



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
JUNE 20, 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, June 20, 2017, at 9:31 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 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. Storek, Mount Vernon District

Supervisor Patrick S. Herrity, Springfield District, arrived at 1:43 p.m.

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; Ekua Brew-Ewool, Kecia Kendall, and Dianne E. Tomasek, Administrative Assistants, Office of the Clerk to the Board of Supervisors.

BOARD MATTER1. **MOMENT OF SILENCE** (9:44 a.m.)

Supervisor Cook asked everyone to keep in thoughts the family of Ms. Anne Higginbotham, who died recently. She was a longtime Kings Park West resident who was very active in the community. She was a Sub-School administrator for almost 20 years who was well loved and respected in the Kings Park West community.

Supervisor Cook asked everyone to keep in thoughts the family of Mr. Vincent Picciano, who died recently. He had been the Director of Juvenile Court Services for the County for over 35 years. He oversaw the planning and construction of three juvenile facilities as well as the renovation of the old County courthouse. Mr. Picciano was involved in establishing Court Appointed Special Counsel (CASA) and served on its board as president. He was also chairman of Phase 1 and Phase 2 of the Fairfax Forward Initiative. Most recently he served as Supervisor Cook's nominee on Chairman Bulova's Community Council on Land Use Engagement. Supervisor Cook noted that it is a big loss to the community that he contributed to greatly.

Supervisor Foust asked everyone to keep in thoughts the family of Ms. Nabra Hassanen, who died tragically. She was a student at South Lakes High School and a member of the All Dulles Area Muslim Society in Sterling, Virginia. Supervisor Hudgins added that she was a resident of Reston and participated in many community activities. She was part of a leadership team at Cornerstones and an up and coming young lady.

Supervisor McKay asked everyone to keep in thoughts the family of Ms. Norma Hoffman, who died recently. He stated, "Lee District and Southeast Fairfax County has lost a legend." She was most notably known in the County for her efforts to protect and preserve Huntley Meadows, both the park and the historic Huntley mansion. Supervisor McKay relayed a story of how she assembled a team of over 600 professionals to fight the Board for 15 years to stop a four lane highway from being run through Huntley Meadows Park. She co-founded the Friends of Historic Huntley, which drove the preservation of the former mansion of George Mason's grandson in the Lee District and is now on the National Register of Historic places. Huntley Meadows Park is a most cherished environmental piece of the County, which is an environmental oasis.

AGENDA ITEMS

2. **REPORT AND RESOLUTION TO RECOGNIZE THE ONE HUNDRETH ANNIVERSARY OF THE FAIRFAX COUNTY HEALTH DEPARTMENT**
(9:45 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved approval of the Resolution to recognize the one hundredth anniversary of the County Health Department. Supervisor McKay seconded the motion and it carried by a vote of nine, Supervisor Herrity not yet having arrived.

Dr. Gloria Addo-Ayensu, M.D. presented a video which provided a brief history of the County Health Department.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

3. **CERTIFICATE OF RECOGNITION PRESENTED TO THE McNAIR ELEMENTARY SCHOOL CHESS TEAMS (HUNTER MILL DISTRICT)**
(9:58 a.m.)

Supervisor Hudgins moved approval of the Certificate of Recognition presented to the McNair Elementary School Chess team for its accomplishments. Supervisor Foust and Supervisor McKay jointly seconded the motion and it carried by a vote of eight, Supervisor L. Smyth being out of the room, Supervisor Herrity not yet having arrived.

4. **RESOLUTION TO CONGRATULATE THE SOUTH COUNTY HIGH SCHOOL INDOOR DRUMLINE (MOUNT VERNON DISTRICT)**
(10:11 a.m.)

Supervisor Storck moved approval of the Resolution presented to the South County High School Indoor Drumline for placing highest of the Virginia schools in the Winter Guard International World Championships Scholastic Open Class competition. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Herrity being absent.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO THE HIGHLANDER STAFF McLEAN HIGH SCHOOL (DRANESVILLE DISTRICT)** (10:18 a.m.)

Supervisor Foust moved approval of the Certificate of Recognition presented to the McLean High School newsmagazine staff for winning a Gold Crown at the Columbia Scholastic Press Association journalism convention at Columbia University. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Herrity not yet having arrived.

6. **CERTIFICATE OF RECOGNITION PRESENTED TO THE CHANTILLY HIGH SCHOOL THEATER PROGRAM (SULLY DISTRICT)** (10:24 a.m.)

Jointly with Supervisor Herrity, Supervisor K. Smith moved approval of the Certificate of Recognition presented to the Chantilly High School Theater program for winning the Virginia High School League one-act play competition. Supervisor L. Smyth seconded the motion and it carried by a vote of eight, Supervisor L. Smyth being out of the room, Supervisor Herrity not yet having arrived.

7. **CERTIFICATE OF RECOGNITION PRESENTED TO THE W.T. WOODSON HIGH SCHOOL BOYS BASKETBALL TEAM (BRADDOCK DISTRICT)** (10:30 a.m.)

Supervisor Cook moved approval of the Certificate of Recognition presented to the W.T. Woodson High School Boys Basketball Team for winning the Virginia High School League 6A State Championship. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Herrity not yet having arrived.

8. **PRESENTATION OF THE A. HEATH ONTHANK AWARDS** (10:40 a.m.)

(BACs) The Honorable Rosemarie Annunziata, Chairman of the Civil Service Commission, gave a brief presentation regarding the history of the A. Heath Onthank Awards, the highest honor the County bestows on its employees.

Michael Coyle, Chairman, A. Heath Onthank Award Selection Committee, noted the committee members, as follows:

- Clifford Fields, At-Large
- Joseph Blackwell, Jr., Lee District
- Ronald Copeland, Hunter Mill District
- Eileen Garnett, Mason District
- Jane Gwinn, Braddock District
- Ernestine Heastie, Providence District
- Philip Rosenthal, Springfield District
- Kerrie Wilson, Dranesville District

Catherine Spage, Director, Department of Human Resources, announced the A. Heath Onthank Award recipients, while Ms. Annunziata, Mr. Coyle, Chairman

Bulova, and Edward L. Long Jr., County Executive, presented the awards to the following:

- Gloria Addo-Ayensu, MD – Health Department
- Daniel Christopher Brooks – the Department of Public Works and Environmental Services (DPWES)
- James W. Patteson – DPWES

9. **PRESENTATION OF THE FINAL REPORT FROM THE COMMUNITY COUNCIL ON LAND USE ENGAGEMENT** (10:59 a.m.)

Chairman Bulova invited Walter Alcorn, Spokesperson and Council Chair, to the podium and asked members of the Community Council on Land Use Engagement to join him.

Mr. Alcorn asked the attending members to introduce themselves.

- Al Frances, Sully District
- Jeffrey Longo, Mason District
- Michael DeLoose, Springfield District
- Scott Adams, McGuirreWoods (Land Use Attorney/Planner)
- Annmarie Swope, Hunter Mill District
- Mark O’Meara, Braddock District
- Fran Wallingford, Providence District

Mr. Alcorn presented the final report from the Community Council on Land Use Engagement. He thanked the Board for the opportunity to provide recommendations on a number of land use engagement issues and noted the council was formed specifically to make recommendations on community engagement. He presented a brief PowerPoint presentation noting the findings from the committee. The main recommendations are focused around the following areas:

- Communication
- Engagement
- Education

Chairman Bulova thanked the members of council for their work in formulating their recommendations.

Discussion ensued regarding:

- Efforts to use technology to allow citizens to testify remotely in land use matters and participate with their government better
- Ways to get information to civic associations and homeowners associations and make opportunities available to citizens
- The need to keep contact information current
- The need to use “plain” language
- The cost implications on staffing and technology enhancements
- The importance of two-way communication and not just the County “pushing out” information to the public
- The opportunity to overlay the recommendations of the recently completed study by the Urban Land Institute

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

- Acceptance of the final report of the Community Council on Land Use Engagement
- Refer the report to staff to develop a work plan for implementing or addressing the recommendations and where necessary, the Board will be able to shape the implementation either through action at this dais or through the Board’s Development Process Committee

Supervisor Foust seconded the motion.

Following discussion, regarding the motion and with input from Supervisor Cook, Chairman Bulova clarified the motion.

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

Vice-Chairman Gross returned the gavel to Chairman Bulova.

EBE:ebe

10. **10:50 A.M. – APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS (BACs)** (11:32 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 June 20, 2017.” Supervisor McKay seconded the motion and it carried by a vote of nine, Supervisor Herrity not yet having arrived.

The full list of Appointments is as follows:

A HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE

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

ADVISORY SOCIAL SERVICES BOARD

Appointment of:

- Ms. Alison C. Balzer as the Dranesville District Representative
- Ms. Alisha Keirstead as the Mount Vernon District Representative

AFFORDABLE DWELLING UNIT ADVISORY BOARD

Reappointment of:

- Mr. Richard Rose as the Builder (Multi-Family) Representative

The Board deferred the appointment of the Engineer/Architect/Planner #2 and the Lending Institution Representatives.

AIRPORTS ADVISORY COMMITTEE

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

ANIMAL SERVICES ADVISORY COMMISSION

The Board deferred the appointment of the Mason District Representative.

ARCHITECTURAL REVIEW BOARD

The Board deferred the appointment of the Attorney Representative.

ATHLETIC COUNCIL

Reappointment of:

- Mr. James R. Elder as the Hunter Mill District Principal Representative
- Mr. Harold Leff as the Hunter Mill District Alternate Representative

Appointment of:

- Mr. Paul J. Dean as the Mount Vernon District Alternate Representative

The Board deferred the appointment of the Mason District Alternate Representative.

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE

Reappointment of:

- Mr. Ken Balbuena at the At-Large Chairman's Representative
- Ms. Barbara Glakas as the Dranesville District Representative
- Ms. Therese Martin as the Hunter Mill District Representative
- Ms. Linda J. Waller as the Lee District Representative

The Board deferred the appointment of the Braddock, Mason, Mount Vernon, Providence, Springfield, and Sully District Representatives.

BOARD OF BUILDING AND FIRE PREVENTION CODE OF APPEALS

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

CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE

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

CHILD CARE ADVISORY COUNCIL

Appointment of:

- Mr. Scott Stroh as the Mount Vernon District Representative

Reappointment of:

- Ms. Gita D'Souza Kumar as the Sully District Representative

The Board deferred the appointment of the Springfield District Representative.

COMMISSION ON AGING

The Board deferred the appointment of the Springfield District Representative.

COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION

Appointment of:

- Ms. Kathleen T. Jones as the At-Large Representative

Reappointment of:

- Rabbi Rosalind Gold as the Religious Community Representative

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

COMMUNITY ACTION ADVISORY BOARD (CAAB)

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

ECONOMIC DEVELOPMENT AUTHORITY (EDA)

Reappointment of:

- Ms. Catherine Lange as the At-Large #7 Citizen Representative

The Board deferred the appointment of the At-Large #5 Citizen Representative.

ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC)

Confirmation of:

- Ms. Anna Nguyen as the Student Representative

FAIRFAX AREA DISABILITY SERVICES BOARD

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

FAIRFAX COUNTY CONVENTION AND VISITORS CORPORATION BOARD OF DIRECTORS

Reappointment of:

- Ms. Marion Meyers as the Hunter Mill District Representative

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

FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD

Reappointment of:

- Mr. Gary Ambrose as the At-Large #3 Representative
- Mr. Willard K. Garnes as the At-Large #4 Representative

Appointment of:

- Ms. Jennifer Adeli as the Dranesville District Representative

(Nominations announced on May 16, 2017)

Confirmation of:

- Captain Bassilio “Sonny” Cachuela as the Sheriff’s Office Representative

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

HEALTH CARE ADVISORY BOARD

Reappointment of:

- Ms. Rose C. Chu as the Mason District Representative
- Ms. Francine Jupiter as the Mount Vernon District Representative

The Board deferred the appointment of the Dranesville District Representative.

HEALTH SYSTEMS AGENCY BOARD

Appointment of:

- Ms. Jacqueline Hixson as the Consumer #2 Representative

Reappointment of:

- Ms. Birgit M. Retson as the Consumer #6 Representative

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

HISTORY COMMISSION

The Board deferred the appointment of the Historian #1 Representative.

HUMAN SERVICES COUNCIL

Appointment of:

- Ms. Emily B. Donaldson as the Mount Vernon District #1 Representative

JUVENILE AND DOMESTIC RELATIONS COURT CITIZENS ADVISORY COUNCIL

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

NORTHERN VIRGINIA COMMUNITY COLLEGE BOARD

Reappointment of:

- Mr. Todd W. Rowley as the Fairfax County #3 Representative

OVERSIGHT COMMITTEE ON DISTRACTED AND IMPAIRED DRIVING

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

REDEVELOPMENT AND HOUSING AUTHORITY

The Board deferred the appointment of the At-Large #2 Representative.

RESTON TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD

The Board deferred the appointment of the Dranesville District, Hunter Mill District #1 and #2, Residential Owners and HOA/Civic Association #1, #2, and #3, Apartment or Rental Owner Association, Commercial or Retail Ownership #1, #2 and #3 Representatives, Reston Chamber of Commerce Lessees of Non-Residential Space Representative, Reston Association Representative, Reston Town Center Association Representative, and Homeowner Member from Reston Town Center Association Representative.

ROAD VIEWERS BOARD

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

SMALL BUSINESS COMMISSION

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

SOUTHGATE COMMUNITY CENTER ADVISORY COUNCIL

The Board deferred the appointment of the Fairfax County #6 and #8 Representatives.

TENANT LANDLORD COMMISSION

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

TYSONS TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD

The Board deferred the appointment of the Commercial or Retail Ownership #2 and the Providence District #2 Representatives.

WATER AUTHORITY

Reappointment of:

- Mr. Harry F. Day as the Mason District Representative
- Mr. Joseph Cammarata as the Mount Vernon District Representative

The Board deferred the appointment of the Springfield District Representative.

WETLANDS BOARD

The Board deferred the appointment of the Alternate #1 Representative.

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11. **ADMINISTRATIVE ITEMS** (11:33 a.m.)

Supervisor Gross moved approval of the Administrative Items. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE," Supervisor Herrity not yet having arrived.

ADMIN 1 - AUTHORIZATION FOR THE FAIRFAX COUNTY FIRE AND RESCUE DEPARTMENT (FRD) TO APPLY FOR GRANT FUNDING FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR THE PORT SECURITY GRANT PROGRAM (PSGP)

Authorized FRD to apply for grant funding from the Department of Homeland Security, Port Security Grant Program. Funding in the amount of \$1,500,000, including \$375,000 in Local Cash Match, will be used to purchase a Chemical, Biological, Radiological, Nuclear, and Explosives/Improvised Explosive Device All-Hazard Rapid Response Vessel for the Marine Operations Team to augment homeland security, law enforcement, and public safety capabilities. There are no positions associated with this grant.

ADMIN 2 - APPOINTMENT OF MEMBERS TO THE FAIRFAX-FALLS CHURCH COMMUNITY POLICY AND MANAGEMENT TEAM (CPMT)

Authorized the appointment of:

- Ms. Deborah Evans of For Children's Sake, as a Provider Representative to the CPMT, for a term to expire on June 30, 2019

- Re-appointment of Mr. Rick Leichtweis of INOVA Kellar Center in Fairfax, as a Provider Representative to the CPMT, for a term to expire on June 30, 2018
- Ms. Katherine Caffrey, as a Parent Representative to the CPMT, for a term to expire on June 30, 2019

ADMIN 3 - STREET INTO THE SECONDARY SYSTEM (MOUNT VERNON DISTRICT)

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

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Spring Hill Senior Campus Phase 1 (Fairfax County BOS)	Mount Vernon	White Spruce Way

ADMIN 4 - EXTENSION OF REVIEW PERIOD FOR A 2232 APPLICATION (PROVIDENCE DISTRICT)

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

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
2232A-P14-4-1	Dominion Virginia Power 7701 Shreve Road Falls Church, VA Providence District	Accepted May 8, 2017 Extend to January 7, 2018

ADMIN 5 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON AN AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 126 (NOVA ARTS AND CULTURAL DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 17, 2017, at 4 p.m.**, regarding the proposed ordinance amending the County Code and establishing the NOVA Arts and Cultural District, a draft of which is set forth in Attachment 1 of the Board Agenda Item.

12. **A-1 - APPROVAL OF THE NORTHERN VIRGINIA ACTIVE VIOLENCE INCIDENT PLAN (2016) ADDENDUM TO THE NORTHERN VIRGINIA LAW ENFORCEMENT MUTUAL AID AGREEMENT OF 2013** (11:33 a.m.)

On motion of Supervisor Cook, seconded by Supervisor Gross, and carried by a vote of nine, Supervisor Herrity not having yet arrived, the Board concurred in the

recommendation of staff and authorized the signing of the Northern Virginia Active Violence Incident Plan (2016) Addendum to the Northern Virginia Law Enforcement Mutual Aid Agreement of 2013.

13. **A-2 – APPROVAL OF THE HEAD START/EARLY HEAD START POLICY COUNCIL BYLAWS, SELF-ASSESSMENT REPORT AND MEMORANDUM OF UNDERSTANDING BETWEEN THE POLICY COUNCIL AND THE BOARD OF SUPERVISORS** (11:34 a.m.)

On motion of Supervisor Hudgins, seconded by Supervisor Gross, and carried by a vote of nine, Supervisor Herrity not having yet arrived, the Board concurred in the recommendation of staff and approved the Head Start/Early Head Start Policy Council Bylaws, Self-Assessment Report and Memorandum of Understanding between the Policy Council and the Board of Supervisors.

14. **A-3 - ADOPTION OF THE BOARD OF SUPERVISORS ENVIRONMENTAL VISION** (11:35 a.m.)

Following comments, Supervisor Gross moved that the Board concur in the recommendation of staff and adopt the updated Board of Supervisors Environmental Vision, which is provided in Attachment 1 of the Board Agenda Item. Supervisor McKay seconded the motion.

Discussion ensued, with input from Kambiz Agazi, Environmental Coordinator, as follows:

- The updated environmental Vision builds on the successes from the original vision
- The vision isn't a specific action plan; but it guides the County's environmental sustainability initiatives and programs
- The addition of climate change and energy
- The need for a stronger commitment to increasing recycling rates
- Significant feedback on the updated vision through an online survey or attending three public meetings

Supervisor McKay asked unanimous consent that the Board direct staff to update the Environmental Vision more frequently and include an action plan to increase recycling in every school in the County. Without objection, it was so ordered.

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

Chairman Bulova announced that she will be hosting an Environmental Showcase on Saturday, July 22, 2017, from 8:30 a.m. until noon at the Government Center and invited Board Members and everyone to attend.

ADDITIONAL BOARD MATTER

15. **ABSENCE OF SUPERVISOR HERRITY (SPRINGFIELD DISTRICT)**
(12:02 p.m.)

Chairman Bulova announced that Supervisor Herrity is attending the West Springfield High School graduation ceremony and will be joining the Board later in the meeting.

AGENDA ITEMS

16. **A-4 - APPROVAL OF THE CONSOLIDATED COMMUNITY FUNDING ADVISORY COMMITTEE RECOMMENDATIONS FOR THE FY 2019 AND FY 2020 FUNDING PRIORITIES FOR THE CONSOLIDATED COMMUNITY FUNDING POOL (CCFP)** (12:02 p.m.)

Supervisor Hudgins moved that the Board concur in the recommendation of staff and approve the Fiscal Year (FY) 2019 and FY 2020 Funding Priorities for the Consolidated Community Funding Pool (CCFP) as recommended by the Consolidated Community Funding Advisory Committee (CCFAC). Supervisor Gross seconded the motion.

Discussion ensued, with input from Karla Bruce, Deputy Director, Neighborhood and Community Services, and Lee Ann Pender, Acting Director, Department of Administration for Human Services, regarding the process used to determine the new priorities, the approval process and criteria for selecting the priorities, the funding available for the CCFP, role of community-based non-profits in the process, and the need to ensure equity across the County.

Following discussion, Edward L. Long Jr., County Executive, noted that recommendations will be presented to the Board for consideration as part of Carryover.

The question was called on the motion and it **CARRIED** by a recorded vote of seven, Supervisor Foust, Supervisor Gross, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, and Chairman Bulova voting "AYE," Supervisor Cook and Supervisor Storck voting "NAY," Supervisor Herrity not yet having arrived.

17. **A-5 - APPROVAL OF THE CONSUMER PROTECTION COMMISSION RECOMMENDATION ON THE NUMBER OF TAXICAB CERTIFICATES TO BE AUTHORIZED IN 2017** (12:44 p.m.)

On motion of Supervisor Gross, seconded by Supervisor L. Smyth, and carried by a vote of eight, Supervisor McKay being out of the room, Supervisor Herrity not yet having arrived, the Board concurred in the recommendation of staff and authorized no new taxicab certificates in 2017.

18. **A-6 - APPROVAL OF THE 2017 ZONING ORDINANCE AMENDMENT WORK PROGRAM** (12:4 p.m.)

On motion of Supervisor K. Smith, seconded by Supervisor Foust, and carried by a vote of eight, Supervisor McKay being out of the room, Supervisor Herrity not yet having arrived, the Board concurred in the recommendation of staff and approved the 2017 Zoning Ordinance Amendment Work Program.

19. **A-7 - APPROVAL OF CHANGES TO THE FAIRFAX COUNTY PURCHASING RESOLUTION** (12:46 p.m.)

(R) On motion of Supervisor Gross, seconded by Supervisor L. Smyth, and **CARRIED** by a recorded vote of seven, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Hudgins, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE," Supervisor McKay and Supervisor K. Smith being out of the room, Supervisor Herrity not yet having arrived, the Board concurred in the recommendation of staff and approved the changes outlined in the Board Agenda Item to the Fairfax County Purchasing Resolution, to become effective on July 1, 2017.

20. **A-8 - APPROVAL OF THE DEPARTMENT OF TRANSPORTATION'S (FCDOT) FARE EQUITY ANALYSIS FOR FAIRFAX CONNECTOR FARE INCREASE** (12:46 p.m.)

On motion of Supervisor Foust, seconded by Supervisor L. Smyth, and carried by a vote of seven, Supervisor McKay and Supervisor K. Smith being out of the room, Supervisor Herrity not yet having arrived, the Board concurred in the recommendation of staff and approved FCDOT's Fare Equity Analysis for the proposed Fiscal Year (FY) 2018 Fairfax Connector fare increase which resulted in no disparate impacts on minority populations or disproportionate burdens on low-income populations (Attachment I – Fairfax Connector Title VI Fare Equity Analysis For June 2017 Fare Changes).

21. **A-9 - APPROVAL OF A ONE-YEAR EXTENSION TO THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY'S (WMATA) CAPITAL FUNDING AGREEMENT (CFA) FOR FISCAL YEAR (FY) 2018** (12:47 p.m.)

Tom Biesiadny, Director, Department of Transportation, described the action being requested.

Discussion ensued, with input from Mr. Biesiadny, regarding the issuance of bonds, the County's bond rating, and payment of debt service on the bonds.

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

- Approve, in substantially the form of Attachment III to the Board Agenda Item, the amendment to the current CFA, which extends the agreement through FY 2018
- Authorize the County Executive to sign the Amendment to the CFA

Chairman Bulova seconded the motion.

Following discussion, Supervisor Storck asked unanimous consent that the Board direct staff to provide information to the Board on the cost differential between the County's and WMATA's debt service costs, over the lifetime of the bonds. Without objection, it was so ordered

The question was called on the motion and it carried by a vote of eight, Supervisor McKay being out of the room, Supervisor Herrity not yet having arrived.

22. **A-10 - ENDORSEMENT OF DESIGN PLANS FOR THE SCOTTS RUN TRAIL (PROVIDENCE DISTRICT)** (12:53 p.m.)

On motion of Supervisor L. Smyth, seconded by Supervisor Foust, and carried by a vote of eight, Supervisor Cook being out of the room, Supervisor Herrity not yet having arrived, the Board concurred in the recommendation of staff and endorsed the design plans for the Scotts Run Trail, including pedestrian scale lighting and two bridges, generally as presented at the November 15, 2016, public hearing, and authorized the director of the County Department of Transportation to transmit the Board's endorsement to the Virginia Department of Transportation (VDOT).

23. **C-1 – REVISION TO THE BYLAWS OF THE FAIRFAX-FALLS CHURCH COMMUNITY POLICY AND MANAGEMENT TEAM (CPMT)**
(12:54 p.m.)

(BACs) The Board next considered an item contained in the Board Agenda regarding the CPMT recommended revision of the bylaws to increase its parent representation to allow for greater family input in policy making and leadership by expanding the membership to a total of five parent representative positions, and that the process to select new parent representatives include at least one parent member on the nominating committee.

Supervisor Hudgins moved that the Board approve the revision to the bylaws for CPMT, included in the Board Agenda Item. Supervisor Gross seconded the motion and it carried by a vote of eight, Supervisor Cook being out of the room, Supervisor Herrity not yet having arrived.

24. **I-1 - CONTRACT AWARD - LEGISLATIVE CONSULTANT SERVICES**
(12:54 p.m.)

The Board next considered an item contained in the Board Agenda, announcing that staff is awarding a contract to the Purchasing Agent who will proceed to award this contract to SR Consulting Inc. This contract is from July 1, 2017, to June 30, 2019, with the option for four (4) one-year renewal periods. The total estimated amount of this contract over six years is \$108,000.

ADDITIONAL BOARD MATTERS

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25. **JUNE 2017 QUARTERLY REPORT OF THE AUDITOR OF THE BOARD**
(12:55 p.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and announced that the Board has received the Auditor of the Board's Quarterly Report for June 2017. The report includes the following study areas, as well as recommendations and managements' concurrence:

- Cash Proffers, Future Construction and Other Escrow Accounts/Land Development Services (LDS)
- Cash Proffers/Fairfax County Park Authority (FCPA)
- Cable Franchise Sales and Use Taxes / Department of Cable and Consumer Services (DCCS)

Therefore, Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved adoption of the Auditor of the Board's June 2017 Quarterly Report and approval of the Audit Committee Work Plan, attached to her written Board Matter, for the upcoming quarter. Supervisor Storck seconded the motion.

A brief discussion ensued regarding the recommendations, with input from James Shelton, Auditor to the Board.

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

26. **HISTORICALLY FAIRFAX CELEBRATION** (1 p.m.)

Chairman Bulova announced that the Historically Fairfax celebration this past Saturday was outstanding; estimated attendance was between 3,000 and 5,000. In addition to many popular activities and a ceremony for Lords and Ladies Fairfax, she said the County was particularly appreciative of Lord Nicholas Fairfax and his wife Annabel for their participation.

Supervisor Gross commented on the excellent musical history presentation of the County which was written and produced by Mr. Alex Bulova, Chairman Bulova's grandson. Supervisor McKay added that the Sheriff's Department also celebrated its 275th anniversary and opened the new "old" jail museum for public view; he also thanked the Department for its work in making the celebration a success.

Supervisor Hudgins noted that there will be additional events scheduled and Chairman Bulova added that the Fairfax Symphony, which is celebrating its sixtieth anniversary, is composing an original song for the County.

Chairman Bulova asked unanimous consent that the Board direct staff to invite committee members as well as others who made the event so successful, to appear before the Board to be recognized. Without objection, it was so ordered.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

27. **WORKFORCE DEVELOPMENT** (1:04 p.m.)

Supervisor McKay said that following the workforce development presentations that were received at last Tuesday's Board Committee meetings, he wanted to ensure that the Board's work throughout the workforce pipeline becomes much more intentional with a central strategy driving all the work of the stakeholders toward the same goals. He noted the need for strong partners to commit to providing work-based learning before kids go to college. To do this, a coordinated approach to growing interest in key industries is needed through opportunities for internships and other workplace learning. Kids need to explore such opportunities early on in their educational careers.

Higher education institutions in the Washington metropolitan region annually graduate less than 5,000 bachelor's degrees in information technology (IT) fields, yet there are almost 50,000 job postings for IT professionals. By 2027, there will be an estimated shortage of 7,000 workers in the IT workforce here. This will impede the ability to attract and retain companies to the County. Furthermore, the job growth rate for the IT industry exceeds the workforce replacement demand meaning that these new jobs may not be able to be created as predicted if there is no pipeline to fill the positions.

Supervisor McKay said that the work being done in North Carolina is a great case study. The Youth Business Connector (YBC) is a collaboration among employers, schools, and community organizations who are working together to build career education partnerships in the Charlotte-Mecklenburg area. Through the YBC, educator and employer partners come together to create meaningful work-based learning (WBL) opportunities for students. These experiences expand the walls of the classroom by exposing students to a variety of industries and skills in ways that are not possible in the classroom alone.

In support of the Economic Success Strategic Plan (ESSP), Supervisor McKay moved that the Board direct staff to work with Northern Virginia Community College (NVCC) and the two northern Virginia Workforce Investment Boards (WIB), in partnership with the School Board, the Board of Supervisors, local Chambers of Commerce, universities, the Northern Virginia Regional Commission, and the Washington Metropolitan Council of Governments (COG), to develop a strategy to create stronger pipelines and career education partnerships between educational institutions and businesses. He also recommended that a partnership between employers in key industry sectors, schools, and community organizations create a program and tool similar to North Carolina's YBC Connector program. The goal of the program should be to allow employers to share work-based learning opportunities and experiences; allow students and parents to search for opportunities; and allow schools to make connections with employers.

Supervisor McKay further moved that the Board ask Skill Source and NVCC to work collaboratively with County and Fairfax County Public School (FCPS) staff on developing recommendations which would be presented to the Board by October. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Herrity not yet having arrived.

28. **RECOGNITION OF THE ACCREDITATION OF THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD)** (1:08 p.m.)

Supervisor McKay announced that outstanding public safety agencies have been recognized for high standards of professionalism and dedication to duty. The Virginia Law Enforcement Professional Standards Commission has again designated the FCPD as an accredited law enforcement agency.

This accreditation is a testament to the commitment of the Police Department to professional excellence and an assurance to residents that their law enforcement agents hold themselves to a high standard of service to their community. There are nearly 200 standards that need to be met to receive the accreditation, which is no small feat.

Therefore, Supervisor McKay asked unanimous consent that the Board direct staff to invite the Virginia Law Enforcement Professional Standards Commission to a future Board meeting to present Chief Roessler and the FCPD with its accreditation. Without objection, it was so ordered.

29. **RECOGNITION OF THE RESTON NETWORK ADVISORY GROUP (HUNTER MILL DISTRICT)** (1:09 p.m.)

Supervisor Hudgins said that following the adoption of the Reston Master Plan Phase 1, updated in 2014, the Reston Network Advisory Group was created by her office to establish a forum for County Transportation staff to receive input and feedback from residents, property owners, and developers on the Reston Network Analysis and Reston Funding plans.

Therefore, Supervisor Hudgins asked unanimous consent that the Board formally recognize the following Reston Network Advisory Group members for their dedication to the Advisory Group and the Hunter Mill District: Andy Sigle, Delores Bailey, Paul Thomas, Bailey Edelson, Cate Fulkerson, Mark Looney, Robert Goudie, and Maggie Parker and their staff leads Kristin Calkins and Janet Nguyen. Without objection, it was so ordered.

30. **JAMES MADISON HIGH SCHOOL SOFTBALL CHAMPS (HUNTER MILL DISTRICT)** (1:10 p.m.)

Supervisor Hudgins said that James Madison High School bats were blazing this spring as both the baseball and softball teams had excellent seasons. The two teams made school history with their wins of the Liberty Conference titles this spring.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to invite the 2017 James Madison High School softball team to appear before the Board and receive its congratulations on their State title. Without objection, it was so ordered.

31. **McNAIR SENIOR APARTMENTS, LP EXPEDITE (HUNTER MILL DISTRICT)** (1:10 p.m.)

Supervisor Hudgins said that McNair Senior Apartments, LP, Proffered Condition Amendment/Final Development Plan Amendment Applications PCA 87-C-060-13 and FDPA 87-C-060-012, proposes to lower the minimum age required to live in the low-income, senior housing units down from 62 years to 55 years. Lowering

the required age will permit McNair Seniors Apartments to serve a wider array of low-income seniors within the County.

Given the minimum scope of the proposed change in the applications, the applicant has respectfully requested a Board public hearing to be scheduled on July 20, 2017, to permit the applicant to provide combined notices of the upcoming Planning Commission and Board hearing dates regarding the above applications in a single mailing for purposes of the required notice under Section 18-110 of the Fairfax County Zoning Ordinance.

Therefore, Supervisor Hudgins move that the Board authorize expedited processing of Proffered Condition Amendment/Final Development Plan Amendment Applications PCA 87-C-060-13/FDPA 87-C-060-012 in the name of McNair Senior Apartments, LP, and an expedited Board public hearing of September 26, 2017. This motion should not be construed as a favorable recommendation by the Board on the proposed applications and does not relieve the applicant from complying with the provisions of all applicable ordinances, regulations, or adopted standards in any way. Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Herrity not yet having arrived.

32. **SHORT-TERM RENTAL SURVEY** (1:12 p.m.)

Supervisor L. Smyth noted that yesterday Board Members received an email from staff regarding the short-term rental survey and expressed concern regarding its timing, the amount of time allotted to respond, and issues, such as parking, that were not addressed.

Discussion ensued, with input from Robert A. Stalzer, Deputy County Executive, regarding keeping the comment period open and sharing the collective comments received with the Board.

CAC:cac

33. **NATIONAL ASSOCIATION OF COUNTIES (NACo) ANNUAL CONFERENCE** (1:15 p.m.)

Supervisor Gross said that NACo's Annual Conference will be held July 21-24, 2017, and each year the Board designates a voting delegate and an alternate voting delegate to represent the County at the conference which will be held in Franklin County, Ohio, this year.

Supervisor Gross asked unanimous consent that the Board appoint her as the voting delegate and that any Board Member who will be attending the conference be appointed as an alternate voting delegate. Without objection, it was so ordered.

34. **PHILLIPS PROGRAMS FIFTIETH ANNIVERSARY (MASON DISTRICT)**
(1:17 p.m.)

In a joint Board Matter with Supervisor Herrity, Chairman Bulova, and Supervisor Gross said that in 1967, psychologist Lakin Phillips founded the School for Contemporary Education. Later renamed the Phillips Programs for Children and Families, the school supports youth, who may have many learning and behavioral health needs, as well as their families, to acquire the skills to be successful in school, at home, and in the community.

Supervisor Gross noted that Phillips offers educational programs across the region, with schools in Annandale, Fairfax, and Laurel. Its Building Futures program, available in Loudoun and Fairfax, provides vocational programming for students with disabilities. Phillips also manages a variety of community programs through home-based and outpatient therapy and counseling services.

Supervisor Gross asked unanimous consent that the Board:

- Congratulate the Phillips Programs for its 50 years of enduring commitment to service to the community
- Direct staff to prepare a Certificate of Recognition signed by the Chairman, to be presented at an off-site event

Without objection, it was so ordered.

35. **FURNACE RECORD PRESSING – REQUEST FOR EXPEDITED PROCESSING (MASON DISTRICT)** (1:19 p.m.)

Supervisor Gross said that Furnace Record Pressing is a small business which is locally owned and has been situated in the County for more than 20 years. Furnace is renovating approximately 50,000 square feet of currently vacant space located at 6315 Bren Mar Drive in the Mason District, and are finalizing their building plans and expect to submit them very shortly.

Unfortunately, it has experienced unforeseen delays and are now at risk of having to leave their existing space before their new space will be available. Furnace has asked that processing of its building plans be expedited to assist them in meeting their timeline to be in the new space by the end of the year.

Therefore, Supervisor Gross moved that the Board authorize expedited processing of plans and permits associated with Furnace Record Pressing at 6315 Bren Mar Drive. This motion does not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations, or adopted standards in any way. Chairman Bulova seconded the motion and it carried by a vote of nine, Supervisor Herrity not yet having arrived.

36. **PLANNING COMMISSION (PC) RECOMMENDATION ON THE MITRE BUILDING ENERGY TECHNOLOGY REPORT** (1:20 p.m.)

Supervisor Gross said that at the May 23 Environmental Committee meeting, staff provided an overview of the PC's review of a report from the MITRE Corporation entitled "Building Energy Technology Recommendations to Fairfax County." The report had been referred by the Board to the PC, and the PC's report was transmitted to the Board on March 6 of this year.

As noted in the PC report and in staff's briefing on May 23, there is one PC recommendation relating to the MITRE report that would require a follow-up action, and that's the development and consideration of a Policy Plan amendment to provide for an increased emphasis on energy efficiency and conservation efforts for the component of the green building policy addressing nonresidential development and multifamily residential development proposals. This would not be a re-visitation of the entirety of the green building policy but would instead be a relatively minor change to the component of the green building policy dealing specifically with green building certification for non-residential and multifamily residential proposals.

Therefore, Supervisor Gross moved that the Board authorize consideration of a Plan amendment consistent with the PC's recommendation. Supervisor L. Smyth seconded the motion and it carried by a vote of nine, Supervisor Herrity not yet having arrived.

37. **CHESAPEAKE BAY JOURNAL LOCAL GOVERNMENT EDITION** (1:21 p.m.)

Supervisor Gross said that today the Board adopted an updated Environmental Vision that includes a lengthy section about water and storm water, and how the health of local streams can affect the Chesapeake Bay. These are issues with which local governments throughout the 64,000 square mile Chesapeake Bay watershed struggle.

As a member of the Local Government Advisory Committee (LGAC) to the Chesapeake Executive Council (EC), appointed by the governor, Supervisor Gross had the privilege of attending the annual EC meeting in Annapolis last week, and picked up some copies of the first-ever Local Government Edition of the *Bay Journal*. This edition is tailored specifically for the nearly 1800 disparate local governments in the watershed, and has examples both of success stories and ongoing challenges in restoring the Bay and its tributaries.

Supervisor Gross said that the pull-out section on pages 7 through 10 might be especially helpful, as it presents questions and answers about the Chesapeake Bay Program (which has been targeted for elimination by the new Administration), restoration efforts, the Bay TMDL (Total Maximum Daily Load), and the role of

local governments, in clear and plain language. As the states begin work on Bay clean-up actions through 2025, this primer may help in understanding the work of the partners (federal/state/local) and, especially, in answering constituent questions. There also is a form on page 15 where you can sign up for a free subscription to future *Bay Journal* editions.

38. **NEW CHIEF OF STAFF (SULLY DISTRICT)** (1:23 p.m.)

Supervisor K. Smith announced that Michael Coyle is her new Chief of Staff and he was warmly welcomed to the Board Auditorium.

EBE:ebe

39. **JULY AS PARK AND RECREATION MONTH** (1:25 p.m.)

On behalf of Supervisor Herrity, Supervisor K. Smith announced that July is recognized as National Park and Recreation month. Park and recreation services play a vital role in communities, from protecting open space and natural resources, to helping fight obesity, to providing activities and resources for residents from all walks of life. More than 17 million visits per year are made to County parks, fields, trails, RECenters, and other facilities.

For people of all ages and abilities, recreation is a vital part of our mental wellbeing, physical health, and personal interactions. It is estimated that approximately 75 percent of children do not receive enough daily exercise and encouraging active play is a great way to get kids more physically active.

During National Park and Recreation month, the County Park Authority is challenging everyone to "Get Your Play On" by visiting a park or recreation center, signing up for a summer camp, relaxing at a free outdoor concert, meeting friends at a playground, discovering history and nature, eating a picnic meal in a park, or finding another way to enjoy the County's 427 park properties.

Therefore, Supervisor Herrity asked unanimous consent that the Board designate July as "*Park and Recreation Month*" in Fairfax County and direct staff to invite representatives from the County Park Authority to appear before the Board on July 11 to receive a proclamation. Without objection, it was so ordered.

40. **ABSENCE FROM THE JULY 11, 2017, BOARD MEETING (MOUNT VERNON DISTRICT)** (1:26 p.m.)

Supervisor Storck announced that he will be absent from the July 11, 2017, Board meeting and will be visiting the Grand Canyon.

41. **RECOGNIZING RECENT ACCOMPLISHMENTS OF STUDENT ATHLETES (BRADDOCK DISTRICT)** (1:27 p.m.)

In a joint Board Matter with Supervisor Foust, Supervisor Herrity, and Supervisor K. Smith, Supervisor Cook announced that the County has a number of State and local champions to acknowledge and apologized to Supervisor Hudgins for missing the softball team from her district. The spring sport teams include:

- The Lake Braddock Girls' Relay Team, consisting of Shannon Browning, Skyla Davidson, Samantha Schwerts, and Kate Murphy, who won the New Balance Outdoor National Championship
- The Robinson Girls' Lacrosse Team won the 6A State Championship
- The W.T. Woodson Boys' Lacrosse Team won the 6A State Championship
- The McLean Boys' Tennis Team and the Oakton Girls' Tennis Team both won State championships
- Woodson junior Lexi Merrill and sophomore Jessica Willebeek-LeMair won the Girls' Doubles Championship
- McLean sophomore Ben Keyser and freshman Matthew Tran won the Boys' Doubles Championship
- Singles championships were won by Lexi Merrill and Lake Braddock senior Eric Yoo

Following an inquiry from Supervisor Cook regarding scheduling, he asked unanimous consent that the Board direct staff to invite the teams and individuals identified in his joint Board Matter to appear before the Board to be recognized. Without objection, it was so ordered.

42. **EXAMINING THE REQUIREMENT FOR A LANDLINE AT SWIMMING POOLS** (1:29 p.m.)

Supervisor Cook said that in the County, swimming pools are required to have a working landline telephone accessible to the pool deck in case of an emergency. The intention of this policy is to increase the reliability of a 911 call during an emergency. However, as the letter attached to his written Board Matter references, some pools have older, copper wire landline systems which are not thoroughly maintained by phone companies. If the landline is not working, the entire pool must shut down until service is restored; it can become difficult to operate a pool under such requirements.

Therefore, Supervisor Cook asked unanimous consent that the Board direct staff to examine the possibility of amending the requirement for a landline at swimming pools to allow for operation when a landline is down. Supervisor McKay asked to amend the request to include a review of other areas where this requirement exists, and this was accepted. Without objection, the request, as amended, was so ordered.

43. **PROHIBITION OF EMPLOYMENT DISCRIMINATION BASED ON GENDER IDENTITY AND SEXUAL ORIENTATION RESOLUTION**
(1:31 p.m.)

(R) Jointly with Chairman Bulova and Supervisor McKay, Supervisor Foust said that, in celebration of the County's richly diverse population, the Board recently declared June to be "*Lesbian, Gay, Bisexual and Transgender, LGBTQ+ Pride Month*". This Board has repeatedly affirmed its commitment to promoting a culture of openness, inclusiveness, and acceptance for all persons in the County and recognized that embracing and celebrating individual identities makes the County better.

Supervisor Foust noted that discrimination based on gender identity and sexual orientation derives from sexual stereotypes about traditional gender roles. The County has zero tolerance for harassment and other forms of discrimination based on gender identity and sexual orientation. With the approval of the US Department of Justice, the County amended its employment policies on June 13, 2017, to explicitly state, among other things, that County employees, volunteers, and vendors are prohibited from engaging in harassment, retaliation, and other forms of discrimination based on sexual orientation and gender identity. Consistent with these amended policies, the County wishes to make clear that it does not tolerate discrimination on the basis of gender identity and sexual orientation by those who contract with the County and considers such discrimination to be a form of sex discrimination which is prohibited in County contracting.

Therefore, Supervisor Foust moved that the Board adopt the distributed resolution to demonstrate that the Board fully supports the June 13, 2017, changes to the County's employment policies to affirm that harassment retaliation and any other form of discrimination based on gender identity and sexual orientation is prohibited by County employees, volunteers, and vendors, and to declare that discrimination based on gender identity and sexual orientation by any person or entity contracting with the County is considered sex discrimination and will not be tolerated in County contracting. Chairman Bulova, Supervisor McKay, and Supervisor Gross jointly seconded the motion.

Following discussion with input from Elizabeth Teare, County Attorney, regarding the motion and its legal implications, the question was called on the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L.

Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” Supervisor Herrity not yet having arrived.

44. **RECESS/CLOSED SESSION** (1:42 p.m.)

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. *Vincent Dennis Randazzo, Administrator of Estate of Michael Vincent Randazzo, Deceased v. Sandra Mauldin*, Case No. CL-2016-0009634 (Fx. Co. Cir. Ct.)
 - 2. *Leslie B. Johnson, Fairfax County Zoning Administrator v. David W. Pratt, II*, Case No. GV17-008395 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
 - 3. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Crystal Payne*, Case No. GV16-021911 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
 - 4. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Olga Selvaggi, Individually and as heir of Phillip S. Selvaggi and the Phillip S. Selvaggi Living Trust, and Nina Selvaggi, Individually and as heir of Phillip S. Selvaggi and the Phillip S. Selvaggi Living Trust*, Case No(s). GV17-006686 and GV17-006893 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)

5. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Arlington Motors, Inc. and Yasmin Khoshnevis*, Case No(s). GV17-010670 and GV17-010671 (Fx. Co. Gen. Dist. Ct.) (Mason District)
6. *Leslie B. Johnson, Fairfax County Zoning Administrator and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Daniel Minchew*, Case No. CL-2017-0004962 (Fx. Co. Cir. Ct.) (Mount Vernon District)
7. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Tirumal Kumar Pappu and Venkata V. Oruganti Naga*, Case No(s). GV17-010667 and GV17-010668 (Fx. Co. Gen. Dist. Ct.) (Providence District)
8. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Heirs of Roy E. Rumsey, Roy Donald Rumsey and Juline Rumsey*, Case No. CL-2017-0007426 (Fx. Co. Cir. Ct.) (Springfield District)
9. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Amin Barek*, Case No. GV17-000487 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
10. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Steven C. Bryant*, Case No. CL-2009-0005546 (Fx. Co. Cir. Ct.) (Sully District)
11. *Board of Supervisors of Fairfax County v. Debbie Dogrul Associates, LLC*, Case No. CL2016-0016846 (Fx. Co. Cir. Ct.) (Braddock, Lee, Mason, Mount Vernon, Providence, and Springfield Districts)

And in addition:

- Legal Analysis Regarding Community Services Board Compliance Matter
- Legal Analysis Regarding the County's Waste Disposal Agreement with Covanta
- Potential Acquisition of Real Property in the Mount Vernon District

- Virginia Code § 15.2-1609.2

Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Herrity not yet having arrived.

DET:det

At 3:43 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION**45. CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION (3:43 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."

46. SALARY INCREASE FOR THE SHERIFF (3:44 p.m.)

Supervisor Gross moved that the Board increase the salary of the Sheriff to \$191,800 annually effective Pay Period No. 15, as required by Virginia Code Section 15.2-1609.2. Chairman Bulova seconded the motion and it carried by unanimous vote.

47. APPOINTMENT OF BILL HICKS AS DIRECTOR AND HEAD OF LAND DEVELOPMENT SERVICES (3:45 P.M.)

Supervisor Gross said that, as a result of the Board's adoption of the FY 2016 budget on May 2, 2017, the land development services functions of the Department of Public Works and Environmental Services were transferred to a new standalone department.

Therefore, Supervisor Gross moved that the Board appoint Bill Hicks to be the Director and head of this new department, which will be referred to as Land Development Services, at a starting annual salary of \$180,212. Chairman Bulova seconded the motion. The question was called on the motion and it carried by unanimous vote.

On behalf of the Board, Supervisor Gross recognized the presence of Mr. Hicks and congratulated him on the appointment.

48. **AUTHORIZATION FOR ACQUISITION OF CERTAIN REAL PROPERTY LOCATED IN THE MOUNT VERNON DISTRICT** (3:46 p.m.)

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

AGENDA ITEMS

49. **3 P.M. - JOINT PUBLIC HEARING ON THE PROPOSED VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SIX-YEAR SECONDARY SYSTEM CONSTRUCTION PROGRAM FOR FISCAL YEARS (FYs) 2018 THROUGH 2023 AND THE FY 2018 BUDGET** (3:47 p.m.)

(R) Brent Riddle, Transportation Planner III, Coordination and Funding Division, Department of Transportation (DOT), presented information on the program.

Following the testimony of Mr. Larry Danforth (Speaker One), discussion ensued concerning his comments and how the transportation issues he raised could be addressed, with input from Tom Biesiadny, Director, Department of Transportation.

Following the public hearing, which included testimony by one speaker, Supervisor Foust moved:

- Approval of the Six-Year Secondary System Construction Program for FYs 2018 – 2023 and the FY 2016 Budget
- Adoption of the Program Endorsement Resolution

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

50. **3:30 P.M. - PUBLIC HEARING ON PROPOSED MODIFICATIONS TO THE COMPREHENSIVE PLAN AMENDMENT PROCESS** (4:02 p.m.)

Bernard S. Suchicital, Planner III, Policy and Plan Development Branch, Planning Division, Department Planning and Zoning (DPZ), presented the staff report.

Discussion ensued concerning options, other than Board authorized amendments within residential proffer restricted areas, with input from Mr. Suchicital.

Following the testimony of Ms. Katherine Ward (Speaker One), discussion ensued concerning flexibility within the plan and the position of the Mount Vernon Council of Citizens Associations on the proposed process.

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

Supervisor K. Smith presented brief remarks concerning the initiation of Fairfax Forward then moved that the Board:

- Adopt the staff recommendation for modifications to the Comprehensive Plan Amendment Process and direct staff to cancel review of the items submitted to the Comprehensive Plan Amendment Work Program in January 2016, as shown on page 5 of the staff report dated April 5, 2017
- Direct staff to evaluate the Site-Specific Plan Amendment Process after the North County cycle is completed to determine if any changes can be made to streamline the process, such as combining the North/South cycles into one countywide cycle; establishing strict criteria to allow limited submissions from the North County during the South County cycle and vice versa; and reexamining the exclusion of residential use nominations in areas subject to the 2016 Proffer Reform bill, if appropriate
- Direct staff to develop guidance that incorporates criteria for economic success that will aid Board Members when considering authorizing changes to the Comprehensive Plan; engage appropriate representatives from the development community in the development process of this guidance

Supervisor Herrity, Supervisor Foust, and Chairman Bulova jointly seconded the motion.

Discussion ensued concerning establishing a time-line. Supervisor Gross noted that there has been wide-spread misinterpretation of a provision in the staff report concerning non-residential proposals, with input from Mr. Suchicital who provided clarification.

Discussion continued, regarding State requirements for Comprehensive Plan reviews, with input from Elizabeth Teare, County Attorney, Following additional

discussion, concerning citizen engagement, Chairman Bulova restated the concept of Fairfax Forward.

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

Following additional remarks, concerning exploring new opportunities for considering changes to the Comprehensive Plan, Supervisor K. Smith moved that the Board direct staff from DPZ to research best practices and work with industry representatives to gather ideas to consider a process of mechanism for consideration by the Board by which applicants could propose site-specific Comprehensive Plan amendments without the need to obtain Board authorization, provided the proposed amendment is tied to or accompanied by a zoning application. As part of such analysis, staff should evaluate opportunities to create efficiencies in the Plan Amendment review process that could result from the concurrent review of Plan Amendments and zoning applications, as well as whether there are options for cost recovery associated with the staffing requirements such a process would generate. Supervisor Foust and Supervisor Herrity jointly seconded the motion.

Following extensive discussion, the question was called on the follow-on motion and it carried by unanimous vote.

51. **3:30 P.M. – PUBLIC HEARING ON REZONING APPLICATION RZ 2016-MA-026 (STANLEY MARTIN COMPANIES, LLC) (MASON DISTRICT)**

AND

PUBLIC HEARING ON PROFFERED CONDITION AMENDMENT PLAN APPLICATION PCA 2000-MA-055 (STANLEY MARTIN COMPANIES, LLC) TO AMEND THE PROFFERS AND CONCEPTUAL DEVELOPMENT PLANS FOR REZONING APPLICATION RZ 2000-MA-055) (MASON DISTRICT) (4:58 p.m.)

- (O) The rezoning application property is located on the East side of Powell Lane approximately 100 feet South of its intersection with Columbia Pike. Tax Map 61-4 ((4)) B2.

The proffered condition amendment application property is located in the South East quadrant of the intersection of Columbia Pike and Powell Lane. Tax Map 61-4 ((52)) 1-45, 46A-49A and A1.

Mr. Robert D. Brant reaffirmed the validity of the affidavit for the record.

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

Mr. Brant 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. Eddy presented the staff and Planning Commission (PC) recommendations.

Following remarks, Supervisor Gross moved:

- Approval of Proffered Condition Amendment Application PCA 2000-MA-055, subject to the proffers statement dated June 16, 2017.
- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2016-MA-026, from the R-3 District to the PDH-16 and HC Districts, and the associated Conceptual Development Plan subject to the proffers dated June 16, 2017.
- Waiver of the minimum district size for a PDH District.

Supervisor Foust 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.

(NOTE: On May 4, 2017, the PC approved Final Development Plan Amendment Application FDPA 2000-MA-055.)

52. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) REGARDING ADOPTION OF STATE LAW** (5:06 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 June 2 and June 9, 2017.

Chairman Bulova outlined the content of the proposal, with input from Peter Flynn, Assistant Director, Planning and Research Bureau, Fairfax County Police Department.

Following the public hearing, Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic) regarding adoption of State law. Supervisor Foust seconded the motion and it carried by a vote of eight, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Hudgins, Supervisor K. Smith, Supervisor L. Smyth, Supervisor

Storck, and Chairman Bulova voting “AYE.” Supervisor Herrity and Supervisor McKay being out of the room.

53. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING PLANNED DEVELOPMENT DISTRICT RECREATIONAL FACILITIES** (5:08 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 June 2 and June 9, 2017.

Carmen Bishop, Senior Assistant to the Zoning Administrator, Department of Planning and Zoning, presented the staff report.

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

Supervisor K. Smith moved:

- Adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding planned development district recreational facilities as advertised and as set forth in the staff report dated May 2, 2017, with an effective date of 12:01 a.m. on July 1, 2017.
- Rezoning applications to the PDH, PDC, PRM, or PTC Districts which proposed dwelling units, and proffered condition amendments which propose to add dwelling units that are accepted prior to the effective date of the amendment be grandfathered from this amendment
- Proffered condition amendments which propose to add dwelling units and are accepted on or after the effective date of the amendment be subject to the requirements of this amendment for the additional density

Supervisor Gross 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.”

54. **4 P.M. - PUBLIC HEARING TO LEASE COUNTY-OWNED PROPERTY AT 4100 CHAIN BRIDGE ROAD TO SOUTHWESTERN BELL MOBILE SERVICES, LLC (PROVIDENCE DISTRICT) (5:12 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 June 2 and June 9, 2017.

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

Supervisor L. Smyth moved that the Board authorize staff to lease County-owned property at 4100 Chain Bridge Road to Southwestern Bell Mobile Services, LLC, for the continuation of telecommunications services for public use on the roof of the Massey Building. Supervisor Gross seconded the motion and it carried by unanimous vote.

Discussion ensued concerning demolition of the Massey Building.

55. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING PUBLIC FACILITIES AND MODIFICATIONS TO EXISTING WIRELESS TOWERS OR BASE STATIONS (5:16 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 June 2 and 9, 2017.

Chris Caperton, Assistant Director, Planning Division, Department of Planning and Zoning (DPZ), presented the staff report.

Discussion ensued, with input from Mr. Caperton, regarding County agencies that would be responsible for application fees. Discussion continued concerning tower replacement requirements, with input from Mr. Caperton and Lorrie Kirst, Assistant Director, Zoning Administration Division, DPZ.

Following the public hearing, which included testimony by one speaker, Supervisor K. Smith moved:

- That the Public Facilities and Modifications to Existing Wireless Towers or Base Stations Zoning Ordinance Amendment be adopted as advertised and contained in the staff report dated May 16, 2017, except that the second paragraph of the new Section 2-520 be clarified to remove ambiguity by replacing the phrase “that does not substantially change the physical dimensions of such tower or base station, involving:” with the words “that involves:” to read as follows:

An eligible facilities request includes any request for modification of an existing tower or base station that involves: (i) colocation of new transmission equipment; (ii) removal of transmission equipment; or (iii) replacement of transmission equipment.

- That the amendment become effective on July 1, 2017, at 12:01 a.m.
- That applications for public facilities under Section 15.22-2232 of the *Code of Virginia* and applications for modifications to existing wireless facilities submitted under Section 6409 of the Spectrum Act, which were filed prior to the effective date of this amendment and are in compliance with the applicable submission requirements, shall be grandfathered from this amendment.

Supervisor 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.”

Supervisor Herrity moved that the Board refer the tower replacement issue, specifically whether the special exception process would be required when the replacement is with a same size/same footprint/same height structure, to the Planning Commission’s Telecommunications Committee for review. Chairman Bulova seconded the motion and it carried by unanimous vote.

56. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING SMALL CELL FACILITIES** (5:31 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 June 2 and June 9, 2017.

Lorrie Kirst, Assistant Director, Zoning Administration Division, Department of Planning and Zoning, presented the staff report.

Following the testimony of Mr. Edward Donohue (Speaker One), discussion ensued concerning referral of the question of colocation, pole replacement, and replacement pole height, to the Planning Commission.

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

Supervisor K. Smith moved:

- Adoption of the Small Cell Facility Zoning Ordinance Amendment, as advertised and contained in the staff report dated May 16, 2017, and that Alternative 4, Option 2, as outlined in the May 16, 2017, staff report be approved for small cell facilities located in historic overlay districts
- That the amendment become effective at 12:01 a.m. on July 1, 2017.

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.”

Supervisor Herrity moved that the Board refer to the Planning Commission’s Telecommunications Committee the issue of taking into account the benefits and impact of allowing for replacement of structures such as utility, distribution, and light poles, and provide its findings to the Board. Chairman Bulova seconded the motion and it carried by unanimous vote.

57. **4 P.M. – PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (5:44 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public comment was duly advertised in that newspaper in the issues of June 2 and June 9, 2017.

Public comment was held and included the following individuals:

- Mr. Duane Ludwig, regarding marijuana law reform
- Mr. Andy Ludwig, regarding marijuana law reform
- Ms. Laretta Garrett, regarding panhandling
- Mr. Michael Norton, regarding Apollo Virginia and the Writers Mill District Petition
- Mr. William Edward Moore, regarding the Consumer Wellness Center

Following the testimony of Ms. Garrett, Supervisor L. Smyth referenced an article appearing in an Arlington County publication concerning panhandling and a subsequent public service message issued by that County’s police department in dealing with such instances. She moved that the Board refer this issue to the County

Attorney for a review of the Arlington and Loudoun Counties, as well as other jurisdictions' approach in an effort to develop a public message to address panhandling. Chairman Bulova and Supervisor Herrity jointly seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

58. **BOARD ADJOURNMENT** (6:12 p.m.)

The Board adjourned.

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