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The recessed meeting was called to order at 7:40 p.m. with all Members being present, with the exception of Supervisor Alexander, Supervisor Berger, Supervisor Hanley, and Supervisor McConnell, and with Chairman Davis presiding.

Supervisor McConnell arrived at 7:50 p.m.

Supervisor Alexander, Supervisor Berger, and Supervisor Hanley were absent from the entire meeting.

Others present were William J. Leidinger, County Executive; David P. Bobzien, County Attorney; William O. Howland, Jr., Assistant to the County Executive; and Clarice Morris, Office of the Clerk to the Board of Supervisors.

ACTIONS FROM EXECUTIVE SESSION

2. CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION (Tape 1)

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 Frey and carried by a vote of six, Supervisor McConnell not yet having arrived, Supervisor Alexander, Supervisor Berger, and Supervisor Hanley being absent.

3. CONTRACT AGREEMENT WITH RICHMOND, FREDERICKSBURG, AND POTOMAC (RF&P) PROPERTIES, INCORPORATED (Tape 1)

Supervisor Hyland moved that the Board:

■ Direct staff to enter into a property exchange contract with Richmond, Fredericksburg, and Potomac (RF&P) Properties, Incorporated for property in the Lorton area in accordance with the terms and conditions outlined in Executive Session; and

■ Authorize staff to execute said contract on behalf of the Board of Supervisors.

This motion, the second to which was inaudible, carried by a vote of six, Supervisor McConnell not yet having arrived, Supervisor Alexander, Supervisor Berger, and Supervisor Hanley being absent.

4. ABSENCE OF LEE DISTRICT SUPERVISOR ALEXANDER (Tape 1)

Chairman Davis announced that Lee District Supervisor Joseph Alexander would be absent from this evening's Board Meeting because he is out-of-town on County business.

5. DEATH OF PROVIDENCE DISTRICT SUPERVISOR KATHERINE K. HANLEY'S MOTHER (Tape 1)

Chairman Davis announced that because her mother had passed away today, Providence District Supervisor Hanley would be absent from the meeting.

6. ILLNESS OF FORMER BOARD CHAIRMAN JOHN F. "JACK" HERRITY (Tape 1)

Supervisor Dix announced that former Board Chairman John F. "Jack" Herrity was back in the hospital with a serious illness.

7:7:30 P.M. - CONTINUATION OF THE PUBLIC HEARINGS ON THE: PROPOSED FISCAL YEAR (FY) 1995 FISCAL PLAN (BUDGET); COUNTY'S AND SCHOOLS' PROPOSED FY 1994 THIRD QUARTER REVIEW; AND CAPITAL IMPROVEMENT PROGRAM (CIP) FOR FY 1995-1999 (Tapes 1-5)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearings on the following had been duly advertised in that Newspaper as described:

March 18, 1994

■ Proposed adoption of the County's and Schools' proposed Fiscal Year (FY) 1995 Fiscal Plan (Budget) and

■ Proposed County and Schools' FY 1994 Third Quarter Review.

March 18 and March 25, 1994

■Proposed Capital Improvement Program for the Fiscal Years 1995-1999.

(Tape 3)

FASTRAN Eligibility for Persons with Disabilities

Following the testimony of Mr. Bill Williamson (Speaker 24), Supervisor Hyland asked unanimous consent that the Board direct staff to provide Board Member with information regarding why persons with disabilities are not eligible for FASTRAN. Without objection, it was so ordered.

(Tape 4)

Solid Waste Management Plan

Following the testimony of Ms. Dorothy Spencer (Speaker 42), Chairperson, Citizens Advisory Committee on Solid Waste Disposal Matters, Supervisor Frey asked unanimous consent that the Board direct staff to report at the next Board Meeting with information regarding the Solid Waste Management Plan Supplement. Without objection, it was so ordered.

(Tape 5)

Technology Plan for Fairfax County Public Schools

Following the testimony of Ms. Rhonda Hendershot (Speaker 55), Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board direct staff to review the issue of the Technology Plan for wiring all County schools to determine whether it is a General Fund item or a Cable Fund item. Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

The public hearing was held, with testimony being presented by 55 speakers.

BOARD MATTERS**8. WAIVER OF PERMIT FEES FOR EARTH DAY/ARBOR DAY CELEBRATION**

(Tape 5)

In reference to the Earth Day/Arbor Day Celebration on Saturday, April 16, 1994, Supervisor Hyland moved that the Board direct the Director of the Department of Environmental Management (DEM) and the Fire and Rescue Department to:

- Defray all permit fees on behalf of Fairfax Re-Leaf for activities associated with Earth Day/Arbor Day Celebration at Grist Mill Park; and
- Expedite processing of facility and fire prevention permits to accommodate inspection requests with maximum flexibility.

Supervisor Hyland stated that this motion concerns permit fees only and does not relieve the applicant of the responsibility to secure all necessary permits and required inspections and otherwise comply with all applicable rules and ordinances. This motion was seconded by Chairman Davis and carried by a vote of seven, Supervisor Alexander, Supervisor Berger, and Supervisor Hanley being absent.

9. SUBMISSION OF 402 GRANTS BY THE TRANSPORTATION SAFETY COMMISSION**(TSC)** (Tape 5)

Supervisor Bulova called the Board's attention to the November, 1968, creation of the Transportation Safety Commission (TSC) to formulate highway safety programs, review their effectiveness, and to prepare and submit to the Governor of Virginia a program for highway safety with the County of Fairfax.

Supervisor Bulova stated that, as part of its overall responsibility, the Commission has been tasked with the duty to prioritize all 402 Grants that are submitted to the State Department of Motor Vehicles (DMV). In the past, these efforts have been hampered when County agencies have made grant submissions directly to the State.

Therefore, Supervisor Bulova moved that the Board direct all agency heads to ensure that the TSC is briefed and receives a copy of any future 402 Grant submissions to the DMV. This motion was seconded by Chairman Davis and carried by a vote of seven, Supervisor Alexander, Supervisor Berger, and Supervisor Hanley being absent.

Supervisor Bulova stated that the Commission meets monthly, and additional information concerning meeting dates and/or scheduling presentations can be referred to Ms. Lola Houston at 703-280-0584.

10. A-3 - INVESTIGATION OF TELEPHONE REGULATORY METHODS PURSUANT TO VIRGINIA CODE SECTION 56-235.5, ETCETERA, CASE NUMBER PUC930036 (Tape 5)

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board not submit testimony with the State Corporation Commission (SCC) in the matter of Case Number PUC930036. This motion was seconded by Supervisor Frey and CARRIED by a recorded vote of five, Supervisor Bulova and Supervisor Hyland voting "NAY," Supervisor Alexander, Supervisor Berger, and Supervisor Hanley being absent.

11. BOARD ADJOURNMENT (Tape 5)

At 12:05 a.m. on Thursday, April 14, 1994, the Board adjourned.