



# CLERK'S BOARD SUMMARY

## REPORT OF ACTIONS

### OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

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

**MONDAY  
JUNE 17, 1991**

Board Package

23-91

CM:CM

The meeting was called to order at 10:05 a.m. with all members being present and with Chairman Moore presiding.

Others present were Richard A. King, Acting County Executive; David T. Stitt, County Attorney; 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.

(NOTE: Theodore Austell, III, Executive Assistant to the County Executive, was absent from the entire meeting.)

2. RESOLUTION RECOGNIZING SENATOR CLIVE DUVAL, II  
(TAPE I)

(Verbatim)

Supervisor Pennino moved adoption of the Resolution, presented to Senator Clive DuVal, II, expressing, on behalf of all the citizens of Fairfax County, its heartfelt gratitude to him for his many years of diligent, caring service; and wishing him a fruitful, long, and healthy retirement. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to include all comments made by Board Members to Senator DuVal in the Clerk's Board Summary and to forward a copy to the Senator. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

SUPERVISOR PENNINO - "Madam Chairman, I think most of the members of this Board were at a salute for Senator Clive DuVal last night where many wonderful things were said about a very wonderful person. I think you said it very well when you pointed out that he was a citizen legislator, that always in the forefront for him was what was in the best interest of those people who could not represent themselves in the General Assembly, an ardent campaigner if you will, a quiet gentleman in

the Virginia sense of Virginia gentlemen but with a lion's heart for the fray if it meant working for the right of the people and we shall forever be grateful and we shall miss him forever."

SUPERVISOR DAVIS - "Madam Chairman, Senator DuVal, I'm sorry I missed the salute last night. Somehow my invitation must have gotten lost in the mail, but I'd like to salute you today and say that this is a tremendous loss to Northern Virginia, to all of us, Republican, Democrat, Independent, Brother Clive your leadership on a number of issues and all your gentlemanly demeanor is really a role model for all of us. I salute you for your 26 years of service to Fairfax County and the Commonwealth. You've been an outstanding Senator and I'm sorry you're leaving."

SUPERVISOR ALEXANDER - "Madam Chairman, not only are we losing an effective legislator, but also a good friend because we all have come to Clive from time to time, especially from Fairfax County with our difficulties and problems, and he's always been very eager to help and has done a fantastic job. I know that he may be missed in the halls of the General Assembly, but I think he'll be missed and I don't think he'll take a long leave, at least I hope not, to be around so that we can count on him for his sage advice, because we're going to need it."

SUPERVISOR RICHARDS - "Madam Chairman, I would never have had the courage to take on running for the Board of Supervisors if it hadn't been for Clive's promise to go door to door with me and I think he's done that for a lot of other neophytes. I have known Clive since 1966 and have admired him greatly all that time. I hope that much of what you taught me I will put into practice forevermore. Thank you."

SUPERVISOR HANLEY - "Madam Chairman, another one of those neophytes, Senator, we in Fairfax and certainly I will miss your perseverance and your ability on behalf of Northern Virginia and most of all your grace while doing it. You have given politicians a good name and we appreciate that."

SUPERVISOR HYLAND - "Madam Chairman, Clive, when I think of public service, I think of you as the person who truly defines what service means in public service and for anyone who may be inclined to enter the sphere of political life, there is no better example I can think of other than your life as a legislator, and not only what you've done, but how you've done it. Truly you've been an example and an inspiration for anyone who's been blessed to cross paths with you and I just can't thank you enough for what you've meant to all of us."

3. CERTIFICATES OF APPRECIATION RECOGNIZING  
ORIGINATORS OF THE "GREEN COALITION" IN  
FAIRFAX COUNTY SCHOOLS AND ENVIRONMENTAL  
EDUCATION EFFORTS (TAPE 1)

Supervisor Pennino moved approval of the presentation of the Certificates of Appreciation presented to:

- Miss Marisol Estrella, Miss Tracey Lingo; Miss Christine Wilcox, and Miss Abby Reyes, for their outstanding efforts in the establishment of the "Green Coalition" in Fairfax County Schools; and
- Mr. Steve Ferber for his outstanding efforts in developing recycling and environmental programs for Fairfax County elementary school children.

This motion was seconded by Supervisor Hyland and carried by unanimous vote.

4. CERTIFICATE OF APPRECIATION COMMENDING MS. KERRIE  
KIRKPATRICK FOR SERVICE ON THE FAIRFAX COUNTY  
TREE COMMISSION (TAPE 1)

Supervisor Hanley moved approval of the presentation of the Certificate of Appreciation presented to Ms. Kerrie Kirkpatrick for her many years of outstanding service to the citizens and government of Fairfax County as the Chairman of the Fairfax County Tree Commission. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

5. CERTIFICATES OF APPRECIATION COMMENDING THE  
PARTICIPANTS OF THE MOUNT VERNON AND LEE  
DISTRICTS EARTH DAY CLEAN UP (TAPE 1)

Supervisor Hyland moved approval of the presentation of the Certificates of Appreciation presented to the Mount Vernon and Lee District Earth Day volunteers for a commitment to making Mount Vernon/Lee community a better and more beautiful place to live and work. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

6. 10:00 A.M. - PRESENTATION OF THE 1990 A. HEATH  
ONTHANK AWARDS (TAPES 1-2)

The A. Heath Onthank Memorial Award, named in honor of the first Chairman of the County's Civil Service Commission, is given for accomplishments which advance and improve public service to County

citizens. The achievement must be a remarkable or unusual performance of the nominee's assigned duties, or above and beyond the assigned duties. Awardees must have shown exceptional initiative. Each of the recipients receive an engraved plaque and a \$2,000 cash award. Their names will also be added to the permanent plaque mounted near the Massey Building Board Room in the Lobby area.

Judi Booe, Chairman, Civil Service Commission; Philip Rosenthal, Chairman, A. Heath Onthank Memorial Award Selection Committee; Richard A. King, Acting County Executive; and Robert R. Spillane, Superintendent, Fairfax County Public Schools, presented the 1990 A. Heath Onthank Memorial Award to the following general County and School Board employees:

- Eleanor B. Brown, Educational Secretary IV  
McLean High School  
Fairfax County Public Schools;
- Gerald W. Farrell, Robbery Investigator  
Fairfax County Police Department;
- Donna Foster, Director  
Affordable Health Care Program  
Fairfax County Health Department;
- Marianne Gearhart, Coordinator  
Cataloging Division  
Fairfax County Library System;
- Daniel J. Kerr, Captain  
Reston District Station  
Fairfax County Police Department;
- Pamela Miles, Supervisor  
Teaching Materials Preparation Center  
Department of Communications  
Fairfax County Public Schools;
- Roberta Owens, Director  
Training and Child Care Programs  
Office for Children;
- Michael T. Reilly, Lieutenant  
Public Affairs Section  
Fairfax County Fire and Rescue Department; and
- Linda L. Stanley, Director  
Planning Division  
Office of Comprehensive Planning.

7. BOARD RECESS (TAPE 2)

At 11:05 a.m., the Board recessed briefly to personally congratulate the recipients of the A. Heath Onthank Memorial Awards and their families.

At 11:30 a.m., the Board reconvened in the Board Room with all Members being present and with Chairman Moore presiding.

8. 10:15 A.M. - BOARD DECISION ON THE APPOINTMENTS OF REPRESENTATIVES FROM THE CENTREVILLE, DRANESVILLE, LEE, MASON AND MOUNT VERNON DISTRICTS AND TWO AT-LARGE REPRESENTATIVES TO THE FAIRFAX COUNTY SCHOOL BOARD (TAPE 2)

(APPT)

[NOTE: In accordance with Virginia Code §22.1-29.1 (Supp. 1989), the Board of Supervisors held a public hearing on June 3, 1991 to receive the views of citizens on the appointment of representatives from the Centreville, Dranesville, Lee, Mason, and Mount Vernon Districts and two At-Large Representatives to the School Board. "...at least seven days prior to the appointment of any School Board Member...the appointing authority shall hold a public hearing to receive the views of citizens....No nominee whose name has not been considered at the public hearing shall be appointed...."]

A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 2 and May 9, 1991.

Supervisor Pennino moved the reappointment of Ms. Kohann H. Whitney as the Centreville District Representative. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Supervisor Richards moved the reappointment of Ms. Joanne I. Field as the Dranesville District Representative. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

Supervisor Alexander moved the reappointment of Mr. Anthony I. Lane as the Lee District Representative. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

Supervisor Davis moved the reappointment of Dr. Carla Yock as the Mason District Representative. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

Supervisor Hyland moved the appointment of Ms. Kris Amundson to fill the unexpired term of Mr. Armando M. Rodriguez as the Mount Vernon District Representative. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

Chairman Moore moved the reappointment of Mr. Robert Frye as the At-Large (Minority) Representative. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

Chairman Moore moved the appointment of Ms. Jane Strauss as the At-Large Representative. This motion was seconded by Supervisor Richards and carried by unanimous vote.

### BOARD MATTERS

AR:AR

9. BOARD ENDORSEMENT OF H.R. 392 AND S. 323  
REGARDING THE PROVISION OF ABORTION  
INFORMATION AND COUNSELING AT CENTERS  
RECEIVING FEDERAL ASSISTANCE (TAPE 3)

Chairman Moore called the Board's attention to the Supreme Court's recent decision which upheld federal regulations prohibiting centers which receive federal assistance from providing abortion information and counseling to their clients. She added that, in her opinion, the Court's ruling undermines a woman's right to choose by denying access to information and counseling on reproductive services and that, as a result, a woman will not have access to the information she needs to make informed choices.

Chairman Moore stated that legislation is pending in Congress which would override the regulations and the court's ruling. This legislation, H.R. 392 and S.323, will ensure that a woman who, for whatever reason, uses a federally-assisted center does not forfeit her right of choice because information and counseling is withheld.

Chairman Moore noted that the Title 10 funds which are the subject of this controversy are used by the Health Departments in Alexandria, Arlington and Prince William Counties. As their programs are therefore unable to offer any information about abortion, there may be an increase in the clients for Fairfax County's programs.

Therefore, Chairman Moore relinquished the Chair to Vice-Chairman Pennino and moved that the Board endorse the provisions of H.R. 392 and S.323 that permit federally assisted centers to provide information and counseling on the full range of reproductive services, thereby ensuring that women using these centers can make informed judgments about the choices they must make. This motion was seconded by Supervisor Hanley.

Supervisor Davis moved a substitute motion that the Board refer this matter to the Legislative Subcommittee for a report on what impact it may have on Fairfax County. This motion was seconded by Supervisor McConnell.

Following discussion, the question was called on the substitute motion which FAILED by a recorded vote of four, Supervisor Alexander, Supervisor Davis, Supervisor Hyland, and Supervisor McConnell voting "AYE," Supervisor Bulova being out of the room.

The question was then called on the main motion which CARRIED by a recorded vote of six, Supervisor McConnell voting "NAY," Supervisor Davis abstaining, and Supervisor Bulova being out of the room.

10. COUNTY SAFETY INSPECTIONS FOR CONSTRUCTION  
HOISTS (TAPE 3)

With reference to the recent death of a 30 year old inmate who died when he fell through an unlocked gate on a construction site hoist while working on a prison roof, Supervisor Moore moved that the Board direct staff to:

- Develop a program of regular County safety inspections similar to what is happening in Arlington County for personnel and material hoists which are used, not only by the construction workers, but also by people looking at space; and
- Report to the Board with such program prior to the Board's August 1991 recess.

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

11. EXPEDITED TRANSFER OF OX HILL BATTLEFIELD  
SITE TO PARK AUTHORITY (TAPE 3)

Supervisor Moore stated that the Chantilly Battlefield Association has been working since 1987 in an effort to preserve what is left of the battlefield site at Ox Hill. She added that funds were proffered, but have not yet been donated to the Fairfax County Park Authority for design and construction purposes. The Association would also like to attain the adjacent two and one-half acre site. In addition, the association is concerned that the site is not being maintained and, as a result, much of it has become overgrown with brush.

With a notation that the property has been already been given to Fairfax County, Supervisor Moore moved that the Board direct staff to expedite the transfer of these parcels to the Park Authority. This motion was seconded by Supervisor Hanley.

Following input from Acting County Executive Richard A. King, Supervisor Moore amended her motion to include a request that staff begin the process to transfer these parcels before the end of today's meeting, if possible.

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

12. TASK FORCE ON MINORITY RETENTION AND  
PROMOTION IN FAIRFAX COUNTY (TAPE 3)

(BACs)

Supervisor Moore stated that she has had recent discussions with several groups regarding minority employment in Fairfax County. She noted that progress has been made in this area as evidenced by the recent Equal Employment Opportunity (EEO) report that the County is meeting its hiring goals for minorities.

However, Supervisor Moore went on to say that there is still a lingering concern that despite its good efforts, the County is not meeting all of its objectives in the area of minority retention and promotion. In order to address this problem, Supervisor Moore moved that the Board:

- Establish a task force on minority retention and promotion to include representatives from Countywide organizations;
- Ask the task force to report back to the Board in six months with recommendations on steps which the County can take to enhance minority employee retention and promotion; and
- Direct staff to report back to the Board at the July 1, 1991 Board Meeting with recommendations of organizations to be represented on the task force, with emphasis on a broad and inclusive representation.

This motion was seconded by Supervisor Hanley.



Following discussion, Supervisor Hyland asked that the motion be amended to include a representative of the Civil Service Commission on this task force, and this was accepted.

Supervisor Bulova asked that the motion be further amended to include a direction to staff to take a look at what the County is presently doing in this regard, and also, to identify how a task force should be established, and this was accepted.

Since he represents a District with a very large foreign speaking population, Supervisor Davis noted that he has brought this problem to the Board's attention over the last two years. He stated that the County has an ongoing problem in finding persons who speak foreign languages to assist in its basic human service areas. He added that the County is in need of a program to recruit persons who are qualified, retain them, and promote them in this area.

Following further discussion, with input from Acting County Executive King, the question was called on the motion, as amended, which carried by a vote of eight, Supervisor McConnell being out of the room.

13. CONGRATULATIONS TO MOUNT VERNON DISTRICT  
SUPERVISOR GERRY HYLAND AND HIS WIFE CARMEN  
ON THE CELEBRATION OF THEIR 30TH WEDDING  
ANNIVERSARY (TAPE 3)

In recognition of the beautiful red roses and celebration balloon in front of Supervisor Hyland, Supervisor Moore and other Board Members congratulated Supervisor Hyland and his wife Carmen on the celebration of their 30th wedding anniversary. Supervisor Hyland acknowledged the beautiful roses from his wife by noting that this is the first time he has ever received flowers.

14. PRESENTATION OF PROCLAMATIONS, RESOLUTIONS  
AND CERTIFICATES (TAPE 3)

With reference to the Board's motion on June 3, 1991, requiring that all proclamations, resolutions, and certificates be voted on by the entire Board of Supervisors, Supervisor Moore moved that the Board direct staff to exempt certificates for Boy Scout Eagle Scout Awards from this category. This motion was seconded by Supervisor Davis and carried by a vote of eight, Supervisor McConnell being out of the room.

Pursuant to the Board's new policy, Supervisor Moore moved that the Board approve the following resolutions and proclamations:

- Resolution asking Governor Wilder to designate August 3, 1991, as the official welcome home day for Virginia's Vietnam Veterans;
- Proclamation recognizing the efforts of the Washington Suburban Sanitary Commission which is composting its one billionth pound of sludge at the Montgomery County Regional Composting Facility;
- Proclamation for Volunteer Recognition June 25, 1991, at the Little River Glen Senior Center; and
- Proclamation for Bob McCord, who after 16 seasons, is retiring as the Music Director of the Fairfax Choral Society.

This motion was seconded by Supervisor Davis who asked that the motion be amended to include certificates honoring the following volunteers at Belvedere School:

- Agnes Bradley;
- Frances Ulmer; and
- Shirley DeFres.

He added that these are individuals from the community, who do not have children in the school, and are a vital part of the volunteering efforts at the school.

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

15. CITIZENS CONCERNED ABOUT THE GRANDFATHER PROVISIONS OF CHESAPEAKE BAY ORDINANCE (TAPE 3)

Supervisor Moore noted that she has been contacted by various citizens' groups who are concerned about the complex grandfather provisions of the Chesapeake Bay Ordinance recently endorsed by the Board of Supervisors. She asked unanimous consent that staff be directed to prepare a chart or a series of charts which clarify and compare these provisions.

Following discussion, Supervisor Hanley asked that the request be amended to include an interpretation from staff as to exactly what was grandfathered with the Chesapeake Bay Ordinance, and this was accepted.

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

16. INVITATION TO LOU HERZOG TO SERVE AS AT-LARGE REPRESENTATIVE ON THE OVERSIGHT COMMITTEE ON DRINKING AND DRIVING (TAPE 3)

(BACs)

Supervisor Moore stated that she was in receipt of a letter from Mr. Lou Herzog submitting his resignation from the Oversight Committee on Drinking and Driving because he is no longer affiliated with Mothers Against Drunk Driving (MADD), which he represented on the Committee.

Therefore, Supervisor Moore moved that the Board direct staff to extend an invitation to Mr. Herzog to continue serving on the Committee as an At-Large Representative. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Hanley and Supervisor McConnell being out of the room.

17. SENATE BILL 669 - AUTHORITY FOR FAIRFAX COUNTY TO PASS A LAW REQUIRING OWNERS OF CERTAIN RESIDENTIAL PROPERTIES TO KEEP THEIR GRASS MOWED (TAPE 3)

Supervisor Moore called the Board's attention to recently passed Senate Bill 669, which becomes effective July 1, 1991, giving Fairfax County the authority to pass a law requiring owners of certain residential properties to keep their grass mowed. She moved that the Board direct staff to prepare, as expeditiously as possible, an ordinance for the Board's consideration encompassing the authority given to Fairfax County in Senate Bill 669.

This motion was seconded by Supervisor Alexander, with a request that the motion be amended to include direction to staff to submit its recommendation for a proposed ordinance prior to July 1, 1991, and this was accepted.

The question was called on the motion which, as amended, carried by a vote of eight, Supervisor McConnell being out of the room.

18. CONCERNS EXPRESSED BY THE COMMISSION ON  
AGING REGARDING CHANGES IN TWO FEDERAL  
PROGRAMS (TAPE 3)

(BACs)

Supervisor Moore stated that the Commission on Aging has expressed its concerns regarding possible changes in two federal programs which would have an impact on older workers. She added that federal regulation is pending to remove the targeted three percent set aside for older workers in the Job Training Partnership Act. Aging advocates believe that this would essentially eliminate targeted programs funded by this Act for older workers.

Supervisor Moore further stated that the other program of concern to the Commission is the Senior Community Service Employment Program. She noted that there is a consideration of reducing funding for this program which would also have a negative impact on older workers.

Therefore, Supervisor Moore moved that the Board:

- Direct staff to prepare a letter from the Board to Fairfax County's Congressional Representatives expressing our concern about these issues and the potential impact on older workers; and
- Authorize Members of the Commission on Aging to send independent letters expressing their concerns.

This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor McConnell being out of the room.

PMH:PMH

19. RECOMMENDATION FOR FAIRFAX COUNTY LIBRARIES  
(TAPE 3)

Supervisor Hyland stated that he had recently received a letter from a Mr. Young who is 83 years of age and resides in a personal care home. He added that Mr. Young asked that the Fairfax County Libraries consider including among their collections a PBS videotape called, "Who Pays For Mom and Dad?" from the "Frontline" television series.

Supervisor Hyland noted that the PBS videotape is about families who are faced with the dilemma of placing one or both of their elderly parents in nursing homes, the financial problems which are encountered, and the measures which are taken by average, middle income families in an effort to afford appropriate nursing home care when Medicare, Medicaid and hospitalization insurance will not cover these costs.

Voicing his agreement with Mr. Young that this is a timely subject of importance for our citizens in Fairfax County, Supervisor Hyland asked unanimous consent that the Board direct the staff of the Fairfax County Public Library to consider including the PBS videotape, "Who Pays for Mom and Dad?" among its library collections. Without objection, it was so ordered.

20. REFER MOUNT VERNON COUNCIL RESOLUTIONS TO STAFF  
FOR ACTION (TAPE 3)

Supervisor Hyland stated that he has received several resolutions from the Mount Vernon Council which are briefly described below:

- Reversible Lanes on Route One -- On January 14, 1991, the Board on his motion directed staff to provide an analysis of reversible lanes on Route One to see if this was a viable method of dealing with existing traffic as well as future increases in traffic. To date he has received nothing on this subject.

The Council's resolution is now requesting basically the same, a feasibility study to provide for the reversible lanes.

- Intersection at Fort Hunt Road and Route One -- The Council urges that a study of traffic conditions be made at this intersection with recommendations offered for improving the existing hazardous conditions;
- Fort Hunt Road Improvements near Belle View Elementary School -- The Council urges the County to make a formal request of Virginia Department of Transportation (VDOT) to (a) provide a dual solid yellow centerline marking on Fort Hunt Road between Wake Forest Drive and Belle View School; and (b) install along Fort Hunt Road a flashing 25 mph speed limit sign;

- Collingwood Road Improvements -- The Council strongly recommends that the County and VDOI (a) establish firm design plans for the realignment and widening of Collingwood Road from Fort Hunt Road to Candlewood Drive as a two-lane collector street with curb and gutter and left turn lanes included at Fort Hunt Road, Riverside Rod and Karl Road; and (b) establish an early date for total improvement of Collingwood Road in conjunction with the little Hunting Creek Storm Drainage Improvement Project which is in the design phase; and
- Schools -- The Council's resolution requests (a) that the School Board provide consistent implementation of its school closing/consolidation policies throughout Fairfax County with evenhandedness and without prejudice; (b) that the School Board take positive steps to address the educational needs of low enrollment schools; and (c) that positive actions be identified and formally adopted in School Board policies to guide future decisions.

Supervisor Hyland asked unanimous consent that the Board direct staff to review each of these resolutions and respond to the Board before its final meeting in August. Without objection, it was so ordered.

21. MOUNT VERNON COUNCIL OF CITIZENS ASSOCIATIONS  
RESOLUTIONS REGARDING RECYCLING OF TELEPHONE  
DIRECTORIES AND ENCOURAGING RECYCLING  
BUSINESSES IN FAIRFAX COUNTY (TAPE 3)

Supervisor Hyland distributed to Board Members two resolutions passed by the Mount Vernon Council of Citizens Associations regarding recycling.

Supervisor Hyland moved that the Board:

- Direct staff to amend the County's Solid Waste Management Plan to include a recycling plan for telephone directories in Fairfax County; and

- Require the Economic Development Authority's (EDA) involvement in encouraging recycling businesses to locate in Fairfax County and in the development of suitable markets for the County's recyclable materials.

This motion was seconded by Supervisor Hanley and carried by a vote of six, Supervisor Davis, Supervisor McConnell and Chairman Moore being out of the room.

22. ENVIRONMENTAL QUALITY ADVISORY COUNCIL (EQAC)  
RESOLUTION REGARDING SOUTH VAN DORN STREET  
(TAPE 3)

Supervisor Hyland distributed to Board Members a copy of the Environmental Quality Advisory Council's (EQAC) resolution concerning the extension of South Van Dorn Street specifically referring to the County's pending permit application to the Virginia Marine Resources Commission (VMRC), the Virginia State Water Control Board (SWCB) and the United States (U.S.) Army Corps of Engineers (COE).

Supervisor Hyland stated that EQAC is concerned that there may be environmental impacts associated with the proposed project and that EQAC has not been provided with complete information concerning this project.

Supervisor Hyland asked unanimous consent that the Board direct staff to brief EQAC and the Board's Environmental Subcommittee on the permit application and provide an update on the environmental issues. Without objection, it was so ordered.

23. BOARD'S HUMAN SERVICES SUBCOMMITTEE TO MEET  
WITH THE HUMAN SERVICES COUNCIL (TAPE 3)

(BACs)

Supervisor Hyland stated that the Board's Human Services Subcommittee is scheduled to meet jointly with the Human Services Council on Monday, July 1, 1991 at 7:30 p.m. He noted that the purpose of the meeting is to discuss children, youth and family initiatives.

Supervisor Hyland announced that the second meeting of the Human Services Subcommittee is scheduled to meet jointly with the Human Services Council on Wednesday, July 17, 1991 at 8:00 a.m. He noted that the purpose of the meeting is to review and discuss the findings and recommendations of the Homeless Policy Implementation Task Force. He said that the Task Force set forth strategies in its report to the Board, principles and guidelines to prevent and remedy homelessness in

Fairfax County which were adopted by the Board in August of 1990. He explained that the Task Force was convened to further address specific strategies to implement these principles and report with further recommendations. He said that these recommendations will be discussed at this meeting.

Supervisor Hyland said that the second item on the agenda would be to review the report prepared by the Corporate Elder Care Task Force.

Following discussion, it was determined that only three Board Members would be able to attend the meeting scheduled for July 17, 1991 and therefore it would be necessary to reschedule the meeting.

24. OPENING OF THE VAN DORN STREET METRO  
RAIL STATION (TAPES 3-4)

Supervisor Alexander stated that he had distributed to Board Members the booklet and pens that were distributed to individuals at the opening of the Van Dorn Street Metro Rail Station held on Saturday, June 15, 1991.

25. EXPEDITED DATE FOR PUBLIC HEARING ON  
SPECIAL EXCEPTION APPLICATION SE 90-L-049  
(FAIRFAX COUNTY WATER AUTHORITY) (TAPE 4)

Supervisor Alexander moved that the Board direct staff to schedule an expedited public hearing before the Board for Special Exception Application SE 90-L-049, Fairfax County Water Authority to a date certain of July 22, 1991 at 5:00 p.m. He added that this expedited date is needed in order to coordinate a hearing before the Board of Zoning Appeals (BZA) for July 30, 1991 for a waiver of the dustless service requirement, and that the applicant understands that this neither provides him with a vested right in the plan approval or relieves him from the responsibility of any plan modifications as a result of the Board's review. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Hanley and Supervisor McConnell being out of the room.

26. DAMAGE CLAIM AGAINST THE FAIRFAX COUNTY PARK  
AUTHORITY (TAPE 4)

Supervisor Alexander stated that one of his constituents, Mr. Eugene A. Lessman, lives at 6504 Haystack Road in Alexandria, between the 17th and 18th greens of the Greendale Golf Course. He noted that Mr. Lessman collects about 200 stray golf balls per year from his yard. Throughout the years, Mr. Lessman has not only been hit by stray balls, but he has had his house nicked and chipped, and has been plagued by the mosquitos and reptiles who breed in a drainage culvert next to the golf course.



Unfortunately, on February 14, 1991, a stray golf ball shattered the windshield of Mr. Lessman's new car. As a result of the advice of the golf course staff member who reviewed the damages, Mr. Lessman filed a claim for \$475.00 with the Fairfax County Park Authority and was told that the processing would take approximately one month. However, about two months later, on April 12, 1991, Mr. Lessman decided to trace the status of the claim and was referred to Consolidated Risk Management. He was told that the County refused to accept any responsibility for the damages.

Supervisor Alexander emphasized that he strongly disagrees with the County's position. He added that throughout the years, Mr. Lessman could have made many, many legitimate claims and complaints about the intrusion and damage to his home with respect to the golf course activity. However, Mr. Lessman not only refrained from doing so, but has assisted with the maintenance and beautification of the golf course area.

Therefore, Supervisor Alexander moved that the Board:

- Direct staff to immediately pay the \$475.00 claim of Mr. Lessman; and
- Direct the Park Authority to take steps to start some type of "reserve fund" to handle claims of this nature in the future.

This motion was seconded by Supervisor Hyland.

Following discussion, Acting County Executive Richard A. King, stated that he would like the opportunity to investigate the claim.

Supervisor Hyland asked unanimous consent that the Board direct staff to respond to the question of what is the legal responsibility of the Park Authority for this type of damage. Without objection, it was so ordered.

Supervisor Pennino moved a substitute motion that the issue be referred to the County Executive and the County Attorney for review and response. This motion was seconded by Supervisor Bulova and FAILED by a recorded vote of five, Supervisor Bulova, Supervisor Hanley, Supervisor Pennino, and Chairman Moore voting "AYE."

Supervisor Davis moved a substitute motion that the Board direct staff to report on this item in the form of a Consideration Item at the Board's next meeting. This motion was seconded by Chairman Moore and CARRIED by a recorded vote of six, Supervisor Alexander, Supervisor Hyland, and Supervisor McConnell voting "NAY."

The question was then called on the main motion, as substituted, which CARRIED by a recorded vote of eight, Supervisor Alexander voting "NAY."

27. DISTRIBUTION OF SUMMER NEWSLETTER (TAPE 4)

Supervisor Alexander distributed to Board Members a copy of his summer newsletter. He said that it was prepared by Mr. Robert Heittman of his office.

28. REDUCTION IN BUS SERVICE IN VIRGINIA (TAPE 4)

Supervisor Alexander announced that a public hearing was held last week regarding the issues of reducing bus service in Virginia, primarily the 26G and H routes in the Providence District area and also the 23 X route.

Supervisor Richards asked unanimous consent that the Board direct staff to review the alternatives of consolidating the number of trips with regard to the 23 X route instead of eliminating this service. Without objection, it was so ordered.

Supervisor Hyland asked unanimous consent that the Board direct staff to review the alternatives of consolidating the number of trips with regard to the 11 P and 11 H instead of eliminating this service. Without objection, it was so ordered.

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

- Review the possibility of increasing the fare regarding the 17 G route;
- Determine what stops individuals are utilizing; and
- Determine if the riders going to Dunn Loring could be diverted to a new route that might take them to the commuter rail station in that same corridor.

Without objection, it was so ordered.

Supervisor Hanley asked unanimous consent that the Board direct staff to review the issue of higher fares versus the loss of service. Without objection, it was so ordered.

29. CONCERNS OF THE VOLUNTEER FIRE COMMISSION  
REGARDING THE \$100 FEE CHARGED FOR  
AMBULANCE SERVICE (TAPE 4)

Supervisor Alexander stated that the Volunteer Fire Commission is concerned about the amount of funds that might be received through the \$100 fee that the Board instituted on ambulance service. He said that the volunteers do not feel that this fee will generate the amount of funding originally anticipated.

Therefore, Supervisor Alexander asked unanimous consent that the Board direct staff to review the concerns of the Volunteer Fire Commission and if the funds anticipated are not adequate it may be necessary to try and find funding elsewhere. Without objection, it was so ordered.

30. RESCHEDULING OF THE WORK SESSION SCHEDULED  
FOR JUNE 24 AND JUNE 25, 1991 (TAPE 4)

Supervisor Alexander announced that he may have to leave the Work Session regarding the Comprehensive Plan scheduled for June 24, 1991 early; and he will not be able to attend the Board's Work Session scheduled for June 25, 1991.

Supervisor Davis announced that a noon briefing on June 24, 1991 is scheduled with a number of housing advocates and therefore he would need to leave early.

Following discussion, Chairman Moore relinquished the Chair to Vice-Chairman Pennino and she asked unanimous consent that the Board direct staff to report at the end of the meeting today with options for the Board to consider regarding the scheduling of the Work Sessions. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

(NOTE: Later in the meeting, there was additional discussion on this matter. See Clerk's Summary Item CL#99.)

31. STUDENT MEMBER APPOINTED TO THE MCLEAN GOVERNING  
BOARD (TAPE 5)

(BACs)

Supervisor Richards announced that Susie Thorpe had been elected as the Student Member to represent McLean High School on the McLean Governing Board.

32. SIGNAGE FOR SHOPPING CENTERS (TAPE 5)

Supervisor Richards announced that Great Falls Day had been held on Saturday, June 15, 1991 in the Village Center.

Supervisor Richards stated that a number of merchants had brought to her attention the issue of signage. She said that the Zoning Ordinance does not address the needs of the Village Center which architecturally focuses everything to the center onto a green. Therefore, Supervisor Richards moved that the Board direct the staff to review this issue and determine how it can be improved. This motion was jointly seconded by Supervisor Davis and Chairman Moore.

Supervisor Pennino stated that the Reston Community Association is concerned about the historic area of Lake Anne regarding this same issue.

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

Supervisor Richards expressed her appreciation to Ms. Sharon Bertoni, Crestar Bank, for organizing all of the booths and the various people who participated in Great Falls Day.

33. RESOLUTION CREATING THE NORTHERN VIRGINIA  
TRANSPORTATION COORDINATING COUNCIL  
(TAPE 5)

Supervisor Richards stated that a Resolution had been passed by the Board supporting the creation of the Northern Virginia Transportation Coordinating Council. She said that the blanks in the Resolution were to be filled in by staff such as the name of the County and the members of the Northern Virginia Transportation Commission (NVTC), but that the Resolution was sent to Governor Wilder without this information being filled in.

Therefore, Supervisor Richards asked unanimous consent that the Board direct staff to redo the Resolution. Without objection, it was so ordered.

34. WITHDRAWAL OF SPECIAL EXCEPTION APPLICATION  
SE 90-D-055 (SHELL OIL COMPANY) (DRANESVILLE  
DISTRICT) (TAPE 5)

Supervisor Richards stated that she had received a letter from the applicant representing the Shell Oil Company, Special Exception Application SE 90-D-055 withdrawing the application scheduled for today at 4:30 p.m.

35. PUBLIC HEARING TO VACATE AN UNIMPROVED 10-FOOT WIDE PUBLIC ALLEY TO BE HELD CONCURRENTLY WITH REZONING APPLICATION RZ 90-D-051 (TAPE 5)

(A) Supervisor Richards moved that the Board:

- Authorize a public hearing for July 22, 1991 at 5:00 p.m. to vacate an unimproved 10-foot wide public alley located adjacent to Emerson Avenue (Route 1811) between Lowell Avenue (Route 1837) and Woodier Avenue (Route 1810) in McLean; and
- Direct staff to schedule the public hearing to be held concurrently with Rezoning Application RZ 90-D-051 for a proposed medical office complex and parking garage.

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

36. PROFFERED LAND WHICH IS APPROPRIATE FOR PARKS (TAPE 5)

Supervisor Richards referred to the issue of the County taking all proffered lands rather than appropriate parcels going to the Park Authority. She said that staff has been requested to report with a definition of the Ordinance passed several years ago on the disposition of proffered lands and which agencies it was targeting. Therefore, Supervisor Richards asked unanimous consent that the Board direct staff to report its findings with regard to this issue. Without objection, it was so ordered.

Chairman Moore urged the staff to positively recommend that the lands recommended for open space and parks be transferred to the Park Authority and that it take title on them.

37. NATIONAL "ADOPT A CAT MONTH" (TAPE 5)

Supervisor Richards announced that June is National "ADOPT A CAT MONTH." She reminded everyone that during this month the Animal Shelter is offering anyone adopting a cat a complimentary kit containing a booklet on cat care, a free sample of cat food, a safety collar, an ID tag, and cat food coupons. She said that the kit also includes a certificate for a free examination of the adopted cat at one of the Shelter's participating veterinary hospitals as well as access to the Shelter's low cost spay and neuter program.

38. RECESS (TAPE 5)

At 1:30 p.m. the Board recessed briefly for lunch and, at 2:30 p.m., reconvened in the Board Room with all members present, and with Chairman Moore presiding.

39. REQUEST FOR ASSISTANCE FROM THE COMMUNITY SERVICES PROGRAM (TAPE 6)

Supervisor Bulova stated that the Sheriff's Department Community Services Program provides many hours of service to maintain school grounds, community buildings, parks and along road rights-of-way.

Supervisor Bulova said that she had learned from the Sheriff's Department that five of their six lawn mowers are out of service because they need maintenance and repair work. She pointed out that the Sheriff's Department does not have a maintenance repair shop or the budget to send them out for repair.

Supervisor Bulova noted that the Community Services Program provides an enormous service through its program. Therefore, Supervisor Bulova asked unanimous consent that the Board direct staff to determine whether the Equipment Management Transportation Agency (EMTA) could do the necessary repairs. Without objection, it was so ordered.

40. THROUGH TRUCK TRAFFIC ON OLLEY LANE AND GUINEA ROAD (TAPE 6)

Supervisor Bulova said that increased truck traffic is a problem in the Rutherford Community which is bounded by Olley Lane and Guinea Road, north of Braddock Road. She added that many of the large trucks are tankers enroute to the tank yards on Picket Road in the City of Fairfax. She recalled the accident at Route 236 and the beltway where a tanker overturned and burst into flames, and said that the neighbors fear for the safety of their residential community.

Supervisor Bulova stated that several months ago she had requested staff to consider initiating restrictions on truck traffic on Olley Lane south of Braddock Road in the Lake Braddock community. She added that there is no reason for trucks to be using this short stretch of road when they could be taking Braddock Road instead.

Therefore, Supervisor Bulova moved that the Board direct the Office of Transportation and the Police Traffic Safety Division to initiate studies of these two roads for possible restrictions according to the State's new through truck traffic policy. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander being out of the room.

41. TRANSPORTATION PROBLEMS WITH INFILL DEVELOPMENT  
(TAPE 6)

Supervisor Bulova stated that when infill development occurs there is often more than one option for road connection. She said that at the time of rezoning, the Board votes on the preferred connection as shown on the proffered Generalized Development Plan (GDP).

Supervisor Bulova said that, for example, a parcel was zoned R-2 and to preclude the Virginia Department of Transportation (VDOT) requiring opening the connection into the Dunleigh Subdivision, thereby providing a cut through route to Braddock Road, a higher zoning was necessary to have the new subdivision access Burke Lake Road.

In another example, Supervisor Bulova stated that there were stub roads at either end of the site: Margaret Lane and Charter Lane. Margaret Lane was chosen as the access point at the time of rezoning. Both subdivision plans are sitting in the Bonds and Agreements Branch, Division of Design Review, Department of Environmental Management (DEM) because the Virginia Department of Transportation (VDOT) will not approve the plans.

Supervisor Bulova said that in the first instance, VDOT first wanted the subdivision to access through Dunleigh. Now VDOT says no approval until the temporary cul-de-sac is made permanent. The homeowners have no interest in this because if they dedicate, their lots will become non-conforming. VDOT says it is worried that some day the owners will want the easement back. VDOT is also saying it would no longer maintain a temporary cul-de-sac. Supervisor Bulova said that the County Attorney's Office indicates that the temporary easement is still valid even if the road does not go through. In the unlikely event the owners tried to vacate the easement, the County could do a "quick take."

Supervisor Bulova explained that in the second instance, VDOT says it will not approve the plan until the stub road at Charter Lane is vacated. The developer is willing to pursue a vacation, but since vacations take a long time, he feels it is unfair to tie completion of the vacation to approval of the plan.

Supervisor Bulova moved that the Board direct the Director of the Office of Transportation, to meet with appropriate VDOT staff to resolve these difficulties and establish a reasonable policy for future plans. This motion was seconded by Chairman Moore and carried by a vote of eight, Supervisor Alexander being out of the room.

42. IDENTIFY OPTIONS TO LOCATE PROPERTY FOR THE  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
(HUD) FUNDING (TAPE 6)

Supervisor Pennino stated that there are great consequences to the County when a developer files Chapter 11 (bankruptcy). She said that Fairfax Corner/Sequoia was going to dedicate land to the Fairfax County Housing Authority for the construction of 51 units of housing. She noted that this land was no longer going to be available to the County. She said that Housing and Urban Development (HUD) has reserved for Fairfax County until September \$5,755,500 for the 51 units of housing.

Supervisor Pennino noted the importance of extending Site Plan expiration dates. Therefore, Supervisor Pennino moved that the Board direct staff to locate property for the 51 units of housing and to apply to HUD for the funds.

Supervisor Davis moved to amend the motion that the Board direct staff to identify options for Board decision and this was accepted.

Following discussion, the question was called on the motion, and as amended, carried by a vote of eight, Supervisor Alexander being out of the room.

43. DONATION OF UNCLAIMED BICYCLES TO THE RESTON  
DISTRICT POLICE STATION (TAPE 6)

Supervisor Pennino stated that each year the Crime Prevention Division of the Reston District Police Station hosts a family picnic at the Stonegate Village Apartments for families in the Glade Drive Court. She said that the picnic is funded by local businesses and is a spinoff of the Cops and Kids Program from previous years. She added that the picnic is scheduled for August 17, 1991.

Supervisor Pennino said that one of the aspects of the picnic which is of great interest to the children is the bicycle give away. She noted that individuals up to 16 years of age are eligible to have their names placed in a drawing for one of several donated bicycles. She explained that this year the economy is tight and the bicycle donations are not forthcoming.

Supervisor Pennino pointed out that in almost every Police Station there are many bicycles of excellent quality which are recovered by the Police Department only to be left unclaimed in the property room and later auctioned off at a minimal gain to the County. Therefore, Supervisor Pennino moved that four recovered, unclaimed bicycles be presented to the Reston Crime Prevention officers to be given away at this year's picnic. This motion was seconded by Supervisor Bulova.



Following discussion, with input from Acting County Executive Richard A. King, the question was called on the motion which carried by a vote of eight, Supervisor Alexander being out of the room.

44. FAIRFAX COUNTY PROGRAM FOR HOME REPAIR FOR THE ELDERLY (TAPE 6)

Supervisor Pennino stated that she has been receiving complaints from citizens in the town of Vienna who point out that they are residents of Fairfax County. She said that their complaint is concerning the Fairfax County Program for Home Repair for the Elderly. She noted that the town of Vienna has refused to sign a contract concerning federally assisted Section Eight housing. She explained that the town of Vienna contains only 4.2 square miles and the town Council has been unwilling to give up any measure of land use control within the limited area.

Supervisor Pennino stated that officials in charge of this Program could be more flexible when it comes to applying the rules for the use of the funds. Therefore, Supervisor Pennino moved that the Board direct staff to:

- Work with the Housing Authority to determine what kind of Program can be worked out that does not require the town of Vienna to participate in the Section Eight, federally assisted programs; and
- Determine what can be done to assist the elderly in obtaining home repair loans in the Town of Vienna.

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

45. REQUEST FOR POLICY REGARDING THE DISPOSAL OF DREDGED SILT FROM PRIVATELY OWNED LAKES AND PONDS IN FAIRFAX COUNTY (TAPE 6)

Supervisor Pennino stated that the Board previously supported her request that the County develop a Policy for the disposal of dredged silt from Lake Anne which is located in Reston and other privately owned lakes in Fairfax County. She said that the response from staff is that the Board does not have a Policy. She added that staff has suggested companies that do dredging and recommended that companies who dredge be responsible for the disposal of dredged silt. Since there are a number of privately owned ponds and lakes in the County, the County needs to adopt a Policy of cooperating with the owners of the privately owned lakes since the silt does not come only from the communities where the lakes are located, but from the greater watersheds that drain into these ponds.

Therefore, Supervisor Pennino moved that Board direct staff to establish a Policy for Board consideration by which the County can cooperate with owners of privately owned lakes for dredging and disposal of dredged materials. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

46. STREET LIGHTS IN RESTON (TAPE 6)

Supervisor Pennino stated that the citizens of Reston have been interested in the type and style of street lights constructed in their community. She said that Reston Land Corporation and the citizens brought a proposal to the Virginia Power Company and the Board of Supervisors to have a street light demonstration project in the last portion of Reston to be developed. She added that the demonstration project would use a metal highlight, white light source and a style of lamp consistent with the architecture and would include the Reston Town Center, the newly widened portion of Reston Parkway and the last residential section located in the North Point area of Reston. She said that this has been approved by Virginia Power.

Supervisor Pennino explained that recently the Reston Land Corporation requested the addition of three intersections for lighting along Reston Parkway as it runs through the North Point section of Reston. She said that these intersections would continue the street lights constructed on Reston Parkway and south Reston to the residential section included in the demonstration project. She stated that the three new intersections would replace three intersections which would ultimately be maintained by the Virginia Department of Transportation (VDOT). Therefore, the addition of these intersections would not increase the number of street lights which would be maintained by the Virginia Power Company or the County.

Supervisor Pennino moved that the Board direct staff to contact the Virginia Power Company and request that it reconsider its position of allowing the inclusion of these intersections into the demonstration project. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

VLL:VLL

47. STATUS ON BOARD'S REQUEST THAT PARKOUTS  
PAY FOR PERFORMANCE (TAPE 7)

Supervisor Hanley stated that during the Board's Markup of the Acting County Executive's Fiscal Year (FY) 1992 Advertised Budget Plan, the Board approved a change that parkouts pay for performance. At that

time, she stated that it was proposed that parkouts would continue operating in the existing fashion until September 1, 1991 and she asked unanimous consent that the Board direct staff to report with an update on the process to change the parkouts program to pay for performance. Without objection, it was so ordered.

48. ADMIN 10 - AUTHORIZATION TO ADVERTISE PUBLIC HEARING ON THE CONTINUATION OF THE FAIRFAX COUNTY PARK AUTHORITY AND TO EXTEND THE PRESENT AGREEMENT BETWEEN THE BOARD OF SUPERVISORS AND THE FAIRFAX COUNTY PARK AUTHORITY (TAPE 7)

- (A) Supervisor Hanley called to the Board's attention Administrative Item Ten - Authorization to Advertise a Public Hearing on the Continuation of the Fairfax County Park Authority and to Extend the Present Agreement between the Board of Supervisors and the Fairfax County Park Authority. She distributed to Board Members copies of two discussion papers prepared by the Fairfax County Park Authority and both entitled, "Fairfax County Park Authority Recertification Agreement." The first copy contains the original agreement with "strike-through" and amended text. The second copy is a cleaned-up version containing no "strike-through" text.

Supervisor Hanley moved that the Board:

- Refer to staff for its review and reaction, the second copy (cleaned-up version) of the "Fairfax County Park Authority Recertification Agreement";
- Concur in the recommendation of staff and authorize the advertisement of a public hearing to be held before the Board of Supervisors on a proposed amendment to amend and reenact Section 111 of the Ordinance which created the Fairfax County Park Authority on December 6, 1950, as amended, to continue the existence of the Fairfax County Park Authority until June 30, 1992; and
- Extend the present agreement between the Board of Supervisors and the Fairfax County Park Authority until June 30, 1992, \*or until a new agreement with the Fairfax County Park Authority can be negotiated, whichever occurs first.\*

For the record, Supervisor Hanley stated that it is the sense of her motion that the \*latter will occur first and that while the extension of the present agreement is for the period of one year, it should be very clear that a new agreement will be negotiated.\* She stated that it is projected that the agreement will be negotiated sometime in September 1991.

Supervisor Alexander seconded the motion, as well as Supervisor Hanley's clarification for the record.

Following further discussion, the question was called on the motion which carried by unanimous vote.

(NOTE: Later in the meeting, it was clarified by staff that the public hearing on a proposed amendment to continue the existence of the Fairfax County Park Authority until June 30, 1992 will be held before the Board of Supervisors on July 1, 1991 at 4:30 p.m. See Clerk's Summary Item CL#51.)

49. LIST CONTAINING LAND-USE LITIGATION PREPARED  
BY THE OFFICE OF THE COUNTY ATTORNEY (TAPE 7)

At her request, Supervisor Hanley stated that the Office of the County Attorney prepared and distributed to Board Members a listing dated May 13, 1991 containing all pending land-use litigation cases for Fairfax County. She commended the outstanding performance of staff in the preparation of this information.

Supervisor Hanley stated that she would be requesting an update of this listing periodically and she asked unanimous consent that the Board direct staff from the Office of the County Attorney to continue to keep track of this information on its WANG word processing equipment using the same format. Without objection, it was so ordered.

50. FAIRFAX COUNTY PARK AUTHORITY REQUESTED TO  
REVIEW REGULATIONS REGARDING DOGS IN PARKS  
(TAPE 7)

Supervisor Hanley asked unanimous consent that the Board refer to the Fairfax County Park Authority for its review and recommendation the issue of dogs in parks. She stated that staff from the Office of the County Attorney has informed her that the Park Authority does have the authority to deal with this issue by amending its regulations governing parks. Without objection, it was so ordered.

51. ADDITIONAL ACTION ON ADMIN 10 - AUTHORIZATION TO ADVERTISE PUBLIC HEARING ON THE CONTINUATION OF THE FAIRFAX COUNTY PARK AUTHORITY AND TO EXTEND THE PRESENT AGREEMENT BETWEEN THE BOARD OF SUPERVISORS AND THE FAIRFAX COUNTY PARK AUTHORITY (TAPE 7)

(NOTE: Earlier in the meeting, action was taken on Administrative Item Ten - Authorization to Advertise a Public Hearing on the Continuation of the Fairfax County Park Authority and to Extend the Present Agreement between the Board of Supervisors and the Fairfax County Park Authority. See Clerk's Summary Item CL#48.)

For the record, William O. Howland, Jr., Assistant to the County Executive, announced that the public hearing on a proposed amendment to amend and reenact Section III of the Ordinance which created the Fairfax County Park Authority on December 6, 1950, as amended, to continue the existence of the Fairfax County Park Authority until June 30, 1992 would be held before the Board of Supervisors on July 1, 1991 at 4:30 p.m.

52. PROCLAMATIONS/CERTIFICATES OF APPRECIATION REQUESTED FOR WEST SPRINGFIELD HIGH SCHOOL GIRLS' SOCCER TEAM AND BOYS' BASEBALL TEAM, WASHINGTON IRVING INTERMEDIATE SCHOOL CHORAL GROUP AND ORCHESTRA, AND J. KNOX SINGLETON, SPRINGFIELD DISTRICT REPRESENTATIVE, COMMISSION ON AGING (TAPE 7)

Supervisor McConnell asked unanimous consent that the Board direct staff to prepare the appropriate Proclamations/Certificates of Appreciation for the following individuals for presentation before the Board of Supervisors:

- West Springfield High School Girls' Soccer Team for winning the State Soccer Championship;
- West Springfield High School Boys' Baseball Team for winning the State Baseball Championship;
- Washington Irving Intermediate School Choral Group for winning first place for Intermediate Schools and first place for Overall at the Hershey Musical Competition;
- Washington Irving Intermediate School Orchestra for winning second place at the Hershey Musical Competition; and

- J. Knox Singleton, Springfield District Representative, Commission on Aging, for his ten years of exemplary service to the Commission on Aging, lifelong dedication to serving the community in general, and in particular, for promoting volunteerism and the well-being of senior citizens.

Without objection, it was so ordered.

53. REQUEST FOR AN OUT-OF-TURN PLAN AMENDMENT  
TO CONSIDER CONSTRUCTION OF A MOVIE  
THEATRE COMPLEX ALONG ROUTE 28 IN THE  
CENTRE RIDGE DEVELOPMENT (TAPE 7)

- (A) Supervisor McConnell stated that during the Phase 11 public hearing process on the Comprehensive Plan, a proposal was considered by the Planning Commission to amend the text related to Land Units D-2 and D-3 in the Centreville portion of the Area III Plan. The proposed amendment is for a change in land-use from multiple-family dwelling units to additional commercial uses to consider the construction of a movie theatre complex along Route 28 in the Centre Ridge development; the proposed change has been endorsed by the West Fairfax Land-Use Committee.

Because the change was not under advertisement for planning changes, Supervisor McConnell stated that it has been determined that an Out-of-Turn Plan Amendment is necessary which must be returned to the Planning Commission for public hearing.

Given the desire of the citizens to have this change incorporated in the final land-use plan recommendation in the forthcoming publication of the Comprehensive Plan, Supervisor McConnell moved that the Board direct staff to schedule public hearings to be held before the Planning Commission and Board of Supervisors on an Out-of-Turn Plan Amendment to consider construction of a movie theatre complex along Route 28 in the Centre Ridge development. She further moved that the Board direct staff to schedule the Planning Commission's public hearing so that the Board of Supervisors' public hearing can be held by the July 22, 1991 meeting. This motion was seconded by Supervisor Pennino.

Supervisor Bulova asked that the motion be amended to include that the Board direct staff to provide to the Planning Horizons Task Force copies of the proposed Out-of-Turn Plan Amendment for its review, and this was accepted.

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

54. STAFF REQUESTED TO REPORT ON THE SCOPE OF  
THE BOARD DURING ITS DECISION PROCESS ON  
THE AREA PLANS (TAPE 7)

Supervisor Hanley asked unanimous consent that the Board direct staff to report, prior to the scheduled mark-up session, on the scope of the Board during its decision process on the Area Plans, in particular, changes that were not advertised during the process. Without objection, it was so ordered.

55. CLIFTON SEWER POLICY (TAPE 7)

Supervisor McConnell called to the Board's attention the fact that a Clifton Sewer Policy has been in place since 1974 for providing sewer within the Town of Clifton. She said that she has been petitioned by a constituent who wants to be considered for a sewer tap in Clifton; however, staff has recommended that the Board revisit the Policy for clarification before considering individual sewer requests.

Accordingly, Supervisor McConnell moved that the Board direct staff to prepare and report with recommendations in the form of a Board Item, by the July 22, 1991 meeting, to address the Clifton Sewer Policy and its implementation, and to include as part of the Board Item, any pending applications for sewer taps in the Town of Clifton. This motion was seconded by Supervisor Hyland.

Following Board discussion, the question was called on the motion which carried by a vote of eight, Supervisor Hanley being out of the room.

56. CLARIFICATION REGARDING THE FUNDING FOR  
THE COMPLETION OF THE POHICK/ROLLING ROAD  
SEGMENT OF THE FAIRFAX COUNTY PARKWAY AT  
THE POHICK/HOOES ROAD INTERSECTION (TAPE 7)

Supervisor McConnell stated that both she and Supervisor Hyland had received a letter from the South Run Creek Coalition addressing a problem that is perceived in the funding of the completion of the Pohick/Rolling Road segment of the Fairfax County Parkway at the Pohick/Hooes Road Intersection. She stated that it is the Coalition's understanding that the segment would be delayed for as much as eight years because the money for the project had been diverted to Herndon. She requested Shiva K. Pant, Director, Office of Transportation, to brief the Board on this issue.

Mr. Pant stated that the understanding of the Coalition had not been correct. He clarified, for the record, that monies from the debt service had been set aside for this segment and the remaining monies

from Lockheed Boulevard are to be transferred to the section of the Parkway from Dulles to Sunset Hills (approximately one-quarter mile segment). The particular bridge access referred to by the Coalition in its letter was never included in the first phase of the project.

57. DEDICATION CEREMONY HONORING RICHARD W. JONES,  
FORMER MANAGER, PLANNING AND LAND ACQUISITION  
DIVISION, FAIRFAX COUNTY PARK AUTHORITY  
(TAPE 7)

Supervisor McConnell briefed Board Members on the beautiful ceremony held this past weekend to dedicate a plaque in memory of Richard W. Jones, former Manager, Planning and Land Acquisition Division, Fairfax County Park Authority, who had recently passed away this year. She called to the Board's attention that Mr. Jones had been instrumental in acquiring thousands of acres of parkland for Fairfax County.

58. REQUEST THAT POLITICAL CANDIDATES RESIGN  
FROM THEIR RESPECTIVE BOARDS, AUTHORITIES  
OR COMMISSIONS (BACs) (TAPE 7)

(Verbatims)  
(BACs)

Supervisor McConnell announced that recently Mr. Michael Frey, previous employee on her staff, resigned his position in order to run for the newly-created Sully District seat on the Board of Supervisors because of possible conflicts between the two positions. She stated that similar conflict questions have been raised regarding the following announcements:

- Mr. Lawrence Baldwin's candidacy for a District seat on the Board of Supervisors with regard to his At-Large position on the Fairfax County Planning Commission;
- Ms. Beatrice Garcia's candidacy for a District seat on the Board of Supervisors with regard to her representative position on the Route 28 District Task Force; and
- Ms. Brigitte Lafitte-Smith's duties as campaign manager for Mr. Baldwin with regard to her representative position on the Route 28 District Task Force.

Following discussion between Supervisor McConnell and Chairman Moore, Supervisor McConnell moved that the Board request the resignations of Mr. Baldwin, Ms. Garcia, and Ms. Lafitte-Smith from their respective positions on Boards, Authorities, and Commissions (BACs), because of possible political ramifications regarding land-use issues.



Further discussion ensued among Board Members and it was requested that Supervisor McConnell restate her motion seriatim.

Accordingly, Supervisor McConnell moved that the Board request the resignation of Mr. Baldwin from his position on the Planning Commission. This motion was seconded by Supervisor Davis.

Supervisor Alexander moved to call the question on the motion (the second to this motion was inaudible) which CARRIED by a recorded vote of seven, Supervisor Pennino and Chairman Moore voting "NAY."

The question was then called on the motion to request the resignation of Mr. Baldwin which FAILED by a recorded vote of six, Supervisor Davis and Supervisor McConnell voting "AYE," Supervisor Pennino abstaining because of reasons stated on the record.

Supervisor McConnell moved that the Board request the resignations of Ms. Garcia and Ms. Lafitte-Smith from their respective positions on the Route 28 District Task Force; however, this motion died for lack of a second.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct the Office of the Clerk to prepare a Verbatim Transcript of today's discussion, as well as research the record and provide Verbatim Transcripts of any Board discussion regarding the appointment of Mr. Baldwin to the Planning Commission for distribution to Board Members. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

59. INFORMATION REQUESTED ON NOTIFICATION OF  
CHANGES IN FLOOD PLAIN STATUS (TAPE 7)

Supervisor Davis stated that it has been called to his attention that County staff, under current ordinance, has the authority to vacate County easements in what has been previously termed "flood plain," without notification to the surrounding community or the district Supervisor.

Supervisor Davis called to the Board's attention a situation that recently occurred in the Glen Forest Subdivision whereby citizens are concerned about four lots that have been termed "unbuildable" by a number of County staff members in the Department of Environmental Management (DEM), the Office of Comprehensive Planning (OCP), and the Department of Public Works, during the past few years. He stated that it has now been discovered that the lots in question in Glen Forest, Section Five, may now be deemed "buildable" because the designation of flood plain has been adjusted in the immediate area surrounding these lots.

Accordingly, because of the deep concerns of the Glen Forest Community and the possibility of this type of problem affecting neighborhoods throughout the County, Supervisor Davis moved that the Board direct staff to report with recommendations for the Board's consideration for:

- Notification by staff to immediate neighbors and the district Supervisor of flood plain designation changes, as well as vacation of County easements in these flood plains; and
- Notification by all County Agencies, responsible for notification to citizens of land-use issues, to also apprise citizens, as well as the district Supervisor, when a change in flood plain status to an area has occurred.

Supervisor Davis stated that this procedure should eliminate the conflicting information given. This motion was seconded jointly seconded by Supervisor Hanley and Supervisor Hyland.

In response to a query by Chairman Moore, David L. Stitt, County Attorney, stated that he would report later in the meeting on the question of whether County staff has the authority to vacate flood plain easements.

The question was then called on the motion which carried by unanimous vote.

(NOTE: Later in the meeting, there was additional discussion regarding this issue. See Clerk's Summary Item CL#61.)

60. REQUEST FOR DEFINITION OF "HEALTH SPA" WITH REGARD  
TO EXERCISE ROOMS ESTABLISHED BY COMPANIES FOR  
USE BY EMPLOYEES (TAPE 7)

Supervisor Davis referred to a new issue rising across the County regarding companies establishing exercise rooms for use by employees during their lunch hours as enhancement for employee health.

Supervisor Hanley stated that several meetings ago, she had requested staff to provide a definition of the term "health spa," however, to date, she has yet to receive a response.

Supervisor Davis asked unanimous consent that the Board direct staff to review the definition of "health spa" as it relates to ordinance requirements and report with a response as expeditiously as possible. Without objection, it was so ordered.

61. ADDITIONAL COMMENTS REGARDING NOTIFICATION OF  
CHANGES IN FLOOD PLAIN STATUS (TAPE 7)

(NOTE: Earlier in the meeting, there was discussion as to whether County staff has the authority to vacate flood plain easements. See Clerk's Summary Item CL#59.)

In response to Chairman Moore's earlier query, David L. Stitt, County Attorney, stated that the Board of Supervisors has the authority to vacate flood plain easements, not County staff.

Supervisor Davis moved that the Board direct staff to respond, in the form of an Information or Consideration Item in the Board Package, on the following issues:

- Notification by staff to immediate neighbors and the district Supervisor of flood plain designation changes, as well as vacation of County easements in these flood plains;
- Notification by all County Agencies, responsible for notification to citizens of land-use issues, to also apprise citizens, as well as the district Supervisor, when a change in flood plain status to an area has occurred; and
- Whether County staff, not the Board of Supervisors, has the authority to vacate flood plain easements.

Without objection, it was so ordered.

62. CHARTER FOR THE CITIZENS ADVISORY COMMITTEE  
ON SOLID WASTE DISPOSAL MATTERS (CAC)  
(TAPE 7)

(BACs)

Supervisor Davis stated that the Charter for the Citizens Advisory Committee on Solid Waste Disposal Matters (CAC) has not yet been renewed. After reviewing this issue, Supervisor Davis moved, on behalf of the Board's Procedures Subcommittee, that the Board renew the Charter for the CAC for a period of three years with its current membership. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

63. "DRAFT COUNTY CHARTER" TO IMPROVE FAIRFAX  
COUNTY'S PRESENT FORM OF GOVERNMENT (TAPE 7)

Supervisor Davis announced that, as the Board is aware, delegates from district councils of citizens associations have been meeting since

January 1991 for the purpose of considering improvements of Fairfax County's present form of government. This culminated by the Fairfax County Citizens Assembly coming forward with a "Draft County Charter" that has been signed by a number of individuals.

Supervisor Davis moved that the Board:

- Express its appreciation to the Fairfax County Citizens Assembly for its recommendations; and
- Refer to the Board's Legislative Subcommittee and County staff for its review the "Draft County Charter."

This motion was seconded by Supervisor Hyland.

Following Board discussion, Supervisor Richards stated that there were no Dranesville District representatives included on the ad-hoc committee. She stated that she would like this issue studied as widely as possible. She asked that the motion be amended to include that the Board direct staff, in its review, to prepare a matrix that compares the "urban county executive form of government" with the proposals contained in the "Draft County Charter," that would show the differences as well as the similarities. In addition, she further asked that this information, upon completion and review, be circulated as widely as possible, and this was accepted.

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

64. REPORT BY THE LEGISLATIVE SUBCOMMITTEE ON  
VARIOUS ISSUES (TAPE 7)

Supervisor Hanley urged Board Members to pay particular attention to the recent mailings containing information on the various legislative study committees.

As a matter of information, she reported on the following areas of interest:

- Governor L. Douglas Wilder is now showing interest in the Dillon Rule, originally in connection with rural economic development; and
- Discussion during the General Assembly regarding the lifting of mandates and what kinds of mandates could be lifted, i.e., policy, federal regulations, etcetera.

65. UPDATE ON HOUSE BILL NUMBER 423 THAT MANDATES  
VALUE ENGINEERING ON ALL VIRGINIA DEPARTMENT  
OF TRANSPORTATION (VDOT) PROJECTS (TAPE 7)

Supervisor Davis stated that in the last Session of the General Assembly, Delegate Leslie L. Byrne put through House Bill Number 423 that mandates value engineering on all Virginia Department of Transportation (VDOT) projects. As called to the Board's attention previously by Supervisor Richards, Supervisor Davis stated that this may be a model for an ordinance for the County to cover general fund expenditures. He asked unanimous consent that the Board direct staff to report with a response to House Bill Number 423. Without objection, it was so ordered.

66. STAFF REQUESTED TO REPORT WITH BOARD ITEM FOR  
THE INSTALLATION OF A FIVE-INCH WATER LINE TO  
PROVIDE WATER TO THE COMMUNITY SOUTH OF  
COMPTON ROAD (TAPE 7)

Chairman Moore called to the Board's attention a community near the Upper Occoquan Sewage Authority (UOSA) which has been without sewer and now has a desperate need for water. She stated that the Fairfax County Water Authority has recommended the installation of a five-inch water line to provide water to the community south of Compton Road. She relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to report with a Board Package Item to address this issue at the Board of Supervisors' meeting scheduled for July 1, 1991. Without objection, it was so ordered.

67. SPACE STATION PROGRAM (TAPE 7)

Supervisor Moore stated that the Economic Development Authority (EDA) has been working jointly with Reston businessmen who have also retained a lobbyist on the Hill. To "step up the efforts," Supervisor Moore moved that the Board encourage the EDA to become more actively involved in the lobbying program on the Hill to retain the NASA Space Program in Fairfax County. This motion was seconded by Supervisor Alexander.

Supervisor Davis expressed his appreciation to Fairfax County's Congressional Delegation for their outstanding efforts in this issue.

In response to a query by Supervisor Davis, Supervisor Moore stated that she has been in contact, on a frequent basis, with Senator John Warner, Congressman Frank R. Wolf, or Senator Charles S. Robb, regarding this issue.

Following discussion, the question was called on the motion which carried by unanimous vote.

JLD:JLD

68. ADMINISTRATIVE ITEMS (TAPE 8)

Supervisor Pennino moved approval of the Administrative Items, with the exception of \*\*Administrative Item 10\*\*. The second to this motion was inaudible.

(\*\*NOTE: Earlier in the meeting, action was taken on Administrative Item 10 - Authorization to Advertise Public Hearing on the Continuation of the Fairfax County Park Authority and to Extend the Present Agreement between the Board of Supervisors and the Fairfax County Park Authority. See Clerk's Summary Items CL#48 and CL#51.\*\*)

Supervisor Alexander noted that, during the Personnel Subcommittee meeting, discussion had ensued on Administrative Item Five - Authorization to Advertise Revisions to the Merit System Ordinance Defining Exempt Employees. He further stated that the Board had requested Cornelius J. O'Kane, Director, Office of Personnel, to report at the public hearing on the issue of retaining leave time, which was a concern expressed by employee groups.

Following discussion among Board Members on Administrative Item Nine - Authorization to Advertise Proposed Amendments to the Code of the County of Fairfax, Chapter 101 (Subdivision Provisions), Article 2 (Subdivision Application Procedure and Approval Process), Section 101-2-3 (Preliminary Subdivision Plat), the question was called on the motion which carried by unanimous vote.

ADMIN 1 - APPROVAL OF WATER MAIN EXTENSION,  
ISLAND CREEK (LEE DISTRICT)

Approved the request for the extension of approximately 4,900 feet of 16-inch water main in the proposed Virginia Department of Transportation (VDOT) right-of-way of Morning View Lane, Lee District. The proposed main will connect with an existing 16-inch water main located along Beulah Street and, to the south, will connect with a 16-inch water main installed along Morning View Lane in the Landsdowne Subdivision and will provide public water to Island Creek.

ADMIN 2 - ADDITIONAL TIME TO ESTABLISH THE USE  
FOR SPECIAL EXCEPTION APPLICATION SE 89-D-052  
(8180 GREENSBORO ASSOCIATES LIMITED PARTNERSHIP)  
(DRANESVILLE DISTRICT)

- (ET) Approved \*12 months\* of additional time (in lieu of the request for \*18 months\*) to establish the use for Special Exception Application SE 89-D-052 until September 12, 1992 pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 3 - SITE PLAN WAIVER FOR EDISON HIGH SCHOOL, REZONING APPLICATION RZ 90-L-008, WAIVER #011420 (LEE DISTRICT)

Reviewed the Site Plan Waiver request for Edison High School and authorized the Director of the Department of Environmental Management (DEM) to approve the Site Plan Waiver #011420 in accordance with normal procedures.

ADMIN 4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO VACATE AN UNIMPROVED ROAD RIGHT-OF-WAY LOCATED IN THE EL NIDO SUBDIVISION (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on July 22, 1991 at 5:00 p.m. and the posting of the notice of intent for the proposed vacation of an unimproved road right-of-way located within the El Nido Subdivision, Dranesville District.

ADMIN 5 - AUTHORIZATION TO ADVERTISE REVISIONS TO THE MERIT SYSTEM ORDINANCE DEFINING EXEMPT EMPLOYEES

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on July 22, 1991 at 4:00 p.m. on the proposed amendments to the Code of the County of Fairfax, Chapter 3 (County Employees), Section 3-1-2 (County Service and Divisions Thereof) revising the Merit System Ordinance. Changes to Procedural Memorandum Number 134 - Exempt Service and other related changes will be considered at the same time.

(NOTE: During approval of the Administrative Items, Supervisor Alexander noted that during the Personnel Subcommittee meeting, he had requested Cornelius J. O'Kane, Director, Office of Personnel, to report at the scheduled public hearing on the issue of retaining leave time, which was a concern expressed by employee groups.)

ADMIN 6 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF A CERTAIN EASEMENT NECESSARY FOR EXPANSION OF THE MASON GOVERNMENTAL CENTER (MASON DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on July 22, 1991 at 5:00 p.m. on the proposed acquisition of a certain easement necessary for the expansion of the Mason Governmental Center, Mason District.

ADMIN 7 - AUTHORIZATION TO ADVERTISE PROPOSED  
AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX,  
CHAPTER 84 (PUBLIC TRANSPORTATION), ARTICLE 6  
(RATES, FARES AND CHARGES) REGARDING TAXICAB  
FARES

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on July 22, 1991 at 4:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 84 (Public Transportation), Article 6 (Rates, Fares and Charges), to provide for a rate increase for the taxicab industry. The proposed amendment would increase taxicab metered rates by 19.1 percent, and waiting time charges by 17.7 percent.

ADMIN 8 - AUTHORIZATION TO EXECUTE A COOPERATION  
AGREEMENT BETWEEN THE COUNTY THE FAIRFAX, THE  
FAIRFAX COUNTY REDEVELOPMENT AND HOUSING  
AUTHORITY (FCRHA), AND THE CITY OF FALLS  
CHURCH

- (R) Adopted a Resolution authorizing the execution of a Cooperation Agreement between the County of Fairfax, the Fairfax County Redevelopment and Housing Authority (FCRHA), and the City of Falls Church for the use of Rental Rehabilitation Funds.

ADMIN 9 - AUTHORIZATION TO ADVERTISE PROPOSED  
AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX,  
CHAPTER 101 (SUBDIVISION PROVISIONS), ARTICLE 2  
(SUBDIVISION APPLICATION PROCEDURE AND APPROVAL  
PROCESS), SECTION 101-2-3 (PRELIMINARY  
SUBDIVISION PLAT)

- (A) Authorized the advertisement of a public hearing to be held before the Planning Commission on July 11, 1991 and before the Board of Supervisors on August 5, 1991 at 3:30 p.m. on proposed amendments to the Code of the County of Fairfax, Chapter 101 (Subdivision Ordinance), Article 2 (Subdivision Application Procedure and Approval Process), Section 101-2-3 (Preliminary Subdivision Plat). The proposed amendments:
- Require additional detail on Preliminary Subdivision Plats in the areas of road design, stormwater management facilities, and outfall;
  - Require the identification of the need for floodplain studies, drainage studies, and soil reports; and



- Establish a maximum plan size and minimum scale. The amendments are proposed to improve the plan review process and provide for the early identification of potential plan approval problems.

The proposed amendments also contain revisions to conform to Section 101-2-3 to State Law, for example, recognizing that pursuant to Va. Code §15.1-475 an approval of a Preliminary Subdivision Plat constitutes "tentative" approval of such a Plat.

(NOTE: During approval of the Administrative Items, discussion ensued among Board Members on Administrative Item Nine.)

ADMIN 10 - AUTHORIZATION TO ADVERTISE PUBLIC HEARING ON THE CONTINUATION OF THE FAIRFAX COUNTY PARK AUTHORITY AND TO EXTEND THE PRESENT AGREEMENT BETWEEN THE BOARD OF SUPERVISORS AND THE FAIRFAX COUNTY PARK AUTHORITY

(NOTE: Earlier in the meeting during Board Matters, action was taken on Administrative Item 10 - Authorization to Advertise Public Hearing on the Continuation of the Fairfax County Park Authority and to Extend the Present Agreement between the Board of Supervisors and the Fairfax County Park Authority. See Clerk's Summary Item CL#48.)

69. A-1 - AUTHORIZATION TO PAY FISCAL YEAR (FY) 1992 FIRST QUARTER TRANSIT OPERATING SUBSIDY TO THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) (COUNTYWIDE) (TAPE 8)

- (R) Supervisor Alexander moved that the Board concur in the recommendation of staff and adopt the Resolution contained in Attachment Two of the Memorandum to the Board dated June 17, 1991 authorizing payment to the Washington Metropolitan Area Transit Authority (WMATA) of the Fiscal Year (FY) 1992 first quarter transit operating assistance subsidy billing of \$11,776,945, including the FY 1990 audit adjustment of \$1,051,418. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

Chairman Moore relinquished the Chair to Vice-Chairman Pennino and asked unanimous consent that the Board direct staff to report on whether this is money that is available at Carryover. Without objection, it was so ordered.

Vice-Chairman Pennino returned the gavel to Chairman Moore.

70. A-2 - AUTHORIZATION TO MAKE COMMUTER RAIL  
PAYMENT (ANNANDALE, LEE, MOUNT VERNON AND  
SPRINGFIELD DISTRICTS) (TAPE 8)

Supervisor Bulova moved that the Board concur in the recommendation of staff and authorize payment of \$1,844,146 to the Northern Virginia Transportation Commission (NVTC) as Fairfax County's share of the local jurisdictional payments for the Virginia Railway Express (VRE) due on July 1, 1991. This motion was seconded by Supervisor Pennino.

Following discussion among Board Members, the question was called on the motion which carried by unanimous vote.

71. A-3 - ALLOCATION PUBLIC HEARING FOR THE  
VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT)  
INTERSTATE, PRIMARY AND URBAN FUNDS FOR FISCAL  
YEAR (FY) 1992 (COUNTYWIDE) (TAPE 8)

Supervisor Alexander moved that the Board oppose the staff recommendations for Action Item Three and support the original recommendations proposed by the State Secretary of Transportation. This motion was seconded by Supervisor McConnell.

Supervisor Davis asked unanimous consent that the Board proceed with the other County Executive items and continue the discussion on Action Item Three following consideration of the other items; however, it was the consensus of the Board to continue with the discussion on Action Item Three.

Following discussion among Board Members, with input from Shiva K. Pant, Director, and Katharine D. Ichter, Section Chief, Project Planning Section, Highway Operations Division, Office of Transportation, Supervisor Alexander restated his motion for the purpose of clarity: approve the State's program and keep the \$46 million for the I-95/495/395 interchange.

Supervisor Pennino moved a substitute motion that the Board concur in the recommendation of staff and endorse the Tentative Allocation of Interstate and Primary Funds for Fiscal Years (FY) 1992 through 1997 with the following comments:

- Endorse the recommendation of staff for Interstate projects and funding as proposed in Attachment One of the Memorandum to the Board dated June 17, 1991;
- Reaffirm the Board's previous position of March 18, 1991 requesting the Commonwealth Transportation Board (CTB) to approve funding for the projects listed in Tables One and Two contained in Attachment Two; and

- Designate Chairman Moore to testify on behalf of the Board of Supervisors at the Allocation Public Hearing for the Virginia Department of Transportation (VDOT) Interstate, Primary and Urban Funds for FY 1992 scheduled for June 20, 1991 at 9:00 a.m. in Richmond, Virginia.

This motion was seconded by Supervisor Hanley.

Following discussion among Board Members, Supervisor Hanley clarified a portion of the substitute motion: that construction of a High Occupancy Vehicle (HOV) ramp to the Vienna metro station be located at the connector bridge rather than at Blake Lane, and this clarification was accepted.

Following additional discussion among Board Members, the question was then called on the substitute motion which CARRIED by a recorded vote of six, Supervisor Alexander, Supervisor Hyland, and Supervisor McConnell voting "NAY."

The question was then called on the main motion, as substituted, which carried by unanimous vote.

Chairman Moore requested that Supervisor Richards join her in making the presentation at the public hearing in Richmond if she so desired.

72. A-4 - PARKING REDUCTION FOR WESTWOOD BAPTIST CHURCH (SPRINGFIELD DISTRICT) (TAPE 8)

On motion of Supervisor McConnell, seconded by Supervisor Pennino, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved a 36.0 percent parking reduction of the required parking for Westwood Baptist Church pursuant to Paragraph 4, Section 11-102 of the Fairfax County Zoning Ordinance subject to the conditions contained in the Memorandum to the Board dated June 17, 1991.

73. A-5 - APPROVAL OF THE SALE OF CERTAIN INVENTORY AND OTHER PERSONAL PROPERTY OF THE DISTRICT NURSING HOME (TAPE 8)

(R) Supervisor Pennino moved that the Board concur in the recommendation of staff and:

- Adopt the Resolution approving an Asset Purchase Agreement with Health Dynamics, Incorporated, a corporation affiliated with Fauquier Hospital, in which the District Home for the Counties of Fairfax, Fauquier, Loudoun, Prince William, and the

City of Alexandria agree to sell certain inventory and other personal property of the 51-bed District Nursing Home in Warrenton, Virginia, to Health Dynamics for an initial payment to the District Home Board of \$25,000, and a later payment of \$100,000 when Health Dynamics obtains a Certificate of Public Need (COPN) from the Virginia Department of Health; and

- Authorize the Acting County Executive to enter into the Asset Purchase Agreement on behalf of the County subject to final approval of the Asset Purchase Agreement by the County Attorney's office.

The second to this motion was inaudible.

Following discussion among Board Members, with input from Robert J. Koreski, Director, Office of Human Services, the question was called on the motion which carried by unanimous vote.

74. A-6 - APPROVAL TO ESTABLISH A CASE MANAGEMENT POSITION IN THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD'S (CSBs) MENTAL RETARDATION SERVICES BUDGET TO BE FULLY FUNDED BY THE MEDICAID WAIVER PROGRAM REIMBURSEMENTS (TAPE 8)

Following discussion among Board Members, with input from Verdina L. Haywood, Deputy County Executive for Human Services, Supervisor Hanley moved that the Board concur in the recommendation of staff and approve the establishment of a case management position/1.0 SYE (Mental Health Therapist II) in the Fairfax-Falls Church Community Services Board's (CSBs) Mental Retardation Services budget, which will be fully funded by the Medicaid Waiver program reimbursements. (The merit status position will be utilized for linking and monitoring appropriate services for 24 persons with mental retardation.) This motion was seconded by Supervisor Pennino and carried by unanimous vote.

75. A-7 - SUPPLEMENTAL APPROPRIATION RESOLUTION AS 92012 FOR THE DIFFERENTIATED CIVIL CASEFLOW MANAGEMENT AND DELAY REDUCTION PROGRAM GRANT AWARD (TAPE 8)

(SAR) Following discussion among Board Members, with input from Verdina L. Haywood, Deputy County Executive for Human Services, and Richard A. King, Acting County Executive, Supervisor Pennino moved that the Board concur in the recommendation of staff and approve Supplemental Appropriation Resolution AS 92012 in the amount of \$198,001 for the continuation of the Differentiated Civil Caseload Management and Delay Reduction Program Grant, for the period beginning July 1, 1991 through December 31, 1992. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Davis being out of the room.

76. A-8 - SUPPLEMENTAL APPROPRIATION RESOLUTION  
AS 92013 FOR THE OFFICE OF TRANSPORTATION  
RIDESOURCES PROGRAM (COUNTYWIDE) (TAPE 8)

(SAR) On motion of Supervisor Alexander, seconded by Supervisor Hyland, and carried by a vote of eight, Supervisor Davis being out of the room, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution AS 92013 in the amount of \$203,390 for the continuation of the Office of Transportation's Marketing and Ridesharing Program for the period beginning July 1, 1991 through June 30, 1992.

77. A-9 - SUPPLEMENTAL APPROPRIATION RESOLUTION  
AS 92010 FOR THE FAIRFAX COUNTY GENERAL  
DISTRICT COURT PRETRIAL SERVICES  
SUPERVISED RELEASE GRANT PROGRAM (TAPE 8)

(SAR) On motion of Supervisor Hyland, seconded by Supervisor Hanley, and carried by a vote of eight, Supervisor Davis being out of the room, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution AS 92010 in the amount of \$79,989 to provide funding for a Supervised Release Program for the General District Court for the period of November 1, 1991 through June 30, 1992.

78. A-10 - SUPPLEMENTAL APPROPRIATION RESOLUTION  
AS 92008 FOR THE OFFICE OF HUMAN SERVICES  
FISCAL YEAR (FY) 1992 COMMUNITY DIVERSION  
PROGRAM AND THE COMMUNITY DIVERSION CENTER  
(TAPE 8)

(SAR) On motion of Supervisor Hanley, jointly seconded by Supervisor Hyland and Supervisor Pennino, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution AS 92008, totaling \$768,303, for the Office of Human Services Fiscal Year (FY) 1992 operation of the Community Diversion Program (CDP) and the Adult Residential Services Contract for the purchase of bed space at the Community Diversion Center (CDC).

79. A-11 - SUPPLEMENTAL APPROPRIATION RESOLUTION  
AS 92011 FOR THE VIRGINIA INSTITUTE OF SOCIAL  
SERVICE TRAINING ACTIVITIES (VISSTA) PROGRAM  
IN THE DEPARTMENT OF HUMAN DEVELOPMENT (TAPE 8)

(SAR) On motion of Supervisor Pennino, seconded by Supervisor Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution AS 92011 in the amount of \$119,714 for continued funding of the Virginia Institute of Service Training Activities (VISSTA) Program in the Department of Human Department (DHD) for the period of July 1, 1991 through June 30, 1992.

80. A-12 - APPROVAL OF CERTIFICATION OF ZONING AND  
SUBDIVISION ORDINANCE COMPLIANCE FOR FAIR LAKES  
MANAGEMENT (PROVIDENCE DISTRICT) (TAPE 8)

Supervisor Hanley moved that the Board concur in the recommendation of staff and authorize the Acting County Executive to sign a certificate stating that the Fair Lakes Management Facility, located at 12500 Fair Lakes Circle, Tax Map Reference 55-2 ((1)) 6, Zoning District - PDC, is consistent with the Fairfax County Zoning and Subdivision Ordinances so that an application for a Virginia Pollutant Discharge Elimination System (VPDES) Permit may be filed with the State Water Control Board (SWCB), Providence District. This motion was seconded by Supervisor Pennino.

Following discussion among Board Members, with input from Michael R. Congleton, Deputy Zoning Administrator for Ordinance Administration Branch, Office of Comprehensive Planning, the question was called on the motion which carried by unanimous vote.

81. A-13 - DESIGNATION OF PLANS EXAMINERS TO  
PARTICIPATE IN THE EXPEDITED LAND  
DEVELOPMENT REVIEW PROGRAM (TAPE 8)

On motion of Supervisor Alexander, seconded by Supervisor McConnell, and carried by unanimous vote, the Board concurred in the recommendation of staff and designated the following individuals as Plans Examiners to participate in the Expedited Land Development Review Program, identified with their registration number:

- Joseph J. Chavez (53);
- Anne Davenport Geiger (57);
- Ronald J. Keller (60);
- John L. Marshall (58);
- Joseph Monaco (56);
- C. Robert Pitera (54);
- Robert J. Simpson (59);
- Edward B. Snider, Jr. (61); and
- Hubert W. Turner (55).

82. A-14 - AUTHORIZATION TO ADVERTISE PROPOSED  
AMENDMENT TO THE CODE OF THE COUNTY OF  
FAIRFAX, CHAPTER 112 (ZONING ORDINANCE)  
REGARDING PUBLIC NOTICE FOR REZONINGS  
AND MANUFACTURED HOMES IN THE R-A DISTRICT  
(TAPE 8)

(R)

(A)

Following discussion among Board Members, with input from Michael R. Congleton, Deputy Zoning Administrator for Ordinance Administration Branch, Office of Comprehensive Planning, Supervisor Bulova moved that the Board concur in the recommendation of staff and adopt a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on July 18, 1991 and before the Board of Supervisors on September 23, 1991 at 4:30 p.m. on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), regarding public notice for rezonings and manufactured homes in the R-A District incorporating 1990 and 1991 amendments to the Code of Virginia. This motion was seconded by Supervisor McConnell.

Following additional discussion, with input from Jane W. Gwinn, Zoning Administrator and Division Director, Zoning Administration Division, Office of Comprehensive Planning, the question was then called on the motion which carried by unanimous vote.

83. A-15 - AUTHORIZATION TO SUBMIT PROGRAM DESCRIPTION  
TO THE UNITED STATES (US) DEPARTMENT OF HOUSING  
AND URBAN DEVELOPMENT (HUD) FOR FISCAL YEAR  
(FY) 1991 RENTAL REHABILITATION PROGRAM AND  
EXECUTE A MEMORANDUM OF UNDERSTANDING  
(COUNTYWIDE) (TAPE 8)

On motion of Supervisor Davis, jointly seconded by Supervisor Hanley and Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Acting County Executive to:

- Submit the Program Description to the United States (US) Department of Housing and Urban Development (HUD) for the federal Fiscal Year (FY) 1991 Rental Rehabilitation Program, including a Memorandum; and
- Execute a Memorandum of Understanding between Fairfax County and the Fairfax County Redevelopment and Housing Authority (FCRHA) for the dissemination of Section 8 certificates and vouchers in conjunction with the FY 1991 Rental Rehabilitation Program, in substantially the form as submitted.

84. A-16 - TESTIMONY ON THE FINAL DRAFT OF THE BEYER COMMISSION REPORT TO THE GENERAL ASSEMBLY (TAPE 8)

On joint motion of Supervisor Hanley and Supervisor McConnell, seconded by Supervisor Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the testimony to the Beyer Commission from the Board of Supervisors, contained as Attachment Two of the Memorandum to the Board dated June 17, 1991, and from the Commission for Disabled Persons, contained as Attachment Three.

85. A-17 - SUPPLEMENTAL APPROPRIATION RESOLUTION AS 91045 TALLING \$728,306 FOR THE DEPARTMENT OF HUMAN DEVELOPMENT TO ACCEPT ADDITIONAL FEDERAL IV-A FUNDING FOR THE FEE SYSTEM DAY CARE PROGRAMS (TAPE 8)

The Board was informed by William O. Howland, Jr., Assistant to the County Executive, that consideration of Action Item 17 would need to be deferred until after the public hearing scheduled for later in the meeting.

(NOTE: Later in the meeting, action was taken on Action Item 17 - Supplemental Appropriation Resolution AS 91045 Totalling \$728,306 for the Department of Human Development to Accept Additional Federal IV-A Funding for the Fee System Day Care Programs. See Clerk's Summary Item CL#112.)

86. A-18 - CHANGES TO THE FAIRFAX COUNTY PURCHASING RESOLUTION AND THE PROFESSIONAL AND CONSULTANT SERVICES PROCUREMENT POLICY OF FAIRFAX COUNTY (TAPE 8)

- (R) Supervisor Alexander moved that the Board concur in the recommendation of staff and approve the changes to the Fairfax County Purchasing Resolution and the Professional and Consultant Services Procurement Policy of Fairfax County contained in Attachments Two and Three of the Board Package. The changes incorporate modifications resulting from legislation enacted during the 1991 Session of the General Assembly affecting the Virginia Procurement Act. This motion was seconded by Supervisor McConnell.

Following discussion among Board Members, with input from David T. Stitt, County Attorney, Chairman Moore requested that Board Members be provided with information on how delegation members voted, both in committee and on the floor, on House Bill 1739.

The question was then called on the motion which carried by a vote of eight, Supervisor Davis being out of the room.



87. I-1 - EXTENSION OF THE WEST OX ROAD PROJECT  
TO ROUTE 29 (SPRINGFIELD DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 requesting authorization for staff to:

- Proceed to incorporate the construction of interim improvements to Route 29 into the West Ox Road Project utilizing funds from the Fairfax Center Area Road Fund of Subfund 447 as necessary to supplement bond funds; and
- Advise the Virginia Department of Transportation (VDOT) of the County's intent to maintain the shared entrance roadway to the proposed Vienna Bus Garage facility and Camp 30 at such time as the garage is constructed and occupied so this information can be conveyed to the Department of Corrections.

The staff was directed administratively to proceed as proposed.

ADDITIONAL BOARD MATTER

88. EXPEDITED PROCESSING REQUESTED FOR REZONING  
APPLICATION RZ 87-S-023B AND PROFFERED  
CONDITION AMENDMENT APPLICATION  
PCA 87-S-023B (TAPE 8)

Supervisor McConnell explained that in order to get the right-of-way for the West Ox Road interim improvement, expedited processing was necessary for Rezoning Application RZ 87-S-023B and Proffered Condition Amendment Application PCA 87-S-023A. Subsequently, she moved that Rezoning Application RZ 87-S-023B and Proffered Condition Amendment Application PCA 87-S-023A be expedited for a Board of Supervisors' public hearing to a date and time certain of August 5, 1991 at 5:00 p.m. She further explained that it is incumbent upon the applicant to ensure that all necessary plans and supplemental materials are in acceptable order and filed in a timely fashion. The second to this motion was inaudible and the motion carried by a vote of eight, Supervisor Davis being out of the room.

89. I-2 - WASHINGTON METROPOLITAN AREA TRANSIT  
AUTHORITY (WMATA) PUBLIC HEARING FOR PROPOSED  
METROBUS SERVICE CHANGES IN NORTHERN VIRGINIA  
(MASON AND PROVIDENCE DISTRICTS) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 announcing the public hearing before the Washington Metropolitan Area Transit Authority (WMATA) on several proposed Metrobus service changes in Northern Virginia, including Fairfax County. These proposals are in addition to those which were the subject of public hearings in early June and are proposals being made by WMATA as part of its Fiscal Year (FY) 1992 budget process.

The details of the public hearing are summarized below:

July 2, 1991 at 8:00 p.m.  
Francis C. Hammond Jr. High School  
4646 Seminary Road, Alexandria, Virginia.

The primary proposals affecting Fairfax County are summarized below and further described in WMATA Public Hearing Docket B91-8 contained in Attachment One of the Board Package:

- Route 1G: Falls Church to Ballston  
Metrorail Station - discontinue service on  
Hillwood Avenue; and
- Route 4G: Culmore to Ballston Metrorail  
Station - discontinue all service on  
Hillwood Avenue.

It is noted that upon completion of the public hearing, staff will prepare recommendations for the Board's consideration.

90. I-3 - TYSONS CORNER URBAN CENTER STUDY -  
PROGRESS REPORT AND PROCESS OVERVIEW  
(DRANESVILLE, CENTREVILLE AND PROVIDENCE  
DISTRICTS) (TAPE 8)

(BACs)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 presenting the Tysons Corner Urban Center Study - Progress Report and Process Overview.

Supervisor Pennino asked unanimous consent that the Board direct staff to provide Board Members with a copy of a previous study done on the Tysons Corner area. Without objection, it was so ordered.

Supervisor Richards noted that she had previously requested that this study also be provided to the individuals involved with the current study.

91. I-4 - ROUTE 1 COMMERCIAL REVITALIZATION -  
DISPOSITION OF FUNDS EARMARKED FOR UPDATING  
ROUTE 1 DESIGN PLANS (MOUNT VERNON AND LEE  
DISTRICTS) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 requesting authorization for the staff of the Offices of Transportation and Comprehensive Planning (OCP) to solicit comments on the options contained in the Board Package, or others from the Commercial Revitalization Task Force of the Southeast Fairfax Development Corporation, regarding the Route 1 Commercial Revitalization, and Board direction to report with a recommendation for the appropriate use of the Route 1 design plan update funds.

Supervisor Hanley asked unanimous consent that the Board direct staff to provide a list indicating the schedule for bond projects. Without objection, it was so ordered.

Following additional discussion among Board Members, with input from Shiva K. Pant, Director, and Katharine D. Ichter, Section Chief, Project Planning Section, Highway Operations Division, Office of Transportation, Supervisor Hyland asked unanimous consent that the Board direct staff to contact the Transportation Advisory Commission, the Planning and Zoning Committee, and the Chairman of the Mount Vernon Council of Citizens Associations, prior to a meeting with the Southeast Fairfax Development Corporation. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

92. I-5 - INSTALLATION OF SPECIALIZED SOUND  
SYSTEM IN PUBLIC MEETING ROOMS TO AMPLIFY  
SOUND FOR THE HEARING IMPAIRED (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 requesting authorization for the staff, because funding does not currently exist, to request \$19,800 during the Fiscal Year (FY) 1992 Carryover Review process for the purchase and installation of nine FM systems to be installed in the County's eight governmental centers and the Massey Building to assist hearing impaired individuals.

Supervisor Richards asked unanimous consent that the Board direct staff to contact the hearing impaired community, through the Commission for the Disabled, to request their comments on the staff recommendation. Without objection, it was so ordered.

Following additional discussion among Board Members, with input from Fred K. Kramer, Director, Office of General Services, and David P. Mullet, Assistant Director, Division of Communications, Office of General Services, Supervisor Richards clarified her request that staff contact Gordon Landes, in particular.

The staff was directed administratively to proceed as proposed.

93. I-6 - CONTRACT AWARD - GEOTECHNICAL SERVICES  
(TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 requesting authorization for staff to proceed to award contracts to Dames and Moore and to Woodward and Clyde according to the terms outlined in the Board Package for geotechnical services on an "as-required" basis for the Department of Environmental Management (DEM).

The staff was directed administratively to proceed as proposed.

94. I-7 - AWARD OF CONTRACTS- PROFESSIONAL  
PSYCHIATRIC SERVICES IN SUPPORT OF THE  
FAIRFAX-FALLS CHURCH COMMUNITY SERVICES  
BOARD (CSB) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 requesting authorization for staff to proceed to execute contracts identified in the Board Package to provide professional psychiatric services in support of the Fairfax-Falls Church Community Services Board (CSB).

The staff was directed administratively to proceed as proposed.

95. I-8 - AWARD OF CONTRACTS FOR THE PROVISION  
OF VOCATIONAL SERVICES TO PERSONS WITH MENTAL  
RETARDATION (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 requesting authorization for staff to proceed to award contracts in the amount of \$6,148,825 to the nine vendors identified in the Board Package for the provision of vocational services to persons with mental retardation.

The staff was directed administratively to proceed as proposed.

96. I-9 - APPROVAL TO INCREASE THE EXISTING CONTRACT AMOUNT WITH RICHARD O. SPENCER, INCORPORATED, FOR THE DESIGN OF THE BELVEDERE ELEMENTARY SCHOOL SIDEWALK PROJECT (MASON DISTRICT) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 requesting authorization for staff to proceed to increase the existing design contract amount with Richard O. Spencer, Incorporated, by the amount of \$4,568, for the design of the Belvedere Elementary School sidewalk project, Mason District.

The staff was directed administratively to proceed as proposed.

#### ADDITIONAL BOARD MATTER

97. VOLUNTEERS AT THE JUVENILE COURT (TAPE 8)

Chairman Moore called to the Board's attention her visit to the Juvenile Court. She wanted Board Members to be aware of the number of volunteers, honored last week, who work in the court office and with the young individuals.

98. I-10 - CONTRACT AWARD - ATHLETIC COURT LIGHTING AND RELATED WORK AT WAKEFIELD, GREENBRIAR AND ANNANDALE PARKS; CAMELOT AND CARL SANDBURG SCHOOL SITES (ANNANDALE, PROVIDENCE, MASON, AND MOUNT VERNON DISTRICTS) (TAPE 8)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 17, 1991 requesting authorization for staff to proceed to award a contract to Paul J. Vignola Electric Company, Incorporated, of Marlboro, Maryland, in the amount of \$278,000 for athletic court lighting and related work at Wakefield, Greenbriar, and Annandale Parks; and Camelot and Carl Sandburg School Sites, Annandale, Providence, Mason, and Mount Vernon Districts.

The staff was directed administratively to proceed as proposed.

99. RECESS/EXECUTIVE SESSION (TAPE 8)

At 4:25 p.m., Supervisor Richards 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:

- Virginia Code requirements regarding limited term employees; and

- Bank Operations Center Versus Board of Supervisors, In Chancery Number 116195.

This motion was seconded by Supervisor Hanley.

**ADDITIONAL BOARD MATTER**

**PROPOSED SCHEDULE FOR ADDITIONAL  
WORK SESSIONS ON THE PROPOSED  
COMPREHENSIVE REVISIONS TO THE  
PLAN FOR FAIRFAX COUNTY, VIRGINIA**

(NOTE: Earlier in the meeting, there was additional discussion regarding this issue. See Clerk's Summary Item CL#30.)

Discussion ensued among Board Members and staff regarding the schedule distributed to Board Members for the work sessions on June 24 and 25, 1991 for further consideration of the proposed revisions to the Comprehensive Plan for Fairfax County, Virginia.

Supervisor Alexander noted that he and Supervisor Hyland would be working to resolve the Route One issues of Area IV in order that they could be addressed at the work sessions.

Supervisor Hanley noted that although specific times had been allotted for discussion of the particular items, it would be possible for additional discussion of those items both before and after their scheduled times.

Chairman Moore clarified that the schedule distributed for the June 24 and 25 work sessions is only for guidance.

The question was then called on the motion to proceed with Executive Session which carried by a vote of seven, Supervisor Davis and Supervisor McConnell being out of the room.

CM:CM

At 6:00 p.m., the Board reconvened in the Board Room with all Board Members present, and with Chairman Moore presiding.

100. ORDERS OF THE DAY (TAPE 9)

Chairman Moore announced that due to the lateness of the hour, there would be changes in the order of the afternoon agenda. She stated that following Actions from Executive Session, the Board will proceed with the public hearing on Rezoning Application RZ 86-C-054 (Reston Land Corporation), followed by Board decision on Proposed Zoning Ordinance Amendment regarding Site Plan Expiration, and then followed by the public hearing on the Jefferson Manor Conservation Plan. She stated that following these three items, the Board will return to the agenda as scheduled.

101. ACTIONS FROM EXECUTIVE SESSION (TAPE 9)

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 unanimous vote.

B. SETTLEMENT OF THE BOARD OF SUPERVISORS  
OF FAIRFAX, VIRGINIA VERSUS FALCONE,  
ET AL., AT LAW NO. 92012

Supervisor Alexander moved that the Board authorize settlement of the Board of Supervisors of Fairfax County, Virginia versus Falcone, et al., At Law 92012 according to terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Pennino and carried by unanimous vote.

C. APPEAL IN BANK OPERATION CENTER VERSUS  
BOARD OF SUPERVISORS, IN CHANCERY  
NO. 116195

Supervisor Pennino moved that the Board authorize an appeal in Bank Operation Center versus Board of Supervisors, in Chancery No. 116195 as recommended by the County Attorney in Executive Session. This motion was seconded by Supervisor Alexander and carried by a recorded vote of six, Supervisor Davis voting "NAY", Supervisor Hanley and Supervisor McConnell being out of the room.

102. DEFERRAL OF PH ON SPECIAL EXCEPTION APPLICATION  
SE 90-M-056 (AMOCO OIL COMPANY) (MASON DISTRICT)  
(TAPE 9)

Supervisor Davis moved to defer the public hearing on Special Exception Application SE 90-M-056 until July 1, 1991 at 4:30 p.m. This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor McConnell being out of the room.

103. DEFERRAL OF PH ON REZONING APPLICATION  
RZ 81-M-012 (DR. P.M. PALUMBO, JR.)  
(MASON DISTRICT) (TAPE 9)

At the request of the applicant, Supervisor Davis moved to indefinitely defer the public hearing on Rezoning Application RZ 81-M-012. This motion was seconded by Supervisor Pennino and carried by a vote of eight, Supervisor McConnell being out of the room.

104. WITHDRAWAL OF SPECIAL EXCEPTION APPLICATION  
SE 90-D-055 (SHELL OIL COMPANY) (DRANESVILLE  
DISTRICT) (TAPE 9)

Supervisor Richards moved to accept the withdrawal of Special Exception Application SE 90-D-055. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor McConnell being out of the room.

105. SPECIAL EXCEPTION APPLICATION SE 90-P-029  
(FRANCES L. ADAMS) (PROVIDENCE DISTRICT)  
REMANDED TO PLANNING COMMISSION (TAPE 9)

Supervisor Hanley moved that the Board remand Special Exception Application SE 90-P-029 to the Planning Commission. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor McConnell being out of the room.



SBE:SBE

106. 5:00 P.M. - PH ON REZONING APPLICATION RZ 86-C-054  
(RESTON LAND CORPORATION) (CENTREVILLE DISTRICT)  
(TAPE 9)

Mr. Anthony J. Calabrese reaffirmed the validity of the affidavit for the record.

Mr. Calabrese 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.

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

- In the amount of \$99.00 from Mr. Stanley M. Franklin, partner in the law firm of McGuire, Woods, Battle and Booth, in 1987.

Following the public hearing, which included testimony by two speakers, in response to a query by Supervisor Richards, Mr. Edward Prichard, attorney representing the applicant, stated, for the record, that the entire frontage of the site, including the future park-and-ride lot, is improved to four-lanes divided.

Supervisor Pennino moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor Richards and carried by a vote of eight, Supervisor Davis being out of the room.

Supervisor Pennino moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 86-C-054 be amended from the R-E District to the PDC District subject to the execution of the revised proffers dated May 28, 1991. This motion was seconded by Supervisor Richards and carried by a vote of eight, Supervisor Davis being out of the room.

Supervisor Pennino moved waiver of the barrier requirements along the northern boundary because Reston Land Corporation has agreed to work cooperatively with members from Equestrian Park and the Reston Citizens Association (RCA) on the development of the property, saving the green buffer area, as well as plantings that will take place in the future on the park-and-ride lot. This motion was seconded by Supervisor Richards and carried by a vote of eight, Supervisor Davis being out of the room.

107. 4:00 P.M. - PH ON JEFFERSON MANOR CONSERVATION  
PLAN (LEE DISTRICT) (TAPE 9)

- (R) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1991.

Following the public hearing, which included testimony by six speakers, Supervisor Alexander moved adoption of the Resolution approving the Jefferson Manor Conservation Plan, Lee District. This motion was jointly seconded by Supervisor Davis and Supervisor Pennino and carried by a vote of seven, Supervisor Hanley and Supervisor McConnell being out of the room.

CM:CM

108. 3:30 P.M. - BOARD DECISION ON PROPOSED AMENDMENT  
TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112  
(ZONING ORDINANCE) REGARDING: SITE PLAN  
EXPIRATION (TAPE 9)

- (0) (NOTE: The public hearing was held on May 20, 1991 and Board decision deferred until June 3, 1991 and June 17, 1991.)

Following discussion, Supervisor Pennino moved that the Board:

- Adopt the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) Section 17-109 (As contained in Attachment A of the Staff Report dated June 17, 1991) regarding: Site Plan Expiration to become effective at 12:01 a.m. on June 18, 1991;
- That Site Plans other than those solely grandfathered from Zoning Ordinance Amendment #89-185 by Paragraphs Two and Three of the grandfather provisions for Zoning Ordinance Amendment #89-185 which have expired between June 17, 1990, and June 17, 1991, may be filed within the next 30 days and these Site Plans will receive expedited review under current ordinance provisions by the Department of Environmental Management (DEM); and

- Pursuant to Section 18-106 of the Zoning Ordinance that the Board of Supervisors waive DEM's review fees for such Site Plans filed within the next 30 days.

This motion was seconded by Supervisor Hyland.

Following further discussion, Supervisor Pennino moved to call the question. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

The question was then called on the motion which CARRIED by a recorded vote of eight, Supervisor McConnell voting "NAY."

109. ABSENCE OF SUPERVISOR THOMAS M. DAVIS, III (TAPE 9)

Supervisor Davis informed Board Members that he would be leaving the meeting for awhile to attend his son's graduation exercise at Sleepy Hollow Elementary School but that he would return later in the day.

(NOTE: Later in the meeting, Supervisor Hyland and Supervisor Bulova announced their intent to be absent from a portion of the meeting. See Clerk's Summary Item CL#123.)

110. 3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING: PAWNSHOPS (TAPES 10-11)

- (0) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1991.

Following the public hearing, which included testimony by 10 speakers, Supervisor Hyland moved that the Board adopt the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding: Pawnshops. This motion was seconded by Supervisor Alexander and CARRIED by a recorded vote of five, Chairman Moore abstaining, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

111. 3:30 P.M. - PH ON THE CHANGE IN APPROPRIATION LEVEL TOTALLING \$728,306 FOR THE DEPARTMENT OF HUMAN DEVELOPMENT TO ACCEPT ADDITIONAL FEDERAL IV-A FUNDING FOR THE FEE SYSTEM DAY CARE PROGRAM (TAPE 11)

A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issue of June 6, 1991.

Following the public hearing, Supervisor Hanley moved that the Board approve the change in the Appropriation Level for the Department of Human Development to accept additional Federal IV-A funding, totalling

\$728,306, for the Fee System Day Care Program. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

112. A-17 - SUPPLEMENTAL APPROPRIATION RESOLUTION  
AS 91045 TALLING \$728,306 FOR THE DEPARTMENT  
OF HUMAN DEVELOPMENT TO ACCEPT ADDITIONAL  
FEDERAL IV-A FUNDING FOR THE FEE SYSTEM DAY  
CARE PROGRAMS (TAPE 11)

(SAR) Supervisor Hanley called to the Board's attention Action Item A-17 - Supplemental Appropriation Resolution AS 91045 Totalling \$728,306 for the Department of Human Development to Accept Additional Federal IV-A Funding for the Fee System Day Care Programs. She moved that the Board concur in the recommendation of staff and approve Supplemental Appropriation Resolution (SAR) AS 91045, totalling \$728,306, which reflects the additional Federal IV-A funding, for the Fee System Day Care Program. This motion was seconded by Supervisor Richards and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

113. 3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE  
OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING  
ORDINANCE) REGARDING: SIGN PERMIT APPLICATION  
FEE (TAPE 11)

(0) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 23 and May 30, 1991.

Following the public hearing, Supervisor Bulova moved that the Board adopt the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding: Sign Permit Application Fee. The proposed amendment will become effective at 12:01 a.m. on June 18, 1991. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

114. 3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE  
OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING  
ORDINANCE) REGARDING: PAWNSHOPS (NO TAPE)

(NOTE: Earlier in the meeting action was taken regarding this item. See Clerk's Summary Item CL#110.)

115. 3:30 P.M. - BOARD DECISION ON PROPOSED AMENDMENT  
TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112  
(ZONING ORDINANCE) REGARDING: SITE PLAN  
EXPIRATION (NO TAPE)

(NOTE: Earlier in the meeting action was taken regarding this item. See Clerk's Summary Item CL#108.)

116. 3:30 P.M. - BOARD DECISION ON SPECIAL EXCEPTION APPLICATION SE 91-V-001 (LONG SIGNATURE HOMES, INCORPORATED) (MOUNT VERNON DISTRICT) (TAPE 11)

(Note: The public hearing was held on June 3, 1991 and Board decision deferred until June 17, 1991.)

Supervisor Hyland moved approval of Special Exception Application SE 91-V-001 subject to the revised development conditions dated May 15, 1991. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

Supervisor Hyland moved to reaffirm the previously approved waiver of the trail requirements, pursuant to Section 101-2-2 of the Code of the County of Fairfax. This motion was seconded by Chairman Moore and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

Supervisor Hyland moved modification of the pipestem requirements of Paragraph Two of Section 2-0103 of the Public Facilities Manual in favor of that shown on the Special Exception Plat dated December, 1990. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

SBE:SBE

117. 4:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING PERCENTAGE OF GROSS FLOOR AREA FOR DWELLINGS IN THE PDC DISTRICT (TAPE 11)

- (0) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1991.

Following the public hearing, Supervisor Hanley moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding the percentage of gross area floor area for dwellings in the PDC District. The proposed amendment will become effective at 12:01 a.m. on June 18, 1991. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

118. 4:00 P.M. - PH ON JEFFERSON MANOR CONSERVATION  
PLAN (LEE DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, the public hearing was held and action taken to adopt the Resolution approving the Jefferson Manor Conservation Plan, Lee District. See Clerk's Summary Item CL#107.)

119. 4:00 P.M. - PH ON PROPOSED AMENDMENTS TO THE  
CODE OF THE COUNTY OF FAIRFAX, CHAPTER 107  
(PROBLEM SOILS), AND THE PUBLIC FACILITIES  
MANUAL (PFM) REGARDING PROBLEM SOILS,  
STORM DRAINAGE, STREETS, WET PONDS AND  
SEWER PIPES (TAPE 11)

Supervisor Alexander moved to defer the public hearing on proposed amendments to the Code of the County of Fairfax, Chapter 107 (Problem Soils), Article 1 (Problem Soils), Section 107-1-2 (Soils Report Required); and the Fairfax County Public Facilities Manual (PFM), Article 2 (General Subdivision and Site Plan Information), Article 6 (Storm Drainage), Appendix B6 (Storm Drainage), Article 7 (Streets, Parking and Driveways), Appendix B7 (Streets, Parking and Driveways), and Article 10 (Sewage and Solid Waste Disposal), until July 22, 1991 at 5:00 p.m. to allow staff additional time to review and respond to the Planning Commission's concerns. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Davis, Supervisor McConnell, and Supervisor Pennino being out of the room.

120. 4:00 P.M. - PH ON REZONING APPLICATION  
RZ 89-P-085 (THE NATIONAL MEMORIAL PARK  
JOINT VENTURE) (PROVIDENCE DISTRICT)  
(TAPE 11)

Mr. Carson Lee Fifer, Jr. reaffirmed the validity of the affidavit for the record.

Mr. Fifer 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, Mary Ann Godfrey, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Hanley moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 89-P-085 be amended from the R-1 District to the PDH-2 District subject to the execution of revised proffers dated June 17, 1991. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor Pennino being out of the room.

Supervisor Hanley moved approval of the Conceptual Development Plan (CDP) for RZ 89-P-085; the Planning Commission having previously approved Final Development Plan FDP 89-P-085 on February 6, 1991. This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Davis, and Supervisor Pennino being out of the room.

121. 4:30 P.M. - PH ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE DULLES TOLL ROAD TO SUNSET HILLS ROAD SEGMENT OF THE FAIRFAX COUNTY PARKWAY (CENTREVILLE AND DRANESVILLE DISTRICTS AND THE TOWN OF HERNDON) (TAPE 11)

A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1991.

Following the public hearing, which included testimony by one speaker, Supervisor Bulova, on behalf of Supervisor Pennino, moved to defer Board decision on the proposed acquisition of certain land rights necessary for the construction of the Dulles Toll Road to Sunset Hills Road segment of the Fairfax County Parkway until July 1, 1991 at 4:30 p.m. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Davis, Supervisor Hanley, and Supervisor Pennino being out of the room

For clarification purposes, Supervisor Richards stated that the proposed acquisition does not have an impact on property owned by the town of Herndon.

122. 4:30 P.M. - PH ON THE ACQUISITION OF DEDICATIONS AND EASEMENTS NECESSARY FOR THE CONSTRUCTION OF MEMORIAL HEIGHTS PHASE II, NEIGHBORHOOD IMPROVEMENT PROJECT (MOUNT VERNON DISTRICT) (TAPE 11)

- (R) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1991.

Following the public hearing, Supervisor Hyland moved adoption of the Resolution authorizing the acquisition of land rights necessary to implement the Memorial Heights Phase II, Neighborhood Improvement Project - C00051. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Davis, Supervisor Hanley, and Supervisor Pennino being out of the room.

123. 4:30 P.M. - PH ON THE FAIRFAX COUNTY SOLID WASTE  
MANAGEMENT PLAN (COUNTYWIDE) (TAPES 11-13)

A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1991.

Board Matter

Absences of Supervisor Gerry Hyland,  
Mount Vernon District, and Supervisor  
Sharon Bulova, Annandale District

(NOTE: Earlier in the meeting, Supervisor Davis announced his intent to be absent from a portion of today's meeting in order to attend his son's graduation exercise. See Clerk's Summary Item CL#109.)

Supervisor Hyland announced that, because today is his 30th wedding anniversary, he would be leaving the meeting prior to adjournment, in order to celebrate the occasion with his wife.

Chairman Moore announced that Supervisor Bulova had indicated that she would also be leaving the meeting prior to adjournment.

Because a quorum is needed for actions, Chairman Moore urged the rest of the Board Members to remain in the room until adjournment.

Following the public hearing, which included testimony by nine speakers, discussion ensued with John diZerega, Director, Department of Public Works.

Chairman Moore relinquished the Chair to Acting-Chairman Alexander and moved that the Board:

- Adopt the Resolution approving the Fairfax County Solid Waste Management Plan, with the associated Addendum, for transmission, by the Acting County Executive, to the Virginia Department of Waste Management (DWM) by the regulatory deadline of July 1, 1991; and
- Direct the Citizens Advisory Committee for Solid Waste Disposal Matters (CAC), to prepare a study for a five year recycling



action plan, in coordination with County staff, for adoption by the Board of Supervisors in early July 1991.

Acting-Chairman Alexander seconded this motion for the purpose of discussion.

Supervisor Hanley asked that the motion be amended to include that the Board direct staff to rewrite the Statement of Purpose and Goals and Implementation during the next year. She stated that the Statement of Purpose should describe the present situation in solid waste management and a projection of how it should be in 20 years and should also establish the priorities to be observed during this time frame. The Goals and Implementation should contain the following:

- Specific recycling goals with incremental increases throughout the 20-year plan or until the most aggressive program has been achieved. The management strategies to accomplish these goals should be identified;
- Continued reductions in the waste generation rate during the 20-year implementation of a variable rate fee structure with reduced costs for collection of recyclables;
- Goals for the incinerator that maintain the delicate balance between maximum recycling, adequate material to meet the put-or-pay clause, and avoidance of the fifth burner, as well as the strategies to achieve these goals; and
- As required by State Regulations, each goal should contain a definition of the incremental stages of progress towards the goal, a schedule for achieving the goal, and the costs involved.

This was accepted.

Supervisor Davis moved a substitute motion that the Board defer further discussion and action on the Fairfax County Solid Waste Management Plan until Monday, June 24, 1991 when a full Board will be present and allow staff additional time to review with the State the proper language of the Resolution. This motion was seconded by Supervisor McConnell.

The question was then called on the substitute motion which CARRIED by a recorded vote of six, Supervisor Bulova, Supervisor Hyland, and Supervisor Pennino being out of the room.

The question was then called on the main motion, as substituted, which carried by vote of six, Supervisor Bulova, Supervisor Hyland, and Supervisor Pennino being out of the room.

Acting-Chairman Alexander returned the gavel to Chairman Moore.

124. 4:30 P.M. - PH TO AMEND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6 (ADOPTION OF STATE LAW) (TAPE 13)

- (0) A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of May 30 and June 6, 1991.

Following the public hearing, Supervisor Richards moved approval of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6 (Adoption of State Law). This amendment adopts actions of the 1991 General Assembly. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Bulova, Supervisor Hyland, and Supervisor Pennino being out of the room.

125. 4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 90-P-029 (FRANCES L. ADAMS) (PROVIDENCE DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to remand Special Exception Application SE 90-P-029 to the Planning Commission. See Clerk's Summary Item CL#105.)

126. 4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 90-D-055 (SHELL OIL COMPANY) (DRANESVILLE DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to withdraw Special Exception Application SE 90-D-055. See Clerk's Summary Item CL#104.)

127. 4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 90-M-056 (AMOCO OIL COMPANY) (MASON DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to defer the public hearing on Special Exception Application SE 90-M-056 until July 1, 1991 at 4:30 p.m. See Clerk's Summary Item CL#102.)

128. 5:00 P.M. - PH ON REZONING APPLICATION RZ 86-C-054  
(RESTON LAND CORPORATION) (CENTREVILLE DISTRICT)  
(NO TAPE)

(NOTE: Earlier in the meeting, the public hearing was held and action taken on Rezoning Application RZ 86-C-054. See Clerk's Summary Item CL#106.)

129. 5:00 P.M. - PH ON REZONING APPLICATION  
RZ 90-D-058 (MARY VIRGINIA STARKEY)  
(DRANESVILLE DISTRICT) (TAPE 13)

Mr. Timothy A. Lewis reaffirmed the validity of the affidavit for the record.

Mr. Lewis 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 Richards 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 five, Supervisor Bulova, Supervisor Davis, Supervisor Hyland, and Supervisor Pennino being out of the room.

Supervisor Richards moved that the Zoning Ordinance as it applied to the property which was the subject of Rezoning Application RZ 90-D-058 be amended from the R-1 District to the R-3 District subject to the execution of revised proffers dated May 13, 1991. This motion was seconded by Supervisor Hanley and carried by a vote of five, Supervisor Bulova, Supervisor Davis, Supervisor Hyland, and Supervisor Pennino being out of the room.

Supervisor Richards moved waiver of the one-acre open space requirement for cluster subdivision pursuant to Section 9-612 of the Zoning Ordinance. This motion was seconded by Supervisor Alexander and carried by a vote of five, Supervisor Bulova, Supervisor Davis, Supervisor Hyland, and Supervisor Pennino being out of the room.

130. 5:00 P.M. - PH ON REZONING APPLICATION  
RZ 81-M-012 (DR. P.M. PALUMBO, JR.)  
(MASON DISTRICT) (NO TAPE)

(NOTE: Earlier in the meeting, action was taken to indefinitely defer the public hearing on Rezoning Application RZ 81-M-012. See Clerk's Summary Item CL#103.)

131. BOARD RECESS (TAPE 13)

At 10:10 p.m., the Board recessed until Monday, June 24, 1991.