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The meeting was called to order at 9:55 a.m. with all Members being present, with the exception of Supervisor Trapnell, and with Chairman Davis presiding.

Supervisor Trapnell was absent from the entire meeting.

Others present were Richard A. King, Acting County Executive; Robert L. Howell, Acting County Attorney; Theodore Austell, III, Executive Assistant to the County Executive; William Howland, Assistant to the County Executive; Viki L. Lester, Deputy Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

2.CERTIFICATE OF APPRECIATION CONGRATULATING

MR. WILLIAM J. ELVIN (Tape 1)

Supervisor Berger moved approval of the presentation of the Certificate of Appreciation presented to Mr. William J. Elvin congratulating him for serving Northern Virginia and the County of Fairfax for over 50 years as a distinguished member of the journalism community. The motion, the second to which was inaudible, carried by a vote of nine, Supervisor Trapnell being absent.

3.NORTHERN VIRGINIA REGIONAL COMMITTEE FOR EMPLOYER

SUPPORT OF THE GUARD AND RESERVE CONGRATULATES

FAIRFAX COUNTY (Tape 1)

Mr. Ervin J. Bedker, Chairman, Northern Virginia Regional Committee for Employer Support of the Guard and Reserve, and Mr. Lew Brodsky, Assistant Director, United States Selective Service System, presented to the Board of Supervisors a plaque recognizing Fairfax County for outstanding support of County employees who were called to duty for Operation Desert Storm as guardsmen and reservists.

4.CERTIFICATE OF APPRECIATION CONGRATULATING

ANDREW V. BAILEY, RESIDENT ENGINEER, VIRGINIA

DEPARTMENT OF TRANSPORTATION (VDOT) (Tape 1)

(Verbatim)

Supervisor McConnell moved approval of the presentation of the Certificate of Appreciation presented to Andrew V. Bailey, Resident Engineer, Virginia Department of Transportation (VDOT), congratulating him for his outstanding work on transportation projects in Fairfax County. This motion was jointly seconded by Supervisor Dix and Supervisor Hanley and carried by a vote of nine, Supervisor Trapnell being absent.

Board Members individually expressed their appreciation to Mr. Bailey.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board direct staff to prepare a verbatim transcript of today's comments to be forwarded to Mr. Bailey and his supervisors. Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

5. WELCOME TO HAROLD MILLER, FORMER SUPERVISOR,

MASON DISTRICT (Tape 1)

Chairman Davis recognized the presence of Harold Miller, Former Supervisor, Mason District, in the Board Room and warmly welcomed him.

6.9:45 A.M. - PRESENTATION BY THE SOUTHEAST FAIRFAX

DEVELOPMENT CORPORATION (SFDC) ON ITS YEARLY

STATUS REPORT (Tape 1)

(BACs)

Mary Thonen, President, and Joseph P. Furber, Executive Director, Southeast Fairfax Development Corporation (SFDC), presented to Board Members SFDC's yearly status report.

The Board also received comments from Walt Robbins, an early member of SFDC.

Supervisor Alexander moved that the Board extend the agreement with SFDC for an additional two years.

Chairman Davis noted that a funding commitment for SFDC would be decided during consideration of the budget.

The motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Frey and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

7.10:00 A.M. - PRESENTATION BY THE ECONOMIC RECOVERY

ADVISORY COMMISSION (Tapes 1-4)

(BACs)

(R)Vice-Chairman McConnell, Chairman, Economic Recovery Advisory Commission of the Board of Supervisors, briefed Board Members on the Interim Report of the Economic Recovery Advisory Commission and introduced the Chairmen of the Commissions' Subcommittees.

(Tape 2)

James W. Todd, Chairman, Marketing Subcommittee, Economic Recovery Advisory Commission, presented the report of the Marketing Subcommittee.

Following discussion among Board Members, with input from Mr. Todd; Michael S. Horwatt, Member; and Francis A. McDermott, Member, Marketing Subcommittee, Supervisor Hyland asked unanimous consent that the Board direct the Economic Development Authority (EDA) to provide Board Members with information from the "exit interviews" of businesses relocating from Fairfax County to other jurisdictions. Without objection, it was so ordered.

Supervisor Hyland called the Board's attention to Section IIIB, Page Two of the recommendations of the Marketing Subcommittee report, which reads:

•"...The County must compress its present structure, characterized by too many layers of management and provide senior staff with greater decision-making authority."

Supervisor Hyland asked unanimous consent that the Board direct the Marketing Subcommittee to report with specific examples of areas where the County's structure could be consolidated. Without objection, it was so ordered.

Supervisor Hyland also called the Board's attention to Section VB, Page Four of the recommendations of the Marketing Subcommittee report, which reads:

• "County staff should be empowered to make and implement decisions at the working level in order to expedite processes for which approval has gravitated upward over the years."

Supervisor Hyland asked unanimous consent that the Board direct the Marketing Subcommittee to report with specific examples of areas where decision-making in the County could be made at a lower level. Without objection, it was so ordered.

Discussion continued among Board Members, with input from members of the Marketing Subcommittee.

Donald W. Boone, Chairman, Privatization Subcommittee, Economic Recovery Advisory Commission, presented the report of the Privatization Subcommittee.

(Tape 3)

A question-and-answer period ensued among Board Members, Mr. Boone, and Michael J. Mruz, Member, Privatization Subcommittee.

Judith Forehand, Chairman, Tax Policy Subcommittee, Economic Recovery Advisory Commission, presented the report of the Tax Policy Subcommittee.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board direct the EDA to review and report on Arlington's and Alexandria's Business, Professional and Occupational License (BPOL) Taxes, and that its report include the fiscal implications. Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

Following discussion among Board Members, with input from Irving Birmingham, Director, Department of Environmental Management (DEM), and Mr. Boone, Supervisor Hanley asked unanimous consent that the Board direct staff to recirculate last Fall's memorandum from Mr. Birmingham regarding the permitting for the installation of low voltage wiring and the associated fees. Without objection, it was so ordered.

Following additional discussion, Supervisor Hyland moved that the Board direct Mr. Birmingham to contact the State requesting a written response regarding whether Fairfax County and the rest of State is required to do inspections and issue permits in connection with low voltage wiring. This motion was seconded by Supervisor Alexander.

Chairman Davis ruled the motion out of order.

Supervisor Hyland **WITHDREW** his motion with a notation to readdress this issue later.

(NOTE: Later in the presentation by the Economic Recovery Advisory Commission, information was requested on the issue of the permitting and fees for low voltage wiring. See Pages Five and Six.)

Gary Hevey, Chairman, Capital Formation Subcommittee, Economic Recovery Advisory Commission, presented the report of the Capital Formation Subcommittee.

Supervisor Alexander asked unanimous consent that the Board direct the Capital Formation Subcommittee to provide Board Members with a copy of the charter of the Northern Virginia Technology Council, a regional council of the Virginia Technology Council. Without objection, it was so ordered.

Board Members expressed their appreciation to all members of the Commission.

Supervisor Hyland asked unanimous consent that the Board direct staff to request additional clarification from the State, in the form of a formal opinion, regarding the permitting requirement for low voltage wiring.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked that the request be amended to request County staff to work with the Fairfax County Chamber of Commerce on this matter, and this was accepted.

Without objection, the amended request was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

(Tape 4)

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

- Contact State officials regarding whether Fairfax County is the only jurisdiction requiring permits for the installation of low voltage wires and if not, which other counties also require a permit; and
- Report with its findings.

Without objection, it was so ordered.

(NOTE: Later in the presentation by the Economic Recovery Advisory Commission, additional information was requested on the issue of the permitting and fees for low voltage wiring. See Page Six.)

Supervisor McConnell moved that correspondence be transmitted to the Chair, Fairfax County Government, George Mason University; the Center of Public Choice; the Center of Public Policy; and the Center for Humane Studies requesting their assistance; however, this motion died for lack of a second.

Chairman Davis noted that this request could be addressed at the next Board Meeting scheduled for April 6, 1992.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved adoption of the following resolution:

"WHEREAS, Fairfax County, Virginia is home to more than 20 federal offices and facilities; and

WHEREAS, those federal operations occupy substantial amounts of office space and land in Fairfax County and employ approximately 20,000 people, many of whom also make Fairfax County their home; and

WHEREAS, such operations spin off between two and three times as many private sector jobs through the procurement of goods and services from local businesses, many of which are small or minority-owned,

NOW, THEREFORE, BE IT RESOLVED that the Fairfax County Board of Supervisors does hereby express its extreme pride in being the home to these federal offices and other facilities and its great interest in cooperating with all federal agencies to keep them in Fairfax County and its commitment to work closely with their representatives to bring other federal agencies to Fairfax County."

This motion was jointly seconded by Supervisor Alexander and Vice-Chairman McConnell and carried by a vote of nine, Supervisor Trapnell being absent.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

Supervisor Dix asked unanimous consent that the Board direct Mr. Birmingham to provide the following additional information on the permitting and fees for low voltage wiring:

- Projected budget impact of the low voltage wiring fees; and

- Justification for the charge of \$20.20 per wire.

Without objection, it was so ordered.

(NOTE: Earlier in the presentation by the Economic Recovery Advisory Commission, information was requested on the permitting and fees for low voltage wiring. See Page Five.)

Supervisor Frey asked unanimous consent that:

- The Board direct staff to transmit a copy of the 1982 Knapp Report to Board Members; and
- The Commission provide comments regarding the current relevancy of the report.

Without objection, it was so ordered.

8.11:00 A.M. - FINAL REPORT ON GENERAL ASSEMBLY

ACTIVITIES (Tape 4)

Supervisor Hanley, Chairman, Board's Legislative Subcommittee, briefly outlined the package distributed to Board Members entitled, "1992 General Assembly -- Final Status Report," dated March 13, 1992.

Supervisor Hanley expressed appreciation to Susan Mittereder, Karen J. Harwood, Brenda Gardiner, and Alice M. Gustafson, who worked in Richmond, and Michael H. Long and Glyna Aderhold, who worked in the County.

Following discussion among Board Members, with input from Ms. Harwood, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board direct staff schedule a meeting, prior to the General Assembly veto session, regarding legislation on transportation tax districts. Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

Supervisor Hanley and Supervisor Dix volunteered to attend the meeting.

Supervisor Hanley called the Board's attention to legislation approved by the General Assembly regarding the pro rata share on the building of roads, which allows developers to be reimbursed by other developers and is also referred to as the

"Batman Bill." She moved that the Board direct staff to draft an appropriate ordinance for the Board's review and consideration. This motion was jointly seconded by Supervisor Bulova and Supervisor Hyland and carried by a vote of six, Supervisor Berger, Supervisor Frey, and Supervisor McConnell being out of the room, Supervisor Trapnell being absent.

9.BOARD RECESS (Tape 4)

At 1:10 p.m., the Board recessed briefly.

CM:cm

**10.11:15 A.M. - APPOINTMENTS TO CITIZEN BOARDS,
AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS**

(Tape 5)

A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE

(NOTE: The appointments of the Dranesville and the Sully District Representatives to the A. Heath Onthank Memorial Award Selection Committee were deferred.)

ADVISORY SOCIAL SERVICES BOARD

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

AFFORDABLE DWELLING UNIT ADVISORY BOARD

[NOTE: The appointment of the At-Large (Lending Institution) Representative to the Affordable Dwelling Unit Advisory Board was deferred.]

ATHLETIC COUNCIL

[NOTE: The appointments of the Providence District (Principal and Alternate) Representatives to the Athletic Council were deferred.]

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS

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

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board direct staff to contact the Northern Virginia Building and Industry Association (NVBIA) for a recommendation of a Builder to fill this position. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Trapnell being absent.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

BOARD OF BUILDING CODE APPEALS - HOUSING HYGIENE DIVISION

Chairman Davis moved the reappointment of Mr. Eugene Puryear as the At-Large Representative to the Board of Building Code Appeals - Housing Hygiene Division. This motion was seconded by Supervisor Hanley and carried by a vote of nine, Supervisor Trapnell being absent.

BOARD OF BUILDING CODE APPEALS - TECHNICAL DIVISION

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

COMMUNITY IMPROVEMENT COMMITTEE

Supervisor Hanley moved the reappointment of Ms. Maggie Springer as the Providence District Representative to the Community Improvement Committee. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Trapnell being absent.

(NOTE: The appointments of the Braddock, Springfield, and Mount Vernon District Representatives to the Community Improvement Committee were deferred.)

(NOTE: Later in the meeting further action was taken on the Community Improvement Committee. See Page 12.)

COUNTYWIDE TRAILS COMMITTEE

(NOTE: The appointment of the Springfield District Representative to the Countywide Trails Committee was deferred.)

ENGINEERING STANDARDS REVIEW COMMITTEE

CONFIRMATION:

Supervisor Dix moved that the Board confirm the following appointment to the Engineering Standards Review Committee:

- Mr. Dana K. Eddy, P.E. as the Associated Builders and Contractors Representative.

This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Trapnell being absent.

ENVIRONMENTAL QUALITY ADVISORY COUNCIL

(NOTE: The appointment of the Sully District Representative to the Environmental Quality Advisory Council was deferred.)

EROSION AND SEDIMENT CONTROL REVIEW BOARD

Supervisor Bulova moved the reappointment of Mr. Robert Steeves as the At-Large (Citizen/Resident of Fairfax County/Principal) Representative to the Erosion and Sediment Control Review Board. This motion was seconded by Supervisor Hanley and carried by a vote of nine, Supervisor Trapnell being absent.

[NOTE: The appointments of the At-Large (Citizen/Resident of Fairfax County/Principal) and the At-Large (Citizen/Resident of Fairfax County/Alternates) Representatives to the Erosion and Sediment Control Review Board were deferred.]

FAIRFAX COUNTY AIRPORTS ADVISORY COUNCIL

Supervisor McConnell moved the appointment of Mr. Michael Belesfki as the Springfield District Representative to the Fairfax County Airports Advisory Council. The second to this motion was inaudible and the motion carried by a vote of nine, Supervisor Trapnell being absent.

FAIRFAX/FALLS CHURCH COMMUNITY SERVICES BOARD

(NOTE: The appointment of the At-Large Representative to the Fairfax/Falls Church Community Services Board was deferred.)

HEALTH CARE ADVISORY BOARD

Supervisor Berger moved the appointment of Ms. Patricia W. Drain as the Dranesville District Representative to the Health Care Advisory Board. This motion was jointly seconded by Supervisor Dix and Chairman Davis and carried by a vote of nine, Supervisor Trapnell being absent.

(NOTE: The appointment of the Centreville District Representative to the Health Care Advisory Board was deferred.)

CHAS COORDINATING COMMITTEE (Formerly Housing Assistance Advisory Committee)

CONFIRMATIONS:

Supervisor Hanley moved that the Board confirm the following appointments to the CHAS Coordinating Committee:

- Ms. Priscilla Ames as the Human Services Council Representative; and
- Mr. Geoffrey Griffis as the Non-Profit Housing Service Provider Representative.

This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Trapnell being absent.

Supervisor Hanley moved the appointment of Mr. Glenn Bowman as the Providence District Representative to the CHAS Coordinating Committee. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Trapnell being absent.

HUMAN SERVICES COUNCIL

Supervisor McConnell moved the appointment of Dr. Robert J. Bentley as the Springfield District Representative to the Human Services Council. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Trapnell being absent.

(NOTE: The appointment of the At-Large Representative to the Human Services Council was deferred.)

INDUSTRIAL DEVELOPMENT AUTHORITY

(NOTE: The appointment of the At-Large Representative to the Industrial Development Authority was deferred.)

PLUMBING ADVISORY AND LICENSING BOARD

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

PROJECT SELECTION COMMITTEE

(NOTE: The appointments of the Springfield and the Dranesville District Representatives to the Project Selection Committee were deferred.)

REDEVELOPMENT AND HOUSING AUTHORITY

Supervisor Alexander moved the reappointment of Mr. Liles Creighton as the Lee District Representative to the Fairfax County Redevelopment and Housing Authority. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Trapnell being absent.

Supervisor Hanley moved the reappointment of Mr. Wilton H. Dickerson as the Providence District Representative to the Redevelopment & Housing Authority. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Trapnell being absent.

(NOTE: Later in the meeting, an additional appointment was made to the Redevelopment and Housing Authority. See Clerk's Summary Item CL#82.)

ROAD VIEWERS BOARD

(NOTE: The appointment of the At-Large Representative to the Road Viewers Board was deferred.)

SUPPLEMENTAL RETIREMENT SYSTEM BOARD OF TRUSTEES

Chairman Davis moved the appointment of Mr. Robert Carlson as the At-Large Representative to the Supplemental Retirement System Board of Trustees. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor Trapnell being absent.

TENANT-LANDLORD COMMISSION

Chairman Davis moved the appointment of Mr. Richard Ahuja as the At-Large (Citizen Member) Representative to the Tenant-Landlord Commission. The second to this motion was inaudible and the motion carried by a vote of nine, Supervisor Trapnell being absent.

TREE COMMISSION

Supervisor Hanley moved the appointment of Ms. Anne Sprague as the Providence District Representative to the Tree Commission. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Trapnell being absent.

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

AD-HOCS

FORESTED WETLANDS COMMITTEE

(NOTE: The appointments of the Springfield and the Providence District Representative to the Forested Wetlands Committee were deferred.)

UPPER HOLMES RUN ENVIRONMENTAL MONITORING ADVISORY COMMITTEE

(NOTE: The appointment of the Mason District Representative to the Upper Holmes Run Environmental Monitoring Advisory Committee was deferred.)

ADDITIONAL APPOINTMENT TO THE COMMUNITY IMPROVEMENT COMMITTEE

Supervisor Alexander moved the appointment of Mr. Ed Cave as the Engleside Community Representative. This motion was seconded by Chairman Davis and carried by a vote of nine, Supervisor Trapnell being absent.

SBE:sbe

11. ADMINISTRATIVE ITEMS (Tape 6)

The motion to approve the Administrative Items, which was inaudible, was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Trapnell being absent.

ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM

(MASON, LEE AND SPRINGFIELD DISTRICTS)

(R)Approved the request that certain streets listed in the Memorandum to the Board dated March 23, 1992 be recommended for acceptance into the State Secondary System.

ADMIN 2 - RENAMING CENTENNIAL BOULEVARD IN**FAIRFAX OAKS (SULLY DISTRICT)**

Approved the street name change from Centennial Boulevard, in the Official Street Names and Property Numbering Atlas, **TO Fair Lakes Parkway**, from its intersection with Monument Drive and Fair Lakes Parkway to its intersection with Legato Road on Tax Map Number 044-3, effective 30 days following Board approval, in accordance with Section 102-1-9 of the Code of the County of Fairfax.

ADMIN 3 - ADDITIONAL TIME TO COMMENCE**CONSTRUCTION FOR SPECIAL EXCEPTION****APPLICATION SE 88-S-031 (HILTON SUITES,****INCORPORATED) (SULLY DISTRICT)**

(AT)Approved the request for 18 months of additional time to commence construction for Special Exception Application SE 88-S-031 until **August 13, 1993** pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 4 - ADDITIONAL TIME TO COMMENCE**CONSTRUCTION FOR SPECIAL EXCEPTION****APPLICATION SE 88-C-043 (HILTON SUITES,****INCORPORATED) (CENTREVILLE DISTRICT)**

(AT)Approved the request for 18 months of additional time to commence construction for Special Exception Application SE 88-C-043 until **September 13, 1993** pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 5 - DISCONTINUANCE OF MAINTENANCE AND**ACCEPTANCE OF A REALIGNED PORTION OF HENDERSON****ROAD (ROUTE 643) (SPRINGFIELD DISTRICT)**

(Rs)Adopted two Resolutions to concur with the discontinuance of maintenance on a portion of Henderson Road, Route 643, Springfield District, and to concur with the

acceptance of the realigned portion of Henderson Road into the Virginia Department of Transportation (VDOT) Secondary System of Highways.

**ADMIN 6 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARING ON A PROPOSAL TO VACATE A PORTION OF
RIGHT-OF-WAY FOR FAIRMONT STREET AND ARLINGTON
BOULEVARD (PROVIDENCE DISTRICT)**

(A)Authorized the posting of the notice of intent and advertisement of a public hearing to be held before the Board of Supervisors on **May 4, 1992 at 3:30 p.m.** on the proposed vacation of a portion of right-of-way for Fairmont Street (Route 810) and Arlington Boulevard (Route 50), Providence District.

**ADMIN 7 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARING REGARDING THE DEDICATION OF COUNTY-
OWNED PROPERTY TO THE VIRGINIA DEPARTMENT OF
TRANSPORTATION (VDOT) FOR ROAD IMPROVEMENTS
(PROVIDENCE DISTRICT)**

(A)Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **April 27, 1992 at 4:00 p.m.** regarding the dedication of County-owned property, located at Tax Map Number 57-4 ((1)) 14, Providence District, to the Virginia Department of Transportation (VDOT), and directed staff to notify adjacent property owners of the public hearing by certified mail.

**ADMIN 8 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARING ON PROPOSED AMENDMENTS TO THE CODE OF
THE COUNTY OF FAIRFAX, CHAPTER 109 (SOLID WASTE)
(COUNTYWIDE)**

(A)Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **April 27, 1992 at 4:00 p.m.** on proposed amendments to the Code of

the County of Fairfax, Chapter 109 (Solid Waste), to address several solid waste and recycling issues.

ADMIN 9 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING FOR THE CREATION/ENLARGEMENT/DE-CREATION/RE-CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION SERVICES (DRANESVILLE, MASON, MOUNT VERNON, AND PROVIDENCE DISTRICTS)

(A)Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **April 27, 1992 at 3:30 p.m.** on the following proposed small and local sanitary districts for refuse and leaf collection services in accordance with the Board of Supervisors' adopted criteria for the Creation/Enlargement/Withdrawal of Small or Local Sanitary Districts:

TYPE OF STAFF STAFF

SANITARY DISTRICT ACTION SERVICE RECOMMENDATION

Local District A-1-1 Enlarge Refuse Approve

within Small District One and Leaf

within Dranesville District

Local District A-6-1 Enlarge Refuse Approve

within Small District One and Leaf

within Dranesville District

Local District A-6-1 De-Create/ Refuse Deny

within Small District One Re-Create and Leaf

within Dranesville District

Small District One De-Create/ Leaf Deny

within Mason District Re-Create

Small District Six Enlarge Refuse Approve

within Mason District

Small District Four De-Create Refuse Approve

within Mount Vernon District

Small District One De-Create/ Refuse Deny

within Providence District Re-Create and Leaf

Small District One De-Create/ Refuse Deny

within Providence District Re-Create and Leaf

Small District One De-Create/ Refuse Deny

within Providence District Re-Create and Leaf

ADMIN 10 - ADVERTISEMENT FOR A PUBLIC

HEARING TO AMEND THE CURRENT APPROPRIATION

LEVEL IN THE FISCAL YEAR (FY) 1992 REVISED

BUDGET PLAN

(A)Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **April 6, 7, and 8 at 7:30 p.m., April 10, 1992 at 2:00 p.m., and April 11, 1992 at 9:00 a.m.** to increase the Fiscal Year (FY) 1992 Appropriation Level. The advertisement encompasses both the County and the School's Third Quarter Reviews.

12.A-1 - AUTHORIZATION TO PAY FISCAL YEAR

(FY) 1992 FOURTH QUARTER TRANSIT

OPERATING SUBSIDY TO WASHINGTON**METROPOLITAN AREA TRANSIT AUTHORITY****(WMATA) (COUNTYWIDE) (Tape 6)**

(R)On motion of Supervisor Alexander, seconded by Supervisor Hanley, and carried by a vote of nine, Supervisor Trapnell being absent, the Board concurred in the recommendation of staff and adopted the Resolution authorizing payment to the Washington Metropolitan Area Transit Authority (WMATA) of the Fiscal Year (FY) 1992 fourth quarter transit operating subsidy billing in the amount of \$10,725,525.

13. A-2 - PREALLOCATION PUBLIC HEARING FOR VIRGINIA**DEPARTMENT OF TRANSPORTATION (VDOT) HIGHWAY FUNDS****FOR FISCAL YEAR (FY) 1993 (COUNTYWIDE) (Tape 6)**

Supervisor Hanley moved that the Board concur in the recommendation of staff and take the following actions regarding the proposed highway projects by new funding categories for funding by the Virginia Department of Transportation (VDOT) Highway Funds for Fiscal Year (FY) 1993 and the update of the associated Six-Year Program for FY 1993-1998. The preallocation hearing will be held on April 1, 1992 at 10:00 a.m. at Fairfax City Hall.

- Request the Commonwealth Transportation Board (CTB) to restructure its preallocation process to reflect the goals and funding categories of the new Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA);
- Request that the CTB consider adopting only a one-year allocation in view of the ISTEA changes, the transition period involved in establishing regional as well as state priorities, the lack of projected revenue allocations pursuant to ISTEA, and the currently underway Senate Joint Resolution SJR188 Study;
- Request the CTB to approve funding for the projects listed in the Attachment One contained in the Memorandum to the Board dated March 23, 1992. (This listing indicates projects by new funding categories established under ISTEA);
- Request the CTB to maximize the use of Interstate Maintenance funds for eligible projects in Fairfax County, rather than National Highway System (NHS) funds, which are critically needed on other, non-interstate projects in Fairfax County;

- Request the CTB to use available NHS funds primarily for completion of the Fairfax County Parkway;
- Request the CTB to make the Board of Supervisors' priorities part of the CTB's list of projects which use ISTEA and/or state funding;
- Request that the CTB establish, as part of their review process, a commitment to review with local officials the State's preliminary list of projects for both federal and state funding, so that any differences in priorities can be discussed at the appropriate level before the list is finalized;
- Request the CTB to ensure that Fairfax County receives its fair share of new "demonstration project" interstate funds for statewide interstate improvements;
- Request the CTB to move Fairfax County's priority projects in Attachment One up on the VDOT Program to replace projects funded by a state transportation bond referendum should the referendum be held and be successful; and
- Designate **Chairman Davis** to present the position of the Board to VDOT at the preallocation hearing.

This motion was seconded by Supervisor Bulova.

Supervisor Bulova moved that the motion be amended to list commuter rail in Fairfax County. She stated that a Phase II station is proposed to be located west of Route 123 (a site has not yet been determined). This motion was seconded by Supervisor Alexander.

For the record, Supervisor McConnell stated that she will not support any proposal in this location without the input from the Town of Clifton. She moved that the motion be amended to include that the Town of Clifton be involved in the site selection for the proposed station (west of Route 123). This motion was seconded by Supervisor Bulova.

Following discussion, the question was called on the amendments (Supervisor Bulova's to add the proposed commuter rail station and Supervisor McConnell's to include the involvement of the Town of Clifton) which carried by a vote of nine, Supervisor Trapnell being absent.

Supervisor Hyland moved that the motion be amended to include, as a project, six lanes for Route One in those areas that are currently not six lanes from the City of

Alexandria to the Prince William County boundary lines. This motion was seconded by Supervisor Alexander.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation, the question was called on the motion which carried by a vote of nine, Supervisor Trapnell being absent.

Supervisor Bulova called the Board's attention to handwritten Page 19:

"1.Route 6197Construct bridge and approaches to carry

RobertsRoberts Parkway over the Southern Railroad

Parkwaytracks to eliminate existing at-grade

railroad crossing."

In response to a query by Supervisor Bulova regarding the completion of the above-stated project and the remaining unfinished pieces, Mr. Pant referred to handwritten Page 18 and stated that these types of projects are included under the Surface Transportation Program (STP) Safety Programs.

Supervisor Bulova moved that the motion be amended to include in the list of projects, under the appropriate source of funding, the unfinished pieces of Roberts Parkway, north of the railroad tracks. This motion was seconded by Chairman Davis and carried by a vote of nine, Supervisor Trapnell being absent.

Supervisor Hanley called the Board's attention to handwritten Page Two:

"4.I-66Widen to six lanes through Route 123

Interchange."

Supervisor Hanley moved that the motion be amended to add the inclusion of noise walls for this project. This motion was seconded by Chairman Davis and carried by a vote of nine, Supervisor Trapnell being absent.

Supervisor Hanley called the Board's attention to handwritten Page Five:

"3.I-66Preliminary engineering and environmental

studies for permanent HOV facility from east of I-495 to west of Route 123."

Supervisor Hanley moved that the motion be amended to add the inclusion of noise walls for this project as well. This motion was seconded by Chairman Davis and carried by a vote of nine, Supervisor Trapnell being absent.

Supervisor Hanley called the Board's attention to the Congestion Mitigation and Air Quality (CMAQ) Improvement Program. She moved that the motion be amended to include the flexibility of using CMAQ funds for the purchase of buses by the Metro system. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Trapnell being absent.

Supervisor Berger moved that the motion be amended to include Dranesville Road in the Six Year Plan, under the STP Program. This motion was seconded by Chairman Davis and carried by a vote of nine, Supervisor Trapnell being absent.

Following further discussion, with input from Mr. Pant, the question was called on the main motion, as amended, which carried by a vote of nine, Supervisor Trapnell being absent.

14. A-3 - OUTPLACEMENT ACTIVITIES AND BENEFITS FOR

DISPLACED FAIRFAX COUNTY EMPLOYEES (Tape 6)

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board concur in the recommendation of staff and approve the proposed outplacement program and extension of health insurance benefits for employees displaced by the reduction in force. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Trapnell being absent.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

15. A-4 - GRANT APPLICATION FOR "PARTNERS IN PUBLIC

EMPLOYMENT PROJECT" (Tape 6)

On motion of Supervisor Hyland, seconded by Supervisor Alexander, and carried by a vote of nine, Supervisor Trapnell being absent, the Board concurred in the recommendation of staff and approved the application for a grant to be issued by the Developmental Disabilities Office of the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) for the "Partners in Public Employment Project."

16. A-5 - AUTHORIZATION FOR THE FAIRFAX COUNTY

**GENERAL DISTRICT COURT PRETRIAL SERVICES PROGRAM
TO APPLY TO THE VIRGINIA DEPARTMENT OF CRIMINAL
JUSTICE SERVICES FOR THE CONTINUATION OF A GRANT
FOR A PRETRIAL SUPERVISED RELEASE PROGRAM**

(Tape 6)

On motion of Supervisor Alexander, seconded by Supervisor Hanley, and carried by a vote of nine, Supervisor Trapnell being absent, the Board concurred in the recommendation of staff and approved the grant application for \$122,852 for continued funding of the Pretrial Supervised Release Program. This program provides supervision, drug testing, and substance abuse counseling to defendants while awaiting trial.

**17. A-6 - APPROVAL TO SUBMIT A CONTINUATION GRANT
FROM THE VIRGINIA DEPARTMENT OF CRIMINAL JUSTICE**

(Tape 6)

On motion of Supervisor McConnell, seconded by Supervisor Alexander, and carried by a vote of nine, Supervisor Trapnell being absent, the Board concurred in the recommendation of staff and approved the submission of a continuation grant for "A Way Back." The Fairfax/Falls Church Community Services Board's (CSB) submission of the Alcohol and Drug Services (ADS) third year continuation grant to the Virginia Department of Criminal Justice Services, in the amount of \$73,200, provides drug treatment services to offenders in the Pre-Release Center (PRC).

**18. A-7 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)
AS 92048 FOR THE DEPARTMENT OF HUMAN DEVELOPMENT
PRIOR YEAR (PY) 1991 JOB TRAINING PARTNERSHIP ACT**

(JTPA), TITLE II-A, YEAR ROUND PROGRAM (Tape 6)

(SAR)On motion of Supervisor Hyland, seconded by Supervisor Alexander, and carried by a vote of nine, Supervisor Trapnell being absent, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR)

AS92048, totalling \$36,070, to appropriate Title II-A Job Training Partnership Act (JTPA) funds for the Department of Human Development for the period of July 1, 1991 to June 30, 1992.

19. A-8 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)

AS 92047 FOR THE OFFICE FOR CHILDREN CHILD CARE

AND DEVELOPMENT BLOCK GRANT SET ASIDE FUNDS FOR

HEAD START PROGRAMS IN VIRGINIA (Tape 6)

(SAR)On motion of Supervisor Hanley, seconded by Supervisor Alexander, and carried by a vote of nine, Supervisor Trapnell being absent, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS92047, in the amount of \$49,010, for the Child Care and Development Block Grant Set Aside Funds for Head Start Programs in Virginia. These funds will allow the Office for Children (OFC) to provide summer child care services to homeless, Head Start eligible children in Reston and in the Route 50 Corridor.

20. A-9 - FIRE AND RESCUE DEPARTMENT'S PARTICIPATION

IN THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S

NATIONAL URBAN SEARCH AND RESCUE NETWORK FOR

CATASTROPHIC DISASTERS (Tape 6)

On motion of Supervisor Alexander, seconded by Supervisor Hanley, and carried by a vote of nine, Supervisor Trapnell being absent, the Board concurred in the recommendation of staff and approved the Fairfax County Fire and Rescue Department to proceed with the development of a task force. This approval formalizes participation by the Fire and Rescue Department in the Federal Emergency Management Agency's (FEMA) national urban search and rescue network and provide to the County a significant amount of technical rescue equipment and training in structural collapse and hazardous materials incident mitigation with minimal fiscal impact to the County.

21. A-10 - LOCAL SUPPORT LETTER FOR TAX CREDIT

APPLICATION FOR MURRAYGATE VILLAGE APARTMENTS

(LEE DISTRICT) (Tape 6)

On motion of Supervisor Alexander, seconded by Chairman Davis, and carried by a vote of nine, Supervisor Trapnell being absent, the Board concurred in the recommendation of staff and authorized the Acting County Executive to submit a letter to the Virginia Department of Housing and Community Development (VHCD) supporting the need and application for tax credits for Murraygate Village Apartments, Lee District.

22. A-11 - BOARD OF SUPERVISORS' APPROVAL FOR WASTE**REDUCTION AND RECYCLING INITIATIVES FOR FISCAL****YEAR (FY) 1993 (COUNTYWIDE) (Tape 6)**

(P)Supervisor Hyland moved that the Board concur in the recommendation of staff and approve, as Board Policy, the recommendations contained in the Memorandum to the Board dated March 23, 1992, mandating the Countywide multimaterial curbside recycling program (addressed in the recommendations is the level of service to be provided by all private solid waste collections and approval of a Countywide yard debris recycling program), **with the understanding that staff is directed to return to the Board, no later than December 31, 1992, with a report on how private contractors will be able to recycle plastics and, depending on the contents of that report, appropriate action could be taken by the Board to implement the collection of plastics by private haulers.** He further moved that the Board direct staff to report in two weeks with comments from the Citizens Committee on Solid Waste and Disposal Matters (CAC) and recommendations for any appropriate changes to the Board's Policy that result from the CAC's input. This motion was seconded by Chairman Davis and carried by a vote of nine, Supervisor Trapnell being absent.

23. A-12 - PROPOSED OPEN SPACE EASEMENT IN THE GREAT**FALLS AREA, APPLICATION NUMBER 92-OSE-01 FOR TAX****MAP PARCEL 3-4 ((1)) 5 (DRANESVILLE DISTRICT)****(Tape 6)**

On motion of Supervisor Berger, seconded by Supervisor Dix, and carried by a vote of nine, Supervisor Trapnell being absent, the Board concurred in the recommendation of staff and accepted the proposed open space agreement in the Great Falls area, Application Number 92-OSE-01, for Tax Map Parcel 3-4 ((1)) 5,

Dranesville District, subject to any changes in the Deed of Easement required by the County Attorney.

**24. A-13 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION
AND COMPENSATION PLANS - HORTICULTURAL TECHNICIAN**

(Tape 6)

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board **DEFER** action on all amendments to the County's Classification and Compensation Plans until action is taken on the budget. This motion was seconded by Vice-Chairman McConnell and carried by a vote of nine, Supervisor Trapnell being absent.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

**25. A-14 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)
AS 92049 FOR THE DEPARTMENT OF COMMUNITY ACTION
(DCA) TO ACCEPT THE VIRGINIA DEPARTMENT OF
HEALTH, DIVISION OF MATERNAL AND CHILD
HEALTH COMMUNITY-BASED CHILDHOOD INJURY
PREVENTION PROJECT GRANT (Tape 6)**

(SAR)Following input from Verdiana L. Haywood, Deputy County Executive for Human Services, Supervisor Berger moved that the Board concur in the recommendation of staff and approve Supplemental Appropriation Resolution (SAR) AS92049 for the Fairfax County Department of Community Action to accept the Virginia Department of Health, Division of Maternal and Child Health's \$6,125 Community-Based Childhood Injury Prevention grant for the provision of: educational outreach about the prevention of childhood injuries; free car seats and free bicycle helmets to low-income families; particularly bi-cultural families, in Fairfax County. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Trapnell being absent.

26. A-15 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)

**AS 92050 FOR THE DEPARTMENT OF COMMUNITY ACTION
(DCA) TO ACCEPT THE UNITED STATES DEPARTMENT OF
HEALTH AND HUMAN SERVICES COMMUNITY FOOD AND
NUTRITION GRANT (Tape 6)**

(SAR)Following input from Verdiana L. Haywood, Deputy County Executive for Human Services, Supervisor Dix moved that the Board concur in the recommendation of staff and approve Supplemental Appropriation Resolution (SAR) AS92050 for the Fairfax County Department of Community Action to accept the United States Department of Health and Human Services Community Food and Nutrition Grant for \$25,000 for the provision of food, nutrition, and health services to 50 Fairfax students and their low-income families, for the time period of October 1, 1991 through September 30, 1992. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Trapnell being absent.

AR:ar

**27.C-1 - CONSIDERATION FOR AMENDING THE BOUNDARY OF
THE TYSONS CORNER STUDY (DRANESVILLE DISTRICT)**

(Tape 7)

The Board next considered an Item contained in the Memorandum to the Board dated March 23, 1992 requesting the Board's consideration of whether to exclude the Tysons-McLean Office Park area (i.e., the site of PRC's headquarters, the Farm Credit Administration, and NV Ryan office buildings) from the area to be addressed in the Tysons Corner Study which is currently underway.

Chairman Davis announced that, due to his association with the PRC Corporation, he would be abstaining from any action on this item.

Supervisor Berger moved that the Board adopt a recommendation to include the Tysons-McLean Office Park in the area to be addressed in the Tysons Corner Study. This motion was seconded by Supervisor McConnell.

As a point of clarification, Supervisor Berger stated that if the landowners come forward in the future with an application, it is his intention to form a citizens committee to review this area.

Supervisor Hanley moved a substitute motion that the Board withdraw this parcel from the Tysons Corner Study. This motion was seconded by Supervisor Bulova.

Following discussion, the question was called on the substitute motion which **FAILED** by a recorded vote six, Chairman Davis abstaining, Supervisor Bulova and Supervisor Hanley voting "AYE," Supervisor Trapnell being absent.

The question was then called on Supervisor Berger's motion to include the Tysons-McLean Office Park in the study area, which **CARRIED** by a recorded vote of six, Chairman Davis abstaining, Supervisor Bulova and Supervisor Hanley voting "NAY," Supervisor Trapnell being absent.

28. I-1 - STAFF SUMMARIES OF FEBRUARY, 1992

TRANSPORTATION ADVISORY COMMISSION (TAC)

MEETINGS (COUNTYWIDE) (Tape 7)

(BACs)

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 presenting the staff summaries of the February 1992 Transportation Advisory Commission (TAC) meetings.

There was brief discussion regarding this item with input from Shiva K. Pant, Director, Office of Transportation.

29. I-2 - SEWAGE TREATMENT - CAPACITY PURCHASE

AGREEMENT BETWEEN THE COUNTY OF FAIRFAX AND

THE DISTRICT OF COLUMBIA (MOUNT VERNON)

(Tape 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 requesting authorization for staff to:

- Sign and forward the letter (contained in the Board Package) to the District of Columbia (D.C.) advising them of the Board's approval of the Sewage Treatment - Capacity Purchase Agreement, in concept, between the County of Fairfax and D.C.; and

•Continue to finalize the proposed Agreement for final approval by the Board once complete.

Supervisor Hyland moved that the Board withdraw this item from consideration until the outstanding issues regarding the pass through tax at the Blue Plains Treatment Plant, which will result in additional costs to Fairfax County, have been resolved. This motion was jointly seconded by Supervisor Alexander and Supervisor Frey.

Following discussion, with input from John W. diZerega, Director, Department of Public Works, the question was called on the motion which carried by a vote of nine, Supervisor Trapnell being absent.

**30. I-3 - REVIEW OF UNITED STATES POSTAL SERVICE'S
DRAFT POSTAL FACILITIES SYSTEMS PLAN FOR THE
NATIONAL CAPITAL REGION (Tape 7)**

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 requesting authorization for staff to submit comments to the National Capital Planning Commission (NCPC) in support of the Postal Facilities System Plan for the National Capital Region, with the condition that continued coordination between NCPC, the United States Postal Services (USPS), and the County be maintained and undertaken in a manner which accommodates a timely and appropriate review.

Supervisor Hanley asked unanimous consent that the Board **WITHDRAW** this item from consideration pending receipt, by all Board Members, of the latest report and other relevant documents from the NCPC, to include specific information on what is being done to the traffic pattern at the Merrifield Post Office. Without objection, it was so ordered.

**31. I-4 - ESTABLISHMENT OF THE STRATEGIES FOR
SERVING THE HOMELESS IN FAIRFAX COUNTY
OVERSIGHT COMMITTEE (Tape 7)**

(BACs)

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 presenting the establishment of the "Strategies for Serving the Homeless in Fairfax County Oversight Committee."

32. I-5 - COST ESTIMATE TO REPRINT THE PAMPHLET

"GEORGE MASON AND THE BILL OF RIGHTS"

(Tape 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 requesting authorization for staff **NOT** to proceed to reprint the pamphlet titled, "George Mason and the Bill of Rights," at this time.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board direct staff to:

- NOT** proceed with this reprint; and
- Present this matter as a Consideration Item during the upcoming hearings on the Fiscal Year (FY) 1993 Budget.

Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

**33. I-6 - CONTRACT AWARD - MODIFICATIONS TO THE
MONOMEDIA FILTER SYSTEM AT THE LOWER POTOMAC**

POLLUTION CONTROL PLANT (MOUNT VERNON

DISTRICT) (Tape 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 requesting authorization for staff to proceed to award a contract to Welch and Rushe, Incorporated, in the amount of \$257,350 for modifications to the monomedia filter system at the Lower Potomac Pollution Control Plant, and reallocate the necessary funds as indicated in the Board Package.

The staff was directed administratively to proceed as proposed.

34. I-7 - TAKE-HOME VEHICLES (Tape 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 presenting the analysis on the cost of the take-home vehicles listed in the Acting County Executive's memorandum of March 9, 1992 compared to the cost of reimbursing employees for mileage.

Chairman Davis noted that the staff analysis advised that the cost of the take-home vehicles is \$591,409, and that the cost of reimbursing staff to travel 1,609,571 miles at 26 cents a mile, the County rate, is \$418,488.

With a notation that this comparison needs clarification, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board direct staff to provide the following breakdown of the reimbursement mileage figures:

- What amount of the above mileage represents strictly home to work driving--and should be subtracted from the \$418,488 figure? Under any set of circumstances, the County should not reimburse any employee for driving from home to work. This is not done in the Federal Government, except for a few senior officials who are entitled by law to home-to-work transportation paid by the government;
- What amount of the above mileage represents driving during normal working hours--and should be subtracted from the \$418,488 figure? During this period, persons traveling on official County business could and should have access to fleet vehicles maintained on County premises. Rather than have dedicated cars assigned to individuals, the County could undoubtedly get by with fewer vehicles that could be made available on an as-needed basis; and
- What amount of the above mileage represents actual driving from home to respond to an emergency destination when the person is off duty?

In addition, Supervisor Davis suggested that the Board consider reducing the reimbursement rate of 26 cents a mile in comparison to the Federal maximum rate which is presently 25 cents a mile.

This motion was seconded by Supervisor Dix.

Supervisor Hanley asked that the motion be amended to also direct staff to provide Board Members with a list of the previous year's vehicles, along with a separate list of those which have been withdrawn, in order to allow a comparison of the two, and this was accepted.

Supervisor Bulova asked that the motion be amended to direct staff to provide information regarding the kinds of equipment and communication capabilities which are affixed to County vehicles, and this was accepted.

Supervisor Hyland asked that the motion be amended to direct staff to provide a copy of the staff analysis, which was referred to in the Memorandum to the Board dated March 23, 1992, to all Board Members, and this was accepted.

Supervisor Berger asked that the motion be amended to direct staff to provide information as to whether a log is maintained which indicates the official business trips which are made by each vehicle, and this was accepted.

The question was then called on the motion, as amended, which **CARRIED** by a recorded vote of eight, Supervisor Alexander voting "NAY," Supervisor Trapnell being absent.

35. I-8 - REFINANCING OF COUNTY GENERAL OBLIGATION

BONDS (Tape 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 requesting authorization for staff to prepare the necessary initiating resolution for the refinancing of the County's General Obligation Bonds.

There was a brief discussion regarding this item with input from James P. McDonald, Deputy County Executive for Management and Budget.

The staff was directed administratively to proceed as proposed.

36. I-9 - FORT BELVOIR MAIN POST MASTER PLAN

PROCESS (MOUNT VERNON DISTRICT) (Tape 7)

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 presenting Fort Belvoir's Main Post Master Plan Process, Mount Vernon District.

37. I-10 - CONTRACT AMENDMENT - INVESTIGATION BY A RECOGNIZED PRIVATE MANAGEMENT AUDIT FIRM

**INTO THE PROCESS SURROUNDING THE AWARD OF
CONTRACT NUMBER PC20034910A (Tape 7)**

The Board next considered an Information Item contained in the Memorandum to the Board dated March 23, 1992 requesting authorization for staff to authorize that Contract Number PC20034910A be amended so that an investigation can be accomplished under the provisions of the County's current audit contract with KPMG Peat Marwick (RQ10198420A).

Following discussion, with input from Acting County Attorney Robert L. Howell and Fred K. Kramer, Director, Office of General Services, the staff was directed administratively to proceed as proposed.

BOARD MATTERS

**38.FOURTH AMENDMENT TO THE AMENDED AND RESTATED
MASTER DEVELOPMENT AGREEMENT CONCERNING
THE GOVERNMENT CENTER (Tape 7)**

Chairman Davis distributed to Board Members copies of the Fourth Amendment to the Amended and Restated Master Development Agreement concerning the Government Center. He relinquished the Chair to Vice-Chairman McConnell and moved that the Board authorize the Acting County Executive to execute the Agreement which would give the Acting County Executive the discretion to reduce the performance and payment bonds for the Government Center project. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Trapnell being absent.

**39.WAIVER OF FEES ASSESSED TO WESLEY HOUSING
DEVELOPMENT CORPORATION OF NORTHERN VIRGINIA
(Tape 7)**

On behalf of Supervisor Trapnell, Supervisor Davis stated that the Wesley Housing Development Corporation of Northern Virginia has been assessed a fee of \$9,327.91 for services rendered by the County. These services include, engineering review, field inspections and arborist services.

Supervisor Davis said that the referenced fees are for services rendered at the Springdale House, a six person, self-supported, debt free, dwelling, which saves Fairfax County an estimated \$36,000 a year. This figure is based on the cost per person for an individual to live in a County public housing unit.

Therefore, Supervisor Davis moved that the Board direct staff to waive this fee because of the outstanding service and savings this dwelling provides the County. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Trapnell being absent.

40. CONGRATULATIONS TO MS. ANASATASIA N. DIAKIDES

(Tape 7)

On behalf of Supervisor Trapnell, Supervisor Davis announced that Ms. Anasatasia N. Diakides, a graduating senior at Thomas Jefferson High School for Science and Technology, has been named a semifinalist in the 1992 Presidential Scholars Program. He noted that Ms. Diakides, a resident of Mason District, is an outstanding student and a credit to Fairfax County.

Accordingly, Supervisor Davis asked unanimous consent that the Board commend Ms. Diakides and direct staff to prepare a letter, to be signed by the Mason District Supervisor and the Chairman of the Board, congratulating her on this outstanding achievement. Without objection, it was so ordered.

41. REVENUE ENHANCEMENT - AUDIT OF REAL ESTATE

BROKER INDUSTRY (Tapes 7-8)

(A) Supervisor Davis called the Board's attention to the fact that, for the past 18 months, the County, as part of its revenue enhancement program, has undertaken an extensive audit of the real estate broker industry. He added that during the course of this audit the County discovered that certain real estate brokers were incorrectly reporting their gross receipts, and the County reassessed the affected brokers for the corrected amounts.

Supervisor Davis stated that, as a result of the County's audit and reassessment, several law suits were filed by certain brokers and numerous others have threatened litigation. In order to avoid protracted and costly litigation, and in recognition of the County's need to collect needed revenue while affording members of the affected industry a reasonable opportunity to pay their tax liabilities, Supervisor Davis moved that the Board of Supervisors:

- Approve a proposed five year payment schedule for those amounts, including penalties and interest, for the affected real estate brokers for those years covered by the County's audit, to announce that penalties and interest do run with this;
- Require full and timely payment of all amounts due from all real estate brokers operating in the County for tax year 1992;
- Authorize advertisement of a public hearing to be held before the Board of Supervisors on a proposed amendment to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), the County's Business and Professional Operating License (BPOL) Ordinance, to enact Section 4-7-34 to read as follows:

*(a) Every person licensed as or doing business as a real estate broker shall pay for the privilege in calendar years 1993 and 1994 an annual license tax of one cent (\$0.01) for each One Hundred Dollars (\$100.00) of gross receipts of the preceding years, in calendar year 1995 an annual license tax of ten cents (\$0.10) for each One Hundred Dollars of gross receipts of the preceding year, and in calendar year 1996 and thereafter an annual license tax of Thirty-one Cents (\$0.31) for each One Hundred Dollars of gross receipts of the preceding year."; and
- Require that all real estate brokers who are affected by the audit and accept the partial payment schedule outlined above to agree to dismiss all pending law suits with prejudice and to execute a release and covenant not to sue Fairfax County in any issues relating to the audit and assessments.

This motion was seconded by Vice-Chairman McConnell.

Supervisor Hanley asked that the motion be amended to include a request that the Board direct staff, prior to the scheduled public hearing, to distribute to all Board Members a copy of the Memorandum from the Acting County Executive, dated June 1991, concerning the audit of the real estate industry, and this was accepted.

Following discussion, with input from Ellen Posner, Assistant County Attorney, the question was called on the motion, as amended, which carried by a vote of nine, Supervisor Trapnell being absent.

**42. JOHN "LEE" CARROLL, ELECTRONIC EQUIPMENT
TECHNICIAN, OFFICE OF GENERAL SERVICES,
TO BE MOVED TO THE NEW GOVERNMENT CENTER**

WITH THE BOARD OF SUPERVISORS (Tape 8)

On behalf of the entire Board, Supervisor Davis moved that the Board authorize the Acting County Executive to arrange for John "Lee" Carroll, Electronic Equipment Technician, Office of General Services, who has provided 25 years of outstanding technical support for the Board Room, to move to the New Government Center in this same capacity. This motion was jointly seconded by Supervisor Hanley and Vice-Chairman McConnell and carried by a vote of nine, Supervisor Trapnell being absent.

43.RESOLUTION COMMENDING RETIRING VIENNA**POLICE CHIEF, COLONEL DONALD HARPER****(Tape 8)**

(R)Supervisor Davis moved that the Board adopt the following Resolution:

"WHEREAS, the Board is honored to have the opportunity to recognize outstanding accomplishments of an exceptionally fine public servant; and

WHEREAS, he has served his country as a paratrooper in the 101st Airborne and he joined the Fairfax County Police Department as a patrolman in 1964; and

WHEREAS, he rose through the ranks to retire from the Police Department as a Major; and

WHEREAS, he was then appointed as Chief of Police for the Town of Vienna in November 1984 where he has served with distinction; and

WHEREAS, he is recognized both nationally and internationally as an authority on civilian hostage and barricade incidents and is regularly called upon to instruct on these tactical issues by the Federal Bureau of Investigation (FBI) and the National Sheriff's Association and other jurisdictional law enforcement agencies; and

WHEREAS, additionally he has been called upon to instruct in tactical issues as they relate to law enforcement agencies located in several foreign countries; and

WHEREAS, he is a member of the National Association of Chiefs and the Virginia Police Chiefs Association; and

WHEREAS, he is one of the Directors of the Fairfax County Public Safety Academy, and one of the founders and the first President of the Special Equipment and Tactics Association;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors and all the citizens of Fairfax County do hereby wholeheartedly congratulate and commend Colonel Donald Harper for his distinguished and most exemplary record in law enforcement here in Northern Virginia and for being an outstanding individual who has demonstrated exceptional personal integrity with a deep commitment to his family, his church, his friends, and his community."

This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Trapnell being absent.

44.RESOLUTION ON REGIONAL JAIL (Tape 8)

(R)Supervisor Davis moved that the Board adopt the following Resolution:

"**WHEREAS**, pursuant to Senate Bill 725, adopted by the 102d U.S. Congress and signed into law April 8, 1991, the United States Army has made available 150 acres of property at Fort A. P. Hill, located in Caroline County, Virginia, for the use of a regional jail by several Virginia jurisdictions, including Fairfax County, Virginia; and

WHEREAS, the several jurisdictions, including Fairfax County, are currently planning the creation of the A.O. Hill Regional Jail Authority (hereinafter "Authority") for the purpose of the construction and operation of such a regional jail; and

WHEREAS, there has been drafted an Agreement for the purpose of creating such Authority and setting forth the terms of the construction and operation of such regional jail; and

WHEREAS, Fairfax County fully intends to participate in such Authority and intends to continue to participate in all aspects of the planning, construction, and operation of such regional jail; and

WHEREAS, Fairfax County believes that it cannot execute the current Agreement in its present form, but will continue to cooperate with the other jurisdictions in drawing up an agreement which Fairfax County will execute and which is acceptable to all participating jurisdictions; and

WHEREAS, the Fairfax County Sheriff is in agreement with the terms of this Resolution and has so indicated by his signature affixed below;

NOW, THEREFORE BE IT RESOLVED, that Fairfax County intends that it be a full member of the Authority and that it desires to and will continue to participate in all aspects of the planning, construction, and operation of such regional jail."

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

Vice-Chairman McConnell returned the gavel to Chairman Davis.

45.CLAIM FOR REIMBURSEMENT FOR SEWAGE BACK-UP

AT 13642 BARREN SPRINGS COURT (Tape 8)

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

- Reexamine the claim for reimbursement for a sewage back-up which occurred, through no fault of the owner, at 13642 Barren Springs Court (which was previously rejected by the Office of Risk Management); and
- Possibly provide such affected homeowners with education information concerning the availability of insurance to cover such an occurrence.

Without objection, it was so ordered.

46.REMOVAL OF TEMPORARY SIGNAGE FOR HOME SALES

(Tape 8)

Supervisor Frey asked unanimous consent that the Board direct staff to work with the Northern Virginia Building and Industry Association (NVBIA) and the Board of Realtors in order to ensure that the self-policing policy concerning the removal of temporary signage for home sales is enforced. Without objection, it was so ordered.

47.RESOLUTION SUPPORTING COMMUNITY

IMPROVEMENT PROGRAM (Tape 8)

Supervisor Hyland stated that on February 26, 1992, the Mount Vernon Council adopted a Resolution concerning Fairfax County's Community Improvement Program.

Supervisor Hyland expressed his support of the Council's belief that the Community Improvement Program promotes citizen participation and commitment to neighborhood revitalization through equitable sharing of costs by participating neighborhoods; provides for elimination of environmental and citizen safety hazards; and stabilizes property values in older neighborhoods thereby providing a means for enhancing the County's tax base.

Supervisor Hyland noted that the Resolution urges the Board of Supervisors to fully fund the Community Improvement Program to the extent authorized by past bond referenda and to make a continuing commitment to this program for neighborhoods in need of sidewalk, drainage, and road improvements.

Therefore, Supervisor Hyland moved that the Board support a continuing commitment to the Community Improvement Program and its efforts to the maximum extent possible. This motion was seconded by Chairman Davis and carried by a vote of seven, Supervisor Berger and Supervisor Dix being out of the room, Supervisor Trapnell being absent.

**48. PUBLIC MEETING SCHEDULED REGARDING THE
SELECTION OF THE MOUNT VERNON DISTRICT
REPRESENTATIVE TO THE FAIRFAX COUNTY
PARK AUTHORITY BOARD (Tape 8)**

Supervisor Hyland stated that Ray Philipps, Mount Vernon District's current representative to the Fairfax County Park Authority Board has submitted his resignation, to become effective upon the selection of his replacement. Supervisor Hyland noted that Mr. Philipps has served Mount Vernon well for the past nine years and acknowledged his commitment and dedication in this capacity.

In order to invite public participation in the selection process for this key position, Supervisor Hyland announced that a public meeting, open to the community, has been scheduled for **Tuesday, March 24, 1992 at 7:00 p.m.** at the Mount Vernon Governmental Center, 2511 Parkers Lane, Alexandria, to hear each of 11 candidates make a three minute presentation specifying their goals for the Park Authority overall, and Mount District in particular, i. e. how they perceive the future development of parkland in the Mount Vernon District and Fairfax County overall. In addition, a five minute question/answer period by the audience will follow each presentation.

49. VOLUNTEERS TO ASSIST IN SHERWOOD REGIONAL

LIBRARY MOVE (Tape 8)

Because of the broad community interest in the Sherwood Regional Library and its reopening this Spring, Supervisor Hyland announced that a volunteer effort is underway to help unload boxes of books, move them into the library and shelve the books. He noted that this action by involved citizens will save Fairfax County approximately \$15,000 in moving costs.

Supervisor Hyland stated that persons who are interested in volunteering for this community effort are asked to attend a one-hour orientation prior to the move. The library staff will conduct four orientation sessions for volunteers at **1:00 p.m. and 8:00 p.m. on March 25 and March 26, 1992** at the Sherwood Regional Library located at Sherwood Hall and Parkers Lanes.

Supervisor Hyland noted that, upon arrival on move-in days March 28-29 and April 4-5, 1992 starting at 8:00 a.m., volunteers should report through the side door near the parking lot to the volunteer information desk for registration and assignments. Registration is necessary under the County's volunteer liability insurance policy. It will also enable certification of the participation of those who wish to apply their volunteer hours to community service requirements. Volunteers are asked to park at the Government Center or Walt Whitman School parking lots since the library parking lot will be reserved for moving trucks.

Supervisor Hyland stated that organizers hope to complete the move in March. The April weekend will be needed only if the move is not completed by March 29. If volunteers have a choice as to which weekend they can help, it is asked that they report on March 28 or 29. So far, the community response has been exceptional and it is hoped that the many friends and supporters of Sherwood Regional Library can find some time to help in this effort.

In order to receive further information on this volunteer effort, citizens may contact Supervisor Hyland's office.

50. NORTHERN VIRGINIA SOIL AND WATER**CONSERVATION DISTRICT TO MEET WITH****BOARD OF SUPERVISORS (Tape 8)**

As a result of a request received from Ms. Gloria Fisher, Supervisor Hyland moved that the Board direct staff to schedule a meeting of the members of the Northern

Virginia Soil and Water Conservation District and the Board of Supervisors for March 30, 1992. This motion was seconded by Supervisor Frey.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked that the motion be amended to include a request that the Northern Virginia Soil and Water Conservation District provide the Board with a formal vote, in terms of what it feels its appropriation should be, prior to a meeting with the Board of Supervisors, and this was accepted.

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

Vice-Chairman McConnell returned the gavel to Chairman Davis.

VLL:vll

51.REMOVAL OF THE RESPONSIBILITY OF REVIEWING

DEVELOPMENT PLANS BY THE ENVIRONMENTAL

QUALITY ADVISORY COUNCIL (EQAC) (Tape 9)

(BACs)

Supervisor Berger stated that at the Board of Supervisors' meeting held on March 20, 1989, action was taken to direct the Department of Environmental Management (DEM) to work cooperatively with the Dranesville District Representative to the Environmental Quality Advisory Council (EQAC) to reinstate EQAC reviews of Site and Subdivision Plans of development projects located within three miles of the Potomac River. Since that action, EQAC has provided such reviews with the assistance of the Northern Virginia Soil and Water Conservation District.

At a recent meeting of EQAC, the Dranesville District Representative discussed the review process, noting that EQAC had not been adding anything of substance to the reviews undertaken by the Soil and Water Conservation District. Unanimous action was taken by EQAC to request the Board to rescind its earlier directive because of the duplicated efforts between the two groups.

Accordingly, Supervisor Berger moved that the Board relieve EQAC of its responsibility of reviewing these development plans. This motion was seconded by Supervisor McConnell.

Supervisor Hyland asked that the motion be amended to defer action on this motion until he has discussed the issue with the Mount Vernon Representative on EQAC, and this was accepted.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked that the motion be further amended to return this issue to the Board on **April 6, 1992** in the form of a Consideration Item, and this was accepted.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

Supervisor Hanley asked that the motion be amended that the Consideration Item include EQAC's written comments and/or official action (adopted resolution) regarding this issue, and this was accepted.

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

52.REQUEST TO RETURN PARK AUTHORITY FUNDS FROM

THE GREAT FALLS NIKE PARK SITE TO THE SCOTT'S

RUN NATURE PRESERVE (Tape 9)

Supervisor Berger stated that at the Board of Supervisors' meeting held on March 9, 1992, action was taken to direct the Park Authority to transfer funding from Scott's Run Nature Preserve to the Great Falls Nike Park Site. The motion inadvertently transferred funding for the entire project.

Accordingly, Supervisor Berger moved that the Board direct staff to RETURN a portion of the bond funds, previously approved on March 9, 1992, to reflect a transfer of scheduled funds, in the amount of \$110,000 from the Great Falls Nike Park Site **TO** Scott's Run Nature Preserve for completion of trail improvements and fair-weather stream crossings as previously planned. This will leave \$297,000 in funds for development of athletic fields at Great Falls Nike Park Site. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Frey being out of the room, Supervisor Trapnell being absent.

53.REQUEST TO RESCHEDULE PUBLIC HEARING ON

OUT-OF-TURN PLAN AMENDMENT S92-III-UP1 -

CENTER FOR INNOVATIVE TECHNOLOGY (CIT)

FOR THE DULLES TRANSITION AREA**(DRANESVILLE DISTRICT) (Tape 9)**

Chairman Davis announced that there are currently 33 speakers listed for the public hearing on Out-of-Turn Plan Amendment S92-III-UP1 scheduled for April 6, 1992 at 3:30 p.m. He stated that the budget hearing is also scheduled for that same evening and the number of speakers listed for the Out-of-Turn Plan Amendment may cause the budget hearing to be delayed.

Therefore, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board request Supervisor Berger to work with the County Executive's Office, as well as the Clerk's Office, to reschedule the Out-of-Turn Plan Amendment public hearing for earlier in the afternoon on April 6, 1992. He further asked that Supervisor Berger report later today with the rescheduled time. Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken to reschedule the public hearing on Out-of-Turn Plan Amendment S92-III-UPI for **April 27, 1992 at 4:00 p.m.** See Clerk's Summary Item CL#85.)

54.PROCEDURES FOR THE PUBLIC HEARINGS TO**RECEIVE CITIZEN COMMENT ON ISSUES OF****CONCERN (Tape 9)**

(P)Supervisor Davis asked unanimous consent that the Board change its procedures regarding the public hearing to receive citizen comment on issues of concern and direct staff to schedule these public hearings as a morning or afternoon item on a monthly basis.

Supervisor Hanley asked that the request be amended to direct staff to schedule the citizen comment public hearing as the last afternoon item on the Board's agenda when there are no evening public hearings scheduled, and this was accepted.

Following discussion regarding the Board's current policy for public hearings to receive citizen comment, Supervisor Davis further amended his request that the Board direct the Chairman's Office to maintain the Speaker's List for public hearings to receive citizen comment. He stated that his office would limit the number of speakers to 10 per hearing and individuals who have already testified before the Board within a six month period would only be allowed to testify if they are not "bumping" other

speakers. In addition, individuals will not be permitted to address pending items which have been scheduled for public hearing before the Board during the next four months.

Without objection, the amended request was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

55.LISTED SPEAKERS FOR UPCOMING BUDGET HEARINGS

(Tape 9)

Supervisor Dix questioned whether the Board will be able to accommodate the listed speakers for the upcoming budget hearings in the time currently allocated for the public hearings.

Chairman Davis stated that currently the Board is scheduled to hear listed speakers through 2:00 a.m. or until the last speaker has been heard on Sunday, April 12, 1992. He stated that some possibilities may be to move up the hearing scheduled for Friday, April 10, 1992 at 2:00 p.m. to earlier that same day or to schedule additional hearings; however, at this time, no action would be taken regarding this issue until the budget hearings begin.

56.WAIVER OF PROCESSING FEES REQUESTED FOR

THE GREATER SPRINGFIELD VOLUNTEER FIRE

DEPARTMENT STATION LOCATED ON BACKLICK

ROAD (Tape 9)

Supervisor Alexander moved that the Board waive the fees to process the Site Plan for the Greater Springfield Volunteer Fire Department Station located at 7011 Backlick Road. He stated that, due to the increased need for service from this fire station, the station is in the process of acquiring additional needed equipment. The proposed addition is for storage of this equipment. The applicant understands that this waiver neither provides a vested right in the plan approval nor relieves any responsibility of any plan modifications as a result of Board review. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

57.WASHINGTON POST ARTICLE, "VIRGINIA'S MIRACLE MILES"

(Tape 9)

For informational purposes, Supervisor Alexander distributed to Board Members copies of an article appearing in the Washington Post newspaper entitled, "Virginia's Miracle Miles." The article addresses the expenditure of \$108.5 million to construct a five-mile corridor between Roanoke and Blacksburg, Virginia.

**58.EXEMPTION OF AFFILIATED PARTNERSHIPS AND
CORPORATIONS FROM THE GROSS RECEIPTS TAX**

LAW (Tape 9)

Supervisor Alexander distributed to Board Members copies of a letter that he had received from representatives of Ourisman Automotive Enterprises regarding the gross receipts tax laws. He asked unanimous consent that the Board refer the letter to staff and direct staff to review and resolve this issue. Without objection, it was so ordered.

PMH:pmh

59.INVITATION TO SCHOOL BOARD TO ATTEND BUDGET

WORKSHOP (Tape 9)

Supervisor Alexander stated that he had asked the Chairman of the School Board to request its staff to present the School Board budget to the Board of Supervisors. He said that the Chairman of the School Board indicated that there were some Members of the School Board who were reluctant to do this.

Therefore, Supervisor Alexander moved that the Board request the School Board staff and the Superintendent of Schools to attend the Board of Supervisors' budget workshop scheduled for March 31, 1992 and provide the same kind of presentation that all of the departments of the County have been providing. This motion was seconded by Chairman Davis.

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

60.REQUEST FOR POSTING OF HOURS OF OPERATION

FOR THE WOODGLEN LAKE DAM SITE (BRADDOCK DISTRICT) (Tape 9)

Supervisor Bulova stated that there are many dam sites in Fairfax County that are maintained by the Department of Public Works and also serve as community amenities. One of these sites, Woodglen Lake, located in the Braddock District, is surrounded by parkland and borders the communities of Bonnie Brae, Fairfax Club Estates, and Middleridge.

In the 10 years since the lake was created, there have been ongoing problems with parties, noise, trash, and vandalism. The communities, County staff, and Supervisor Bulova's office have held numerous discussions on how to deal with those problems. Each community individually has had suggestions, but there has been no consensus among the three neighborhoods.

The three affected communities have now reached agreement on what appropriate measures need to be taken and the hours of use of the site. Supervisor Bulova moved that the Board direct staff to:

- Post signs at the Woodglen Lake Dam Site stating, "No Loitering on the Dam, Lake or Shoreline between 10:00 p.m. and 5:00 a.m.;" and
- Review the three other requests in order to implement them as soon as possible:
 - *Installation of one or more street lights to illuminate the Dam area, subject to the availability of funds;
 - *Increase Police patrol of the Lake area, including surveillance of the Dam on a routine and continuing basis; and
 - *Installation of trash receptacles at the entrance on each side of the Dam to include contracting for the disposal of the trash.

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

61.REPLACEMENT OF THE DANBURY FOREST BRIDGE IN THE ACCOTINK STREAM VALLEY (Tape 9)

Supervisor Bulova stated that in October 1990, the Danbury Forest Bridge in the Accotink Stream Valley washed out. Because of the heavy pedestrian use, including commuters as well as park users, the Park Authority reallocated funds for the replacement of the bridge. The bridge is used Countywide and is a key element to the Accotink Trail system. The project has moved forward to the point that it has gone to bid and construction is ready to begin. She said that since the cost of this much needed bridge is approximately \$50,000 it seems wrong to hold it up during budget deliberations. She added that this is a maintenance project and not a new construction project.

Accordingly, Supervisor Bulova moved that the Board direct staff to proceed with this project as soon as the contract has been awarded. This motion was seconded by Chairman Davis and carried by a vote of five, Supervisor Alexander, Supervisor Dix, Supervisor Hanley, and Supervisor McConnell being out of the room, Supervisor Trapnell being absent.

**62. ANTHONY H. GRIFFIN, DEPUTY COUNTY EXECUTIVE FOR
PLANNING AND DEVELOPMENT, TO SERVE AS HEAD OF THE
COMMERCIAL REVITALIZATION PROGRAM (Tape 9)**

Supervisor Bulova stated that on March 13, 1992 several Supervisors and County staff met with community revitalization leaders to discuss the future of commercial revitalization in Fairfax County. She said that one of the complaints coming from the various revitalization groups was the lack of a leader or one person in authority who is responsible for coordination of the entire Commercial Revitalization Program.

Therefore, Supervisor Bulova moved that the Board:

- Appoint Anthony H. Griffin, Deputy County Executive for Planning and Development as the person accountable for the Commercial Revitalization Program;
- Direct Mr. Griffin to issue quarterly reports to each of the four revitalization areas; and
- Direct staff to respond to this proposal.

This motion was seconded by Chairman Davis.

Supervisor Dix asked that the motion be amended to include communications with the Town of Vienna, and this was accepted.

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

Supervisor Bulova moved that the Board direct staff to work with each of the revitalization committees to resolve some questions pertaining to the Commercial Revitalization Program Implementation Plan which was distributed to Board Members on March 13, 1992. This motion was seconded by Chairman Davis and carried by a vote of seven, Supervisor Hanley and Supervisor McConnell being out of the room, Supervisor Trapnell being absent.

63.FUNDING FOR A NEW CITIZENS HANDBOOK

(Tape 9)

Supervisor Bulova stated that there is an unfunded item in the Budget for Fiscal Year (FY) 1993 to print a new Citizens Handbook. Supervisor Bulova moved that the Board request the Economic Development Authority (EDA) to work with the Public Affairs Office to determine whether the handbook could be funded by selling advertisements. This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Hanley and Supervisor McConnell being out of the room, Supervisor Trapnell being absent.

64.RESOLUTION REGARDING TRANSIT ALTERNATIVES IN

THE DULLES ACCESS ROAD CORRIDOR (Tape 10)

(R)Supervisor Dix moved that the Board adopt the following Resolution regarding transit alternatives in the Dulles Access Road Corridor:

"WHEREAS, in 1989, Fairfax County completed a federally funded study of mass transit alternatives in the Dulles Access Road Corridor; and

WHEREAS, based on the conclusions of this study, the Federal Transit Administration (FTA) made a commitment of \$36 million in federal funds to implement a system of parking lots and express buses that would meet the travel demand in this corridor for the next decade; and

WHEREAS, based on this federal commitment and the endorsement of the express bus option by the Board of Supervisors, the County included \$36 million in local matching funds for this purpose in the \$80 million transportation referendum approved by the voters in November 1990; and

WHEREAS, the implementation of such a system would be consistent with the long term goal of providing rail service in the corridor; and

WHEREAS, the median of the Dulles Airport Access Road continues to be protected for a rail line and the parking lots are being constructed at locations and in a manner to complement the ultimate rail system; and

WHEREAS, the County has completed all the requirements necessary to receive federal funds for the implementation of the express bus system and currently has the funding contract in place to construct the Reston East parking facility; and

WHEREAS, the County has submitted a supplemental grant application for the remainder of the \$36 million FTA commitment to this project under the provisions of the original application; and

NOW THEREFORE BE IT RESOLVED that the Fairfax County Board of Supervisors reaffirms its high priority for implementation of the express bus system and parking lots; and

BE IT FURTHER RESOLVED that the Board of Supervisors directs the staff to prepare letters to our Congressional delegation and to the Administrator of the FTA requesting their assistance in approval of the supplemental grant application in the Fiscal Year (FY) 1993 federal budget process."

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

65. INCORRECT TELEPHONE NUMBERS FOR THE OFFICE OF ASSESSMENTS INCLUDED IN A MAILOUT (Tape 10)

Supervisor Hanley stated that the telephone numbers that were included in the "mailout" by the Office of Assessments are incorrect, because the Office has moved.

Therefore, Supervisor Hanley asked unanimous consent that the Board direct staff to review this issue and report its findings. Without objection, it was so ordered.

Jean Vandevanter White, Director, Office of Public Affairs, responded that there is a recording indicating that the numbers are subject to change and directing the caller to phone 246-INFO.

66. REQUEST FOR WAIVER OF APPLICATION FEE FOR PROPERTY

OWNER LOCATED ON HAYDEN LANE (Tape 10)

Supervisor Hanley stated that a property owner located at 8428 Hayden Lane, Annandale, lost \$50,000 to a fraudulent contractor and paid \$10,000 in legal fees in an unsuccessful suit against the contractor. She said that the contractor also gave the property owner incorrect zoning information.

In light of the situation, Supervisor Hanley moved that the Board request the Board of Zoning Appeals (BZA) to waive, if possible, the application fee for the property owner. This motion was seconded by Chairman Davis and carried by a vote of eight, Supervisor McConnell being out of the room, Supervisor Trapnell being absent.

67.EXTENSION OF TIME FOR PLANNING COMMISSION TO HEAR**456-P91-19 (Tape 10)**

Supervisor Hanley moved that the Board extend the time for the Planning Commission to hear 456-P91-19 to April 30, 1992. This motion was seconded by Chairman Davis and carried by a vote of nine, Supervisor Trapnell being absent.

68.RECOGNITION OF ELECTRICAL WORKERS (Tape 10)

Supervisor Hanley announced that this year is the Centennial of the International Brotherhood of Electrical Workers. Therefore, Supervisor Hanley moved that the Board recognize these workers with a Resolution. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Trapnell being absent.

69.TOWN MEETING FOR SPRINGFIELD DISTRICT (Tape 10)

Supervisor McConnell announced that the Town Meeting for the Springfield District regarding the budget is scheduled for Tuesday, March 24, 1992 at 7:30 p.m. at the West Springfield High School cafeteria.

CM:cm

70. 3:30 P.M. - PH ON PROPOSED REVISIONS TO THE**CODE OF THE COUNTY OF FAIRFAX, CHAPTER 3****(COUNTY EMPLOYEES), REGARDING THE SUPPLEMENTAL,****UNIFORMED AND POLICE OFFICERS RETIREMENT SYSTEM**

**ORDINANCES REGARDING ASSIGNMENT OF BENEFITS,
HANDICAPPED CHILD PROVISIONS, AND OTHER
PROCEDURAL CHANGES (Tape 11)**

(O)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 this Newspaper in the issues of March 5 and March 12, 1992.

Following the public hearing, which included testimony by one speaker, Supervisor Alexander moved adoption of the proposed revisions to the Code of the County of Fairfax, Chapter 3 (County Employees) regarding the Supplemental, Uniformed and Police Officers Retirement System Ordinances concerning assignment of benefits, handicapped child provisions, and other procedural changes. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Berger, Supervisor Frey, and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

**71. 3:30 P.M. - PH ON AMENDMENT TO THE CODE OF THE
COUNTY OF FAIRFAX, CHAPTER 30 (MINIMUM PRIVATE
SCHOOL AND CHILD CARE FACILITY) (Tape 11)**

(O)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 this Newspaper in the issues of March 5 and March 12, 1992.

Following the public hearing, Supervisor Alexander moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 30 (Minimum Private School and Child Care Facility). This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Frey being out of the room, Supervisor Trapnell being absent.

**72. 3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE
OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING)
REGARDING CHILD CARE CENTERS FOR OCCASIONAL CARE
(Tape 11)**

(O)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 this Newspaper in the issues of March 5 and March 12, 1992.

Following the public hearing, which included testimony by three speakers, Supervisor Alexander moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning) to establish child care centers for occasional care as a use by right in the C-7 District when located within the main structure of a regional shopping center. The effective date of the proposed amendment will be **12:01 a.m. on March 24, 1992**. This motion was seconded by Supervisor Hanley and carried by a vote of eight, Supervisor Frey being out of the room, Supervisor Trapnell being absent.

**73. 3:30 P.M. - PH ON A PROPOSAL TO ABANDON AN
UNIMPROVED PORTION OF FRONTIER DRIVE (LEE
DISTRICT) (Tape 11)**

(O)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 this Newspaper in the issues of March 5 and March 12, 1992.

Following the public hearing, which included testimony by one speaker, Supervisor Alexander moved adoption of an Order abandoning an unimproved portion of Frontier Drive, Lee District. This motion was jointly seconded by Supervisor Hyland and Supervisor McConnell and carried by a vote of seven, Supervisor Dix and Supervisor Frey being out of the room, Supervisor Trapnell being absent.

**74. 3:30 P.M. - PH ON A PROPOSAL TO VACATE A PORTION
OF FALLFAX DRIVE (PROVIDENCE DISTRICT) (Tape 11)**

(O)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 this Newspaper in the issues of March 5 and March 12, 1992.

Following the public hearing, which included testimony by three speakers, Supervisor Hanley moved adoption of an Order vacating a portion of Fallfax Drive, Providence District, with the understanding that there will be no parking in the access easement. This motion was seconded by Chairman Davis and carried by a vote of seven,

Supervisor Alexander and Supervisor Dix being out of the room, Supervisor Trapnell being absent.

SBE:sbe

75. 4:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE

OF THE COUNTY OF FAIRFAX, CHAPTER 101

(SUBDIVISION PROVISIONS) REGARDING PRELIMINARY

SUBDIVISION PLAT APPROVAL (Tape 12)

(O)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 this Newspaper in the issues of March 5 and March 12, 1992.

Following the public hearing, Supervisor Hyland moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 101 Article 2 (Subdivision Application Procedure and Approval Process), Section 101-2-3 (Preliminary Subdivision Plat), as set forth in the Staff Report. This motion was seconded by Supervisor Berger and carried by a vote of seven, Supervisor Alexander and Supervisor Dix being out of the room, Supervisor Trapnell being absent.

76. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION

SE 89-P-020 (ARDAK CORPORATION) (PROVIDENCE

DISTRICT) (Tape 12)

Mr. Philip W. Leber reaffirmed the validity of the affidavit for the record.

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

Chairman Davis disclosed that Mr. J. Marshall Coleman (Arent, Fox, Kintner, Plotkin and Kahn) had contributed \$1,000 to his campaign; however, he stated for the record that this contribution had been returned.

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

Supervisor Hanley moved approval of Special Exception Application SE 89-P-020 subject to the development conditions dated March 5, 1992. This motion was seconded by Supervisor McConnell and **CARRIED** by a recorded vote of eight, Supervisor Alexander abstaining and Supervisor Trapnell being absent.

77. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION

SE 91-D-016 (ROTONISU INVESTMENT CORPORATION)

(DRANESVILLE DISTRICT) (Tape 12)

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

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

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and left the Board Room to attend to business in the conference room.

Following the public hearing, which included testimony by two speakers, Lisa Feibelman, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Berger moved approval of Special Exception Application SE 91-D-016 subject to the proposed development conditions dated March 23, 1992, with the following amendment to Paragraph 20 as follows:

•"The architecture of the fast food restaurant shall be in accordance with the two photographs shown on Attachment One as determined by the Department of Environmental Management (DEM), unless within thirty (30) days following the approval of this Special Exception, the applicant reaches an agreement with the Herndon Architectural Review Board to implement an alternative architectural design. In this regard, the applicant agrees that within thirty (30) days following the approval of this Special Exception, the applicant will appear before the Herndon Architectural Review Board to consider and evaluate, in good faith, alternative architectural design suggestions presented by the Herndon Architectural Review Board."

This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Hanley and Chairman Davis being out of the room, Supervisor Trapnell being absent.

Supervisor Berger moved modification of the barrier requirement along the western property boundary in favor of the existing fence and landscaping treatment as conditioned. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Hanley and Chairman Davis being out of the room, Supervisor Trapnell being absent.

**78.4:00 P.M. - PH ON THE ACQUISITION OF CERTAIN
SANITARY SEWER EASEMENTS NECESSARY FOR
CONSTRUCTION OF THE LORFAX HEIGHTS
SUBDIVISION SANITARY SEWER EXTENSION
PROJECT (MOUNT VERNON DISTRICT)**

(Tape 12)

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 this Newspaper in the issues of March 5 and March 12, 1992.

Following the public hearing, which included testimony by one speaker, Supervisor Hyland moved to defer Board decision until **April 6, 1992 at 3:30 p.m.** on the proposed acquisition of certain sanitary sewer easements necessary for construction of the Lorfax Heights Subdivision sanitary sewer extension project. This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Hanley and Chairman Davis being out of the room, Supervisor Trapnell being absent.

**79. 4:00 P.M. - PH ON AMENDMENTS TO THE CODE OF THE
COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND
FINANCE), ARTICLE 7, SECTION 4-7-11(D),
ARTICLE 10, SECTION 4-10-1(C), ARTICLE 17,
SECTIONS 4-17-4(F) AND 4-17-7(E), AND ARTICLE 21,**

**SECTION 4-21-10(E) - WAIVERS OF LATE FILING AND
LATE PAYMENT PENALTIES (Tape 12)**

(O)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 this Newspaper in the issues of March 5 and March 12, 1992.

Following the public hearing, Supervisor Hyland moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance) Article 7, Section 4-7-11(D), Article 10, Section 4-10-1(C), Article 17, Sections 4-17-4(F) and 4-17-7(E), and Article 21, Section 4-21-10(E) regarding waivers of late filing and late payment penalties. This motion was seconded by Supervisor Alexander and carried by a vote of six, Supervisor Dix, Supervisor Hanley, and Chairman Davis being out of the room, Supervisor Trapnell being absent.

JLD:jld

80. 4:30 P.M. - PH ON REZONING APPLICATION

RZ 85-L-046 (JAPONICA ASSOCIATES)

(LEE DISTRICT) (Tape 13)

Mr. Keith C. Martin reaffirmed the validity of the affidavit for the record.

Mr. Martin 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, which included testimony by two speakers, Mary Ann Godfrey, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Alexander moved:

- That the Zoning Ordinance as it applied to the property which is the subject of Rezoning Application RZ 85-L-046 be amended from the R-2, R-1, I-2 and Highway Corridor Districts to the PDH-8 and Highway Corridor Districts; and
- Approval of the Conceptual Development Plan (CDP),

subject to the executed proffers dated March 19, 1992. This motion was jointly seconded by Supervisor Hyland and Supervisor McConnell and carried by a vote of seven, Supervisor Frey and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

Supervisor Alexander further moved waiver of Section 11-302 of the Zoning Ordinance which extends the length of private streets to 600 feet in residential developments. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Frey and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

Additionally, Supervisor Alexander moved waiver of the transitional screening and barrier requirements in favor of that shown on the CDP. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Frey and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

Supervisor Alexander moved modification of Section 2-414 of the Zoning Ordinance, which requires a 200 foot separation between residential dwellings and railroads, to 110 feet. This motion was seconded by Chairman Davis and carried by a vote of seven, Supervisor Frey and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

Supervisor Alexander moved waiver of Section 6-107 of the Zoning Ordinance, which requires a 200 square foot privacy yard and for the 54 stack flat units in the southeast portion of the site. This motion was jointly seconded by Chairman Davis and Supervisor McConnell and carried by a vote of seven, Supervisor Frey and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

Supervisor Alexander noted that there will be additional consideration of the development plan by the Planning Commission and that the items of concern to the citizens will be resolved.

**81. 4:30 P.M. - PH ON APPLICATION 456-L91-18 BY THE
FAIRFAX COUNTY REDEVELOPMENT AND HOUSING
AUTHORITY (FCRHA): 48 UNITS OF MULTI-FAMILY
ASSISTED HOUSING UNITS ON OLD MILL ROAD AND
REZONING APPLICATION RZ 91-L-016 [FAIRFAX**

COUNTY REDEVELOPMENT AND HOUSING AUTHORITY**(FCRHA)] (LEE DISTRICT) (Tape 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 this Newspaper in the issues of March 5 and March 12, 1992.

Mr. Michael J. Scheurer reaffirmed the validity of the affidavit for the record.

Mr. Scheurer 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, which included testimony by three speakers, Cathy Chianese, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Alexander moved that the Board affirm the determination by the Planning Commission on **Application 456-L91-18** that development of up to 48 units of multi-family assisted housing on the east side of Old Mill Road [parcels 109-2((1))5,6,7,8] by the Fairfax County Redevelopment and Housing Authority (FCRHA) is in substantial conformance with the Comprehensive Plan, pursuant to Section 15.1-456 of the Code of Virginia. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Dix and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

Supervisor Alexander further moved:

- That the Zoning Ordinance as it applied to the property which is the subject of Rezoning Application RZ 91-L-016 be amended from the R-2, PDH-20 and Historical Districts to the PDH-20 and Historical Districts; the Planning Commission having previously approved Final Development Plan Application FDP 91-L-016 on February 27, 1992; and

- Approval of the Conceptual Development Plan CDP 91-L-016,

subject to the executed proffers dated February 27, 1992. The second to this motion was inaudible.

Chairman Davis noted, for the record, that the FCRHA has agreed to construct the requested fence.

The motion carried by a vote of seven, Supervisor Dix and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

**82.APPOINTMENT OF AN INTERIM REPRESENTATIVE
FROM THE SULLY DISTRICT TO THE FAIRFAX
COUNTY REDEVELOPMENT AND HOUSING
AUTHORITY (FCRHA) (Tape 13)**

(APPT)

(NOTE: Earlier in the meeting, additional appointments were made to the Fairfax County Redevelopment and Housing Authority. See Clerk's Summary Item CL#10.)

Supervisor Frey noted that the bill allowing the expansion of the Fairfax County Redevelopment and Housing Authority (FCRHA), to include representation from the Sully District, passed the General Assembly; however, it does not become effective until July 1, 1992.

Therefore, Supervisor Frey moved the appointment of Mr. Robert Lee as an interim representative from the Sully District to the FCRHA. This motion was seconded by Chairman Davis and carried by a vote of six, Supervisor Alexander, Supervisor Dix, and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

83. 4:30 P.M. - PH ON AGRICULTURAL/FORESTAL DISTRICT

**APPLICATION AF 91-S-005 (HORACE E. AND
ELIZABETH F. ALPHIN) (SPRINGFIELD**

DISTRICT (Tape 13)

(O)Mr. Horace E. Alphin reaffirmed the validity of the affidavit for the record.

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

•In the amount of \$50 for her

1991 re-election campaign from

Mrs. Elizabeth F. Alphin.

Mr. Alphin 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, Lorrie Kirst, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor McConnell moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115, Appendix F (Local Agricultural and Forestal Districts Ordinance), to establish the Alphin Local Agricultural and Forestal District (AF 91-S-005) subject to the ordinance provisions listed in Appendix One of the Staff Report and dated February 12, 1992. This motion was jointly seconded by Supervisor Berger and Supervisor Bulova and carried by a vote of six, Supervisor Alexander, Supervisor Dix, and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

84. 4:30 P.M. - PH ON AGRICULTURAL/FORESTAL DISTRICT

APPLICATION AF 91-D-006 (CHARLOTTE F. EAGLE)

(DRANESVILLE DISTRICT) (Tape 13)

(O)Mr. Thomas J. Sawyer reaffirmed the validity of the affidavit for the record.

Chairman Davis disclosed the following campaign contributions that he had received:

- In an amount in excess of \$200 from Mr. John W. Faust; and
- In an amount in excess of \$200 for a reception held by Boring, Parrot & Foust, P.C., in his honor.

Mr. Sawyer 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, Lorrie Kirst, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Berger moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115, Appendix F (Local Agricultural and Forestal Districts Ordinance), to establish the Eagle II Local Agricultural and Forestal District (AF 91-D-006) subject to the ordinance provisions listed in Appendix One of the Staff Report and dated February 12, 1992. This motion was seconded by Supervisor McConnell and carried by a vote of seven, Supervisor Dix and Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

85. RESCHEDULING OF PUBLIC HEARING ON OUT-OF-TURN

PLAN AMENDMENT S92-III-UP1, DULLES TRANSITION

AREA, DRANESVILLE DISTRICT (Tape 13)

(NOTE: Earlier in the meeting, the Board discussed the number of listed speakers scheduled for the public hearing on Out-of-Turn Plan Amendment S92-III-UP1. See Clerk's Summary Item CL#53.)

Supervisor Berger called to the Board's attention the public hearing scheduled for April 6, 1992 at 3:30 p.m. on Out-of-Turn Plan Amendment S92-III-UP1, Dulles Transition Area, Dranesville District.

Subsequently, Supervisor Berger moved that the Board direct staff to reschedule the public hearing on Out-of-Turn Plan Amendment S92-III-UP1 for **April 27, 1992 at 4:00 p.m.** This motion was seconded by Chairman Davis.

Following discussion among Board Members, with input from William O. Howland, Jr., Assistant to the County Executive, the question was called on the motion which carried by a vote of eight, Supervisor Dix being out of the room, Supervisor Trapnell being absent.

86. 4:30 P.M. - PH ON AGRICULTURAL/FORESTAL DISTRICT

APPLICATION AF 91-V-007 (KATHERINE L., HOWARD B.

AND PETER L. BLOOMER) (MOUNT VERNON DISTRICT)

(Tape 13)

(O)Ms. Lynn H. Townsend reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Hyland moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115, Appendix F (Local Agricultural and Forestal Districts Ordinance), to establish the Bloomer Local Agricultural and Forestal District (AF 91-V-007) subject to the ordinance provisions listed in Appendix One of the Staff Report and dated January 29, 1992, with amended language as proposed dated February 10, 1992, and with the following amendment to Ordinance Provision (6):

• "...as approved by the County's Urban Forestry Branch; **and grading and/or dredging needed to maintain or improve the title pond, subject to approvals which will be required from the Fairfax County Wetlands Board, the U.S. Army Corps of Engineers, and the Virginia Marine Resources Commission...**"

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

87. 4:30 P.M. - PH ON AGRICULTURAL/FORESTAL DISTRICT

APPLICATION AF 91-D-008 (HELEN R. AND JERRY HILL)

(DRANESVILLE DISTRICT) (Tape 13)

(O)Mr. Gregory C. Streeter reaffirmed the validity of the affidavit for the record.

Mr. Streeter 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 Berger moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115, Appendix F (Local Agricultural and Forestal Districts Ordinance), to establish the Hill's Plant and Nursery Local Agricultural and Forestal District (AF 91-D-008) subject to the ordinance provisions listed in Appendix One of the Staff Report and dated February 12, 1992. This motion was seconded by Supervisor McConnell.

Following a query by Chairman Davis, Mr. Streeter clarified that the amendments are included in the February 12, 1992 ordinance provisions.

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

88. 4:30 P.M. - PH ON AGRICULTURAL/FORESTAL DISTRICT

RENEWAL APPLICATION AR 83-S-011 (RICHARD AND

MARY W. OBER) (SPRINGFIELD DISTRICT) (Tape 13)

(O)Mr. Richard Ober reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Supervisor McConnell moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Chairman Davis and carried by a vote of eight, Supervisor Dix being out of the room, Supervisor Trapnell being absent.

Supervisor McConnell moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115, Appendix F (Local Agricultural and Forestal Districts Ordinance), to renew the Walnut Ridge Local Agricultural and Forestal District (AR 83-S-011) subject to the ordinance provisions listed in Appendix One of the Staff Report and dated January 29, 1992. This motion was seconded by Chairman Davis and carried by a vote of eight, Supervisor Dix being out of the room, Supervisor Trapnell being absent.

89. 4:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT

APPLICATION PCA C-448-8 (KINGSTOWNE SVD EAST,

L. P.) (LEE DISTRICT) (Tape 13)

There being no applicant present in the Board Room, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board proceed with the public hearing on Proffered Condition Amendment Application PCA C-448-8 based on the affidavit contained in the Staff Report dated March 23, 1992,

with a notation of the potential to reconsider Board action at the following Board Meeting. Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

Following the public hearing, Supervisor Alexander moved to waive the reading of the staff and Planning Commission recommendations. The second to this motion was inaudible and the motion carried by a vote of eight, Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

Supervisor Alexander moved approval of Proffered Condition Amendment Application PCA C-448-8 to amend the proffers for Rezoning Application RZ C-448 to permit the residential development unit density of 6.44 dwelling units per acre in approximately 108.87 acres zoned PDH-4, Lee District, subject to the additional details settled as part of the Final Development Plan.

Following discussion among Board Members, with input from Carl L. Sell, Jr., Lee District Representative, Planning Commission, the motion was jointly seconded by Supervisor Berger and Supervisor Hyland and carried by a vote of eight, Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

90.REZONING OF SOUTHERN PORTION OF TAX MAP PARCEL

81-4((1)) 57, LOCATED IN KINGSTOWNE, FROM THE

PDH-4 DISTRICT TO THE R-1 DISTRICT (Tape 13)

Supervisor Alexander noted that Tax Map Parcel 81-4((1)) 57 contains a Zoning Map error within its southern portion and is erroneously mapped within the PDH District. The remainder of the property is correctly mapped as being zoned in the R-1 District. He explained that the owners of the property want to submit a Special Permit Application for a church on the property; however, prior to doing so, the mapping error requires correction.

Therefore, Supervisor Alexander moved that the Board rezone, on its own motion, that portion of Tax Map Parcel 81-4((1)) 57 from that currently shown on the Zoning Map as PDH-4 to the R-1 District, and that this zoning be expedited so as not to unduly delay the Special Permit Application.

Following a query from Chairman Davis, Supervisor Alexander noted that this action is a downzoning.

The motion was seconded by Chairman Davis and carried by a vote of eight, Supervisor Hanley being out of the room, Supervisor Trapnell being absent.

91. BOARD RECESS (Tape 13)

At 6:00 p.m., the Board recessed for dinner and at 7:05 p.m., reconvened in the Board Room with all Members being present, with the exception of Supervisor Frey, Supervisor McConnell, and Supervisor Trapnell, and with Chairman Davis presiding.

92. BOARD OF SUPERVISORS OF FAIRFAX COUNTY,

VIRGINIA V. WILLIAM S. BORNEMAN, ET AL.

(Tape 14)

Chairman Davis relinquished the Chair to Acting-Chairman Berger and moved that the Board authorize settlement of Board of Supervisors of Fairfax County, Virginia v. William S. Borneman, et al., according to the terms and conditions recommended by the Acting County Attorney. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Frey and Supervisor McConnell being out of the room, Supervisor Trapnell being absent.

93. SETTLEMENT OF R.N. ENTERPRISES, INCORPORATED

V. PARTIES UNKNOWN, COUNTY OF FAIRFAX

ET AL., IN CHANCERY NUMBER 124357

(Tape 14)

Supervisor Davis moved that the Board authorize settlement of R.N. Enterprises, Incorporated v. Parties Unknown, County of Fairfax, et al., In Chancery Number 124357, according to the terms and conditions recommended by the Acting County Attorney. This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Frey and Supervisor McConnell being out of the room, Supervisor Trapnell being absent.

Acting-Chairman Berger returned the gavel to Chairman Davis.

94. 7:00 P.M. - PRESENTATION BY THE CHAIRMAN OF THE

PLANNING COMMISSION ON THE PRIORITIZATION OF THE

COMPREHENSIVE PLAN ACTION AGENDA ITEMS (Tape 14)

Following a presentation by Peter F. Murphy, Jr., Chairman, and Maya Huber, At-Large Representative, Planning Commission, on the prioritization of the Comprehensive Plan action agenda, a question-and-answer period ensued among Board Members, Mr. Murphy, and Ms. Huber.

95.7:30 P.M. - PH TO RECEIVE CITIZEN COMMENT ON**ISSUES OF CONCERN (Tape 14)**

(Verbatim)

Certificates of Publication were filed from the Editors of the Journal and Northern Virginia Sun, showing that notice of said public hearing had been duly advertised in those Newspapers in the issues of March 5 and March 12, 1992.

(NOTE: Earlier in the meeting, the Board changed its procedure for the Public Hearing to Receive Citizen Comment. See Clerk's Summary Item CL#54.)

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

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

96.PARKING TICKETS TO TAXICABS PARKED AT RESIDENCES**OF OWNERS DURING OFF-DUTY HOURS (Tape 14)**

During the public hearing to receive citizen comment, following Speaker Number Seven (Mr. C.I. Dodhy), Supervisor Hanley asked unanimous consent that the Board direct staff to respond to Mr. Dodhy's concerns regarding parking tickets received by taxicabs parked at the residences of the owners during off-duty hours. Without objection, it was so ordered.

97.BOARD ADJOURNMENT (Tape 14)

At 8:05 p.m., the Board adjourned.