

SBE:sbe

The meeting was called to order at 9:50 a.m. with all Members being present, with the exception of Supervisor Alexander, Supervisor Bulova, and Supervisor Frey, and with Chairman Davis presiding.

Supervisor Alexander and Supervisor Frey arrived at 9:55 a.m.

Supervisor Bulova arrived at 10:55 a.m.

Others present were William J. Leidinger, County Executive; David Bobzien, County Attorney; William O. Howland, Jr., Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; Patti M. Hicks, Deputy Clerk to the Board of Supervisors; and Viki L. Wellershaus, Deputy Clerk to the Board of Supervisors.

2.CERTIFICATES OF RECOGNITION PRESENTED TO FAIRFAX

FAIR PARTICIPANTS (Tape 1)

Chairman Davis introduced Board Members to Linda Bestimt, Executive Director, Fairfax Corporation, and he warmly welcomed her to the Board Auditorium.

Chairman Davis announced that more than 130,000 people attended this year's Fair, setting a new attendance record.

The following awards were presented to County agencies:

•Best of Show Award:

Division of Solid Waste,

Department of Public Works;

•Most Effective Award:

Fire and Rescue Department;

•Best Theme:

Utilities Planning & Design Division,

Department of Public Works;

•**Best Design:**

Department of Human Development;

•**Second Place Overall:**

Fairfax/Falls Church Community Services Board; and

•**Third Place Overall:**

Department of Facilities Services,

Fairfax County Public Schools.

On behalf of the entire Board, Chairman Davis expressed his appreciation to the outstanding performance of Ms. Bestimt and her "Incredible Crew." The Fairfax Corporation staff includes:

•Ms. Bestimt;

•Lynne Caswell;

Sharon Grabowski;

•Mallary McCullough; and

•Paula Smyth.

Chairman Davis stated that Fairfax County is proud of these tireless workers, who are full of innovative ideas and who are trouble-shouters of the finest kind. For the first time, this year's Fair was held on the Government Center grounds with very few glitches, and any last minute disasters were avoided by the quick-thinking staff.

Chairman Davis recognized the presence in the Board Auditorium of James Scott, former Providence District Supervisor, and he warmly welcomed him. He expressed his appreciation to Mr. Scott and titled him "Father of the Fairfax Fair."

Supervisor Alexander recognized the outstanding efforts of the County and State agencies whose participation was essential to the success of the Fairfax Fair:

•Department of Consumer Affairs;

•Department of Environmental Management (DEM);

- Department of Extension and Continuing Education;
- Department of General Services;
- Department of Public Works;
- Department of Recreation and Community Services;
- Fire and Rescue Department;
- Office of the County Executive;
- Office of Transportation;
- Park Authority;
- Police Department;
- Sheriff's Office; and
- Virginia Department of Transportation (VDOT).

3.9:30 A.M. - PRESENTATION BY BRIGADIER GENERAL

CLARA ADAMS-ENDER FROM FORT BELVOIR TO MEET

THE BOARD MEMBERS AND EXTEND GREETINGS FROM

FORT BELVOIR (Tape 1)

Chairman Davis introduced to Board Members Brigadier General Clara Adams-Ender, Fort Belvoir, and he warmly welcomed her to the Board Auditorium.

Brigadier General Clara Adams-Ender, Fort Belvoir, gave a brief presentation to Board Members and extended greetings from Fort Belvoir.

Supervisor Hyland moved that the Board officially name Brigadier General Adams-Ender as an honorary citizen of Fairfax County and this honor be bestowed upon her at her retirement ceremony scheduled for August. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Bulova being absent.

4.10:00 A.M. - PRESENTATION BY THE VOLUNTEER FIRE

**COMMISSION OF THE 1992 VOLUNTEER FIREFIGHTER OF
THE YEAR AWARDS (Tape 1)**

Supervisor Dix announced that this year, the Vienna Volunteer Fire Department will be celebrating its 90th anniversary of service to the community. He stated that, once again, an anniversary of this type marks the value of the volunteer companies throughout Fairfax County.

John F. X. Ryan, Chairman, Volunteer Fire Commission, and Glenn A. Gaines, Fire Chief, Fairfax County Fire and Rescue Department, presented the 1992 Volunteer Firefighter of the Year Awards to the following volunteers for their outstanding service during 1992:

•Administrative Officer:

Patty Blankenship

Centreville Volunteer Fire Department;

•Associate Member:

Delores Strain

Dunn Loring Volunteer Fire Department;

•Junior Member:

Ronald Waller

Annandale Volunteer Fire Department;

•Volunteer Rookie:

Brian Mayberry

Franconia Volunteer Fire Department;

•Volunteer Emergency Medical Specialist (EMS) Provider:

Steven King

Annandale Volunteer Fire Department;

•Volunteer Firefighter:

Derek Rowan

Greater Springfield Volunteer Fire Department;

•Volunteer Officer:

Michael Dunn

Greater Springfield Volunteer Fire Department; and

•Fire Chief's Awards:

William Schmidt

Centreville Volunteer Fire Department.

5.10:15 A.M. - PRESENTATION BY THE VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY ON THE

DEVELOPMENT OF A NUTRIENT REDUCTION STRATEGY

FOR THE POTOMAC RIVER BASIN (Tape 1)

Keith J. Buttleman, Deputy Director for Public and Intergovernmental Affairs, Virginia Department of Environmental Quality, provided a brief presentation to Board Members on the development of a nutrient reduction strategy for the Potomac River Basin.

Following the presentation and brief discussion, Supervisor Hyland requested Mr. Buttleman to notify County staff of any meetings that will be held in August in order that staff may work with Mr. Buttleman's agency to keep the Board updated.

CM:cm

6.10:45 A.M. - BOARD DECISION ON THE APPOINTMENTS OF

REPRESENTATIVES FROM THE DRANESVILLE, HUNTER MILL,

LEE, MASON, AND SULLY DISTRICTS, AND TWO AT-LARGE

REPRESENTATIVES TO THE FAIRFAX COUNTY SCHOOL BOARD**(Tape 3)**

(APPTs)

(NOTE: State law requires the Board to conduct public hearings to receive the views of citizens on the appointment of School Board Members at least seven days prior to an appointment. The terms of the seven members will expire after June 30, 1993 and the terms for the new appointees will begin on July 1, 1993. The public hearings were conducted on May 17 and June 7, 1993. **No person whose name has not been considered at the public hearing may be appointed.**)

Certificates of Publication was filed from the Editor of the Washington Post showing that notice of said public hearings had been duly advertised in that Newspaper in the issues of April 29 and May 6, 1993 (May 17, 1993 public hearing) and May 20 and May 27, 1993 (June 7, 1993 public hearing).

Supervisor Berger moved the appointment of Mr. Stuart Mendelsohn as the Dranesville District Representative to the School Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Dix moved the appointment of Mr. Louis J. Zone as the Hunter Mill District Representative to the School Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Alexander moved the reappointment of Mr. Anthony T. Lane as the Lee District Representative to the School Board. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

Supervisor Trapnell moved the appointment of Ms. Ruth Turner as the Mason District Representative to the School Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Frey moved the reappointment of Mr. Gary Reese as the Sully District Representative to the School Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

Chairman Davis moved the appointment of Mr. Le Chi Thao as the At-Large Representative to the School Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Chairman Davis moved the appointment of Ms. Kay Cole James as the At-Large (Minority) Representative to the School Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Hanley publicly thanked the outgoing School Board Representatives for their years of service to Fairfax County and the School Board.

**7.10:45 A.M. - APPOINTMENTS TO CITIZEN BOARDS,
AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS**

(Tape 5)

(BACs)

(APPTs)

AFFORDABLE DWELLING UNIT ADVISORY BOARD

Supervisor Bulova moved the appointment of Mr. James H. Scanlon as the At-Large (Civil Engineer/Architect or Planner) Representative to the Affordable Dwelling Unit Advisory Board. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

ATHLETIC COUNCIL

Supervisor Bulova moved the reappointment of Mr. George Alapas as the Braddock District (Principal) Representative to the Athletic Council. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

Supervisor Bulova moved the reappointment of Ms. Penelope Earley as the Braddock District (Alternate) Representative to the Athletic Council. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

Supervisor Trapnell moved the reappointment of Mr. Stephen Miller as the Mason District (Principal) Representative to the Athletic Council. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Supervisor Trapnell moved the appointment of Mr. William Yates as the Mason District (Alternate) Representative to the Athletic Council. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Supervisor McConnell moved the reappointment of Mr. Gregory Hogue as the Springfield District (Alternate) Representative to the Athletic Council. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

[NOTE: The appointments of the Dranesville (Alternate) and the Sully (Alternate) Representatives to the Athletic Council were deferred.]

BOARD OF BUILDING CODE APPEALS - TECHNICAL DIVISION

Chairman Davis moved the appointment of Mr. Chris Fox as the At-Large (Builder) Representative to the Board of Building Code Appeals - Technical Division. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

CHAS COORDINATING COMMITTEE

Supervisor Trapnell moved the reappointment of Mr. James Stephens as the Mason District Representative to the CHAS Coordinating Committee. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Mr. Charles Nance as the Mount Vernon District Representative to the CHAS Coordinating Committee. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

Supervisor Dix moved the appointment of Mr. Ivan Cole to fill the unexpired term of Ms. Carla Yates-Bremer as the Hunter Mill District Representative to the CHAS Coordinating Committee. This motion was seconded by Chairman Davis and carried by unanimous vote.

(NOTE: The appointments of the Braddock and the Springfield District Representatives to the CHAS Coordinating Committee were deferred.)

CONFIRMATION:

Supervisor Hyland moved that the Board confirm the following appointment to the CHAS Coordinating Committee:

- Ms. Annette Masnik as the League of Women Voters Representative.

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

COMMUNITY ACTION ADVISORY BOARD

CONFIRMATIONS:

Supervisor Alexander moved that the Board confirm the following appointments to the Community Action Advisory Board:

- Ms. Tricia Rodgers as the United Way Representative;
- Ms. Carla Foster as the Family and Early Childhood Education Program Representative;
- Ms. Sara Shriver as the Federation of Citizens' Association Representative;
- Ms. Rosemarie I. Andrews as the North Target Area Representative;
- Ms. Virginia E. Howard as the North Target Area Representative;
- Ms. H. Charlen Kyle as the Central Target Area Representative;
- Ms. Clare M. Williams as the Central Target Area Representative;
- Ms. Queenie Cox as the South Target Area Representative;
- Ms. Rosa V. McDaniel as the South Target Area Representative; and
- Mr. Charles D. Ramsey as the South Target Area Representative.

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

CONSUMER PROTECTION COMMISSION

Supervisor Hyland moved the reappointment of Ms. Mary Tandy as the At-Large (Resident of Fairfax County) Representative to the Consumer Protection Commission. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Chairman Davis moved the reappointment of Ms. Juanita Balenger as the At-Large (Resident of Fairfax County) Representative to the Consumer Protection Commission. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

COUNTYWIDE TRAILS COMMITTEE

Supervisor Frey moved the appointment of Ms. Deborah R. Leser as the Sully District Representative to the Countywide Trails Committee. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

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

CRIMINAL JUSTICE ADVISORY BOARD

(NOTE: Later in the meeting during appointments, action was taken to appoint Mr. Bill Lollar as the Dranesville District Representative to the Criminal Justice Advisory Board. Refer to Page 15 of the Clerk's Board Summary.)

ECONOMIC DEVELOPMENT AUTHORITY

Supervisor McConnell moved the appointment of Mr. Stephen Pryor as the At-Large (Citizen Member) Representative to the Economic Development Authority. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Alexander asked unanimous consent that the Board direct staff to prepare the appropriate Certificate of Recognition, for presentation to Mr. John Lynch before the Board of Supervisors, for his many years of service on the Economic Development Authority. Without objection, it was so ordered.

Supervisor McConnell moved the reappointment of Ms. Patricia Woolsey as the At-Large (Citizen Member) Representative to the Economic Development Authority. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

ELECTRICAL ADVISORY AND LICENSING BOARD

Chairman Hanley moved the reappointment of Mr. Robert Hendrix as the At-Large (Class A Electrical Contractor) Representative to the Electrical Advisory and Licensing Board. This motion was seconded by Supervisor Berger and carried by unanimous vote.

ENVIRONMENTAL QUALITY ADVISORY COUNCIL

CONFIRMATION:

Supervisor Dix moved that the Board confirm the following appointment to the Environmental Quality Advisory Council:

- Mr. Kristian Perry as the Student Representative.

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

FAIRFAX AREA DISABILITY SERVICES BOARD

CONFIRMATION:

Supervisor Bulova moved that the Board confirm the following appointment to the Fairfax Area Disability Services Board:

- Mr. Joseph Halizak as the Fairfax County Local Official Representative.

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

FAIRFAX COUNTY AIRPORTS ADVISORY COMMITTEE

CONFIRMATION:

Supervisor Hanley moved that the Board confirm the following appointment to the Fairfax County Airports Advisory Committee:

- Ms. Dorothy O'Rourke as the League of Women Voters Representative.

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

FAIRFAX COUNTY WETLANDS BOARD

Supervisor Hyland moved the appointment of Mr. David Geneson to fill the unexpired term of Mr. William Cummings as the Mount Vernon District Representative to the Fairfax County Wetlands Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

FAIRFAX/FALLS CHURCH COMMUNITY SERVICES BOARD

Chairman Davis moved the appointment of Ms. Marge Gersic as the At-Large Representative to the Fairfax/Falls Church Community Services Board. This motion was seconded by Supervisor Berger and carried by unanimous vote.

Supervisor Hanley moved the reappointment of Ms. Karen Milligan as the Providence District Representative to the Fairfax/Falls Church Community Services Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Berger moved the appointment of Ms. Donna Beavers as the Dranesville District Representative to the Fairfax/Falls Church Community Services Board. This motion was seconded by Supervisor Dix and carried by unanimous vote.

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

HEALTH CARE ADVISORY BOARD

Supervisor Trapnell moved the reappointment of Ms. Rose Chu as the Mason District Representative to the Health Care Advisory Board. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Ms. Myrtle Hogbin as the Mount Vernon District Representative to the Health Care Advisory Board. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

Supervisor Berger moved the reappointment of Ms. Patricia Drain as the Dranesville District Representative to the Health Care Advisory Board. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

HEALTH SYSTEMS AGENCY BOARD

Supervisor Bulova moved the reappointment of Mr. Donald Harris as the At-Large (Provider) Representative to the Health Systems Agency Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Trapnell moved the reappointment of Ms. Ellen Barbaro as the At-Large (Consumer) Representative to the Health Systems Agency Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Dix moved the reappointment of Mr. Charles Smith as the At-Large (Consumer) Representative to the Health Systems Agency Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

HUMAN RIGHTS COMMISSION

(NOTE: Later in the meeting during appointments, action was taken to direct staff to report with additional information later in the meeting regarding the membership and how it relates to the demographic areas of Fairfax County. Refer to Page 15 of the Clerk's Board Summary.)

HUMAN SERVICES COUNCIL

(NOTE: Later in the meeting during appointments, action was taken to appoint Mr. Harrison Warner to fill the unexpired term of Ms. Maxine Stokes as the Dranesville

District Representative to the Human Services Council. Refer to Page 15 of the Clerk's Board Summary.)

JUVENILE COURT CITIZENS ADVISORY COUNCIL

CONFIRMATION:

Supervisor McConnell moved that the Board confirm the following appointment to the Juvenile Court Citizens Advisory Council:

•Mr. John Harold as the City of Fairfax Representative.

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

LIBRARY BOARD

Supervisor Hyland moved the appointment of Mr. Gene Schaeffer as the Mount Vernon District Representative to the Library Board. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Supervisor Hanley moved the reappointment of Mr. Herbert Doyle as the Providence District Representative to the Library Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor McConnell moved the reappointment of Dr. Joseph Sirh as the Springfield District Representative to the Library Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Bulova moved the reappointment of Mr. Charles Fegan as the Braddock District Representative to the Library Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Trapnell moved the reappointment of Ms. Gwendolyn Cody as the Mason District Representative to the Library Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Berger moved the appointment of Mr. Roger M. Sudduth as the Dranesville District Representative to the Library Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

MECHANICAL ADVISORY AND LICENSING BOARD

Chairman Davis moved the reappointment of Mr. Joseph Bailey as the At-Large (Master Mechanic) Representative to the Mechanical Advisory & Licensing Board. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

NORTHERN VIRGINIA COMMUNITY COLLEGE BOARD

Chairman Davis moved the appointment of Mr. Thomas Ahart as the At-Large Representative to the Northern Virginia Community College Board. This motion was seconded by Supervisor Berger and carried by unanimous vote.

PROJECT SELECTION COMMITTEE

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

REDEVELOPMENT AND HOUSING AUTHORITY

Chairman Davis moved the appointment of Mr. John Betts as the At-Large Representative to the Redevelopment and Housing Authority. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Hanley being out of the room.

SUPPLEMENTAL RETIREMENT SYSTEM BOARD OF TRUSTEES

CONFIRMATION:

Supervisor McConnell moved that the Board confirm the following appointment to the Supplemental Retirement System Board of Trustees:

- Ms. Vera Finberg as the Fairfax County Employees Representative.

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

TENANT LANDLORD COMMISSION

Chairman Davis moved the appointment of Mr. Scott Huch as the At-Large (Citizen) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Chairman Davis moved the appointment of Mr. Chris Brigham as the At-Large (Landlord) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

TREE COMMISSION

Supervisor McConnell moved the appointment of Mr. Kenelm (Ken) Winslow, II as the Springfield District Representative to the Tree Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

VOLUNTEER FIRE COMMISSION

CONFIRMATIONS:

Supervisor Hanley moved that the Board confirm the following appointments to the Volunteer Fire Commission:

- Mr. John S. (Pete) Kirby as the Zone Three Representative;
- Mr. Gerald Strider as the At-Large Representative;
- Mr. Robert Flores as the Zone Four Representative; and
- Mr. J. Patrick Rooney as the Volunteer Firemen's Association Representative.

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

WATER AUTHORITY

Supervisor Hyland moved the reappointment of Mr. Bill Evans as the Mount Vernon District Representative to the Water Authority. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor McConnell moved the reappointment of Mr. Burton Rubin as the Springfield District Representative to the Water Authority. This motion was seconded by Chairman Davis and carried by unanimous vote.

(NOTE: The appointment of the Mason District Representative to the Water Authority was deferred.)

AD-HOCS

ANIMAL OVER-POPULATION TASK FORCE

CONFIRMATION:

Supervisor Hyland moved that the Board confirm the following appointment to the Animal Over-Population Task Force:

- Cordy Galligan to fill the unexpired term of Doreen Toulson as the Homeless Animals Rescue Team Representative.

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

CITIZENS ADVISORY COMMITTEE ON SOLID WASTE AND DISPOSAL MATTERS

Supervisor Hanley moved that the Board confirm the following appointments to the Citizens Advisory Committee on Solid Waste and Disposal Matters:

CONFIRMATIONS:

- Mr. Joseph Weber to fill the unexpired term of Ms. Helen Winter as the Clean Fairfax County, Incorporated Representative;
- Mr. Paul S. Hughes to fill the unexpired term of Mr. Edward Mainland as the Virginians for Recycling, Incorporated Representative; and
- Ms. Barbara Wyatt as the Fairfax Audubon Society (Alternate) Representative.

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

[NOTE: The appointments of the Sully (Alternate) and the Braddock (Principal) Representatives to the Citizens Advisory Committee on Solid Waste and Disposal Matters were deferred.]

DULLES CORRIDOR LAND USE TASK FORCE

(NOTE: The appointment of the Sully District Representatives to the Dulles Corridor Land Use Task Force was deferred.)

TASK FORCE FOR YOUTH (NEW COMMITTEE)

Following discussion, Supervisor McConnell asked unanimous consent that the Board direct staff to clarify the church representatives and designate four members of the clergy from different parts of the County.

Following further discussion, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked that the request be amended to direct staff to "hone down" the Task Force membership and report to the Board with revisions, and this was accepted.

Without objection, the amended request was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

TYSONS CORNER TASK FORCE

(NOTE: The appointment of the At-Large Representative to the Tysons Corner Task Force was deferred.)

CRIMINAL JUSTICE ADVISORY BOARD

Supervisor Berger moved the appointment of Mr. William C. Lauler as the Dranesville District Representative to the Criminal Justice Advisory Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

HUMAN SERVICES COUNCIL

Supervisor Berger moved the appointment of Mr. Harrison Wehner to fill the unexpired term of Ms. Maxine Stokes as the Dranesville District Representative to the Human Services Council. This motion was seconded by Chairman Davis and carried by unanimous vote.

HUMAN RIGHTS COMMISSION

Supervisor Hyland informed the Board of a mandate that requires that the appointments to the Human Rights Commission be representative of the demographic areas of Fairfax County. He asked unanimous consent that the Board direct staff to report, later in the meeting, with information regarding the make-up of the Commission. Without objection, it was so ordered. (NOTE: Later in the meeting, there was no additional action taken by the Board regarding this matter.)

8. ADMINISTRATIVE ITEMS (Tape 3)

Supervisor Hyland moved approval of the Administrative Items. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

ADMIN 1 - ADDITIONAL TIME TO ESTABLISH THE USE FOR

SPECIAL EXCEPTION APPLICATION SE 89-L-074

(NEWINGTON PROFESSIONAL BUILDING) (LEE DISTRICT)

(AT)Approved the request for 36 months of additional time to establish the use for Special Exception Application SE 89-L-074 until **April 30, 1996** pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

**ADMIN 2 - ADDITION OF A NEW PORTION OF BLAKE LANE
INTO THE VIRGINIA DEPARTMENT OF TRANSPORTATION
(VDOT) SECONDARY SYSTEM AS ROUTE 655 (PROVIDENCE
DISTRICT)**

(R)Adopted a Resolution requesting the Virginia Department of Transportation (VDOT) to accept the new portion of Blake Lane into the State Secondary System as Route 655, Providence District.

**ADMIN 3 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARING ON THE PROPOSED ACQUISITION OF CERTAIN LAND
RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE I-66
TO BRADDOCK ROAD SEGMENT OF THE FAIRFAX COUNTY
PARKWAY (SULLY DISTRICT)**

(A)Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **July 26, 1993 at 3:30 p.m.** on the proposed acquisition of certain land rights necessary for the construction of I-66 to Braddock Road segment of the Fairfax County Parkway, Project 064145, Sully District.

**ADMIN 4 - AUTHORIZATION TO ADVERTISE A PUBLIC
HEARING ON A PROPOSED AMENDMENT TO THE CODE OF THE
COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND
TRAFFIC), ARTICLE 5A (RESIDENTIAL PERMIT PARKING**

**DISTRICT - RPPD), APPENDIX G, FOR THE INCLUSION OF
PARK LANE, BRISTOW DRIVE, AND NEWCASTLE DRIVE, INTO
THE ANNANDALE RPPD (DISTRICT 14) (BRADDOCK DISTRICT)**

(A)Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **July 26, 1993 at 3:30 p.m.** on a proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A (Residential Permit Parking District - RPPD), Appendix G, for the inclusion of Park Lane, Bristow Drive, and Newcastle Drive, into the Annandale RPPD (District 14), Braddock District.

**ADMIN 5 - AUTHORIZATION TO ADVERTISE A JOINT
VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT)/
FAIRFAX COUNTY BOARD OF SUPERVISORS PUBLIC HEARING
ON PROPOSED CUT-THROUGH RESTRICTIONS ON ALLAN
AVENUE (PROVIDENCE DISTRICT)**

(A)Authorized the advertisement and posting of notice for a joint Virginia Department of Transportation (VDOT)/Fairfax County Board of Supervisors public hearing to be held on **August 2, 1993 at 4:00 p.m.** to consider proposed cut-through traffic restrictions on Allan Avenue, Providence District.

**ADMIN 6 - AUTHORIZATION TO ADVERTISE PUBLIC
HEARINGS ON PROPOSED AMENDMENTS TO THE PUBLIC
FACILITIES MANUAL (PFM) REGARDING SANITARY SEWER
STANDARDS AND RECYCLING SYSTEM DESIGN CRITERIA**

(A)Authorized the advertisement of a public hearing to be held before the Planning Commission on July 22, 1993 and before the Board of Supervisors on **August 2, 1993 at 3:30 p.m.** on proposed amendments to the Public Facilities Manual (PFM) pertaining to sanitary sewer standards and the criteria for the design of recycling systems.

ADMIN 7 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 30 (MINIMUM PRIVATE SCHOOL AND CHILD CARE FACILITY STANDARDS)

(A)Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **August 2, 1993 at 4:00 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 30 (Minimum Private School and Child Care Facility Standards).

ADMIN 8 - STREETS INTO THE SECONDARY SYSTEM (DRANESVILLE, HUNTER MILL, LEE, AND PROVIDENCE DISTRICTS)

(R)Approved the request that certain streets listed in the Memorandum to the Board dated June 28, 1993, be recommended for acceptance into the State Secondary System, as follows: Solitaire - Solitaire Lane, Solitaire Way, Still Water Way, Dranesville District; Gosnell Road - Gosnell Road (Route 939), Gosnell Road/four lanes, Hunter Mill District; Woodland Stream - Woodland Stream Drive, Lee District; and Tyson's Corner Center, International Drive (Route 6034)/four lanes, Providence District.

9.A-1 - AUTHORIZATION TO PAY FISCAL YEAR (FY) 1994 FIRST QUARTER WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) BILLING (COUNTYWIDE) (Tape 3)

(R)On motion of Supervisor Alexander, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted a Resolution authorizing payment to the Washington Metropolitan Area Transit Authority (WMATA) of the fiscal year (FY) 1994 first quarter transit operating and capital billing in the net amount of \$13,537,606, including the \$435,151 FY 1993 WMATA Carryover credit to Fairfax County.

10.A-2 - AUTHORIZATION TO MAKE COMMUTER RAIL PAYMENT

**(BRADDOCK, LEE, MASON, MOUNT VERNON, AND
SPRINGFIELD DISTRICTS) (Tape 3)**

On motion of Supervisor McConnell, seconded by Supervisor Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the payment of \$1,202,923 to the Northern Virginia Transportation Commission (NVTC) for Fairfax County's share of the Virginia Railway Express ("The Express") payment due July 1, 1993.

**11.A-3 - GRANT TO COUNCIL OF GOVERNMENTS (COG) FOR
TECHNICAL SERVICES - I-95 LANDFILL (MOUNT VERNON
DISTRICT) (Tape 3)**

On motion of Supervisor Hyland, seconded by Supervisor Alexander, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the County Executive to sign the grant, contained in the Board Package, to the Metropolitan Washington Council of Governments (COG) for continued technical services at the I-95 Landfill in Fiscal Year (FY) 1994.

**12.A-4 - AMENDMENT TO THE COUNTY'S STANDARD LETTER OF
CREDIT AND SET-ASIDE LETTER SUPPORTING DEVELOPMENT
CONSTRUCTION AGREEMENTS (Tape 3)**

Supervisor McConnell moved that the Board concur in the recommendation of staff and approve an amendment to the text contained in the County's standard Letter of Credit and Set-Aside Letter, provided to the County as security for Development Construction Agreements. The amendment pertains to payment in the event of issuing institution's insolvency or failure. This motion was seconded by Supervisor Berger and carried by unanimous vote.

There was a brief discussion, with input from Irving Birmingham, Director, Department of Environmental Management (DEM), regarding corporate surety bonds.

**13.A-5 - ADOPTION OF A RESOLUTION ORDERING
IMPROVEMENTS IN COURTLAND PARK, PHASE II (MASON**

DISTRICT) (Tape 3)

(R)On motion of Supervisor McConnell, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted a Resolution ordering improvements in Courtland Park, Phase II, Mason District.

**14.A-6 - COUNTY RESPONSE TO PROPOSED ADOPTION OF
GENERAL VIRGINIA POLLUTANT DISCHARGE ELIMINATION
SYSTEM (VPDES) PERMITS FOR STORM WATER DISCHARGES**

(Tape 3)

On motion of Supervisor Hyland, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

- Approved the County written response to the notices of public comment period and public hearings on the proposed adoption of general Virginia Pollutant Discharge Elimination System (VPDES) permits for storm water discharges associated with heavy manufacturing facilities, light manufacturing facilities, transportation facilities, land application sites and open dumps, materials recycling facilities, steam electric power generating facilities, and construction sites; and
- Authorized the County Executive to sign and transmit the letter, contained in the Board Package, to the State Water Control Board (SWCB).

**15. A-7 - AMENDMENTS TO THE COMPENSATION AND CAFETERIA
PLANS (Tape 3)**

On motion of Supervisor Trapnell, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the proposed amendments to the Fiscal Year (FY) 1994 Compensation and Cafeteria Plans to include the revised insurance premium rates.

**16. A-8 - AMENDMENTS TO THE COUNTY'S CLASSIFICATION
AND COMPENSATION PLANS - ELECTION ADMINISTRATOR**

(Tape 3)

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board indefinitely defer its action on the proposed amendments to the County's Classification and Compensation Plans necessary to establish a merit Election Administrator class at a Grade S-28 (\$44,736-\$69,243). Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

**17. A-9 - REVISIONS TO CHAPTERS 3 AND 10 OF THE
PERSONNEL REGULATIONS REGARDING EXTENSIONS OF
INJURY LEAVE AND AMENDMENTS TO CLASS SPECIFICATIONS**

(Tape 3)

Supervisor McConnell moved that the Board concur in the recommendation of staff and approve the proposed revisions to Chapters 3 and 10 of the Personnel Regulations regarding extensions of injury leave and amendments to class specifications. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

There was a brief discussion regarding this item, with input from Paul L. Baldino, Acting-Director, Office of Personnel.

**18. A-10 - APPROVAL OF CITIZEN'S CHILD ABUSE PREVENTION
COMMITTEE BY-LAWS (Tape 3)**

(BACs)

On motion of Supervisor Hanley, seconded by Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the proposed By-Laws, contained in the Board Package, for the ongoing management of the Citizen's Child Abuse Prevention Committee.

**19. A-11 - REPLACEMENT OF MEMBER ON THE NORTHERN
VIRGINIA MANPOWER CONSORTIUM PRIVATE INDUSTRY
COUNCIL (PIC) (Tape 3)**

(APPT)

On motion of Supervisor Bulova, seconded by Supervisor Alexander, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

- Approved the appointment of the following individual as a Representative from the Virginia Employment Commission (VEC), to replace the current representative who has resigned, to the Northern Virginia Manpower Consortium Private Industry Council (PIC):

- *Ms. Joyce Schumann

VEC

Term to Expire: June 30, 1995; and

- Directed staff to forward the necessary information on the appointment to the Governor for certification.

20. A-12 - FAIRFAX COUNTY COMMUNITY ACTION ADVISORY

BOARD (CAAB) MEMBERSHIP APPROVAL AND APPOINTMENT

(Tape 3)

(BACs)

(APPTs)

On motion of Supervisor Hanley, seconded by Supervisor Alexander, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

- Appointed Ms. Linda C. Eubanks to serve as the Community Representative on the Fairfax County Community Action Advisory Board (CAAB);

- Directed staff to **ADD** the following positions to the composition for representation from:

- *George Mason University (GMU);

- *American Association of Retired Persons (AARP); and

- *Literacy Council of Northern Virginia; and

•Directed staff to **DELETE** the following organizations from the composition (these organizations have failed to respond to invitations to provide representatives):

*American Red Cross; and

*Fairfax Medical Society.

**21. A-13 - AMENDMENT TO THE INDEMNIFICATION OF OFFICERS
AND EMPLOYEES RESOLUTION (Tape 3)**

(R)On motion of Supervisor Alexander, seconded by Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the proposed amended Indemnification Resolution and the Appendix contained in the Board Package.

**22. A-14 - REVISIONS TO THE WATER FACILITIES PLANNING
AGREEMENT BETWEEN THE BOARD OF SUPERVISORS AND THE
FAIRFAX COUNTY WATER AUTHORITY (Tape 3)**

On motion of Supervisor Frey, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

•Approved the proposed agreement between the Fairfax County Water Authority (FCWA) and the Board of Supervisors which reflects the current practice and permits a more efficient review of FCWA projects under the County's 456 review and administrative processes; and

•Authorized the Chairman to sign the agreement.

**23. A-15 - WEST OX ROAD REGIONAL STORMWATER MANAGEMENT
FACILITY REIMBURSEMENT AGREEMENT (HUNTER MILL
DISTRICT) (Tape 3)**

On motion of Supervisor Dix, seconded by Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the execution of an Agreement to reimburse the Virginia Department of

Transportation (VDOT) for the construction cost of the West Ox Road Regional Stormwater Management Pond.

AP:ap

24.A-16 - AUTHORIZATION TO EXECUTE COOPERATION

AGREEMENTS BY AND AMONG THE COUNTY OF FAIRFAX,

THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING

AUTHORITY AND (1) THE TOWN OF CLIFTON, (2) THE

TOWN OF HERNDON, AND (3) THE CITY OF FAIRFAX

(Tape 4)

On motion of Supervisor Hanley, the second to which was inaudible, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the execution of cooperation agreements by and among the County of Fairfax, the Fairfax County Redevelopment and Housing Authority (FCHRA), the Towns of Clifton and Herndon, and the City of Fairfax.

25.A-17 - APPROVAL OF THE FAIRFAX COUNTY RELOCATION

GUIDELINES (Tape 4)

Supervisor Alexander moved that the Board concur in the recommendation of staff and approve the "Fairfax County Relocation Guidelines" (FCRG), to be used on a voluntary basis by private developers. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

Following discussion, Supervisor Hanley moved to appoint a coordinator to implement these guidelines.

Supervisor Alexander asked to amend the motion to include the appointment of a person from within the department to this job, and this was accepted.

The amended motion, the second to which was inaudible, carried by unanimous vote.

26.A-18 - SUPPLEMENTAL APPROPRIATION RESOLUTION

**(SAR) AS 93067 TALLING \$203,321 FOR THE
DEPARTMENT OF HUMAN DEVELOPMENT TO ACCEPT
FEDERAL PASS THRU FUNDING FOR AID TO FAMILIES
WITH DEPENDENT CHILDREN (AFDC) EDUCATION AND
TRAINING DAY CARE (Tape 4)**

(SAR)On motion of Supervisor Hanley, seconded by Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS 93067 totalling \$203,321 for Aid to Families with Dependent Children (AFDC) Education and Training Day Care.

27.A-19 - SUPPLEMENTAL APPROPRIATION RESOLUTION

**(SAR) AS 93070 TALLING \$190,741 FOR THE
DEPARTMENT OF HUMAN DEVELOPMENT TO ACCEPT
ADDITIONAL FEE SYSTEM/AT-RISK DAY CARE PROGRAM
FUNDS (Tape 4)**

(SAR)On motion of Supervisor Hanley, seconded by Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS 93070 totalling \$190,741 for the Fee System/At-Risk Day Care Program.

28.A-20 - SUPPLEMENTAL APPROPRIATION RESOLUTION

**(SAR) AS 93071 TALLING \$475,741 FOR THE
DEPARTMENT OF HUMAN DEVELOPMENT TO ACCEPT
ADDITIONAL FEDERAL PASS THRU FUNDING FOR THE
FEE SYSTEM/AT-RISK DAY CARE PROGRAM (Tape 4)**

(SAR)On motion of Supervisor Hanley, seconded by Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved

Supplemental Appropriation Resolution (SAR) AS 93071 totalling \$475,741 for the Fee System/At-Risk Day Care Program.

29.A-21 - SUPPLEMENTAL APPROPRIATION RESOLUTION

(SAR) AS 94007 FOR CONTINUATION OF THE

VIRGINIA PRIMARY CARE GRANT (Tape 4)

(SAR)On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS 94007 totalling \$83,181. The grant funds will continue to partially fund the current treatment capacity of the Affordable Health Care centers as previously funded in Fiscal Years 1991, 1992, and 1993.

30.A-22 - SUPPLEMENTAL APPROPRIATION RESOLUTION

(SAR) AS 94009 FOR THE FAIRFAX COUNTY GENERAL

DISTRICT COURT PRETRIAL SERVICES SUPERVISED

RELEASED GRANT PROGRAM (Tape 4)

(SAR)On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS 94009 in the amount of \$119,984. This grant award will provide funding for continuation of a Supervised Release Program for the General District Court.

31.A-23 - SUPPLEMENTAL APPROPRIATION RESOLUTION

(SAR) AS 94010 FOR THE HEALTH DEPARTMENT

ELIGIBILITY WORKER (HDEW) PROJECT WITHIN

THE DEPARTMENT OF HUMAN DEVELOPMENT (Tape 4)

(SAR)On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS 94010 in the amount of \$33,276. These funds will provide salary and fringe benefits for one additional Senior Eligibility Worker position.

32.A-24 - SUPPLEMENTAL APPROPRIATION RESOLUTION

(SAR) AS 94011 FOR THE DEPARTMENT OF HUMAN

DEVELOPMENT VIRGINIA SHELTER SUPPORT GRANT

PROGRAM (Tape 4)

(SAR)On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS 94011 in the amount of \$92,693 to continue providing health care services to shelter residents and to potentially offset budgeted shelter operating expenses for the period July 1, 1993 through June 30, 1994.

33.A-25 - SUPPLEMENTAL APPROPRIATION RESOLUTION

(SAR) AS 94012 FOR THE DEPARTMENT OF HUMAN

DEVELOPMENT PY 1993 JOB TRAINING PARTNERSHIP

ACT (JTPA), TITLE II-A, ADULT PROGRAM (Tape 4)

(SAR)On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS 94012 in the amount of \$706,530. This grant award continues funding support for 26 existing grant status positions (25.5 SYE).

34.A-26 - SUPPLEMENTAL APPROPRIATION RESOLUTION

(SAR) AS 94013 FOR THE DEPARTMENT OF HUMAN

DEVELOPMENT PY 1993 JOB TRAINING PARTNERSHIP

ACT (JTPA), TITLE II-C, YOUTH PROGRAM (Tape 4)

(SAR)On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS 94013 in the amount of \$535,405. This grant award includes funding to establish two grant status Manpower Specialist I positions (S18, 2.0 SYE).

**35.A-27 - HEALTH DEPARTMENT'S MATERNAL AND CHILD
HEALTH HOME VISITING PROGRAM GRANT APPLICATION**

(Tape 4)

On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the submission of the grant application for the development of collaborative prevention-oriented health services to at risk mothers, infants and their families in the south County area and the expansion and enhancement of these current services in the Falls Church area.

**36.A-28 - APPROVAL FOR THE FAIRFAX-FALLS CHURCH
SERVICES BOARD (CSB) TO ACCEPT EXTENDED FUNDING
UNDER THE RYAN WHITE COMPREHENSIVE AIDS RESOURCE
EMERGENCY (CARE) ACT FOR THE CONTINUATION OF THE
REGIONAL HIV POSITIVE/AIDS MENTAL HEALTH PROGRAM**

(Tape 4)

On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Fairfax-Falls Church Community Services Board (CSB) to accept a \$27,937 grant extension from the Northern Virginia Planning District Commission (NVPDC) under the Ryan White Comprehensive AIDS Resource Emergency (CARE) Act.

**37.A-29 - AUTHORIZATION FOR THE FAIRFAX-FALLS CHURCH
COMMUNITY SERVICES BOARD (CSB) TO ACCEPT STATE
FUNDING FOR CHILD CARE FOR CHILDREN WITH SPECIAL
NEEDS (Tape 4)**

On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Fairfax-Falls Church Community Services Board (CSB) to accept \$40,793 from

the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) for child care for children with special needs.

38.A-30 - FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC

DIVISION, GRANT APPLICATION TO THE VIRGINIA

DEPARTMENT OF MOTOR VEHICLES (Tape 4)

Supervisor Bulova moved that the Board concur in the recommendation of staff and approve the Fairfax County Police Department's application to the Virginia Department of Motor Vehicles in the amount of \$16,177. The second to the motion was inaudible.

Following discussion, with input from William J. Leidinger, County Executive, the question was called on the motion which carried by unanimous vote.

39.A-31 - FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC

SAFETY SECTION, GRANT APPLICATION TO THE VIRGINIA

DEPARTMENT OF MOTOR VEHICLES (Tape 4)

Supervisor Bulova moved that the Board concur in the recommendation of staff and approve the Fairfax County Police Department's application to the Virginia Department of Motor Vehicles in the amount of \$88,564. This motion was seconded by Supervisor Alexander.

Following discussion, with input from Captain Gary Ball, Police Department, the question was called on the motion which carried by unanimous vote.

40.A-32 - FAIRFAX COUNTY POLICE DEPARTMENT, MASON

DISTRICT STATION, GRANT APPLICATION TO THE

BUREAU OF JUSTICE ASSISTANCE OF THE UNITED

STATES DEPARTMENT OF JUSTICE (Tape 4)

On motion of Supervisor Trapnell, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved

the Fairfax County Police Department's application to the Bureau of Justice Assistance in the amount of \$200,000.

41.A-33 - SUPPLEMENTAL APPROPRIATION RESOLUTION

(SAR) AS 94014: OFFICE OF TRANSPORTATION

RIDESOURCES PROGRAM (ALL DISTRICTS) (Tape 4)

(SAR)On motion of Supervisor Hanley, seconded by Supervisor Alexander, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved Supplemental Appropriation Resolution (SAR) AS 94014 in the amount of \$203,390 to continue the Office of Transportation's Marketing and Ridesharing Program for the period of July 1, 1993 through June 30, 1994.

42.A-34 - SUPPLEMENTAL PARKING AGREEMENT FOR

VIENNA METRORAIL STATION (PROVIDENCE

DISTRICT) (Tape 4)

Following discussion, Supervisor Hanley moved that the Board concur in the recommendation of staff and:

- Endorse private sector providing supplemental parking adjacent Vienna Metrorail Station at no cost to Fairfax County;
- Require higher off-site parking rates to ensure continued maximum use of Vienna Metrorail Station parking facilities;
- Endorse Fairfax County receiving 33 percent of net operating profits generated by Supplemental Parking Facilities; and
- Authorize the County Executive to execute the Agreement with First American Bank of Virginia and The Evans Company generally consistent with the Supplemental Parking Agreement - Vienna Metrorail Project, as shown in Attachment I of the Memorandum to the Board dated June 28, 1993.

This motion was seconded by Chairman Davis and carried by unanimous vote.

43.A-35 - FAIRFAX COUNTY OFFICE OF THE SHERIFF

**GRANT APPLICATION TO THE UNITED STATES
DEPARTMENT OF EDUCATION FOR DEVELOPMENT OF
A LIFE SKILLS FOR LOCAL PRISONERS PROGRAM**

(Tape 4)

On motion of Supervisor Berger, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the Office of the Sheriff grant application in the amount of \$323,390 for the purpose of providing a comprehensive and coordinated life skills program for inmates in the Fairfax County Adult Detention Center.

**44.A-36 - PARKING REDUCTION FOR THE CHRIST
PRESBYTERIAN CHURCH AND CHRIST PRESBYTERIAN
CHURCH PRESCHOOL (SULLY DISTRICT) (Tape 4)**

On motion of Supervisor Frey, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved a 14.1 percent parking reduction for the Christ Presbyterian Church and Christ Presbyterian Church Preschool, Tax Map Number 045-4-001-0009, Sully District.

**45.A-37 - USE OF SCHOOL AGE CHILD CARE (SACC) BOND
AUTHORIZATION FOR RECONSTRUCTION OF DAY CARE
CENTER CLASSROOMS AT CAMERON ELEMENTARY SCHOOL
(LEE DISTRICT) (Tape 4)**

Supervisor Frey moved that the Board concur in the recommendation of staff and approve the use of surplus School Age Child Care (SACC) bond authorization to fund reconstruction of five classrooms at Cameron Elementary School for lease to the Mount Vernon - Lee Day Care Center. The motion, the second to which was inaudible, carried by unanimous vote.

Supervisor Hanley asked unanimous consent that the Board direct staff to report at a later date as to how this proposal "fits under the bond." Without objection, it was so ordered.

**46.A-38 - APPROVAL FOR THE FAIRFAX-FALLS CHURCH
COMMUNITY SERVICES BOARD (CSB) TO ACCEPT
ADDITIONAL STATE FUNDS TO INCREASE CONTRACTUAL
RESIDENTIAL SERVICES (Tape 4)**

On motion of Supervisor Hanley, seconded by Supervisor Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Fairfax-Falls Church Community Services Board (CSB) to accept additional funds in the amount of \$290,900 from the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) for residential services.

**47.A-39 - APPROVAL FOR FISCAL YEAR (FY) 1995
BUDGET DEVELOPMENT PLAN AND FY 1994 CLOSE
MANAGEMENT INITIATIVES (Tape 4)**

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board concur in the recommendation of staff and approve the Fiscal Year (FY) 1995 Budget Development Plan and the FY 1994 Close Management Initiatives. This motion was seconded by Supervisor Frey.

Following discussion with input by William J. Leidinger, County Executive, the question was called on the motion which carried by unanimous vote.

Vice-Chairman McConnell returned the gavel to the Chairman Davis.

**48.I-1 - FAIRFAX COUNTY CHANNEL 16 WINS CABLE ACE
AWARDS (Tape 4)**

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 announcing that Fairfax County's Channel 16 won two first place awards in June for the best public affairs cable television series and the best educational cable television series in a nationwide competition.

**49.I-2 - FAIRFAX COUNTY WINS NATIONAL ASSOCIATION
OF COUNTY INFORMATION OFFICERS (NACIO) (Tape 4)**

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 announcing that the Office of Public Affairs has won an award from the National Association of County Information Officers (NACIO).

50.I-3 - REACCREDITATION OF ADULT DETENTION CENTER

BY THE AMERICAN CORRECTIONAL ASSOCIATION (ACA)

(Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 announcing that a comprehensive audit of the policies and procedures of the Fairfax County Adult Detention Center was conducted by the American Correctional Association (ACA). The ACA found a compliance rate of 100 percent with all mandatory standards and a compliance rate of 96.76 percent with all non-mandatory standards.

51.I-4 - RETIREMENT SYSTEMS CONTRIBUTION RATES FOR

FISCAL YEAR (FY) 1994 (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 requesting authorization for staff to implement the retirement contribution rates recommendations for Fiscal Year (FY) 1994 for the three County Retirement Systems as contained in the Memorandum to the Board.

The staff was directed administratively to proceed as proposed.

52.I-5 - COUNTY HOLIDAY SCHEDULE -- CALENDAR YEAR

1994 (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 presenting the holiday schedule for calendar year 1994.

The staff was directed administratively to proceed as proposed.

53.I-6 - ENVIRONMENTAL PROTECTION AGENCY (EPA) GREEN

LIGHTS PROGRAM (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 presenting the staff review of the Environmental Protection Agency's (EPA) Green Lights Program for possible participation by the County.

54.I-7 - ACCURACY OF PROGRAMMING ON CHANNEL 16

(Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 presenting staff's report regarding programming accuracy on Channel 16, specifically county programs that may not be currently funded.

Following discussion, Supervisor Hyland asked unanimous consent that the Board direct staff to report with plans for the future of the Community Improvement Program. Without objection, it was so ordered.

55.I-8 - STAFF SUMMARIES OF THE MAY, 1993

TRANSPORTATION ADVISORY COMMISSION MEETINGS

(COUNTYWIDE) (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 presenting the Staff Summaries of the May, 1993 Transportation Advisory Commission Meetings.

56.I-9 - COMPREHENSIVE HOUSING AFFORDABILITY STRATEGY

(CHAS) CERTIFICATION - SECTION 811 SUPPORTIVE

HOUSING APPLICATION BY HARTWOOD FOUNDATION,

INCORPORATED (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 requesting authorization for staff to sign the Comprehensive Housing Affordability Strategy (CHAS) certification for inclusion with the application to the United States Department of Housing and Urban Development.

The staff was directed administratively to proceed as proposed.

**57.I-10 - COMPREHENSIVE HOUSING AFFORDABILITY STRATEGY
(CHAS) CERTIFICATION - SECTION 202 SUPPORTIVE
HOUSING APPLICATIONS BY THE FAIRFAX HOUSING AND
COMMUNITY DEVELOPMENT CORPORATION (DRANESVILLE
AND BRADDOCK DISTRICTS) (Tape 4)**

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 requesting authorization for staff to sign the Comprehensive Housing Affordability Strategy (CHAS) certification for inclusion with the application to the United States Department of Housing and Urban Development.

There was discussion with input from Verdia L. Haywood, Deputy County Executive for Human Services.

The staff was directed administratively to proceed as proposed.

**58.I-11 - AWARD OF CONTRACT - CONSULTING SERVICES FOR
EMPLOYEE BENEFIT PROGRAMS (COUNTY AND FAIRFAX
COUNTY PUBLIC SCHOOLS) (Tape 4)**

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 requesting authorization for staff to finalize negotiations and award a contract to Towers Perrin in the total amount not to exceed \$21,750.00 to perform reviews and technical services regarding employee benefit programs for the Fairfax County Government and the Fairfax County Public Schools.

The staff was directed administratively to proceed as proposed.

**59.I-12 - REVISIONS TO THE VIRGINIA RESIDENTIAL
PROPERTY DISCLOSURE ACT (VRPDA) (Tape 4)**

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 outlining the revisions to the Virginia Residential Property Disclosure Act (VRPDA) which becomes effective July 1, 1993 and requires

residential property owners to make disclosures or file a disclaimer for real property they are selling, whether or not the property is sold through a real estate salesperson or broker.

60.I-13 - AWARD OF CONTRACT - ELEVATOR/ESCALATOR

INSPECTION SERVICES (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 requesting authorization for staff to execute a contract with National Elevator Inspection Services for elevator/escalator inspection services.

Following discussion, with input from staff, Supervisor Dix asked unanimous consent that the Board direct staff to review options under Virginia law as it relates to requirements for business licenses, specifically who is and is not required to obtain this license. Without objection, it was so ordered.

The staff was directed administratively to proceed as proposed.

61.I-14 - CONTRACT AWARD - SPRINGVALE SUBDIVISION

SANITARY SEWER EXTENSION AND IMPROVEMENTS (LEE DISTRICT) (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 requesting authorization for staff to award a contract to Owens and Dove, Incorporated in the amount of \$179,609.99 for the construction of Springvale Subdivision Sanitary Sewer Extension and Improvements Project X00820, Replacement and Transmission, in Subfund 524, Sewer Bond Extension and Improvement.

The staff was directed administratively to proceed as proposed.

62.I-15 - CONTRACT AWARD - FALLSWOOD SUBDIVISION

DEVELOPER DEFAULT (DRANESVILLE DISTRICT) (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 requesting authorization for staff to award a contract to Finley Paving, Incorporated in the amount of \$37,876.00 for the construction of

Fallswood Subdivision Developer Default in Project U00006, Developer Default, in Subfund 468, Public Works Construction.

The staff was directed administratively to proceed as proposed.

63.I-16 - CONTRACT AWARD - SWINKS MILL ACRES

DEVELOPER DEFAULT (DRANESVILLE DISTRICT) (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 requesting authorization for staff to award a contract to J. R. G. Contractors, Incorporated in the amount of \$52,000.00 for Swinks Mill Acres Developer Default, in Project U00006, Developer Default, in Subfund 468, Public Works Construction.

The staff was directed administratively to proceed as proposed.

64.I-17 - 1993 PUBLIC FACILITIES MANUAL (PFM)

(Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated June 28, 1993 introducing the new 1993 edition of the Public Facilities Manual (PFM).

65.I-18 - BOND REFUNDING OPPORTUNITY (Tape 4)

(Bonds)

The Board next considered an Information Item regarding the feasibility of refunding additional general obligation bonds.

BOARD MATTERS

66.RECOGNITION OF CHAIRMAN DAVIS'S CHILDREN,

CARLTON AND PAMELA (Tape 4)

Supervisor McConnell introduced Carlton and Pamela Davis, children of Chairman Davis, who were observing the meeting from the audience.

CM:cm

67. PROPOSED CREATION OF A JUROR DONATION PROGRAM TO BE ENTITLED THE "ADMINISTRATION OF JUSTICE FUND"

(Tape 5)

Chairman Davis stated that he had received a letter from John T. Frey, Clerk of Court, regarding the possibility of creating a juror donation program in Fairfax County. This program encourages jurors to donate their payment back to the court or to a local charity. A similar program in Cincinnati has experienced a 35 percent donation rate.

Chairman Davis stated that jurors are currently paid \$20 per day. On July 1, 1993, this will be increased to \$30 per day, raising the cost of jurors between \$100,000 and \$140,000 in fiscal year (FY) 1994. A juror donation program could raise as much as \$100,000 which could be used as an additional source of funding for electronic imaging and court automation.

The Code of Virginia allows jurisdictions the power to establish such a program. Therefore, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board direct staff to:

- Review the possibility of adopting a local ordinance, pursuant to Section 14.1-195.2 of the Code of Virginia, to authorize the Clerk of Court to implement a juror donation program to be entitled the "Administration of Justice Fund"; and
- Report with recommendations prior to the Board of Supervisors' meeting scheduled for August 2, 1993.

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

68. INCREASE IN APPROPRIATION FOR THE CLERK OF COURT TO ADVERTISE THE QUESTION OF ELECTING THE SCHOOL BOARD

(Tape 5)

Supervisor Davis informed the Board that as a result of receiving more than 42,000 petition signatures, Judge Richard Jamborski has ordered that a referendum be held this November on the question of electing the School Board beginning in 1995. The United States Department of Justice is conducting its routine evaluation of the referendum pursuant to the Voting Rights Act.

However, before the question can be put on the ballot, the Code of Virginia requires the Clerk of Court to advertise a notice of the referendum in the newspaper for three weeks. The Clerk has indicated that because of the financial limitations of recent years, his budget cannot support the advertising costs.

Therefore, Supervisor Davis moved that the Board increase the aggregate amount appropriated to the Clerk's Office by a sum not to exceed \$1,000 for the purpose of covering the cost of the legal advertisements in connection with the elected School Board referendum. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

69.ELECTRONIC IMAGING FUNDING FOR THE CIRCUIT COURT

(Tape 5)

Supervisor Davis informed Board Members of a request that he had received from John T. Frey, Clerk of Court, requesting the Board to designate revenues generated by the Court Public Access Network (CPAN), over and above the current levels, to be used to fund the Electronic Imaging System in the Clerk's office.

Currently, subscribers to CPAN are required to use a dedicated phone line to access information from the mainframe. As of July 1, 1993 they will be allowed the flexibility to access the system with a modem. Without the cost of the dedicated phone line, more firms will find it beneficial to use the system.

Electronic Imaging will enlarge the information available, be convenient and save valuable time, therefore attracting many new users. It will eventually almost become a necessity to subscribe to CPAN.

Supervisor Davis asked unanimous consent that the Board direct staff to study this issue to determine the feasibility of the request. Without objection, it was so ordered.

Supervisor Berger asked unanimous consent that the Board direct staff to study this issue for privatization also. Without objection, it was so ordered.

70.COUNTY EMPLOYEES COMMENDED FOR THEIR VOLUNTEER

ASSISTANCE IN THE SCREENING CLINIC FOR CRIPPLED

CHILDREN FOR ADMITTANCE TO THE SHRINERS HOSPITAL

(Tape 5)

Supervisor Davis announced that he had received a letter from Darrell (Skip) Hamilton, Potentate of the Kena Temple, commending Fairfax County employee assistance in the screening clinic for crippled children for possible admittance to the Shriners Hospital. Sixty children were found to be eligible.

On behalf of the entire Board, Supervisor Davis expressed his appreciation and commended the outstanding efforts of the following County employees who gave of their own time and energy to assist in this worthwhile effort:

•Patricia Clarke,

Department of Human Development;

•Sherry McManis,

Department of Human Development;

•Gail Eskew,

Cable Programming Division,

Office of Consumer Affairs;

•Peter Friend,

Production Manager, Channel 16,

Office of Consumer Affairs; and

•Bill Castro,

Tenant Landlord Commission.

Supervisor Davis further commended the Shriners for their fine work in the community.

71.FAIRFAX COUNTY FIREFIGHTERS FUND (Tape 5)

Supervisor Davis announced that he had received an invitation from Chief Glenn A. Gaines, Fire and Rescue Department, inviting the Board to sponsor one tee or green at a cost of \$250 at the Second Annual Retiree's Golf Outing to benefit the Firefighters' Fund of Fairfax County. This fund provides support to active and retired Fairfax

County firefighters, paramedics, and their families in times of special need. The cost is \$25 per Supervisor, if the Board wishes to show its support of this very worthwhile endeavor. A large sign will be placed at the green or tee indicating the sponsor's name.

Checks are to be made payable to **Fairfax County Fire and Rescue Retirement Association** and sent to P.O. Box 1387, Annandale, Virginia, 22003. If Supervisors wish, checks can be given to Chris Litzenberg in the Chairman's office and she will forward the checks accordingly.

Supervisor Hanley moved that the Board designate Supervisor Michael Frey, Sully District, as the "official golfer" for the Board in this event and that Supervisor Ernest Berger, Dranesville District, be designated as the alternate. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

72. TRIPLE A BOND RATING (Tape 5)

Supervisor Davis informed the Board of the latest credit rating from Moody's Investment Services from whom Fairfax County has maintained a Triple A rating since 1975. He stated that Moody's analysis noted that the Fairfax economy is one of the most stable and diverse in the nation and noted the County's responsible management.

City and State Magazine has also given Fairfax County the number one rating in terms of an array of criteria including financial management in the County.

Supervisor Davis congratulated and thanked the Board and staff on maintaining the Triple A rating and saving the County millions of dollars.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

73. REQUEST FOR DEFRAYAL OF WAIVER APPLICATION FEE

FOR THE PERMIT APPLICATION FILED BY THE EMBASSY

SCHOOL ON WEST OX ROAD (HUNTER MILL DISTRICT)

(Tape 5)

Supervisor Dix stated that on May 22, 1992, a building permit application was approved under the "walk through" process for a 648 square feet addition to the existing building on the site known as the Embassy School. Based on the information supplied by the contractor applicant, the building permit application was reviewed and

approved as a residential application. Construction of the addition started and the contractor called the County for his first inspection. At that point, on June 11, 1992, the building permit was cancelled pursuant to a stop work order issued because a commercial building permit was required and it was also determined that an amendment to the Embassy School's existing Special Permit would be required.

A new building permit application was submitted to the County and, in October 1992, the Board of Zoning Appeals (BZA) approved the Special Permit amendment.

Because of the limited scope of the addition to this facility, it has now been determined that a site plan waiver application is desirable rather than proceeding with a full site plan review. After further discussions with the Department of Environmental Management (DEM) staff, it has been determined that **five** waiver applications will be required in this instance.

Supervisor Dix stated that the delays to the Embassy School because of building permit confusion have been significant, as have been the costs. As a result, the Embassy School has requested that all of the waiver application fees be waived. He stated, in his opinion, because the initial County action may have contributed to this delay and the additional costs, and in an effort to recommend a reasonable compromise in this matter, Supervisor Dix stated that he feels it is appropriate for the County to assist the Embassy School by waiving some of the costs associated with the waiver applications.

Accordingly, Supervisor Dix moved that the Board direct DEM to defray one-half of the total waiver application fee of \$2,500 and require a fee of \$1,250 to be paid by the Embassy School. This motion was seconded by Supervisor McConnell.

Following discussion, with input from Anthony H. Griffin, Deputy County Executive for Planning and Development, and Irving Birmingham, Director, Department of Environmental Management (DEM), Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved a substitute motion that the Board refer this matter to staff for further review.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

Following further discussion, Supervisor Dix asked unanimous consent that this item be deferred until later in the day. Without objection, it was so ordered.

Supervisor McConnell asked unanimous consent that the Board direct staff to also report with suggestions as to how a small facility, wishing to help with latch-key

children in after-school care, can avoid expensive road improvements required by the Virginia Department of Transportation (VDOT). Without objection, it was so ordered.

74.DEFERRAL OF PUBLIC HEARING ON REZONING RZ 92-H-027**AND PROFFERED CONDITION AMENDMENT PCA 85-C-008-2****(BAHMAN BATMANGHELIDJ, TRUSTEE) (HUNTER MILL****DISTRICT) (Tape 5)**

Supervisor Dix announced that two applications, Rezoning RZ 92-H-027 and Proffered Condition Amendment PCA 85-C-008-2, filed by Bahman Batmanghelidj, Trustee, were until recently scheduled to be heard by the Board today. Although they do not appear on today's agenda, he wished to inform the Board of their status.

Earlier this month, requests for deferral were submitted by the applicant and a new owner of a portion of the application property. In response to these requests, Supervisor Dix stated that he would be deferring the applications indefinitely in order to allow for the amendment of the current applications and the filing of a new one.

Supervisor Dix stated that the applicants have indicated that the revised applications will be filed with the Office of Comprehensive Planning (OCP) shortly and that when they are filed a new public hearing schedule will be established.

75.ANNOUNCEMENT OF THE OPENING OF AN ADDITIONAL**SECTION OF THE FAIRFAX COUNTY PARKWAY FROM THE****DULLES TOLL ROAD TO SUNSET HILLS ROAD (Tape 5)**

Supervisor Dix informed the Board of the opening of an additional section of the Fairfax County Parkway from the Dulles Toll Road to Sunset Hills Road. The road will be open for public use on July 7, 1993.

76.HUNTER MILL DISTRICT BUDGET OVERSIGHT COMMITTEE**REPORT (Tape 5)**

Supervisor Dix announced that he had distributed to Board Members a copy of the Hunter Mill District Budget Oversight Committee Report and solicited comments regarding the report.

VW:vw

77.PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), TO CREATE A NEW SPECIAL EXCEPTION USE WITHIN THE R-C DISTRICT AND OTHER ZONING DISTRICTS TO ALLOW WOOD CHIPPING AND ASSOCIATED TRUCKING OPERATIONS ON PROPERTY ADJACENT TO PROPERTY WHICH IS ZONED AND USED AS INDUSTRIAL (Tape 6)

Supervisor Frey moved that the Board direct staff to:

- Prepare an amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), which would create a new special exception use within the R-C District, and other zoning districts which staff may recommend, which would allow wood chipping and associated trucking operations on property adjacent to property which is zoned and used as industrial; and
- Report to the Board with the draft amendment for authorization to advertise the public hearings.

This new special exception use should be subject to additional standards designed to ensure that the use would have minimal impact on nearby properties. Supervisor Frey stated that staff should consider the following as additional standards for this new proposed use:

- Minimum lot size of 10 acres;
- Frontage on and access from a primary highway;
- Very low floor area ratio (FAR), such as 0.05 FAR;
- Must abut land zoned to the I-6 District which is being used for heavy industrial purposes;

- Will terminate when the abutting heavy industrial use either ceases to exist or is rezoned; and
- Substantial transitional screening and setback requirement.

This motion was seconded by Chairman Davis.

Chairman Davis asked that the motion be amended to direct staff to report as expeditiously as possible with the draft amendment for authorization, and this was accepted.

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

78. STAFF TO REVIEW ORDINANCE ADOPTED BY THE CITY OF VIRGINIA BEACH, VIRGINIA WHICH ALLOWS THE PROSECUTION OF INDIVIDUALS CAUGHT "PEEPING" INTO PUBLIC PLACES (Tape 6)

Supervisor Frey stated that recently he has learned that, because of a loophole in the Code of Virginia, police and prosecutors do not have the ability to charge individuals caught "peeping" into public places. Presently, the Code of Virginia allows the prosecution of individuals caught "peeping" into private dwellings.

The City of Virginia Beach, Virginia has closed this loophole with a local ordinance. Therefore, Supervisor Frey asked unanimous consent that the Board direct the County Attorney to investigate the City's ordinance and to determine whether it could be applied in Fairfax County. Without objection, it was so ordered.

79. BOARD'S EXECUTIVE SESSION AGENDA INCLUDES DISCUSSION OF COURT CASE REGARDING THE HUNTING INCIDENT THAT OCCURRED ADJACENT TO VIRGINIA RUN (Tape 6)

Supervisor Frey announced that today's Executive Session Agenda includes the discussion of the court case regarding the hunting incident that occurred adjacent to Virginia Run.

80. BRIEFING ON THE 16TH ANNUAL BULL RUN JAMBOREE

(Tape 6)

Supervisor Frey briefed Board Members on the 16th Annual Bull Run Jamboree held Sunday, June 27, 1993 at Bull Run Regional Park. As usual, the Jamboree was a huge success with approximately 15,000 individuals in attendance. He expressed his appreciation to all individuals whose contributions made the event such a success.

In particular, Supervisor Frey commended the outstanding performance of the Fairfax County Police Department, Fire and Rescue Department, Emergency Medical Services (EMS), and the Northern Virginia Regional Park Authority (NVRPA). He extended his personal congratulations to David Brown, Director of Park Operations, NVRPA.

81. REVIEW OF THE CODE OF VIRGINIA STATUTE THAT REQUIRES THAT CERTAIN LAND RECORDS BE PLACED ON MICROFICHE (Tape 6)

Supervisor Berger stated that it has been called to his attention that the Code of Virginia requires that certain types of land records be kept only on microfiche and that a change in state law may be needed in the future to switch to imaging. Accordingly, he asked unanimous consent that the Board refer this issue to staff and the Board's Legislative Subcommittee for its review and recommendation. Without objection, it was so ordered.

82. WILDFLOWER DEDICATION CEREMONY SCHEDULED TO REMEMBER THOSE INDIVIDUALS WHO LOST THEIR LIVES TO AN ACT OF TERRORISM THAT OCCURRED IN FRONT OF THE CENTRAL INTELLIGENCE AGENCY (CIA) BUILDING IN MCLEAN, VIRGINIA (Tape 6)

Supervisor Berger announced that a wildflower dedication ceremony will be held on June 30, 1993 to remember those individuals who lost their lives to an act of terrorism that occurred in front of the Central Intelligence Agency (CIA) building in McLean, Virginia earlier this year.

83.APPRECIATION EXPRESSED TO THOSE INDIVIDUALS WHOSE CONTRIBUTIONS MADE THE "ALL-NIGHT GRADUATION PARTIES" SUCCESSFUL (Tape 6)

Supervisor Hanley expressed her appreciation to all the parents and volunteers throughout the County that helped make the "All-Night Graduation Parties" possible. Without the assistance and contributions of these individuals, the parties would not be possible.

84.STAFF TO REVIEW THE POSSIBILITY OF FLEX-TIME HOURS FOR THE COURTS (Tape 6)

Supervisor Hanley stated that she had received a response from John T. Frey, Clerk of Court, regarding her inquiry of the hours of operation that the court's business offices are open. She stated that Mr. Frey has expressed an interest in establishing one available evening per week (flex-time) whereby citizens could conduct business at the court.

Mr. Frey had pointed out, however, that not only would this be considered a budget item, but there are also some federal regulations that affect the County's ability to use this type of flex-time program. Therefore, Supervisor Hanley asked unanimous consent that the Board direct staff to review these regulations and to determine what steps could be taken to allow Mr. Frey to open the court's business office one evening per week. Without objection, it was so ordered.

85.BRIEFING ON "IN MY BACK YARD (IMBY)" AWARDS (Tape 6)

Supervisor Hanley briefed Board Members on the "In My Back Yard (IMBY)" awards that were held last week. She expressed her appreciation and commended the outstanding contributions of the IMBY award recipients.

86.UNITED WAY'S FUNDING CAMPAIGN IS SIGNIFICANTLY LOWER THAN PREVIOUS YEARS (Tape 6)

Supervisor Hanley called the Board's attention to recent newspaper articles, as well as television and radio announcements, concerning the United Way's fundraising campaign which has been significantly lower this year. She asked unanimous consent that the Board direct staff to investigate whether this decrease in funding will affect the Fairfax and Falls Church Community in any way and how Fairfax County relates to the structure of the regional United Way. Without objection, it was so ordered.

Chairman Davis announced that he had attended a corporate development meeting of the United Way held last week. He stated that representatives will be visiting those companies whose participation has decreased this past year. He stated that the employees of Fairfax County are listed among those whose participation has decreased.

87.WORKSHOP CONDUCTED BY COMPREHENSIVE HOUSING

AFFORDABILITY STRATEGY (CHAS) ON "BUILDING A

COMMUNITY-WIDE PARTNERSHIP" (Tape 6)

Supervisor Hanley announced that last Saturday, June 19, 1993, the Comprehensive Housing Affordability Strategy (CHAS) hosted a workshop at the Government Center on "Building a Community-wide Partnership." She expressed her appreciation to all those individuals who made this very interesting and well attended workshop such a huge success.

In particular, Supervisor Hanley expressed her appreciation to the outstanding performance of the Fairfax County Police Department during the workshop.

88.LETTER OF COMMENDATION TO THE DEPARTMENT OF

CONSUMER AFFAIRS FOR THEIR ASSISTANCE IN A

CREDIT CARD FRAUD CASE (Tape 6)

Supervisor Hanley stated that she had received a letter from a constituent commending the outstanding performance of the Department of Consumer Affairs for their assistance in a credit card fraud case. Supervisor Hanley asked unanimous consent that the Board refer this letter to staff for placement in the appropriate staff's personnel files. Without objection, it was so ordered.

89.REQUEST FOR ADDITIONAL SECURITY AT THE JUDICIAL

CENTER (Tape 6)

Supervisor Hyland stated that he had received a letter from Carl R. Peed, Sheriff, responding to the issue of additional security at the Judicial Center.

Supervisor Hyland moved that the Board refer the subject of security at the Judicial Center to the Criminal Justice Advisory Board (CJAB) for its review and recommendation. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

90.MOUNT VERNON CITIZENS ADVISORY COMMITTEE (CAC)**SEEKS COMMUNITY ASSISTANCE TO IMPLEMENT BICYCLE****PATROL (Tape 6)**

Supervisor Hyland announced that the Mount Vernon Citizens Advisory Committee (CAC), in cooperation with the Mount Vernon District Police Station, is currently in the process of implementing a bicycle patrol to supplement the existing patrol force and to allow for concentrated patrol in selected areas. Due to budget shortfalls, the County is unable to fund the program at this time. Consequently, the CAC and Mount Vernon District Police Station are attempting to raise funds through donations from the community in an effort to establish the bicycle patrol.

The use of bicycle patrols is not new as an adjunct to law enforcement. They have been used successfully throughout the country and are currently used in Reston and Mason Districts where results have exceeded the expectations of local police. The Mount Vernon District has many businesses and residential areas that stand to benefit from a bicycle patrol which increases the area of coverage beyond cruiser and foot patrol.

Supervisor Hyland stated that the estimated cost to create this program is \$10,000+, with each fully equipped bicycle costing over \$1,000. Mount Vernon CAC is attempting to raise funds through community donations to purchase 10 bicycles. A minimum of five bicycles are needed to begin. He announced that donations of any amount will be gratefully accepted and checks should be made payable to and mailed to the following:

Mount Vernon CAC - Bicycle Program

Mount Vernon District Police Station

2511 Parkers Lane**Alexandria, Virginia 22306.**

In addition, Supervisor Hyland announced that any questions or contributions may be directed to Lieutenant Hardgrove or Captain Blackwell at 703/360-8400.

**91.REQUEST POLICY REVIEW REGARDING THE RELEASE OF
ACCIDENT REPORTS (Tape 6)**

Supervisor Hyland stated that in March 1991, the Police Department changed its policies concerning the release of accident reports and providing fingerprinting. As a result, citizens who wish to obtain a copy of an accident report must now: (a) travel to the Central Records Section of the Police Department in Fairfax to obtain a copy; or (b) make a written request to the Central Records Section and the report will be mailed to the citizen within three weeks. In either case, a charge of \$3.00 is assessed. This service is provided between the hours of 7:00 a.m. and 6:00 p.m., Monday through Friday, excluding holidays.

Supervisor Hyland stated that at a time when the Mount Vernon Council of Citizens Associations is calling for a decentralized County government, it seems inconceivable to impose greater hardship on the citizens by either forcing them to travel the distance to Fairfax from Mount Vernon within a time period that most people are at work or to wait three weeks for a copy of their accident report should they prefer to do business by mail. This is particularly the case since the accident report is on file at the local Mount Vernon District Police Station.

Supervisor Hyland stated that the government is here to serve the citizens and it seems counterproductive to treat them in this fashion. Using the recent successful performance of the Office of Assessments as an example, he stated that the County needs to move closer towards serving its citizens rather than the other way. In addition, Supervisor Hyland stated that he thinks that it is appropriate that the County change this policy to permit citizens to obtain a copy of an accident report at the local police station, to permit the copying of the report in the Office of the Supervisor (Board Member), and that no charge be imposed. This will not pose a substantial burden on staff and will make government more responsive to its citizens and taxpayers.

Prior to leaving the Board Auditorium to attend to business in the Board Conference Room, Chairman Davis relinquished the Chair to Acting-Chairman Berger.

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

- Change the County's current policy to allow citizens to obtain accident reports from the local police station; and
- Report to the Board with the recommended changes for implementation of the new policy.

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

92.FAIRFAX AREA DISABILITY SERVICES BOARD PUBLIC

HEARING SET (Tape 6)

Supervisor Hyland stated that in 1992, the Virginia General Assembly passed a bill that created a state-level Disability Services Council with a local-level Disability Services Board component. Hence, the Fairfax Area Disability Services Board was created on November 1, 1992. Arthur Friedberg, Vice-Chairman of the Board, represents the Mount Vernon area.

One of the primary responsibilities of the Fairfax Area Disability Services Board is to provide input to state and local agencies on the service needs and priorities of persons with physical and sensory disabilities. The Board has completed its draft assessment. The Board discovered that in Fairfax County there are more than 29,000 persons with disabilities who are underserved. Obviously, in order to more adequately serve this population, there is much work to be done, including finding ways of improving service delivery systems, health care, employment, public site accessibility, housing opportunities, ready access to transportation systems, handicapped parking and enforcement, etcetera.

Supervisor Hyland stated that the Disabilities Services Board is looking for community input to the draft assessment and would like the general public to participate in the final assessment report which will then make recommendations to the Commonwealth's Disability Services Council. He announced that copies of the draft assessment can be obtained by contacting his office or the Fairfax Area Disability Services Board at 703-324-5421.

In addition, Supervisor Hyland announced that on Thursday, July 29, 1993 at 7:30 p.m. at the Mount Vernon Governmental Community Room, Mr. Friedberg will hold the Mount Vernon public hearing on this draft assessment.

Supervisor Hyland asked unanimous consent that the Board request the Office of Public Affairs staff to develop a press release on the Disability Services Board Draft Needs Assessment and to place copies of this report in all libraries for public comment. Without objection, it was so ordered.

PMH:pmh

93.STATUS OF THE CHESAPEAKE BAY (Tape 7)

Supervisor Hyland stated that in 1987 the States of Pennsylvania, Maryland, the Commonwealth of Virginia, the District of Columbia (D.C.), and the United States (U.S.) Environmental Protection Agency (EPA) entered into an Agreement to restore the Chesapeake Bay.

Supervisor Hyland said that recently William Matuszeski, EPA Director of the Chesapeake Bay Program Office, gave an overview to the Governors' Local Government Advisory Committee on the status of the restoration efforts. He added that the presentation was so informative that he would like to invite Mr. Matuszeski to do a presentation before the Board on September 27, 1993.

Therefore, Supervisor Hyland moved that the Board direct staff to write a letter on behalf of the Board inviting Mr. Matuszeski to do a Chesapeake Bay overview before the Board on September 27, 1993. This motion was seconded by Supervisor Alexander and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

94.ESTABLISHING A FAIRFAX COUNTY HERITAGE RESOURCES

MUSEUM (Tape 7)

Supervisor Hyland stated there are over 2,000 recorded archaeological sites and nearly 300 buildings listed on the Fairfax County Inventory of Historic Sites. Since these resources reflect various aspects of the County's prehistoric and historic past, their preservation and study increases understanding and appreciation of the past.

Supervisor Hyland noted that one of the objectives in the Policy Plan includes increasing the levels of community awareness of and involvement in heritage resource preservation. He added that one way to accomplish such a lofty objective is to provide a permanent area in the Government Center where the public can see some of the thousands of artifacts that have been retrieved and other information such as photographs, drawings and maps. More than 10 years ago, during the planning of the

Government Center, the creation of a small museum was discussed by the Fairfax County Legacy Action Group (FLAG).

Supervisor Hyland moved that the Board direct staffs of the Office of Comprehensive Planning (OCP), Heritage Resources Branch and General Services to:

- Locate an area in the Government Center where a Fairfax County Heritage Resources Museum can be created;
- Determine costs and sources of funding options; and
- Report to the Board after its recess in September with an implementation plan.

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

95. UNITED COMMUNITY MINISTRIES (UCM), INCORPORATED

EMERGENCY FOOD SERVICES (Tape 7)

Supervisor Hyland stated that of the 9,012 hungry people who received emergency food last year in Fairfax County, 5,762 - over half - obtained it at the United Community Ministries (UCM) Incorporated. Over the last five years, the number of clients receiving food from UCM has more than quadrupled.

Supervisor Hyland pointed out that due to budget constraints, the Department of Community Action is providing UCM with less than half of the funding needed for its Emergency Food Program to distribute more than 176,000 meals again this year. While the 5,762 unduplicated count list is impressive, the 19,377 number of client visits gives a more accurate picture of the program's magnitude.

Supervisor Hyland said that the additional \$42,982 would allow for a second staff member, volunteer recruitment and training, bulk food transport and processing, food drives and support services. With a food closet manager coordinating collection and distribution, and a case worker identifying clients needs, responding with support services and monitoring their progress, UCM would not only be able to realistically respond to the skyrocketing client count, but also provide crucial case management and community outreach components.

Supervisor Hyland stated that at an expense of only \$12.87 per client, all of these services would be available. Omitting them in part or full undermines the comprehensive nature of UCM's food program which would save county funds in the

long run. As clients' needs are dealt with at the 'ground floor' level, dependence on government programs will be greatly reduced.

Therefore, Supervisor Hyland moved that the Board direct the County Executive to include UCM's request for \$42,982 Emergency Food Program funding for mandated consideration at the Fiscal Year (FY) 1993 Carryover Review in September.

Supervisor Trapnell said that "Lazarus at the Gate" is in the Mason District and has suffered from the cut-backs.

Chairman Davis relinquished the Chair to Acting-Chairman Alexander and asked unanimous consent that this issue be referred to staff for the budget to determine if funding is possible. Without objection, it was so ordered.

Acting-Chairman Alexander returned the gavel to Chairman Davis.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Hanley said that she had previously raised an issue regarding the DCA contracts that were less than projected and she added that staff has not reported on this issue. She asked unanimous consent that the Board direct staff to report on these kinds of issues as expeditiously as possible. Without objection, it was so ordered.

96.MANCHESTER LAKES CONDOMINIUM DEVELOPMENT SUFFERS

DEVASTATING EFFECTS OF A TERRIBLE FIRE (Tape 7)

Supervisor Alexander stated that on the morning of June 23, 1993 the Manchester Lakes condominium development in Lee District suffered the devastating effects of a terrible fire. Four homes were completely destroyed. There was extremely heavy damage to another four homes and four suffered from serious smoke and heat damage.

Therefore, Supervisor Alexander moved that the Board direct staff to work with the Director of the Department of Environmental Management (DEM) to study this incident with respect to the Building Code and report with a recommendation for preventing the recurrence of a catastrophe of this type. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Dix, Supervisor Frey, and Supervisor Hanley being out of the room.

97.KINGSTOWNE FIRE STATION (Tape 7)

With regard to the Manchester Lakes fire, Supervisor Alexander pointed out that it would have been very helpful if the Kingstowne Fire Station had been built and staffed. Supervisor Alexander discouraged "putting off" the staffing of the Kingstowne Fire Station beyond 1995 and encouraged that it be included in the budget cycle.

98.BASE CLOSURE COMMISSION VOTES TO MOVE

APPROXIMATELY 11,500 JOBS OUT OF CRYSTAL CITY

(Tape 7)

Supervisor Alexander announced that the Base Closure Commission did disastrous harm to the economic base of Northern Virginia by voting to move approximately 11,500 navy jobs out of Crystal City.

Therefore, Supervisor Alexander moved that the Board direct the Chairman of the Board of Supervisors and the County Executive to contact elected representatives in this region, the Arlington County Government, and the City of Alexandria to determine what can be done to change this decision. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Frey being out of the room.

99.FAIRFAX COUNTY PARKWAY TRAIL IN FAIRFAX STATION

(Tape 7)

Supervisor McConnell stated that she has been meeting with the Fairfax Station community concerning the trail which is to be built in conjunction with the Parkway. She noted that a continuous trail is being built along the entire Parkway.

Supervisor McConnell said that in the area of Fairfax Station the trail is proposed to be diverted into the community. This was proposed due to the fact that the additional right-of-way needed to construct the trail along the Parkway would have necessitated the taking of four additional homes.

Supervisor McConnell explained that several trail solutions are being explored. She asked unanimous consent that the Board direct staff to:

- Examine the possibility of an "on-line" trail along the Parkway;
- Examine issues such as safety, interchange crossings, etcetera; and

•Review this in conjunction with the Virginia Department of Transportation (VDOT) and the Washington Area Bicyclist Association (WABA).

Without objection, it was so ordered.

100.APPOINTMENT TO THE FAIRFAX COUNTY TRAILS

ADVISORY COMMITTEE (Tape 7)

(APPT)

Chairman Davis moved the appointment of Mr. Mark Eackloff as the Washington Area Bicyclist Association (WABA) Representative on the Fairfax County Trails Committee to fill the unexpired term of Ms. Tricia Bunn. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Alexander and Supervisor Frey being out of the room.

101.REQUEST FOR WAIVER OF FEE FOR A VARIANCE

APPLICATION FOR MR. ROBERT WHITLOCK (Tape 7)

Supervisor Trapnell said that Mr. Robert Whitlock of 4127 Old Columbia Pike in the Mount Pleasant subdivision (Tax Map Reference 061-3-06-0001), has submitted, or will be submitting a variance application to the County for the construction of a new two car garage to replace an existing garage on his property.

Therefore, Supervisor Trapnell moved that the Board waive the fee for this application so that Mr. Whitlock can move quickly with the replacement of his old garage, and greatly improve the appearance of his property.

Following discussion, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board refer this issue to the Department of Housing and Community Development (HCD) to determine if Mr. Whitlock is in a conservation area. Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

102.INTERN IS A STUDENT AT THE UNIVERSITY OF VIRGINIA

(Tape 7)

Supervisor Trapnell announced that Anastasia Diakides is an intern in her office and is a student at the University of Virginia.

**103.FOURTH ANNUAL NORTHERN VIRGINIA PLANNING DISTRICT
COMMISSION LAND USE CONFERENCE (Tape 7)**

Supervisor Bulova reported that the Fourth Annual Northern Virginia Planning District Commission Land Use Conference had been held. She said that there was excellent dialogue on a number of issues including federal, state and local. She said that there was discussion regarding the State's effort on population and growth and Council of Governments (COG) Partnership for Regional Excellence.

Supervisor Bulova reminded Board Members that she had previously presented the draft report to the Board and she asked unanimous consent that the Board direct staff to report to the Board with this item in the form of a Consideration Item.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked that the request include a presentation by Mr. Adams, and this was accepted.

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

**104.UNVEILING OF A NEW MAP AT THE FOURTH ANNUAL
NORTHERN VIRGINIA PLANNING DISTRICT
COMMISSION LAND USE CONFERENCE (Tape 7)**

Supervisor Bulova stated that an outgrowth of the Northern Virginia Planning District Commission Land Use Conference was the unveiling of a new map. She said that it is a compilation of comprehensive plans for the Northern Virginia jurisdictions.

Supervisor Bulova asked unanimous consent that the Board direct staff to ensure that all Board Members receive a copy of this map. Without objection, it was so ordered.

**105."SHOWCASE" OF A NORTHERN VIRGINIA
JURISDICTION (Tape 7)**

Supervisor Bulova said that another Northern Virginia Planning District Commission effort was a "Showcase" of a Northern Virginia Jurisdiction. She added that "Little" Herndon was the first host and that, following a presentation on the past, present, and

future of Herndon and a tour of the town, a barbeque was held in the Mayor's back yard.

Supervisor Bulova moved that Fairfax County offer to host the next Showcase. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Alexander and Supervisor Frey being out of the room.

Supervisor Bulova offered to help participate in the planning of the event and she extended an offer to Supervisor Berger to assist her.

106.REOPENING OF THE KINGS PARK LIBRARY (Tape 7)

Supervisor Bulova announced that on July 10, 1993 there would be a reopening celebration of the Kings Park Library and she invited all interested parties to attend.

107.FUEL TAX-EXEMPT COMMUTER RAIL (Tape 7)

Supervisor Bulova stated that she had received correspondence from the American Public Transit Association (APTA) which included the following:

• "...on June 17th the Senate Finance Committee began mark-up of its version of the Budget reconciliation bill which includes a 4.3 cent per gallon transportation fuel tax."

Supervisor Bulova said that APTA has sought an exemption from this tax for public transit including commuter railroads. Under the current proposal commuter railroads would be subject to this tax. She added that in addition to the new 4.3 cent per gallon transportation fuel tax neither the House nor the Senate Budget Reconciliation Bills include language exempting commuter railroads from the 2.5 cent per gallon diesel fuel tax that they are currently required to pay.

Therefore, Supervisor Bulova moved that Board request the federal liaison represent Fairfax County in this matter and discuss the issue with representatives in Congress. This motion was seconded by Supervisor McConnell.

Following discussion, Supervisor Dix asked that the motion be amended to include a provision regarding the gas tax on other facilities.

Supervisor Hanley moved a substitute motion that the Board refer this issue to the Legislative Subcommittee for review. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander and Supervisor Frey being out of the room.

Supervisor Dix suggested the Board refer the issue of providing this benefit to all users of transportation facilities to the Legislative Subcommittee.

108.RECESS/EXECUTIVE SESSION (Tape 7)

At 1:55 p.m., Supervisor Dix moved that the Board recess and go into Executive Session for discussion of matters set forth in the Agenda as well as for discussion of actual and probable litigation and other specific legal matters requiring the provision of legal counsel, as well as:

•Board of Supervisors of Fairfax County, Versus Burke Village Centre Associates, Limited Partnership et.al. At Law Number 116885.

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

SBE:sbe

At 4:25 p.m., the Board reconvened in the Board Auditorium with all Board Members present, and with Chairman Davis presiding.

109.ACTIONS FROM EXECUTIVE SESSION (Tape 8)

A.CERTIFICATION BY BOARD MEMBERS

REGARDING ITEMS DISCUSSED IN

EXECUTIVE SESSION

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

B.APPEAL OF BOARD OF SUPERVISORS VERSUS

D'EVEREUX WEST LIMITED PARTNERSHIP, ET AL.,

AT LAW NUMBER 104018

Supervisor Alexander moved that the Board authorize an appeal in Board of Supervisors versus D'Evereux West Limited Partnership, et al., At Law Number 104018, as recommended by the County Attorney in Executive Session. This motion was seconded by Chairman Davis and carried by unanimous vote.

C.SETTLEMENT OF CHARLES FISHER VERSUS

MARY GOBER, ET AL., AT LAW NUMBER 113824

Supervisor Alexander moved that the Board authorize the settlement of Charles Fisher versus Mary Gober, et al., At Law Number 113824, according to terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

D.SETTLEMENT OF SOVRAN BANK, NA, TRUSTEE,

VERSUS BOARD OF SUPERVISORS OF FAIRFAX

COUNTY, VIRGINIA AT LAW NUMBER 111499

Supervisor Hanley moved that the Board authorize settlement of Sovran Bank, NA, Trustee, versus Board of Supervisors of Fairfax County, Virginia, At Law Number 111499, according to terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

E.SETTLEMENT OF BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA VERSUS MORGAN, ET AL., AT LAW NUMBERS 94677 AND 101999

Supervisor Hanley moved that the Board authorize settlement of Board of Supervisors of Fairfax County, Virginia versus Morgan, et al., At Law Numbers 94677 and 101999, according to terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

F.DISALLOWANCE OF CLAIM OF VACOM,

INCORPORATED, VERSUS THE BOARD OF

SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA

**AND IRVING BIRMINGHAM, DIRECTOR,
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
(DEM), AT LAW NUMBER 119742**

Supervisor Frey moved that the Board disallow the claim the Vacom, Incorporated, versus the Board of Supervisors of Fairfax County, Virginia and Irving Birmingham, Director, Department of Environmental Management (DEM), At Law Number 119742, as recommended by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

**G.SETTLEMENT OF DAVID HAWA VERSUS BOARD OF
SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA,
AT LAW NUMBER 114195**

Supervisor Trapnell moved that the Board authorize settlement of David Hawa versus Board of Supervisors of Fairfax County, Virginia, At Law Number 114195, according to terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

**H.REJECTION OF THE SETTLEMENT OFFER OF
PHILLIP G. NORTON, TRUSTEE, VERSUS THE
BOARD OF SUPERVISORS OF FAIRFAX COUNTY,
VIRGINIA, AT LAW NUMBER 111456**

Supervisor Dix moved that the Board reject the settlement offer in Phillip G. Norton, Trustee, versus Board of Supervisors of Fairfax County, Virginia, At Law Number 111456, as recommended by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

(NOTE: Later in the meeting, there was an additional Action from Executive Session. See Clerk's Summary Item CL#113I.)

ADDITIONAL BOARD MATTER

110.BRONZE PLAQUE TO BE PRESENTED TO CHRISTINE

**HERBSTREITH, FOUNDING MEMBER AND FIRST
EXECUTIVE DIRECTOR, LORTON COMMUNITY ACTION
CENTER (LCAC) IN RECOGNITION OF HER RETIREMENT**

(Tape 8)

Supervisor Hyland stated that Christine Herbstreith, founding member and first Executive Director, Lorton Community Action Center (LCAC), has for more than 17 years served the greater Lorton community.

Supervisor Hyland added that LCAC is a non-profit volunteer community organization that provides services and assistance on an individual needs basis. LCAC gives emergency food, housing, fuel assistance, clothing, furniture, and job assistance.

With a notation that Ms. Herbstreith has provided assistance to thousands of people through the years and has now chosen to retire, Supervisor Hyland moved that the Board direct staff to prepare a bronze plaque designating the LCAC House as the "Christine Herbstreith House," in recognition of her many contributions and assistance to the LCAC Board and volunteers, for presentation at the upcoming retirement ceremony. This motion was seconded by Chairman Davis and carried by unanimous vote.

AR:ar

**110.3:30 P.M. - PUBLIC HEARING ON THE ACQUISITION OF
CERTAIN DEDICATIONS AND EASEMENTS NECESSARY FOR
THE CONSTRUCTION OF THE I-66 TO BRADDOCK ROAD
SEGMENT OF THE FAIRFAX COUNTY PARKWAY**

(SULLY DISTRICT) (Tape 9)

(R)A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of June 10 and June 17, 1993.

Following the public hearing, which included testimony by five speakers, Supervisor Frey moved adoption of the Resolution authorizing the acquisition of interests in real

property necessary for the construction of the I-66 to Braddock Road Segment of the Fairfax County Parkway, Project 064145. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Alexander, Supervisor Hanley, and Chairman Davis being out of the room.

Supervisor Frey asked unanimous consent that the Board direct staff to consider the recommendations presented in the testimony of Merwood Jones (Speaker Five), representing the Piney Branch Homeowners' Association. Without objection, it was so ordered.

111.3:30 P.M. - PUBLIC HEARING ON THE PROPOSED

ABANDONMENT OF A PUBLIC ROAD RIGHT-OF-WAY

KNOWN AS NORRIS PLACE (LEE DISTRICT) (Tape 9)

(R)A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of June 10 and June 17, 1993.

Following the public hearing, Supervisor Alexander moved that the Board adopt the Order of Abandonment and Resolution of Conveyance of an unimproved public road right-of-way known as Norris Place, Springvale Subdivision, Lee District. This motion was seconded by Vice-Chairman McConnell and carried by a vote of eight, Supervisor Hanley and Chairman Davis being out of the room.

112.3:30 P.M. - PUBLIC HEARING ON THE SALE OF A

PORTION OF THE FORMER DOGUE CREEK TREATMENT

PLANT PROPERTY LOCATED AT 5408 OLD MILL ROAD

(MOUNT VERNON DISTRICT) (Tape 9)

(R)A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of June 10 and June 17, 1993.

Supervisor Hyland disclosed the following campaign contribution which he had received from the sole bidder on the subject property:

- In the amount of \$120 in 1991-1992 from Mr. Janerio.

Following the public hearing, which included testimony by two speakers, Supervisor Hyland moved adoption of the Resolution authorizing the sale of a 5.056 acre portion of the subject property to Wakefield Homes/Woodlawn Associates, L.P., as outlined in their response to RFP 30015703, Sale of Surplus Real Estate - Dogue Creek. This motion was seconded by Chairman Davis and carried by a vote of nine, Supervisor Alexander being out of the room.

113.ADDITIONAL ACTION FROM EXECUTIVE SESSION

(Tape 9)

(NOTE: Earlier in the meeting, there were additional actions from Executive Session. See Clerk's Summary Item CL#109A-H.)

LAUTHORIZATION FOR SETTLEMENT OF NATIONAL RURAL UTILITIES COOPERATIVE FINANCE CORPORATION VERSUS THE BOARD OF SUPERVISORS OF FAIRFAX COUNTY, LAW NUMBER 118982, AND AUTHORIZATION TO ADVERTISE PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE), RELATING TO THE DEFINITION OF GROSS RECEIPTS

(A) Supervisor Dix moved that the Board:

- Authorize settlement of the law suit, National Rural Utilities Cooperative Finance Corporation versus the Board of Supervisors of Fairfax County, Law Number 118982, under the terms and conditions outlined by the County Attorney in Executive Session; and

- In furtherance of the settlement, authorize advertisement of a public hearing to be held on **July 12, 1993 at 4:00 p.m.** on a proposed amendment to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Section 4-7-1(a)(2)(A), relating to the Business, Professional and Occupational License Ordinance definition of gross receipts.

This motion was seconded by Supervisor McConnell.

Following discussion, the question was called on the motion which **CARRIED** by a recorded vote of six, Supervisor Bulova and Supervisor Hyland voting "NAY," Supervisor Alexander and Supervisor Hanley being out of the room.

114.3:30 P.M. - PH ON REZONING APPLICATION

RZ 87-Y-074 (CHARLIE AND JUDY BEATY)

(SULLY DISTRICT) (Tape 9)

Supervisor Frey announced that this application has been withdrawn from consideration as a result of the Board's earlier action relating to a proposed amendment to the Zoning Ordinance to create a new Special Exception use. (See Clerk's Summary Item CL#77.)

115.4:00 P.M. - PH ON REZONING APPLICATION

RZ 93-M-001 (MARBART, INCORPORATED AND

REZONING APPLICATION RZ 93-M-003 (DIEHL

HOMES, INCORPORATED AND RALPH H. STOWE)

(MASON DISTRICT) (Tape 9)

Supervisor Trapnell moved to defer the public hearing on Rezoning Applications RZ 93-M-001 and RZ 93-M-003 until **July 12, 1993 at 4:00 p.m.** This motion was seconded by Chairman Davis and carried by a vote of eight, Supervisor Alexander and Supervisor Hanley being out of the room.

116.3:30 P.M. - PH ON REZONING APPLICATION

RZ 92-H-002 (DON GROVES, VIRGINIA GROVES,

HOWARD GRAY, JR. AND MARY GRAY)

(HUNTER MILL DISTRICT) (Tape 9)

Mr. Peter A. Cerick reaffirmed the validity of the affidavit for the record.

Mr. Cerick 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 Dix moved that the Zoning Ordinance as it applied to the property which is the subject of Rezoning Application RZ 92-H-002 be amended from the R-1 District to the R-2 District subject to the executed proffers dated May 12, 1993, and concurrent with processing of the preliminary and final Subdivision Plans. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Alexander being out of the room.

117. 4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION

SE 92-P-033 (CHRISTIAN ASSEMBLY CHURCH)

(PROVIDENCE DISTRICT) (Tapes 9-10)

Mr. John R. Spring, Jr., reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Hanley moved approval of Special Exception Application SE 92-P-033 subject to the revised development conditions dated June 24, 1993. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Alexander and Supervisor Frey being out of the room.

Supervisor Hanley moved modification of the transitional screening and barrier requirements along the northern, western and southern boundary in favor of that shown on the Special Exception Plat and as modified by the development conditions. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Alexander and Supervisor Frey being out of the room.

118. 4:00 P.M. - PUBLIC HEARING ON TRANSPORTATION**ADVISORY COMMISSION'S "TRANSPORTATION PRIORITIES****IN FAIRFAX COUNTY" REPORT (COUNTYWIDE) (Tape 10)**

A Certificate of Publication was filed from the Editor of the Washington Post showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of June 10 and June 17, 1993.

Following a presentation by Don Emerson, Chairman, Transportation Advisory Commission (TAC), and testimony of five speakers, Supervisor Berger moved that the Board defer its adoption of the TAC "Transportation Priorities in Fairfax County" (Countywide) until **July 12, 1993**. This motion was seconded by Chairman Davis and carried by unanimous vote.

On behalf of the entire Board, Chairman Davis expressed his appreciation to the TAC for its diligent efforts with regard to the report on the transportation priorities of Fairfax County.

119. 4:00 P.M. - PUBLIC HEARING ON PROPOSED AMENDMENTS**TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 101****(SUBDIVISION PROVISIONS) REGARDING THE SUBDIVISION****OF LOTS ON PRIVATE STREETS (Tapes 10-12)**

(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 that Newspaper in the issues of June 10 and June 17, 1993.

Following the public hearing, which included testimony by 19 speakers, Supervisor Berger moved that the Board:

- Adopt the Planning Commission

recommendation; and

- Direct staff to prepare an advertisement for the public hearing provision as per the Planning Commission recommendation, which should also include a provision that a

lot in a five acres or larger subdivision created outside the subdivision ordinance is not eligible for a waiver of public street frontage.

This motion was jointly seconded by Supervisor Hanley and Supervisor Hyland.

Supervisor Hyland asked that the motion be amended to direct staff to schedule the public hearing for additional amendments for consideration by the Board prior to its August recess, and this was accepted. (NOTE: The public hearing has been scheduled for **August 2, 1993 at 4:30 p.m.**)

After additional discussion, the question was called on the motion, as amended, which **CARRIED** by a recorded vote of seven, Supervisor Dix, Supervisor Frey, and Supervisor McConnell voting "**NAY.**"

(NOTE: Later in the meeting, there was an additional clarification of the Board's motion. See Clerk's Summary Item CL#129.)

120. ORDERS OF THE DAY (Tape 12)

Chairman Davis announced that the Orders of the Day would be changed at this time in order to allow the Board to proceed with the 5:00 p.m. - Public Hearing to Receive Citizen Comment on Issues of Concern.

121. 5:00 P.M. - PH TO RECEIVE CITIZEN COMMENT ON

ISSUES OF CONCERN (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 that Newspaper in the issues of June 10 and June 17, 1993.

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 three speakers.

122. 4:00 P.M. - PUBLIC HEARING ON THE PROPOSED

**CHANGE IN THE POLLING PLACE OF PINE RIDGE IN
PROVIDENCE DISTRICT: TECHNICAL CORRECTIONS IN
PRECINCT LINES IN HUNTER MILL AND SULLY
DISTRICTS; AND CODIFICATION OF THE COUNTY
ELECTION DISTRICT ORDINANCE (COUNTYWIDE)**

(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 that Newspaper in the issues of June 10 and June 17, 1993.

Following the public hearing, Supervisor Hanley moved approval of the staff recommendation on the proposed changes (as outlined in the Memorandum to the Board dated June 28, 1993) regarding precincts. This motion was seconded by Chairman Davis and carried by unanimous vote.

123.4:30 P.M. - PH ON REZONING APPLICATION

**RZ 92-P-036 (GARY AND JEAN DETTRA AND JAMES
ROBINSON) (PROVIDENCE DISTRICT) (Tape 12)**

Ms. Jean M. Dettra reaffirmed the validity of the affidavit for the record.

Ms. Dettra 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, Gregory Chase, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Hanley moved that the Zoning Ordinance as it applied to the property which is the subject of Rezoning Application RZ 92-P-036 be amended from the R-1 District to the R-3 District subject to the executed proffers dated April 16, 1993 (the Planning Commission recommendation). This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Hanley moved that Board instruct the Department of Environmental Management (DEM) to pay special attention to the drainage problems on this site to ensure that drainage is adequate and to avoid any backup of water to the other side of Idylwood Road. This motion was seconded by Chairman Davis and carried by unanimous vote.

124. 4:30 P.M. - PUBLIC HEARING ON PROPOSED AMENDMENTS

TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82

(MOTOR VEHICLES AND TRAFFIC), ADOPTION OF STATE LAW

(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 that Newspaper in the issues of June 11 and June 18, 1993.

Following the public hearing, Supervisor Dix moved approval of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 1 (In General), Section 82-1-6, Adoption of State Law, which **shall become effective on July 1, 1993**. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

125. 4:30 P.M. - PUBLIC HEARING ON PROPOSED AMENDMENTS

TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 110

(INOPERATIVE MOTOR VEHICLES, TRAILERS AND

SEMITRAILERS), SECTIONS 110-2 AND 110-3

(Tapes 12-13)

(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 that Newspaper in the issues of June 10 and June 17, 1993.

Following the public hearing, Supervisor Alexander moved approval of the proposed amendments to the Code of the County of Fairfax, Chapter 110 (Inoperative Motor Vehicles, Trailers and Semitrailers), Sections 110-2 and 110-3, which **shall become**

effective upon adoption. This motion was seconded by Supervisor Dix and carried by unanimous vote.

126.4:30 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN

AMENDMENT S93-II-F1 FOR A PARCEL LOCATED AT THE

INTERSECTION OF ROUTE 123 AND WHITE GRANITE DRIVE

NEAR I-66 (PROVIDENCE 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 that Newspaper in the issues of June 10 and June 17, 1993.

Following the public hearing, which included testimony by one speaker, Supervisor Hanley moved approval of the Planning Commission recommendation for Out-of-Turn Plan Amendment Application S93-II-F1. This motion was seconded by Chairman Davis and carried by unanimous vote.

127. 5:00 P.M. - PH TO RECEIVE CITIZEN COMMENT ON

ISSUES OF CONCERN (No Tape)

(NOTE: Earlier in the meeting, this public hearing was held. See Clerk's Summary Item CL#121.)

128.5:00 P.M.- PH TO RECEIVE BUSINESSES COMMENT ON

ISSUES OF CONCERN (Tape 12)

Businesses 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 Chairman of the Board of Supervisors to register to speak and provide their names, addresses, phone numbers, and topics they wish to address.

The public hearing was held with no speakers appearing to present testimony.

129. CLARIFICATION OF BOARD'S EARLIER ACTION ON THE

**PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF
FAIRFAX, CHAPTER 101 (SUBDIVISION PROVISIONS)
REGARDING THE SUBDIVISION OF LOTS ON PRIVATE
STREETS (Tape 13)**

(NOTE: Earlier in the meeting, the public hearing was held on this matter. See Clerk's Summary Item CL#119.)

At the request of the Board, Karen J. Harwood, Assistant County Attorney, clarified the Board's earlier action on the proposed amendments to the Code of the County of Fairfax, Chapter 101 (Subdivision Provisions) regarding the subdivision of lots on private streets, as follows:

- The Board adopted the ordinance amendment text as recommended by the Planning Commission as set forth in Attachment II of the Memorandum to the Board, dated June 28, 1993, with the exception of the underscored language at the beginning of the last paragraph regarding the public hearing requirement before the Board and the Planning Commission. Text which would further amend the Subdivision Ordinance by requiring public hearings, and by providing that lots in five acres or larger lot subdivisions would be ineligible to request a waiver of the public street frontage requirement, will be advertised for future public hearings before the Planning Commission and the Board.

130.BOARD ADJOURNMENT (Tape 13)

At 8:30 p.m., the Board adjourned.