



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
FEBRUARY 25, 1991**

Board Package

4-91

JLD:JLD

The meeting was called to order at 10:15 a.m. with all Members being present, with the exception of Supervisor Hyland, and with Chairman Moore presiding.

Supervisor Hyland was absent from the entire Board Meeting.

Others present were Richard A. King, Acting 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. MOMENT OF SILENT MEDITATION FOR AMERICAN TROOPS INVOLVED IN GULF WAR AND CARMEN C. HYLAND, WIFE OF SUPERVISOR GERALD HYLAND, MOUNT VERNON DISTRICT (TAPE 1)

Chairman Moore asked that, during the moment of silent meditation, American servicemen and women serving in the Gulf war and Carmen C. Hyland, wife of Supervisor Gerald Hyland, who will be undergoing surgery, be kept in mind.

3. ABSENCE OF SUPERVISOR GERALD HYLAND, MOUNT VERNON DISTRICT, FROM THE BOARD MEETING (TAPE 1)

Chairman Moore announced that Supervisor Hyland would be absent from the entire Board Meeting due to his wife's surgery and noted that this was the first meeting that he had ever missed.

4. RECOGNITION OF RICHARD A. KING, ACTING COUNTY EXECUTIVE, FOR HIS 35 YEARS OF SERVICE TO THE COUNTY OF FAIRFAX (TAPE 1)

Chairman Moore commended Richard A. King, currently serving as the Acting County Executive, for his 35 years of dedicated service to the County of Fairfax and, on behalf of the Board, presented him with a cake.

5. CERTIFICATE OF APPRECIATION TO MR. EDWARD DAY
FOR HIS YEARS OF SERVICE ON THE COUNTYWIDE
TRAILS COMMITTEE (TAPE 1)

Supervisor Hanley moved approval of the presentation of the Certificates of Appreciation presented to Mr. Edward Day for his many years of service to the citizens and government of Fairfax County as a member of the Countywide Trails Committee. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor Hyland being absent.

6. CERTIFICATE OF APPRECIATION TO MR. JOHN LANGFORD
FOR HIS YEARS OF SERVICE ON THE POLICE RETIREMENT
SYSTEM (TAPE 1)

Supervisor Davis moved approval of the presentation of the Certificate of Appreciation presented to Mr. John Langford for his many years of service to the citizens and government of Fairfax County as a member of the Police Retirement System. This motion was jointly seconded by Supervisor Alexander and Supervisor Richards and carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Hyland being absent.

7. PROCLAMATION DESIGNATING "BLACK HISTORY
MONTH" (TAPE 1)

Supervisor Hanley moved approval of the Proclamation designating February, 1991 as "BLACK HISTORY MONTH" in Fairfax County, and urging all citizens of the community to take this occasion to recognize the important contributions of blacks to the citizens of Fairfax County's shared heritage. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Hyland being absent.

8. PHONE CALL FROM SUPERVISOR GERALD HYLAND,
MOUNT VERNON DISTRICT (TAPE 1)

Chairman Moore announced that Supervisor Hyland had telephoned to find out the status of the Board Meeting and that Supervisor Alexander would be acting on Supervisor Hyland's behalf during the presentation of matters by Board Members.

9. 10:00 A.M. - REPORT ON GENERAL ASSEMBLY
ACTIVITIES (TAPE 1)

Supervisor Hanley, Chairman, Board's Legislative Subcommittee, announced that a Legislative Subcommittee meeting is scheduled for Friday, March 1, 1991, following the Strategic Plan Presentation.

Supervisor Hanley briefly outlined the status of the bills supported by the County of Fairfax: of the eight items, six passed the General Assembly and the other two were withdrawn.

Supervisor Hanley expressed her appreciation to staff, both in Richmond and in Northern Virginia, for their hard work during the General Assembly session.

Supervisor Pennino also commended staff for their work and expressed her appreciation to Supervisor Hanley for her work as the Chairman of the Board's Legislative Subcommittee.

Chairman Moore reiterated Supervisor Pennino's sentiments to Supervisor Hanley on behalf of the Board.

Supervisor McConnell asked unanimous consent that the Board direct staff to report on Senate Bill 504, a bill to establish an assessment procedure for owner-occupied single family residences which freezes the property's assessed value. Without objection, it was so ordered.

Supervisor Bulova requested that Senate Bill 786, a bill to authorize local subdivision ordinances to include minimum driveway construction standards, be placed on the Board's legislative agenda during next year's General Assembly session.

Supervisor Davis asked unanimous consent that the Board direct staff to establish a local ordinance, by July 1, 1991, in compliance with legislation passed by the 1991 session of the Virginia General Assembly, allowing Fairfax County to cut the grass of certain properties. Without objection, it was so ordered.

Supervisor Hanley asked unanimous consent that the Board direct staff to also establish by July 1, 1991, an ordinance relating to the penalty for the demolition of historic buildings. Without objection, it was so ordered.

Supervisor Hanley announced her intent to discuss the increase of fines for violations of local ordinances, resulting from approved House Bill 1374, at its scheduled time later in the meeting.

Supervisor Davis also expressed appreciation to Supervisor Hanley for her efforts on the legislative items during the 1991 session of the Virginia General Assembly.

BOARD MATTERS

PMH:PMH

10. ANNUAL GEORGE WASHINGTON'S BIRTHDAY CELEBRATION
(TAPE 2)

Chairman Moore announced that she and Supervisor Davis had attended the George Washington's Birthday Celebration held in the Mount Vernon area. Chairman Moore relinquished the Chair to Vice-Chairman Pennino and she asked unanimous consent that the Board direct the staff of Channel 16 to contact the representative of the Mount Vernon Citizens Association to make arrangements to televise this event in the future. Without objection, it was so ordered.

11. VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA)
URBAN HOMEOWNERSHIP OPPORTUNITY PROGRAM
(TAPE 2)

Supervisor Moore stated that she had received a letter from the Executive Director of the Virginia Housing Development Authority (VHDA) regarding Governor Douglas Wilder's additional bond allocation to VHDA which will enable the Authority to initiate a new program, the Urban Homeownership Opportunity Program. She asked unanimous consent that the Board direct staff to review this letter. Without objection, it was so ordered.

12. REQUEST BY THE LAKE BRADDOCK HOMEOWNERS
ASSOCIATION (TAPE 2)

Supervisor Moore stated that she had recently met with citizens in the Lake Braddock area. She said that they have requested to build a 24 foot by 24 foot storage shed to house ground maintenance equipment. Therefore, Supervisor Moore moved that the Board agree to the request that staff waive the fees for the Special Permit Application and expedite processing. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Alexander being out of the room, Supervisor Hyland being absent from the meeting.

13. BUSINESS, PROFESSIONAL AND OCCUPATIONAL LICENSE
TAX REGARDING AUTO DEALERSHIPS (TAPE 2)

Supervisor Moore stated that she had met with representatives of several auto dealerships, staff from the Office of Assessments, and the County Attorney's Office. She explained that the County audited auto dealerships and billed them for additional taxes for the last few years. She said that the primary issue was including the value of trade-in vehicles and calculating their Business, Professional and

Occupational License (BPOL) tax liability. She said that the General Assembly changed the law last year so that in the future the BPOL tax cannot be charged against the value of trade-in vehicles except at the time of disposal. Therefore, Supervisor Moore moved that the Board direct staff to determine what flexibility the Board has to provide relief to the auto dealers in this instance. This motion was seconded by Supervisor Alexander.

Following discussion, Supervisor Hanley asked that the motion be amended to include directing staff to provide in its analysis how much money is involved, and this was accepted.

Supervisor Davis asked to further amend the motion to direct staff to report to the Board regarding this issue as expeditiously as possible, and this was accepted.

Following further discussion, the question was called on the motion, and as amended, carried by a vote of eight, Supervisor Hyland being absent.

14. RECYCLED PAPER (TAPE 2)

Supervisor Moore stated that in the past weeks the Board has directed staff to review a number of documents that the County sends out to the public with respect to whether they could be printed on recycled stock or whether they can be recycled. She said that in response staff has set up an inter-agency Task Force to review this issue. She added that most agencies do not now use recycled letterhead even though it is available. Therefore, Supervisor Moore asked unanimous consent that the Board direct the Task Force to review this issue and within 60 days provide the Board with a recommendation of when and if it is feasible to have all County stationery printed on recycled stock. Without objection, it was so ordered.

15. RECYCLED OIL (TAPE 2)

Supervisor Moore stated that there are more than 100 service stations accepting used oil from County residents. She said that the operators at the service stations prevent thousands of gallons of motor oil from being dumped down sewers or directly into the ground by serving as collection points for recycled oil. Supervisor Moore asked unanimous consent that the Board direct staff to draft a letter for the Chairman's signature to the appropriate corporate officials requesting Jiffy Lube to consider participating in this public project.

Following discussion, Supervisor Alexander asked that the request be amended to include similar types of businesses, and this was accepted.

Without objection, the amended request was so ordered.

16. C-2 - MATTERS RELATING TO THE 1991
REAPPORTIONMENT OF THE FAIRFAX COUNTY
BOARD OF SUPERVISORS -- ADVISORY TASK
FORCE AND RELATED REAPPORTIONMENT
ACTIVITIES (TAPES 2-3)

(BACs)

(APPT)

(R) Supervisor Moore called to the Board's attention Consideration Item C-2 - Matters relating to the 1991 Reapportionment of the Fairfax County Board of Supervisors -- Advisory Task Force and Related Reapportionment Activities.

The Board next considered an Item contained in the Memorandum to the Board dated February 25, 1991 regarding the Board appointment of additional members to the Reapportionment of the Board of Supervisors Advisory Task Force and Board consideration of other issues related to that endeavor.

Supervisor Moore moved that the Board:

- Approve the staff recommendations; and
- Appoint the following individuals:
 - * Mr. George Lambert as the Northern Virginia Urban League Representative;
 - * Mr. John Reed as the Black Women United for Action Representative; and
 - * Ms. Susan Simon as the Fairfax Education Association (FEA) Representative.

Supervisor Hanley moved that the motion be amended to appoint Mr. Jim Cho as the Asian Citizen Representative and this was accepted.

Supervisor Davis moved that the motion be amended to include in the membership of the Task Force a representative of NAIOP, and this was accepted.

Supervisor Davis moved that the motion be amended to include the appointment of Ms. Gwen Cody as the Mason District Representative, and this was accepted.

Supervisor Bulova moved the appointment of Dr. G.V.V. Rao as the Indian American Business and Professional Association Representative.

Following additional discussion, Supervisor Davis moved a substitute motion that the Task Force be comprised of a "core group" including those individuals just named by Supervisor Moore and that any other individuals who wish to participate may do so. This motion was seconded by Supervisor Bulova.

Supervisor Davis amended the substitute motion to include the appointment of Mr. George Tran as an Asian Citizen Representative.

Supervisor Davis further amended the substitute motion to not include the Asian Representatives at this time.

Supervisor Bulova withdrew her second to the substitute motion.

Vice-Chairman Pennino seconded the substitute motion.

The question was called on the substitute motion, and as amended, CARRIED by a recorded vote of five, Supervisor Bulova, Supervisor Hanley, and Supervisor Moore voting "NAY," Supervisor Hyland being absent.

Following further discussion, Supervisor McConnell moved that the Board reconsider its action (Supervisor Davis's substitute motion). This motion was seconded by Supervisor Moore and CARRIED by a recorded vote of five, Supervisor Davis, Vice-Chairman Pennino, and Supervisor Richards voting "NAY," Supervisor Hyland being absent.

With input from Michael Long, Assistant County Attorney, Supervisor Moore moved that the Board approve the staff recommendation with the following modifications:

- Include representation from the groups discussed today; and
- Stipulate that only one representative of each group may attend the meetings and be a voting member.

This motion was seconded by Vice-Chairman Pennino.

The question was called on the motion which CARRIED by a recorded vote of six, Supervisor Davis and Supervisor Richards voting "NAY," Supervisor Hyland being absent.

Supervisor McConnell moved the appointment of Mr. Robin B. Gray, Jr. as the Springfield District Representative. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Hyland being absent.

17. AFGHANISTAN FAMILY HARASSED (TAPE 3)

Supervisor Moore announced that it had come to her attention that an Afghanistan family residing in Burke was being harassed because they were mistakenly identified as being Iraqis.

Therefore, Supervisor Moore moved that the Board state that Fairfax County will not tolerate harassment or persecution of Arab-Americans or Muslim-Americans or Jewish-Americans or any other group of American citizens and that the Board repudiates such actions. This motion was jointly seconded by Supervisor Davis and Supervisor Richards and carried by a vote of seven, Supervisor Hanley being out of the room, Supervisor Hyland being absent.

18. COMPREHENSIVE PLAN REVIEW PROCESS SCHEDULE
(TAPE 3)

Supervisor Moore stated that many citizens had expressed their concern that the Board adopt a schedule for Comprehensive Plan Review hearings, mark-up, and decision at the time when they will be in town. She pointed out that when school is out of session for the summer many citizens "scatter" during the summer.

Supervisor Moore moved that the Board direct staff to report on March 4, 1991 with a proposed schedule that would permit mark-up and decision of the Plan before mid-June. This motion was seconded by Supervisor Bulova.

Following discussion, with input from James P. Zook, Director, Office of Comprehensive Planning (OCP), the question was called on the motion which carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Hyland being absent.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

19. PEAT MARWICK AUDIT (TAPES 3-4)

Supervisor Alexander stated that he had received a copy of the Peat Marwick audit.

Following input from James P. McDonald, Deputy County Executive for Management and Budget, Supervisor Alexander asked unanimous consent that the Board direct staff to provide a status report regarding this audit.

Supervisor Hanley asked that the request be amended to include a report on the connection between the audit and the Strategic Plan and this was accepted.

Without objection, the request, as amended, was so ordered.

20. REQUEST FOR ORDINANCE AMENDMENT TO ADDRESS
EXPIRATION OF SITE PLANS (TAPE 4)

Supervisor Alexander called to the Board's attention that, in most cases, one year is not enough time and site plans expire. When a site plan expires, the builder/developer must again go through the entire site plan process which also includes the duplication of costs, permits, etcetera.

There was additional Board discussion, with input from Irving Birmingham, Director, Department of Environmental Management (DEM), and James Zook, Director, Office of Comprehensive Planning (OCP), who informed Board Members that staff is currently drafting language for an amendment to the ordinance.

Supervisor Pennino asked unanimous consent that the Board direct staff to create a County Task Force to meet with the Development Task Force this week so that at the next meeting of the Board of Supervisors scheduled for March 4, 1991 there can be a report to the Board regarding this issue. Without objection, it was so ordered.

Supervisor Davis moved that the Board direct staff to prepare a proposed ordinance to be authorized for advertisement within three weeks or an updated status report. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Hyland being absent.

21. PROPOSED TRIAL PROGRAM TO REMEDY DANGEROUS TRAFFIC
(ACCESS) SITUATION IN THE AREA OF OLD KEENE MILL
ROAD, IMMEDIATELY WEST OF HANOVER AVENUE (TAPE 4)

Supervisor Alexander called to the Board's attention the dangerous situation experienced by County residents whose driveways exit near major intersections on heavily-travelled roads. At such locations, peak hour traffic is almost completely uninterrupted. It is practically impossible for people to safely back out of their driveways and enter the traffic flow. In many cases, the problem is exacerbated when traffic flow improvements are made. He stated that often even such constructive efforts as signalization and turn lane installation can reduce the accessibility of driveways fronting on the road.

Supervisor Alexander stated that one situation that needs to be addressed as soon as possible is the block of Old Keene Mill Road immediately west of Hanover Avenue. Currently, the westbound traffic on Old Keene Mill Road is extremely heavy at all times. The extreme traffic volume in the evening rush hour and high traffic speeds throughout the rest of the day permit the eight affected homes little opportunity to safely exit their driveways. He stated that although

Hanover Avenue is signalized, the amount of westbound traffic exiting Hanover Avenue into the right lane of Old Keene Mill Road prevents the "red cycle" from offering any real assistance to these homes.

Supervisor Alexander stated that the Old Keene Mill Road Task Force has investigated this issue and has made a recommendation that special "yield" signs be installed in this area. He distributed a sample of these signs to Board Members for their review. He stated that these signs would warn "through traffic" drivers of the upcoming driveways and direct traffic to yield the right-of-way. He suggested that the signs be placed on both Old Keene Mill Road and Hanover Avenue to provide maximum protection in both phases of the signal. According to the Task Force proposal, this would be done on a trial period of six to 12 months and regularly monitored by the Fairfax County Police Department. Motorists failing to yield would be issued warnings by the police and, at the end of the trial period, affected residents would be surveyed by the Office of Transportation for their suggestions and observations. This information would be forwarded to Board Members for their review and to determine what future action should be taken on this matter.

Accordingly, Supervisor Alexander moved that the Board:

- Express its support for the Task Force's trial program; and
- Direct the Office of Transportation and Police Department to pursue the installation of the special "yield" signs and to carry on active monitoring of the results.

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

22. ADDITION OF NICOTINE TRAIL AND POTOMAC ROAD
TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION
(VDOT) SECONDARY SYSTEM OF HIGHWAYS FOR ROAD
MAINTENANCE PROGRAM (TAPE 4)

- (R) In the absence of Supervisor Hyland, Supervisor Alexander presented the following Board Matter regarding Nicotine Trail.

Supervisor Alexander stated that Mr. Nick Tsimbidis had purchased a vacant wooded lot with the intention of building a home on Nicotine Trail; however, he is currently unable to do so because Nicotine Trail and Potomac Road are unimproved rights of way. Therefore, in order for Mr. Tsimbidis to begin the site review process at the Department of

Environmental Management (DEM), he would first have to provide significant road improvements to meet the County's subdivision ordinance as it reads today.

Supervisor Alexander further stated that on March 5, 1979, the Road Viewers Board recommended that Nicotine Trail and Potomac Road in the Gunston Manor Subdivision, Lorton, Virginia, be added to the Secondary System of Highways maintained by the Virginia Department of Transportation (VDOT). Unfortunately, the implementation procedures were never carried out in this instance and consequently, fell through the cracks.

Supervisor Alexander moved that the Board:

- Adopt the Resolution requesting VDOT to add Nicotine Trail and Potomac Road to the Secondary System of Highways for Road Maintenance Program; and
- Direct staff to expedite the processing of Building Permit #90309B0560 for the property located at 5860 Nicotine Trail, Lorton, Virginia.

This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Supervisor Pennino being out of the room, Supervisor Hyland being absent.

23. ENVIRONMENTAL QUALITY ADVISORY COUNCIL'S
(EQAC) ANNUAL REPORT AND ENVIRONMENTAL
STAFF LISTING (TAPE 4)

In the absence of Supervisor Hyland, Supervisor Alexander presented the following Board Matter regarding the Environmental Quality Advisory Council's (EQAC) annual report and environmental staff listing.

Supervisor Alexander called to the Board's attention the fact that Supervisor Hyland had recently received a letter from the Environmental Quality Advisory Council (EQAC) requesting that its annual report be published in a more timely manner in keeping with the mandate of the Board of Supervisors. The annual report should be published in time for a January presentation on environmental issues facing the County.

Supervisor Alexander moved that the Board direct staff to create a timetable which will result in the publishing of each year's annual report by EQAC in time for a January presentation to the Board of Supervisors. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Supervisor Pennino being out of the room, Supervisor Hyland being absent.

In addition, Supervisor Alexander stated that at the Board of Supervisors' meeting held on October 29, 1990, action was taken to direct staff to create a list identifying all staff who deal with environmental matters and that this information has not been forthcoming. Accordingly, Supervisor Alexander moved that the Board direct staff to create a list by March 4, 1991, which identifies all environmental staff, including telephone numbers and their responsibilities. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Supervisor Pennino being out of the room, Supervisor Hyland being absent.

24. CHANGE OF SITE PLAN REQUIREMENTS FOR
LOCATING RECYCLING CONTAINERS IN
INDUSTRIAL PARKS (TAPE 4)

In the absence of Supervisor Hyland, Supervisor Alexander presented the following Board Matter regarding Site Plan requirements for locating recycling containers in Industrial Parks.

Supervisor Alexander noted that Supervisor Hyland had received a letter from Mr. Bill Lynch expressing a technical concern in the Fairfax County Business Recycling Implementation Plan which requires that dumpster locations be shown on the Site Plan for each commercial or industrial site. To fully implement this plan, new recycling containers will have to be made available to the tenants of industrial parks for the deposit of recyclable materials. Mr. Lynch, as the owner/manager of a 250,000 square foot industrial park, expects to have two to five additional containers placed in his parking lots.

Supervisor Alexander stated that in order to comply with current County requirements, Mr. Lynch must submit a revised site plan indicating the addition of the containers. Upon submission of the revised site plan, Mr. Lynch must then incur engineering and permit fee expenses in the neighborhood of \$4,000 to \$5,000.

Supervisor Alexander further stated that it is his understanding that there are generally an adequate number of parking spaces in industrial parks which could be used for these containers. In this instance, it seems acceptable to waive the submission of a site plan revision and to allow these recycling containers to be placed in a safe and unobtrusive area of an industrial park's parking lot.

Accordingly, Supervisor Alexander moved that the Board direct staff to:

- Review this suggestion; and
- Return to the Board with recommendations by March 18, 1991.

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

25. MOUNT VERNON COUNCIL'S RESOLUTION
REGARDING ROUTE ONE TRANSPORTATION
IMPROVEMENTS (TAPE 4)

In the absence of Supervisor Hyland, Supervisor Alexander presented the following Board Matter regarding the November 28, 1990, resolution of the Mount Vernon Council of Citizens Associations which urges the County, in coordination with the Virginia Department of Transportation (VDOT), to take specific action with respect to the installation of new traffic signals on the Route One Corridor between the Capital Beltway and Woodlawn Plantation to:

- Request that VDOT take immediate steps to establish consistent and safe placement of all mast arms and traffic signal heads along Route One;
- Move forward as expeditiously as possible with the installation of large overhead street name signs at all Route One signalized intersections; and
- Coordinate with the electric, telephone and cable television companies to arrange for the relocation of all overhead wires and transmission lines that are obstructing motorists' views of the traffic signals.

Noting that these suggestions would enhance visibility and vehicular safety, Supervisor Alexander moved that the Board direct the Fairfax County Office of Transportation to coordinate these recommendations with VDOT. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Davis being out of the room, Supervisor Hyland being absent.

VLL:VLL

26. DRANESVILLE DISTRICT TOWN MEETING SCHEDULED
ON THE FISCAL YEAR 1992 BUDGET (TAPE 5)

Supervisor Richards announced that a Dranesville District Town Meeting to present the Fiscal Year (FY) 1992 Budget has been scheduled for

Wednesday, February 27, 1991 from 8:00 p.m. until 10:30 p.m., at the McLean Community Center's Alden Theater located at 1234 Ingleside Avenue in McLean. The following individuals are scheduled to respond to citizen questions:

- Richard A. King,
Acting County Executive;
- Anthony H. Griffin, Deputy County Executive
for Planning and Development;
- Verdina A. Haywood, Deputy County Executive
for Human Services;
- James P. McDonald, Deputy County Executive
for Management and Budget;
- Edward L. Long, Director,
Office of Management and Budget;
- E. Patrick Coady, Dranesville District Representative,
Citizens Budget Overview Committee (CBOC); and
- Joanne Field, Dranesville District Representative,
Fairfax County School Board.

Supervisor Richards urged all interested persons to attend the meeting. For further information and reservations, individuals may contact her office at (703) 356-0551.

27. WORKSHOPS PROPOSED ON THE FISCAL YEAR 1992 BUDGET
(TAPE 5)

Supervisor Richards stated that this will be a very difficult budget year and it is very important that workshops on the Fiscal Year (FY) 1992 Budget be scheduled for Board Members.

Supervisor Bulova, Chairman, Board's Budget Subcommittee, stated that she, in coordination with Edward L. Long, Director, Office of Management and Budget, are in the process of scheduling workshops and will inform Board Members as soon as the schedule has been set.

Supervisor Richards asked unanimous consent that the Board direct staff to notify all civic associations as soon as the workshops have been scheduled. Without objection, it was so ordered.

28. VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TO
USE THE TECHNIQUE OF "VALUE ENGINEERING" (TAPE 5)

Supervisor Richards called to the Board's attention the fact that in July 1990 new legislation went into effect that required the Virginia Department of Transportation (VDOT) to use the technique of "Value Engineering." She stated that tax dollars are saved when value engineering is implemented by finding the fat in State road construction projects and deleting these costs before money is expended.

In a year of fiscal constraint and tight budgets, Supervisor Richards stated that it would be prudent to capitalize on the savings the County can reap by mandating that the County's road construction projects utilize value engineering techniques. She noted that the Board has previously discussed this issue in July 1988, as well as in 1989.

Supervisor Richards asked unanimous consent that the Board direct staff to report with recommendations on whether the County should implement value engineering principles on every County project and where and when these principles are most appropriate. Without objection, it was so ordered.

29. OPENING CEREMONY FOR NEW INTERNATIONAL ARRIVALS
BUILDING AT THE DULLES INTERNATIONAL AIRPORT
(TAPE 5)

Supervisor Richards announced that the opening ceremony for the new International Arrivals Building, located at Dulles International Airport, has been scheduled for Tuesday, February 26, 1991 at 2:00 p.m. She urged all interested persons to attend this exciting event.

30. UPDATE ON RECENT MCLEAN YOUTH SUMMIT (TAPE 5)

Supervisor Richards reported on the success of the recent McLean Youth Summit held at the McLean Community Center on Saturday, February 23, 1991. She commended the outstanding performance of all individuals whose participation contributed to the success of the summit; in particular, she expressed her appreciation to Janie Strauss, McLean Citizens Association's Educational Committee, and Evelyn Fox, McLean Community Center's Youth Department.

31. FAIRFAX/FALLS CHURCH UNITED WAY AND FAIRFAX
COUNTY HUMAN SERVICES COUNCIL SPONSOR
CONFERENCE ON "MEETING URGENT COMMUNITY
NEEDS" (TAPE 5)

Supervisor Richards announced that the Fairfax/Falls Church United Way and the Fairfax County Human Services Council is sponsoring a conference

today at the McLean Hilton on "Meeting Urgent Community Needs." She expressed her concern that the conference had been scheduled on the same date as the Board of Supervisors' meeting and she had been very dismayed that she could not attend the conference.

Supervisor Richards stated that she had requested Donald F. Simpson, Dranesville District Representative, Human Services Council, to forward to her the work group reports resulting from the conference.

32. ARTICLE, "MAKING MONTGOMERY A COMELIER COUNTY - SIX STEPS TO STOP THE UGLINESS..." (TAPE 5)

For informational purposes, Supervisor Richards distributed to Board Members an article appearing in the February 24, 1991 edition of The Washington Post entitled, "Making Montgomery a Comelier County - Six Steps to Stop the Ugliness..."

33. BOARD APPROVAL OF THE TRANSPORTATION ADVISORY COMMISSION'S (TAC) RECOMMENDATIONS
(TAPE 5)

(BACs)

Supervisor Richards, Chairman, Board's Transportation Subcommittee, moved that the Board concur in the recommendation of the Subcommittee and approve the Transportation Advisory Commission's (TAC) proposed work plan for 1991. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Alexander and Chairman Moore being out of the room, Supervisor Hyland being absent.

34. BOARD APPROVAL OF FUNDING TO CONDUCT STUDIES FOR TRANSIT PLAN (TAPE 5)

Supervisor Richards moved that the Board concur in the recommendation of the Subcommittee and direct staff to find funding, up to \$200,000, in the Fiscal Year (FY) 1992 Budget to conduct the studies for the transit plan. This motion was seconded by Supervisor Pennino and carried by a vote of seven, Chairman Moore being out of the room, Supervisor Hyland being absent.

35. STRATEGIC TRANSPORTATION PLAN PREPARED FOR PHOENIX, ARIZONA (TAPE 5)

For those Board Members not present at this morning's Transportation Subcommittee meeting, Supervisor Richards distributed copies of a strategic transportation plan prepared for Phoenix, Arizona.

36. "PLEASE BE SEATED," CHILD SAFETY SEAT PROGRAM
(TAPE 5)

Supervisor Bulova stated that recently a constituent had contacted her office to discuss the feasibility of creating a program similar to the "Hero" program where citizens report on child safety seat violators. She stated that this issue had been discussed at a recent Transportation Safety Commission meeting.

Supervisor Bulova briefed Board Members that the Virginia Department for Children has initiated such a program called, "Please be Seated." When an individual observes that a neighbor is not securely fastening his/her child into a safety seat, the individual can report the violation by filling out a blue card describing the violation and mailing the card to the Virginia Department of Children. A helpful brochure is then mailed to the violator explaining the need for safety seats and describing how best to fasten the child in.

Supervisor Bulova announced that the brochures and violation blue cards are displayed at the Fairfax County Office for Children, County Police Stations, and other locations throughout the County, as well as being available at her office. In addition, she stated that she will distribute copies of the material to Board Members and other County agencies which may be interested in the program's existence.

37. ESCHEAT SALE ON PARCELS ABUTTING AMERICANA
DRIVE ADJACENT TO ROUTE 1-495 (TAPE 5)

Supervisor Bulova stated that her office had been notified on Friday, February 22, 1991 that an Escheat Sale is scheduled for Wednesday, February 27, 1991 at 10:00 a.m. in Court Room 5-D, Fairfax County Judicial Center. She called to the Board's attention Items Six, Seven, and Eight, which are long thin parcels that abut Americana Drive next to Route 1-495 (Capital Beltway). She stated that the parcels are not buildable lots and appear to be residual to past road construction. The property appears to have no value except to thinly buffer the condominium communities in Fairfax Heritage, Briarwood, and Heritage Court from the Beltway and she feels the parcels should not be sold.

Accordingly, Supervisor Bulova moved that the Board direct staff to:

- Contact the Commonwealth of Virginia and request the removal of Items Six, Seven, and Eight listed for sale at the Escheat Auction to take place on February 27, 1991; and

- Contact presidents of condominium associations abutting these properties to determine whether the properties could be turned over to the associations as open space.

This motion was seconded by Supervisor Hanley.

Following Board discussion, Supervisor Richards asked that the motion be amended that the Board direct the Office of Transportation staff to investigate these parcels and report with recommendations on whether the parcels should be turned over to the Virginia Department of Transportation (VDOT) for the Beltway widening or turned over to the associations, and this was accepted.

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

38. MONTICELLO FREEWAY RIGHT-OF-WAY TO LAKE
BRADDOCK HOMEOWNERS ASSOCIATION (TAPE 5)

Supervisor Bulova announced that, despite belief to the contrary, the Monticello Freeway is not dead. In fact, right-of-way for what was to have been the Monticello Freeway was used to widen Braddock Road to six lanes from Route I-495 (Capitol Beltway) to Guinea Road. It was also used to widen Guinea Road from two to four lanes from Braddock Road to just beyond Burke Road. When the Lake Braddock Community was developed, enough land was dedicated next to Guinea Road for a future six lane Monticello Freeway.

Supervisor Bulova stated that several years ago, the Lake Braddock Homeowners Association asked if, once Guinea Road has been improved, the surplus right-of-way could be turned over to the association to be used as a common land open space.

In a memorandum dated August 1989, David Watkins, Assistant Director, Facilities Management Division, Property Management and Administration, Office of General Services stated:

- "...the County does not expect to need additional right-of-way dedications for the improvements of Guinea Road. However, we recommend that no action be taken to dispose of any of the County property in the proximity of the project until this road improvement project is completed. ...this project should be complete by the

end of this year. At that time, we will begin the disposition process by circulating this property to all County agencies."

Supervisor Bulova announced that, to her knowledge, the project is now completed and the disposition process has not yet been initiated. Accordingly, she moved that the Board direct staff to take the appropriate steps to dispose of surplus Monticello Freeway/Guinea Road right-of-way adjacent to the Lake Braddock Community and that, except for what may be needed for additional minor road improvements, the surplus land be turned over to the Lake Braddock Homeowners Association to be used as open space. She stated that an exception would be the property located at Guinea Road and Burke Road that has been used as playing fields. She briefed Board Members that this property will be developed by the Fairfax County Park Authority as practice fields, with adequate buffers where the property abuts private yards. This motion was seconded by Chairman Moore and carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Hyland being absent.

39. APPOINTMENT TO THE CRIMINAL JUSTICE ADVISORY BOARD (CJAB) (TAPE 5)

(APPT)

Supervisor Bulova moved the appointment of Ms. Ruth D. Johnson as the Annandale District Representative to the Criminal Justice Advisory Board (CJAB) to fill the unexpired term of Mr. William R. Korth who had resigned. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor McConnell being out of the room, Supervisor Hyland being absent.

40. RESOLUTION AWARDING THE CONTRACT FOR THE RELOCATION SUPPORT SERVICES FOR THE NEW GOVERNMENT CENTER COMPLEX (TAPE 5)

(R) Supervisor Davis stated that predicated on the availability of a full-scope relocation services consultant contract amounting to \$258,885, County staff had been holding vacant, and planned to hold vacant during Fiscal Year (FY) 1992 and FY 1993, three professional project exempt positions on the new Government Center Project Team. As a result of Board disapproval of the proposed contract with ORS Associates, the County advertised these vacant positions to be filled and is identifying other in-house staff for reassignment to a Relocation Team for the next 14 to 19 months. The total cost for filling these positions over the next 19 months is estimated at approximately \$206,000, including fringe benefits.

Supervisor Davis moved that the Board adopt the following Resolution:

"WHEREAS, at the February 11, 1991 Board of Supervisors' meeting, the Board voted to disapprove a proposed relocation support services contract in the amount of \$258,885, to assist in the County's forthcoming relocation to the new Government Center Complex; and

"WHEREAS, the Board's primary reason for disapproving the proposed contract was based on its dollar amount in the context of current budgetary constraints; and

"WHEREAS, logistics problems resulting in only one month's delay in vacating leased space could easily cost the County more than the entire cost of the proposed consultant contract, and could severely impact continuity of services to County citizens; and

"WHEREAS, the availability of even a reduced level of expert professional consultant assistance could significantly decrease the risks of such problems;

"NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors approve the award of a relocation support services consulting contract to ORS Associates, the vendor previously recommended by County staff, in an aggregate amount not to exceed \$120,000, of which \$80,885 is currently available in approved FY 1991 funds, with the remaining \$39,115 to be provided for in the FY 1992 Adopted Budget Plan as a Board-mandated item.

This motion was seconded by Supervisor Alexander, Supervisor Pennino, and Supervisor Richards.

Following Board discussion, with input from James P. McDonald, Deputy County Executive for Management and Budget, the question was called on the motion which CARRIED by a recorded vote of six, Chairman Moore voting "NAY," Supervisor McConnell being out of the room, Supervisor Hyland being absent.

41. EXEMPTION FOR CHURCHES REQUESTED FOR ANNUAL FIRE INSPECTION FEES (TAPE 5)

Supervisor Davis distributed to the County Attorney a copy of the recent court ruling on the Forest Hill Early Learning Center case whereby the court upheld that there was a valid purpose in exempting churches from paying fees. He asked unanimous consent that the Board direct the County Attorney to review this issue and report with a Consideration Item that would address how Fairfax County could exempt churches from paying the annual \$88.50 fire inspection fee.

Following Board discussion, Chairman Moore restated the request that the Board direct the County Attorney to:

- Determine whether the annual fire inspection should be conducted; and
- Determine whether churches should be exempt from paying the annual \$88.50 fire inspection fee.

Without objection, it was so ordered.

AR:AR

42. FEDERAL IMPACT ON COMMUNITY DEVELOPMENT BLOCK GRANTS (TAPE 6)

With reference to recent information released regarding the Federal impact on Community Development Block Grants (CDBGs), Supervisor Hanley asked unanimous consent that the Board direct staff to provide a brief update on the latest developments, prior to the scheduled 8:00 p.m. joint public hearing on the CDBG this evening. Without objection, it was so ordered.

43. DULLES AREA COMPREHENSIVE PLAN (TAPE 6)

Supervisor Hanley stated that she and Supervisor Bulova attended a recent Northern Virginia Planning District Commission (NVPDC) meeting at which the issue of the need for a Dulles Area Comprehensive Plan was discussed. Supervisor Hanley clarified that this is a proposal which would include a number of jurisdictions, and that she has asked that NVPDC notify Supervisor Pennino and Supervisor Richards, who were not able to attend the meeting, of this proposal in order that the appropriate input will be forthcoming from Fairfax County.

44. COUNCIL OF THE ARTS - NATIONAL ASSOCIATION
FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP)
GRANT APPLICATION (TAPE 6)

Supervisor Hanley distributed to Board Members copies of a letter which she just received today from the National Association for the Advancement of Colored People (NAACP) concerning the disqualification of the NAACP for a Council of the Arts' Grant. She stated that the reason this grant application was not considered acceptable was because the NAACP qualifies under the national 501(c)(3) Code rather than locally.

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

- Review this matter as expeditiously as possible and return to the Board with the following information:
 - * How many applicants for Fairfax County Council of the Arts' Grants have been excluded because they had a national 501(c)(3) rather than a local one; and
 - * How many Council of the Arts' Grants have gone to minority groups in the County?

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

45. I-1 - STRATEGIC MANAGEMENT DIRECTIONS (TAPE 6)

Supervisor Hanley called the Board's attention to Information Item One - Strategic Management Directions and complimented staff on a job well done.

(NOTE: Later in the meeting this item was discussed. See Clerk's Summary Item CL#67.)

46. I-2 - STATUS OF BOND FUNDED PROJECTS (TAPE 6)

Supervisor Hanley called the Board's attention to Information Item Two - Status of Bond Funded Projects and expressed her appreciation to staff for this particularly edifying status report.

(NOTE: Later in the meeting this item was discussed. See Clerk's Summary Item CL#68.)

47. I-3 - SPRING 1991 BOND SALE (TAPE 6)

(NOTE: Later in the meeting this item was discussed. See Clerk's Summary Item CL#69.)

Supervisor Hanley referred to Information Item Three - Spring 1991 Bond Sale and noted her interest in the forthcoming discussions on this item.

48. LETTER FROM MR. THOMAS M. VIER, SR.,
REGARDING THE PLANNING PROCESS IN RESTON
(TAPE 6)

Supervisor Pennino called the Board's attention to a letter, dated February 22, 1991, from Mr. Thomas M. Vier, Sr., of Reston, Virginia, which refers to Administrative Item Four - Review of Reston Bradlees Center Site Plan 7496-SP-01-2 (Centreville District) which was approved by the Board of Supervisors on January 28, 1991, involving the proper procedure of returning this Site Plan to the Department of Environmental Management (DEM).

Supervisor Pennino stated that Mr. Vier is trying to raise the issue that this action by the Board was improper. She reiterated that this Board action was strictly in keeping with proper procedures.

Accordingly, Supervisor Pennino asked unanimous consent that the Board direct staff to:

- Review Mr. Vier's letter;
- Contact Mr. Vier and discuss this matter with him; and
- Return to the Board if additional action is necessary.

Without objection, it was so ordered.

49. I-6 - STATUS OF VIRGINIA DEPARTMENT OF
TRANSPORTATION (VDOT) FOR WIDENING OF
CENTREVILLE ROAD (CENTREVILLE DISTRICT)
(TAPE 6)

(Verbatim)

Supervisor Pennino called the Board's attention to Information Item Six - Status of Virginia Department of Transportation (VDOT) for Widening of Centreville Road (Centreville District) and stated that for approximately two years the Centreville Road issue has been a matter of much study and discussion.

Following discussion, with input from Shiva K. Pant, Director, Fairfax County Office of Transportation, and Andrew Bailey, VDOT Northern Virginia District Engineer, Supervisor Pennino asked unanimous consent that the Board direct staff to defer this item until March 18, 1991, in order to allow additional time for consultation with involved citizens in the Centreville Road area. Without objection, it was so ordered.

With reference to another transportation matter involving the turning lanes which have been asked for on Georgetown Pike over the strenuous objection of the citizens who live in Great Falls and in McLean, Supervisor Richards queried Mr. Bailey regarding the VDOT policy on approval of these lanes.

Following Mr. Bailey's explanation of VDOT's policy in regard to a decision involving turning lanes, Supervisor Richards asked unanimous consent that the Board direct staff to prepare a verbatim transcript of Mr. Bailey's comments. Without objection, it was so ordered.

50. INITIATION OF PHASE II OF THE PLAN REVIEW
FOR THE ROUTE 28 TAX DISTRICT (TAPES 6-7)

(BACs)
(APPT)

Supervisor Pennino stated that, because of General Assembly action, the allowable land uses in the Route 28 Tax District were reverted back to the uses that were permitted by right before the Board of Supervisors adopted the Commercial and Industrial zoning categories. She noted that at the present time, there are:

- Fourteen rezonings pending for 456.58 acres;
- Four proffered condition amendments pending for 37.43 acres; and
- Nine Special Exceptions pending for 67.42 acres.

There are a total of 27 applications pending, for a total of 561.43 acres.

Supervisor Pennino further stated that the legislative requirement for the Board to hear these applications and take actions within a year of their filing will soon be an issue. She said that she is aware that some meetings have taken place where a number of landowners and developers in the Route 28 Tax District have reached a position where they would like to call a truce and time out to see if something reasonable can be worked out with Fairfax County.

Supervisor Pennino noted that at present this is a void area in the County's plan revision efforts. She added that the Board's policy on the concept plan, the need for a land use and transportation plan, the nature and type of pending applications, and the protective legislation given to the district by the 1990 session of the General Assembly demand that a well-considered land use plan and transportation plan for the Route 28 Tax District is worked out and adopted.

Supervisor Pennino emphasized very strongly how necessary it is to have a plan for the Tax District prior to hearing and acting on the pending applications. She reiterated her belief that formalizing and gaining consensus on the specific plan for the district, which according to the tax district legislation must be acceptable to the County and the property owners in the district, has many complications and may take many months before adoption.

Supervisor Pennino stated that she felt it is reasonable to ask the Planning Commission to defer hearings on the pending applications for a 90-day period in order to determine if good faith efforts and consensus on a mutually acceptable land use and transportation plan can be accomplished so that the Board may have reasonable confidence that such a plan could be found acceptable to the property owners, to the planning staff, to the Planning Commission, and to the Board of Supervisors.

Supervisor Pennino further stated that the 90-day period should be at the request of the property owner, thereby deferring the legally mandated time in which the land use request must be heard. This is in keeping with the State Code. If the applicants are unwilling to defer, their applications shall be scheduled so as to maintain compliance with timing provisions of the State law. Staff shall apply the Board's Concept Plan Guidance to these applications as follows:

- Policy 1 - That until such time as there is a "build out" plan for the Route 28 Tax District that is acceptable to both local government and the property owners, any land use request in the Tax District which seeks to modify use on the land should not be approved except where existing zoning is clearly an unreasonable use of the land;
- Policy 2 - Due to the potential for incompatible development adversely affecting the livability of residential developments in the Route 28 area, lands currently zoned for non-residential development should not be rezoned for residential use until such time when the Plan referred to in Policy 1 above is adopted. The Plan's recommended number of dwelling units for residential development in the Route 28 Tax District should be reserved for eventual placement in the Tax District and not utilized to increase densities in areas designated for lower residential intensities that are adjacent to the Tax District; and

- Policy 3 - Until such time as the Plan referred to in Policy 1 above is adopted, the Policy Plan's designated Suburban Center Core within the Route 28 Tax District is planned for the same intensities associated with Suburban Center non-core areas.

In addition, Supervisor Pennino proposed that:

- The Director of the Office of Comprehensive Planning be personally involved in directing the County involvement in this process and represent the professional planning perspective in balancing the interests of the property owners with the requirements of sound planning;
- The Planning Commission appoint:
 - * Peter Murphy, Springfield District, Chairman of the Planning Commission;
 - * Larry Baldwin, At-Large Commissioner;
 - * David Bobzien, Centreville District; and
 - * Alvin Thomas, At-Large Commissioner.

Further, Supervisor Pennino proposed that the Board appoint the two chairmen of the magisterial district task forces - Springfield and Centreville - to serve on this committee. This would be:

- * Glenn Stroup, Centreville District; and
- * Robin Gray, Springfield District.

In addition, since the citizens have expressed a desire to serve, Supervisor Pennino requested that the Chairmen of the Centreville and Springfield Task Forces appoint one person from each task force. This would be a total of eight members.

Since all of the Board's planning processes have phases, Supervisor Pennino proposed three phases to this process:

- The first phase would involve the above stated group in developing the plan. It should be noted that the County planning staff and the Planning Commission members are involved in this effort;
- The second phase would involve the broader community, particularly those who have been involved in the citizen task forces, and the appropriate Countywide organizations in reviewing and forming a position on the plan; and
- The third phase would be the public hearings before the Planning Commission and the Board of Supervisors.

With a notation that she has given a great deal of thought to the best way to proceed with this plan review, Supervisor Pennino moved that the Board:

- Adopt the proposals as outlined above;
- Request the Planning Commission to proceed; and
- Direct the Director of the Office of Comprehensive Planning to keep the Board informed in a timely manner with his candid assessment of the progress on the plan that this group will make.

This motion was seconded by Supervisor McConnell.

Following discussion, Chairman Moore relinquished the Chair to Acting-Chairman Alexander and asked that the motion be amended to add representatives to the task force from:

- Town of Herndon;
- Reston Community Association;
- Chantilly Coalition;
- West Fairfax Citizens Association; and
- One At-Large Member appointed by the Chairman.

This amendment to the motion was accepted.

Following further discussion, the question was then called on the motion, as amended, which carried by a vote of eight, Supervisor Hyland being absent.

Acting-Chairman Alexander returned the gavel to Chairman Moore.

51. ABILITY OF EMERGENCY VEHICLES TO EXIT THE
INTERSECTION OF ROUTE 29 AND OLD CENTREVILLE
ROAD (TAPE 7)

Supervisor McConnell stated that she had recently observed that an emergency vehicle from the fire station at the intersection of Route 29 and Old Centreville Road could not exit in answer to an emergency call because of a red light.

Following input from Richard A. King, Acting County Executive, Supervisor McConnell asked unanimous consent that the Board direct staff to explore the feasibility of synchronizing the signals where fire stations are located in order to ensure a speedy exit in case of an emergency. Without objection, it was so ordered.

52. WAIVER OF FEE FOR FINAL DEVELOPMENT PLAN
AMENDMENT APPLICATION (TAPE 7)

Supervisor McConnell moved that the Board direct staff to waive the fee for a Final Development Plan Amendment (FDPA) Application which would allow a swimming pool and bath house within the Barrington planned community in lieu of four residential lots within that community. She noted that this waiver of the \$1600 fee is justified due to the fact that the applicant had already paid an \$1800 fee when the Special Exception was filed. The applicant was requested by County staff to change the application from a Special Exception to an FDPA. This motion was seconded by Supervisor Davis and carried by a vote of seven, Chairman Moore being out of the room, and Supervisor Hyland being absent.

53. STATUS OF TRW GRANT FOR ARCHAEOLOGICAL RESEARCH
(TAPE 7)

Supervisor McConnell referred to her previous request that the staff provide an update on the status of the TRW Grant for Archaeological Research. Since this information has not been forthcoming, Supervisor McConnell asked unanimous consent that the Board direct staff to provide the requested update on the TRW Grant on March 4, 1991. Without objection, it was so ordered.

54. FAIRFAX COUNTY COUNTRY CLUB SEWER ISSUE
(TAPE 7)

Supervisor McConnell stated that the Fairfax County Country Club has been trying for quite some time to clear up an error in the sewer maps which show the Country Club in a non-sewered area even though it has been on public sewer for 30 years. Now that the club is trying to update its clubhouse, the Site Plan cannot be approved until this sewer mapping error is corrected.

Therefore, Supervisor McConnell asked unanimous consent that the Board direct the staff to correct this error and schedule this hearing as expeditiously as possible, preferably on March 4, 1991. Without objection, it was so ordered.

CM:CM

55. ADMINISTRATIVE ITEMS (TAPE 8)

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

Upon her return to the Board Room, Chairman Moore asked unanimous consent to be recorded as voting "AYE" on Administrative Items and Action Items One through Three. Without objection, it was so ordered.

ADMIN 1 - APPROVAL OF WATER MAIN EXTENSION,
LEESBURG PIKE/SENECA ROAD (DRANESVILLE
DISTRICT)

Approved the request for the installation of approximately 3,060 feet of 12-inch water main in Leesburg Pike (Route 7) and Georgetown Pike (Route 193), Dranesville District, for the provision of public water to New Great Falls Center and Seneca Place. The proposed main will provide adequate domestic and fire protection service to the proposed developments.

ADMIN 2 - STREETS INTO THE SECONDARY SYSTEM
(DRANESVILLE, LEE, MOUNT VERNON, PROVIDENCE
AND SPRINGFIELD DISTRICTS)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated February 25, 1991 be recommended for acceptance into the State Secondary System.

ADMIN 3 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION
FOR SPECIAL EXCEPTION APPLICATION SE 88-L-041
(WILLIAM E. SCHUILLING) (LEE DISTRICT)

- (ET) Approved the request for nine months of additional time to commence construction for Special Exception Application SE 88-L-041 until October 24, 1991 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 4 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX,
CHAPTER 3 (COUNTY EMPLOYEES), ARTICLE 2
(FAIRFAX COUNTY SUPPLEMENTAL RETIREMENT
SYSTEM), SECTION 3-2-11, SUBSECTION (B)
(MEMBERSHIP; TERM OF OFFICE)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on March 18, 1991 at 5:00 p.m. on the proposed amendment to the Code of the County of Fairfax, Chapter 3 (County Employees), Article 2 (Fairfax County Supplemental Retirement System), Section 3-2-11, Subsection (b) (Membership; Term of Office), to clarify existing ordinance language regarding whether separation from County service of an employee member of the Board of Trustees of the Supplemental Retirement System results in the vacation of his office of trustee.

ADMIN 5 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX,
CHAPTER 3 (COUNTY EMPLOYEES), ARTICLE 2
(FAIRFAX COUNTY SUPPLEMENTAL RETIREMENT
SYSTEM), SECTION 3-2-52 (LIMITATION ON
ANNUAL RETIREMENT ALLOWANCE), TAX
REFORM ACT OF 1986

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on March 18, 1991 at 5:00 p.m. on the proposed amendment to the Code of the County of Fairfax, Chapter 3 (County Employees), Article 2 (Fairfax County Supplemental Retirement System), Section 3-2-52 (Limitation on Annual Retirement Allowance). The proposed ordinance amendment clarifies that the annual limits on retirement benefits imposed in Section 3-2-52 were not intended to apply to the Senior Executive Service Retirement Plan.

ADMIN 6 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX
CHAPTER 3 (COUNTY EMPLOYEES), ARTICLE 7
(FAIRFAX COUNTY POLICE OFFICERS RETIREMENT
SYSTEM), SECTION 3-7-19 (MEMBERSHIP
COMPOSITION) REGARDING CHANGE FOR
PRIOR SERVICE CREDIT FOR PRE-1983
PARK POLICE OFFICERS

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on March 18, 1991 at 5:00 p.m. on the proposed amendment to the Code of the County of Fairfax, Chapter 3 (County Employees), Article 7 (Fairfax County Police Officers Retirement System), Section 3-7-19 (Membership Composition). The proposed ordinance amendment to Section 3-7-19(a)(6) will allow the purchase of service credit for Park Police Officers who transferred from the Uniformed Retirement System to the Police Officers Retirement System prior to 1983.

ADMIN 7 - AUTHORIZATION TO ADVERTISE 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), TO ALLOW
INVESTMENT IN GROUP TRUST

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on March 18, 1991 at 5:00 p.m. on 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), to permit to the extent allowed by State law, the Retirement Systems to invest in a group trust.

56. A-1 - FAIRFAX COUNTY ROAD MAINTENANCE AND
IMPROVEMENT PROGRAM (FCRMIP): APPROVAL OF
THE ANNUAL FCRMIP STATUS REPORT
(COUNTYWIDE) (TAPE 8)

Supervisor Hanley moved that the Board defer Action Item 1 - Fairfax County Road Maintenance and Improvement Program (FCRMIP) Status Report until March 4, 1991. This motion was seconded by Supervisor Davis and carried by a vote of seven, Chairman Moore being out of the room, Supervisor Hyland being absent.

Upon her return to the Board Room, Chairman Moore asked unanimous consent to be recorded as voting "AYE" on Administrative Items and Action Items One through Three. Without objection, it was so ordered.

57. A-2 - STAFF RECOMMENDATIONS CONCERNING METROBUS SERVICE CHANGES TO BE IMPLEMENTED WITH THE EXTENSION OF METRORAIL SERVICE TO THE VAN DORN STREET STATION AS PROPOSED IN THE WASHINGTON METROPOLITAN TRANSIT AUTHORITY (WMATA) PUBLIC HEARING DOCKET NUMBER B91-2 (LEE AND MASON DISTRICTS) (TAPE 8)

On motion of Supervisor Davis, seconded by Supervisor McConnell, and carried by a vote of seven, Chairman Moore being out of the room, Supervisor Hyland being absent, the Board concurred in the recommendation of staff and approved the proposed Metrobus Service changes, without modification, described in the Washington Metropolitan Area Transit Authority (WMATA) Docket Number B91-2 contained in Attachment One of the Memorandum to the Board dated February 25, 1991. These changes are proposed implementation as a result of the extension of Metrorail Service to the Van Dorn Street Station.

Upon her return to the Board Room, Chairman Moore asked unanimous consent to be recorded as voting "AYE" on Administrative Items and Action Items One through Three. Without objection, it was so ordered.

58. A-3 - PERMISSION TO SUBMIT APPLICATION TO THE UNITED STATES (US) DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR EMERGENCY SHELTER GRANT PROGRAM ENTITLEMENT ALLOCATION (TAPE 8)

On motion of Supervisor Hanley, seconded by Supervisor Davis, and carried by a vote of seven, Chairman Moore being out of the room, Supervisor Hyland being absent, the Board concurred in the recommendation of staff and granted its permission for the Department of Human Development to submit an application for an Emergency Shelter Grant Program (ESGP) entitlement allocation of \$90,000 to the Department of Housing and Urban Development (HUD). This award will partially offset operating expenses for the County's emergency shelters.

Upon her return to the Board Room, Chairman Moore asked unanimous consent to be recorded as voting "AYE" on Administrative Items and Action Items One through Three. Without objection, it was so ordered.

59. A-4 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF
FAIRFAX, CHAPTER 112 (ZONING ORDINANCE)
REGARDING SINGLE FAMILY DETACHED
CONDOMINIUM DWELLINGS (TAPE 8)

(A)

(R)

On motion of Supervisor McConnell, seconded by Supervisor Davis, and carried by a vote of eight, Supervisor Hyland being absent, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on April 4, 1991 and the Board of Supervisors on April 29, 1991 at 3:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to revise the provisions regarding single family detached condominium dwellings.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

There was a brief discussion regarding this item with input from Jane W. Gwinn, Director, Zoning Administration Division, Office of Comprehensive Planning (OCP).

60. REQUEST TO RECORD VOTE ON ADMINISTRATIVE ITEMS
AND ACTION ITEMS ONE THROUGH THREE (TAPE 8)

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent to be recorded as voting "AYE" on Administrative Items and Action Items One through Three. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

61. A-5 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF
FAIRFAX, CHAPTER 112 (ZONING ORDINANCE)
REGARDING INFRACTIONS AND CIVIL
PENALTIES (TAPE 8)

(A)

(R)

On motion of Supervisor Davis, seconded by Supervisor Bulova, and carried by a vote of eight, Supervisor Hyland being absent, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on April 11, 1991 and the Board of Supervisors on April 29, 1991 at 3:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to revise the fines for civil penalties, the violations subject to the civil penalty process, and procedures for service of a civil penalty summons.

Following discussion with input from Jane W. Gwinn, Director, Zoning Administration Division, Office of Comprehensive Planning (OCP), Supervisor Hanley asked unanimous consent that the Board direct staff to report with recommendations regarding the new legislation. Without objection, it was so ordered.

62. A-6 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF
FAIRFAX, CHAPTER 112 (ZONING ORDINANCE)
REGARDING MAINTENANCE OF COMMON OPEN
SPACE (TAPE 8)

(A)

(R) On motion of Supervisor McConnell, seconded jointly by Supervisor Bulova and Supervisor Pennino, and carried by a vote of eight, Supervisor Hyland being absent, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on April 4, 1991 and the Board of Supervisors on April 29, 1991 at 3:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to allow routine maintenance of common open space without County review or approval.

Supervisor Pennino commended staff on the format of the Resolution.

63. A-7 - AUTHORIZATION TO ADVERTISE PROPOSED
AMENDMENT TO THE CODE OF THE COUNTY OF
FAIRFAX, CHAPTER 112 (ZONING ORDINANCE)
REGARDING OFF-STREET PARKING FOR PARKS
(TAPE 8)

(A)

(R) On motion of Supervisor Pennino, seconded by Supervisor Alexander, and carried by a vote of eight, Supervisor Hyland being absent, the Board concurred in the recommendation of staff and adopted a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on April 4, 1991 and the Board of Supervisors on April 29, 1991 at 3:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to establish an off-street parking requirement for parks, to include provisions for neighborhood parks, and to allow for a modification or waiver of the dustless surface requirement for neighborhood parks.

There was a brief discussion on this item with input from William C. Beckner, Director, Fairfax County Park Authority.

64. A-8 - FISCAL YEAR (FY) 1991 BOARD OF ROAD VIEWERS PROGRAM (LEE AND SPRINGFIELD DISTRICTS) (TAPE 8)

(BACs)

On motion of Supervisor Alexander, seconded by Supervisor McConnell, and carried by a vote of eight, Supervisor Hyland being absent, the Board concurred in the recommendation of staff and approved the Board of Road Viewers' recommendations for Fiscal Year (FY) 1991 as contained in the Memorandum to the Board dated February 25, 1991.

65. C-1 - INCREASED COLLECTION OF DELINQUENT ACCOUNTS (TAPES 8-10)

The Board next considered an item contained in the Memorandum to the Board dated February 25, 1991 regarding increased collection of delinquent accounts.

Following a lengthy discussion, with input from James P. McDonald, Deputy County Executive for Management and Budget, and Susan S. Planchon, Director, Office of Finance, Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that staff go forward with the first decision table on personal property with the understanding that any revenues identified there be used to make up any human service cuts that might be contemplated this year. This motion died due to the lack of a second.

Following further discussion, Supervisor Moore moved that the Board direct staff to go forward with Decision Table One on Personal Property with the understanding that any full-time employees will be exempt employees and with the understanding that after the effort is made that staff will report in March or April with information on the progress of the effort at which time the Board can make a decision as to how the revenues collected from this effort can be utilized. This motion was seconded jointly by Supervisor Bulova, Supervisor Davis, and Supervisor Hanley and carried by a vote of eight, Supervisor Hyland being absent.

Supervisor Moore asked unanimous consent that the Board defer the remaining portion on parking until staff can report with their recommendations regarding personal property. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

Supervisor Davis asked unanimous consent that the Board direct staff to review the possibility of offering amnesty or waiving penalties to delinquent taxpayers who pay their taxes by a certain date. Without objection, it was so ordered.

Supervisor Bulova moved that the Board approve the customer service portion with the understanding that the positions will be either exempt employees or volunteer positions. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisory Hyland being absent.

66. C-2 - MATTERS RELATING TO THE 1991 REAPPORTIONMENT OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS -- ADVISORY TASK FORCE AND RELATED REAPPORTIONMENT ACTIVITIES (NO TAPE)

(NOTE: Earlier in the meeting, various actions were taken on the appointment of additional members to the Reapportionment of the Board of Supervisors Advisory Task Force and Board consideration of other issues related to that endeavor. See Clerk's Summary Item CL#16.)

67. I-1 - STRATEGIC MANAGEMENT DIRECTIONS (NO TAPE)

(NOTE: Earlier in the meeting, actions were taken on Information Item One. See Clerk's Summary Item CL#45.)

68. I-2 - STATUS OF BOND FUNDED PROJECTS (TAPES 10-11)

(NOTE: Earlier in the meeting, this item was discussed. See Clerk's Summary Item CL#46.)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 presenting the status of bond funded projects and requesting authorization for the financial staff to contact the School financial staff and all other bond program managers to determine what projects can be stopped such that further bond costs are not incurred.

Supervisor Hanley expressed her appreciation to staff on the specificity of the response and asked unanimous consent that the Board direct staff to prepare this type of response annually. Without objection, it was so ordered.

Following discussion, Supervisor Richards asked unanimous consent that the Board direct staff to extend an invitation for the Information Technology briefing to the League of Women Voters, the Federation of Civic Associations, the Citizens Budget Overview Committee (CBOC), and the Fairfax County Chamber of Commerce. Without objection, it was so ordered.

Following further discussion with input from James P. McDonald, Deputy County Executive for Management and Budget, Supervisor Alexander asked unanimous consent that the Board direct staff to contact the school financial staff and other bond program managers to determine appropriate

projects that can be considered or deferred and to set up a budget workshop. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

69. I-3 - SPRING 1991 BOND SALE (TAPE 11)

(CLERK)

(NOTE: Earlier in the meeting, this item was discussed. See Clerk's Summary Item CL#47.)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 requesting authorization for staff to proceed to prepare an Official Statement for a Spring 1991 bond sale and return to the Board with appropriate resolutions.

The staff was directed administratively to proceed as proposed.

70. I-4 - MARKET RESEARCH FOR PUBLIC TRANSPORTATION (COUNTYWIDE) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 presenting market research for public transportation.

71. I-5 - STATUS REPORT ON THE FAIRFAX COUNTY PARKWAY SEGMENTS FROM HOOES ROAD/POHICK ROAD TO ROLLING ROAD AND FROM THE DULLES TOLL ROAD TO SUNSET HILLS ROAD (SPRINGFIELD, LEE, MOUNT VERNON, DRANESVILLE AND CENTREVILLE DISTRICTS) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 presenting the status report on the Fairfax County Parkway segments from Hooes Road/Pohick Road to Rolling Road and from the Dulles Toll Road to Sunset Hills Road.

72. I-6 - STATUS OF VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR WIDENING OF CENTREVILLE ROAD (CENTREVILLE DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting action was taken regarding this item. See Clerk's Summary Item CL#49.)

73. I-7 - RESTON TRANSIT CENTER/TIMED TRANSFER DEMONSTRATION PROJECT: RELOCATION OF TRANSIT CENTER TO RESTON TOWN CENTER (CENTREVILLE DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 requesting authorization for staff to proceed to relocate the transit center and implement the changes as outlined in the Memorandum to the Board.

The staff was directed administratively to proceed as proposed.

74. I-8 - FAIRFAX COUNTY PARKWAY/FRANCONIA-SPRINGFIELD PARKWAY STATUS REPORT (COUNTYWIDE) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 presenting the Fairfax County Parkway/Franconia - Springfield Parkway Status Report.

75. I-9 - STATUS REPORT ON HIGHWAY PROJECTS IN THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SIX-YEAR IMPROVEMENT PROGRAMS (COUNTYWIDE) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 presenting the Status Report on Highway Projects in the Virginia Department of Transportation (VDOT) Six-Year Improvement Programs.

76. I-10 - STAFF SUMMARIES OF JANUARY, 1991 TRANSPORTATION ADVISORY COMMISSION MEETINGS (COUNTYWIDE) (TAPE 11)

(BACs)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 presenting the staff summaries of January, 1991 Transportation Advisory Commission Meetings.

77. I-11 - DELINQUENT REAL ESTATE TAX ACCOUNTS (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 presenting a list of delinquent real estate tax accounts presently in the Office of the County Attorney for collection.

78. I-12 - CURRENT STATUS OF DISAFFIRMED LETTERS OF CREDIT SUPPORTING DEVELOPMENT CONSTRUCTION AGREEMENTS (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 presenting the current

status of disaffirmed letters of credit supporting development construction agreements.

There was a brief discussion regarding this item.

79. I-13 - ADJUSTMENT IN CHARGES TO THE PUBLIC FOR
POLICE DEPARTMENT CENTRAL RECORDS SERVICES (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 requesting authorization for the Police Department to implement an adjustment in charges to the public for Police Department Central Records Services as outlined in the Memorandum to the Board.

The staff was directed administratively to proceed as proposed.

80. I-14 - CONTRACT AWARD - ELECTRICAL ENGINEERING
SERVICES FOR WAKEFIELD PARK ATHLETIC FIELD
LIGHTING RENOVATION (ANNANDALE DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 requesting authorization for staff to award a contract to the firm of John J. Christie and Associates in the amount not to exceed \$51,834 for electrical engineering services for Wakefield Park Athletic Field lighting renovation, Project 474288, Athletic Field Lighting in Subfund, 451, Park Authority Board Bond Construction.

The staff was directed administratively to proceed as proposed.

81. I-15 - CONTRACT AWARD - REPAIR OF TENNIS COURTS II
AND OTHER RELATED WORK AT GREENBRIER AND WAKEFIELD
PARKS, VIRGINIA HILLS ELEMENTARY SCHOOL AND WILTON
WOODS ADMINISTRATIVE CENTER (PROVIDENCE, ANNANDALE
AND LEE DISTRICTS) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 requesting authorization for staff to award a contract to Sport Systems, Incorporated of Rockville, Maryland in the amount of \$133,621.19 for the repair of Tennis Courts II and related work at Greenbriar and Wakefield Parks, Virginia Hills Elementary School and Wilton Woods Administrative Center for Project 475988, Athletic Court Projects in Subfund 451, Park Authority Bond Construction.

The staff was directed administratively to proceed as proposed.

82. I-16 - ENGINEERING CONTRACT ADDENDUM AWARD TO L.T. DELYANNIS, LIMITED, FOR THE DESIGN OF A PORTION OF THE HILLSIDE ROAD TRAIL IMPROVEMENTS (SPRINGFIELD DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 requesting authorization for staff to award a contract addendum to L.T. Delyannis, Limited in the amount of \$20,417.50 for the preparation of construction plans for the proposed pedestrian bridge trail crossing of the Pohick Creek Tributary, Project 002062, Hillside Road Trail, Subfund 477.

The staff was directed administratively to proceed as proposed.

83. I-17 - ENGINEERING CONTRACT AWARD TO DELON HAMPTON AND ASSOCIATES, CHARTERED, FOR PROVIDING THE NECESSARY DESIGN SERVICES FOR THE GUM SPRINGS STORM DRAINAGE IMPROVEMENTS (MOUNT VERNON DISTRICT) (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 requesting authorization for staff to award a contract to Delon Hampton and Associates, Chartered, in the amount of \$147,086 for engineering design work associated with Phase III of Project 003905, Gun Springs Public Improvements, in Subfund 178, Community Development Block Grant.

The staff was directed administratively to proceed as proposed.

84. I-18 - AWARD OF CONTRACT FOR HEALTH INSURANCE COVERAGE FOR FAIRFAX COUNTY EMPLOYEES (TAPE 11)

Following discussion Supervisor McConnell asked unanimous consent that the Board defer Information Item 18 - Award of Contract for Health Insurance Coverage for Fairfax County Employees until March 4, 1991. Without objection, it was so ordered.

85. I-19 - AWARD OF CONTRACT FOR MANAGED HEALTH INSURANCE FOR FAIRFAX COUNTY EMPLOYEES (TAPE 11)

Following discussion Supervisor McConnell asked unanimous consent that the Board defer Information Item 19 - Award of Contract for Managed Health Insurance for Fairfax County Employees until March 4, 1991. Without objection, it was so ordered.

86. I-20 - THE "LONG-RANGE PLAN FOR SERVICES TO THE ELDERLY, PART ONE, COMPREHENSIVE HUMAN SERVICES FIVE YEAR PLAN," HUMAN SERVICES COUNCIL'S FINAL REPORT (TAPE 11)

(BACs)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 requesting authorization for staff to review the Human Services Council's report, "Long-Range Plan for Services to the Elderly, Part One, Comprehensive Human Services Five Year Plan," and report with its recommendations.

The staff was directed administratively to proceed as proposed.

87. I-21 - AWARD OF CONTRACT FOR UTILIZATION REVIEW SERVICES FOR MEDICAL PLANS (TAPE 11)

The Board next considered an Information Item contained in the Memorandum to the Board dated February 25, 1991 requesting authorization for the Purchasing Agent to award the contract for utilization review services for medical plans to Health Management Strategies International, Incorporated, as outlined in the Board Package.

The staff was directed administratively to proceed as proposed.

88. RECESS/EXECUTIVE SESSION (TAPE 11)

At 3:20 p.m., Supervisor Davis moved that the Board recess and go into Executive Session for discussion of matters set forth in the Agenda as well as for discussion of actual and probable litigation and other specific legal matters requiring the provision of legal counsel, as well as:

- Simpson versus County of Fairfax Civil Action Number 90-0950; and
- Christ College Incorporated versus Board of Supervisors Number 90-2406.

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

SBE:SBE

At 4:30 p.m., the Board reconvened in the Board Room with all Board Members present, with the exception of Supervisor Hyland, and with Chairman Moore presiding.

89. ACTIONS FROM EXECUTIVE SESSION (TAPE 12)A. CERTIFICATION BY BOARD MEMBERS
REGARDING ITEMS DISCUSSED IN
EXECUTIVE SESSION

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

B. COLLECTION OF DELINQUENT REAL
ESTATE TAXES

Supervisor Pennino moved that the Board, as recommended by the County Attorney, authorize the commencement of legal proceedings to collect delinquent real estate taxes in those cases for which the taxpayer has not responded to demands for payment or where there has been a default in the payment schedule or agreement as of December 31, 1990. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Hyland being absent.

90. DEFERRAL OF PH ON SPECIAL EXCEPTION AMENDMENT
APPLICATION SEA 82-V-044 (COAKLEY-BACKLICK
ROAD LIMITED PARTNERSHIP) (MOUNT VERNON
DISTRICT) (TAPE 12)

Supervisor Alexander, on behalf of Supervisor Hyland, moved to defer the public hearing on Special Exception Application SEA 82-V-044 until March 4, 1991 at 4:30 p.m. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Hyland being absent.

91. DEFERRAL OF PH ON SPECIAL EXCEPTION APPLICATION
SE 88-C-092 (C. THOMAS HICKS, III AND JOHN ENGEL,
TRUSTEES) (CENTREVILLE DISTRICT) (TAPE 12)

Supervisor Pennino moved to defer indefinitely the public hearing on Special Exception Application SE 88-C-092 due to the Planning Commission's indefinite deferral of this application. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Hyland being absent.

92. 3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 90-P-020 (FAIRFAX RIDGE ASSOCIATES)
(PROVIDENCE DISTRICT) (TAPE 12)

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

Mr. Lawrence 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.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and left the Board Room to take care of important matters in the Board Conference Room.

Kevin Guinaw, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

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

Supervisor Hanley moved approval of Special Exception Application SE 90-P-020 subject to the proposed development conditions dated December 10, 1990, as modified to allow eight years instead of two years to implement the use pursuant to Section 9-015 of the Zoning Ordinance. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Alexander and Chairman Moore being out of the room, Supervisor Hyland being absent.

93. 3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 90-P-050 (OPERATION BREAKTHROUGH, INCORPORATED)
(PROVIDENCE DISTRICT) (TAPE 12)

Ms. Constance J. LaBruyere reaffirmed the validity of the affidavit for the record.

On behalf of the Board, Supervisor Richards disclosed that Fairfax County is the title Owner of the property.

Ms. LaBruyere 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.

In response to Ms. LaBruyere's concern, Supervisor Hanley clarified that Condition Five regarding plantings does not require flowering plants or bushes that would attract such insects as bees and wasps.

Supervisor Hanley moved approval of Special Exception Application SE 90-P-050 subject to the revised development conditions dated February 7, 1991, as modified by the Planning Commission. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Alexander and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Hanley moved modification of the transitional screening yard in favor of the existing plantings on site. This was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Alexander and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Hanley moved waiver of the barrier requirements along the periphery of the site. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Alexander and Chairman Moore being out of the room, Supervisor Hyland being absent.

94. 3:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 90-S-035 (ALBERT J. DWOSKIN, TRUSTEE FOR
CENTREVILLE SQUARE LIMITED PARTNERSHIP)
(SPRINGFIELD DISTRICT) (TAPE 12)

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

Mr. Lawrence 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, Supervisor McConnell moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor McConnell moved approval of Special Exception Application SE 90-S-035 subject to the revised development conditions dated January 30, 1991, as modified by the Planning Commission. This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Davis and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor McConnell moved waiver of the minimum lot area and waiver of the barrier requirements along the southern side of the application site. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor McConnell asked unanimous consent that it be noted for the record that a waiver of the barrier requirement does not preclude the applicant from voluntarily installing a barrier in the future. This motion was seconded by Supervisor Richards and carried by a vote of six, Supervisor Davis and Chairman Moore being out of the room, Supervisor Hyland being absent.

95. 3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-V-044 (COAKLEY-BACKLICK ROAD LIMITED PARTNERSHIP) (MOUNT VERNON DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to defer Special Exception Amendment Application SEA 82-V-044. See Clerk's Summary Item CL#90.)

96. 3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING OFF-STREET PARKING FOR VETERINARY HOSPITALS AND KENNELS (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 February 8 and February 15, 1991.

Staff announced that this revised amendment had been coordinated with the Northern Virginia Veterinary Association and the Local Chapter of the American Boarding and Kennel Association and, to the best of staff's knowledge, had been supported by those entities.

Following the public hearing, which included testimony by one speaker, Supervisor Richards moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), Article 11 (Off-Street Parking and Loading, Private Streets) to establish off-street parking requirements for veterinary hospitals and kennels. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis and Chairman Moore being out of the room, Supervisor Hyland being absent.

97. 4:00 P.M. - PH ON THE PROPOSAL TO VACATE A PORTION OF PRIVATE LANE (ANNANDALE DISTRICT) (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 February 8 and February 15, 1991.

Ilene Cambell, Wilkes, Artis, Hedrick and Lane, representing an adjacent property owner, distributed to Board Members a recently approved preliminary plan. The new plan shows a temporary cul-de-sac and the easements that will be created to accommodate the cul-de-sac will be temporary public easements. Ms. Ilene Cambell requested that the vacation ordinance not be recorded until the plat is recorded.

Following the public hearing, which included testimony by one speaker, Supervisor Bulova moved adoption of an ordinance vacating a portion of Private Lane, with the exception that recordation of the vacation ordinance not occur until the time of recordation of the subdivision record plat. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Davis, Supervisor Richards and Chairman Moore being out of the room, Supervisor Hyland being absent.

98. 4:00 P.M. - PH ON REZONING APPLICATION
RZ 90-L-048 (VIRGINIA 95 ASSOCIATES,
A MASSACHUSETTS LIMITED PARTNERSHIP)
(LEE DISTRICT) (TAPES 12-13)

Ms. Melanie Reilly reaffirmed the validity of the affidavit for the record.

Ms. Reilly 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, which included testimony by three speakers, Lorrie Kirst, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

(NOTE: While waiting for a quorum, the Board announced several information items. Later in the meeting, the public hearing continued. See Clerk's Summary Item CL#101.)

ADDITIONAL BOARD MATTERS

99. RECOGNITION OF BOY SCOUT TROOP 1966,
KINGS PARK WEST (TAPE 13)

Vice-Chairman Pennino recognized the presence of Boy Scout Troop 1966 from the Kings Park West area and she warmly welcomed them to the Board Room.

100. TECHNICAL DIFFICULTIES EXPERIENCED WITH
THE CABLECAST OF TODAY'S BOARD MEETING
(TAPE 13)

William Howland, Assistant to the County Executive, announced for the benefit of those individuals watching television that technical difficulties were being experienced with the cablecast of today's Board meeting and no adjustment was needed to their television sets. He stated that the Board meeting was being videotaped and will be shown in its entirety at its regularly scheduled rebroadcast time.

101. CONTINUATION OF PH ON REZONING APPLICATION
RZ 90-L-048 (VIRGINIA 95 ASSOCIATES,
A MASSACHUSETTS LIMITED PARTNERSHIP)
(LEE DISTRICT) (TAPE 13)

(NOTE: Earlier in the meeting, the public hearing was called; however, in the absence of a quorum, continued until later in the meeting. See Clerk's Summary Item CL#98.)

Supervisor Alexander moved that the Zoning Ordinance as it applied to application which was the subject of Rezoning Application RZ 90-L-048 be amended from the I-5 and Natural Resources District to the C-6 and Natural Resources District subject to the execution of the proffers dated February 15, 1991 and as clarified by the February 21, 1991 letter from Melanie M. Reilly, attorney for the applicant. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Davis, Supervisor Richards, and Chairman Moore being out of the room, Supervisor Hyland being absent.

102. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 90-L-051 (HAFT/EQUITIES - ROSE HILL LIMITED
PARTNERSHIP) (LEE DISTRICT) (TAPES 13-14)

Mr. Bernard Fagelson reaffirmed the validity of the affidavit for the record.

Mr. Fagelson 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, Denise James, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Alexander moved approval of Special Exception Application SE 90-L-051 subject to the revised development conditions dated February 21, 1991. This motion was seconded by Supervisor McConnell and carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Alexander moved waiver of the transitional screening requirements along all lot lines. This motion was seconded by Supervisor McConnell and carried by a vote of four, Supervisor Richards abstaining, Supervisor Davis, Supervisor Hanley, and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Alexander moved modification of the interior parking lot landscaping requirement to that shown on the revised Special Exception Plat dated February 25, 1991. This motion was seconded jointly by Supervisor McConnell and Supervisor Pennino and carried by a vote of four, Supervisor Richards abstaining, Supervisor Davis, Supervisor Hanley, and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Alexander further moved waiver of the barrier requirement along the northern and eastern lot lines. This motion was seconded by Supervisor McConnell and carried by a vote of four, Supervisor Richards abstaining, Supervisor Davis, Supervisor Hanley, and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Alexander moved, because of the continual work on the inclusion of additional screening, that the Site Plan for Rose Hill Shopping Center be returned to the Planning Commission Review prior to approval of the Department of Environmental Management (DEM). This motion was seconded jointly by Supervisor McConnell and Supervisor Richards and carried by a vote of five, Supervisor Davis, Supervisor Hanley, and Chairman Moore being out of the room, Supervisor Hyland being absent.

103. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 90-P-028 (STOUFFER RESTAURANT COMPANY)
(PROVIDENCE DISTRICT) (TAPE 14)

Mr. William Donnelly reaffirmed the validity of the affidavit for the record.

Mr. Donnelly 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, Supervisor Hanley moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Alexander and carried by a vote of five, Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Hanley moved approval of Special Exception Application SE 90-P-028 subject to the development conditions dated January 10, 1991. This motion was seconded by Supervisor Alexander and carried by a vote of five, Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room, Supervisor Hyland being absent.

104. 4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 88-C-092 (C. THOMAS HICKS, III AND JOHN ENGEL,
TRUSTEES) (CENTREVILLE DISTRICT) (TAPE 14)

(NOTE: Earlier in the meeting, action was taken to defer Special Exception Application SE 88-C-092 indefinitely. See Clerk's Summary Item CL#91.)

105. 4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION
SE 90-V-054 (CHEVRON U.S.A., INCORPORATED)
(MOUNT VERNON DISTRICT) (TAPE 14)

Ms. Sarah H. Reifsnyder reaffirmed the validity of the affidavit for the record.

Ms. Reifsnyder 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, Robby Robinson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Alexander, on behalf of Supervisor Hyland, moved approval of Special Exception Application SE 90-V-054 subject to the development conditions dated January 10, 1991, as modified by the Planning Commission. This motion was seconded by Supervisor Bulova and carried by a vote of five, Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Alexander moved waiver of the open space requirement. This motion was seconded by Supervisor Hanley and CARRIED by a recorded vote of four, Supervisor Richards voting "NAY," Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Alexander moved waiver of the barrier requirement. This motion was seconded by Supervisor Bulova and CARRIED by a recorded vote of four, Supervisor Richards voting "NAY," Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Alexander moved modification of the transitional screening requirement to that shown on the Special Exception Plat. This motion was seconded by Supervisor Bulova and CARRIED by a vote of four, Supervisor Richards voting "NAY," Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room, Supervisor Hyland being absent.

Supervisor Alexander moved waiver of the 60-foot separation requirement for curb cuts and intersections. This motion was seconded by Supervisor Bulova and CARRIED by a vote of four, Supervisor Richards voting "NAY," Supervisor Davis, Supervisor McConnell, and Chairman Moore being out of the room, Supervisor Hyland being absent.

JLD:JLD

106. 4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT
APPLICATION PCA 77-L-006-4 (BOARD OF SUPERVISORS,
OWN MOTION) (LEE DISTRICT) (TAPE 15)

(NOTE: It was announced that the right-of-way for this application is owned by the Board of Supervisors; therefore, staff presented the report and recommendation.)

Lisa Feibelman, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, announced that the necessary notices had been filed showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing.

(NOTE: The public hearing paused briefly in order for the Board to be introduced to Miss Meredith Liberty. See Clerk's Summary CL#108 for the continuation.)

ADDITIONAL BOARD MATTER

107. INTRODUCTION OF MISS MEREDITH LIBERTY
(TAPE 15)

Vice-Chairman Pennino introduced to Board Members Miss Meredith Liberty, six years old, whose mother, Susan, is the Administrative Assistant to Supervisor Thomas M. Davis, III, Mason District.

Board Members warmly welcomed Meredith to the Board Room and were greeted with a beautiful smile.

108. CONTINUATION OF PH ON PROFFERED CONDITION AMENDMENT
APPLICATION PCA 77-L-006-4 (BOARD OF SUPERVISORS,
OWN MOTION) (LEE DISTRICT) (TAPE 15)

(NOTE: The public hearing commenced earlier in the meeting; however, paused briefly to allow the introduction of Miss Meredith Liberty. See Clerk's Summary Item CL#106.)

Following the public hearing, which included testimony by one speaker, it was the consensus of the Board to waive the reading of staff and Planning Commission recommendations.

Supervisor Alexander moved that the Board approve Proffered Condition Amendment Application PCA 77-L-006-4 in order to permit the vacation of a portion of Devereux Circle Drive right-of-way on Tax Map Number 91-2 ((9)), Lee District. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor McConnell and Chairman Moore being out of the room, Supervisor Hyland being absent.

109. 4:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 62 (FIRE PROTECTION) TO REFLECT THE ADOPTION OF THE 1991 VIRGINIA STATEWIDE FIRE PREVENTION CODE (TAPE 15)

- (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 February 8 and February 15, 1991.

Following the public hearing, Supervisor Davis moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 62 (Fire Protection). These amendments, which will become effective on April 15, 1991, are necessitated by the adoption of the 1991 Virginia Statewide Fire Prevention Code by the State Board of Housing and Community Development. This motion was seconded by Supervisor Hanley and carried by a vote of five, Supervisor Alexander, Supervisor McConnell, and Chairman Moore being out of the room, Supervisor Hyland being absent.

110. 5:00 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 62 (FIRE PROTECTION) TO EXPAND THE POLICE POWERS OF THE FIRE MARSHAL AND ASSISTANTS (TAPE 15)

- (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 February 8 and February 15, 1991.

(NOTE: The public hearing paused briefly for the following announcement regarding Kuwait. See Clerk's Summary Item CL#112.)

ADDITIONAL BOARD MATTER

111. IRAQI TROOP WITHDRAWAL FROM KUWAIT (TAPE 15)

Supervisor McConnell announced that Saddam Hussein had ordered the withdrawal of Iraqi troops from Kuwait.

112. CONTINUATION OF PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 62 (FIRE PROTECTION) TO EXPAND THE POLICE POWERS OF THE FIRE MARSHAL AND ASSISTANTS (TAPE 15)

(NOTE: The public hearing commenced earlier; however, paused briefly for the announcement regarding Kuwait. See Clerk's Summary Item CL#110.)

Following the public hearing, Supervisor Hanley moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 62 (Fire Protection) in order to expand the police powers of the Fire Marshal and assistants to include the investigation and prosecution of all offenses involving storage, use and transportation of hazardous materials and hazardous waste, environmental crimes, and other criminal or civil offenses arising out of or incidental to the investigation and enforcement of the enumerated offenses. These amendments are to become effective on April 15, 1991. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Alexander and Chairman Moore being out of the room, Supervisor Hyland being absent.

113. 5:00 P.M. - BOARD DECISION ON THE ACQUISITION OF DEDICATIONS AND EASEMENTS NECESSARY FOR THE VILLA STREET ROAD IMPROVEMENT PROJECT (LEE DISTRICT) (TAPE 15)

- (R) (NOTE: The public hearing on the acquisition of dedications and easements necessary for the Villa Street Road Improvement Project was held on January 28, 1991, and the Board decision deferred until February 25, 1991.)

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 January 11 and January 18, 1991.

Following a brief statement by staff from the Department of Public Works, Land Acquisition Division, Supervisor Alexander moved adoption of the Resolution authorizing the acquisition of certain dedications and easements necessary for construction of Project V00000, Villa Street Road Improvement in Lee District. This motion was seconded by Supervisor Davis and carried by a vote of six, Supervisor Richards and Chairman Moore being out of the room, Supervisor Hyland being absent.

ADDITIONAL BOARD MATTER

114. REQUEST STAFF TO DUPLICATE ENTIRE BOARD PACKAGE ON DOUBLE-SIDED PAPER (TAPE 15)

Supervisor Bulova called to the Board's attention the fact that the Staff Reports for land use applications assembled by the Office of

Comprehensive Planning are much smaller in size because staff has begun using double-sided paper. She expressed her appreciation to staff.

Supervisor Bulova moved that the Board direct staff to report with proposals for staff to duplicate the entire Board Package (Memorandum to the Board and back-up documentation) on double-sided paper. This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Richards and Chairman Moore being out of the room, Supervisor Hyland being absent.

115. BOARD RECESS (TAPE 15)

At 6:00 p.m., the Board recessed and, at 7:40 p.m., reconvened in the Board Room with all Members being present, with the exception of Supervisor Hyland, and with Chairman Moore presiding.

116. 7:30 P.M. - PH TO RECEIVE CITIZEN COMMENT ON ISSUES OF CONCERN (TAPES 16-17)

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 February 8 and February 15, 1991.

Citizens of Fairfax County are encouraged to present their views on issues of concern. The Board will hear public comment on any issue except: Issues under litigation, issues which have been scheduled for public hearing before the Board (this date and future dates), or comments regarding individuals. Each speaker may have up to three minutes and a maximum of 15 speakers will be heard. Citizens must call the Office of the Clerk to the Board to register to speak and provide their names, addresses, phone numbers, and topics they wish to address.

Board Matters resulting from testimony:

Following the testimony by Winnie Shapiro, President, League of Women Voters of Fairfax County (Speaker One), Supervisor Bulova asked unanimous consent that the Board refer the League's comments regarding procedures for public comment time to the Board's Procedures Subcommittee for its review and recommendation. Without objection, it was so ordered.

Following the testimony by Joann Leifeste, Individual (Speaker Three), Chairman Moore relinquished the Chair to Acting Chairman Bulova and asked unanimous consent that the Board refer Ms. Leifeste's letter and request regarding the Smith property (formerly the Chantilly Volunteer

Fire Station) located on Walney Road to the Zoning Administrator for review and resolution. Without objection, it was so ordered.

Acting Chairman Bulova returned the gavel to Chairman Moore.

Following the testimony by Alex MacMillan, Representative, Clifton Forest (Speaker Eight), Supervisor Bulova stated that Supervisor McConnell will be bringing the issue concerning well water in the Clifton area before the entire Board. She urged staff, when responding to the Board with its recommendation, to address the immediate problems, as well as future prevention. She stated that the Board may need to propose enabling legislation to prevent this situation from occurring in the future.

The public hearing was held and included testimony by 10 speakers.

117. BOARD RECESS (TAPE 18)

At 8:45 p.m., the Board recessed briefly to allow additional time for staff to set up chairs for members of the Fairfax County Redevelopment and Housing Authority (FCRHA). At 8:55 p.m., the Board reconvened with all Members being present, with the exception of Supervisor Hyland, and with Chairman Moore presiding. FCRHA Members were also in attendance.

118. 8:00 P.M. - JOINT PUBLIC HEARING OF THE BOARD OF SUPERVISORS AND THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY ON THE COMMUNITY DEVELOPMENT BLOCK GRANT PROPOSED STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND USE OF FUNDS FOR FISCAL YEAR 1992 - PROGRAM YEAR 17 AND HOUSING AND COMMUNITY DEVELOPMENT NEEDS (TAPES 18-19)

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 February 8 and February 15, 1991.

Staff from the Department of Housing and Community Development (HCD) provided a brief presentation to Board Members.

The public hearing was held and included testimony by 13 speakers.

Following the public hearing, Supervisor Alexander announced that the Fairfax County Redevelopment and Housing Authority (FCRHA) is scheduled to adopt its recommendations on the use of Fiscal Year (FY) 1992 Community Development Block Grant (CDBG) Funds on March 14, 1991. These

funding recommendations will be forwarded to the Board of Supervisors for its consideration and action on April 22, 1991. These dates follow the timetable for the submission of a CDBG Final Statement of Community Development Objectives and Use of Funds for FY 1992 - Program Year 17 to the United States Department of Housing and Urban Development (HUD).

119. BOARD ADJOURNMENT (TAPE 19)

At 10:30 p.m., the Board adjourned.