



Board Package

CLERK'S BOARD SUMMARY

REPORT OF ACTIONS

OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

This does not represent an official transcript of the Board Meeting, and is subject to minor change.

MONDAY

JUNE 4, 1990

16-90

SBE:SBE

The meeting was called to order at 10:05 a.m. with all members being present, with the exception of Supervisor Alexander, and with Chairman Moore presiding.

Supervisor Alexander was absent from the entire meeting.

Others present were J. Hamilton Lambert, County Executive; David T. Stitt, County Attorney; Theodore Austell, III, Executive Assistant to the County Executive; William Howland, Assistant to the County Executive; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

(NOTE: Viki L. Lester, Deputy Clerk to the Board of Supervisors, was absent from the entire meeting.)

2. ABSENCE OF SUPERVISOR JOSEPH ALEXANDER, LEE DISTRICT (TAPE 1)

Chairman Moore announced that Supervisor Joseph Alexander, Lee District, would be absent from the meeting today because he was representing Fairfax County and the Washington Metropolitan Area Transit Authority (WMATA) at an area rail transit conference.

3. RESOLUTION TO CONGRATULATE THE AMERICAN HEART ASSOCIATION, NORTHERN VIRGINIA COUNCIL, ON ITS 40TH ANNIVERSARY (TAPE 1)

Supervisor McConnell moved adoption of the Resolution presented to Ms. Inez Forest, Member of the Board of Directors, congratulating the American Heart Association, Northern Virginia Council, on its 40th

anniversary of helping people in the community, and urging all residents to take advantage of the information available about heart disease and its risk factors. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

4. CERTIFICATES OF APPRECIATION PRESENTED TO
INDIVIDUALS FOR ASSISTANCE IN "EARTH DAY"
CELEBRATION (TAPE 1)

Supervisor Hyland moved approval of the presentation of 30 Certificates of Appreciation to the individuals who helped coordinate the "Earth Day" celebration in Fairfax County. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Davis moved that the Board acknowledge Supervisor Hyland's participation and leadership in "Earth Day" with a formal Certificate of Appreciation. This motion was jointly seconded by Supervisor McConnell and Supervisor Richards and carried by a vote of seven, Supervisor Hyland abstaining, Supervisor Alexander being absent.

5. 10:00 A.M. - PRESENTATION OF THE 1989 A. HEATH
ONTHANK MEMORIAL AWARDS (TAPES 1-2)

The A. Heath Onthank Memorial Award, named in honor of the first Chairman of the County's Civil Service Commission, is given for accomplishments which advance and improve public service to County citizens. The achievement must be a remarkable or unusual performance of the nominee's assigned duties, or above and beyond the assigned duties. Awardees must have shown exceptional initiative. Each of the recipients receive an engraved plaque and a \$2,000 cash award. Their names will also be added to the permanent plaque mounted near the Massey Building Board Room in the Lobby area.

Chairman Moore, J. Hamilton Lambert, County Executive, Jane Copeland, County Awards Coordinator, Office of Personnel, and Dr. Robert R. Spillane, Superintendent of Fairfax County Schools, presented the 1989 A. Heath Onthank Memorial Award to the following general County and School Board employees:

- Peter Clark, Management Analyst,
Office of Human Services;
- Suzanne C. Manzo, Director,
Department of Human Development;
- Mary C. Phelps, Family Support Coordinator,
Community Services Board;
- Carla B. Pittman, Director,
Area Agency on Aging, Office of Human
Services;

- Carol A. Taylor, Director of Humane Education, Department of Animal Control;
- Maurgarette N. Waterstreet, Lead Secretary, Spring Hill Elementary School; and
- Hyon P. Yom, Equipment/Software Support Branch, General Services.

6. BOARD RECESS (TAPE 2)

At 10:45 a.m. the Board recessed briefly and at 10:50 a.m., reconvened in the Board Room with all Members being present, with the exception of Supervisor Alexander and Supervisor McConnell, and with Chairman Moore presiding.

7. 10:15 A.M. - PRESENTATION BY THE BICENTENNIAL COMMISSION OF A MEDALLION HONORING GEORGE MASON AS THE FATHER OF THE BILL OF RIGHTS AND FAIRFAX COUNTY AS THE HOME OF THE BILL OF RIGHTS (TAPE 2)

Mr. Anthony Dzierski, Chairman, Bicentennial Commission, presented a medallion, honoring George Mason as the Father of the Bill of Rights and Fairfax County as the Home of the Bill of Rights, to each Member of the Board. Mr. Dzierski announced that the medallion will be available for purchase at a cost of \$5.00 each at the upcoming Fairfax Days Fair on June 9 and 10, 1990.

8. BOARD DISCUSSION RELATING TO THE URBAN MASS TRANSPORTATION ADMINISTRATION (UMTA) GRANT FOR TRANSIT IMPROVEMENT IN THE DULLES CORRIDOR AND A-1 - IMPLEMENTATION OF DULLES TRANSPORTATION SYSTEM MANAGEMENT (TSM) SYSTEM (CENTREVILLE, DRANESVILLE AND PROVIDENCE DISTRICTS) (TAPES 2-4)

In order to pursue federal funding assistance for implementation of the Dulles Transportation System Management (TSM) System, the Board of Supervisors has been requested to reaffirm its public transportation strategy for the Dulles Corridor, comprised of park-and-ride facilities, transit centers, High Occupancy Vehicle (HOV) lanes, high speed express bus service and associated roadway improvements.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation, Supervisor Pennino moved that the Board:

- Reaffirm its actions of April 1989 endorsing implementation in the Dulles Corridor of a Transportation System Management (TSM) System comprised of park-and-ride facilities, transit centers, High Occupancy Vehicle (HOV) lanes, high

speed express bus service, and associated roadway improvements. The Board's action of April 1989 also directed staff to implement the TSM System in a manner so as to preserve the option of providing some form of rail transit in the future;

- Direct staff to take the necessary actions to formulate a capital grant application for submission to the Urban Mass Transportation Administration (UMTA) by December 31, 1990. In order to submit such a grant application, it is necessary to identify and approve the specific sites for all public transportation facilities and to identify the participating governmental entities;
- Approve the following activities in order to meet the December 31, 1990 target date:
 - * Staff should meet with the private sector to identify potential facility sites and to explore cooperative joint development opportunities to help finance this public transportation initiative;
 - * The Board should initiate meetings with Loudoun County representatives to discuss their component of the Dulles TSM System and Loudoun County's participation in this initiative; and
 - * Staff is authorized to negotiate amendments to the County's current contract with KPMG Peat Marwick for any necessary assistance that may be needed in finalizing an implementation plan and formulating an UMTA grant application for the TSM System.
- Direct staff to return to the Board on July 9, 1990 with an overall project schedule and deadlines for completion of various activities leading up to grant submission and approval. At that time, the Board may also wish to discuss potential sources of the non-federal (local) matching funds, which could total more than \$36 million for the entire TSM System; and

- Advise the Transportation Advisory Commission (TAC) regarding the Board's actions on and status of this project.

This motion was seconded by Supervisor Richards and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Davis asked unanimous consent that the Board appoint Supervisor Pennino to represent the Board in the meetings with Loudoun County representatives. Without objection, it was so ordered.

PMH:PMH

9. COST OF LIVING INCREASE FOR THE COUNTY EXECUTIVE (TAPE 4)

Chairman Moore announced that when the Board adopted the Budget it did not take action to enact a cost of living increase for J. Hamilton Lambert, County Executive. Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that the County Executive be provided with a cost of living increase which is the same as provided to all other Fairfax County employees. This motion was seconded by Vice-Chairman Pennino and carried by a vote of six, Supervisor Davis and Supervisor McConnell voting "NAY," Supervisor Alexander being absent.

10. I-6 - COUNTY REFUSE COLLECTION PARKOUT PROGRAM (COUNTYWIDE) (TAPES 4-5)

(Verbatim)

Supervisor Moore called to the Board's attention Information Item - I-6 County Refuse Collection Parkout Program (Countywide) and pointed out that only two parkout locations were scheduled to remain in the County.

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 requesting authorization for staff to notify residents of the closure of the 10 parkout locations as outlined in the Memorandum to the Board dated May 17, 1990.

Supervisor Moore said that before the 10 parkout locations are closed an attempt should be made to provide the service on a "pay for service basis" for a trial period to determine if the system will be utilized. Therefore, Supervisor Moore moved that Board direct staff to prepare a County operated fee for service proposal for Board consideration prior to June 30, 1990 with an estimate of what the cost might be if the service is not used and on a three month basis only. This motion was seconded by Supervisor McConnell.

Following discussion, Supervisor McConnell suggested that staff further investigate the possibility of negotiating with private collectors to provide this service. She also suggested that the Board hold a public hearing on this issue prior to closing the 10 parkout locations.

Supervisor Moore accepted Supervisor McConnell's suggestion that staff investigate the possibility of negotiating with private collectors to provide the service.

Following input from J. Hamilton Lambert, County Executive and John diZerega, Director, Department of Public Works, Supervisor Davis moved that the motion be amended to direct staff to schedule a public hearing on the parkout program before the Board on June 25, 1990 at 7:00 p.m. This motion was seconded by Supervisor McConnell and failed by a vote of four, Supervisor Bulova, Supervisor Davis, Supervisor Hyland, and Supervisor McConnell voting "AYE," Supervisor Alexander being absent.

Following additional discussion, Supervisor Hanley moved the following amendment to the motion, that the Board:

- Direct staff to provide the back-up analysis on June 25, 1990 regarding the funding adjustments for the existing parkout locations;
- Direct staff to include in the analysis:
 - * What the funding adjustment means;
 - * A review of what the use is (if possible) of each individual site;
 - * What needs to be done to keep the two proposed parkout locations open; and
 - * A review of how to change the hours and distribute the sites in a manner that may distribute the funding over a number of sites.

Supervisor McConnell moved that the motion be amended to direct staff to determine whether service is available in portions of the Springfield District and this was accepted.

The question was called on the motion, and as amended, carried by a vote of eight, Supervisor Alexander being absent.

(NOTE: Later in the meeting, there was additional action regarding this item. See Clerk's Summary Item CL#108.)

11. DEVELOPMENT TAKING PLACE IN PRINCE WILLIAM AND LOUDOUN COUNTIES (TAPE 5)

Supervisor Moore referred to an article in the Centreview Newspaper which indicates that the citizens in the area have concerns regarding the development taking place in Prince William and Loudoun Counties and

the need for Fairfax, Loudoun and Prince William Counties to work together on the revision of the land-use plan.

Therefore, Supervisor Moore asked unanimous consent that the Board direct staff to report with a procedure to ensure that the counties work together. Without objection, it was so ordered.

12. PRIDE SURVEY (TAPE 5)

Supervisor Moore stated that she had received a letter from the Parent Advisory Board of the Commonwealth Alliance for Drug Rehabilitation and Education (CADRE) which is a non-profit, public-private partnership addressing illegal substance abuse by young people. She said that CADRE parents are urging that the Fairfax County Public Schools conduct the PRIDE Survey again in 1990. She pointed out that this survey was first conducted in the fall of 1988. Therefore, Supervisor Moore asked unanimous consent that the Board direct staff to forward the CADRE parents' letter to the School Board for its consideration. Without objection, it was so ordered.

13. PROFESSIONALS OFFERING WORK AND EMPLOYMENT RESOURCES (POWERS) (TAPE 5)

Supervisor Moore stated that she has been working with Professionals Offering Work and Employment Resources (POWERS) for several years. She said that the group is a coalition of businesses, governmental agencies, community organizations, educational institutions and individuals which serves as a central resource for employment counseling, training and placement of the special needs population (physically and mentally disabled, illiterate, culturally, economically or socially disadvantaged).

Supervisor Moore stated that the organization is now incorporated under the provision of Chapter 10 of Title 13.1 of the Code of Virginia. Supervisor Moore expressed her appreciation to the Northern Virginia Community College (NVCC), Dr. Ruth Charity, and Spencer Barkley for the services that they have provided to POWERS.

Supervisor Moore asked unanimous consent that the Board:

- Recognize the special contribution of these individuals; and
- Direct staff to prepare Resolutions to be presented to these individuals at a future date.

Without objection, it was so ordered.

14. HALIDE (WHITE) STREET LIGHTS IN RESTON (TAPE 5)

Supervisor Moore stated that she had received a visit from a group of individuals from Reston who requested that the Board include a provision

in the Public Facilities Manual for halide (white) street lights in Reston. Therefore, Supervisor Moore asked unanimous consent that the Board direct staff to review this request and report its findings. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

15. ENVIRONMENTAL SUBCOMMITTEE MEETING (TAPE 5)

Supervisor Hyland announced that the first meeting of the Environmental Subcommittee had been held earlier this morning. Supervisor Hyland stated that under the Chesapeake Bay Preservation Act (Local Assistance Department) limited funds are available to localities for the use and development of Chesapeake Bay Protection Programs. He said that the Division of Environmental Health has expressed an interest in applying for a \$7,000 grant to be used in support of a septic systems inventory and maintenance tracking system.

Therefore, Supervisor Hyland moved that the Board authorize staff to submit the Division of Environmental Health's grant application to the Chesapeake Bay Local Assistance Department. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Alexander being absent.

Supervisor Hyland stated that he had received a memorandum dated June 1, 1990, from James P. Zook, Director, Office of Comprehensive Planning, in connection with the Work Program Plan for implementation of the Chesapeake Bay Preservation Area Designation and Management Regulations and consistent with the this Act, he moved that the Board direct staff to forward the Year One Work Program Plan to the Northern Virginia Planning District Commission and to the Chesapeake Bay Local Assistance Department. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Alexander being absent.

16. CONGRATULATIONS TO THE OFFICE OF COMPREHENSIVE PLANNING (OCP) (TAPE 5)

Supervisor Hyland stated that recently he had received a document prepared by the Office of Comprehensive Planning entitled Overview of the Planning and Zoning Process and found it to be both informative and well written. He said that the level of detail is more than adequate and those desiring greater depth can have access to it through other County resources.

Supervisor Hyland said that often those dealing with land use matters on a daily basis fail to recognize the importance of effectively communicating complex information to citizens who may not be fully versed in this area. He added that a lack of understanding may result and cause confusion and delays in land use by citizens.

Supervisor Hyland stated that the document, written in laypersons' terms, will go a long way in educating interested citizens in the

planning and zoning process. He added that armed with knowledge, they can make decisions and judgments based on fact, not hearsay or mistaken assumptions.

Supervisor Hyland commended OCP staff for the excellent job they did on creating this document.

Supervisor Hyland said that he would distribute copies of this material to the various Task Forces and Mount Vernon Council members so they may be better equipped.

17. THE NATIONAL PARK SERVICE'S RESPONSIBILITIES TO
DYKE MARSH (TAPE 5)

Supervisor Hyland stated that at the April 1990 meeting of the Mount Vernon Council of Citizens Associations they unanimously passed the Dyke Marsh Resolution.

Supervisor Hyland said that because Dyke Marsh is a protected wetland; because it is situated in a very urbanized area of Fairfax County; because it is extensively used by bikers, walkers, hikers, the homeless, hunters and fishermen, the Council is requesting support in writing a letter asking the National Park Service to delineate the boundaries and to post appropriate regulations governing permissible activities within the refuge in conformance with management of the refuge and to identify wetlands which must be protected under the Chesapeake Bay Preservation Act.

Therefore, Supervisor Hyland moved that the Board direct staff to write a letter to the National Park Service stating the Board's support of the Mount Vernon Council resolution and the Board's willingness to assist the Park Service in any manner necessary to meet those objectives. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor McConnell and Chairman Moore being out of the room, Supervisor Alexander being absent.

18. LITTLE HUNTING CREEK TREATMENT PLANT
ABANDONMENT (TAPE 5)

Supervisor Hyland noted that the County owns and operates two major sewage treatment facilities, the Lower Potomac Pollution Control Plant and the Little Hunting Creek Plant. He stated that the Little Hunting Creek Plant is currently scheduled to be abandoned and the flows diverted to the Lower Potomac Pollution Control Plant as soon as Lower Potomac is expanded to 54 million gallons per day (mgd) from its current capacity of 36 mgd. He further stated that this has been the plan for years. Other County plants have already been abandoned due to the County's long term sewer planning, i.e. Dogue Creek, Westgate and the five Sanitary District #12 Plants in the western part of the County.

Supervisor Hyland stated that the community surrounding Little Hunting Creek Plant has been promised for years that the Plant was going to be taken out of service and the earliest schedule was in the early 1980s.

However, due to lack of federal funding, project delays, etcetera, the Plant is still in operation. He said that the pumpover facilities are in place to deliver the flow to Lower Potomac, but the construction to expand Lower Potomac from 36 mgd to 54 mgd is not scheduled for completion until early 1993. This additional capacity is needed at Lower Potomac to handle the flow from Little Hunting Creek.

Supervisor Hyland noted that from his conversations with the Department of Public Works, it was his understanding that there is a possibility of obtaining a partial capacity certification of 45 mgd at Lower Potomac prior to 1993 due to the new facilities that have already been completed with the expansion project. He added that if this partial capacity certification can be obtained, and it must be approved by the Virginia State Water Control Board, it may allow the County to take all or part of the flow off the Little Hunting Creek Plant prior to the completion of the full expansion and minimize or eliminate the plant's impact on the surrounding community.

Supervisor Hyland moved that the Board direct staff to investigate and proceed with the process of obtaining an interim certification of capacity at the Lower Potomac Pollution Control Plant to 45 mgd with a view toward diverting all or part of the flow from the Little Hunting Creek Plant to Lower Potomac once this interim capacity allocation is obtained. If all the flow cannot be diverted to Lower Potomac with the interim capacity certification, Supervisor Hyland further moved that the Board direct staff to divert the remainder of the flow to Lower Potomac once the full expansion is finished and completely abandon the Little Hunting Creek Plant. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor McConnell and Chairman Moore being out of the room, Supervisor Alexander being absent.

19. PRESENTATION OF MATERIAL ON FORT BELVOIR
DEVELOPMENT (TAPES 5-6)

Supervisor Hyland stated that Maury Cralle, Assistant Deputy Commander for Development of Fort Belvoir, recently provided the Mount Vernon Area Plan Task Force with a briefing which provided an overview of all the proposed development on the base including the result of other base closures and relocations. He noted that each Board Member has been provided a copy of the material presented at this briefing.

Supervisor Hyland further stated that it was explained throughout the briefing that some of the proposed plans were not funded and approved, but merely indicated to provide long range direction if funding were to be granted. In some cases, results of Environmental Impact Studies were required before assurances could be given.

Supervisor Hyland noted that the briefing, which was well organized and informative, ably linked all the pieces of the development, providing listeners with a clear understanding of this complex project.

There was a brief discussion regarding this item with input from J. Hamilton Lambert, County Executive, and Shiva K. Pant, Director, Office of Transportation.

20. RECOGNITION OF DR. C.M.G. BUTTERY, STATE
COMMISSIONER OF PUBLIC HEALTH (TAPE 6)

Supervisor Hyland announced the presence of Dr. C.M.G. BATTERY, State Commissioner of Public Health, and on behalf of the Board warmly welcomed him to the Board Room.

21. ADMIN 7 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 82-V-044
(ROLFE ROBERTSON AND DOUGLAS QUARLES) (MOUNT
VERNON DISTRICT) (TAPE 6)

Supervisor Hyland called to the Board's attention Administrative Item - Admin 7 - Additional Time to Commence Construction for Special Exception Application SE 82-V-044 (Rolfe Robertson and Douglas Quarles) (Mount Vernon District) and asked unanimous consent that the Board defer this item until June 25, 1990. Without objection, it was so ordered.

22. MAIL BOMB (TAPE 6)

Supervisor Hyland announced that on Friday, June 1, 1990, Dr. Paul J. Peckar received a package through the mail at his physician's office which exploded causing very serious injuries to Dr. Peckar.

Supervisor Hyland stated that, contrary to newspaper reports, Dr. Peckar's patient records will not be reviewed in connection with the police investigation. He added that the records have been sealed and they will be reviewed only if Mrs. Peckar consents or if the records are ordered to be reviewed by a court of law.

Supervisor Hyland stated that a fund has been set-up for Dr. Peckar and donations will be accepted to assist Dr. Peckar during his rehabilitation. He said that contributions should be sent to 2616 Sherwood Hall Lane, Suite 305, Alexandria, Virginia 22306.

23. BENEFIT HELD FOR MR. MICHAEL DUPRE (TAPE 6)

Supervisor Hyland announced that he had attended a benefit held by the Mount Vernon Health and Racquet Club for Mr. Michael Dupre, Domino's Pizza delivery person, who was shot causing him to be permanently paralyzed from the waist down. He said that the Mount Vernon Health and Racquet Club raised approximately \$20,000 for Mr. Dupre's continued rehabilitation. He pointed out that the community always pulls together in times of need.

24. DEFERRAL OF PUBLIC HEARING ON POLICY PLAN
(TAPE 6)

Supervisor Richards stated that the "clean copy" of the revised Policy Plan will not be available to the public until June 11, 1990 and it will be a hardship for citizens groups to review the changes and adopt positions in time for the hearings now scheduled for June 25 and June 26, 1990. Therefore, Supervisor Richards moved that the Board

direct staff to determine if it is feasible to defer the public hearings on the Policy Plan until July 9 and July 10, 1990. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor McConnell and Chairman Moore being out of the room, Supervisor Alexander being absent.

25. A-22 - BOARD ADOPTION OF PROCEDURES FOR HEARING
APPEALS OF ARCHITECTURAL REVIEW BOARD DECISIONS
(TAPE 6)

Supervisor Richards called to the Board's attention Action Item - A-22 - Board Adoption of Procedures for Hearing Appeals of Architectural Review Board Decisions and she moved that the Board adopt the procedures for hearing of appeals of Architectural Review Board decisions as contained in the Memorandum to the Board dated June 4, 1990. This motion was seconded by Supervisor Hanley.

Following discussion, with input from Mark Taylor, Assistant County Attorney, Supervisor Davis moved that the motion be amended as follows: That the Board decision be made no later than 60 days following the date that the appeal is filed and this was accepted.

The question was called on the motion, and as amended, carried by a vote of eight, Supervisor Alexander being absent.

AR:AR

26. RESIDENTIAL PERMIT PARKING DISTRICT (RPPD)
EXTENSION FOR CULMORE AREA (TAPE 7)

Supervisor Davis announced his intent, at the next Board Meeting on June 25, 1990, to present a petition for a Residential Permit Parking District (RPPD) extension for the Culmore area. This RPPD would extend on Glenmore Drive from Vista Drive to Route 7, and on Vista Drive from Freedom Place to Glenmore. He noted that this action is imperative because of the serious parking problems the residents are encountering due to the number of apartments located in this area.

27. PARKING OF UNUSED CARS ON PRIVATE PROPERTY
(TAPE 7)

Noting the increasing number of unused, sometimes unlicensed, cars being parked on private property by County residents, Supervisor Davis asked unanimous consent that the Board direct staff to review this situation and define the County's authority in having these cars removed. Without objection, it was so ordered.

28. SIMULTANEOUS PROCESSING FOR SPECIAL PERMIT APPLICATION SP 90-M-036, CROSSROADS BAPTIST CHURCH (TAPE 7)

Supervisor Davis moved that the Board direct staff to simultaneously process Special Permit Application SP 90-M-036, Crossroads Baptist Church, along with the Site Plan for this property, subject to staff approval. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

29. ZONING ENFORCEMENT STAFF INCREASE (TAPE 7)

Supervisor Davis called the Board's attention to his request on November 27, 1989 that staff review the possibility of increasing the Zoning Enforcement Office staff. He noted that serious zoning violations continue to occur in Mason District and that these violations are too numerous for the present zoning staff to handle.

Therefore, Supervisor Davis moved that the Board direct staff to provide information as expeditiously as possible concerning the status of hiring additional Zoning Enforcement Inspectors. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander being absent.

30. STANDARDS FOR PRIVATE DRIVEWAYS (TAPE 7)

Supervisor Bulova noted that on November 20, 1989 the Board, at her request, directed staff to investigate the process for adoption of standards for private driveways. She stated that staff had initiated an amendment to the Public Facilities Manual (PFM) addressing standards for driveways, but that the Engineering Standards Review Committee (ESRC), upon reviewing the proposed amendment, raised an issue regarding the County's legal authority to impose such standards.

Noting that the County Attorney agrees that the County does lack the legal authority to impose standards for private driveways, Supervisor Bulova moved that the Board refer this item to the Legislative Subcommittee for its review and recommendations regarding what actions are necessary in order to achieve the legal authority for the Board to set standards for construction of private driveways. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Davis being out of the room, Supervisor Alexander being absent.

Supervisor Pennino reminded Board Members that the Virginia Association of Counties (VACo) has requested that the Board submit to VACo by July 1, 1990 any item which the Board wishes VACo to consider for legislative support.

31. ANNANDALE DISTRICT TREE PLANTING PROJECT (TAPE 7)

Supervisor Bulova announced that the Annandale District Tree Planting Project is alive and well. She stated that the next tree planting project will take place at a brief ceremony on June 5, 1990 at

10:00 a.m. with the planting of three trees in the median on Braddock Road near the Kings Park Shopping Center.

Supervisor Bulova noted that the ceremony will acknowledge a generous contribution of the trees by the Lord of Life Lutheran Church.

32. COMMENDATION TO CHAIRMAN MOORE (TAPE 7)

Supervisor Pennino commended Chairman Moore on her May 25, 1990 letter to Virginia Transportation Secretary Milliken. Supervisor Pennino stated that it was her opinion that the letter was outstanding and that it thoroughly covered every point.

33. LETTER FROM WALKER AND COMPANY (TAPE 7)

Supervisor Pennino referred to a letter she had received from John R. Ryan, Director of Acquisitions, Walker and Company, and asked unanimous consent that the Board refer this letter to the County Attorney for his comments. Without objection, it was so ordered.

34. DISCUSSION ON PROFFERS (TAPE 7)

Supervisor Pennino called the Board's attention to a Memorandum from Anthony H. Griffin, Deputy County Executive for Planning and Development, regarding proffers and asked unanimous consent that the Board direct staff to set aside time for a briefing to the Board on this subject as expeditiously as possible. Without objection, it was so ordered.

Following discussion regarding the utmost importance of this issue, a briefing was scheduled for this afternoon at 3:30 p.m. in the Board Conference Room.

35. RESOLUTION ON ENFORCEMENT OF LENDING REGULATIONS ON AREA BANKING PRACTICES (TAPE 7)

Supervisor Pennino referred to a letter from Leonard P. Steuart, II, Steuart Petroleum Company, which enclosed a Resolution on "Enforcement of Lending Regulations on Area Banking Practices" proposed by District of Columbia Council Chairman David A. Clarke for submission before the Metropolitan Washington Council of Governments (COG).

Since this is a controversial subject, Supervisor Pennino asked unanimous consent that the Board direct staff to analyze this Resolution and respond as expeditiously as possible with the County's position on this matter. Without objection, it was so ordered.

36. COMMENDATION TO RESTON DISTRICT POLICE STATION (TAPE 7)

Noting that the clearance rate for the most serious crimes at the Reston District Police Station is 37 percent, far above the County average, Supervisor Pennino moved that the Board direct staff to prepare a

commendation for the Reston Station for a job well done and urge that it keep up the outstanding work. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Davis being out of the room, Supervisor Alexander being absent.

37. SCHOOL BUS SAFETY AT PENDER/FRANKLIN SCHOOL SITE (TAPE 7)

Supervisor Pennino repeated her concerns for the school bus safety at the Pender/Franklin School Site, scheduled to open within a year, and moved that the Board reiterate its strong position to Secretary of Transportation Milliken, as well as to the Commonwealth Transportation Board (CTB), supporting the installation of a traffic signal at History Drive and Waples Mill Road, as well as four-way stop signs at History Drive and Bronzedale Drive. This motion was seconded by Chairman Moore and carried by a vote of seven, Supervisor Davis being out of the room, Supervisor Alexander being absent.

38. AMENDMENT TO REZONING APPLICATION RZ 88-C-015 (TAPE 7)

- (A) Supervisor Pennino stated that the applicant for Rezoning Application RZ 88-C-015, who proposed rezoning from the R-1 District to the PDH-2 District, has amended his application to delete 4.2 acres because a consolidation agreement could not be reached with the owner of this 4.2 acre parcel.

Since this amendment will necessitate a rescheduling of the public hearings for this application, Supervisor Pennino moved that the Board authorize staff to schedule a public hearing before the Planning Commission on July 18, 1990 and before the Board of Supervisors on July 23, 1990 on Rezoning Application RZ 88-C-015. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Davis being out of the room, Supervisor Alexander being absent.

39. JUNE 1990 - "FAIRFAX COUNTY MONTH" (TAPE 7)

Supervisor Pennino called the Board's attention to a recent article in the Northern Virginian magazine outlining the numerous advantages and opportunities available to the residents of Fairfax County. In order to further promote the image of Fairfax County as a great place to be, Supervisor moved that the Board adopt a Resolution recognizing June 1990 as "Fairfax County Month", with the slogan: "Fairfax County - A Great Place To Be and Getting Better". This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Alexander being absent.

40. FAIRFAX COUNTY DECAL HAND-OUT (TAPE 7)

Supervisor Hanley called the Board's attention to the hand-out which is distributed showing where and when the Fairfax County decal may be purchased. She stated that individuals are still coming to the fire

station in an attempt to purchase these decals. Supervisor Hanley noted that the hand-out does not indicate the deadline date for purchase of these decals at the fire stations and other satellite offices.

Therefore, Supervisor Hanley asked unanimous consent that the Board direct staff to:

- Put a date after which decals may not be purchased at the satellite offices; and
- Notify residents where decals may be purchased.

Without objection, it was so ordered.

41. PUBLIC HEARING OF GOVERNOR'S COMMISSION
ON EDUCATIONAL OPPORTUNITIES FOR ALL
VIRGINIANS (TAPE 7)

Supervisor Hanley announced that there will be a public hearing of the Governor's Commission on Educational Opportunities for all Virginians on June 11, 1990 at 3:30 p.m. at Luther Jackson Intermediate School, to accept testimony from residents of the Northern Virginia Region.

Supervisor Hanley asked unanimous consent that the Board appoint her to present testimony on behalf of the Board at this public hearing. Without objection, it was so ordered.

42. DUNN LORING VOLUNTEER FIRE DEPARTMENT PARKING
LOT (TAPE 7)

Supervisor Hanley stated that the Dunn Loring Volunteer Fire Department is doing some work on its parking lot. She noted that it was the Fire Department's understanding that funds may be available from the County to assist it in this project.

Therefore, Supervisor Hanley asked unanimous consent that the Board direct staff to take the necessary action to review the availability and subsequent release of funds to assist the Dunn Loring Volunteer Fire Department with completion of this parking lot project. Without objection, it was so ordered.

43. GYPSY MOTH PROGRAM (TAPE 7)

Supervisor Hanley referred to the discussion at the Environmental Subcommittee meeting regarding the Gypsy Moth Program spraying. She stated that it was important to re-emphasize the fact that just because you were sprayed this year doesn't mean that you will be sprayed next year.

Supervisor Hanley asked unanimous consent that the Board direct the Gypsy Moth Control Office to include in its letter to County residents information concerning the importance of counting the egg masses, rather than the caterpillars, because the egg masses determine who will be sprayed next year. Without objection, it was so ordered.

44. REPORT ON PROCUREMENT OF RECYCLED ITEMS
(TAPE 7)

Supervisor Hanley referred to the May 3, 1990 Memorandum from the County Executive regarding the issue of the procurement of recycled items. She stated that the Memorandum points out that the Virginia Code now allows the county, city or town, to enact Ordinances establishing preference for recycled paper and recycled products.

Supervisor Hanley moved that the Board direct staff to draft a proposed Ordinance on the recycling activity in Fairfax County as authorized in the 1990 General Assembly. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Hyland being out of the room, Supervisor Alexander being absent.

45. REVISIONS TO THE CODE OF VIRGINIA ON EARLY
RETIREMENT BENEFITS FOR FIREFIGHTERS AND
LAW ENFORCEMENT OFFICERS (TAPE 7)

Supervisor Hanley called the Board's attention to the proposed revisions to the Code of Virginia on early retirement benefits for firefighters and law enforcement officers under the Virginia Supplemental Retirement System (VSRS).

Richard L. King, Deputy County Executive for Public Safety, noted that the law enforcement officers in Fairfax County are covered by a pension system established by separate legislation. He further stated that the pension system in place in the Fire Department is exactly the same as that which is contained in the proposed revisions.

46. DOCUMENT ON THE REVISIONS TO STATE AID TO
LOCALITIES REPORT (TAPE 8)

Supervisor Hanley referred to the document on the revisions to the State Aid to Localities Report, dated May 18, 1990 and asked unanimous consent that the Board direct staff to determine what the actual biennium allocation for Fairfax County is right now, what the actual allocation was last fiscal year and this fiscal year, and precisely what part the revision covers. Without objection, it was so ordered.

47. PILOT PROJECT FOR VOLUNTEERISM (TAPE 8)

Supervisor Hanley noted that the Pilot Project for Volunteerism was not included in the Fiscal Year 1991 Budget. She asked unanimous consent that the Board direct staff to provide a status report with regard to the current policy development effort on this issue. Without objection, it was so ordered.

48. REZONING APPLICATION ON PROPERTY NORTH OF WOLF
TRAP ROAD (TAPE 8)

Supervisor Hanley stated that the rezoning application for the property located on the north side of Wolf Trap Road between Lord Fairfax Road and Madrillon Road contemplates the vacation of right-of-way for George Washington Road and Madrillon Road, which is owned by the Fairfax County Board of Supervisors. She noted that under the procedures established by the Office of Comprehensive Planning, the applicant must obtain a motion of concurrence from the Board of Supervisors to include such right-of-way in the rezoning application.

Therefore, Supervisor Hanley asked unanimous consent that the Board refer this issue to staff for a response by June 25, 1990 indicating whether such a motion of concurrence is appropriate in this case. Without objection, it was so ordered.

49. MEMORANDUM FROM THE BOARD OF EQUALIZATION
(TAPE 8)

Supervisor Hanley moved that the Board refer a recent memorandum received from Mr. James F. Neville, Board of Equalization, to staff for its comments. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Richards being out of the room, Supervisor Alexander being absent.

50. PROPOSAL OF NEW NORTHERN VIRGINIA SUBREGIONAL
PLAN (TAPE 8)

Supervisor Hanley referred to a memorandum to J. Hamilton Lambert, County Executive, from the Acting County Executive of Prince William County, regarding the proposal of the new Northern Virginia Subregional Plan and asked unanimous consent that the Board direct staff to provide representation at this meeting. Without objection, it was so ordered.

51. DISCUSSIONS ON THE FISCAL YEAR (FY) 1992 BUDGET
(TAPE 8)

Supervisor Hanley asked unanimous consent that the Board request the Budget Subcommittee to proceed expeditiously with any program budgeting discussions with regard to the Fiscal Year (FY) 1992 Budget. Without objection, it was so ordered.

PMH:PMH

52. FAIRFAX COUNTY FAIR (TAPE 8)

Supervisor McConnell reminded Board Members that the Fairfax County Fair will be held on Saturday and Sunday, June 9 and 10, 1990 at George Mason University (GMU).

Supervisor McConnell stated that she had attended the reception celebrating the 1990 Lord and Lady Fairfax County and "Fairfax's Fabulous '50s" where Judith S. and Patrick M. Hanlon of Providence District were named Lord and Lady Fairfax.

James M. Scott, former Providence District Supervisor, and currently President of the Fairfax Corporation, stated that the Fairfax Fair would be a larger event this year than in previous years. He added that in previous years the Board has held a reception to honor those who have made special contributions with regard to the Fairfax Fair. He also expressed his appreciation to J. Hamilton Lambert, County Executive and all other County staff who have assisted with the preparations for the Fair.

Supervisor McConnell moved that the Board direct staff to schedule a reception to honor those who have made special contributions with regard to the Fairfax Fair. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander being absent.

53. CLOSING OF THE INTERSECTION OF UNION MILL ROAD
AND BRADDOCK ROAD (TAPE 8)

Supervisor McConnell announced that there was a very difficult road situation located at the intersection of Union Mill Road and Braddock Road. She said that it will be reconstructed to make a "wonderful" intersection, however the road will be temporarily closed during the summer months to try and expedite the construction of this area. She pointed out that it is necessary to have the road open by the time school starts in September. Therefore, a meeting will be held at Centreville High School on Monday, June 11, 1990 at 7:30 p.m. to explain the situation. She said that the alternative was to close Braddock Road for six months to a year.

54. EXPEDITED PUBLIC HEARING FOR SPECIAL EXCEPTION
APPLICATION SE 90-S-012 (TAPE 8)

Supervisor McConnell stated that a public hearing for an applicant who has proposed a church to be located at Union Mill and Compton Roads is not scheduled until after the August recess. Therefore, Supervisor McConnell moved that the Board direct staff to schedule a public hearing for Special Exception SE 90-S-012 prior to the August recess. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

55. CARDINAL FOREST HOMEOWNERS' OPEN SPACE (TAPE 8)

Supervisor McConnell referred to Subdivision Plan 2968-RP-03-1 which has been filed with the Department of Environmental Management (DEM) to allow construction of two homes on parcel 13P in Cardinal Forest. She said that it was another situation where property that was thought to belong to the homeowners has now turned into a request to be developed. She pointed out that apparently the parcel was not turned over to the homeowners association.

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

- Review this issue as expeditiously as possible to determine if the property can be developed;
- Determine whether it is actually Cardinal Forest Homeowner Association open space; and
- Not take any further action until this review can be completed.

This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

CM:CM

56. ADMINISTRATIVE ITEMS (TAPE 9)

Supervisor Davis moved approval of the Administrative Items with the exception of Administrative Item 7. This motion was seconded by Supervisor Pennino.

Supervisor Hanley called the Board's attention to Administrative Items - Admin 10 and 11 and asked unanimous consent that the Board direct staff to clarify the different rates of assessment for the improvements [Courtland Park - 35 percent (Admin 10) as compared to the assessment rate of 65 percent for the Brookland-Bush Hill Community (Admin 11)]. Without objection, it was so ordered.

Supervisor Hanley called the Board's attention to Administrative Item - Admin 15 and asked unanimous consent that the Board direct staff to forward the legislative proposal to the Legislative Subcommittee as expeditiously as possible. Without objection, it was so ordered.

The question was called on the motion, which carried by a vote of eight, Supervisor Alexander being absent, with a notation of the above stated requests for staff clarification.

ADMIN 1 - APPROVAL OF WATER MAIN EXTENSION:
FUTURE WIEHLE AVENUE AND FUTURE RESTON PARKWAY
(CENTREVILLE DISTRICT)

Approved the request for installation of approximately 4,100 feet of 16-inch water main in the future Wiehle Avenue and future Reston Parkway for the provision of public water to future development in this area of Reston. The proposed water main will provide adequate domestic service and fire flow pursuant to Fairfax County Ordinances.

ADMIN 2 - APPROVAL OF WATER MAIN EXTENSION:
TROTT AVENUE - VALE ROAD (CENTREVILLE DISTRICT)

Approved the request for extension of an eight-inch water main approximately 500 feet along Trott Avenue (Route 1556) for provision of public water to serve Fairfax County Water Authority customers currently served by the Town of Vienna. The proposed water main will provide adequate domestic and fire protection service pursuant to Fairfax County Ordinances.

ADMIN 3 - STREETS INTO THE SECONDARY SYSTEM
(SPRINGFIELD DISTRICT)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated June 4, 1990, be recommended for acceptance into the State Secondary System, Springfield District.

ADMIN 4 - DONATION OF SURPLUS MOTORCYCLE TO
THE TOWN OF VIENNA

Approved the donation of a surplus 1984 Kawasaki police motorcycle to the Town of Vienna contingent upon:

- The Town of Vienna accepting the motorcycle strictly on an "as-is" basis with no additional cost to be incurred by Fairfax County;
- The Town of Vienna releasing the County from any liability relating to the acquisition, maintenance or operation of the motorcycle; and
- The understanding that there will not be any repairs, refurbishing or maintenance performed on the motorcycle by a Fairfax County agency.

ADMIN 5 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 86-L-019
(HECOX INCORPORATED) (LEE DISTRICT)

- (ET) Approved the request for 12 months of additional time to commence construction for Special Exception Application 86-L-019 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 6 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION AMENDMENT APPLICATION
SEA 81-L-057 (MCDONALD'S RESTAURANT) (LEE
DISTRICT)

- (ET) Approved the request for three months of additional time to commence construction for Special Exception Amendment Application SEA 81-L-057

pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 7 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 82-V-044
(ROLFE ROBERTSON AND DOUGLAS QUARLES) (MOUNT
VERNON DISTRICT)

- (ET) (NOTE: Earlier in the meeting, the Board deferred the request for additional time to commence construction for Special Exception Application SE 82-V-044 pursuant to the provisions of Section 9-015 of the Zoning Ordinance until June 25, 1990. See Clerk's Summary Item CL#21.)

ADMIN 8 - ADDITIONAL TIME TO ESTABLISH THE USE
FOR SPECIAL EXCEPTION AMENDMENT APPLICATION
SEA 81-P-075-5 (CHESAPEAKE AND POTOMAC
TELEPHONE COMPANY OF VIRGINIA)
(PROVIDENCE DISTRICT)

- (ET) Approved the request for 12 months of additional time to establish the use for Special Exception Amendment Application SEA 81-P-075-5 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 9 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARING ON PROPOSED AMENDMENTS TO THE GROVETON
COMMUNITY PLAN (LEE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 25, 1990 at 3:30 p.m. on proposed amendments to the Groveton Community Plan, Lee District.

ADMIN 10 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARING ORDERING IMPROVEMENTS AND SETTING
ASSESSMENTS FOR THE COURTLAND PARK COMMUNITY
(MASON DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 25, 1990 at 4:00 p.m. on the proposed adoption of a Resolution ordering improvements and setting assessments for the Courtland Park Community, Mason District.

(NOTE: Earlier in the meeting, the Board directed staff to provide clarification of the assessment rate on this item.)

ADMIN 11 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARING ORDERING IMPROVEMENTS AND SETTING
ASSESSMENTS FOR PHASE I OF THE BROOKLAND-BUSH
HILL COMMUNITY (LEE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on July 9, 1990 at 4:30 p.m. on the proposed adoption of a Resolution ordering improvements and setting assessments for Phase I of the Brookland-Bush Hill Community, Lee District.

(NOTE: Earlier in the meeting, the Board directed staff to provide clarification of the assessment rate on this item.)

ADMIN 12 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ESTABLISHING A RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) IN THE VICINITY OF ANNANDALE HIGH SCHOOL (ANNANDALE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on July 23, 1990 at 4:30 p.m. regarding the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A (Residential Permit Parking Districts), Appendix G, to establish a Residential Permit Parking District (RPPD) in the vicinity of Annandale High School, Annandale District.

ADMIN 13 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE PROPOSAL TO VACATE A PORTION OF SEMINOLE AVENUE (MASON DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on July 9, 1990 at 4:30 p.m. and posting of the notice of intent to vacate an unimproved portion of Seminole Avenue, located within the Weyanoke Subdivision, Mason District.

ADMIN 14 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 8 (SECURITY ALARM SYSTEMS) REGARDING THE REGULATION OF SECURITY ALARM SYSTEMS

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 25, 1990 at 3:30 p.m. regarding the proposed amendments to the Code of the County of Fairfax, Chapter 8 (Security Alarm Systems) concerning the regulation of security alarm systems.

ADMIN 15 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 1 (GENERAL PROVISIONS) SECTION 1-1-14 (CLASSES OF MISDEMEANORS; DEFINITION; PUNISHMENTS)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 25, 1990 at 3:30 p.m. regarding the proposed amendments to the Code of the County of Fairfax, Chapter 1 (General Provisions), Section 1-1-14 (Classes of Misdemeanors; Definition; Punishments). These amendments are necessary in order to adopt actions of the 1990 General Assembly into Chapter 1. The amendments will become effective on July 1, 1990.

(NOTE: Earlier in the meeting, Supervisor Hanley asked that this legislative proposal be submitted to the Legislative Subcommittee for review.)

ADMIN 16 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTIONS 82-4-18, 82-4-19, 82-4-20, 82-4-21, 82-4-22, AND 82-4-22.1 RELATED TO DRIVING WHILE INTOXICATED (DWI)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 25, 1990 at 3:30 p.m. regarding the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Sections 82-4-18, 82-4-19, 82-4-20, 82-4-21, 82-4-22, and 82-4-22.1 related to driving while intoxicated (DWI). These amendments are necessary in order to adopt actions of the 1990 General Assembly into Chapter 82. The amendments will become effective on July 1, 1990.

ADMIN 17 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6 RELATED TO ADOPTION OF STATE LAW

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on June 25, 1990 at 3:30 p.m. regarding the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6 related to Adoption of State Law. These amendments are necessary in order to adopt actions of the 1990 General Assembly into Chapter 82. The amendments will become effective on July 1, 1990.

ADMIN 18 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO CHAPTER 112 (ZONING ORDINANCE), AND CHAPTER 101 (SUBDIVISION ORDINANCE) REGARDING AFFORDABLE DWELLING UNIT (ADU) DEVELOPMENTS

- (A) Authorized the advertisement of a public hearing to be held before the Planning Commission on June 28, 1990, and the Board of Supervisors on July 9, 1990 at 4:00 p.m. regarding the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) and Chapter 101 (Subdivision Ordinance) related to the implementation of the Affordable Dwelling Unit (ADU) Program adopted by the Board of Supervisors on December 11, 1989.

57. A-1 - IMPLEMENTATION OF DULLES TRANSPORTATION SYSTEM MANAGEMENT (TSM) SYSTEM (CENTREVILLE, DRANESVILLE AND PROVIDENCE DISTRICTS) (NO TAPE)

(NOTE: Earlier in the meeting, the Board concurred with the recommendation of staff and:

- Reaffirmed its actions of April 1989 endorsing implementation in the Dulles Corridor of a Transportation System Management (TSM) System comprised of park-and-ride facilities, transit centers, High Occupancy Vehicle (HOV) lanes, high speed express bus service, and associated roadway improvements. The Board's action of April 1989 also directed staff to implement the TSM System in a manner so as to preserve the option of providing some form of rail transit in the future;
- Directed staff to take the necessary actions to formulate a capital grant application for submission to the Urban Mass Transportation Administration (UMTA) by December 31, 1990. In order to submit such a grant application, it is necessary to identify and approve the specific sites for all public transportation facilities and to identify the participating governmental entities;
- Approved the following activities in order to meet the December 31, 1990 target date:
 - * Staff should meet with the private sector to identify potential facility sites and to explore cooperative joint development opportunities to help finance this public transportation initiative;
 - * The Board should initiate meetings with Loudoun County representatives to discuss their component of the Dulles TSM System and Loudoun County's participation in this initiative; and
 - * Staff is authorized to negotiate amendments to the County's current contract with KPMG Peat Marwick for any necessary assistance that may be needed in finalizing an implementation plan and formulating an UMTA grant application for the TSM System.
- Directed staff to return to the Board on July 9, 1990 with an overall project schedule and deadlines for completion of

various activities leading up to grant submission and approval. At that time, the Board may also wish to discuss potential sources of the non-federal (local) matching funds, which could total more than \$36 million for the entire TSM System; and

- Advised the Transportation Advisory Commission (TAC) regarding the Board's actions on and status of this project.
- Appointed Supervisor Pennino to represent the Board in meetings with the Loudoun County representatives.

See Clerk's Summary Item CL/#8.)

58. A-2 - AUTHORIZATION FOR CONDEMNATION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF BACKLICK ROAD TRAIL (ANNANDALE DISTRICT) (TAPE 9)

On motion of Supervisor Bulova, seconded by Supervisor Pennino, and carried by a vote of eight, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and authorized the necessary legal proceedings for condemnation of certain land rights necessary for the construction of the Backlick Road Trail, Project 002076, from Leewood Townhouses south to Leewood Forest Townhouses, Annandale District.

59. A-3 - DESIGNATION OF REVENUE SHARING PROGRAM FUNDS FOR FISCAL YEAR (FY) 1991 AND REALLOCATION OF PREVIOUSLY DESIGNATED REVENUE SHARING FUNDS (COUNTYWIDE) (TAPE 9)

- (R) On motion of Supervisor Davis, seconded by Supervisor McConnell, the Board concurred in the recommendation of staff and adopted a Resolution designating \$424,000 in County funds from Subfund 446 (Project Revenue), \$424,000 in matching Virginia Department of Transportation (VDOT) Revenue Sharing Program funds, and \$404,200 from three previously designated Revenue Sharing Projects for the construction of six spot intersection projects as shown in Attachment II of the Memorandum to the Board dated June 4, 1990.

Following discussion, with input from Mr. Samuel T. Chamberlain, Office of Transportation, the question was called on the motion, which carried by a vote of seven, Supervisor Hyland being out of the room, Supervisor Alexander being absent.

60. A-4 - COUNTY REVIEW AND COMMENT ON WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) BOARD BUDGET COMMITTEE'S RECOMMENDED FISCAL YEAR (FY) 1992 THROUGH FY 1996 CAPITAL IMPROVEMENT PROGRAM (CIP) (COUNTYWIDE) (TAPE 9)

On motion of Supervisor Hanley, seconded by Supervisor McConnell, the Board concurred in the recommendation of staff and approved submission of the comments to the Washington Metropolitan Area Transit Authority (WMATA) Board' Budget Committee, as outlined in the Memorandum to the Board, dated June 4, 1990, for consideration during the adoption of the Fiscal Year (FY) 1992 through FY 1996 Capital Improvement Program (CIP).

Following a brief discussion, the question was then called on the motion, which carried by a vote of eight, Supervisor Alexander being absent.

61. A-5 - ALLOCATION PUBLIC HEARING FOR VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) INTERSTATE, PRIMARY AND URBAN FUNDS FOR FISCAL YEAR (FY) 1991 (COUNTYWIDE) (TAPE 9)

On motion of Supervisor Hanley, seconded by Supervisor Davis, the Board concurred in the recommendation of staff and endorsed the Virginia Department of Transportation (VDOT) Tentative Allocation of Interstate and Primary Funds for Fiscal Year (FY) 1991-1996 with the following comments:

- Reaffirmed its previous position of April 16, 1990 requesting the Commonwealth Transportation Board (CTB) to continue to seek funding for the priority projects listed in Attachment I of the Memorandum to the Board dated June 4, 1990;
- Requested the CTB to develop as soon as possible an interim strategy for improving the capacity of I-66 through High Occupancy Vehicle (HOV) lanes and widening. Such a strategy should be developed in recognition of the fact that funding necessary for the ultimate improvements to I-66 may not be available in the near future. Such a strategy, once agreed upon, will be critical to earmarking of federal funds in the near term for I-66 improvements;
- Requested the CTB to review its policies associated with allocation of Interstate and federal funds towards ensuring that

the allocation of these funds through General Assembly approved formulas does not dilute or diminish the basis upon which the federal government allocates the funds to Virginia; and

- Requested the CTB to review the project to see if it can be done less expensively and more rapidly than currently proposed.

Supervisor Hanley asked that the motion be amended to include a caveat that the Board:

- Reiterate its previous sequencing request concerning the work on Route 29 (starting from the east rather than from the west); and
- Request the CTB to review the current design of the project (2.8 miles) on Route 29 to see if it can be done more rapidly and at less expense.

This amendment was accepted.

Following further discussion, with input from J. Hamilton Lambert, County Executive, and Mr. Samuel Chamberlain, Office of Transportation, Supervisor Bulova asked unanimous consent that the Board direct staff to conduct an in-house study on the need to construct tandem left turn lanes at Prosperity Avenue and to change the language on Table 1, Projects in Priority Order to be Added to Six Year Program, Item 17, to read:

- Provide funds for study to verify and estimate the cost and the improvements needed in constructing tandem left turn lanes.

Without objection, it was so ordered.

The question was then called on the motion, as amended, which carried by a vote of eight, Supervisor Alexander being absent.

62. A-6 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT)
PROJECT FOR IMPROVEMENTS TO BURKE LAKE ROAD
(ROUTE 645) BETWEEN LEE CHAPEL ROAD AND THE
PROPOSED FAIRFAX COUNTY PARKWAY
(SPRINGFIELD DISTRICT) (TAPE 9)

On motion of Supervisor McConnell, seconded by Supervisor Pennino, and carried by a vote of eight, Supervisor Alexander being absent, the Board

concurred in the recommendation of staff and endorsed the Virginia Department of Transportation (VDOT) design plans for improvements to Burke Lake Road between Lee Chapel Road and the proposed Fairfax County Parkway, including the provision of an eight-foot trail on the north side of Burke Lake Road, as presented at the May 1, 1990 public hearing, subject to the provision that VDOT evaluate the need for a traffic signal at the Burke Lake Road and Wilmington Drive intersection.

63. A-7 - REQUEST TO CONGRESSMAN FRANK WOLF TO
CO-SPONSOR LEGISLATION EXTENDING LOW INCOME HOUSING
TAX CREDITS AND LETTERS OF APPRECIATION TO THE FAIRFAX
COUNTY CONGRESSIONAL DELEGATION FOR THEIR SUPPORT OF
HOUSING LEGISLATION (TAPE 9)

On motion of Supervisor Pennino, seconded by Supervisor Hyland, and carried by a vote of eight, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and authorized Chairman Moore to send the following on behalf of the Board of Supervisors:

- A letter requesting Congressman Frank Wolf to co-sponsor legislation to extend the low income housing tax credit (H.R. 2319); and
- A letter of appreciation to Senator Warner, Senator Robb, Congressman Parris and Congressman Wolf for their co-sponsorship of legislation to extend the sunset of mortgage revenue bonds and the extension of low incoming housing tax credits.

64. A-8 - MEMORANDUM OF AGREEMENT WITH THE FAIRFAX
COUNTY ALCOHOL SAFETY ACTION PROGRAM (ASAP)
POLICY BOARD (TAPE 9)

On motion of Supervisor Pennino, seconded by Supervisor McConnell, the Board concurred in the recommendation of staff and approved the Memorandum of Agreement with the Fairfax County Alcohol Safety Action (ASAP) Policy Board as contained in the Memorandum to the Board dated June 4, 1990.

Following a brief discussion, Supervisor Davis asked unanimous consent that the Board direct staff to provide, in the form of an Information Item, a detailed description of the County subsidy of the ASAP Program. Without objection, it was so ordered.

The question was then called on the motion which carried by a vote of eight, Supervisor Alexander being absent.

65. A-9 - NOMINATIONS FOR AIRCRAFT NOISE MONITOR LOCATIONS (TAPE 9)

On motion of Supervisor Pennino, seconded by Supervisor Richards, the Board concurred in the recommendation of staff and approved the submission of the following proposed Phase Two Aircraft Noise Monitor Locations to the Metropolitan Washington Council of Governments (MWCOC):

- Great Falls Elementary School;
- Floris Elementary School; and
- Lee District Park.

Supervisor Pennino asked unanimous consent that the Board direct staff to prepare a letter of congratulations under the Chairman's signature to Mr. Jim Pammel, a former Fairfax County Planner, on his selection as Chairman of the Fairfax County Airports Advisory Committee. Without objection, it was so ordered.

The question was then called on the motion, which carried by a vote of eight, Supervisor Alexander being absent.

66. A-10 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION AND COMPENSATION PLANS - PROBATION COUNSELOR II (TAPE 9)

On motion of Supervisor Pennino, seconded by Supervisor Hanley, and carried by a vote of seven, Supervisor Davis being out of the room, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and approved the amendments to the County's Classification and Compensation Plans necessary to implement the advisory decision of the Civil Service Commission's Hearing Officer to reallocate the Probation Counselor II class to pay grade S-21 (\$30,624 - \$47,401). This action would be retroactively effective to January 1, 1990, at which time the pay grade for this class was approved by the Board for reallocation from S-18 (\$26,601 - \$41,175) to S-20 (\$29,190 - \$45,182) as part of the Fiscal Year (FY) 1990 Compensation Study.

67. A-11 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION AND COMPENSATION PLANS - ASSISTANT DIRECTOR, OFFICE FOR CHILDREN (TAPE 9)

Following discussion, Supervisor Pennino asked unanimous consent that the Board defer action on the recommendation of staff to approve the amendment to the County's Classification and Compensation Plans to establish the proposed new class of Assistant Director, Office for Children, Grade S-33 (\$54,059 - \$79,691) pending review by the Personnel Subcommittee.

In addition, Supervisor Pennino asked that staff provide the Board with information regarding the number of persons on the Office for Children staff, including the grades and salaries. Without objection, it was so ordered.

68. A-12 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION/
COMPENSATION PLANS - DIVISION OF COMMUNICATIONS -
BRANCH MANAGER CLASSES (TAPE 9)

Following discussion, Supervisor Pennino asked unanimous consent that the Board defer action on the recommendation of staff to approve the amendments to the County's Classification and Compensation Plans necessary to establish the following single-position classes pending review by the Personnel Subcommittee:

- Telecommunications Branch Manager, S-28 (\$42,582 - \$65,908);
- Radio Engineering and Services Branch Manager, S-28 (\$42,582 - \$65,908); and
- Network Management Branch Manager, S-28 (\$42,582 - \$65,908).

Without objection, it was so ordered.

69. A-13 - REVISIONS TO THE PERSONNEL REGULATIONS -
GRIEVANCE PROCEDURE (TAPE 9)

On motion of Supervisor Hanley, seconded by Supervisor Hyland, and carried by a vote of seven, Supervisor Davis being out of the room, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and approved the proposed revisions to the local grievance procedures in Chapter 17 of the Personnel Regulations as contained in the Memorandum to the Board dated June 4, 1990.

70. A-14 - REVISIONS TO THE PERSONNEL REGULATIONS -
PAY PLAN (TAPE 9)

On motion of Supervisor Richards, seconded by Supervisor Pennino, and carried by a vote of seven, Supervisor Davis being out of the room, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and approved the proposed revisions to the Personnel Regulations implementing the previously adopted compensation plan for Assistant County Attorneys, clarifying the Board's authority to grant exceptions to the compensation plan, expanding conflict of interest coverage to all merit employees, and changing the grievance procedure, as contained in the Memorandum to the Board dated June 4, 1990.

71. A-15 - AUTHORIZATION FOR CONDEMNATION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE CLIFTON FARM SUBDIVISION (SPRINGFIELD DISTRICT)
(TAPE 9)

On motion of Supervisor McConnell, seconded by Supervisor Pennino, and carried by a vote of eight, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and authorized the necessary legal proceedings for condemnation of certain land rights on the Natoli and Fisher property (Tax Map 055-3-001-0006) necessary for the construction of the Clifton Farm Subdivision, Springfield District.

72. A-16 - PARKING REDUCTION FOR GUINEA ROAD INDUSTRIAL PARK/TRINITY ASSEMBLY OF GOD CHURCH (ANNANDALE DISTRICT) (TAPE 9)

On motion of Supervisor Bulova, seconded by Supervisor Pennino, and carried by a vote of eight, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and approved an 18.0 percent reduction of the required parking for Guinea Road Industrial Park (Tax Map 77-2-001-29C) pursuant to Paragraph 4, Section 11-102 of the Fairfax County Zoning Ordinance subject to the conditions outlined in the Memorandum to the Board dated June 4, 1990.

73. A-17 - ADOPTION OF FINAL COMMUNITY IMPROVEMENT PROGRAM ASSESSMENTS FOR GREENWAY DOWNS, PHASE III (PROVIDENCE DISTRICT) (TAPE 9)

- (Rs) On motion of Supervisor Hanley, seconded by Supervisor Davis, and carried by a vote of eight, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and adopted the Resolutions establishing the final amount to be assessed against each landowner in the Greenway Downs, Phase III Community Improvement Program Project.

74. A-18 - OFFICE FOR CHILDREN APPLICATION FOR THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, COORDINATED DISCRETIONARY FUND PROGRAM GRANT FOR A HEAD START PROGRAM IMPROVEMENT DEMONSTRATION PROJECT (LEE AND MOUNT VERNON DISTRICTS) (TAPE 9)

On motion of Supervisor Hanley, seconded by Supervisor Davis, and carried by a vote of eight, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and approved the submission of an application by the Office for Children (OFC) for a demonstration project grant to extend comprehensive child care services to parents enrolled in the Parent and Child Center Program (PCC) as they begin participating in the Family Support Act Job Opportunities and Basic Skills (JOBS) Program.

The amount of the grant is \$50,000 federal funding per budget year for three years beginning September 1990. The grant supports 1/1.0 SYE

grant-exempt Child Care Specialist I (S-20) position within the OFC and operating costs related to the project. Matching cash or in-kind contributions of at least \$16,667 per budget year is required under the terms of this award. This requirement will be met through the use of existing facilities and staff identified as an in-kind match.

75. A-19 - SUPPLEMENTAL APPROPRIATION RESOLUTION
AS 91002 FOR THE FAIRFAX COUNTY GENERAL
DISTRICT COURT PRETRIAL SERVICES SUPERVISED
RELEASE GRANT PROGRAM (TAPE 9)

(SAR) On motion of Supervisor Hanley, seconded by Supervisor Pennino, and carried by a vote of eight, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution AS 91002 in the amount of \$112,497 to appropriate funds to initiate a General District Court Supervised Release Program with grant funding provided through the State Department of Criminal Justice Services from monies available from the Federal Anti-Drug Abuse Act of 1988. The grant period is July 1, 1990 through June 30, 1991. Federal funding will total \$84,373 with a local cash match requirement of \$28,124. Three (2.5 SYE) grant exempt positions are included in the grant to administer the program.

76. A-20 - SUPPLEMENTAL APPROPRIATION RESOLUTION
AS 90034 FOR AN AMENDMENT TO THE OFFICE FOR
CHILDREN HEAD START PARENT AND CHILD CENTER
PROGRAM GRANT (TAPE 9)

(SAR) On motion of Supervisor Pennino, seconded by Supervisor Hanley, and carried by a vote of eight, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution AS 90034 in the amount of \$19,000 to appropriate a supplemental amendment to the Federal Head Start Parent and Child Center Program (PCC) grant. This amendment will allow the Office for Children (OFC) to purchase a station wagon and child safety seats. This amendment is a one-time only award issued as a supplement to the regular Federal PCC grant. No additional local cash match is required.

77. A-21 - AUTHORIZATION FOR THE DIRECTOR OF THE
LAND ACQUISITION DIVISION AND THE COUNTY
ATTORNEY TO SIGN SETTLEMENT DOCUMENTS IN
CONNECTION WITH THE PURCHASE OF PROPERTY
FOR BOARD OF SUPERVISORS APPROVED AND
FUNDED PROJECTS (COUNTYWIDE) (TAPE 9)

(R) On motion of Supervisor Richards, seconded by Supervisor Hyland, and carried by a vote of eight, Supervisor Alexander being absent, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the Director of the Land Acquisition Division and the County Attorney to sign settlement documents other than deeds on behalf of the Board of Supervisors. Under this proposed Resolution, the Director of the Land Acquisition Division and the County Attorney would be authorized to sign only those settlement documents associated with approved projects.

78. A-22 - BOARD ADOPTION OF PROCEDURES FOR
HEARING APPEALS OF ARCHITECTURAL REVIEW
BOARD DECISIONS (NO TAPE)

(NOTE: Earlier in the meeting the Board took action to adopt procedures for hearing the appeals of the Architectural Review Board decisions. See Clerk's Summary Item CL#25.)

79. C-1 - CONSIDERATION OF WHETHER THE COUNTY
SHOULD ADOPT AN AMENDMENT TO THE FAIRFAX
COUNTY UTILITY TAX ORDINANCE TO CLASSIFY
AS RESIDENTIAL USE FOR TAX PURPOSES UTILITY
SERVICE PROVIDED TO COMMONLY USED AREAS
WITHIN RESIDENTIAL PROJECTS (TAPE 9)

- (A) The Board next considered an item contained in the Memorandum to the Board dated June 4, 1990 regarding whether the County should adopt an amendment to Chapter 4 (Taxation and Finance), Section 4-6-1, of the Utility Tax Ordinance, to classify as residential use for tax purposes utility service provided to commonly used areas within residential projects.

Supervisor Hanley moved that the Board authorize staff to schedule a public hearing on a proposed amendment to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Article 6 (Utility Tax), Section 4-6-1, to:

- Address the utility tax rate on utility service in commonly used areas of residential projects;
- Clarify the scope of a residential user in the context of a multiple-family dwelling by including the common area usage; and
- Define the multiple-family dwelling and residential user.

This motion was seconded by Supervisor Bulova.

Following discussion, Supervisor Hanley asked that her motion be amended to include a request that the Board ask the utility companies to submit testimony at the public hearing on the proposed amendment, and this was accepted.

Supervisor Davis asked that the motion be amended to appoint he and Supervisor Hanley as Board representatives to meet with the utility companies and the condominium associations in an attempt to straighten out some of the issues, and this was accepted.

The question was then called on the motion and, as amended, carried by a vote of eight, Supervisor Alexander being absent.

80. I-1 - HUNTINGTON AND VIENNA METRORAIL PARKING FACILITY STATUS REPORT (MOUNT VERNON AND PROVIDENCE DISTRICTS) (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 presenting the Huntington and Vienna Metrorail Parking Facility Status Report.

81. I-2 - ROAD BOND PROGRAM - BOARD OF SUPERVISORS' MONTHLY STATUS REPORT FOR MAY, 1990 (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 presenting the Road Bond Program - Board of Supervisors' Monthly Report for May, 1990. Highlights are as follows:

- Project 64107 Zion Drive/Sideburn Road - Bid opening was held on May 23, 1990;
- Project 64116 Route 29 Feasibility Study, Phase I - Preliminary study was completed in May, 1990;
- Project 64130-A Fox Meadow Lane - Scope of roadway improvements completed in May, 1990;
- Project 64130-B Stringfellow Road - Surveying was completed in May 1990; and
- Project 64130-C Braddock Road - Surveying was completed in May, 1990.

82. I-3 - CITIZENS INFORMATION PAMPHLET ON TRANSPORTATION ITEMS IN FAIRFAX COUNTY (COUNTYWIDE) (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 presenting the proposed Citizens Information Pamphlet on Transportation Items in Fairfax County.

Supervisor Richards asked unanimous consent that the Board direct staff to forward copies of the pamphlet to the Supervisors' offices for distribution to the public. Without objection, it was so ordered.

83. I-4 - METROBUS PUBLIC HEARING IN FAIRFAX COUNTY: WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) PUBLIC HEARING DOCKET NUMBER B90-4 (ANNANDALE, CENTREVILLE, LEE, PROVIDENCE AND SPRINGFIELD DISTRICTS) (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 announcing the Washington

Metropolitan Area Transit Authority (WMATA) public hearings on Thursday, June 28, 1990 at 7:30 p.m. at the Irving Intermediate School, located in Springfield, to consider a series of minor Metrobus service changes.

84. I-5 - PROGRESS OF THE ECOLOGICAL RESOURCES INVENTORY IN FAIRFAX COUNTY (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 announcing the progress of the Ecological Resources Inventory in Fairfax County.

85. I-6 - COUNTY REFUSE COLLECTION PARKOUT PROGRAM (COUNTYWIDE) (TAPE 9)

(NOTE: Earlier in the meeting, there was action taken regarding this item. See Clerk's Summary Item CL#10.)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 requesting authorization for staff to notify residents of the closure of the 10 parkout locations as outlined in the Memorandum to the Board dated May 17, 1990.

There was a brief discussion regarding this item.

(NOTE: Later in the meeting, there was additional action taken by the Board on this item. See Clerk's Summary Item CL#108.)

86. I-7 - APPROVAL OF STREETSCAPE CONCEPTUAL DESIGN CONTRACT FOR SPRINGFIELD STREETSCAPE PHASE I AND PHASE II PROJECT (LEE DISTRICT) (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 requesting authorization for staff to award a contract in the amount of \$89,715.08 to Mortensen, Lewis and Scully, Incorporated, for preparing the streetscape conceptual design. Funds are currently available in Project 008903, Springfield Streetscape Phase I and Project 008904, Springfield Streetscape Phase II, in Subfund 489, Commercial Revitalization Program.

The staff was directed administratively to proceed as proposed.

87. I-8 - CONTRACT AWARD - LAKE D'EVEREUX, SECTION FOUR, DEVELOPER DEFAULT (LEE DISTRICT) (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 requesting authorization for staff to award a contract to Granja Contracting, Incorporated, in the amount of \$204,829.50 for the construction of:

- Double tennis courts;
- One tot lot;

- Approximately 610 linear feet of asphalt trail;
- 300 linear feet of curb and gutter;
- 510 square yards of CTA base;
- The removal and replacement of approximately 450 square yards of concrete driveways;
- 240 linear feet of curb and gutter;
- 250 square yards of sidewalk;
- The removal of approximately 5,200 square yards of pavement;
- The installation of approximately 420 linear feet of underdrains;
- 392 linear feet of HR-2 handrail;
- The placement of approximately 500 tons of asphalt surface, type S-5; and
- Other miscellaneous items for the Lake D'Evereux, Section Four, Developer Default.

Funds are currently available in Project U00006, Developer Default, in Subfund 468, Public Works Construction.

The staff was directed administratively to proceed as proposed.

88. I-9 - CONTRACT AWARD - ARCHITECTURAL AND CONSULTANT SERVICES FOR RECREATION CENTER IMPROVEMENTS AT MOUNT VERNON DISTRICT AND PROVIDENCE PARKS (MOUNT VERNON AND PROVIDENCE DISTRICTS)
(TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 requesting authorization for staff to:

- Award a contract to Strang and Samaha, AIA, in the amount of \$51,865; and
- Reallocate funds in the amount of \$25,609 from Project 004534, Park Contingency TO Projects 004582 and 004178, Mount Vernon District and Providence Parks.

The staff was directed administratively to proceed as proposed.

89. I-10 - CONTRACT AWARD - IMPROVEMENTS TO THE
PURCHASING AND INVENTORY MANAGEMENT SYSTEMS
(PIMS) (TAPE 9)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 4, 1990 requesting authorization for staff to:

- Award a contract to CTG in the amount of \$86,790 for Phase I [for improvements to the materials management module of Purchasing and Inventory Management Systems (PIMS)]; and
- If Staff's review of the requirements analysis indicates it is appropriate to proceed with Phase II, and if the cost is within the \$158,200 budgeted, proceed to award Phase II to CTG at that time.

The staff was directed administratively to proceed as proposed.

ADDITIONAL BOARD MATTER

90. VIRGINIA COMMONWEALTH UNIVERSITY STUDY
ON "TRANSPORTATION IN VIRGINIA" (TAPE 9)

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to obtain copies of a recent study by Virginia Commonwealth University on "Transportation in Virginia" for distribution to Board Members. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

91. RECESS/EXECUTIVE SESSION (TAPE 9)

At 2:30 p.m., Supervisor Davis moved that the Board recess and go into Executive Session for discussion of matters set forth in the Agenda, as well as for discussion of actual and potential litigation and other legal and personnel matters concerning:

- Centreville Regional Library Contract Award.

This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Alexander being absent.

92. INTENT TO DEFER (TAPE 9)

Supervisor Pennino announced her intent to defer, at the appropriate time later in the meeting, the public hearings on Proffered Condition Amendment Applications PCA 89-C-025; PCA 85-C-088-2; PCA 86-C-119-2, and PCA 86-C-121-2.

SBE:SBE

At 4:10 p.m., the Board reconvened in the Board Room with all Members being present, with the exception of Supervisor Alexander, and with Chairman Moore presiding.

93. ACTIONS FROM EXECUTIVE SESSION (TAPE 10)A. CERTIFICATION BY BOARD MEMBERS
REGARDING ITEMS DISCUSSED IN
EXECUTIVE SESSION

Supervisor Hyland moved that the Board of Supervisors certify that, to the best of their knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed or considered by the Board during the Executive Session. This motion was seconded by Supervisor Davis and carried by a vote eight, Supervisor Alexander being absent.

B. CONTRACT AWARD FOR THE CONSTRUCTION
OF THE CENTREVILLE REGIONAL LIBRARY
(TAPE 10)

Supervisor McConnell moved the Board authorize John Di Zerega, Director of the Department of Public Works, to award a contract for the construction of Centreville Regional Library to Jack Bays, Incorporated as recommended by the County Attorney in Executive Session. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

C. AUTHORIZATION OF SETTLEMENT OF THE
BOARD OF SUPERVISORS VERSUS EARLY-RENTZ
TRADING AS RUXTON HOMES, ET AL

Supervisor McConnell moved that the Board authorize settlement of the Board of Supervisors versus Early-Rentz trading as Ruxton Homes, Et Al, At Law Number 88923 as recommended by the County Attorney in Executive Session. This was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

94. 3:30 P.M. - PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 89-C-025, PCA 85-C-088-2, PCA 86-C-119-2 AND PCA 86-C-121-2 (BOARD OF SUPERVISORS, OWN MOTION) (CENTREVILLE DISTRICT) (TAPE 10)

(NOTE: On May 24, 1990, the Planning Commission deferred its decision on the these applications to June 11, 1990.)

Supervisor Pennino moved to defer the public hearing on Proffered Condition Amendment Applications PCA 89-C-025, PCA 85-C-088-2, PCA 86-C-119-2 and PCA 86-C-121-2 until July 23, 1990 at 4:30 p.m. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Davis being out of the room and Supervisor Alexander being absent.

95. 3:30 P.M. - PH ON THE PROPOSED PROHIBITION OF THROUGH TRUCK TRAFFIC ON LEWINSVILLE ROAD (DRANESVILLE DISTRICT) (TAPE 10)

(R)
(Verbatim)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of May 17 and May 24, 1990.

Following the public hearing, which included testimony by two speakers, Supervisor Richards moved adoption of the Resolution requesting the Virginia Department of Transportation (VDOT) Commonwealth Transportation Board (CTB) to prohibit through truck traffic on Lewinsville Road located between Leesburg Pike (Route 7) and Chain Bridge Road (Route 123). This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Davis and Supervisor Hanley being out of the room, Supervisor Alexander being absent.

96. 3:30 P.M. - BOARD DECISION ON THE ACQUISITION OF A DEDICATION AND EASEMENT NECESSARY FOR THE CONSTRUCTION OF BEL AIR PHASE II, NEIGHBORHOOD IMPROVEMENT PROJECT (MASON DISTRICT) (TAPE 10)

Supervisor Davis moved to defer the Board Decision on the acquisition of a dedication and easement necessary for the construction of Bel Air Phase II, Neighborhood Improvement Project until June 25, 1990 at 3:30 p.m. This motion was jointly seconded by Supervisor McConnell and Supervisor Pennino and carried by a vote of seven, Supervisor Hanley being out of the room, Supervisor Alexander being absent.

97. 3:30 P.M. - PH ON THE PERMANENT ADOPTION OF AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4, (TAXATION AND FINANCE), RELATING TO APPLICATION FOR TAX EXEMPTION (TAPE 10)

- (0) Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of May 17 and May 24, 1990.

Following the public hearing, which included testimony by one speaker, Supervisor Hyland moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 4, (Taxation and Finance), Sections 4-14-3, 4-15-6 and 4-16-6 to delete the requirement that all disabled applicants for tax relief must obtain certifications from two medical doctors who are licensed to practice in Virginia as contained in the Memorandum to the Board dated June 4, 1990. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Davis and Supervisor Hanley being out of the room, Supervisor Alexander being absent.

98. 3:30 P.M. - BOARD DECISION ON THE ACQUISITION OF A DEDICATION AND EASEMENT NECESSARY FOR THE CONSTRUCTION OF BEL AIR PHASE II, NEIGHBORHOOD IMPROVEMENT PROJECT (MASON DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to defer Board Decision on this item until June 25, 1990 at 3:30 p.m. See Clerk's Summary Item CL#96.)

DL:DL

99. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 89-S-072 (NORTHERN VIRGINIA ELECTRIC COOPERATIVE) (SPRINGFIELD DISTRICT) (TAPES 10-11)

Mr. Ray Gosney reaffirmed the validity of the affidavit for the record.

Following the public hearing, which included testimony by one speaker, Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to provide Board Members with a copy of the Environmental Protection Agency's (EPA) proposed regulations. Without objection, it was so ordered.

Supervisor McConnell moved approval of Special Exception Application SE 89-S-072 subject to the revised development conditions dated May 16, 1990. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis and Supervisor Hanley being out of the room, Supervisor Alexander being absent.

(NOTE: The Planning Commission also noted that the applicant had agreed to construct a wall to protect the adjoining residential areas, and that such a condition would be added prior to the scheduled hearing by the Board of Supervisors.)

100. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 90-D-004 (SMC-MCLEAN LIMITED PARTNERSHIP)
(DRANESVILLE DISTRICT) (TAPE 11)

Mr. Robert Lawrence reaffirmed the validity of the affidavit for the record.

Following the public hearing, Supervisor Richards moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

Supervisor Richards moved approval of Special Exception Application SE 90-D-004 subject to the revised development conditions dated May 24, 1990. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

Supervisor Richards moved waiver of the transitional screening and barrier requirements along the northern, western, and southern boundaries to that shown on the Special Exception Plat. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

Supervisor Richards moved waiver of the interior landscaping requirement and modification of the peripheral parking lot landscaping requirement in favor of the treatment detailed on the Special Exception Plat. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

101. BOARD RECESS (TAPE 11)

At 4:50 p.m. the Board recessed briefly at the request of Supervisor Hyland to allow the applicant's attorney for Special Exception Amendment Application SEA 81-V-070 time to review new documentation.

The Board reconvened at 5:30 p.m. with all members being present with the exception of Supervisor Davis, Supervisor Hanley, and Supervisor Alexander, and with Chairman Moore presiding.

102. 4:00 P.M. - BOARD DECISION ON SPECIAL EXCEPTION
AMENDMENT APPLICATION SEA 81-V-070 (MOBIL OIL
CORPORATION) (MOUNT VERNON DISTRICT) (TAPE 11)

(NOTE: On March 26, 1990, the Board of Supervisors held the public hearing on Special Exception Amendment Application SEA 81-V-070, but

deferred decision to May 14, 1990. Again, on May 14, 1990, the Board deferred decision to June 4, 1990.)

Supervisor Hyland moved that the Board:

- Approve Special Exception Amendment Application SEA 81-V-070 subject to the revised development conditions dated June 4, 1990, with the following modifications:

- * Condition One: Remain the same;

- * Condition Two: "This Special Exception is approved in part for the quick service food store only and is granted only for the purpose(s), structure(s), and/or use(s) indicated on the Special Exception Plat approved with the application as qualified by these development conditions. The request for additional gasoline dispensers (pumps) and extended pump islands is denied;"

- * Condition Three: "This Special Exception is subject to the provisions of Article 17, Site Plans. Any plan submitted pursuant to this Special Exception shall be in conformance with the Special Exception Plat entitled Plat to Amend SE 81-V-070 Belle Haven Mobil and prepared by Richard O. Spencer, Incorporated, dated October 31, 1988, revised December 4, 1989, except as qualified by Condition Two and the following conditions:"

- * Condition Four: Shall remain the same;

- * Condition Five: Add to the fourth line, at the end of the first full sentence: "However, the two proposed parking lot landscape islands shall not be required;"

- * Conditions Six, Seven, Eight and Nine: Shall remain the same;

- * Conditions 10, 11, and 12: Delete;

- * Condition 13: Shall remain the same; and
- * Condition 14: Shall be included with the following exception regarding the 12th line where it refers to food preparation, the following language should be inserted: "However, a microwave oven shall be permitted."
- Deny the request for approval of additional gasoline dispensers and extended pump islands.

This motion was seconded by Supervisor Richards and carried by a vote of six, Supervisor Davis and Supervisor Hanley being out of the room, Supervisor Alexander being absent.

Supervisor Hyland moved waiver of the landscape open space requirement. This motion was seconded by Supervisor Richards and carried by a vote of six, Supervisor Davis and Supervisor Hanley being out of the room, Supervisor Alexander being absent.

Supervisor Hyland further moved waiver of the 12 month limitation on the re-hearing of an application in connection with Special Exception Amendment Application SEA 81-V-070. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Davis and Supervisor Hanley being out of the room, Supervisor Alexander being absent.

103. WORK SESSION ON PRELIMINARY THOUGHTS ON PROFFERS (TAPES 11-12)

Following a staff presentation by James P. Zook, Director, Office of Comprehensive Planning, there was considerable discussion by Board Members.

Supervisor Pennino moved that the Board direct staff to:

- Meet with representatives of the development community to discuss the draft document prepared by Anthony H. Griffin, Deputy County Executive for Planning and Development, entitled Proffer Guidelines; and
- Determine what will be mutually acceptable to the County and the development community.

This motion was seconded by Supervisor Richards and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Richards moved that the Board dissolve the Joint Working Group comprised of Supervisor Pennino, Supervisor Richards and two members of the Planning Commission. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Richards encouraged all Board Members to work closely with all individuals and/or civic groups involved with rezoning cases in an effort to explain the proffer issues.

Supervisor Hyland asked unanimous consent that the Board direct staff to prepare a letter to be sent to the building community representatives, the League of Women Voters, the Federation of Citizens Associations, and other concerned groups, outlining the draft proffer guidelines and requesting written reaction to the proposal. Without objection, it was so ordered.

104. BOARD RECESS (TAPE 12)

The Board recessed at 7:00 p.m. for dinner and at 7:40 p.m. reconvened with all members present, with the exception of Supervisor Alexander, absent from the entire meeting and with Chairman Moore presiding.

105. 7:30 P.M. - PH TO RECEIVE CITIZEN COMMENT ON ISSUES OF CONCERN (TAPE 12)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of May 17 and May 24, 1990.

Citizens of Fairfax County are encouraged to present their views on issues of concern. The Board will hear public comment on any issue except: Issues under litigation, issues which have been scheduled for public hearing before the Board (this date and future dates), or comments regarding individuals. Each speaker may have up to three minutes and a maximum of 10 speakers will be heard. Citizens must call the Office of the Clerk to the Board to register to speak and provide their names, addresses, phone numbers, and topics they wish to address.

The public hearing was held and included testimony by four speakers.

Following the testimony of Ms. Faye Hubble (Speaker #3), and on behalf of Supervisor Alexander, Supervisor Hyland stated that he would advise Supervisor Alexander of a situation regarding the repair of a fence dividing a residential street from a commercial street in the Lee District so that he could assist in resolving the issue.

Following the testimony of Ms. Nawal Kavar (Speaker #10), and in response to her complaint about subsidized tenants under the Community

Development Block Grant (CDBG) and Section 8 Programs violating the Fair Housing Act Title VIII and HUD Rules and Regulations, Chairman Moore asked that she leave information with the Clerk to enable Supervisor Alexander to contact her and resolve this problem.

ADDITIONAL BOARD MATTER

106. ABSENCE OF SUPERVISOR MARTHA D. PENNINO.
CENTREVILLE DISTRICT (TAPE 12)

Chairman Moore announced that Supervisor Martha D. Pennino, Centreville District, would be absent for the remainder of the evening due to illness.

107. 7:30 P.M. - PH TO RECEIVE PUBLIC COMMENT ON THE
APPOINTMENTS OF REPRESENTATIVES FROM THE
ANNANDALE, MOUNT VERNON, PROVIDENCE AND
SPRINGFIELD DISTRICTS TO THE FAIRFAX
COUNTY SCHOOL BOARD (TAPES 12-13)

[NOTE: In accordance with Virginia Code, Section 22.1-29.1 (1987), the board of Supervisors is required to hold a public hearing to receive the views of citizens on the appointment of School Board Members at least seven days prior to an appointment. No person whose name has not been considered at the public hearing may be appointed. Appointments to these seats will be made at the Board of Supervisors' meeting scheduled for June 25, 1990.]

Supervisor Bulova announced the name of the following individual for consideration as the Annandale District Representative: Ms. Laura I. McDowall.

Supervisor Hyland announced the names of the following individuals for consideration as the Mount Vernon District Representative:

- Mr. Armando M. Rodriguez; and
- Mr. Joseph P. Brockert.

Supervisor Hanley announced the name of the following individual for consideration as the Providence District Representative: Ms. Latricia Fleetwood.

Supervisor McConnell announced the name of the following individual for consideration as the Springfield District Representative: Dr. Anthony Cardinale.

(NOTE: Board decision on the appointments to the School Board is scheduled for June 25, 1990.)

108. ADDITIONAL DISCUSSION REGARDING THE COUNTY
REFUSE COLLECTION PARKOUT PROGRAM
(TAPES 13-14)

(NOTE: Earlier in the meeting action was taken regarding this item. See Clerk's Summary Item CL#10.)

Following discussion, with input from J. Hamilton Lambert, County Executive, and John diZerega, Director, Department of Public Works, Supervisor Hanley moved that the Board continue the McLean, Great Falls, Oakton and Clifton parkout sites until the funding expires, allowing the Board the opportunity to review the issue of how to privately fund the Parkout Program. This motion was seconded by Supervisor Hyland.

Supervisor Davis moved the following substitute motion: That the Board keep open the McLean, Great Falls, Oakton, Burke, Clifton and Pohick parkout sites until September 1, 1990 at which time the Board can review the Carryover Budget. This motion was seconded by Supervisor Bulova.

Chairman Moore relinquished the Chair to Acting-Chairman Hyland and moved that the substitute motion be amended to delete the Pohick Site from the list of sites to be kept open and this was accepted.

Acting-Chairman Hyland returned the gavel to Chairman Moore.

The question was called on the substitute motion, and as amended, carried by a vote of five, Supervisor McConnell abstaining, Supervisor Richards voting "NAY," Supervisor Pennino being out of the room, Supervisor Alexander being absent.

The question was then called on the main motion, as substituted, which carried by a vote of six, Supervisor Richards voting "NAY," Supervisor Pennino being out of the room, Supervisor Alexander being absent.

109. BOARD ADJOURNMENT (TAPE 14)

At 9:00 p.m. the Board adjourned.