



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
SEPTEMBER 17, 1990**

23-90

AR:AR

The meeting was called to order at 10:15 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; Viki L. Lester, Deputy Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

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

During the moment of silent meditation, Chairman Moore asked everyone present in the Board Room to keep Lee District Supervisor Joseph Alexander, who is recovering from pneumonia, in their prayers and thoughts.

3. VIRGINIA MUNICIPAL LEAGUE ACHIEVEMENT AWARD
PRESENTED TO THE DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT (DEM) (TAPE 1)

On behalf of the entire Board, Chairman Moore presented the Virginia Municipal League Achievement Award to the Department of Environmental Management (DEM) for its Video Training Films for Site Construction Code Enforcement. The award was presented to Irving Birmingham, Director, DEM.

4. CERTIFICATE OF APPRECIATION PRESENTED TO
MS. RUBY WHEELER FOR OVER 30 YEARS OF
SERVICE AS A SCHOOL CROSSING GUARD (TAPE 1)

Supervisor Pennino moved approval of the Certificate of Appreciation presented to Ms. Ruby Wheeler for over 30 years of dedicated service to the citizens of Fairfax County as a School Crossing Guard. This motion

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

5. CERTIFICATES OF APPRECIATION PRESENTED TO
OFFICE OF COMPREHENSIVE PLANNING (OCP)
STAFF FOR THEIR WORK ON THE 1989 ANNUAL
REPORT ON THE ENVIRONMENT (TAPE 1)

Supervisor Hyland moved approval of the Certificates of Appreciation, presented to the following staff members from the Office of Comprehensive Planning (OCP), for their dedicated efforts and outstanding work on the 1989 Annual Report on the Environment:

- Bruce Douglas;
- Connie Crawford; and
- Noel Kaplan.

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

6. CERTIFICATES OF APPRECIATION PRESENTED TO THE
SPONSORS OF THE DEPARTMENT OF COMMUNITY
ACTION'S ADOPT-A-FAMILY PROGRAM (TAPE 1)

Supervisor Pennino moved approval of the Certificates of Appreciation presented to the 33 corporate and non-profit sponsors of the Department of Community Action's Adopt-A-Family Program for their generous donations to the needs of low-income families in Fairfax County. 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.

7. 10:00 A.M. - PUBLIC HEARING ON THE COUNTY AND
SCHOOLS' FISCAL YEAR (FY) 1990 CARRYOVER REVIEW
TO AMEND THE APPROPRIATION LEVEL IN THE FY 1991
BUDGET PLAN AND C-1 - REFUSE COLLECTION PARKOUT
PROGRAM - FISCAL YEAR (FY) 1991 OPERATIONS
(DRANESVILLE, PROVIDENCE AND SPRINGFIELD DISTRICTS)
(TAPES 1-4)

(SARs)
(FPRs)

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 August 31 and September 7, 1990.

Following the public hearing on the County and Schools' Fiscal Year (FY) 1990 Carryover Review to Amend the Appropriation Level in the FY 1991 Budget Plan, which included testimony by seven speakers, Supervisor Bulova called the Board's attention to Consideration Item One - Refuse Collection Parkout Program - Fiscal Year (FY) 1991 Operations (Dranesville, Providence and Springfield Districts).

The Board next considered an item contained in the Memorandum to the Board dated September 17, 1990 presenting staff recommendations regarding the funding methodology and continued operation of five refuse collection parkout sites located in the Dranesville, Providence and Springfield Districts.

Following discussion, with input from John W. diZerega, Director, Department of Public Works, and David L. Eger, Director, Division of Solid Waste, Supervisor Bulova referred to the Memorandum to the Board dated September 17, 1990 and moved that the Board:

- Approve Alternative IV - Continue County operation of the five parkout sites in McLean, Great Falls, Burke, Clifton, and Oakton through September 22, 1990, with private operations at all five sites commencing on September 29, 1990, through Fiscal Year (FY) 1991, with the assumption that the County will continue the private operations in the future if they are successful.

This motion was seconded by Supervisor Hyland.

Supervisor McConnell moved a substitute motion to keep open all five sites in McLean, Great Falls, Burke, Clifton, and Oakton, and add the Centreville site, at least for the rest of this fiscal year, at which time the Board will consider a sticker program for disposal of refuse at the parkouts by County residents. This motion was seconded by Supervisor Pennino.

Following input from J. Hamilton Lambert, County Executive, and Board discussion, Supervisor Richards moved an amendment to the substitute motion to delete the Centreville site. This motion was seconded by Supervisor Hyland and FAILED by a recorded vote of four, Supervisor Bulova, Supervisor Hanley, Supervisor Hyland, and Supervisor Richards voting "AYE," Supervisor Alexander being absent.

The question was then called on Supervisor McConnell's substitute motion to appropriate \$357,000 to keep the refuse collection parkouts open in McLean, Great Falls, Burke, Clifton, Oakton, and Centreville through the end of FY 1991, which carried by a recorded vote of six, Supervisor Bulova and Supervisor Hyland voting "NAY," Supervisor Alexander being absent.

The question was then called on the main motion, as substituted, which carried by a recorded vote of six, Supervisor Bulova and Supervisor Hyland voting "NAY," Supervisor Alexander being absent.

With regard to the Fiscal Year (FY) Carryover Review, Supervisor Bulova moved Board approval of Supplemental Appropriation Resolution AS 91011 and Amendment to the Fiscal Plan Resolution AS 91901 which includes expenditure authorization for Fiscal Year (FY) 1990 Carryover encumbrances, unencumbered items, unexpended capital project balances, administrative, and transfer adjustments identified in the County and School's FY 1990 Carryover Review which results in a Combined General Fund balance of \$4.754 million. This motion was seconded by Supervisor Davis.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved to amend the motion to defer action on the unencumbered items until the Mid-Year Review. This motion was seconded by Supervisor Hyland for the purpose of discussion.

Following discussion, the question was called on the motion to amend, which FAILED by a recorded vote of six, Supervisor Hyland and Chairman Moore voting "AYE", Supervisor Alexander being absent.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Supervisor McConnell moved to amend the motion to authorize \$2.9 million to complete the 86 street light projects. This motion was seconded by Supervisor Pennino.

Following further discussion, Supervisor Davis moved to amend the motion to authorize \$1 million for the street light projects. This motion died for lack of a second.

Supervisor Bulova moved a substitute motion to the motion to amend (Supervisor McConnell's) to include a request that funding for street lights be given priority consideration by the Board at the Mid-Year Review. This motion was seconded by Supervisor Hyland and carried by recorded vote of six, Supervisor McConnell and Supervisor Pennino voting "NAY," Supervisor Alexander being absent.

The question was then called on the main motion, as amended, which carried by a recorded vote of seven, Supervisor McConnell voting "NAY," Supervisor Alexander being absent.

Supervisor Bulova moved Board appropriation of Federal/State Grants including \$5.76 million in carryover of unexpended balances and additional adjustments. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Bulova moved Board approval of adjusting the Managed Reserve to maintain the reserve at two percent of total Combined General Fund Disbursements based on the actions taken by the Board as part of the FY 1990 Carryover Review. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

8. BOARD RECESS (TAPE 4)

At 12:30 p.m., the Board recessed briefly and at 1:00 p.m., reconvened in the Board Room with all Board Members being present, with the exception of Supervisor Alexander, and with Chairman Moore presiding.

9. ORDERS OF THE DAY (TAPE 4)

Supervisor Pennino moved that the Board change its Orders of the Day and proceed with Administrative Item Nine - Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 41 (Animals and Fowl), to Amend the Definition of Swine to Exclude Sus Scrofa Vitatus (Pot-Bellied Pigs) from this Animal Classification due to the presence in the Board Room of persons who wished to speak to this item. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Alexander being absent.

10. ADMIN 9 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 41 (ANIMALS AND FOWL), TO AMEND THE DEFINITION OF SWINE TO EXCLUDE SUS SCROFA VITATUS (POT-BELLIED PIGS) FROM THIS ANIMAL CLASSIFICATION (TAPE 4)

- (A) Supervisor Davis called the Board's attention to Administrative Item Nine - Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 41 (Animals and Fowl), to Amend the Definition of Swine to Exclude Sus Scrofa Vitatus (Pot-Bellied Pigs) from this Animal Classification.

Following discussion, Supervisor Davis moved that the Board authorize the advertisement of a public hearing to be held before the Board of Supervisors on October 15, 1990 at 4:30 p.m. on proposed amendments to the Code of the County of Fairfax, Chapter 41 (Animals and Fowl) to amend the definition of swine to exclude Sus scrofa vitatus (pot-bellied pigs) from this animal classification. This motion was seconded by Supervisor Hyland for the purpose of discussion.

Following further discussion, with input from Barbara A. Snow, Director, Department of Animal Control, the question was called on the motion which carried by a vote of seven, Supervisor Pennino voting "NAY," Supervisor Alexander being absent.

11. A-7 - COMMENTS ON THE PRELIMINARY REPORT ON
CERTIFICATE OF PUBLIC NEED (CON) (TAPE 4)

Supervisor Hanley called the Board's attention to Action Item Seven -
Comments on the Preliminary Report on Certificate of Public Need (CON)
and moved that the Board concur in the recommendation of staff and:

- Authorize County staff to respond with supporting comments on the Preliminary Report of the Secretary of Health and Human Resources on the Certificate of Public Need (CON) Program; and
- Designate Verdina L. Haywood, Deputy County Executive for Human Services, or his designee to present testimony at the public hearing in support of the CON Program.

This motion was seconded by Supervisor Pennino.

Following discussion, the question was called on the motion which carried by a recorded vote of six, Supervisor Davis and Supervisor McConnell voting "NAY," Supervisor Alexander being absent.

12. 10:30 A.M. - BOARD DECISION ON THE FAIRFAX COUNTY
ADVERTISED CAPITAL IMPROVEMENT PROGRAM (CIP) FOR
FISCAL YEARS 1991-1995 (TAPE 4)

(NOTE: The Board of Supervisors held workshops on the Advertised Capital Improvement Program (CIP) for Fiscal Years 1991-1995 on March 19 and July 23, 1990, and a public hearing on March 26, 1990. The advertised program was adopted by the Planning Commission on March 22, 1990.)

Following discussion, Supervisor Hanley moved approval of the Advertised Capital Improvement Program for Fiscal Years 1991-1995 subject to the following amendment:

- Removal of the Dunn Loring Village Trail and the Shreve Road Trail from the CIP as they were approved for funding at the Mid-Year Review.

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

CM:CM

13. 10:45 A.M. - APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES
COMMISSIONS AND ADVISORY GROUPS (TAPE 5)

(APPT)

ADVISORY SOCIAL SERVICES BOARD

Supervisor Hyland moved the reappointment of Ms. Elizabeth McManus as the Mount Vernon District Representative to the Advisory Social Services Board. This motion was seconded by Supervisor Davis and carried by a vote of seven, Chairman Moore being out of the room, Supervisor Alexander being absent.

Supervisor Davis moved the reappointment of Ms. Naomi Zeavin as the Mason District Representative to the Advisory Social Services Board. This motion was seconded by Supervisor Richards and carried by a vote of seven, Chairman Moore being out of the room, Supervisor Alexander being absent.

(NOTE: The appointment of the Annandale District Representative to the Advisory Social Services Board was deferred.)

AGRICULTURAL AND FORESTAL DISTRICTS ADVISORY COMMITTEE

(NOTE: The appointment of the At-Large (Farmer) Representative to the Agricultural and Forestal Districts Advisory Committee was deferred.)

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD

(NOTE: The appointments of the At-Large Representatives to the Alcohol Safety Action Program Local Policy Board were deferred.)

CONFIRMATIONS:

Supervisor Hanley moved that the Board confirm the following appointments to the Alcohol Safety Action Program Local Policy Board:

- Ms. Sarah L. Deneke as the Fairfax Bar Association Representative;
- Mr. Robert F. Horan as the Commonwealth's Attorney; and
- Colonel John Granfield as the Chief of Police.

This motion was seconded by Supervisor Hyland and carried by a vote of seven, Chairman Moore being out of the room, Supervisor Alexander being absent.

ARCHITECTURAL REVIEW BOARD

(NOTE: The appointments of the At-Large (Historian and Architect) Representatives to the Architectural Review Board were deferred.)

ATHLETIC COUNCIL

(NOTE: The appointment of the Lee District Representative to the Athletic Council was deferred.)

BOARD OF BUILDING CODE APPEALS - HOUSING HYGIENE DIVISION

(NOTE: The appointment of the At-Large Representative to the Board of Building Code Appeals - Housing Hygiene Division was deferred.)

BOARD OF BUILDING CODE APPEALS - TECHNICAL DIVISION

(NOTE: The appointment of the At-Large (Builder) (Alternate) Representative to the Board of Building Code Appeals - Technical Division was deferred.

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS

(NOTE: The appointment of the At-Large (Builder) Representative to the Board of Equalization of Real Estate Assessments was deferred.)

CHILD CARE ADVISORY COUNCIL

Supervisor Richards moved the reappointment of Susannah C. Rosenberg as the Dranesville District Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander being absent.

Chairman Moore moved the appointment of Ms. Kristen J. Amundson as the At-Large Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander being absent.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and she asked unanimous consent that the Board direct staff to prepare a Certificate of Appreciation for Mr. Timothy J. McGary the former At-Large Representative to the Child Care Advisory Council. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Supervisor Davis moved the reappointment of Ms. Nancy P. Hough as the Mason District Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Pennino moved the reappointment of Ms. Sarah Larson as the Centreville District Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

(NOTE: The appointment of the Springfield District Representative to the Child Care Advisory Council was deferred.)

COMMISSION FOR WOMEN

Supervisor Hanley moved the reappointment of Ms. E. Lara Shainis as the Providence District Representative to the Commission for Women. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

(NOTE: The appointment of the Springfield District Representative to the Commission for Women was deferred.)

COMMUNITY ACTION ADVISORY BOARD

Supervisor Bulova moved the appointment of Ms. Joseanne Z. Eisenhower as the Annandale District Representative to the Community Action Advisory Board. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander being absent.

(NOTE: The appointment of the Springfield District Representative to the Community Action Advisory Board was deferred.)

COUNTYWIDE TRAILS COMMITTEE

(NOTE: The appointment of the At-Large Representative to the Countywide Trails Committee was deferred.)

CRIMINAL JUSTICE POLICY GROUP

(NOTE: The appointments to the Criminal Justice Policy Group were deferred.)

ELECTRICAL ADVISORY AND LICENSING BOARD

(NOTE: The appointment of the At-Large (Citizen) Representative to the Electrical Advisory and Licensing Board was deferred.)

EROSION AND SEDIMENT CONTROL REVIEW BOARD

(NOTE: The appointment of the At-Large (Citizen/Resident of Fairfax County) Representative to the Erosion and Sediment Control Review Board was deferred.)

FAIRFAX COUNTY AIRPORTS ADVISORY COMMITTEE

(NOTE: The appointment of the Dranesville Business District Representative to the Fairfax County Airports Advisory Committee was deferred.)

FAIRFAX COUNTY WETLANDS BOARD

(NOTE: The appointment of the At-Large Representative to the Fairfax County Wetlands Board was deferred.)

FAIRFAX/FALLS CHURCH COMMUNITY SERVICES BOARDCONFIRMATION:

Supervisor Pennino moved that the Board confirm the following appointment to the Fairfax/Falls Church Community Services Board:

- Ms. Mary Jo Krekel as the Falls Church City Council Representative.

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

HISTORY COMMISSION

(NOTE: The appointment of the At-Large (Minority) Representative to the History Commission was deferred.)

HOUSING ASSISTANCE ADVISORY COMMITTEE

(NOTE: The appointments of the Annandale and the Springfield District Representatives to the Housing Assistance Advisory Committee were deferred.)

CONFIRMATIONS:

Supervisor Davis moved that the Board Confirm the following appointments to the Housing Assistance Advisory Committee:

- Ms. Mary Sue Lyons as the League of Women Voters Representative;
- Mr. John Simancas as the Spanish Speaking Community Representative; and
- Mr. James Jenkins as the Fairfax County Black Citizen Association Representative.

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

HUMAN RIGHTS COMMISSION

(NOTE: The appointments of the At-Large/Citizen Representatives to the Human Rights Commission were deferred.)

JUVENILE COURT CITIZEN ADVISORY COUNCIL

(NOTE: The appointment of the Dranesville District Representative to the Juvenile Court Citizen Advisory Council was deferred.)

Chairman Moore moved the appointment of Mr. Sam Burgan as the At-Large Representative to the Juvenile Court Citizen Advisory Council. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

MECHANICAL ADVISORY AND LICENSING BOARD

(NOTE: The appointment of the At-Large (Master Mechanic) Representative to the Mechanical Advisory and Licensing Board was deferred.)

PLUMBING ADVISORY AND LICENSING BOARD

(NOTE: The appointment of the At-Large (Class A Plumbing Contractor) Representative to the Plumbing Advisory and Licensing Board was deferred.)

PROJECT SELECTION COMMITTEE

(NOTE: The appointment of the Zion Drive Community Representative to the Project Selection Committee was deferred.)

Supervisor Hyland moved the reappointment of Ms. Dorothy Rush as the Huntington Conservation Area Representative to the Project Selection Committee. The second to this motion was inaudible. The question was called on the motion which carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Richards moved the reappointment of Reverend R.W. Bayfield as the Dranesville District Representative to the Project Selection Committee. The second to this motion was inaudible. The question was called on the motion which carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Davis moved the reappointment of Mr. Clarence Pitts as the Bailey's Crossroads Conservation Area Representative to the Project Selection Committee. The second to this motion was inaudible. The question was called on the motion which carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Hanley moved the reappointment of Mr. Henry S. Rodriguez as the Providence District Representative to the Project Selection Committee. The second to this motion was inaudible. The question was called on the motion which carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Richards, on behalf of Supervisor Alexander, moved the reappointment of Mr. Raymond Knippel as the Burgundy District

representative to the Project Selection Committee. The second to this motion was inaudible. The question was called on the motion which carried by a vote of eight, Supervisor Alexander being absent.

TREE COMMISSION

Supervisor Hanley moved the reappointment of Ms. Kerrie L. Kirkpatrick as the Providence District Representative to the Tree Commission. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Hyland moved the reappointment of Mr. Phil Downs as the Mount Vernon District Representative to the Tree Commission. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

Chairman Moore moved the appointment of Ms. Hiu Newcomb as the At-Large Representative to the Tree Commission. This motion was seconded by Supervisor Richards and carried by a vote of eight, Supervisor Alexander being absent.

AD-HOCS

1990 FALL BOND REFERENDUM COMMITTEE

Supervisor Davis moved that the Board confirm the following appointments to the 1990 Fall Bond Referendum Committee:

- Ms. Johnnie Miles as the At-Large Representative;
- Mr. Robert Seale as the Mason District Representative;
- Reverend Ralph Bayfield as the Dranesville District Representative;
- Mr. John Donelson as the Centreville District Representative;
- Mr. John Lynch as the Lee District Representative;
- Mr. Purvis Dawson as the Mount Vernon District Representative;
- Ms. Sally Ormsby as the Providence District Representative; and
- Mr. Tom Stanners as the Annandale District Representative.

- Ms. Winnie Shapiro as the League of Women Voters Representative;
- Mr. Stuart Mendelsohn as the Chamber of Commerce Representative;
- Mr. Joe Annunziata as the Federation of Citizens Association Representative; and
- Mr. Newton Rucker as the Countywide Black Citizen's Association Representative.

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

(NOTE: The appointment of the Springfield District Representative to the 1990 Fall Bond Referendum Committee was deferred.)

CITIZENS COMMITTEE ON SOLID WASTE AND DISPOSAL MATTERS

(NOTE: The appointment of the At-Large (Alternate) Representative to the Citizens Committee on Solid Waste and Disposal Matters was deferred.)

Supervisor Pennino moved the appointment of Mr. Monroe Freeman as the Centreville District (Alternate) Representative to the Citizens Committee on Solid Waste and Disposal Matters. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Davis moved the appointment of Mr. Ted Bristol as the Mason District Representative to the Citizens Committee on Solid Waste and Disposal Matters. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Richards moved the appointment of Ms. Jeanne McChesney as the Dranesville District (Alternate) Representative to the Citizens Committee on Solid Waste and Disposal Matters. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

CONFIRMATION:

Supervisor Pennino moved that the Board confirm the following appointment to the Citizens Committee on Solid Waste and Disposal Matters:

- Mr. John J. Nowak, to fill the unexpired term of Mr. John Colby, as the Fairfax County Chamber of Commerce (Alternate) Representative.

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

FAIRFAX COUNTY PUBLIC SAFETY FACILITY ADVISORY COMMITTEE (PSAC)

(NOTE: The appointment of the At-Large Representative to the Fairfax County Public Safety Facility Advisory Committee was deferred.)

ROUTE 28 HIGHWAY TRANSPORTATION DISTRICT ADVISORY BOARD (4 YEARS)

Supervisor Pennino moved the appointment of Mr. Richard Previdi to fill the unexpired term of Mr. Kevin Dougherty as the Resident/Owner Representative to the Route 28 Highway Transportation District Advisory Board. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Alexander being absent.

TYSONS CORNER TASK FORCE

Supervisor Richards moved that the Board confirm the following Dranesville District representatives to the Tysons Corner Task Force:

- Mr. Gary Edwards;
- Mr. Victor Dunbar;
- Mr. Herb Becker;
- Mr. S. Branson Marley;
- Mr. Edward Knauf;
- Mr. Charles Ewing; and
- Mr. E. Wayne Angle.

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

ADDITIONAL BOARD MATTER

14. COMPOSITION OF THE HUMAN RIGHTS COMMISSION (TAPE 5)

(BACs)

Supervisor Hyland asked unanimous consent that staff be directed to review the requirements of the Human Rights Commission Ordinance in terms of appointees being demographically representative of the citizenry of Fairfax County. He further asked unanimous consent that the Board direct staff to provide an analysis of the Commission's present composition so that Board Members, when making appointments, will be aware of this composition as it relates to the requirements of the ordinance. Without objection, it was so ordered.

VLL:VLL

15. "PROJECT KICK-OFF" (TAPE 6)

Chairman Moore referred to the Difficult Run informational package recently mailed to Board Members and the surrounding communities announcing the "Project Kick-Off" meeting scheduled for September 20, 1990 at the National Wildlife Federation Building located on Route 7. She urged all Board Members to either attend the meeting or send a representative.

16. PROTECTION FROM ELEMENTS REQUESTED FOR BICYCLES AWAITING POLICE AUCTION (TAPE 6)

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to investigate whether some type of cover could be provided to protect bicycles awaiting police auction from the weather. Without objection, it was so ordered.

17. EXTENSION OF TERMS AND APPOINTMENT TO THE ENGINEERS AND SURVEYORS INSTITUTE OVERSIGHT COMMITTEE (TAPE 6)

(APPT)
(BACs)

Supervisor Moore called the Board's attention to the letter that she had received from Howell Simmons, Chairman, Engineers and Surveyors Institute Oversight Committee, requesting that the Board of Supervisors extend the current members' terms of appointment until December 30, 1992. The original two-year term, expiring on December 5, 1990, is not sufficient given the wide range of responsibilities of the Committee and the time involved to effect changes to the plan preparation/plan review process.

Accordingly, she moved that the Board:

- Appoint John Winfield, Design Review Division, Department of Environmental Management (DEM), to fill the unexpired term of Paul Kraucunas as the DEM Representative to the Engineers and Surveyors Institute Oversight Committee; and
- Extend the current members' terms of appointment until December 30, 1992.

This motion was seconded by Supervisor Davis.

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

18. ENDORSEMENT OF RESOLUTION ADOPTED BY THE NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION (NVPDC) RECOMMENDING THAT THE CHARTER AGREEMENT BE AMENDED TO REVISE THE FORMULA FOR REPRESENTATION (TAPE 6)

(BACs)

Supervisor Moore briefed Board Members that the Northern Virginia Planning District Commission (NVPDC), at its July 26, 1990 meeting, adopted a Resolution recommending that the Commission's Charter Agreement be amended to revise the formula for representation as follows:

- That the population increment for allocating additional seats on the Commission be changed from 50,000 TO 75,000; and
- That at least 50 percent of each member's government representation be composed of elected officials.

Supervisor Moore stated that, if approved, these changes will reduce the Commission's membership size from 37 to 34 and increase the ratio of elected to citizen representatives.

Because amendments to the Charter Agreement require the concurrence of the governing bodies of all participating governmental subdivisions, Supervisor Moore moved that the Board endorse the Resolution adopted by the NVPDC. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander being absent.

19. CHESAPEAKE BAY PRESERVATION AREA DESIGNATION AND MANAGEMENT REGULATIONS (TAPE 6)

Supervisor Moore moved that the Board:

- Direct staff to report to the Board with the recommendations developed, in coordination with the Northern Virginia Planning District Commission and the Chesapeake Bay Local Assistance Department, for consideration by the public and the Board for the adoption of Resource Protection Area boundaries that are coterminous with stream valley Environmental Quality Corridor boundaries (Board of Supervisors' previous action taken on February 26, 1990); and
- Direct staff to report to the Board no later than November 5, 1990 for authorization to advertise a public

hearing and that the public hearing be scheduled no later than December 10, 1990.

This motion was seconded by Supervisor Hyland.

Supervisor Hyland asked that the motion be amended to include that the Board:

- Direct staff to report to the Board's Environmental Subcommittee with its options proposed for the RPAs and RMAs; and
- Schedule a meeting of the Board's Environmental Subcommittee (entire Board as a whole) on Thursday, October 4, 1990.

Following discussion, the amendment was accepted with the understanding that the decision only on the Board's Environmental Subcommittee meeting proposed for October 4, 1990 be deferred until later in the meeting to allow additional time for Board Members to check their calendars.

The question was called on the motion and, as amended, carried by a vote of six, Supervisor Davis and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

(NOTE: Later in the meeting, the Board scheduled its Subcommittee meeting for Thursday, October 4, 1990 at 9:00 a.m. See Clerk's Summary Item CL#36.)

20. UNITED STATES (U.S.)/CANADIAN AIR SERVICE
ENCOURAGED AT DULLES INTERNATIONAL AIRPORT
(TAPE 6)

Supervisor Moore called to the Board's attention the fact that recently a group representing United States (U.S.) international airports met with its counterpart in Canada and had reported that international air service has grown over the last decade by 63 percent, while U.S./Canadian transport service has grown only 15 percent. She stated that this group, led by Leo Schefer, Chairman, Washington Airports Task Force, estimates that both countries have lost in excess of \$9 billion in trade and tourism because of unresponsive air transport service agreements.

Supervisor Moore asked unanimous consent that the Board:

- Endorse Mr. Schefer's efforts; and

- Direct staff to draft a letter to Fairfax County's Members of the Congressional Delegation urging them to use their influence to encourage the federal government to return to the negotiating table and do whatever is possible to encourage U.S./Canadian air service, particularly at Dulles International Airport.

Without objection, it was so ordered.

21. REQUEST SUPPORT TO NOT TAX CHARITABLE CONTRIBUTIONS (TAPE 6)

Supervisor Moore briefed Board Members regarding a proposal under consideration by Congress and the Administration which would have the effect of eliminating deferral tax deductions for charitable contributions in the future. She stated that Knox Singleton, INOVA Foundation, had advised her that this action would seriously jeopardize a program where close to \$1.5 million had already been raised to support the Hospital system.

Supervisor Moore asked unanimous consent that the Board direct staff to draft letters, for her signature, to Fairfax County's Members of the Congressional Delegation urging their support, on behalf of the Board of Supervisors, to not tax charitable contributions. Without objection, it was so ordered.

22. RESERVATION OF NEEDED RIGHTS-OF-WAY FOR RAIL AND HIGH-OCCUPANCY-VEHICLE LANES IN MAJOR CORRIDORS OF FAIRFAX COUNTY (TAPE 6)

Supervisor Moore stated that she feels strongly that Fairfax County must promote mass-transit, both bus and rail, in the major corridors, i.e., I-66, I-495, I-95, Shirley Highway, and the Dulles Toll Road. In the interim, she stated that High-Occupancy-Vehicle (HOV) lanes must be given priority because they are less expensive and can be developed faster. In support of this policy, she stated that the County should preserve rights-of-way (ROW) whenever possible for both rail and HOV.

Supervisor Moore moved that the Board:

- Direct staff to ensure that the Board is fully advised whenever a decision is before the Board or other bodies which could in any way preclude the reservation of needed ROW for rail and HOV in these corridors; and

- Direct staff to include a proposal to this effect in an advertisement for consideration of the Planning Commission and, if approved by the Planning Commission, to return the proposal to the Board when Phase Two public hearings are scheduled.

Without objection, it was so ordered.

23. PUBLIC HEARING SCHEDULED ON FEDERAL FUNDING
IN VIRGINIA, "SURFACE TRANSPORTATION ACT
REAUTHORIZATION" (TAPE 6)

Supervisor Moore announced that the Commonwealth of Virginia, Secretary of Transportation, John G. Milliken, and the Commonwealth Transportation Board (CTB), have scheduled public hearings on the issue of federal funds in Virginia ("Surface Transportation Act Reauthorization") to occur sometime in September or October 1990. To date, she stated that there has yet to be a policy by the CTB for the use of federal funds in Virginia.

Supervisor Moore further announced that the public hearing for the Northern Virginia area has been scheduled for Monday, September 24, 1990 at 7:30 p.m. at Chantilly High School. She urged all Board Members to attend this very important public hearing and stated that she had contacted Senator Clive L. Duval, II, urging him to contact the County's Members of the Congressional Delegation so that they also might attend the upcoming public hearing to present testimony on the needs of federal funding for transportation in this area.

Supervisor Moore stated that she had instructed the staff to prepare a position paper for Board consideration on September 24, 1990 for presentation to the CTB at its public hearing.

Public Hearing to Receive Citizen Comment
Rescheduled:

Supervisor Hanley called to the Board's attention that a public hearing before the Board of Supervisors had been scheduled to receive public comment on issues of concern for September 24, 1990 at 7:30 p.m.

Supervisor Moore stated that she is working with William O. Howland, Assistant to the County Executive, to reschedule the Board's public hearing to receive citizen comment so that Board Members may attend the CTB public hearing at Chantilly High School.

Board's Budget Subcommittee Meeting
Rescheduled:

Supervisor Bulova announced that the Board's Budget Subcommittee meeting had been scheduled for Monday, September 24, 1990 at 8:00 p.m. She rescheduled this meeting until Tuesday morning, September 25, 1990. She asked Mr. Howland to coordinate with individual Board Members an appropriate time for the Subcommittee meeting.

24. REQUEST THAT IMPROVEMENTS BE PRIORITIZED FOR
PROJECTS ON THE INTERSTATE PROGRAM (TAPE 6)

Supervisor Moore asked unanimous consent that the Board direct staff to report, as expeditiously as possible, with recommendations for Board endorsement to prioritize the improvements for projects on the Interstate program; for example:

- I-66: Rail, High-Occupancy-Vehicle Lanes (HOV), widened, etcetera.

Supervisor Davis stated that the Transportation Advisory Commission (TAC) was in the process of conducting public hearings with staff to make recommendations to prioritize these projects.

Supervisor Moore amended her request that the Board direct staff to make a presentation to the TAC and, in coordination with the TAC, to report with recommendations for Board endorsement to prioritize the improvements for projects on the Interstate program, and this was accepted.

Without objection, the amended request was so ordered.

25. ASSISTANCE REQUESTED TO INCLUDE FUNDING FOR I-66
IN HOUSE BILL (TAPE 6)

Supervisor Moore announced that Tom Bulger, Government Relations, Legislative Liaison, had called to her attention that Senate support has not been received for the \$8.5 million for I-66. The House Bill that had passed for transportation included the \$8.5 million for I-66 outside of the Beltway, however, when the Bill reached the Senate, the inclusion had been deleted.

Supervisor Moore briefed Board Members informing them that she, Mr. Bulger, and Shiva K. Pant, Director of Transportation, had met with Senator Charles Robb and the staff of Senator John W. Warner to discuss this issue. She stated that they received the assurance from Senator Robb that he would personally assist in this matter and the assurance from Senator Warner's staff that they would encourage him to also assist in this matter.

Supervisor Moore moved that the Board officially request the support of Senators Robb and Warner to obtain the inclusion of the \$8.5 million in the Conference Committee Bill. This motion was seconded by Supervisor Hyland.

Following discussion, the question was called on the motion which carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Alexander being absent.

Supervisor Moore directed staff to communicate the Board's message today as expeditiously as possible.

26. BRIEFING SCHEDULED REGARDING IMPROVEMENTS
TO THE BELTWAY (TAPE 6)

Supervisor Moore announced that a briefing is scheduled for October 15, 1990 from the private consultants retained by the Virginia Department of Transportation (VDOT) regarding improvements to the Beltway. She stated that she had invited the County's Representatives to the Congressional Delegation to attend the briefing and, if they could not be present, to follow the briefing on cable television when it will be rebroadcast on Saturday, October 20, 1990.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

PMH:PMH

27. PHONE MAIL - MODERN DAY MUST OR BANE OF OUR
EXISTENCE? (TAPE 6)

Supervisor Hyland said that since taking office in 1988, he has been hearing complaints from constituents and staff alike about the phone mail system utilized by County staff. He said that recently, he had several occasions where he was confronted first hand with this "modern day wonder!" He stated that in one such case, it was early morning and he had a problem which required prompt attention. He said that he called the appropriate staff person and was told that he could leave a message on the phone mail system or, if he wanted to speak with someone, he just needed to press "0" and the "pound" button. When he followed these directions he received no response. Supervisor Hyland said that he went on to call another staff person, received another phone mail message and tried another party. He said that after the third phone mail message, he gave up in frustration and called the County Executive's office where someone is always available.

Supervisor Hyland said that he understands the positive sides of phone mail, the ability to leave messages of any length thereby reducing wasted time in playing "telephone tag," the need for staff to have some protected time in order to complete their work. While he also

recognized that phone mail is activated when a person's principal line is busy, there are often times that people must be reached at the County. He said that his frustration with the system causes him to request solutions to this double-edged sword.

Therefore, Supervisor Hyland moved that the Board direct staff to examine the present use of the phone mail system and report with a recommendation at the October 15, 1990 meeting to either terminate its use or to make modifications to ensure that the public is being served. 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.

28. ORDINANCE TO PERMIT HOMEOWNERS TO DEFER REAL ESTATE TAXES (TAPE 7)

Supervisor Hyland pointed out that the General Assembly recently enacted legislation permitting deferral of real estate taxes in which local jurisdictions were given latitude in determining qualifications. He said that the deferral would be permitted when a homeowner's real estate tax exceeded 105 percent of the preceding year's tax.

Supervisor Hyland moved that the Board direct staff to bring forth an ordinance amendment that would permit Fairfax County homeowners to defer the real estate tax on their principal residence where the increase in tax is over 105 percent in order to implement House Bill 900. This motion was seconded by Supervisor Pennino.

Following discussion with input from J. Hamilton Lambert, County Executive, Supervisor McConnell moved a substitute motion to defer this issue to the Legislative Subcommittee. This motion was seconded by Supervisor Pennino and CARRIED by a recorded vote of four, Supervisor Hyland and Chairman Moore voting "NAY," Supervisor Davis and Supervisor Hanley 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 Davis and Supervisor Hanley being out of the room, Supervisor Alexander being absent.

Supervisor Bulova asked unanimous consent that the Board direct staff to provide Board Members with a "fact sheet" containing the pros and cons of this issue. Without objection, it was so ordered.

Supervisor Hyland asked unanimous consent that the Board direct staff to provide an update of the information contained in the memorandum. Without objection, it was so ordered.

29. RESIDENTIAL REAL ESTATE TAX RELIEF (TAPE 7)

Supervisor Hyland referred to a Board Matter of the April 30, 1990 Board of Supervisors' Meeting regarding residential real estate tax relief.

Supervisor Hyland stated that to date, this request has not been met and therefore he asked unanimous consent that the Board direct staff to present all information contained within it for final resolution by the Board. Without objection, it was so ordered.

30. REQUEST FOR PROVISION TO ALLOW PREVIOUSLY QUALIFIED
SENIOR CITIZENS TO APPEAL FOR TAX RELIEF AFTER
MISSED DEADLINE (TAPE 7)

Supervisor Hyland said that a short time ago, he received a call from the family of an elderly resident of Mount Vernon District. He said that the gentleman had received tax-exempt status for his home for over 15 years. However, when a neighbor who had assisted him file the annual application moved unexpectedly, he did not file for 1989 or 1990 even though the proper forms and reminders were mailed by the Office of Assessments. Consequently, the gentleman is now liable for both years' taxes even though his income remains well within the exemption requirements.

Supervisor Hyland pointed out that this is not an isolated case. He said that each year he learns of others, who because of illness or other problems stemming from the aging process, fail to re-apply even though their qualifying conditions remain the same.

Supervisor Hyland said that the Office of Assessments has made every effort to remind senior citizens who have previously filed successfully. He added that the problem lies in that there is no provision in the Code which would, after the annual deadline, allow senior citizens or handicapped who have previously been granted tax exempt status to have an appeal made on their behalf for retroactive tax relief.

Therefore, Supervisor Hyland moved that the Board direct staff to prepare a change to the present ordinance to amend the ordinance to allow the Supervisor of Assessments to reinstitute the tax exempt status of those who have qualified in years past if an appeal is made on their behalf following the annual deadline. This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Hanley being out of the room, Supervisor Alexander being absent.

31. BOARD CONSIDERATION TO INCLUDE IN THE
LEGISLATIVE PACKAGE HOUSE BILL NUMBER
HB#774 - SELF-INSURANCE OF MORTGAGES
BY THE VIRGINIA HOUSING DEVELOPMENT
AUTHORITY (TAPE 7)

Supervisor Hyland stated that earlier this morning during the Board's Legislative Subcommittee meeting, he had discussed Delegate Alan A. Diamonstein's House Bill Number HB#774, the Virginia Housing Development Authority (VHDA) Act, which authorizes the VHDA to enter into agreements with owners of housing developments eligible for low-income housing credits under the United States Internal Revenue Code. The Bill also

authorizes VHDA to self-insure its own mortgage loans by establishing an insurance fund or corporation to provide mortgage guaranty insurance on VHDA's loans. He announced that the Board supported his request to include House Bill Number HB#774 in the Legislative Package for the upcoming General Assembly Session.

32. OPPOSITION TO DUMPING DREDGED MATERIALS FROM THE POTOMAC RIVER, CITY OF ALEXANDRIA, INTO THE LITTLE HUNTING CREEK SITE, THE PROPOSED TWO-ACRE ISLAND NEAR THE MASON NECK SHORELINE, AND OTHER SIMILAR SITES ALONG THE POTOMAC RIVER FOR THIS OPERATION (TAPE 7)

Supervisor Hyland called to the Board's attention the fact that the United States Army Corp of Engineers is now considering disposing of the dredged spoils further south of the City of Alexandria and proposing to create a two-acre island near the Mason Neck shoreline.

Supervisor Hyland moved that the Board direct staff to:

- Prepare another letter reaffirming the Board's strong opposition to the disposal of dredged materials from the Potomac River, City of Alexandria, into the Little Hunting Creek site, the proposed two-acre island near the Mason Neck shoreline, and other similar sites along the Potomac River for this operation.

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

33. UPDATE REQUESTED ON THE AIR POLLUTION CONTROL ORDINANCE (TAPE 7)

Supervisor Hyland moved that the Board direct the Fairfax County Health Department, Air Pollution Control Division staff, to:

- Update all appropriate regulations in the Code of the County of Fairfax regarding the control and abatement of air pollution and bring them into compliance with the Code of Virginia; and
- Report to the Board with the proposed amendments to update the Code of the County of Fairfax by a date certain in November 1990.

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.

34. EXPEDITED HANDLING OF SPECIAL EXCEPTION APPLICATION
SE 90-V-042 (STRAIGHT, INCORPORATED) (MOUNT VERNON
DISTRICT) (TAPE 7)

Supervisor Hyland moved that the Board direct staff to expeditiously process Special Exception Application SE 90-V-042 (Straight, Incorporated). 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.

35. I-16 - REVISED EXPANSION AREA FOR THE I-95 LANDFILL
(MOUNT VERNON DISTRICT) (TAPES 7-9)

Supervisor Hyland called the Board's attention to Information Item 16 - Revised Expansion Area for the I-95 Landfill (Mount Vernon District) and moved that the Board require an Environmental Impact Statement (EIS) for the proposed expansion of the I-95 Landfill located on the Federal land known as the District of Columbia (D.C.) Department of Corrections' property, Lorton, Virginia, the cost thereof to be shared by participating jurisdictions based on their landfill usage. This motion was seconded by Supervisor McConnell.

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

Supervisor Hyland moved that the Board request that the proposed expansion of the I-95 Landfill be reduced in area by 50 percent or more and that any expansion only occur if it is environmentally sound and will have the least impact on the residential communities. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Hyland further moved that the Board request that the EIS be in substantial accord with the National Environmental Policy Act (NEPA), and that it be completed within 12 months, and that the Environmental Quality Advisory Council (EQAC) be the oversight agency in this study. This motion was seconded by Supervisor Pennino.

Supervisor Davis asked that the motion be amended to request that the EIS be completed within 18 months, and this was accepted.

Following input from John W. diZerega, Supervisor Hyland amended his motion to include authorization for staff to proceed with the application for a Part A and Part B Permit to the State Waste Management Agency, and this was accepted.

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

Supervisor Hyland moved that the Board direct that Anthony H. Griffin, Deputy County Executive for Planning and Development, be appointed as the lead person responsible to perform this EIS with input from EQAC and the Citizens' Committee on Solid Waste Disposal Matters. This motion was seconded by Supervisor Richards and carried by a vote of eight, Supervisor Alexander being absent.

In conclusion, Supervisor Hyland moved that the Board direct the Planning Commission to defer all action on the proposed expansion of the I-95 Landfill until the EIS has been completed. This motion was seconded by Supervisor McConnell.

Following additional discussion, the question was then called on the motion which carried by a recorded vote of five, Supervisor Bulova, Supervisor Pennino, and Supervisor Richards voting "NAY," Supervisor Alexander being absent.

VLL:VLL

36. SCHEDULING OF BOARD'S ENVIRONMENTAL SUBCOMMITTEE MEETING (TAPE 9)

(NOTE: Earlier in the meeting, action was taken to defer decision on scheduling the Board's Environmental Subcommittee meeting for October 4, 1990 to allow additional time for Board Members to check their calendars. See Clerk's Summary Item CL#19.)

Supervisor Moore announced that she had reviewed her calendar and could attend the Board's Environmental Subcommittee meeting if scheduled on October 4, 1990 at 9:00 a.m., however, she would have to leave at noon in order to attend another scheduled meeting.

37. BOARD RECESS (TAPE 9)

At 3:00 p.m., the Board recessed briefly for lunch and, at 3:55 p.m., reconvened in the Board Room with all Members being present, with the exception of Supervisor Alexander, and with Chairman Moore presiding.

CM:CM

38. ORDERS OF THE DAY (TAPE 10)

Chairman Moore announced that, at the request of staff, there would be a change in the Orders of the Day and that Action Item One - Bond Referendum Information Pamphlet would be brought before the Board at this time.

39. A-1 - BOND REFERENDUM INFORMATION PAMPHLET
(TAPE 10)

(BONDS)
(BACs)

Chairman Moore called to the Board's attention Action Item One - Bond Referendum Information Pamphlet.

Following discussion, Supervisor Pennino moved that the Board approve the draft wording of the Bond Referendum Information Pamphlet contained in Attachment One of the Memorandum to the Board dated September 17, 1990, which is scheduled to be mailed to County voters in late October 1990, with the understanding that staff will meet with Supervisor Alexander to discuss his concerns about the language. This motion was seconded by Supervisor Richards.

Supervisor Davis moved to amend the motion to add the following language to Page Two, under, "Will these bonds cause a tax increase?," at the end of that answer to read:

- "However, passage of these bonds could raise the County debt service costs to 10 percent of the Combined General Fund disbursements by 1994. Additionally, passage of the bonds may delay the construction of other authorized bond projects from previous referenda."

This motion was seconded by Supervisor McConnell.

Following discussion, action was deferred until later in the meeting to allow additional time for Supervisor Davis to distribute to Board Members (in writing), his proposed amendment to the language on the bond referendum pamphlet.

(NOTE: Later in the meeting, additional actions were taken on this matter. See Clerk's Summary Items CL#41 and CL#125.)

40. ADMINISTRATIVE ITEMS (TAPE 10)

Supervisor Davis moved approval of the Administrative Items with the exception of Administrative Items 3, 4, 8, and 9. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Davis called the Board's attention to Administrative Item Four and asked unanimous consent that the Board defer approval of the water main extension for Sleepy Hollow Place Subdivision (Mason District) until September 24, 1990, in order to allow additional time for notification of residents of the area. Without objection, it was so ordered.

Supervisor Pennino called the Board's attention to Administrative Item Five and asked unanimous consent that the Board direct staff to send out flyers, at least twice, to the individuals who park on Pinecrest Road notifying them in advance that these signs will be installed. Without objection it was so ordered.

Supervisor Richards called the Board's attention to Administrative Item Three and asked unanimous consent that this item be withdrawn so that staff may provide further clarification. Without objection, it was so ordered.

Supervisor Pennino called the Board's attention to Administrative Item Eight and moved that the Board direct staff to approve a three month extension of time to commence construction for Special Exception Amendment Application SEA 85-C-051 pursuant to the provisions of Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander being absent.

ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM
(MASON AND SPRINGFIELD DISTRICTS)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated September 17, 1990 be recommended for acceptance into the State Secondary System.

ADMIN 2 - STREET ACCEPTANCE INTO THE STATE
SECONDARY SYSTEM (PROVIDENCE DISTRICT)

- (R) Approved the request that a certain street (Prosperity Avenue extension) listed in the Memorandum to the Board dated September 17, 1990 be recommended for acceptance into the State Secondary System.

ADMIN 3 - APPROVAL OF WATER MAIN EXTENSION:
RIDGEGATE WOODS SUBDIVISION (DRANESVILLE DISTRICT)

Supervisor Richards asked unanimous consent that the Board defer approval of the water main extension for the Ridgeway Woods Subdivision, Dranesville District, until further clarification by staff. Without objection, it was so ordered.

ADMIN 4 - APPROVAL OF WATER MAIN EXTENSION:
SLEEPY HOLLOW PLACE SUBDIVISION (MASON DISTRICT)

Supervisor Davis asked unanimous consent that the Board defer approval of the water main extension for Sleepy Hollow Place Subdivision (Mason District) until September 24, 1990, in order to allow additional time for notification of residents of the area. Without objection, it was so ordered.

ADMIN 5 - PROPOSED RESTRICTIVE PARKING ON PINECREST ROAD (CENTREVILLE DISTRICT)

(R) Adopted the resolution:

- Restricting parking, standing or stopping on both sides of Pinecrest Road (Route 5338), Centreville District; and
- Directing staff to secure the necessary permits from the Virginia Department of Transportation (VDOT) for the installation of "No Parking, Standing or Stopping" signs and to subsequently install the signs.

Supervisor Pennino asked unanimous consent that the Board direct staff to send out flyers, at least twice, to the individuals who park on Pinecrest Road notifying them in advance that these signs will be installed. Without objection, it was so ordered.

ADMIN 6 - ADDITIONAL TIME TO ESTABLISH THE USE AUTHORIZED BY SPECIAL EXCEPTION APPLICATION SE 88-C-012 (THE HANNA CORPORATION OF VIRGINIA) (CENTREVILLE DISTRICT)

(ET) Approved the request for six months of additional time for recordation of the cluster subdivision authorized by Special Exception Application SE 88-C-012 until January 23, 1991 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 7 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 85-C-010-1 (DAVID W. BALILES, TACO BELL) (CENTREVILLE DISTRICT)

(ET) Approved the request for six months of additional time to commence construction for Special Exception Amendment Application SEA 85-C-010-1 until December 5, 1990 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 8 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 85-C-051 (WILLS-BEATTY SULLY LIMITED PARTNERSHIP) (CENTREVILLE DISTRICT)

(ET) Following discussion, Supervisor Pennino moved that the Board direct staff to approve a three month extension of time to commence construction for Special Exception Amendment Application SEA 85-C-051 pursuant to the provisions of Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander being absent.

ADMIN 9 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING
ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF
FAIRFAX, CHAPTER 41 (ANIMALS AND FOWL), TO AMEND
THE DEFINITION OF SWINE TO EXCLUDE SUS SCROFA
VITATUS (POT-BELLIED PIGS) FROM THIS ANIMAL
CLASSIFICATION

- (A) [NOTE: Earlier in the meeting, action was taken by the Board to authorize the advertisement of a public hearing to be held before the Board of Supervisors on October 15, 1990 at 4:30 p.m. on proposed amendments to the Code of the County of Fairfax, Chapter 41 (Animals and Fowl) to amend the definition of swine to exclude *Sus scrofa vitatus* (pot-bellied pigs) from this animal classification. See Clerk's Summary Item CL#10.]

ADMIN 10 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING
REGARDING THE CONVEYANCE OF COUNTY-OWNED PROPERTY TO THE
WASHINGTON METROPOLITAN TRANSIT AUTHORITY (WMATA)
(PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on October 29, 1990 at 4:00 p.m. regarding the proposed conveyance of County-owned property located at Tax Map Number 49-1 ((13)) 0017-A and 0018-A to the Washington Metropolitan Transit Authority (WMATA), Providence District, and directed staff to notify adjacent landowners of the public hearing by certified mail.

ADMIN 11 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING
REGARDING THE LEASING OF COUNTY-OWNED PROPERTY TO THE
CHESAPEAKE AND POTOMAC TELEPHONE COMPANY OF VIRGINIA
(SPRINGFIELD DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on October 15, 1990 at 4:30 p.m. regarding the proposed leasing of approximately 1,230 feet of County-owned property located at Tax Map Number 56-1 ((15)) 2 to the Chesapeake and Potomac Telephone Company of Virginia, Springfield District, and directed staff to notify adjacent landowners of the public hearing by certified mail.

ADMIN 12 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING
FOR CREATION/ENLARGEMENT/DE-CREATION/RE-CREATION OF SMALL
AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION
SERVICES (CENTREVILLE, MASON AND PROVIDENCE DISTRICTS)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on October 15, 1990 at 5:00 p.m. on the proposed creation/enlargement/de-creation/re-creation of the following small and local sanitary districts for refuse and leaf collection services located in the Centreville, Mason, and Providence Districts:

<u>Sanitary District</u>	<u>Action</u>	<u>Type of Service</u>
Local District A within Small District Five within Centreville District	Enlarge	Refuse
Small District One within Mason District (5302 12th Street South)	De-create/ Re-create	Refuse & Leaf
Small District One within Mason District (Vinewood Townhouse Subdivision)	De-create/ Re-create	Refuse & Leaf
Local District B within Small District One within Mason District (Vinewood Townhouse Subdivision)	Create	Refuse
Small District One within Providence District (Jefferson Village Shopping Center)	De-create/ Re-create	Leaf

ADMIN 13 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARING ON THE ELLISON HEIGHTS COMMUNITY PLAN
(DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on October 15, 1990 at 4:30 p.m. regarding the proposed adoption of the Ellison Heights Community Plan in the Dranesville District. The plans calls for improvements such as curbs and gutters, sidewalk, storm drainage, and new roads in the community.

ADMIN 14 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARINGS ON PROPOSED AMENDMENTS TO THE CODE OF THE
COUNTY OF FAIRFAX, CHAPTER 117 (EXPEDITED LAND
DEVELOPMENT REVIEW) TO INCORPORATE LEGISLATION
ENACTED DURING THE 1990 SESSION OF THE VIRGINIA
GENERAL ASSEMBLY

- (A) Authorized the advertisement of public hearings to be held before the Planning Commission on October 10, 1990 and before the Board of Supervisors on October 29, 1990 at 3:30 p.m. on proposed amendments to the Code of the County of Fairfax, Chapter 117 (Expedited Land Development Review) to incorporate into the Chapter legislation enacted during the 1990 Session of the Virginia General Assembly and make editing revisions, to become effective January 1, 1991 at 12:01 a.m.

ADMIN 15 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARINGS ON PROPOSED AMENDMENTS TO THE CODE OF
THE COUNTY OF FAIRFAX, CHAPTER 101 (SUBDIVISION
PROVISIONS) AND CHAPTER 112 (ZONING ORDINANCE) TO
IMPLEMENT STATE OF VIRGINIA ENABLING LEGISLATION

- (A) Authorized the advertisement of public hearings to be held before the Planning Commission on October 10, 1990, and before the Board of Supervisors on October 29, 1990 at 4:00 p.m. on proposed amendments to the Code of the County of Fairfax, Chapter 101 (Subdivision Provisions) and Chapter 112 (Zoning Ordinance) to implement State of Virginia enabling legislation and State mandates, strengthen current ordinances, clarify existing provisions, and make editing revisions, to become effective January 1, 1991 at 12:01 a.m. All plats and plans not approved prior to the effective date shall comply with the new requirements.

41. A-1 - ADDITIONAL ACTION ON ITEM A-1 - BOND
REFERENDUM INFORMATION PAMPHLET (TAPES 10-11)

(BONDS)
(BACs)

(NOTE: Earlier in the meeting, the Board deferred on this item to allow additional time for Supervisor Davis to distribute his amendment to Board Members. See Clerk's Summary Item CL# 39.)

(NOTE: For the purpose of clarity, the motion made earlier in the meeting and currently on the floor is restated, as follows:

- "Supervisor Pennino moved that the Board approve the draft wording of the Bond Referendum Information Pamphlet contained in Attachment One of the Memorandum to the Board dated September 17, 1990 which is scheduled to be mailed to County voters in late October 1990, with the understanding that staff will meet with Supervisor Alexander to discuss his concerns with the language. This motion was seconded by Supervisor Richards."

Supervisor Davis distributed his amendment in writing to Board Members and moved that the motion be amended to add the following language to the end of the answer to the first question:

- "However, passage of these bonds could raise the County debt service costs to 10 percent of the Combined General Fund disbursements by 1994. Additionally, passage of the bonds may delay the construction of other authorized bond projects from previous referenda."

This motion was seconded by Supervisor McConnell.

Supervisor Pennino asked unanimous consent that the Board take a seriatim vote on the amendment. Without objection, it was so ordered.

The question was then called on the first part of the amendment to add the language:

- "However, passage of these bonds could raise the County debt service costs to 10 percent of the combined general fund disbursements by 1994."

which carried by a vote of eight, Supervisor Alexander being absent.

The question was then called on the second part of the amendment to add the language:

- "Additionally, passage of the bonds may delay the construction of other authorized bond projects from previous referenda."

which FAILED by a recorded vote of five, Supervisor Bulova, Supervisor Davis and Supervisor McConnell voting "AYE," Supervisor Alexander being absent.

Supervisor Davis further amended the motion to add the following language to the end of the first answer on Page Two:

- "It should be noted that the Board of Supervisors is considering an additional \$330 million in Revenue Appropriation Bonds for completion of the Fairfax County Parkway. These bonds, if authorized, will have an impact on the General Fund."

This motion was seconded by Supervisor McConnell and FAILED by a recorded vote of four, Supervisor Bulova, Supervisor Davis, Supervisor McConnell and Chairman Moore voting "AYE," Supervisor Alexander being absent.

Following further discussion, with input from J. Hamilton Lambert, County Executive, Supervisor Davis moved that the Board adopt the concept and return later in the day with more specific language. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander being absent.

Supervisor Davis further moved that the following language be added to Page Six for the Trail and Sidewalk Bonds and the Storm Drainage Bonds:

- "Some Supervisors voted against putting these bonds on the ballot. They are concerned about the rising County debt and believe trails and sidewalks, if important, should be funded from the General Fund."

This motion was seconded by Supervisor McConnell and FAILED by a recorded vote of six, Supervisor Davis and Supervisor McConnell voting "AYE," Supervisor Alexander being absent.

Supervisor Bulova moved to amend the language on Page Two, third paragraph of the answer to question one, end of second sentence:

- "...construction of public facilities would not of itself cause any increase in the property tax rate."

Add the following sentence:

- "Future operating costs for these projects are estimated in this brochure. Increases in operating costs, some of which are paid from the General Fund, may affect the tax rate."

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

The question was then called on the motion and, as amended, carried by a recorded vote of six, Supervisor Davis and Supervisor McConnell voting "NAY," Supervisor Alexander being absent.

(NOTE: Additional action was taken on this issue later in the meeting. See Clerk's Summary Item CL#125.)

42. A-2 - BOARD AUTHORIZATION TO REMOVE TWO POTENTIAL PARK-AND-RIDE SITES IN THE DULLES CORRIDOR FROM FURTHER CONSIDERATION; AND BOARD ENDORSEMENT OF STAFF AND CITIZEN COMMITTEE RECOMMENDATIONS REGARDING THE URBAN MASS TRANSPORTATION ADMINISTRATION (UMTA) GRANT APPLICATION AND OPERATION OF THE BUS SERVICE (CENTREVILLE, DRANESVILLE AND PROVIDENCE DISTRICTS) (TAPE 11)

(BACs)

Supervisor Davis moved that the Board concur in the recommendations of staff and:

- Direct staff to delete the following two sites in the Dulles Corridor from further consideration on park-and-ride facilities, based on a recommendation by the Citizens Committee on the Dulles Corridor Transit Study and concurrence by staff:
 - * Fairfax County Parkway - Site near the intersection of Sunset Hills Road and the Fairfax County Parkway, Tax Map Number 16-4((2)) pt. 15, 16-4((10)) parcel 5 and 17-3((2)) parcel 4; and
 - * Monroe Street Air Rights - Site located above the Dulles Roll Road and Airport Access Road and on the east side of Monroe Street, Tax Map Number 16-4. A substitute Monroe Street local site would be reviewed under Section 15.1-456 Public Facilities Determination;
- Direct staff to prepare the Urban Mass Transportation Administration (UMTA) Grant application for the Dulles Corridor TSM (Transportation Systems Management) project using the following organizational and operational structure:
 - * The Federal Grant Funds should primarily be used for commuter parking facilities, some ramps and roadways, and transit centers. The funding source and structure for buses, bus maintenance facility and some ramps and roadways will be determined based on the manner in which the pending "13(c)" issue is resolved on the first UMTA Grant. Buses are eligible for Federal funding, and could be included in the grant application if the Washington Metropolitan Transit Authority (WMATA) operates the bus service or if the resolution of "13(c)" issues does not adversely impact on the costs;
 - * Fairfax County should be the applicant for the UMTA Grant; and

- * Fairfax County should operate bus service, unless the Board of Supervisors changes its previous decision to expand the FAIRFAX CONNECTOR into the western part of the County.

This motion was seconded by Supervisor Pennino.

Supervisor Richards moved to amend the motion to also delete from further consideration the Wiehle Avenue Air Rights proposal. This motion was seconded by Chairman Moore.

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

43. A-3 - AUTHORIZATION FOR FUNDING FOR PROJECT 064137, LAWYERS ROAD EXTENDED (CENTREVILLE DISTRICT) (TAPE 11)

On motion of Supervisor Davis, 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 funding in the amount of \$4.3 million for the creation of Project 064137, Lawyers Road Extended, in Subfund 463, Primary and Secondary Road Bond Funds, to be reallocated from the Fiscal Year (FY) 1991 balance of Project Number 006490, Construction Reserve, of Subfund 463, Primary and Secondary Road Bond Funds; and
- Directed staff to begin negotiations with the developer, Electronic Data Systems (EDS) for the necessary reimbursement agreement for construction of the County portions of the project by EDS.

44. A-4 - STAFF RECOMMENDATIONS CONCERNING METROBUS SERVICE CHANGES PROPOSED IN WASHINGTON METROPOLITAN TRANSIT AUTHORITY (WMATA) PUBLIC HEARING DOCKET NUMBER B90-4 (ANNANDALE, CENTREVILLE, LEE, PROVIDENCE AND SPRINGFIELD DISTRICTS) (TAPE 11)

On motion of Supervisor Davis, 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 implementation of the Metrobus service changes described in the Washington Metropolitan Transit Authority (WMATA) Public Hearing Docket Number B90-4 as outlined in Attachment One of the Memorandum to the Board dated September 17, 1990, with the following modification:

- Extension of Route 20W, X to serve the Lafayette Business Center.

45. A-5 - AGREEMENTS BETWEEN THE TOWN OF CLIFTON AND THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (DEM) REGARDING THE CLIFTON HEIGHTS PROJECT (TAPE 11)

On motion of Supervisor Davis, 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 Director of the Department of Environmental Management (DEM) to:

- Execute an agreement with the Town of Clifton, Virginia to inspect, monitor, and process fees for the Clifton Heights Project; and
- Execute an agreement with the developer of the Clifton Heights Project specifying bonding requirements for the project.

46. A-6 - SUPPLEMENTAL APPROPRIATION RESOLUTION AS 91019 FOR THE OFFICE OF THE SHERIFF (JAIL RESOURCE CENTER FOR THE NATIONAL INSTITUTE OF CORRECTIONS IN THE OBJECTIVE CLASSIFICATION OF INMATES (TAPE 11)

(SAR) On motion of Supervisor Davis, 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 91019 in the amount of \$34,966 to perform training functions for the National Institute of Corrections in the area of objective classification of jail inmates. Concurrent with the training function, an automated computer program will be developed by a contractor to standardize this process for detention facilities throughout the country. The grant period is from September 5, 1990 through March 4, 1992.

47. A-7 - COMMENTS ON THE PRELIMINARY REPORT ON CERTIFICATE OF PUBLIC NEED (CON) (NO TAPE)

[NOTE: Earlier in the meeting, action was taken by the Board to:

- Authorize County staff to respond with supporting comments on the Preliminary Report of the Secretary of Health and Human Resources on the Certificate of Public Need (CON) Program; and
- Designate Verdina L. Haywood, Deputy County Executive for Human Services, or his designee to present testimony at the public hearing in support of the CON Program.

See Clerk's Summary Item CL#11.]

48. A-8 - DENSITY CREDIT FOR ADVANCE DEDICATION
OF LAND FOR PUBLIC PURPOSES (BEULAH STREET)
(LEE DISTRICT) (TAPE 11)

On motion of Supervisor Davis, 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 the density credit for the portion of the following lot or parcel that is to be dedicated for public use for public street purposes in accordance with the deed of dedication which is to be recorded. Based on the information available at this time, the following approximate amounts of land are to be dedicated from the following Tax Map Parcel, Beulah Street, Lee District:

<u>Tax Map Reference</u>	<u>Density Credit</u>
90-4 ((1)) 19	2,971 square feet

49. A-9 - APPROVAL OF CERTIFICATION OF ZONING AND
SUBDIVISION ORDINANCE COMPLIANCE FOR MOBIL
FAIRFAX, INCORPORATED (PROVIDENCE DISTRICT)
(TAPE 11)

On motion of Supervisor Davis, 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 County Executive to sign the Certificate of Zoning and Subdivision Ordinance Compliance for Mobil Fairfax, Incorporated, stating that the system designed for the remediation of ground water contamination, for the facility located at 3225 Gallows Road, Tax Map 49-4((1))57, Providence District, is consistent with the Fairfax County Zoning and Subdivision Ordinances so that an application for a Virginia Pollution Discharge Elimination System (VPDES) Permit may be filed with the State Water Control Board.

There was a brief discussion regarding this item.

50. C-1 - REFUSE COLLECTION PARKOUT PROGRAM - FISCAL
YEAR (FY) 1991 OPERATIONS (DRANESVILLE, PROVIDENCE
AND SPRINGFIELD DISTRICTS) (NO TAPE)

[NOTE: Earlier in the meeting, action was taken by the Board to appropriate \$357,000 to keep the refuse collection parkouts open in McLean, Great Falls, Burke, Clifton, Oakton, and Centreville through the end of Fiscal Year (FY) 1991. See Clerk's Summary Item CL#7.]

51. C-2 - APPLICATION OF FLINT HILL SCHOOL, INCORPORATED
(PROVIDENCE DISTRICT) (TAPE 11)

(IDBs)

(R) The Board next considered an item contained in the Memorandum to the Board dated September 17, 1990 regarding approval by the Board of Supervisors of the issuance of Industrial Development Bonds (the "Bonds") for the benefit of Flint Hill School, Incorporated, as provided for in the "Uniform Policy for Issuance of Economic Development Authority and Redevelopment and Housing Authority Industrial Development Bonds" adopted on March 7, 1983 by the Board of Supervisors.

Supervisor Pennino moved that the Board adopt the Resolution approving the issuance of the "Bonds" for the benefit of Flint Hill School, Incorporated, in the maximum amount of \$8,200,000 for the purpose complying with Section 147(f) of the Internal Revenue Code of 1986, as amended. This motion was jointly seconded by Supervisor Davis and Supervisor McConnell.

Following discussion, Supervisor Hanley asked unanimous consent that the Board direct staff provide the Board of Supervisors with a list showing what Industrial Development Bonds (IDBs) have been issued by Fairfax County. Without objection, it was so ordered.

Supervisor Davis moved that the question be called on the motion. This motion was seconded by Supervisor Hyland and carried by a recorded vote of seven, Chairman Moore voting "NAY," Supervisor Alexander being absent.

The question was then called on the main motion to adopt the Resolution approving the issuance of the "Bonds" for the benefit of Flint Hill School, Incorporated, in the maximum amount of \$8,200,000 for the purpose of complying with Section 147(f) of the Internal Revenue Code of 1986, which carried by a recorded vote of six, with Supervisor Bulova abstaining, Chairman Moore voting "NAY," and Supervisor Alexander being absent.

52. C-3 - ESTABLISHMENT OF A LOCALLY FUNDED RENTAL
ASSISTANCE PROGRAM - TENANT ASSISTANCE PROGRAM (TAP)
(TAPE 11)

The Board next considered an item contained in the Memorandum to the Board dated September 17, 1990 regarding the establishment of a locally funded rental assistance program - Tenant Assistance Program (TAP).

On April 23, 1990, the Board of Supervisors approved a motion to designate \$1 million for a rental assistance program to serve elderly, handicapped and low income working families and requested the Fairfax County Redevelopment and Housing Authority (FCRHA) to review the program to be established.

Supervisor Pennino moved that the Board approve the Tenant Assistance Program. This motion was seconded by Supervisor Davis.

Following discussion, Supervisor Hanley asked that the motion be amended to add only two new positions, instead of four, and to use existing staff and this was accepted.

The question was then called on the motion, as amended, which carried by a recorded vote of six, Supervisor McConnell and Chairman Moore voting "NAY," Supervisor Alexander being absent.

53. I-1 - MINUTES OF THE BOARD OF SUPERVISORS' MEETINGS FOR NOVEMBER 20, 27, AND 28, 1989; DECEMBER 4 AND 5, 1989; AND AUGUST 6, 1990 (TAPE 11)

(MINUTES)

Supervisor Hanley asked unanimous consent that the Board defer action on acceptance of the Minutes of the Board of Supervisors' meetings held on:

- November 20, 27, and 28, 1989;
- December 4 and 5, 1989; and
- August 6, 1990.

until September 24, 1990. Without objection it was so ordered.

54. I-2 - SCHEDULE FOR JANUARY - DECEMBER, 1991 BOARD MEETINGS (TAPE 11)

- (M) The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 presenting the schedule for the January through December, 1991 Board of Supervisors' meetings.

There was a brief discussion regarding this item. The staff was directed administratively to proceed as proposed.

55. I-3 - 1990 BOARD OF SUPERVISORS' RETREAT (TAPE 11)

- (M) The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 announcing the cancellation of the 1990 Board of Supervisors' Retreat scheduled for September 30 and October 1, 1990.

56. I-4 - AMERICAN CORRECTIONAL ASSOCIATION (ACA) REACCREDITATION OF THE FAIRFAX COUNTY ADULT DETENTION CENTER (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 announcing the reaccreditation of the Fairfax County Adult Detention Center by the auditors of the American Correctional Association.

57. I-5 - SITE DEVELOPMENT FEES FOR THE FRIENDSHIP
UNITED METHODIST CHURCH (PROVIDENCE DISTRICT)
(TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 regarding the site development fees for the Friendship United Methodist Church in the Providence District.

Following discussion, Supervisor McConnell asked unanimous consent that the Board direct staff to provide a comparison chart from other jurisdictions showing the site development fees charged to other churches and the tax structures of these areas. Without objection, it was so ordered.

58. I-6 - CONTRACT AWARD - CONSTRUCTION OF TENNIS COURTS,
ENTRANCE, PARKING LOT, TRAILS AND RELATED WORK AT
MIDDLERIDGE PARK (ANNANDALE DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 requesting authorization for staff to:

- Award a contract to Merkli-Scott Corporation in the amount of \$197,750 for construction of tennis courts, entrance, parking lot, trails and related work for Project 004291, Middleridge Park, in Subfund 451, Park Authority Bond Construction; and
- Reallocate funds in the amount of \$75,242 from Project 004534, Park Contingency, to fund this contract award, the associated contingency and related construction costs.

The staff was directed administratively to proceed as proposed.

59. I-7 - AMENDMENT TO THE ARCHITECTURAL CONTRACT
AWARD WITH DEWBERRY AND DAVIS FOR THE DESIGN OF
THE CRIMINAL JUSTICE SITE COLLOCATION
(CENTREVILLE DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 requesting authorization for staff to award an architectural contract amendment to Dewberry and Davis in the amount of \$153,524.00 for the Criminal Justice Site Collocation, Project 008051, Subfund 461, County Construction, to fund a change in scope to delete the rifle range and resite the remaining program elements to avoid impacting the existing wetlands located on the site.

The staff was directed administratively to proceed as proposed.

60. I-8 - ARCHITECTURAL CONTRACT AWARD TO HELBING LIPP, LIMITED, FOR THE DESIGN OF THE GEORGE MASON REGIONAL LIBRARY EXPANSION (MASON DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 requesting authorization for staff to award an architectural contract to Helbing Lipp, Limited, for the design of the expansion of the George Mason Regional Library located at 7001 Little River Turnpike, Annandale, Virginia, Project 004827, within Subfund 460, Library Construction.

The staff was directed administratively to proceed as proposed.

61. I-9 - ARCHITECTURAL CONTRACT AWARD TO BEERY, RIO AND ASSOCIATES FOR THE DESIGN OF THE PATRICK HENRY LIBRARY (CENTREVILLE DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 requesting authorization for staff to award an architectural contract to Beery, Rio and Associates in the amount of \$273,011 for design of the expansion of the Patrick Henry Library located at 101 Maple Avenue, Vienna, Virginia, Project 004831, Subfund 460, Library Construction.

The staff was directed administratively to proceed as proposed.

62. I-10 - CONTRACT AWARD - OLD COURTHOUSE ROAD/CREEK CROSSING ROAD (CENTREVILLE DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 requesting authorization for staff to:

- Award a contract to William A. Hazel, Incorporated in the amount of \$288,809.90 for intersection improvements at Old Courthouse Road and Creek Crossing Road, Project 064108, in Subfund 463, Primary and Secondary Road Bond Construction; and
- Reallocate funds in the amount of \$189,500 from Project 006490, Construction Reserve, for this contract award, the associated contingency and related construction costs.

The staff was directed administratively to proceed as proposed.

63. I-11 - INSPECTION SERVICES CONTRACT AWARD TO ATEC ASSOCIATES OF VIRGINIA, INCORPORATED, FOR TESTING AND INSPECTION SERVICES FOR HUNTINGTON METRORAIL ENHANCED PARKING (MOUNT VERNON DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990, requesting authorization for staff to award a contract to ATEC Associates of Virginia, Incorporated, in the amount of \$59,025 for testing and inspection services for the Huntington Metrorail Enhanced Parking, located at 2501 Huntington Avenue, Alexandria, Virginia, within the Mount Vernon District, Project 009173, within Subfund 461, County Construction.

The staff was directed administratively to proceed as proposed.

64. I-12 - AWARD OF AN ENGINEERING DESIGN CONTRACT FOR BROOKLAND/BUSH HILL PHASE II SUBDIVISION (LEE DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 requesting authorization for staff to award an engineering design contract to RJN Environmental Associates, Incorporated, in the amount of \$83,801 for completion of the engineering design for Phase II of Project C00072, Brookland/Bush Hill Phase II, in Subfund 488, Neighborhood Improvement Program.

The staff was directed administratively to proceed as proposed.

65. I-13 - AWARD OF AN ENGINEERING DESIGN CONTRACT FOR COURTLAND PARK PHASE II (MASON DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 requesting authorization for staff to award an engineering design contract to Parsons, Brinkerhoff, Quade and Douglas, Incorporated, in the amount of \$106,279.27 to provide the engineering design for Project C00083, Courtland Park Phase II, in Subfund 488, Neighborhood Improvement Program.

The staff was directed administratively to proceed as proposed.

66. I-14 - CONTRACT AWARD - STONE POND. DEVELOPER DEFAULT (SPRINGFIELD DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 requesting authorization for staff to award a contract to Owens and Dove, Incorporated, in the amount of \$34,069, for the construction of a sodded drainage swale, installation of 47 guard posts, 200 square yards of

asphalt patching, fence repairs, 21 square yards of rip-rap construction, planting of 69 trees and other miscellaneous items for the Stone Pond Developer Default (Contract Number CN68791) Project U00006, Developer Defaults, in Subfund 468, Public Works Construction.

The staff was directed administratively to proceed as proposed.

67. I-15 - FAIRFAX COUNTY RECEIVES TOP AWARD FROM VIRGINIA MUNICIPAL LEAGUE (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990 announcing an Achievement Award from the Virginia Municipal League (VML) presented to the Fairfax County Department of Environmental Management (DEM) in recognition of DEM's video training program, for public utility inspectors, in construction code enforcement.

(NOTE: Earlier in the meeting, the VML Achievement Award was presented to Irving Birmingham, Director, Department of Environmental Management. See Clerk's Summary Item CL#3.)

68. I-16 - REVISED EXPANSION AREA FOR THE I-95 LANDFILL (MOUNT VERNON DISTRICT) (NO TAPE)

The Board next considered an Information Item contained in the Memorandum to the Board dated September 17, 1990, presenting the staff review of the revised expansion for the I-95 Landfill, Mount Vernon District.

(NOTE: Earlier in the meeting, action was taken by the Board regarding this item. See Clerk's Summary Item CL#35.)

69. INTENT TO DEFER THE PH ON THE DISPOSITION OF THE ELM STREET PROPERTY/OLD MCLEAN ASSESSMENT OFFICE (DRANESVILLE DISTRICT) (TAPE 11)

Supervisor Richards announced her intent, at the appropriate time later in the meeting, to defer indefinitely the public hearing regarding the disposition of the Elm Street Property/Old McLean Assessment Office, Dranesville District.

(NOTE: Later in the meeting, action was taken to defer indefinitely this public hearing. See Clerk's Summary Item CL#73.)

70. 3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE PUBLIC FACILITIES MANUAL (TAPE 11)

- (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 August 31 and September 7, 1990.

Following the public hearing, Supervisor Hyland moved adoption of the proposed amendments to the Public Facilities Manual to amend Article 10 (Sewage and Solid Waste Disposal), Appendix B10 (Sanitary Sewer), Article 6 (Storm Drainage), and Appendix B6 (Storm Drainage Standards), to become effective at 12:01 a.m. January 1, 1991 and that the following be grandfathered:

- Subdivision Plans, Site Plans and Public Improvement Plans approved prior to 12:01 a.m. January 1, 1991.

The proposed amendments specify the location of a manufacturer's name in precast manholes; cite current Virginia Department of Transportation (VDOT) specifications for sewer line backfill compaction; permit small private drainage systems in certain cases and provide guidance for their use; extend sewer easements to the property line of adjoining areas to be served; require sewer lines crossing streams to be cast iron from manhole to manhole; and eliminate conflicting wording regarding storm water detention ponds. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor Hanley being out of the room, Supervisor Alexander being absent.

71. 3:30 P.M. - PH ON REVISIONS TO SECTION 9.2-4 OF THE PERSONNEL REGULATIONS AND THE SUPPLEMENTAL, UNIFORMED AND POLICE RETIREMENT SYSTEM ORDINANCES REGARDING THE REEMPLOYMENT OF ANNUITANTS, TAX REFORM ACT OF 1986, AND OTHER PROCEDURAL CHANGES (TAPES 11-12)

- (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 August 31 and September 7, 1990.

Following the public hearing, which included testimony by four speakers, discussion ensued among Board Members, with input from Peter Andreoli, Senior Assistant County Attorney.

Supervisor Pennino moved adoption of the proposed revision to Section 9.2-4 of the Personnel Regulations and the proposed amendments to the Code of the County of Fairfax, Chapter 3 (County Employees), Article 2 (Fairfax County Supplemental Retirement System); Article 3 (Fairfax County Uniformed Retirement System); and Article 7 (Fairfax County Police Officers Retirement System) regarding the reemployment of annuitants, Tax Reform Act of 1986, and other procedural changes. This motion was seconded by Chairman Moore and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

Supervisor Hyland asked unanimous consent that the Board direct Cornelius O'Kane, Director, Office of Personnel, to report to the Board's Personnel Subcommittee to address the concerns expressed at today's public hearing by both Board Members and citizens. Without objection, it was so ordered.

ADDITIONAL BOARD MATTER72. SCHEDULING OF BOARD'S ENVIRONMENTAL SUBCOMMITTEE MEETING (TAPE 12)

(NOTE: Earlier in the meeting the Board discussed this issue. See Clerk's Summary Items CL#19 and CL#36.)

Supervisor Hyland announced that the Environmental Subcommittee will meet on Thursday, October 4, 1990, at 9:00 a.m. in the Judges Dining Room.

73. DEFERRAL OF PUBLIC HEARING REGARDING THE DISPOSITION OF THE ELM STREET PROPERTY/OLD MCLEAN ASSESSMENT OFFICE (DRANESVILLE DISTRICT) (TAPE 12)

Supervisor Richards moved to defer indefinitely the public hearing regarding the disposition of the Elm Street Property/Old McLean Assessment Office, Dranesville District. This motion was jointly seconded by Supervisor Hyland and Supervisor Pennino and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

74. DEFERRAL OF PUBLIC HEARING ON SPECIAL EXCEPTION APPLICATION SE 89-P-079 (ORVAL E. GOODSEL) (PROVIDENCE DISTRICT) (TAPE 12)

Supervisor Hanley moved to defer the public hearing on Special Exception Application SE 89-P-079 until November 26, 1990 at 4:00 p.m. to allow additional time to resolve exiting problems with the site. This motion was seconded by Supervisor Hyland and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

75. DEFERRAL OF PUBLIC HEARING ON REZONING APPLICATION RZ 89-P-017 PRISM DEVELOPMENT GROUP, LIMITED AND PC LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT) (TAPE 12)

Supervisor Hanley moved to defer the public hearing on Rezoning Application RZ 89-P-017 until October 15, 1990 at 3:30 p.m. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

76. DEFERRAL OF PUBLIC HEARING ON REZONING APPLICATION
RZ 90-L-008 (THE SCHOOL BOARD OF FAIRFAX COUNTY,
VIRGINIA) (LEE DISTRICT) (TAPE 12)

On behalf of Supervisor Alexander, Supervisor Hyland moved to defer the public hearing on Rezoning Application RZ 90-L-008 until October 29, 1990 at 5:00 p.m. This motion was seconded by Supervisor Pennino and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

77. DEFERRAL OF BOARD DECISION ON THE PROPOSED
VACATION OF MOSBY LAND, SPRINGFIELD DISTRICT
(TAPE 12)

(NOTE: The public hearing was held on July 9, 1990 and the Board decision deferred until August 6, 1990.)

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 June 22 and June 29, 1990.

Supervisor Pennino moved to further defer the Board decision on the proposed vacation of Mosby Lane, Springfield District to allow staff additional time to coordinate and review the revised vacation proposal until September 24, 1990 at 5:00 p.m. This motion was seconded by Chairman Moore and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

78. 3:30 P.M. - PH TO AMEND THE CODE OF THE COUNTY OF
FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC),
SECTION 82-10-10, SUBSECTION (B), RELATED TO
DISPLAY OF FAIRFAX COUNTY MOTOR VEHICLE LICENSE
(NO TAPE)

[NOTE: Later in the meeting, the public hearing was held and action taken to adopt the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-10-10, Subsection (B), related to display of Fairfax County Motor Vehicle License. See Clerk's Summary Item CL#80.]

79. 3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE
OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND
FINANCE), ARTICLE 10, SECTION 4-10-4 (MONTHLY
PAYMENT PROGRAM FOR REAL ESTATE TAXES) (TAPE 12)

- (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 August 31 and September 17, 1990.

Following the public hearing, Supervisor Pennino moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Article 10, Section 4-10-4 to expand the Monthly Payment Program for real estate taxes to include all properties rather than continue to limit it to owner-occupied, principal residences. This motion was seconded jointly by Supervisor Hanley and Supervisor Hyland and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

80. 3:30 P.M. - PH TO AMEND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-10-10, SUBSECTION (B), RELATED TO DISPLAY OF THE FAIRFAX COUNTY MOTOR VEHICLE LICENSE (TAPE 12)

- (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 August 31 and September 7, 1990.

[NOTE: On July 23, 1990, the Board enacted, on an emergency basis, an amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-10-10(b) (Display of License, License Required for Operation.)]

Following the public hearing, Supervisor Hyland moved adoption of, on a permanent basis, the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-10-10(b) (Display of License, License Required for Operation). This motion was seconded jointly by Supervisor Hanley and Supervisor Pennino and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

Supervisor Hyland asked unanimous consent that the Board direct Richard L. King, Deputy County Executive for Public Safety, to report with recommendations for a procedure that could be utilized as an alternative to placing individuals in custody for failure to display the sticker. Without objection, it was so ordered.

81. 4:00 P.M. - PH REGARDING THE DISPOSITION OF THE ELM STREET PROPERTY/OLD MCLEAN ASSESSMENT OFFICE (DRANESVILLE DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to defer indefinitely the public hearing regarding the disposition of the Elm Street Property/Old McLean Assessment Office, Dranesville District. See Clerk's Summary Item CL#73.)

82. 4:00 P.M. - PH ON REZONING APPLICATION RZ 89-S-050
(SHIRLEY-FAIRFAX CENTER JOINT VENTURE, A VIRGINIA
GENERAL PARTNERSHIP) (SPRINGFIELD DISTRICT)
(TAPES 12-13)

Mr. Vincent A. Tramonte, II, reaffirmed the validity of the affidavit for the record.

Supervisor McConnell disclosed the following campaign contribution that she had received:

- In the amount of \$99.00 from Mr. Robert L. Sproles (Huntley and Nyce Associates) in 1987.

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

Following the public hearing, Regina Murray, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor McConnell moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 89-S-050 be amended from the R-1 District to the R-2 District subject to the execution of the revised proffers dated September 5, 1990. This motion was seconded by Supervisor Hanley and carried by a recorded vote of four, Supervisor Hyland voting "NAY," Supervisor Bulova, Supervisor Davis, and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

83. 4:00 P.M. - PH ON REZONING APPLICATION
RZ 89-P-017 PRISM DEVELOPMENT GROUP, LIMITED
AND PC LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT)
(NO TAPE)

(NOTE: Earlier in the meeting, action was taken to defer the public hearing on Rezoning Application RZ 89-P-017 until October 15, 1990 at 3:30 p.m. See Clerk's Summary Item CL#75.)

84. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 89-P-079 (ORVAL E. GOODSEL) (PROVIDENCE
DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to defer the public hearing on Special Exception Application SE 89-P-079 until November 26, 1990 at 4:00 p.m. to allow additional time to resolve exiting problems with the site. See Clerk's Summary Item CL#74.)

85. 4:00 P.M. - PH ON PROPOSAL TO AMEND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5A (RESIDENTIAL PERMIT PARKING DISTRICTS), SECTION 82-5A-10 (ADMINISTRATION) TO PERMIT RESIDENTIAL PERMIT PARKING DISTRICT DECALS TO BE VALID FOR A PERIOD OF TWO YEARS (COUNTYWIDE) (TAPE 13)

- (O) 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 August 31 and September 7, 1990.

Following the public hearing, Supervisor Hanley moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A (Residential Permit Parking Districts), Section 82-5A-10 (Administration), to extend the expiration date of permits from one year to two years. This motion was seconded jointly by Supervisor Hyland and Supervisor McConnell and carried by a vote of five, Supervisor Bulova, Supervisor Davis, and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

86. 4:00 P.M. - PH REGARDING THE LEASING OF COUNTY PROPERTY, 5830 OLD CENTREVILLE ROAD, CENTREVILLE (SPRINGFIELD DISTRICT) (TAPE 13)

- (R) 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 August 31 and September 7, 1990.

Following the public hearing, Supervisor McConnell moved adoption of the Resolution authorizing staff to enter into a lease with Dale L. Keener - Keener Insurance Agency regarding property located at 5830 Old Centreville Road, Tax Map 54-4 ((01)) 60. This motion was seconded by Chairman Moore and carried by a vote of six, Supervisor Bulova and Supervisor Pennino being out of the room, Supervisor Alexander being absent.

87. 4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 80-P-039-3 (HMCE ASSOCIATES LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT) (TAPE 13)

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

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

Following the public hearing, Regina Murray, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Hanley moved approval of Proffered Condition Amendment Application PCA 80-P-039-3 subject to the executed proffers dated July 10, 1990. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Bulova and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

Supervisor Hanley moved approval of Conceptual Development Plan Amendment CDPA 80-P-039-3 subject to the revised development conditions dated September 14, 1990; the Planning Commission having previously approved Final Development Plan Amendment Application FDPA 80-P-039-3 on June 12, 1990. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Bulova and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

Supervisor Hanley moved modification of the transitional screening along the eastern lot lines and waiver of the barrier requirement along the southern and eastern lot lines as previously approved. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Bulova and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

88. 4:30 P.M. - PH ON REZONING APPLICATION RZ 90-L-008
(THE SCHOOL BOARD OF FAIRFAX COUNTY, VIRGINIA)
(LEE DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to defer the public hearing on Rezoning Application RZ 90-L-008 until October 29, 1990 at 5:00 p.m. See Clerk's Summary Item CL#76.)

89. 4:30 P.M. - PH ON REZONING APPLICATION RZ 88-S-056
(MARTIN E. TURK, TRUSTEE) (SPRINGFIELD DISTRICT)
(TAPE 13)

On behalf of Supervisor McConnell, and at the request of the applicant, Supervisor Davis moved to defer the public hearing on Rezoning Application RZ 88-S-056 until October 15, 1990 at 5:00 p.m. This motion was seconded by Supervisor Hyland and carried by a vote of five, Chairman Moore abstaining, Supervisor Bulova and Supervisor Richards being out of the room, Supervisor Alexander being absent.

90. 5:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT
APPLICATION PCA 80-A-011-2 AND SPECIAL EXCEPTION
APPLICATION SE 89-A-071 (BOURJ, LIMITED)
(ANNANDALE DISTRICT) (TAPE 13)

Ms. Marianne Bundren, reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Kul Sandhu, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Bulova moved approval of Proffered Condition Amendment Application PCA 80-A-011-2 subject to the proffers dated July 17, 1990. This motion was seconded by Chairman Moore and carried by a vote of six, Supervisor Richards abstaining, Supervisor Hanley being out of the room, Supervisor Alexander being absent.

Supervisor Bulova moved approval of Special Exception Application SE 89-A-071 subject to the proposed development conditions dated September 6, 1990, amended as follows:

- Add to the first sentence of Condition Number 10 the following:

"The applicant shall reduce the size of the existing non conforming free standing bank sign from 80 square feet to 40 square feet in conformance with the Sign Overlay District requirements when repair of the sign is necessary."

This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Richards abstaining because she was not present in the Board Room for the entire public hearing, Supervisor Hanley being out of the room, Supervisor Alexander being absent.

Supervisor Bulova moved waiver of the barrier and modification of the transitional screening requirements in favor of the landscaping and planting plan shown on the revised Special Exception Plat dated May 18, 1990. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Richards abstaining because she was not present in the Board Room for the entire public hearing, Supervisor Hanley being out of the room, Supervisor Alexander being absent.

91. 5:00 P.M. - PH ON REZONING APPLICATION RZ 89-S-029
(BENNIE H. POTTER, TRUSTEE) (SPRINGFIELD DISTRICT)
(TAPE 13)

Supervisor McConnell moved to defer the public hearing on Rezoning Application RZ 89-S-029 until November 5, 1990 at 4:00 p.m. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor Hanley being out of the room, Supervisor Alexander being absent.

92. 5:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 67 (SANITARY SEWERS AND SEWAGE DISPOSAL) (COUNTYWIDE) (TAPE 13)

- (O) 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 August 31 and September 7, 1990.

Following the public hearing, which included testimony by two speakers, Supervisor Richards moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 67 (Sanitary Sewers and Sewage Disposal), Section 67-2-1-(c)(13) to authorize improvements relating to areaway drain connections, to become effective at 12:01 a.m. on the following day of adoption. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Alexander being absent.

93. 5:00 P.M. - PH ON THE ACQUISITION OF A CERTAIN DEDICATION NECESSARY FOR THE CONSTRUCTION OF THE DUNN LORING ACCESS ROAD (PROVIDENCE DISTRICT) (TAPE 13)

- (R) 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 August 31 and September 7, 1990.

Following the public hearing, which included testimony by one speaker, Supervisor Hanley moved adoption of the Resolution authorizing the acquisition of real property necessary for construction of the Dunn Loring Access Road. Construction obligations were proffered by NVCommercial, Incorporated in connection with the rezoning for the Metro Place at Dunn Loring. This motion was seconded by Supervisor Pennino and carried by a vote of six, Supervisor Davis and Supervisor Richards being out of the room, Supervisor Alexander being absent.

94. 5:00 P.M. - BOARD DECISION ON THE PROPOSED VACATION OF MOSBY LANE, SPRINGFIELD DISTRICT (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to defer until September 24, 1990 at 5:00 p.m. the Board decision on the proposed vacation of Mosby Lane, Springfield District, to allow staff additional time to coordinate and review the revised vacation proposal. See Clerk's Summary Item CL#77.)

ADDITIONAL BOARD MATTERS

PMH:PMH

95. MULTI-FAMILY DWELLING RECYCLING MANUAL (TAPE 13)

Supervisor Bulova stated that the Northern Virginia Planning District Commission (NVPDC) has recently completed a High-Rise and Multi-family Recycling Feasibility Study as well as a Multi-family Dwelling Recycling Manual which can be distributed as a guide to apartments and condominiums. She commended both documents to staff for their information and use.

Supervisor Bulova said that she was especially impressed with the "user friendly" manual and she hopes that staff will be able to distribute it widely as soon as feasible. Supervisor Bulova asked unanimous consent that the Board direct the Chairman to send a letter expressing the Board's appreciation to the staff at the NVPDC for a job well done. Without objection, it was so ordered.

96. REQUEST FOR REVOLVING DOOR OPINION/PETER WOOD (TAPE 13)

Supervisor Bulova stated that in August she was contacted by a reporter for the Journal Newspaper inquiring about a possible conflict of interest violation by former Gypsy Moth Coordinator, Peter Wood who now works for Espro of Columbia, Maryland.

Supervisor Bulova said that she had requested the County Attorney's Office to review the issue so that it could be put to rest. She reported that in an Opinion dated September 13, 1990, the County Attorney has determined that Peter Wood's employment with Espro, the recipient of the County's 1990 Gypsy Moth spraying contract, does not constitute a violation of Fairfax County's Revolving Door Ordinance.

97. SPECIAL EXCEPTION APPLICATION SE 87-A-094 (DEMAINE FUNERAL HOMES, INCORPORATED) (ANNANDALE DISTRICT) (TAPE 14)

Supervisor Bulova stated that Demaine Funeral Home has been trying to provide additional on-site parking and an expansion of its viewing rooms. She said that in its previous application, there were some unresolved land use issues. She added that Demaine has been able to acquire the parcel to the north and has come in with a revised application. She said that Mr. Windsor Demaine has made a genuine effort to resolve the land use issues and provide a plan that looks very promising.

Therefore, Supervisor Bulova moved that the Board direct staff to expedite the review of the revised application, with hearings before the Planning Commission and the Board of Supervisors before the end of the year if possible. This motion was seconded by Supervisor Hyland and

carried by a vote of five, Supervisor Hanley, Supervisor McConnell, and Supervisor Richards being out of the room, Supervisor Alexander being absent.

98. REORGANIZATION OF THE DEPARTMENT OF HUMAN DEVELOPMENT (TAPE 14)

Supervisor Pennino stated that she had discussed the issues of reclassification and the benefit program for the Services Division and the reorganization of the Department of Human Development with her appointee to the Advisory Social Services Board. She asked that the Board direct the County Executive to advise the Board as to what the proper action would be on this issue. Without objection, it was so ordered.

99. OUTSTANDING SERVICE AWARD (TAPE 14)

Supervisor Pennino stated that because of the outstanding service that Supervisor Hyland has given as Chairman of the Delaware Bay Impoundment Standards Commission, the Governor appointed him to serve on the Governor's Commission on Population, Growth and Development. Therefore, Supervisor Pennino moved that the Board of Supervisors officially enter into the record its pleasure at the honor bestowed upon one of the Members of the Board. On behalf of the Board, Supervisor Pennino congratulated Supervisor Hyland on this honor. The second to this motion was inaudible but the motion carried by a vote of five, Supervisor Hanley, Supervisor McConnell, and Supervisor Richards being out of the room, Supervisor Alexander being absent.

100. SUPERVISOR KATHERINE K. HANLEY, PROVIDENCE DISTRICT ELECTED TO BE CHAIR PERSON OF THE URBAN SECTION OF THE VIRGINIA MUNICIPAL LEAGUE (VML) (TAPE 14)

Supervisor Pennino stated that Supervisor Katherine K. Hanley, Providence District, has shown leadership not only locally but throughout the state and this past week at the Virginia Municipal League (VML) she was elected to be the Chair person of the Urban Section of the VML which makes her an official member of the Executive Board.

Supervisor Pennino moved that the Board officially congratulate Supervisor Hanley on her outstanding leadership at the VML. This motion was jointly seconded by Supervisor Davis and Supervisor Hyland and carried by a vote of five, Supervisor Hanley, Supervisor McConnell, and Supervisor Richards being out of the room, Supervisor Alexander being absent.

101. LEARNING IN RETIREMENT (LIR) PROGRAM (TAPE 14)

Supervisor Pennino stated that several years ago she was approached by her appointee to the Commission on Aging concerning initiating a continuing education program designed for senior citizens at George Mason University (GMU). She said that this program referred to as "Learning in Retirement" (LIR) has been successfully established at learning institutions throughout the United States. She advised the

Board that GMU has agreed to provide the necessary space and physical accommodations requested by LIR. Therefore, Supervisor Pennino moved that the Board:

- Direct staff to send a letter endorsing the establishment of the LIR Program;
- Commend GMU for providing educational opportunities to the community; and
- Include in the Weekly Agenda information concerning this program and how senior citizens can be involved.

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

102. BUDGET CUTS (TAPE 14)

Supervisor Pennino stated that she had recently read approximately four newspaper articles regarding a County's struggle to survive state budget cuts. She pointed out that the four articles were concerning Orange County, California.

103. FAIRFAX COUNTY IS NOW THE OWNER OF THE STONEGATE APARTMENTS (TAPE 14)

Supervisor Pennino announced that Fairfax County is now the owner of the Stonegate Apartments and that the County has already initiated programs involving the residents.

Supervisor Pennino commended the efforts of Verdia L. Haywood, Deputy County Executive for Human Services, and staff for their hard work as well as the outstanding support and effort received from the Police Substation located in Reston.

Chairman Moore commended Supervisor Pennino for her hard work, efforts, and leadership regarding this project.

104. BIDS OF TOWING COMPANIES (TAPE 14)

Supervisor Pennino stated that she has been contacted by a number of individuals who own towing companies and that they are very unhappy with regard to the way contract awards were made. She asked unanimous consent that the Board direct staff to provide the Board with a briefing regarding this situation. Without objection, it was so ordered.

105. CHILDREN'S INTERNATIONAL FESTIVAL (TAPE 14)

Supervisor Pennino stated that one of the groups that attended the Children's International Festival was from Bulgaria. She said that she met with this group and pointed out that her father was born in

Bulgaria. She said that she had been presented with a book and medal from Bulgaria which she dedicated in the name of the Board of Supervisors to the Library in Reston.

(NOTE: Later in the meeting, additional action was taken regarding this item. See Clerk's Summary Item CL#111.)

106. ECONOMIC DEVELOPMENT AUTHORITY (EDA) AUTHORIZED TO SPEND \$200,000 (TAPE 14)

Supervisor Pennino stated that during the budget deliberations the Board added \$200,000 back to the Economic Development Authority's (EDA) budget. She pointed out that those funds were not to be released until EDA had reviewed its mission and made a recommendation to the Board. She said that at the Board of Supervisors' meeting held on July 9, 1990, the Board reviewed and supported the change in mission proposed by EDA. She said that at that meeting EDA should have been cleared to spend the \$200,000 but has not because of an oversight.

Therefore, Supervisor Pennino moved that EDA be authorized to spend the \$200,000 since they have met the requirements imposed during the budget deliberations. This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Richards voting "NAY," Supervisor Alexander being absent.

107. VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TREE-CUTTING FOR BILLBOARD VISIBILITY (TAPE 14)

Supervisor Richards stated that she had recently learned that the Virginia Department of Transportation (VDOT) has a pilot program to allow the cutting or pruning of trees along the State right-of-way to improve the visibility of billboards along the highways. She said that until the pilot program, VDOT did not allow this activity.

Supervisor Richards said that citizens have questioned this policy with respect to both aesthetics and economics. She added that the McLean Citizens Association (MCA) has recently passed a resolution expressing its opposition to the use of public funds to destroy trees so the public can see billboards. She pointed out that the MCA noted in its letter to VDOT that the Federal Highway Administration (FHA) policy is to be sensitive to environmental concerns and that the FHA does not endorse such vegetation clearance.

Supervisor Richards moved that the Board submit a resolution to VDOT encouraging the State to discontinue the practice of cutting trees and pruning along the State rights-of-way for the sole purpose of increasing the visibility of highway billboards. This motion was seconded by Supervisor Hyland.

Following discussion, the question was called on the motion which carried by a vote of seven, Supervisor McConnell voting "NAY," Supervisor Alexander being absent.

108. ENCOURAGING ENERGY-EFFICIENT LAND DEVELOPMENT
(TAPE 14)

Supervisor Richards stated that the County has recently requested nominations for developer conservation awards for 1990 for excellence in erosion and sediment control as well as tree preservation and replacement.

Supervisor Richards said that in light of the increasing awareness of uncertain energy supplies, Fairfax County should consider encouraging energy efficiency in land development. She said that awards could be used to recognize developer efforts to minimize energy consumption by the end-user of a development by considering a variety of factors. She added that factors should include those relating to the site (such as vegetation, slope, and winds), community factors (such as building arrangement, parking facilities, street layout); and individual housing factors (such as building orientation and design).

Supervisor Richards asked unanimous consent that the Board direct staff to review the possibility of establishing another category of developer awards that recognizes energy-efficiency in land development. Without objection, it was so ordered.

109. 2010 STATEWIDE HIGHWAY PLAN (TAPE 15)

Supervisor Richards announced that the Virginia Department of Transportation (VDOT) has recently released the 2010 Statewide Highway Plan for the Northern Virginia District in which they recommend widening a number of roadways throughout the County. She said that this plan not only calls for Dolley Madison Boulevard to be six-lanes; but also the four-laning of Georgetown Pike, Old Dominion Drive, Kirby Road, Great Falls Street, Lewinsville Road, Idylwood Road, Chesterbrook Road, Magarity Road, Chain Bridge Road, Churchill Road, Birch Road, and Walker Road. She noted that the Commonwealth Transportation Board (CTB) has not yet endorsed this particular plan.

Supervisor Richards stated that the Board has already gone on record opposing the widening of Dolley Madison Boulevard to six lanes and has also limited Georgetown Pike to just two lanes under the Policy Plan. She requested that a letter be drafted for the Chairman's signature to the Chairman of the CTB formally requesting that the State's 2010 plan correspond to the County's Comprehensive Plan and allow Dolley Madison Boulevard to remain a four-lane road and Georgetown Pike to remain a two-lane road.

Supervisor Richards moved that the Board, with the assistance of the Transportation Commission, provide the CTB with the County's formal position with respect to these proposed widenings prior to any action taken by the CTB. She also requested the Transportation Advisory Commission to provide the Board with its recommendation as soon as possible. This motion was seconded by Supervisor Hanley.

Following discussion, Supervisor Bulova stated that there seems to be some confusion as to what action the Board took regarding transportation in the Policy Plan. She said that it was her understanding that when the Board adopted Phase I of the Comprehensive Plan Review, the Board adopted part one of Phase I which was the Policy portion and part two of Phase I was adopted in concept. She noted that the items in part two were referred to the Task Forces for review and consideration. She said that specific roads would be considered during Phase II of the Comprehensive Plan Review and that this issue would be brought back to the Planning Commission and Board at the end of Phase II review.

Supervisor Richards stated that she had specifically brought up in the proposal to classify Georgetown Pike as a Historic Scenic Byway instead of its present classification as a Type B Minor Arterial. She said that with this classification of a historic scenic byway, the buffer area should be preserved and this two-lane road should be maintained in its present state within a 50-foot right-of-way. She said that she had brought this issue up on August 6, 1990 and requested that a footnote be placed wherever Georgetown Pike appears to indicate that it is a Historic Scenic Byway, the first in Virginia and that that notation be wherever the name appears. She pointed out that in the document provided by the staff this is not indicated.

Supervisor Richards said that there was not a reference in the staff document to the third item which was that wherever feasible grade separations and service roads should be provided on Route 7 between Herndon Junction and the Tysons Corner.

Supervisor Hanley pointed out that there was specific direction to refer the map to the Area Task Forces so that they could report with recommendations and that there is no "bridge" document. She suggested that it might be helpful to have the entire verbatim in one-piece circulated.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to make the necessary corrections. Without objection, it was so ordered.

(NOTE: There was no vote taken on Supervisor Richards' motion.)

Vice-Chairman Pennino returned the gavel to Chairman Moore.

110. DELETION OF A TRAIL ASSOCIATED WITH HOLLY
KNOLLS, SECTION 10 (TAPE 15)

Supervisor Richards stated that the Great Falls Citizens Association and the Holly Knolls II Homeowners Association have requested that the trail associated with the Holly Knolls, Section 10 development be deleted from the Plan due to the inappropriate location of this trail. She said that this Subdivision Plan is associated with Special Exception Application SE 88-D-061 and a trail is required to be constructed under the approved

Special Exception. She noted that the developer has agreed to file a Special Exception Amendment Application so that this requirement be deleted to satisfy the concerns of the residents of this community. However, due to the fact that the neighborhood initiated such a request, the developer does not wish to incur the expense of the filing fee associated with this application.

Therefore, Supervisor Richards moved that the Board waive the filing fees associated with this Special Exception Amendment Application with the understanding that this waiver will not prejudice this particular application. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

111. CHILDREN'S INTERNATIONAL FESTIVAL (TAPE 15)

(NOTE: Earlier in the meeting, additional action was taken regarding this item. See Clerk's Summary Item CL#105.)

Supervisor Richards asked unanimous consent that the Board:

- Recognize the principals involved in doing all of the volunteer work, etcetera for the Children's International Festival for the extraordinary contribution that they make to the children in the Northern Virginia area; and
- Direct staff to invite some of the major individuals involved in the Festival to appear before the Board so that it can express its appreciation.

Without objection, it was so ordered.

112. RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) ON LAKE STREET BETWEEN BLAIR ROAD AND TYLER STREET (TAPE 15)

Supervisor Davis stated that residents of the Culmore area have recently submitted a petition and application to the County Office of Transportation for an expanded Residential Permit Parking District (RPPD) on Lake Street between Blair Road and Tyler Street. He said that this entire area is having problems with parking because of its location near many apartments and overcrowding. Therefore, Supervisor Davis moved that the requirement for 100 contiguous parking places in the application and the fee be waived. 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.

113. SUPPORT OF A NATIONAL LEAGUE BASEBALL FRANCHISE
FOR NORTHERN VIRGINIA (TAPE 15)

(R) Supervisor Davis referred to an editorial from the Richmond Times-Dispatch regarding the efforts to get a baseball team in Northern Virginia. Supervisor Davis moved:

- Support of a National League Baseball franchise for Northern Virginia; and
- Adoption of the Resolution adopted by Prince William County and substitute the words "Fairfax County" for Prince William County.

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

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that the Board:

- Support the franchise request;
- Direct staff to research and obtain the proper names for the group that is also competing for a franchise; and
- Direct staff to include in the Resolution that it is extremely important that there is a baseball franchise in the Washington Metropolitan area.

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

114. COUNTY CONTRACT POLICY (TAPE 15)

Supervisor Davis pointed out that he was not present at the Public Comment Session at which time citizens came forward from the Associated Builders and Contractors (ABC) regarding the County contract policy. He asked unanimous consent that the Board direct the County Attorney to schedule a briefing regarding this issue.

Following discussion, David Stitt, County Attorney, stated that he would by way of a memorandum keep the Board apprised of the status of the Newberg case.

115. PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF
FAIRFAX, CHAPTER 112 (ZONING ORDINANCE)
SECTION 6-206 (TAPE 15)

Supervisor Davis stated that amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) Section 6-206 would exclude breezeways, porches and deck areas from the calculation of the floor areas for dwellings. He said that the major purpose of gross floor area is to control the amount of building bulk or mass permitted on a site. He added that staff believes that the visual impact of these features is not equivalent to the visual impact of an enclosed structure. He explained that what is pending is the belief that the objectives of the gross floor area limitation on the Comprehensive Plan can be better served if features such as porches, balconies, stoops, decks and breezeways are excluded from gross floor area calculations for residential structures in PDC Districts.

Supervisor Davis asked unanimous consent that the Board direct staff to provide a recommendation regarding this issue as expeditiously as possible. Without objection, it was so ordered.

116. VACATION OF AN EASEMENT AT LAKELAND VALLEY DRIVE
(TAPE 15)

Supervisor McConnell explained two homeowners' desire to vacate an easement located at 7827 and 7828 Lakeland Valley Drive in the subdivision of South Run Forest, Section 3B. She said that the easement is a gravel maintenance road used to maintain a sediment basin located 100 feet from the new Mercer Lake.

Supervisor McConnell said that because the location of this easement is so close to Mercer Lake it has become a desirable access point to the Lake for four-wheel drives, motorcycles and pedestrians. She asked unanimous consent that the Board direct staff to review this issue to determine if there is any viable alternatives to enable the easement to be vacated. Without objection, it was so ordered.

117. REFUND OF TAXES REQUESTED BY THE AUTOMOBILE
TRADE ASSOCIATION OF THE NATIONAL CAPITAL
AREA (TAPE 15)

Supervisor McConnell stated that several Board Members had been visited by the Automobile Trade Association of the National Capital area during the past few weeks to discuss their tax situation. Although the General Assembly passed legislation last year that limited their tax status, the Association still feels that the County erroneously assigned the value on "trade-ins." She briefed Board Members that the Association is requesting the County to refund the taxes that they feel were wrongly collected. It was noted that taxes were refunded that had been collected by the City of Alexandria.

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

- Investigate the request made by the Automobile Trade Association of the National Capital area and report to the Board on September 24, 1990 with the costs involved; and
- Direct staff to report the actions taken by other areas in the State.

Without objection, it was so ordered.

118. STAFF SUPPORT REQUESTED TO THE CRIMINAL JUSTICE ADVISORY BOARD (CJAB) (TAPE 15)

As a follow-up to the testimony of Stephen Danzig, Chairman, Criminal Justice Advisory Board, (CJAB), earlier in the day during the public hearing on the County and Schools' Fiscal Year (FY) 1990 Carryover Review to amend the appropriation level in the FY 1991 Budget Plan, Supervisor McConnell asked unanimous consent that the Board direct staff to provide the Board with the options for providing the staff support that they need. She said that she realized that money is short and this is not a good time to be requesting new positions, but she is concerned that without adequate support CJAB will not be able to carry out its mission as defined by the Board. She also asked unanimous consent that the Board direct staff to respond as expeditiously as possible. Without objection, it was so ordered.

119. REQUEST FOR ADDITIONAL RECYCLING SITES TO BE LOCATED THROUGHOUT FAIRFAX COUNTY (TAPE 15)

Supervisor McConnell read into the record a letter that she had received from Mr. Alan Fogg regarding recycling in Fairfax County and proposing that a recycling center be created at South Run Recreation Center.

Supervisor McConnell asked unanimous consent that the Board direct staff to investigate the establishment of a recycling center at the location proposed by Mr. Fogg, as well as additional sites throughout the County. Without objection, it was so ordered.

120. STAFF TO INVESTIGATE THE SOLICITATION OF FUNDS BY THE POLICE DEPARTMENT (TAPE 15)

Supervisor McConnell read into the record a letter that she had received from a constituent who had been recently contacted by the Fairfax County Police Department soliciting funds.

Following Board discussion, it was determined that it had been the Virginia State Police Department soliciting the funds.

Supervisor McConnell asked unanimous consent that the Board direct staff to investigate this situation and report to the Board with a response. Without objection, it was so ordered.

121. PARK'N'RIDE LOT LOCATED ON ROBERTS PARKWAY
(TAPE 15)

Supervisor McConnell read into the record a letter that she had received from the Burke Centre Conservancy regarding the Park'N'Ride lot on Roberts Parkway.

Supervisor McConnell asked unanimous consent that the Board refer the letter to staff for its comments regarding public transportation to the Park'N'Ride. Without objection, it was so ordered.

VLL:VLL

122. BOARD RECESS (TAPES 16-17)

At 7:25 p.m., the Board recessed briefly for dinner and, at 8:15 p.m., reconvened in the Board Room with all Members being present with the exception of Supervisor Alexander and Supervisor Davis, and with Chairman Moore presiding.

123. DELETION OF EXECUTIVE SESSION FROM BOARD'S
AGENDA (NO TAPE)

[NOTE: To date, additional information regarding the Court's interpretation of the Freedom of Information Act (FOIA) as provided under Executive Session has not been obtained. Therefore, it was the Board's consensus that the scheduled Executive Session be deleted from the Board's agenda. Necessary actions were taken in open Session. See Clerk's Summary Item CL#124.]

124. ACTIONS TAKEN ON ITEMS CONTAINED IN BOARD'S
EXECUTIVE SESSION PACKAGE (TAPE 17)

A. SETTLEMENT OF THE B.F. SAUL REAL
ESTATE INVESTMENT TRUST VERSUS
THE BOARD OF SUPERVISORS OF
FAIRFAX COUNTY, AT LAW NUMBER 05329

In consultation with the County Executive and staff, Supervisor Richards moved that the Board authorize settlement of the B.F. Saul Real Estate Investment Trust versus the Board of Supervisors of Fairfax County, At Law Number 05329, according to the terms and the

conditions outlined by the County Attorney. 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.

125. ADDITIONAL ACTION ON A-1 - BOND REFERENDUM
INFORMATION PAMPHLET (TAPE 17)

(BONDS)

(BACs)

(NOTE: Earlier in the meeting, various actions were taken on the Bond Referendum Information Pamphlet. See Clerk's Summary Items CL#39 and CL#41.)

J. Hamilton Lambert, County Executive, distributed to Board Members the draft wording of the Bond Referendum Information Pamphlet contained in Attachment One of the Memorandum to the Board dated September 17, 1990 which included the amendments made earlier in the meeting. He briefly outlined each of the amendments:

- Page Two, first question "Will these bonds cause a tax rate increase?"

Add to the bottom of the second paragraph the following language:

"However, passage of these general obligation bonds and the potential addition of \$330 million of bond debt for the Fairfax County Parkway could raise the County debt service cost to 10.1 % of the combined General Fund disbursements by 1994."

Add to the third paragraph, immediately following the first sentence the following language:

"Future operating costs for these projects are estimated in this brochure. Increases in the operating costs for those projects paid for out of General Fund money may affect the tax rate."

- Page Two, fourth question "Why additional referenda if you still have unsold bonds?"

Add to the bottom of the first paragraph the following language:

"In addition to these bonds, the Board of Supervisors voted to pursue a \$330 million bond proposal for the Fairfax County Parkway which does not require a referendum."

Without objection, the Board directed staff to proceed with the revised language for the Bond Information Pamphlet.

SBE:SBE

126. 7:30 P.M. - BRIEFING ON THE PROPOSED FUTURE DEVELOPMENT OF FORT BELVOIR AND THE ENGINEERING PROVING GROUNDS SITE (TAPES 17-18)

Chairman Moore welcomed General Avid E. West, Deputy Commander for Development, Fort Belvoir, to the Board Room. She expressed the Board's appreciation for his patience this evening while waiting for this item to come before the Board. She explained that the Board's heavy schedule earlier in the day had delayed the evening Agenda items.

Following General West's presentation, a question-and-answer period ensued among Board Members, Planning Commissioners, and Fort Belvoir Representatives.

Chairman Moore recognized the presence in the Board Room of the following Planning Commissioners who are serving on a task force created to address this matter:

- Planning Commissioners:

Peter F. Murphy, Jr.,
Chairman and Springfield District
Representative;

John R. Byers,
Mount Vernon District Representative;

Maya Huber,
At-Large Representative; and

Carl L. Sell, Jr.,
Lee District Representative.

Chairman Moore announced that Supervisor Alexander is at home recovering from pneumonia and could not attend this evening's briefing. On his behalf, she read into the record his comments and concerns regarding the proposed future development of Fort Belvoir.

Following Board discussion, Supervisor Hyland moved that the Board direct the County Executive to appoint staff to immediately begin working with representatives from the Department of Defense (DOD) and Fort Belvoir on the EPG proposal. This motion was seconded by Supervisor Pennino.

Supervisor Pennino asked that the motion be amended to include that the Board direct staff to keep the citizens committee updated on this issue, and this was accepted.

Supervisor Hyland further amended the motion that the Board request staff to include representation from the citizens committee in the working group consisting of County staff, DOD and Fort Belvoir Representatives, and this was accepted.

The question was called on the motion, and as amended, carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Supervisor McConnell being out of the room, Supervisor Alexander being absent.

ADDITIONAL BOARD MATTER

127. SCHEDULING OF BOARD'S BUDGET SUBCOMMITTEE MEETING (TAPE 18)

Supervisor Bulova announced that the next Board's Budget Subcommittee meeting has been scheduled for October 15, 1990 at 8:00 a.m.

128. BOARD ADJOURNMENT (TAPE 18)

At 10:00 p.m., the Board adjourned.