11:16 a.m.)

(SAR)

(R)

On motion of Supervisor McKay, seconded by Supervisor Foust, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and:

- Approved the SPA and adopted a Resolution authorizing the execution of the SPA.
- Adopted SAR AS 17149 for the Department of Transportation to accept grant funding from VDOT in the amount of \$400,000. The required local cash match of \$100,000 has been identified in Fund 40010, County and Regional Transportation Projects. There are no positions associated with this award.

17. **A-7 – APPROVAL TO AMEND FAIRFAX COUNTY’S CONSOLIDATED PLAN ONE-YEAR ACTION PLAN FOR FISCAL YEAR (FY) 2017** (11:17 a.m.)

Supervisor Gross moved that the Board concur in the recommendation of staff and adopt the proposed amendment to the Consolidated Plan One-Year Action Plan for FY 2017. Chairman Bulova seconded the motion.

Discussion ensued, with input from Thomas Fleetwood, Director, Department of Housing and Community Development, regarding the proposed amendment, the \$17.5 million anticipated income to be generated, and the impact on the project if a purchaser of the townhouse land bay is not identified.

Discussion continued regarding the proposed number of affordable housing and mixed income development; significant enhancements to the transportation infrastructure; and the reason the amendment is needed to receive funding necessary for the project, with input from Mr. Fleetwood.

Supervisor McKay asked unanimous consent that the Board direct staff to circulate copies of the comments received during the formal comment period. Without objection, it was so ordered.

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

18. **A-8 – APPROVAL OF A STANDARD PROJECT AGREEMENT (SPA) WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE ROUTE 28 WIDENING PROJECT (PRINCE WILLIAM COUNTY LINE TO ROUTE 29) (SULLY DISTRICT)** (11:27 a.m.)

- (R) Supervisor K. Smith moved that the Board concur in the recommendation of staff and adopt a Resolution authorizing the Director of the Department of Transportation (DOT) to execute an SPA with VDOT for the implementation of the Route 28 Widening project. Supervisor Herrity seconded the motion.

Discussion ensued, with input from Tom Biesiadny, Director, DOT, regarding the project, plans for future transit lane proposal, and recommendations for enhanced public transportation in the long term.

The question was called on the motion and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,”

19. **A-9 – APPROVAL OF AN AMENDMENT TO THE STANDARD PROJECT AGREEMENT (SPA) WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE FAIRFAX COUNTY PARKWAY WIDENING PROJECT FROM OX ROAD (ROUTE 123) TO LEE HIGHWAY (ROUTE 29) (SPRINGFIELD AND BRADDOCK DISTRICTS)** (11:31 a.m.)

- (R) On a joint motion of Supervisor Cook and Supervisor Herrity, seconded by Chairman Bulova, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and adopted a Resolution authorizing the Director of the Department of Transportation to execute an amendment to the SPA with VDOT, which replaces Appendices A and B of Attachment 3 of the Board Agenda Item with new versions, substantially in the form of Attachment 2, that include \$14.33 million in additional funding and scope of work to support the widening of Fairfax County Parkway from Route 123 to approximately 2,000 feet north of Route 29, as well as preliminary engineering and design of the Fairfax County Parkway/Popes Head Road interchange.

20. **A-10 – APPROVAL OF STANDARD PROJECT AGREEMENTS (SPAS) WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR ROADWAY IMPROVEMENTS ON LEE HIGHWAY (ROUTE 29) FROM PICKWICK ROAD TO BUCKLEYS GATE DRIVE (SULLY AND SPRINGFIELD DISTRICTS)** (11:32 a.m.)

- (R) On motion of Supervisor Herrity, seconded by Supervisor K. Smith, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and adopted a Resolution authorizing the

Director of the Department of Transportation to execute SPAs, in substantial form, with VDOT, for the implementation Phase I and II of roadway improvements on Lee Highway from Pickwick Road to Buckleys Gate Drive. Supervisor L. Smyth seconded the motion.

21. **A-11 – APPROVAL OF COMMENTS ON THE TRANSFORM 66 INSIDE THE BELTWAY, EASTBOUND WIDENING PROJECT (DRANESVILLE AND PROVIDENCE DISTRICTS)** (11:32 a.m.)

Supervisor Foust moved that the Board concur in the recommendation of staff and approved a letter containing the County’s review comments on the Environmental Assessment regarding the Transform 66, Inside the Beltway, eastbound widening between the Dulles Connector Road and Fairfax Drive near Ballston. Supervisor L. Smyth seconded the motion.

Discussion ensued with input from Tom Biesiadny, Director, Department of Transportation, regarding the design of the noise walls and scheduling issues on design public hearings with the Virginia Department of Transportation (VDOT).

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

22. **A-12 – APPROVAL OF A STANDARD PROJECT AGREEMENT (SPA) WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE ROUTE 7 WIDENING PROJECT FROM RESTON AVENUE TO JARRETT VALLEY DRIVE (DRANESVILLE DISTRICT)** (11:37 a.m.)

(R) On motion of Supervisor Foust, seconded by Supervisor L. Smyth, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and adopted a Resolution authorizing the Director of the Department of Transportation to execute an SPA, in substantial form, with VDOT for the implementation of Phases I (Colvin Forest Drive to Jarrett Valley Drive) and II (Reston Avenue to Colvin Forest Drive) of the Route 7 widening from Reston Avenue to Jarrett Valley Drive.

DET:det

ADDITIONAL BOARD MATTERS

23. **REQUEST FOR RECOGNITIONS** (11:39 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to process the presentation requests contained in her Board Matter titled “January 24, 2017, Presentation Requests.” Without objection, it was so ordered.

Following are the presentation requests:

- Invite representatives from the Commission for Women to appear the Board on March 14 to designate March 2017 as “*Women's History Month*” in Fairfax County.
- Invite representatives from the Fairfax County Police Department and Sheriff’s Office to appear before the Board on May 2, 2017, to designate May 15, 2017, as “*Peace Officers Memorial Day*” and further designate May 15-21, 2017, as “*Police Week*” in Fairfax County.
- Invite representatives from Cox Charities to appear before the Board on March 14 to announce grants awarded to local organizations that serve to further the academic success of youth in the County.
- Invite the Carnegie Hero Fund Commission to appear before the Board on February 28 to present County resident, Peter Pontzer, with the Carnegie Medal. Mr. Pontzer heroically saved a boy from drowning in Emerald Isle, North Carolina, on July 28, 2015.
- Direct the Office of Public Affairs to prepare and send a proclamation by January 31, declaring February 19-25, 2017, as “*Engineer's Week*” in Fairfax County.
- Invite representatives from the Fairfax-Falls Church Community Services Board to appear before the Board on February 28 to designate March 2017 as “*Developmental Disabilities Inclusion Month*” in Fairfax County.
- Invite representatives from the Office of Human Rights and Equity Programs to appear before the Board to accept proclamations designating:
 - March 2017 as “*Arab American Heritage Month*” in Fairfax County at the March 14 Board meeting
 - April 2017 as “*Fair Housing Month*” in Fairfax County at the March 14 Board meeting
 - “*Holocaust Remembrance Day*” in Fairfax County at the April 4 Board meeting
 - May 2017 as “*Asian/Pacific American Heritage Month*” in Fairfax County at the April 4 Board meeting

- September 2017 as “*Hispanic Heritage Month*” in Fairfax County at the September 12 Board meeting
- October 2017 as “*Disability Employment Awareness Month*” in Fairfax County at the September 26 Board meeting
- November 2017 as “*American Indian Heritage Month*” in Fairfax County at the October 24 Board meeting
- Direct the Office of Public Affairs to prepare and send a proclamation by July 25, 2017, declaring August 2017 as “*Immunization Awareness Month*” in Fairfax County
- Invite representatives from the Health Department to appear before the Board on June 20, 2017, to accept a resolution celebrating the Health Department's one-hundredth anniversary
- Invite representatives from the Health Department to appear before the Board to accept proclamations designating:
 - April 3-9, 2017, as “*Public Health Week*” in Fairfax County at the February 28 Board Meeting
 - June 2017 as “*Fight the Bite Awareness Month*” in Fairfax County at the May 16 Board meeting
 - September 2017 as “*Food Safety Education Month*” in Fairfax County at the July 25 Board meeting

Chairman Bulova noted that these presentations represent the entire year and are on the calendar for the Board to work around.

24. **COMMUNITY COUNCIL ON LAND USE ENGAGEMENT** (11:40 a.m.)

Chairman Bulova stated that, as the Board knows, the way it engages with the community has changed over time and continues to evolve. Since she has been on the Board, it has moved from a paper-driven organization to a mostly digital one.

With the volume of information that County residents receive in multiple ways, a message can be lost or the amount of information received is so voluminous as to be overwhelming. Board Members sometimes hear from residents, particularly in the area of land use, that they were unaware of or felt uninformed about a pending decision before the Board which could have an impact on their community.

While the Board does a lot of communicating, is it being done in the most helpful and effective way? To learn the answer to that question, Chairman Bulova stated that she would like to invite the community to participate in a dialogue to explore how the Board can improve its engagement on land use.

Chairman Bulova announced that, beginning in February, she will be hosting a Community Council on Land Use Engagement. This *ad hoc* group will meet approximately five times and will produce a set of recommendations on ways to improve the County's public outreach and community engagement in the land use and development process. Discussions will begin with a history of planning and zoning in the County to be followed by a 101 on land use.

Chairman Bulova asked that Board Members consider who in their districts they would like to be considered to serve on the Community Council and encouraged the Board to look beyond just those with land use experience. Community members, who are professional communicators or who are looking to become more involved in their community, could bring fresh perspective and new ideas to the Council. She stated that her goal is to convene a group with a diversity of thought and experience.

The first meeting of the Community Council will be held on Monday, February 13, at 7:30 p.m., in Rooms 4/5 of the Government Center. Attached to her written Board Matter is a draft syllabus with more information and the complete schedule. Chairman Bulova added that she would greatly appreciate one or two recommendations from each Board Member of individuals to learn more about land use or who already know a lot about land use and would like to weigh in on how the County can do a better job of communicating and engaging with the community.

This year the County is embarking on two additional efforts to improve community engagement on land use:

- First, the County is participating with the Urban Land Institute (ULI) Washington in a high level fellowship program from February to September to determine how the County and other parts of the region can get broader community engagement in land use decisions and measure the success in doing so.
- Second, as Board Members know, the County engaged Gartner to review its land use processes in 2015. The implementation process of the Gartner recommendations, called Fairfax First, is underway. Project 10 focuses on citizen engagement and that group is being formed and should begin its work in early spring. The Community Council on Land Use Engagement will coordinate with, and complement, this effort.

Chairman Bulova asked Board Members to provide her with suggestions and participate in this endeavor.

Discussion ensued concerning:

- Involvement of the Planning Commission
- Preparation of a draft report
- The development review process length, including the community engagement process
- Budget cost implications and concerns

Chairman Bulova, citing an example of the give-and-take process in sharing and receiving information with the community, noted the abundance of information provided and the need to determine the most effective way to share that information.

Following discussion concerning the location of the meetings, Supervisor Gross noted that a finite number of meetings had been scheduled and suggested that there might be an opportunity for a field trip or two. Chairman Bulova stated that the first three meetings: History of Planning and Zoning and Community Outreach; Land-Use 101; and Magisterial District diversity; will be taped and turned into a program, and, there is the potential to livestream the last meetings.

Supervisor Foust commented on sharing best practices used in Board Members' Districts and requested additional information on the work being done and participation opportunities with the ULI.

Supervisor McKay commented on the following:

- State involvement in the local land use process and the public's ability to participate in that process
- The need to focus on developing understandable explanations and terminology to help better engage the community

Vice-Chairman Gross suggested that a syllabus and/or glossary be prepared that identifies terminology as well as County acronyms.

Discussion continued concerning the need to promote better communication and whether developing a land use template was the best way to achieve that. Chairman Bulova noted that she was seeking new ideas/best practices that community members might want to offer as suggestions to improve communications.

Discussion continued concerning the role of the Office of Public Affairs in addressing communication issues. Chairman Bulova expressed her hope that the results could transcend into other areas.

Discussion continued concerning:

- The Chairman's initiative and Board engagement in it
- The development of cross-District discussions
- Respecting differences and diversity within the County's Magisterial Districts
- The need to develop the ability to filter mass amounts of information

Vice-Chairman Gross returned the gavel to Chairman Bulova.

25. **RESTON CHILDREN'S CENTER CELEBRATES 50 YEARS OF PROVIDING QUALITY CARE IN THE RESTON COMMUNITY (RCC) (HUNTER MILL DISTRICT)** (12:09 p.m.)

Supervisor Hudgins said that 50 years is a big deal in Reston. The RCC is a parent-owned cooperative organized to finance and operate a nonprofit community program serving the developmental and educational needs of children and to provide support systems for their families.

Referring to her written Board Matter, Supervisor Hudgins announced that this is the fiftieth anniversary of the Children's Center in Reston. They have been a part of the community and supported by the community for many years. On March 11, 2017, RCC will be celebrating its Fiftieth Anniversary Gala and Silent Auction at the Reston Hyatt.

Therefore, Supervisor Hudgins moved that the Board:

- Direct staff to prepare a resolution, with dual signatures, for presentation on March 11, 2017, to honor the RCC's rich history and salute its staff teachers for enriching and inspiring the lives of five decades of County children.
- Declare March 11, 2017, as "*Reston Children's Center Day*" in Fairfax County, to commemorate the event.

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

26. **SUCCESSFUL CHILDREN AND YOUTH POLICY TEAM (SCYPT)**
(12:10 p.m.)

Supervisor Hudgins said that in a Board Matter presented on October 18, 2016, the Chairman discussed a list of priority issues identified jointly by the School Board and the Board of Supervisors at the joint retreat last June and requested that SCYPT “present to both Boards a Work Plan by January 31, 2017, so that each will have the opportunity to address them beginning with the Fiscal Year (FY) 2018 and throughout the remainder of the Board’s four-year term.”

Attached to her written Board Matter are the areas identified at the retreat as well as the SCYPT response which was approved by the full SCYPT at its December meeting. The joint Boards’ discussions were found to be affirming of the direction the SCYPT has taken over the past several years as the Board-identified priorities very much aligned with SCYPT’s past and existing work. In response, SCYPT highlighted the various ways in which priorities are being addressed or will be incorporated into forthcoming plans and stressed the importance of coordinating the Capital Improvement Plan-related work listed under the Land Use category of joint board priorities.

SCYPT encouraged the Boards to consider the coordinated implementation of the following plans as their approach to disrupting multi-generational poverty:

- IGNITE (the Fairfax County Public Schools Strategic Plan)
- The Strategic Plan to Facilitate the Economic Success of the County
- The Housing Blueprint
- The Community Health Improvement Plan
- The Human Services System Report Card
- The forthcoming School Readiness Strategic Plan

On behalf of Supervisor McKay, Supervisor Hudgins thanked the Board for its support and cooperation with the SCYPT.

Therefore, jointly with Supervisor McKay, Supervisor Hudgins moved that the Board accept the recommended Work Plan attached to her written Board Matter as guidance during FY 2018 and throughout the remainder of the Boards’ terms. Supervisor McKay seconded the motion.

Supervisor Cook stated that there is an informal leadership team on the Domestic Violence Prevention Policy Coordinating Council which has discussed the need to focus on children and the SCYPT may be the place to develop that thought. The

Council is about a year off from that focus so that SCYPT, in the development of its next plan, can have a further dialogue as it presents an opportunity to engage the schools and have a discussion of where the Board can do some good.

Discussion ensued concerning:

- Clarification of “recommended” Work Plan
- Costs associated with the plans
- The need to obtain metrics of programs that are/are not working
- SCYPT not being a budgetary committee, budgetary considerations being the prerogative of the Board
- SCYPT’s significant discussion of drug counselors in schools
- The creation of SCYPT to review areas of duplication; how to provide better services; and how to better collaborate directly with the schools on initiatives youth are challenged within the community

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

Chairman Bulova noted that she and Supervisor McKay are working on the Joint Budget Committee Work Plan which will be presented at its Budget Committee meeting next Tuesday at 1 p.m.

27.

CELEBRATING ALPHA KAPPA ALPHA SORORITY (LAMBDA KAPPA OMEGA CHAPTER) – 40 YEARS OF SISTERHOOD AND SERVICE TO ALL (12:20 p.m.)

Supervisor Hudgins explained that, when Alpha Kappa Alpha Sorority was founded in 1908 at Howard University, it was the first Sorority for college-educated African American Women. Sixty-nine years later, in 1977, the Lambda Kappa Omega chapter was formed by 23 professional African American women living and working in the County.

These women came together to further the education, training, social, and economic development of this community.

Supervisor Hudgins said that its numerous contributions around the County, which are identified in her written Board Matter, serve the community through all demographics.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to invite representatives of the Lambda Kappa Omega chapter to appear

before the Board on March 14 to receive a proclamation, with dual signatures, recognizing and applauding its many contributions to the greater County community for the last 40 years. Without objection, it was so ordered.

28. **RECOGNIZING RESTAURANT WEEK** (12:21 p.m.)

Supervisor Herrity referred to his written Board Matter, noting that last year the Board recognized Restaurant Week in Fairfax County.

Therefore, Supervisor Herrity asked unanimous consent that the Board:

- Declare March 20-27, 2017, as “*Northern Virginia Restaurant Week*” in Fairfax County
- Direct the Office of Public Affairs to publicize this week
- Direct staff to invite representatives from the restaurant community, including the Reston Chamber of Commerce and Visit Fairfax, to appear before the Board on March 14 to receive a resolution declaring restaurant week

Following a brief discussion, without objection, it was so ordered.

29. **CREATION OF A PERMANENT DRUG TAKE-BACK PROGRAM IN THE COUNTY** (12:23 p.m.)

Supervisor Herrity said the creation of a permanent drug take back program in the County is something that has been explored before. The County ended the last week of 2016 with four heroin overdoses in a two-day period. He noted that the problem is not being seen as acutely as in other parts of Virginia or the country. Over 75 percent of heroin users start with prescription drugs – which need to be taken out of homes. The twice annual take-backs are very popular.

While most people are uncomfortable flushing opioids down the toilet, the Food and Drug Administration (FDA) approves of this method if Drug Enforcement Administration (DEA) approved collection sites are not available. Currently, the County does not have any DEA-approved collection sites except one reportedly on Fort Belvoir.

CVS and the Partnership at DrugFree.org provide grants for localities to implement a permanent drug take-back program. This grant includes the drug collection unit and delivery for every police station. Attached to Supervisor Herrity’s written Board Matter is additional information regarding the programs that Loudoun County and Virginia Beach have implemented.

Therefore, Supervisor Herrity moved that the Board direct the:

- County Executive to work with the Police Department to study the various drug collection box programs throughout Virginia and a cost analysis of implementing a similar program and report with its findings
- Office of Public Affairs to advertise the various methods of drug disposal

Supervisor L. Smyth seconded the motion.

Following a discussion regarding the motion, Supervisor Gross asked to amend the motion to direct staff to provide information regarding disposal of controlled substances, and this was accepted.

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

30. **WEST SPRINGFIELD ROTARY CLUB'S "SERVICE ABOVE SELF" AWARDS (SPRINGFIELD DISTRICT)** (12:29 p.m.)

Supervisor Herrity said that West Springfield Rotary Club is honoring two outstanding State Troopers and one outstanding member of the County Sheriff's Office on February 22.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to prepare separate resolutions to honor Virginia State Trooper Steven Muller, Virginia State Trooper Kress Adamson, and County Deputy Sheriff Private First Class Kevin Davis and join the West Springfield Rotary Club in recognizing them for their exemplary service to the County. Each of the resolutions should be signed by the Chairman and the Springfield District Supervisor to be presented at the February 22 West Springfield Rotary Club meeting. Without objection, it was so ordered.

31. **PLASTIC BAG BAN COMMUNICATION** (12:30 p.m.)

Supervisor Herrity announced that the Board is planning to indefinitely defer today's scheduled 4 p.m. public hearing to consider an ordinance to amend and readopt Chapter 109.1 of the Fairfax County Code on the prohibition of plastic bags for yard waste. In light of that deferral, Supervisor Herrity recommended that the County correctly communicate to its citizens that there is currently no County ban on plastic bags for yard waste. He added that it was recently learned that trash haulers and lawn service companies have communicated to its customers that a ban on plastic bags for yard waste would be effective on March 1. In addition, until yesterday, the County's website on this issue has provided information that the ban will be effective on July 1.

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

- Immediately communicate to County citizens, trash haulers, and lawn service companies that there is currently no ban on plastic bags and that this issue has been deferred for further discussion
- Broadly distribute this information, including through social media

Supervisor Gross seconded the motion.

Chairman Bulova announced that, later in the meeting at the appropriate time, the public hearing regarding this issue will be formally deferred.

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

(NOTE: Later in the meeting, the public hearing on proposed amendments to the Code of the County of Fairfax, Chapter 109.1(Solid Waste Management), was formally deferred. See Clerk's Summary Item #59.)

32.

MOBILE AND LAND BASED TELECOMMUNICATIONS POLICY PLAN AMENDMENT (12:31 p.m.)

Supervisor Herrity said, on behalf of the Planning Commission and staff, that in February 2012, Section 6409(a) of the Spectrum Act (codified at 47 U.S.C. §1455) was enacted to govern state and local government review of requests to modify existing telecommunications facilities. Section 6409(a) prohibits a state or local government from denying, and requires approval of, any request for collocation, removal, or replacement of an existing wireless tower or base station that does not substantially change its physical dimensions. The Federal Communications Commission (FCC) adopted a Report and Order in 2015 clarifying the criteria under which eligible telecommunications facilities shall be approved under Section 6409(a) of the Spectrum Act. The Public Facilities portion of the County Comprehensive Plan's Policy Plan, specifically Objective 45, contains telecommunications review policy and objectives that are now superseded in part by the review requirements of the Spectrum Act.

Therefore, Supervisor Herrity moved that the Board authorize staff to prepare a Mobile and Land Based Telecommunications Policy Plan amendment incorporating the telecommunications review process of Section 6409(a) of the Spectrum Act (codified at 47 U.S.C. §1455). Supervisor L. Smyth seconded the motion.

Following an inquiry by Supervisor Storck, Supervisor Herrity stated that this updates the County's Code to reflect changes in Federal law.

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

33. **CONGRATULATING THE LAKE BRADDOCK GIRLS' DISTANCE MEDLEY RELAY TEAM FOR BREAKING THE NATIONAL RECORD (BRADDOCK DISTRICT)** (12:34 p.m.)

In a joint Board Matter with Supervisor Cook, Supervisor Herrity announced that the Lake Braddock Girls' Distance Medley Relay Team appeared before the Board earlier today and this recognition request is for the team's breaking the national indoor record.

Following consultation with Supervisor Cook, Supervisor Herrity asked unanimous consent that the Board direct staff to prepare a proclamation to be presented to the Lake Braddock Girls' Distance Medley Relay Team and Coach Mike Magnan at an event at the high school. Without objection, it was so ordered.

Supervisor Gross noted that Kate Murphy, the All-Met Athlete of the Year, will be attending her *alma mater*, the University of Oregon, for track, and asked for assistance in contacting her.

EBE:ebe

34. **NO BOARD MATTERS FOR SUPERVISOR L. SMYTH (PROVIDENCE DISTRICT)** (12:35 p.m.)

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

35. **LEE DISTRICT ANNUAL OPEN HOUSE AND TOWN HALL MEETINGS** (12:35 p.m.)

Supervisor McKay announced that on Saturday, January 28:

- He will host the Lee District annual open house from 11 a.m. – 1 p.m. at the Franconia Governmental Center, 6121 Franconia Road, Alexandria, VA 22310
- A Joint Town Hall meeting with Senator Barker and Delegate Sickles will be held from 9:30 a.m. - 11 a.m. at Island Creek Elementary School, 7855 Morning View Lane, Alexandria, VA 22315
- A Joint Town Hall meeting with Senator Ebbin and Delegate Sickles will be held from 1:30 p.m. - 3 p.m. at Mount Eagle Elementary School, 6116 North Kings Highway, Alexandria, 22315

Therefore, Supervisor McKay asked unanimous consent that the Board direct the Office of Public Affairs to publicize these events. Without objection, it was so ordered.

36. **INTRODUCTION OF A NEW STAFF MEMBER (LEE DISTRICT)**
(12:36 p.m.)

Supervisor McKay introduced John Connors, the new Director of Communications in his office, and the Board warmly welcomed him to the Board Auditorium.

37. **REQUEST TO RECOGNIZE MR. TROY MARSHALL AND MR. JOE KELLY (MOUNT VERNON DISTRICT)** (12:36 p.m.)

Supervisor Storck summarized his written Board Matter and said that Virginia Task Force 1 (VATF-1), the County's Urban Search and Rescue (USAR), have a training facility located at the former Lorton Youth Correction Facility.

Supervisor Storck said that the gymnasium at the USAR Training Facility contains a collapsed building rescue simulator where hundreds of training exercises take place throughout the year. After 15 years of service under the original 50+ year-old roof, it finally needed to be replaced. Mr. Troy Marshall, owner of Marshall Roofing, Siding and Windows, was one of three companies that placed a bid for the contract, his proposal was for all the materials and labor to be donated free of charge. Mr. Marshall was a career firefighter and retired as a Captain with 25 years of service and wanted to give back to the County.

With help from Joe Kelly, Regional Sales Representative of CertainTeed, who was able to convince CertainTeed to donate shingles, Mr. Marshall and his team began the project on January 15, 2016, and completed the project on March 7, 2016. It took a five-man crew a total of eight days, working nine hours a day, to tear off shingles, repair and replace 150 sheets of plywood, and re-shingle the gymnasium. In addition to the cost of the materials, a total of 360 hours were donated by Marshall Roofing, Siding and Windows to the County.

Therefore, Supervisor Storck asked unanimous consent that the Board direct the Office Public Affairs to invite Mr. Marshall, Mr. Kelly, and their staff to appear before the Board to be recognized for their incredible contribution to the County. Without objection, it was so ordered.

38. **MOUNT VERNON'S THIRTIETH ANNUAL TOWN MEETING**
(12:39 p.m.)

Supervisor Storck announced that the thirtieth annual Mount Vernon Town meeting will be held on Super Bowl Saturday, February 4, at Mount Vernon High School, from 7:45 a.m. - noon. He noted that Chairman Bulova, County Executive Edward L. Long Jr., Fort Belvoir Commander Colonel Holbrook, and School Board Member Karen Corbett Sanders, will join him. He also invited all Board Members to join him. In addition to many of the old activities, there will be more than 50 vendors at the event. The town meeting will start at 9:30 a.m.

and residents and citizens will have the opportunity to ask questions on any issues or concerns.

Therefore, Supervisor Storck asked unanimous consent that the Board direct the Office of Public Affairs to advertise the town meeting on its various communications platforms. Without objection, it was so ordered.

DAL:dal

39. **PLAN AMENDMENT AUTHORIZATION – GALLOWS ROAD (MASON DISTRICT)** (12:40 p.m.)

Supervisor Gross said that the approximately 9.5 acres of land located generally south of Gallows Road, north of Libeau Lane and east of the Raintree neighborhood, is planned and developed with residential uses at 1-2 dwelling units per acre (du/ac). This area is located in the Holmes Run Community Planning Sector of the Annandale Planning District in the Comprehensive Plan. There is an opportunity to consider consolidation of these properties for redevelopment at a residential density that would support townhomes, similar to the existing townhomes directly west of the site. With this proposed redevelopment, opportunities may exist to consolidate access points onto Gallows Roads and to consider the design of the entire site comprehensively.

Therefore, Supervisor Gross:

- Moved that the Board authorize staff to consider an amendment to the Comprehensive Plan for residential use at 5-8 du/ac for the properties located south of Gallows Road, north of Libeau Lane, and east of the Raintree neighborhood. Specifically, the Plan Amendment should include Tax Map Parcels 59-2 ((1)) 29A, 29B, 30-36, 38-43 and 43A. Full consolidation of these properties should be considered.
- Stated her understanding that the applicant intends to submit a rezoning case concurrent with the Plan Amendment, and, to permit the applicant to meet contractual obligations with the current property owners, moved that the Board direct staff to expedite the rezoning request, and concurrently process any resulting site plan(s).

This motion should not be construed as a favorable recommendation by the Board or the Planning Commission on the proposed application and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, and adopted standards. Supervisor Foust seconded the motion.

Following a query by Supervisor L. Smyth regarding the location of the property, Supervisor Gross stated that the Providence District Office will be involved in the process.

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

40. **PLAN AMENDMENT AUTHORIZATION (MASON DISTRICT)**
(12:43 p.m.)

Supervisor Gross said the property owner of the Falls Church Medical Office Building is seeking to redevelop property located at 6060 Arlington Boulevard, Falls Church, parcel 51-4 ((1)) 5A from the current office use to low-rise residential development such as single-family attached homes. The site is 3.64 acres and zoned C-3. The property is situated between a Target store to the northwest, the Arlington County line to the north, and a townhome development to the southeast. The medical office building, which was built in 1962, has remained largely vacant over the past years and has little to no visibility from Arlington Boulevard.

The property is located in the Seven Corners Community Business Center (CBC), Sub-unit F-1, of the Baileys Planning District and is planned for office use at an intensity of .20 floor area ratio (FAR). Sub-unit F-1 is designated as a transitional area in the Seven Corners CBC Plan, which the Plan envisions as a stable area not planned for redevelopment. However, recognizing the need to facilitate redevelopment in revitalization areas, the Plan acknowledges that redevelopment in transitional areas may be appropriate through a concurrent Comprehensive Plan amendment and rezoning application.

Therefore, Supervisor Gross moved that the Board authorize staff to consider a Plan Amendment for parcel 51-4 ((1)) 5A to consider redevelopment of the property from office use to residential use up to approximately 12 dwelling units per acre. This Plan Amendment may be considered concurrently with a rezoning application. This motion should not be construed as a favorable recommendation by the Board or the Planning Commission on the proposed application and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, and adopted standards. Supervisor Foust seconded the motion and it carried by unanimous vote.

Supervisor Gross clarified that the property is located behind the Target Store which used to be the Montgomery Wards in the Willston area.

41. **REQUEST TO RECOGNIZE THE WESTFIELD HIGH SCHOOL FOOTBALL TEAM (SULLY DISTRICT)** (12:46 p.m.)

Supervisor K. Smith congratulated and recognized the Westfield High School football team for recently winning the Virginia 6A State Championship at Armstrong Stadium on the campus of Hampton University. In a rematch of last year's State championship, the Bulldogs captured the State title in an exciting 34-28 double overtime victory over Oscar Smith of Chesapeake.

Therefore, Supervisor K. Smith asked unanimous consent that the Board direct staff to invite the Westfield High School football team to appear before the Board

to be acknowledged for its outstanding achievement. Without objection, it was so ordered.

42. **REQUEST TO RECOGNIZE MS. DANIELLE SUH – GIRLS’ GOLF INDIVIDUAL VIRGINIA HIGH SCHOOL LEAGUE (VHSL) STATE CHAMPION (SULLY DISTRICT)** (12:46p.m.)

Supervisor K. Smith recognized Ms. Danielle Suh of Westfield High School for recently winning the VHSL Girls’ Golf Individual Open Championship. Ms. Suh won the girls individual state championship by one stroke over the course of the two-day championship at International Country Club.

Therefore, Supervisor K. Smith asked unanimous consent that the Board direct staff to invite Ms. Suh to appear before the Board to be acknowledged for her superior achievement. Without objection, it was so ordered.

43. **DOMESTIC VIOLENCE PREVENTION, POLICY AND COORDINATING COUNCIL (DVPPCC) COMMUNICATIONS STRATEGY** (12:47 p.m.)

Supervisor Cook announced that the DVPPCC will soon launch a public awareness campaign for the coming year. This campaign will consist of a year-long Countywide messaging strategy to encourage victims and bystanders to reach out to the County's domestic violence (DV) hotline. This message will be spread through social media outlets and other forms of communication.

Through the campaign, the DVPPCC will seek to raise awareness of domestic violence as a serious public safety issue and unite the domestic violence community around a shared project. Part of raising awareness of this issue may include the victims themselves; another important goal of the DVPPCC is to increase the number of calls to the DV hotline.

Supervisor Cook urged the Board to join him in promoting this initiative. Through increased awareness and collaboration in furthering this communications strategy, the Board can work to combat domestic violence in communities and in the County. Look forward to further information and communications opportunities in the coming months.

44. **REZONING/FINAL DEVELOPMENT PLAN APPLICATION RZ/FDP 2016-BR-019 – CHRISTOPHER LAND, LLC (WOODWARD PROPERTY) (BRADDOCK DISTRICT)** (12:48 p.m.)

- (A) Supervisor Cook announced that Christopher Land, LLC, has filed an application, Rezoning/Final Development Plan Application RZ/FDP 2016-BR-019, on Tax Map Parcel 78-3 ((1)) 1, for the rezoning of 2.72 acres from the R-1 District to the PDH-4 District for the development of nine single-family detached dwellings. The applicant has been working with staff and has conducted

extensive community outreach. With the Planning Commission hearing scheduled for March 2, 2017, to avoid conflict with the budget hearings, this case should be scheduled for a Board public hearing at that time.

Therefore, Supervisor Cook moved that the Board:

- Expedite the scheduling of a public hearing, to occur before the budget public hearings, for **March 14, 2017, at 3:30 p.m.** for Rezoning/Final Development Plan Application RZ/FDP 2016-BR-019
- Direct the Director of the Department of Public Works and Environmental Services to concurrently process any related subdivision plans

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

45. **INTRODUCTION OF A NEW CHIEF OF STAFF (BRADDOCK DISTRICT)** (12:50 p.m.)

Supervisor Cook announced that Lindsey Smith, of his office, has been promoted to the position of Chief of Staff for the Braddock District.

46. **NO BOARD MATTERS FOR SUPERVISOR FOUST (DRANESVILLE DISTRICT)** (12:50 p.m.)

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

47. **RECESS/CLOSED SESSION** (12:50 p.m.)

Following a query to Elizabeth Teare, County Attorney, regarding the length of time needed for closed session, Supervisor Gross moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in Virginia Code Section (§) 2.2-3711 and listed in the agenda for this meeting as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code § 2.2-3711(A) (1).
- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly-held real property, where discussion in an open meeting would adversely

affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code § 2.2-3711(A) (3).

- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code § 2.2-3711(A) (7).
1. Application of Washington Gas Light Company to Increase Rates, PUE-2016-00001 (Va. State Corp. Comm'n) (All Districts)
 2. *Harrison Neal v. Fairfax County Police Department and Colonel Edwin C. Roessler, Jr.*, Case No. CL-2015-0005902 (Fx. Co. Cir. Ct.)
 3. *Elton Cansler v. Alan A. Hanks, Edwin C. Roessler, Jr., and Fairfax County*, Case No. 1:16-cv-1589 (E.D. Va.)
 4. *Magaly Hernandez v. Fairfax County, Virginia*, Case No. 1:16-cv-502 (E.D. Va.)
 5. *Cheri Zosh v. Fairfax County, Virginia*, Case No. 1:16-cv-910 (E.D. Va.)
 6. *Patricia Tomasello v. Michael Reilly, Peter Pullins, Tim Young, Edward Brinkley, Glen Jackson, Michael Louis, Daniel Kwiatkowski, Sheryl Hemmingway, James Sobota, John Diamantes, Manuel Anthony Barrero, Guy Morgan, Phyllis Schwartz, Terry Hall, John Caussin, Richard Bowers, Brian Edmonston*, Case No. CL-2016-0007306 (Fx. Co. Cir. Ct.)
 7. *Justin C. Cuffee v. Fairfax County Fire and Rescue Department*, Case No. 1:16-cv-584 (E.D. Va.)
 8. *Humphrey Daniels v. Elizabeth Melendez*, Case No. GV16-025644 (Fx. Co. Gen. Dist. Ct.)
 9. *Tashanna Penn v. Mark Peters*, Case No. GV16-020676 (Fx. Co. Gen. Dist. Ct.) (Mason District)

10. *Walgreen Co. v. County of Fairfax, Virginia, and Town of Herndon, Virginia*, Case No. CL-2014-0016555 (Fx. Co. Cir. Ct.) (Dranesville District)
11. *Walgreen Co. v. County of Fairfax, Virginia*, Case No. CL-2014-0016554 (Fx. Co. Cir. Ct.) (Mount Vernon District)
12. *Walgreen Co. v. County of Fairfax, Virginia, and Town of Vienna, Virginia*, Case No. CL-2014-0016557 (Fx. Co. Cir. Ct.) (Hunter Mill District)
13. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Yung C. Yung*, Case No. CL-2016-0017111 (Fx. Co. Cir. Ct.) (Braddock District)
14. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Beverly K. Lester*, Case No. CL-2016-009115 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
15. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Fairfax Court Limited Partnership and Sangria Café, Inc.*, Case No. CL-2014-0011240 (Fx. Co. Cir. Ct.) (Braddock District)
16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Jose Orellana*, Case Nos. GV16-018734 and GV16-018756 (Fx. Co. Cir. Ct.) (Braddock District)
17. *Leslie B. Johnson, Fairfax County Zoning Administrator and Elizabeth Perry, Property Maintenance Code Official for Fairfax County v. Hsing-Cheng Chen and Marina L. Chen*, Case No. CL-2016-0014720 (Fx. Co. Cir. Ct.) (Dranesville District)
18. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Maliheh S. Hajabbassi and Ali A. Hajabbassi*, Case No. CL-2016-0017518 (Fx. Co. Cir. Ct.) (Dranesville District)

19. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Milton H. Hamilton, Jr., and Courtenay B. Hamilton*, Case No. GV15-017152 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
20. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Michael F. Hughes, Jr., and Ann M. Hughes*, Case No. GV16-022708 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
21. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Michael F. Hughes, Jr., and Ann M. Hughes*, Case No. GV16-022738 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
22. *Leslie B. Johnson, Fairfax County Zoning Administrator v. John S. Walker*, Case No. GV16-026779 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
23. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Larissa Omelchenko Taran*, Case No. GV16-023308 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
24. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Larissa Omelchenko Taran*, Case No. GV16-023311 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
25. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Shaw M. Tajzai*, Case No. CL-2016-0013141 (Fx. Co. Cir. Ct.) (Lee District)
26. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Juan Carlos Aranibar Chinchilla and Rossemay Jeanneth Arnez Villarroel*, Case No. CL-2016-0006961 (Fx. Co. Cir. Ct.) (Lee District)
27. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Juan Bautista Torres, Angela del Rosario Plateros de Torres, and Noe Amilcar Torres*, Case No. CL-2016-0013761 (Fx. Co. Cir. Ct.) (Lee District)

28. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Maria E. Rivas and Jose E. Bolanos*, Case No. GV16-021956 (Fx. Co. Gen. Dist. Ct.) (Lee District)
29. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Michael L. Lewis and Sonja B. Lewis*, Case No. GV16-021912 (Fx. Co. Gen. Dist. Ct.) (Lee District)
30. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Steven P. Weber, Jan E. Weber and Karla A. Farnsworth*, Case No. GV16-026252 (Fx. Co. Gen. Dist. Ct.) (Lee District)
31. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Sherman E. Phillip*, Case No. GV16-008690 (Fx. Co. Gen. Dist. Ct.) (Lee District)
32. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Luis Escalona and Lidia Escalona*, Case Nos. GV16-021650 and GV16-021651 (Fx. Co. Gen. Dist. Ct.) (Lee District)
33. *David J. Laux and Tara K. Laux, a/k/a Tara K. Long v. James W. Patteson, Director, Fairfax County Department of Public Works and Environmental Services, and Brian J. Foley, Fairfax County Building Official*, Record No. 161808 (Va. Sup. Ct.) (Mason District)
34. *David J. Laux and Tara K. Laux a/k/a Tara K. Long v. Board of Supervisors of Fairfax County, James W. Patteson, Director, Fairfax County Department of Public Works and Environmental Services, and the Commonwealth of Virginia*, Civil Action No. 1:16-cv-1260 (E.D. Va.) (Mason District)
35. *Leslie B. Johnson, Fairfax County Zoning Administrator v. 7601 LLC*, Case No. CL-2016-0009265 (Fx. Co. Cir. Ct.) (Mason District)
36. *Mehdi Rofougaran and Tournament Drive, LLC v. Board of Supervisors of Fairfax County, Virginia*,

Case No. CL-2016-0001763, and Tournament Drive, LLC, and Mehdi Rofougaran v. Board of Supervisors of Fairfax County, Virginia, Case No. CL-2016-0006677 (Fx. Co. Cir. Ct.) (Mason District)

37. *Landmark Homeowners Association v. Board of Supervisors of Fairfax County, Virginia, Case No. CL-2016-0014580 (Fx. Co. Cir. Ct.) (Mason District)*
38. *Namaste Market v. Fairfax County (Fairfax County Board of Building Code Appeals) (Providence District)*
39. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Robert H. Pearson, Jr., Case No. CL-2015-0015903 (Fx. Co. Cir. Ct.) (Providence District)*
40. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Abdelkrim Elmouhib, Case No. CL-2009-0008424 (Fx. Co. Cir. Ct.) (Providence District)*
41. *In Re: September 14, 2016, Decision of the Fairfax County Board of Zoning Appeals; Case No. CL-2016-014111 (Fx. Co. Cir. Ct.) (Providence District)*
42. *Leslie B. Johnson, Fairfax County Zoning Administrator v. James G. Miller, Trustee of the James G. Miller Living Trust, and Atlantic Construction Fabrics, Inc., Case No. CL-2009-0002430 (Fx. Co. Cir. Ct.) (Sully District)*
43. *Board of Supervisors of Fairfax County v. Bruce & Tanya and Associates, Case No. GV16-019560 (Fx. Co. Gen. Dist. Ct.) (Braddock, Lee, Mount Vernon, and Springfield Districts)*
44. *Board of Supervisors of Fairfax County v. Bruce & Tanya and Associates, Case No. CL-2016-0016846 (Fx. Co. Cir. Ct.) (Braddock, Lee, Mount Vernon, and Springfield Districts)*

45. *Board of Supervisors of Fairfax County, Virginia v. Debbie Dogrul Associates, LLC*, Case No. CL-2016-0017436 (Fx. Co. Cir. Ct.) (Braddock, Lee, Mason, Mount Vernon, Providence, and Springfield Districts)
46. *Board of Supervisors of Fairfax County v. Cantius, Inc.*, Case No. GV16-023470 (Fx. Co. Gen. Dist. Ct.) (Dranesville, Lee, Mount Vernon, Springfield, and Sully Districts)
47. *Board of Supervisors of Fairfax County v. Hamilton's Sofa Gallery*, Case No. GV16-025193 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill, Providence, Sully, and Springfield Districts)

And in addition:

- Legal Analysis Regarding Virginia Code Section 15.2-2303.4
- Acquisition and Exchange of Real Property in the Mason District
- Claim made by Mr. Barry McCabe regarding an incident near 3001 Vaden Drive

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

At 3:37 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

48. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:37 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. Chairman Bulova seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE."

49. **AUTHORIZATION TO FILE TESTIMONY WITH THE STATE CORPORATION COMMISSION (SCC) IN THE APPLICATION OF WASHINGTON GAS LIGHT COMPANY** (3:38 p.m.)

Supervisor Gross moved that the Board authorize the filing of testimony with the SCC in the application of Washington Gas Light Company for a general increase in rates and charges and to revise the Terms and Conditions Applicable to Gas Service, Case Number PUE-2016-00001, on the terms and conditions outlined by the County Attorney in closed session. Supervisor McKay and Supervisor L. Smyth jointly seconded the motion and it carried by unanimous vote.

50. **DENIAL OF CLAIM OF MR. BARRY McCABE** (3:39 p.m.)

Supervisor Gross moved that the Board deny the claim of Mr. Barry McCabe arising from an incident that occurred on June 30, 2016, near 3001 Vaden Drive, for the reasons outlined by the County Attorney in closed session. Chairman Bulova seconded the motion and it carried by unanimous vote.

AGENDA ITEMS

51. **3 P.M. – ANNUAL MEETING OF THE COUNTY’S SOLID WASTE AUTHORITY** (3:39 p.m.)

At 3:39 p.m., the annual meeting of the Fairfax County Solid Waste Authority was called to order by Chairman Bulova in accordance with Article III, Section I of the bylaws.

Supervisor Gross moved that the Board appoint the following officers and officials to the Fairfax County Solid Waste Authority:

OFFICERS

Sharon Bulova Chairman, Fairfax County Board of Supervisors	– Chairman
Penelope A. Gross Vice-Chairman, Fairfax County Board of Supervisors	– Vice-Chairman
Catherine A. Chianese Clerk to the Fairfax County Board of Supervisors	– Secretary
Christopher Pietsch Director, Department of Finance	– Treasurer

Elizabeth Teare – Attorney
County Attorney

Edward L. Long Jr. – Executive Director
County Executive

John W. Kellas – Authority Representative
Deputy Director, Solid Waste Management
Program Operations Division,
Department of Public Works and
Environmental Services (DPWES)

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

Supervisor Gross moved approval of the minutes from the July 26, 2016, special meeting of the Fairfax County Solid Waste Authority. Chairman Bulova seconded the motion and it carried by unanimous vote.

Supervisor Gross moved approval of the financial statements for the Authority. Chairman Bulova seconded the motion and it carried by unanimous vote.

Supervisor Gross moved to adjourn the annual meeting of the Fairfax County Solid Waste Authority. Chairman Bulova seconded the motion and it carried by unanimous vote.

At 3:41 p.m., the annual meeting of the Fairfax County Solid Waste Authority was adjourned.

52. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 85-C-069-03 (CHICK-FIL-A, INCORPORATED) (SULLY DISTRICT) (3:42 p.m.)**

The application property is located at 13962 Lee Jackson Memorial Highway, Chantilly, 20151, Tax Map 34-4 ((1)) 16C.

Ms. Sheri L. Akin reaffirmed the validity of the affidavit for the record.

Carmen Bishop, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

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

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

Following a query by Supervisor K. Smith, Ms. Akin confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated November 8, 2016.

Supervisor K. Smith moved:

- Approval of Special Exception Amendment Application SEA 85-C-069-03, subject to the development conditions dated November 8, 2016.
- Modification of the loading space requirement of Section 11-200 of the Zoning Ordinance for the proposed fast-food restaurant, as conditioned.

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

53. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 84-P-114-04 (ARDEN COURTS - FAIR OAKS OF FAIRFAX VA, LLC) (SPRINGFIELD DISTRICT)**

AND

PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-P-129-04 (ARDEN COURTS - FAIR OAKS OF FAIRFAX VA, LLC) (SPRINGFIELD DISTRICT) (3:48 p.m.)

(NOTE: On November 1, 2016, the Board deferred this public hearing until January 24, 2017.)

Supervisor Herrity moved to defer the public hearing on Proffered Condition Amendment Application PCA 84-P-114-04 and Special Exception Amendment Application SEA 84-P-129-04 until **March 14, 2017, at 3:30 p.m.** Supervisor L. Smyth seconded the motion and it carried by unanimous vote.

54. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 88-L-078 (FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY) (LEE DISTRICT)** (3:49 p.m.)

(O) The application property is located west of Richmond Highway, south of Fordson Road, and north of Ladson Lane, Tax Map 101-2 ((6)) 507A.

Mr. Ahmed Rayyan reaffirmed the validity of the affidavit for the record.

Angelica Gonzalez, Planner, Zoning Evaluation Division (ZED), Department of Planning and Zoning (DPZ), gave a PowerPoint slide presentation depicting the application and site location.

Mr. Rayyan 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.

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

Following remarks by Supervisor McKay, discussion ensued, with input from William Mayland, Assistant Director, ZED, DPZ; Elizabeth Teare, County Attorney; and Mr. Rayyan, regarding the proffers.

Chairman Bulova announced that action on this item will be deferred until later in the meeting.

(NOTE: Later in the meeting, the Board took action regarding this item. See Clerk's Summary Item #66.)

55. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 94-H-009 (MACS RETAIL, LLC) (HUNTER MILL DISTRICT)** (3:59 p.m.)

The application property is located at 11515 and 11519 Leesburg Pike, Herndon, 20170, Tax Map 011-2 ((1)) 13A and 13B.

Mr. Bhoopendra Prakash reaffirmed the validity of the affidavit for the record.

Angelica Gonzalez, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Mr. Prakash 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.

Following the public hearing, Supervisor Hudgins submitted an item for the record.

Ms. Gonzalez presented the staff and Planning Commission recommendations.

Following a query by Supervisor Hudgins, Mr. Prakash confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated November 1, 2016.

Supervisor Hudgins moved:

- Approval of Special Exception Amendment Application SEA 94-H-009, subject to the development conditions dated November 1, 2016.
- Modification of the transitional screening and barrier requirement along the southern property boundary to that show on the SE Plat.

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

56. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 93-Y-059-02 (MACS RETAIL, LLC) (SULLY DISTRICT)** (4:06 p.m.)

The application property is located at 13825 and 13829 Lee Highway, Centreville, 20121, Tax Map 54-4 ((1)) 103A and 104.

Mr. Bhoopendra Prakash reaffirmed the validity of the affidavit for the record.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

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

Following the public hearing, Mr. Lynskey presented the staff and Planning Commission recommendations.

Following a query by Supervisor K. Smith, Mr. Prakash confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated November 2, 2016.

Supervisor K. Smith moved:

- Approval of Special Exception Amendment Application SEA 93-Y-059-02, subject to the development conditions dated November 2, 2016.
- Waiver of the service drive requirement along Lee Highway in favor of the existing travel aisle with a public access easement.

- Modification of the transitional screening requirement along the southern property line in favor of the landscaping shown on the SE Plat.

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

A brief discussion ensued regarding the development conditions.

DET:det

57. **4 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 92-Y-016 (MACS RETAIL, LLC) (SULLY DISTRICT) (4:12 p.m.)**

The application property is located at 2990 Centreville Road, Herndon, 20171, Tax Map 24-4 ((1)) 5A.

Mr. Bhoopendra Prakash reaffirmed the validity of the affidavit for the record.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

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

Following the public hearing, Mr. Lynskey presented the staff and Planning Commission recommendations.

Following a query by Supervisor K. Smith, Mr. Prakash confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated November 2, 2016.

Supervisor K. Smith moved approval of Special Exception Amendment Application SEA 92-Y-016, subject to the development conditions dated November 2, 2016. Supervisor Gross seconded the motion and it carried by unanimous vote.

58. **4 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 92-Y-030-02 (CRS OIL, INCORPORATED T/A CENTREVILLE SHELL) (SULLY DISTRICT) (4:17 p.m.)**

The application property is located at 5501 Union Mill Road, Centreville, 20121, Tax Map 55-3 ((3)) 39.

Mr. Bhoopendra Prakash reaffirmed the validity of the affidavit for the record.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Mr. Prakash 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.

Following the public hearing, Mr. Lynskey presented the staff and Planning Commission recommendations.

Following a query by Supervisor K. Smith, Mr. Prakash confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated November 2, 2016.

Supervisor K. Smith moved:

- Approval of Special Exception Amendment Application SEA 92-Y-030-02, subject to the development conditions dated November 2, 2016.
- Modification of the transitional screening and barrier requirements for the site in favor of the landscaping shown on the SE Plat.

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

59. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 109.1 (SOLID WASTE MANAGEMENT)** (4:22 p.m.)

(NOTE: Earlier in the meeting, this item was discussed. See Clerk's Summary Item #5.)

Supervisor Gross moved to indefinitely defer the public hearing on proposed amendments to the Code of the County of Fairfax, Chapter 109.1 (Solid Waste Management), as outlined, and remand the issue to the Environment Committee for additional discussion. Supervisor Herrity seconded the motion and it carried by unanimous vote.

60. **4 P.M. – PH ON PROPOSED PLAN AMENDMENT 2016-I-B1, LOCATED ON SEMINARY ROAD, SOUTH OF THE COLUMBIA AND LEESBURG PIKE (ROUTE 7) INTERCHANGE (MASON DISTRICT)** (4:23 p.m.)

David Stinson, Planner II, Planning Division, Department of Planning and Zoning, presented the staff report.

Following the public hearing, which included testimony by two speakers, Mr. Stinson presented the staff and Planning Commission (PC) recommendations.

Supervisor Gross, noting that while this had been a long and convoluted process it is an ideal location for a community shelter, presented a brief background on the Plan Amendment then moved approval of the PC recommendation for Plan Amendment 2016-I-B1, as referenced in the PC verbatim and found in the PC alternative plan language dated December 1, 2016. Supervisor Herrity and Supervisor Hudgins jointly seconded the motion.

Discussion ensued concerning:

- Recognition that the shelter relocation process was long and circuitous resulting in an ideal location in terms of proximity to public transportation, employments, and County services
- Staff efforts, especially those of Deputy County Executive Robert Stalzer
- Plans for this shelter viewed as a “model” for future shelters in terms of supportive services to be provided

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

61. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX M (COMMUNITY PARKING DISTRICTS), TO ESTABLISH THE HILLTOP COMMUNITY PARKING DISTRICT (CPD) (PROVIDENCE 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 January 6 and January 13, 2017.

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

Following the public hearing, which included testimony by one speaker, Ms. Padilla presented the staff recommendation.

Supervisor L. Smyth moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix M, establishing the Hilltop CPD, in accordance with current CPD restrictions. The established District includes:

- Grovemore Lane (Route 6662), from Hilltop Road to the cul-de-sac end

- Hilltop Road (Route 744), from the western property line of parcel 49-1((27))-A to the eastern property line of parcel 49-1((18))-A2, north side only

Supervisor Foust and Supervisor Herrity jointly seconded the motion and it carried by a vote of eight, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE.” Supervisor Cook and Supervisor Hudgins being out of the room.

62. **4 P.M. – PH ON PROPOSED PLAN AMENDMENT 2015-III-FC1, GENERALLY LOCATED BETWEEN WEST OX ROAD AND STRINGFELLOW ROAD, NORTH OF INTERSTATE-66 (SPRINGFIELD DISTRICT)** (4:47 p.m.)

Kenneth Sorenson, Planner II, Policy and Plan Development Branch, Planning Division, Department of Planning and Zoning, presented the staff report.

Following the public hearing, which included testimony by one speaker, Mr. Sorenson presented the staff and Planning Commission (PC) recommendations.

Supervisor Herrity, noting the primary goal of the Plan Amendment is to provide flexibility in the development of the area and bolster the viability of the Fair Lakes area, moved approval of the PC recommendation for Plan Amendment 2015-III-FC1 to modify the guidance for Subunit E1 of the Fairfax Center Area as shown in Attachments I and II of the Board Agenda Item. Supervisor K. Smith seconded the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor L. Smyth being out of the room.

63. **4:30 P.M. – PH TO LEASE COUNTY-OWNED PROPERTY AT 8350 RICHMOND HIGHWAY TO T-MOBILE NORTHEAST LLC (LEE DISTRICT)** (4:55 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of January 6 and January 13, 2017.

Michael Lambert, Assistant Director, Facilities Management, presented the staff report.

Following the public hearing, Mr. Lambert presented the staff recommendation.

Supervisor McKay moved that the Board authorize staff to lease County owned property at 8350 Richmond Highway to T-Mobile Northeast LLC for the installation of telecommunications equipment for public use on the roof of the

South County Center. Supervisor Foust seconded the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor L. Smyth being out of the room.

64. **4:30 P.M. – PH ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), TO ADD A NEW SECTION 82-2-8, AUTHORIZING THE FAIRFAX COUNTY SCHOOL BOARD TO INSTALL AND OPERATE A VIDEO MONITORING SYSTEM TO ENFORCE THE LAW AGAINST PASSING STOPPED SCHOOL BUSES** (4:59 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 January 6 and January 13, 2017.

Lieutenant Andrew Wehrle, School Liaison Commander, the Fairfax County Police Department, presented the staff report.

Following the public hearing, Lieutenant Wehrle presented staff recommendations.

Supervisor Foust moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), adding a new Section 82-2-8, authorizing the Fairfax County School Board to install and operate a video monitoring system to enforce the law against passing stopped school buses. Supervisor McKay and Supervisor K. Smith jointly seconded the motion.

Supervisor McKay, noting that the School Board requested that the Board adopt the Ordinance before it took action, asked unanimous consent that the Board direct staff to send a communication to the School Board informing it of the Board's action. Without objection, it was so ordered.

Supervisor K. Smith asked unanimous consent that the Board direct staff to also send a communication to Fairfax County Public Schools' Interim Superintendent, Steven Lockard, noting that the school year will begin in August which will give the Schools the opportunity to have something in place for the new school year. Without objection, it was so ordered.

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

65. **4:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 95-Y-016-05 (LIDL US OPERATIONS, LLC) (SULLY DISTRICT)**

AND

PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 95-Y-024-05 (LIDL US OPERATIONS, LLC) (SULLY DISTRICT)
(5:04 p.m.)

The application property is located on the southeast corner of the intersection of Lee Road with Chantilly Crossing Lane, Tax Map 34-4 ((13)) 3.

Mr. Matthew J. Allman reaffirmed the validity of the affidavit for the record.

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

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

Following the public hearing, Mr. Gorney presented the staff and Planning Commission (PC) recommendations.

Supervisor K. Smith moved approval of:

- Proffered Condition Amendment Application PCA 95-Y-016-05, subject to the proffers dated January 19, 2017.
- Special Exception Amendment Application SEA 95-Y-024-05.

Supervisor Herrity seconded the motion.

Supervisor K. Smith identified a number of PC concerns that had been addressed.

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

66. **3:30 P.M. – PROFFERED CONDITION AMENDMENT APPLICATION PCA 88-L-078 (FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY) (LEE DISTRICT)** (5:15 p.m.)

(NOTE: Earlier in the meeting, the Board held a public hearing regarding this item and deferred decision until later in the meeting. See Clerk's Summary Item #54.)

Chairman Bulova stated that, earlier today, the Board conducted the public hearing on Proffered Condition Amendment Application PCA 88-L-078. The applicant confirmed agreement with the conditions but the Board did not have a copy of the signed proffers.

Supervisor McKay noted that a draft copy of the proffers dated December 27, 2016, were included in Appendix 1 of the Board Agenda Item but were not signed.

Supervisor McKay moved approval of a Parking Reduction, Request Number 7163-PKS-003-1, for an overall 3.8 percent reduction (12 fewer spaces) of the required parking for Murraygate Village Apartments, pursuant to Paragraph 5.B of Section 11-102 of the Zoning Ordinance, based on the site's walking distance to a bus stop for the Richmond Highway Express bus service, subject to the conditions recommended by staff in the memorandum from Land Development Services dated December 16, 2016, as contained in Appendix 4 of the staff report. Supervisor Foust and Chairman Bulova jointly seconded the motion and it carried by a vote of nine, Supervisor L. Smyth being out of the room.

Supervisor McKay moved approval of Proffered Condition Amendment Application PCA 88-L-078, subject to the proffers dated December 27, 2016. Supervisor K. Smith seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor Storck, and Chairman Bulova voting "AYE," Supervisor L. Smyth being out of the room.

67. **4:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 95-Y-016-06 (COSTCO WHOLESALE CORPORATION) (SULLY DISTRICT)**

AND

PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 95-Y-024-06 (COSTCO WHOLESALE CORPORATION) (SULLY DISTRICT) (5:18 p.m.)

The application property is located on the southwest quadrant of Sully Road and Lee Jackson Memorial Highway, Tax Map 34-3 ((1)) 41 B.

Mr. David R. Gill reaffirmed the validity of the affidavit for the record.

Joe Gorney, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

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

Following the public hearing, Mr. Gorney presented the staff and Planning Commission recommendations.

Following a query by Supervisor K. Smith, Mr. Gill confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated September 7, 2016.

Supervisor K. Smith moved approval of:

- Proffered Condition Amendment Application PCA 95-Y-016-06, subject to the proffers dated January 13, 2017.
- Special Exception Amendment Application SEA 95-Y-024-06, subject to the development conditions dated September 7, 2016.

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

68. **5 P.M. – PH ON REZONING APPLICATION RZ 2015-DR-009 (GULICK GROUP, INCORPORATED) (DRANESVILLE DISTRICT) (5:27 p.m.)**

- (O) The application property is located south of the terminus of Challendon Road, Tax Map 12-4 ((30)) A (formerly known as Tax Map 12-4 ((30)) Z).

Mr. Gregory A. Riegle reaffirmed the validity of the affidavit for the record.

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

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

Following the public hearing, which included testimony by four speakers, Mr. Riegle presented rebuttal.

Mr. Katai presented the staff and Planning Commission recommendations.

Supervisor Foust submitted, and commented on, items for the record.

Supervisor Foust moved:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2015-DR-009, from the R-A District to the R-1 District, subject to the proffers dated December 20, 2016.
- Waiver of Section 2-0103.2, of the Public Facilities Manual, to allow pipe-stem lots to represent more than 20 percent of the total number of lots within a subdivision.

Supervisor Herrity seconded the motion.

Following Supervisor Foust's comments regarding community concerns, Supervisor Gross raised a question concerning alternative septic field systems, with input from Mr. Katai.

The question was called on the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE."

69. **5 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 74-7-047-02/CONCEPTUAL DEVELOPMENT PLAN AMENDMENT APPLICATION CDDPA 74-7-047-02 (INOVA HEALTH CARE SERVICES) (PROVIDENCE DISTRICT) (6:03 p.m.)**

(O) The application property is located on the east and north side of Gallows Road, south of Arlington Boulevard and west of the Capital Beltway, Tax Map 49-4 ((01)) 57.

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

Supervisor Cook disclosed that he is a trustee on the Inova Health Care Services Board and recused himself from the public hearing.

Supervisor Gross disclosed that she is a trustee on the Inova Health System Foundation Board and recused herself from the public hearing.

Supervisor Foust disclosed that:

- He and his spouse attended the Inova Health System Foundation's 2016 Inova Summit dinner with complimentary tickets having a face value in excess of \$100 each

William O'Donnell, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

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

Following the public hearing, Mr. O'Donnell presented the staff and Planning Commission (PC) recommendations.

Supervisor L. Smyth moved:

- Approval of Proffered Condition Amendment Application PCA 74-7-047-02 and the Conceptual Development Plan Amendment (CDPA), subject to the proffers dated November 21, 2016.
- Approval of the list of modifications and waivers dated January 24, 2017, as distributed, and further discussed in the staff report. The list will be made a part of the record as follows:
 - Modification of the transitional screening and barrier requirements to the west and southeast in favor of the existing vegetation shown on the CDPA/Final Development Plan Amendment (CDPA/FDPA).
 - Modification of the major paved trail requirement along Gallows Road and a portion of I-495 in favor of the trails shown on the CDPA/FDPA.
 - Modification of the loading space requirement for office uses to permit the eight existing loading spaces to remain.
 - Modification of the Merrifield Streetscape recommendations along Gallows Road in favor of the streetscape shown on the CDPA/FDPA.

Supervisor Herrity seconded the motion and it carried by a vote of eight, Supervisor Foust, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE," Supervisor Cook and Supervisor Gross being recused.

(NOTE: On December 8, 2016, the PC approved Final Development Plan Amendment FDPA 74-7-047-02-01, subject to the development conditions dated November 23, 2016. The PC also approved Comprehensive Sign Plan CSP 74-7-047-02, subject to the development conditions dated November 23, 2016.)

70. **BOARD ADJOURNMENT** (6:14 p.m.)

The Board adjourned.

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