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The meeting was called to order at 10:00 a.m. with all Members being present, and with Chairman Davis presiding.

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

2. **DEATH OF MS. SHIELA GIBBIN OF UNITED COMMUNITY MINISTRIES**
(Tape 1)

Supervisor Alexander announced the recent death of Ms. Shiela Gibbin of the United Community Ministries. He asked unanimous consent that the Board:

- Observe a moment of silence in recognition of Ms. Gibbin and her outstanding contributions to Fairfax County in the area of human services; and
- Direct staff to forward the appropriate condolences to her family.

Without objection, it was so ordered.

3. **CONGRATULATIONS TO CONGRESSMAN-ELECT THOMAS M. DAVIS III**
(Tape 1)

Supervisor Hyland congratulated Congressman-Elect Thomas M. Davis III on his recent election and wished him well in his new endeavor.

4. **PROCLAMATION DESIGNATING DECEMBER 1, 1994 AS "AIDS AWARENESS DAY" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Hanley moved approval of the Proclamation presented to Marlene Blum, Health Care Advisory Board, designating the December 1, 1994 as "AIDS Awareness Day" in Fairfax County. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

5. **CERTIFICATE OF APPRECIATION TO PATRICK G. DEEGAN FOR RECEIVING THE WALT DISNEY "OUTSTANDING TEACHER OF THE YEAR" AWARD IN THE ATHLETIC CATEGORY** (Tape 1)

Supervisor Dix moved approval of the Certificate of Appreciation presented to Patrick G. Deegan for receiving the Walt Disney "Outstanding Teacher of the Year" Award in the Athletic Category. This motion was seconded by Supervisor Trapnell and carried by a vote of nine, Supervisor Berger being out of the room.

Supervisor Dix asked unanimous consent that the Board direct staff to provide Mr. Deegan with a copy of the videotape of this portion of today's meeting. Without

objection, it was so ordered.

6. **DECEMBER 1, 1994 - RED-OUT DAY** (Tape 1)

Supervisor Dix announced that December 1, 1994 is Red-Out Day and he explained that this day is sponsored by Region Three of the National Highway Traffic Safety Administration. He said that Red-Out Day ties in with Red Ribbon Campaigns for Mothers Against Drunk Drivers and the National Highway Traffic Safety Administration and it is designed to focus public attention on safe and sober driving during the heavy traffic holiday season. Supervisor Dix encouraged everyone to wear red articles of clothing on December 1, 1994.

Supervisor Dix moved adoption of the Resolution acknowledging Red-Out Day on December 1, 1994. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

Jody Douglas, Director, Alcohol Safety Action Program (ASAP), expressed her appreciation to the Board for making Fairfax County part of this regional campaign.

7. **9:30 A.M. - PRESENTATION BY THOMAS D. RUST, MAYOR, TOWN OF HERNDON ON REVENUE SHARING BETWEEN THE TOWN OF HERNDON AND THE COUNTY OF FAIRFAX** (Tapes 1-2)

Prior to a presentation by Thomas D. Rust, Mayor, Town of Herndon, on revenue sharing between the Town of Herndon and the County of Fairfax, he referred to the issue of elderly and housing and commended William J. Leidinger, County Executive, for his support during a recent meeting held by the Fairfax County Redevelopment and Housing Authority (FCRHA).

Supervisor Hyland asked unanimous consent that the Board direct the County Executive to provide the Board with the following information:

- Actions of the FCRHA during its recent meeting;
- The vote regarding the issue of the elderly and housing; and
- Who voted.

Without objection, it was so ordered.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and moved that the Board:

- Refer this matter to the Legislative Committee for discussions with the Town of Herndon, and submission of recommendations to the

Board; and

- Formally request the FCRHA to reconsider its action on the elderly housing project in Herndon.

This motion was seconded by Supervisor Berger.

Supervisor Davis announced that there would be a seriatim vote on these two issues.

The question was called on the motion to refer this matter to the Legislative Committee for a report to the Board with its recommendations, which carried by unanimous vote.

The question was called on the motion to formally request the FCRHA to reconsider its action on the elderly housing project in Herndon. Supervisor Dix asked unanimous consent that this portion of the motion be deferred until later in the meeting in order to allow time for Supervisors to query their individual representatives on the Housing Authority regarding this matter. Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

CM:cm

8. **10:00 A.M. - APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS** (Tape 2)

(APPTS)

(BACs)

A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE

(NOTE: The appointment of the Providence District Representative to the A. Heath Onthank Memorial Award Selection Committee was deferred.)

ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD

Chairman Davis moved the reappointment of Reverend Harry Pilson as the At-Large Representative to the Alcohol Safety Action Program Local Policy Board. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

ATHLETIC COUNCIL

Supervisor Bulova moved the appointments of Mr. Joseph F. Jozefczyk as the Braddock District (Principal) Representative and Mr. Louis Giusto as the Braddock District (Alternate) Representative to the Athletic Council. This motion was seconded by Chairman Davis.

Supervisor Alexander moved the reappointment of Mr. Steven Saulnier as the Lee District (Alternate) Representative to the Athletic Council. This motion was seconded by Chairman Davis.

The question was called on the motions, which carried by unanimous vote.

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

BOARD OF BUILDING CODE APPEALS

Chairman Davis moved the appointment of Mr. Ray Holdener as the At-Large Representative to the Board of Building Code Appeals. This motion was seconded by Supervisor Dix and carried by unanimous vote.

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS

Chairman Davis moved the reappointment of the following individuals to the Board of Equalization of Real Estate Assessments:

- Mr. Gil Rennecker as the At-Large (Appraiser) Representative;
- Mr. Norman Caron as the At-Large (Attorney) Representative; and
- Mr. Henry Ahari as the At-Large (Builder) Representative.

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

Supervisor Hyland moved the reappointment of Mr. Frederick W. Suffa as the At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

CHAS COORDINATING COMMITTEE

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

CIVIL SERVICE COMMISSION

Supervisor Alexander moved to defer the appointment of the At-Large Representative to the Civil Service Commission. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

COMMISSION FOR WOMEN

Chairman Davis moved the appointment of Ms. Alta Newman as the At-Large (Minority) Representative to the Commission for Women. This motion was seconded by Supervisor Dix and carried by unanimous vote.

(NOTE: The appointments of the Dranesville and the Hunter Mill District Representatives to the Commission for Women were deferred.)

COMMISSION ON AGING

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

COMMUNITY CORRECTIONS RESOURCES BOARD

(NOTE: The appointment of the At-Large Representative to the Community Corrections Resources Board was deferred.)

COMMUNITY IMPROVEMENT COMMITTEE

[NOTE: The appointments of the Braddock, Dranesville (Westhampton Community), and Springfield District Representatives to the Community Improvement Committee were deferred.]

CRIMINAL JUSTICE ADVISORY BOARD

Supervisor Bulova moved the reappointment of Ms. Ruth Johnson as the Braddock District Representative to the Criminal Justice Advisory Board. This motion was seconded by Chairman Davis and carried by unanimous vote.

CONFIRMATION

Supervisor Hanley moved that the Board confirm the following appointment to the Criminal Justice Advisory Board:

- Ms. Pier Broadnax as the League of Women Voters of the Fairfax Area Representative.

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

ECONOMIC DEVELOPMENT AUTHORITY

Supervisor Frey moved the appointment of Mr. Todd Stottlemeyer as the At-Large (Citizen) Representative to the Economic Development Authority. This motion was seconded by Supervisor Dix and carried by unanimous vote.

ENGINEERING STANDARDS REVIEW COMMITTEE

Chairman Davis moved the reappointment of Mr. James Hoffman as the At-Large Representative to the Engineering Standards Review Committee. This motion was seconded by Supervisor Berger and carried by unanimous vote.

FAIRFAX COUNTY AIRPORTS ADVISORY COMMITTEE

(NOTE: The appointment of the Sully District Representative to the Fairfax County Airports Advisory Committee was deferred.)

FAIRFAX COUNTY COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION

Chairman Davis moved the appointment of Mr. James Tully as the At-Large Representative to the Fairfax County Commission on Organ and Tissue Donation and Transplantation.

Supervisor Dix moved the appointment of Reverend Jane Lanier St. John as the Hunter Mill District Representative to the Fairfax County Commission on Organ and Tissue Donation and Transplantation.

Supervisor McConnell moved the appointment of Mr. Irving Birmingham as the Springfield District Representative to the Fairfax County Commission on Organ and Tissue Donation and Transplantation.

Supervisor McConnell further moved that the Board direct staff to create another At-Large position on the Commission and that Mr. Jose Santabala be appointed in that position.

Following further discussion, Supervisor Berger stated his intent to appoint Mr. Santabala as the Dranesville District Representative. Supervisor McConnell withdrew her motion.

Supervisor Berger moved the appointment of Mr. Jose Santabala as the Dranesville District Representative to the Fairfax County Commission on Organ and Tissue Donation and Transplantation.

Supervisor Alexander moved the appointment of Mr. Donald R. Seeley as the Lee District Representative to the Fairfax County Commission on Organ and Tissue Donation and Transplantation.

The question was called on the motions, the seconds to which were inaudible, which carried by unanimous vote.

(NOTE: The appointment of the Braddock, Mason, Mount Vernon, Providence, and Sully District Representatives to the Fairfax County Commission on Organ and Tissue Donation and Transplantation were deferred.)

FAIRFAX/FALLS CHURCH COMMUNITY SERVICES BOARD

(NOTE: The appointments of the Mount Vernon District and the At-Large Representatives to the Fairfax/Falls Church Community Services Board were deferred.)

HEALTH SYSTEMS AGENCY BOARD

Supervisor Frey moved the appointment of Ms. Carol Ann Coryell as the At-Large (Consumer) Representative to the Health Systems Agency Board.

Following discussion, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board direct staff to review this issue to determine if Ms. Coryell meets the requirement of being a Consumer Representative. Without objection, it was so ordered.

The question was called on the motion, the second to which was inaudible, which carried by unanimous vote.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

HISTORY COMMISSION

Supervisor Dix moved the appointment of Mr. William Daniel as an At-Large (Architect) Representative to the History Commission. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Berger moved the reappointment of Mr. Marty Kaplan as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Mr. Donald Senese as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Bulova moved the reappointment of Ms. Ann Smith as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Mr Clinton W. Austin as the At-Large (Citizen/Minority) Representative to the History Commission. This motion was seconded by Chairman Davis and carried by unanimous vote.

Supervisor McConnell moved the reappointment of Mr. Jack Hiller as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Chairman Davis and carried by unanimous vote.

(NOTE: The appointment of one At-Large (Citizen) Representative to the History Commission was deferred.)

HUMAN SERVICES COUNCIL

(NOTE: The appointments of the Hunter Mill District and the Springfield District Representatives to the Human Services Council were deferred.)

LIBRARY BOARD

CONFIRMATION

Supervisor Bulova moved that the Board confirm the following appointment to the Library Board:

- Ms. Phylis Salak as the City of Fairfax Representative.

This motion was seconded by Supervisor Hanley and **CARRIED** by a recorded vote of six, Supervisor Berger, Supervisor Dix, Supervisor Frey, and Supervisor McConnell voting "NAY."

PARK AUTHORITY

Supervisor Bulova moved the reappointment of Ms. Margaret D. Andino as the Braddock District Representative to the Park Authority. This motion was seconded by Supervisor Dix.

Supervisor Trapnell moved the reappointment of Mr. Thomas "Bo" White, Jr. as the Mason District Representative to the Park Authority. The second to this motion was inaudible.

Supervisor McConnell moved the reappointment of Mr. Gregory C. Evans as the Springfield District Representative to the Park Authority. This motion was seconded by Supervisor Hanley.

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

(NOTE: The appointment of the Mount Vernon District Representative to the Park Authority was deferred.)

PLANNING COMMISSION

Supervisor Dix moved the appointment of Mr. John Hunter as the At-Large Representative to the Planning Commission. This motion was seconded by Supervisor McConnell.

Supervisor Trapnell moved the appointment of Ms. Janet R. Hall as the Mason District Representative to the Planning Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor McConnell moved the reappointment of Mr. Peter F. Murphy, Jr. as the Springfield District Representative to the Planning Commission. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked unanimous consent that the Board direct staff to invite Lawrence Baldwin, former At-Large Representative; and Henry E. "Hal" Strickland, former Mason District Representative, to appear before the Board for recognition of their contributions to Fairfax County during their tenures on the Planning Commission. Without objection, it was so ordered.

Vice-Chairman McConnell returned the gavel to Chairman Davis.

POLICE RETIREMENT BOARD

Chairman Davis moved the reappointment of Mr. Brent Baber as the At-Large (Citizen) Representative to the Police Retirement Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

PROJECT SELECTION COMMITTEE

[NOTE: The appointments of the Springfield and the Sully (Ordway Road Conservation Area) Representatives to the Project Selection Committee were deferred.]

ROAD VIEWERS BOARD

Chairman Davis moved the reappointment of the following At-Large Representatives to the Road Viewers Board:

- Mr. Daniel P. Moon;
- Ms. Joyce Summers; and

■ Mr. Bruce W. Pearson.

Supervisor Alexander moved the reappointment of Mr. Arthur Nalls as an At-Large Representative to the Road Viewers Board.

The question was called on the motions, the seconds to which were inaudible, which carried by unanimous vote.

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

SMALL AND MINORITY BUSINESS ENTERPRISE PROGRAM ADVISORY COMMISSION

Chairman Davis moved the appointment of Mr. Ro Dhanda as an At-Large Representative to the Small and Minority Business Enterprise Program Advisory Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

(NOTE: The appointment of one At-Large Representative to the Small and Minority Business Enterprise Program Advisory Commission was deferred.)

TENANT LANDLORD COMMISSION

Chairman Davis moved the following appointment/reappointments to the Tenant Landlord Commission:

- Appointment of Mr. Bobby Puri as an At-Large (Citizen) Representative;
- Reappointment of Mr. Byron A. Smith, Jr. as an At-Large (Landlord) Representative; and
- Reappointment of Mr. James Parmalee as an At-Large (Tenant) Representative.

This motion was seconded by Supervisor Dix.

Supervisor Trapnell moved the appointment of Mr. Jack Smith as an At-Large (Landlord) Representative to the Tenant Landlord Commission. This motion was seconded by Chairman Davis.

The question was called on the motions, which carried by unanimous vote.

TRANSPORTATION ADVISORY COMMITTEE

Chairman Davis moved the reappointment of Mr. Steve Blake as the At-Large Representative to the Transportation Advisory Committee. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Supervisor Dix announced that the Hunter Mill District Representative to the Transportation Advisory Committee has resigned and moved the appointment of Ms. Maria Sasso to fill the unexpired term of Mr. John W. Hunter. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

TRANSPORTATION SAFETY COMMISSION

Chairman Davis moved the appointment of Mr. Joe Underwood as an At-Large Representative to the Transportation Safety Commission.

Supervisor Hanley moved the appointment of Ms. Kate Garvey as an At-Large Representative to the Transportation Safety Commission.

Supervisor Dix moved the reappointment of Ms. Deanne R. Fauchoux as an At-Large Representative to the Transportation Safety Commission.

Supervisor Alexander moved the reappointment of Mr. James Lowery as an At-Large Representative to the Transportation Safety Commission.

Supervisor Hanley moved the reappointment of Mr. Richard Merski as an At-Large Representative to the Transportation Safety Commission.

The question was called on the motions, the seconds to which were inaudible, which carried by unanimous vote.

TREE COMMISSION

Supervisor Bulova moved the reappointment of Ms. Joan Tullington as the Braddock District Representative to the Tree Commission. This motion was seconded by Chairman Davis and carried by unanimous vote.

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

CONFIRMATION

Supervisor Hyland moved that the Board confirm the following appointment to the Tree Commission:

- Mr. Jack Bagget to replace Mr. Jeff Inks as the Fairfax County Cooperative Extension Services Representative.

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

WETLANDS BOARD

Supervisor Hyland moved the reappointment of Mr. Lee Benton as the Mount Vernon District Representative to the Wetlands Board. This motion was seconded by Supervisor Berger and carried by unanimous vote.

AD-HOCS

CITIZENS ADVISORY COMMITTEE ON SOLID WASTE

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

CONFIRMATION:

Supervisor Hanley moved that the Board confirm the following appointment to the Citizens Advisory Committee on Solid Waste:

- Mr. Brian Feeley to fill the unexpired term of Mr. Ken Kessler as the Business Recycling Task Force (Principal) Representative.

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

UPPER HOLMES RUN ENVIRONMENTAL MONITORING ADVISORY COMMITTEE

[NOTE: The appointments of the two Mason District Representatives and the two Providence District Representatives to the Upper Holmes Run Environmental Monitoring Advisory Committee were deferred.]

Following discussion, Supervisor Hanley asked unanimous consent that the Board direct staff to notify members of the Upper Holmes Run Environmental Monitoring Advisory Committee of the requirement to file a Statement of Economic Interests with the Office of the Clerk to the Board.

ADDITIONAL APPOINTMENT

ANIMAL SHELTER ADVISORY COMMISSION

Supervisor Frey announced that the Sully District Representative to the Animal Shelter Advisory Commission has resigned and moved the appointment of Dr. Susan Hall to fill the unexpired term of Ms. Celia N. Dunlevy. This motion was seconded by Supervisor Dix and carried by unanimous vote.

SBE:sbe

9. **ADMINISTRATIVE ITEMS** (Tape 3)

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

ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (DRANESVILLE, MOUNT VERNON, PROVIDENCE, SPRINGFIELD AND SULLY DISTRICTS)

(R) Adopted the request that certain streets listed in the Memorandum to the Board dated September 26, 1994 be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Fallswood	Dranesville	Olde Georgetown Court
Swinks Mill Acres	Dranesville	Swinks Mill Court
Collingwood Springs (Wards Addition)	Mount Vernon	Woodacre Street, Route 3747 Rampart Drive, Route 4248 Rampart Court
Oak Marr Courts Sections 2, 4, and 6	Providence	Mereworth Lane Castleton Court
Decour Estates	Springfield	Quiet Brook Road Decour Court
Hampton Forest, Section 10	Sully	Ashleigh Road, Route 7886 Ashleigh Court Kentstone Way, Route 8488 Heatherford Place (E. Int.) Heatherford Place (W. Int.)

ADMIN 2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 90-Y-043, AUBREY LIMITED PARTNERSHIP (SULLY DISTRICT)

(NOTE: Later in the meeting, action was taken to defer this item. See Clerk's Summary Item CL#10).

ADMIN 3 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER ADOPTION OF PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 43 (FOOD AND FOOD-SERVICE ESTABLISHMENTS)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **January 9, 1995 at 4:00 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 43 (Food and Food-Service Establishments) to change the requirements for the certification of food-service managers.

ADMIN 4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO ESTABLISH A RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) IN THE EDGELEA WOODS COMMUNITY (PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **January 9, 1995 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A [Residential Permit Parking Districts (RPPD)], Appendix G to establish a RPPD in the Edgelea Woods Community.

ADMIN 5 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO EXPAND THE SUNSET MANOR RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) (MASON DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **January 9, 1995 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A [Residential Permit Parking Districts (RPPD)], Appendix G to expand the Sunset Manor RPPD, District 18.

ADMIN 6 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING REGARDING THE SALE OF A PORTION OF THE COUNTY-OWNED PROPERTY LOCATED AT 5252 SUNRISE GREEN (SULLY DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 12, 1994 at 5:00 p.m.** regarding the sale of a portion of the County-owned property located at 5252 Sunrise Green, Fairfax, Tax Map Reference 56-3((01))35, to Mr. Kevin R. Kettle.

ADMIN 7 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSED ORDINANCE TO APPROVE AN AGREEMENT BETWEEN THE FAIRFAX COUNTY BOARD OF SUPERVISORS AND THE TOWN OF HERNDON, VIRGINIA, PROVIDING FOR IMPROVEMENTS DESCRIBED IN THE BALLOU COMMUNITY PLAN (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 12, 1994 at 4:00 p.m.** on a ordinance to approve an Agreement between the Fairfax County Board of Supervisors and the Town of Herndon for improvements described in the Ballou Community Plan.

ADMIN 8 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO SET ESTIMATED ASSESSMENTS FOR IMPROVEMENTS IN THE BALLOU COMMUNITY, HERNDON, VIRGINIA (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 12, 1994 at 4:00 p.m.** to set estimated assessments for improvements in the Ballou Community in Herndon, Virginia.

- (A) **ADMIN 9 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE VACATION OF A PORTION OF OAKWOOD ROAD (ROUTE 843)**

Authorized the advertisement of a public hearing to be held before the Board of supervisors on **December 12, 1994 at 5:00 p.m.** to consider vacating a portion of Oakwood Road.

10. **ADMIN 2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 90-Y-043, AUBREY LIMITED PARTNERSHIP (SULLY DISTRICT)** (Tape 3)

Supervisor Frey called the Board's attention to Administrative Item 2 - Additional Time to Commence Construction for Special Exception Application SE 90-Y-043, Aubrey Limited Partnership and moved that it be pulled from the Administrative Items and deferred until **December 12, 1994.** This motion was seconded by Supervisor Hyland and carried by unanimous vote.

11. **A-1 - APPROVAL OF THE SEWAGE DELIVERY SYSTEM AND CAPACITY PURCHASE AGREEMENT BETWEEN FAIRFAX COUNTY AND THE DISTRICT OF COLUMBIA (MOUNT VERNON DISTRICT)** (Tape 3)

Supervisor Hyland moved that the Board concur in the recommendation of staff and approve the "Sewage Delivery System and Capacity Purchase Agreement" between Fairfax County and the District of Columbia. This motion was seconded by Supervisor Alexander.

Following discussion, with input from John W. di Zerega, Director, Department of Public Works, the question was called on the motion which **CARRIED** by a recorded vote of eight, Supervisor Dix and Supervisor Frey voting "NAY."

12. **A-2 - AUTHORIZATION TO HIRE COUNTY EMPLOYEES INTO ASSIGNED STATE HEALTH POSITIONS THAT BECOME VACANT PRIOR TO FULL IMPLEMENTATION OF THE COUNTY ADMINISTERED HEALTH DEPARTMENT ON JULY 1, 1995** (Tape 3)

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 County Executive to execute an agreement with the State Health Commissioner to recruit and hire County employees to replace state employees who resign from state positions presently assigned to the Fairfax County Health Department.

13. **A-3 - APPOINTMENT OF POLICE DEPARTMENT REPRESENTATIVE TO THE SECURITY ALARM SYSTEMS COMMISSION** (Tape 3)

(APPT)

On motion of Supervisor McConnell, seconded by Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and appointed Lieutenant Robert G. Callahan, Office of the Deputy Chief of Police for Operations, as the Police Department's Representative to the Security Alarm Systems Commission.

14. **A-4 - APPOINTMENT OF TOWING ADVISORY BOARD ON FUTURE PROVISION OF POLICE-DIRECTED VEHICLE TOWING SERVICES, AND TEMPORARY EXTENSION OF EXISTING CONTRACTS FOR SUCH SERVICES** (Tape 3)

(BACs)

Supervisor McConnell moved that the Board concur in the recommendation of staff and:

- Establish a Towing Advisory Board with a charter and by-laws as proposed in the Memorandum to the Board;
- Establish that the Towing Advisory Board would consist of:
 - Two Representatives from the Fairfax County Police Department (including at least one from the Incident Management Team, to be designated by the Chief of Police;
 - One Representative from the Virginia State Police Incident Management Team, to be

designated by the Barracks Commander of State Police Division Seven, Area Nine;

- Three Representatives of vehicle towing and recovery operators serving Fairfax County; and
- Three Representatives from the general public.

This motion was seconded by Supervisor Alexander.

Following discussion, with input from Fred K. Kramer, Director, Department of General Services, and Larry N. Wellman, Director, Purchasing and Supply Management (P&SMA), Supervisor Bulova moved that the Board designate one of the three representatives from the general public to be a representative from the Federation of Citizen Associations. This motion was seconded by Supervisor Hyland and **CARRIED** by a recorded vote of seven, Supervisor Berger, Supervisor Dix voting "NAY," Supervisor Frey being out of room.

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

15. **A-5 - APPOINTMENT OF FAIRFAX COUNTY PUBLIC SCHOOL MEMBER TO THE NORTHERN VIRGINIA MANPOWER CONSORTIUM PRIVATE INDUSTRY COUNCIL** (Tape 3)

(APPT)

On joint motion of Supervisor Berger and Supervisor McConnell, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff to appoint Ms. Diane Pruner as the Fairfax County Public Schools Representative to the Northern Virginia Manpower Consortium (NVMC) Private Industry Council.

16. **A-6 - DONATION OF TWO SURPLUS POLICE MOTORCYCLES TO THE TOWN OF VIENNA** (Tape 3)

On motion of Supervisor Dix, seconded jointly by Supervisor Hanley and Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the donation of two surplus Fairfax County Police motorcycles to the Town of Vienna for use by the town's Motor Squad.

17. **A-7 - ADJUSTMENT OF UNIT PRICE SCHEDULE USED BY THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT TO DETERMINE THE VALUE OF BONDS FOR SUBDIVISION AND SITE PLAN AGREEMENTS** (Tape 3)

On motion of Supervisor Frey, seconded by Supervisor Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted a new unit price schedule for use in determining the amount of security accepted in support of agreements with developers for construction of certain required improvements as shown on Subdivision and Site Plans to become effective on January 1, 1995.

18. **A-8 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) PROJECT FOR THE WIDENING OF LORTON ROAD (ROUTE 642) FROM SILVERBROOK ROAD (ROUTE 600) TO RICHMOND HIGHWAY (ROUTE 2) (MOUNT VERNON DISTRICT)** (Tape 3)

On motion of Supervisor Hyland, the second to which was inaudible, and carried by unanimous vote, the Board concurred in the recommendation of staff and endorsed the Virginia Department of Transportation (VDOT) design plans for the widening of Lorton Road from Silverbrook Road to Richmond Highway.

19. **A-9 - TRURO CUT-THROUGH TRAFFIC (BRADDOCK DISTRICT)** (Tape 3)

- (R) On motion of Supervisor Bulova, seconded jointly by Supervisor Hanley and Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolution requesting the Virginia Department of Transportation (VDOT) to review and address the cut-through traffic concern in the Truro area.

20. **A-10 - PROPOSED RESTRICTIVE PARKING ALONG TYLER STREET (MASON DISTRICT)** (Tape 3)

- (R) On motion of Supervisor Trapnell, seconded by Chairman Davis, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

- Adopted the Resolution on the proposed restriction of parking along Tyler Street from Lake Street to Columbia Pike; and
- Directed staff to secure the necessary permits from the Virginia Department of Transportation (VDOT) for the installation of the "No Parking" signs, and subsequently have the signs installed.

21. **A-11 - DESIGNATION OF PLANS EXAMINER STATUS UNDER THE EXPEDITED LAND DEVELOPMENT REVIEW PROGRAM** (Tape 3)

On motion of Supervisor Frey, seconded by Supervisor Alexander, and carried by unanimous vote, the Board concurred in the recommendation of staff and designated the following individual, identified with his registration number, as a Plans Examiner:

- Richard F. Polk (128).

22. **A-12 - FISCAL YEAR (FY) 1995 GYPSY MOTH SUPPRESSION PROGRAM**
(Tape 3)

Supervisor Hyland moved that the Board concur in the recommendation of staff and approve the Fiscal Year (FY) 1995 Gypsy Moth Suppression Program proposal as outlined in the Memorandum to the Board. This motion was seconded by Supervisor Alexander

Following discussion, with input from staff, the question was called on the motion which carried by unanimous vote.

23. **A-13 - APPROVAL OF AWARD OF FEDERAL FISCAL YEAR (FY) 1994 HOME PROGRAM COMMUNITY HOUSING DEVELOPMENT ORGANIZATION FUNDS TO THE ROBERT PIERRE JOHNSON HOUSING DEVELOPMENT CORPORATION AND REALLOCATION OF HOME FUNDS FOR PURCHASE OF FRIENDSHIP PLACE APARTMENTS (MOUNT VERNON DISTRICT)**
(Tape 3)

On motion of Supervisor Hyland, seconded jointly by Supervisor Alexander and Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved an award of federal Fiscal Year (FFY) 1994 HOME Program Community Housing Development Organization (CHDO) funds to the Robert Pierre Johnson Housing Development Corporation (RPJ) and a reallocation of FFY 1992 HOME funds awarded to RPJ for the proposed acquisition.

24. **A-14 - AUTHORIZATION TO ACCEPT A GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE SHELTER PLUS CARE-SPONSOR BASED RENTAL ASSISTANCE PROGRAM** (Tape 3)

On motion of Supervisor Hanley, seconded by Supervisor Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the acceptance of U.S. Department of Housing and Urban Development (HUD) grant by the Fairfax County Department of Housing and Community Development (HCD) for the Shelter Plus Care-Sponsor Based Rental Assistance Program in the amount of \$360,120.

25. **A-15 - AUTHORIZATION FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD TO APPLY TO VAN AMERINGEN FOUNDATION FOR A THREE YEAR GRANT TO SUPPORT A MEN'S DOMESTIC VIOLENCE PROGRAM** (Tape 3)

On motion of Supervisor Bulova, seconded by Supervisor Hanley, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Fairfax-Falls Church Community Services Board (CSB) to apply to van Ameringen Foundation for a three year, \$11,934 grant to be used to support a Men's Domestic

Violence Program.

26. **A-16 - AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING ARTICLE 18, NOTIFICATION REQUIREMENTS**

(Tape 3)

(A)

(R) On motion of Supervisor Frey, seconded by Supervisor Alexander, and carried by unanimous vote, the Board concurred in the recommendation of staff and adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on January 11, 1995 and before the Board of Supervisors on **February 6, 1995 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding notification requirements.

27. **A-17 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 95040 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD TO ACCEPT \$61,000 IN SUBSTANCE ABUSE TREATMENT FUNDS FOR PREVENTION PROGRAMS** (Tape 3)

(SAR) On motion of Supervisor Hanley, seconded by Supervisor Berger, and carried by unanimous vote, the Board concurred in the recommendation of staff and approve Supplemental Appropriation Resolution AS 95040 for \$61,000 of Substance Abuse Treatment funds. These funds will be used to pay the salary and fringe benefits for two additional (1.5 SYE) merit regular positions.

28. **C-1- HOUSEHOLD HAZARDOUS WASTE DROP-OFF POINTS (COUNTYWIDE)** (Tape 3)

The Board next considered an Item contained in the Memorandum to the Board dated November 21, 1994 regarding the feasibility of collecting household hazardous waste at satellite locations during Fire Prevention Week.

Supervisor Dix moved that the Board direct staff to implement a pilot program for the collection of household hazardous waste in the spring of 1995 at the Mount Vernon Fire and Rescue Station as outlined in the Memorandum to the Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote

29. **C-2 - PROVISION OF FACILITIES FOR A CONSTITUENT SERVICES BRANCH OFFICE FOR FAIRFAX COUNTY'S CONGRESSIONAL DELEGATION** (Tapes 3-4)

The Board next considered an Item contained in the Memorandum to the Board dated November 21, 1994 regarding whether to provide office facilities in the Government Center complex or other County facilities for a constituent services branch office for Fairfax County's Congressional delegation (Virginia's 8th, 10th and 11th Congressional Districts).

Supervisor Dix moved that the Board authorize the provision of facilities for a constituent Services Branch Office for Fairfax County's Congressional delegation. This motion was seconded by Supervisor McConnell.

Following discussion, Supervisor Trapnell moved to defer this item until the Board had further discussion regarding the provision of facilities for a constituent Services Branch Office for Fairfax County's Congressional Delegation. This motion was seconded by Supervisor Hyland and **FAILED** by a recorded vote of five, Supervisor Berger, Supervisor Bulova, Supervisor Hanley, Supervisor Hyland, and Supervisor Trapnell voting "AYE."

Following further discussion, with input from William J. Leidinger, County Executive, the question was called on the main motion which **CARRIED** by a recorded vote of nine, Supervisor Hyland voting "NAY."

30. **I-1 - VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT - COMPREHENSIVE REVIEW OF STATE REGULATIONS (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 21, 1994 requesting authorization for staff to forward comments to the Virginia Department of Housing and Community Development (VDHCD) regarding State regulations.

Following discussion, with input from Irving Birmingham, Director, Department of Environmental Management (DEM), the staff was directed administratively to proceed as proposed.

31. **I-2 - AWARD OF FISCAL YEAR (FY) 1994 PUBLIC HOUSING DRUG ELIMINATION PROGRAM GRANT BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) TO THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 21, 1994 announcing that the Fairfax County Redevelopment and Housing Authority (FCRHA) has been awarded \$284,100 in 1994 Public Housing Drug Elimination funds for continuation of anti-drug efforts at four FCRHA owned Public Housing properties.

32. **I-3 - AWARD OF CONTRACT - JUNIPER/VALLEY LANE STORM DRAINAGE IMPROVEMENTS (MASON DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 21, 1994 requesting authorization for staff to:

- Award a contract to Granja Contracting, Incorporated in the amount of \$184,490 for the construction of Project I00190, Juniper/Valley Lane Storm Drainage Improvements, in Subfund 468, Public Works Construction; and
- Reallocate funds as outlined in the Memorandum to the Board.

The staff was directed administratively to proceed as proposed.

33. **I-4 - AWARD OF CONTRACT - MIDWAY PLACE STORM DRAINAGE IMPROVEMENTS (MOUNT VERNON DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 21, 1994 requesting authorization for staff to award a contract to J.R.G. Contractors, Incorporated in the amount of \$172,561.75 for the construction of Project 00005, Midway Place Storm Drainage Improvements, in Subfund 470, Storm Drainage Bond Construction.

The staff was directed administratively to proceed as proposed.

34. **I-5 - AWARD OF CONTRACT - WESTPORT SECTIONS 11 AND 12 DEVELOPER DEFAULTS (SULLY DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 21, 1994 requesting authorization for staff to award a contract to R.L. Rider and Company in the amount of \$235,477 for the construction of Westport Sections 11 and 12 Developer Defaults, in Project U00006, Developer Default, Subfund 468, Public Works Construction.

The staff was directed administratively to proceed as proposed.

35. **I-6 - STAFFING FOR THE CHAIRMAN'S OFFICE DURING THE TRANSITION PERIOD** (Tape 5)

The Board next considered an Item contained in the Memorandum to the Board dated November 21, 1994 requesting authorization for the Chairman's office to be staffed during the transition period.

The staff was directed administratively to proceed as proposed.

CM:cm

BOARD MATTERS

36. **ADDING A SEAT TO THE CRIMINAL JUSTICE ADVISORY BOARD** (Tape 5)

(BACs)

Chairman Davis informed the Board of a request he had received from Ruth Johnson, Chair of the Criminal Justice Advisory Board, to add an additional seat for the Director of the Alcohol Safety Action Program, Ms. Jody Douglas.

Chairman Davis relinquished the Chair to Acting-Chairman Alexander and moved that a seat be added to the Criminal Justice Advisory Board. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

37. **FUNDING FOR ADULT ENGLISH AS A SECOND LANGUAGE (ESL) PROGRAMS** (Tape 5)

Supervisor Davis informed the Board of several memorandums he had received from Dr. Gary Jones, Chairman, School Board, and from Robert R. Spillane, Superintendent of Schools. The memorandums outline the need for additional funds from the Board of Supervisors for the Adult English as a Second Language (ESL) program to offset recent reductions in federal impact aid and to allow the schools to meet the increasing demand for Adult ESL.

As a result of Congressional action the federal impact budget was cut by 10 percent in October, 1994 and Fairfax County lost \$800,000.

Supervisor Davis stated that the Adult ESL program continues to be critical to the growing, non-English speaking population of Fairfax County and without additional funding of \$327,763 approximately 100 of 154 already scheduled Adult ESL classes will be cancelled.

Therefore, Supervisor Davis moved that the Board direct staff to include the needed funding of \$327,763 in the Mid-Year Budget Review as a Consideration Item. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

38. **CHANGING THE MINIMUM ACREAGE FOR AGRICULTURAL AND FORESTAL DISTRICTS** (Tape 5)

- (A) Supervisor Davis reminded the Board of an action taken by the Board in late 1993 when a motion was approved granting Fairfax County the right to reduce the minimum size of

the Agricultural and Forestal Districts from 25 to 20 acres. The bill was passed and became law on July 1, 1994.

Supervisor Davis moved that the Board direct staff to prepare an Ordinance amendment changing the minimum acreage size from 25 to 20 acres for public hearing consideration.

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

Acting-Chairman Alexander returned the gavel to Chairman Davis.

39. **NO BOARD MATTERS FOR DRANESVILLE DISTRICT SUPERVISOR ERNEST BERGER** (Tape 5)

Supervisor Berger announced that he had no Board Matters to present at this time.

40. **WOODLAND WAY STORM DRAINAGE** (Tape 5)

Supervisor Bulova stated that, as a result of complaints from downstream homeowners from the Woodland Meadows Estate Development, staff investigated the outfall from the development and determined that it met the requirements of the Public Facilities Manual (PFM). However, the increased volume of stormwater from this development, along with the existing flow from the Kings Park Shopping Center, was channeled through a detention pond which has resulted in damage to the downstream driveway culvert at 5108 Woodland Way and contributes to the potential for house flooding at 5026 Fleming Drive.

Supervisor Bulova stated that a review of several alternatives determined that the most expedient and least expensive solution was to floodproof the 5026 Fleming Drive residence and turn one of the upstream private driveway culverts (5108 Woodland Way) into a dam embankment, secure a flood easement from that property owner to backup water on their property and thereby reduce the downstream impact on the 5026 Fleming Drive house noted above.

A project was developed to address these two improvements. Currently \$30,000 is available to commence design. Funding for the remaining \$95,000 to complete construction could be considered at the Mid-Year Budget Review.

The existing driveway culvert located at 5108 Woodland Way, while still functioning, is deteriorating and may not be serviceable long enough to complete the project. Additional funds would be required to repair the existing drive culvert sufficiently to have it remain serviceable until the proposed project is completed.

Because of the ongoing erosion to a part of the driveway, the estimated cost of interim emergency repair is in the range of \$5,000-\$6,000. This cost includes placing geotextile fabric, surge stone and 21A stone to reestablish the washed out slope embankment, and to excavate the inlet to open the culvert and remove debris.

To proceed with this interim repair, Supervisor Bulova moved that:

- Repairs be conditional subject to a Letter of Permission addressing liability;
- The property owner grants, at no cost to the County, a permanent flood easement for the detention of stormwater discussed above; and
- Up to \$6,000 in funding be allocated for emergency repairs to the driveway pending design and construction of the project.

This motion was seconded by Supervisor Alexander.

Following discussion, with input from William J. Leidinger, County Executive, John W. di Zerega, Director, Department of Public Works, and Irving Birmingham, Director, Department of Environmental Management, Chairman Davis relinquished the Chair to Vice-Chairman McConnell and asked to amend the motion to direct staff to expend the \$5,000-\$6,000 to take care of the immediate problem and report prior to the Mid-Year Budget Review with an action plan as to what the needs are throughout the County and how the problems can be addressed on a Countywide basis, and this was accepted.

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

PMH:pmh

41. **EXPANSION OF THE ROBINSON RESIDENTIAL PERMIT PARKING DISTRICT (RPPD): EXPEDITED PROCESSING AND WAIVER OF THE MINIMUM STANDARDS FOR PARKING SPACES AND WAIVER OF THE FEES** (Tape 6)

Supervisor Bulova said that parking on residential streets around Robinson High School continues to be a serious problem. Enforcement of parking violations by the West Springfield District Police has been vigorous, and while they are to be commended for their efforts, expansion of the Robinson Residential Permit Parking District (RPPD) is the best solution.

Supervisor Bulova said that she has forwarded petitions for the expansion of the RPPD to the Office of Transportation. These petitions request relief on Gainsborough Drive (from Cascade Lane to Orkney Court) and on Orkney Court. In order to proceed with the request, the Office of Transportation needs Board approval of the waiver of the minimum parking space standard.

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

- Waive the minimum number of parking spaces;
- Waive the fees; and
- Proceed as expeditiously as possible.

This motion was seconded by Supervisor Frey.

Following a request for clarification from David P. Bobzien, County Attorney, the question was called on the motion which carried by a vote of eight, Supervisor Alexander and Supervisor Trapnell being out of the room.

42. **GEORGE MASON UNIVERSITY (GMU) STUDENT WITCH WATCH PROGRAM** (Tape 6)

Supervisor Bulova stated that on Halloween night students from George Mason University, (GMU) participated in a "Witch Watch" Program. She explained that students stationed themselves throughout the community surrounding GMU and looked out for children trick-or-treating, thus establishing a safe presence in the community.

Therefore, Supervisor Bulova moved that the Board direct staff to invite the students to appear before the Board to be recognized and thanked for their contribution. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Alexander and Supervisor Trapnell being out of the room.

43. **REQUEST FOR PARKING FOR GENERAL ASSEMBLY MEMBERS** (Tape 6)

Supervisor Bulova said that it has come to her attention that there is no parking for General Assembly Members when they come to the Government Center. Supervisor Bulova moved that the Board direct staff to report with suggestions on how parking space might be provided for General Assembly Members when they visit the Government Center. This motion was seconded by Supervisor Hyland.

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

44. **SCHEDULING OF A PUBLIC HEARING FOR REZONING APPLICATION RZ 94-H-043** (Tape 6)

Supervisor Dix noted that the Planning Commission public hearing for Rezoning Application RZ 94-H-043 was recently deferred from December 8, 1994 until February 2, 1995.

Therefore, Supervisor Dix moved that the Board direct staff to schedule a public hearing to be held before the Board of Supervisors on February 6, 1995 for Rezoning Application RZ 94-H-043. This motion was seconded by Chairman Davis and carried by a vote of eight, Supervisor Alexander and Supervisor Trapnell being out of the room.

45. **SITE SELECTION TASK FORCE** (Tape 6)

(BACs)

Supervisor Dix noted that at the last Board meeting, Chairman Davis announced that in response to the possibility of Northern Virginia being selected for a Major League Baseball Expansion Franchise, that the Board would be recommending establishment of a Site Selection Task Force to evaluate potential locations in Fairfax County for a professional baseball stadium.

Supervisor Dix distributed to Board Members a Board Matter which indicates a broad based membership for such a Task Force. The first meeting has been scheduled for December 13, 1994 at 7:00 p.m. in Conference Room One at the Government Center.

Supervisor Dix moved approval of the creation of the Task Force as submitted. This motion was seconded by Supervisor Berger.

Following discussion, Supervisor Hyland asked that the motion be amended to include representation from the Federation of Citizen Associations, and this was accepted.

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

46. **TREE PRESERVATION** (Tape 6)

(BACs)

Supervisor Dix said that there is a consensus that preserving trees is a preferred measure rather than replanting, at least in most cases. The Fairfax County Tree Commission has recommended a legislative initiative and has been a constructive voice in these deliberations. During those discussions, it was learned that there are numerous regulatory requirements that exist today, which serve as impediments in many instances, to any landowner who would attempt to enact tree save provisions in their land-disturbing projects.

Supervisor Dix said that as a result of the many issues raised by the participants in those deliberations, it is recommended that a Task Force be established to comprehensively review the issues which impact this subject, with a mission to tree preservation along with an effective enforcement program. He distributed a Board Matter to Board Members which details the issue and recommends Task Force representation. He added that he and Supervisor Bulova would Chair and Co-Chair the Task Force.

Therefore, Supervisor Dix moved the Board's authorization of the creation of this Task Force. This motion was seconded by Supervisor Bulova.

Supervisor Bulova asked that the motion be amended as follows:

- The list of examples of requirements listed on page one of Supervisor Dix's Board Matter should be modified to read as follows:
 - Third item: Pedestrian facilities (Fairfax County PFM);

and this was accepted.

Supervisor Bulova referred to page two, second paragraph and asked that it be modified as follows:

- "As a result of the many issues raised by the participants in those deliberations, it is recommended that a Task Force be established to comprehensively review the issues which impact this subject, with a mission to determine methods, including enhanced tree preservation legislation ..."

and this was accepted.

Supervisor Berger asked that the motion be amended to include on the Task Force representatives of Media General Cable (MGC) and Bell Atlantic, and this was accepted.

Following discussion, Supervisor Hanley asked that the motion be amended to include on the Task Force representatives of the Virginia Department of Transportation (VDOT), and this was accepted.

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

Supervisor Hyland moved that the Board request members of its General Assembly Delegation to introduce a Resolution to study the question of tree preservation at the State level and that that be introduced in the upcoming session of the General Assembly. This motion was seconded by Supervisor Hanley and carried by unanimous vote.

47. **THANKS TO BOARD MEMBERS AND GENERAL COUNTY AND SCHOOL STAFF FOR ALL OF THEIR HARD WORK** (Tape 6)

Supervisor Dix expressed his appreciation to Board Members and General County and School staff who provide the services to Fairfax County including the public school system for all of their hard work.

48. **EXPANSION OF THE BRIARWOOD FARMS RESIDENTIAL PERMIT PARKING DISTRICT (RPPD)** (Tape 6)

Supervisor Hanley moved that the Board direct staff to:

- Begin the process to expand the Briarwood Farms Residential Permit Parking District (RPPD) to include the portion of Old Nutley Street north of Swanee Lane;
- Waive the fees; and
- Waive the requirement of the 100-space minimum criteria.

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

49. **REZONING APPLICATION RZ 93-P-016** (Tape 6)

Supervisor Hanley moved that the Board direct the Director of the Department of Environmental Management (DEM) to accept the Preliminary Plan for concurrent processing with Rezoning Application RZ 93-P-016. This motion does not relieve the applicant from complying with provisions of any applicable ordinances, regulations or adopted standards and the applicant understands that it does not prejudice the consideration of the Rezoning Application. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

50. **FAIR CAMPAIGN PRACTICES COMMISSION** (Tape 6)

Supervisor Hanley moved that the Board:

- Reiterate its support for the creation of a Fair Campaign Practices Commission; and
- Send a letter to the Fairfax County Republican Committee asking for two Members so that the Board can move forward with establishing such a Commission.

This motion was seconded by Supervisor Bulova and **FAILED** by a recorded vote of five, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, Supervisor Hyland and Chairman Davis voting "AYE."

51. **RESCHEDULING OF THE FEBRUARY 6, 1995 BOARD MEETING TO FEBRUARY 13, 1995** (Tape 6)

Supervisor Hanley moved that the Board direct staff to reschedule the Board's meeting of February 6, 1995 to February 13, 1995 due to the Special Election which is tentatively

scheduled for February 7, 1995. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

52. **SCHEDULING OF A PUBLIC HEARING AND CONCURRENT PROCESSING FOR PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 93-M-003 AND PCA 93-M-021** (Tape 6)

Supervisor Trapnell stated that Curry Development, Incorporated has submitted two concurrent Proffered Condition Amendment Applications for a townhouse development located on Spring Lane in the Baileys Crossroads area. Given that the proposal is for five additional units to a previously approved development, Supervisor Trapnell moved that the Board direct staff to:

- Schedule a public hearing to be held before the Board of Supervisors on Proffered Condition Amendment Applications PCA 93-M-003 and PCA 93-M-021 for February 27, 1995; and
- Concurrently process these applications and the Site Plan.

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

53. **SCHEDULING OF A PUBLIC HEARING FOR SPECIAL EXCEPTION APPLICATION SE 94-M-047** (Tape 6)

Supervisor Trapnell stated that the existing Seven Corners Shopping Center was built in the 1950's and is undergoing a major renovation and expansion. As part of the redevelopment of the shopping center, several features such as interior parking lot landscaping and open space will be made to more closely conform with today's standards. The proposed changes require Special Exception approval and a Special Exception Application has been filed in the name of Saul Holdings, Limited Partnership.

In order to facilitate the renovation, Supervisor Trapnell moved that the Board direct staff to schedule a public hearing to be held before the Board of Supervisors on this issue on February 27, 1995. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Dix being out of the room.

54. **REQUEST FOR STATUS REPORT REGARDING THE INITIATION OF HIRING A REVITALIZATION DIRECTOR** (Tape 6)

Supervisor Trapnell asked unanimous consent that the Board direct staff to provide a status report regarding the initiation of hiring a Revitalization Director. Without objection, it was so ordered.

NV:nv

55. **WEEKLY UPDATE OF EQUIPMENT MANAGEMENT TRANSPORTATION AGENCY (EMTA) VEHICLES OUT OF COMMISSION (VOC) STATISTICS: ARE THEY NECESSARY?** (Tape 7)

Supervisor Hyland stated that for the past six month, through the transition from Johnson Controls to the County's Equipment Management Transportation Agency (EMTA) facilities, the Vehicles Out of Commission (VOC) statistics have been monitored weekly without any major incident. He questioned the necessity of staff's continuing to send these reports to the Board.

Chairman Davis suggested that the County Executive continue to monitor the situation and report to the Board as necessary. Following discussion, with input from William J. Leidinger, County Executive, Supervisor Hyland asked unanimous consent that the Board direct staff to continue to send these weekly reports to the Board because the reports will continue to be generated for the County Executive. Without objection, it was so ordered.

56. **SELF-DEFENSE: ALL COUNTY WOMEN NEED TO LEARN HOW TO FIGHT BACK** (Tape 7)

Supervisor Hyland referred to his written Board Matter regarding free Women's Self-Defense Workshops conducted by the Police Department November 7-12, 1994 held at Centreville High School in the western part of the County. Topics covered an array of self-defense techniques which women can learn and utilize if they come under attack. Citing the fact that demand has already exceeded classroom capacity and that women in other areas of the County could also benefit from the program, Supervisor Hyland asked unanimous consent that the Board direct staff to find a way to publicize and schedule classes geographically throughout the County within the next 12 months to make the program available to more women. Without objection, it was so ordered.

57. **ACKNOWLEDGING SENATOR WARNER FOR SUPPORTING FEDERAL MANDATE ACCOUNTABILITY AND REFORM** (Tape 7)

Supervisor Hyland stated that in response to a Board Matter he presented at the meeting on September 12, 1994 regarding federal mandates, he had recently received a copy of the response from Senator John Warner to the County Executive expressing his full support of S.993, the Federal Mandate Accountability and Reform Act. Upon passage, this Act will end the practice of imposing Federal mandates on states and local governments and will ensure that the Federal Government pays the costs incurred by complying with requirements of Federal laws and regulations.

Accordingly, Supervisor Hyland asked unanimous consent that the Board direct staff to prepare, on behalf of the Board, a letter of acknowledgement to Senator Warner for committing himself to this legislation. Without objection, it was so ordered.

Supervisor Dix stated that Senator Robb had also lent his support to this effort and asked unanimous consent that the Board direct staff to acknowledge this support. Without objection, it was so ordered.

Chairman Davis added that Congressman Wolf (R-10), Congressman Moran (D-8), and himself, as Congressman-Elect, are supporters of this legislation.

58. **FEE WAIVER REQUEST FROM SHEPHERD HILLS HOMEOWNERS ASSOCIATION** (Tape 7)

Supervisor Hyland referred to his written Board Matters which concerned a request from Shepherd Hills Homeowners Association. On September 12, 1994 he received a letter from that group in which they requested a fee waiver regarding a parking lot re-striping. Because of concerns he had about the planned elimination of handicapped parking spaces, Supervisor Hyland initially told them that he could not support their request. Now that the issue of providing designated handicapped parking spaces has been resolved, Supervisor Hyland asked unanimous consent that the Board direct the County Attorney to review the possibility of refunding the \$440 fee paid by the Association. Without objection, it was so ordered.

59. **ADDITIONAL TIME FOR APPLICATION 456-V-V94-6 ON BEHALF OF AMERICAN PERSONAL COMMUNICATIONS** (Tape 7)

Supervisor Hyland stated that Mount Vernon Planning Commissioner John Byers has requested an extension of time for Application 456-V94-6 on behalf of American Personal Communications for a tower in the Lorton area. The request is being made to allow the applicant to make further contact with the surrounding community, specifically Shirley Acres.

Accordingly, Supervisor Hyland moved that the Board extend the time for the Planning Commission public hearing for Application 456-V94-6 to Friday, December 9, 1994. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

60. **RED LIGHT RUNNERS** (Tape 7)

Supervisor Hyland stated that the Metropolitan Washington Council of Governments (COG) is distributing bumper stickers with the message "I Stop for Red Lights" and he presented one to each Member of the Board. He said that the running of red lights is a particularly significant problem in the Washington area. The bumper stickers are designed to alert other motorists that that driver does not run the light, which should start a chain reaction to alert the next driver to stop also.

These bumper stickers are available at local libraries or by calling COG at 202-962-3270.

61. **ELECTION YEAR POLICIES** (Tape 7)

Supervisor Hyland called the Board's attention to a document entitled Election Year Policies. He reminded the Board that prior to past elections of the Board of Supervisors, the Board has established policies for incumbent and non-incumbent candidates. Those included not publishing the photographs of candidates in County newsletters and refraining from including candidates on television programs on cable television Channel 16, with the exception of cablecasts of meetings of the Board of Supervisors and other televised County public meetings.

Therefore, Supervisor Hyland asked unanimous consent that the Board direct the County Executive to:

- Work with the County Attorney regarding this matter; and
- Report to the Board on December 5, 1994 with a Consideration Item on Election Year Policies.

Without objection, it was so ordered.

Chairman Davis relinquished the Chair to Acting-Chairman Bulova and asked unanimous consent that the Board direct the Procedures Subcommittee to work with staff on this issue. Without objection, it was so ordered.

Acting-Chairman Bulova returned the gavel to Chairman Davis.

62. **NO BOARD MATTERS FOR LEE DISTRICT SUPERVISOR ALEXANDER**
(Tape 7)

Supervisor Alexander announced that he had no Board Matters to present today.

63. **REZONING APPLICATION RZ 93-Y-038** (Tape 7)

Supervisor Frey moved that the Board direct the Director of the Department of Environmental Management (DEM) to accept for concurrent processing both the Preliminary Plan as well as the Site Plan for Rezoning Application RZ 93-Y-038. This will enable expedited construction of the final segment of Monument Drive. This motion was seconded by Chairman Davis and carried by a vote of eight, Supervisor Alexander and Supervisor McConnell being out of the room.

64. **REZONING APPLICATION RZ 94-Y-024** (Tape 7)

Supervisor Frey moved that the Board direct the Director of the Department of Environmental Management (DEM) to accept for concurrent processing both the Preliminary Plan as well as the Site Plan for Rezoning Application RZ 94-Y-024. This

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

65. **ISSUES AT THE ANIMAL SHELTER** (Tape 7)

Supervisor Frey stated that on Friday, November 18, 1994 the County Executive and Dr. Daniel Boyle, Director, Department of Animal Control, met with the Animal Shelter Advisory Commission regarding some issues of concern. Supervisor Frey moved that the Board endorse the use of volunteers at the Shelter specifically in the following two areas:

- Volunteer Veterinarian Program; and
- Use of breed rescue groups to adopt out specific breeds of dogs.

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

66. **TAX ADMINISTRATION COMPARISON WITH ALAMEDA COUNTY, CALIFORNIA** (Tape 7)

Supervisor McConnell reminded the Board that at its meeting on October 31, 1994, the Board had approved a change in the structure of the County's organization to create a new department to administer all activities related to taxation. In the course of the discussion, a comparison was made between the County and Alameda County, California with a population of 1.3 million people yet fewer employees.

Supervisor McConnell stated that her staff made additional inquiries to Alameda County and determined that their workload was not comparable because it did not include personal property tax accounts. Alameda County's staff of 222 administers 2,006 accounts per employee while the County's staff of 343 administers 3,741 accounts per employee.

Supervisor Dix asked unanimous consent that the Board forward this information to the staff. Without objection, it was so ordered.

67. **TREE PLANTINGS ALONG THE FAIRFAX COUNTY PARKWAY** (Tape 7)

Supervisor McConnell informed the Board that a special tree planting event occurred in the Springfield District on Saturday, November 12 and Saturday, November 19, 1994. The area of the intersection of Rolling Road and the Fairfax County Parkway was planted with 1000 seedlings and saplings. The project is part of the America's Treeways Program which is a partnership of the Virginia Department of Transportation (VDOT), the National Tree Trust, and the Virginia Department of Forestry.

Supervisor McConnell expressed her appreciation of the following groups and

individuals for their time and commitment to making this project work:

- Pat Shelkey from Crestwood Elementary for initiating the event;
- Eagle Scout Candidate Robbie Best who led his troops and other volunteers during the course of this project. Other Scout troops were:
 - Boy Scout Troop 1104 of Clifton;
 - Cub Scout Pack 691 of Crestwood School;
 - Girl Scout Troops 1722, 1778, and 2406 from Springfield;
 - Brownie Scout Troop 608 from Orange Hunt Elementary School;
- President Ed Mainland and Vice-President Mike Knapp of Fairfax Re-Leaf, Incorporated, a non-profit tree activist organization;
- Bobby Smith from the I-66 Transfer Station for supplying mulch;
- John Muse, VDOT Landscape Specialist for offering his guidance and expertise to this project; and
- Davey Tree Experts, Incorporated, for supplying a water truck, mulch, and sending three trained arborists to the site.

68. **RECESS/EXECUTIVE SESSION**

(Tape 7)

At 1:30 p.m., Supervisor Dix moved that the Board recess and go into Executive Session for discussion or consideration of matters enumerated in Virginia Code Section 2.1-344 and listed 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:

- Correspondence from Local 689, Amalgamated Transit Union regarding arrangements under Section 13(C) of the Urban Mass Transportation Act (UMTA) of 1964;
- Legal requirements for conducting special elections; and
- Herndon Elderly Housing project.

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

At 3:15 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Davis presiding.

ACTIONS FROM EXECUTIVE SESSION

69. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 8)

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 Hyland and carried by unanimous vote.

70. **AUTHORIZATION FOR COUNTY ATTORNEY TO PETITION CIRCUIT COURT TO ISSUE A WRIT OF ELECTION** (Tape 8)

Supervisor Alexander moved that the Board authorize the County Attorney to petition the Circuit Court to issue a writ of election to fill the vacancy of the Chairman, when such vacancy occurs. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

71. **DENIAL OF CLAIM OF FURNITURE RENTORS OF AMERICA** (Tape 8)

Supervisor Trapnell moved that the Board deny the claim of Furniture Rentors of America as recommended by the County Attorney in Executive Session. This motion was seconded by Supervisor Berger and carried by unanimous vote.

72. **PURCHASE OF CONTRACTUAL INTEREST OF SMITH/ARTERY GOVERNMENT CENTER ASSOCIATES JOINT VENTURE IN LAND BAY A** (Tape 8)

Supervisor Frey moved that the Board authorize the purchase of the contractual interest of Smith/Artery Government Center Associates Joint Venture in Land Bay A for the sum of \$7.5 million and authorize the County Executive to execute the Assignment, Surrender, and Mutual Release as distributed to the Board. The payment of \$7.5 million shall be in two installments to be paid on or before December 30, 1994, and the second installment to be paid on July 31, 1995. There are sufficient funds appropriated to accommodate this action and the County Executive is directed to take all actions necessary to make payment, including recommendations for any adjustments to transfers and appropriations that may be necessary at the Fiscal Year (FY) 1995 Midyear Review in the FY 1996 budget.

This motion was seconded by Supervisor Berger and **CARRIED** by a recorded vote of nine, Supervisor Hyland voting "NAY."

AM:am

73. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-2BR, CENTREVILLE FARMS VICINITY, WEST OF STRINGFELLOW ROAD AND EAST OF WHARTON ROAD, NORTH OF ROUTE 29 (SULLY DISTRICT)**
(Tape 8)

Supervisor Frey moved to defer the public hearing on Area Plans Review (APR) 94-III-2BR until **December 12, 1994 at 5:00 p.m.** This motion was seconded by Chairman Davis and carried by unanimous vote.

(NOTE: Later in the meeting, the Board reiterated its action. See Clerk's Summary Item CL#91.)

74. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-3BR, CENTREVILLE FARMS VICINITY IN THE AREA EAST OF WHARTON ROAD (SULLY DISTRICT)** (Tape 8)

Supervisor Frey moved to defer the public hearing on Area Plans Review (APR) 94-III-3BR until **December 12, 1994 at 5:00 p.m.** This motion was seconded by Chairman Davis and carried by unanimous vote.

(NOTE: Later in the meeting, the Board reiterated its action. See Clerk's Summary Item CL#92.)

75. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-10FC, CENTREVILLE FARMS VICINITY, EAST OF STRINGFELLOW ROAD, NORTH OF ROUTE 29 (SULLY DISTRICT)** (Tape 8)

Supervisor Frey moved to defer the public hearing on Area Plans Review (APR) 94-III-10FC until **December 12, 1994 at 5:00 p.m.** This motion was seconded by Chairman Davis and carried by unanimous vote.

(NOTE: Later in the meeting, the Board reiterated its action. See Clerk's Summary Item CL#93.)

ADDITIONAL BOARD MATTER

76. **PRESENCE OF MEMBERS OF TROOP 1860 AND DEN NINE FROM THE LITTLE ROCKY RUN AREA** (Tape 8)

Supervisor Frey recognized the presence of members and leaders from Boy Scout Troop 1860 and Den Nine in the Board Auditorium and warmly welcomed them.

77. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-CW-4T, PROPOSED POHICK AREA ELEMENTARY SCHOOL (MOUNT VERNON DISTRICT)** (Tape 8)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by two speakers, Supervisor Hyland moved approval of Area Plans Review (APR) Item 94-CW-4T to add Comprehensive Plan text to address potential transportation and safety issues pertaining to the proposed Pohick Area Elementary School, as shown on page 67 of the Addendum, with the insertion of the following language into Area III Pohick Planning District, Dominion Community Planning Sector, page 252, after number 10:

- Number 11 - parcels 106-2 ((7)), 6, 7, 8 and 9 located at the Northeast Quadrant of Winrush Drive and Route 123 are planned for residential development at .5-1 dwelling unit per acre, and has been approved for public use for the proposed Pohick Area Elementary School. To address transportation and safety problems with the surrounding community, these parcels should be developed under the following conditions:
 - Appropriate operational measures such as gates or other traffic control features should be implemented to insure that non-resident cut-through traffic does not traverse the Cross Point Community through the Pohick Elementary School site at any time.

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

78. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-CW-3PARK IN THE VICINITY OF NEWINGTON PARK (MOUNT VERNON DISTRICT)** (Tape 8)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by one speaker, Supervisor Hyland moved approval of Area Plans Review (APR) Item 94-CW-3PARK to revise Comprehensive Plan text to add an option for a public park for the nominated parcels, as shown on pages 73 and 74 of the Addendum. This motion was seconded by Supervisor

Berger and carried by a vote of eight, Supervisor Frey and Chairman Davis being out of the room.

79. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) 94-IV-3LP, BOUNDARY CHANGE BETWEEN THE LORTON-SOUTH ROUTE ONE AND MASON NECK COMMUNITY PLANNING SECTORS (MOUNT VERNON DISTRICT)** (Tapes 8-10)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by 12 speakers, Supervisor Hyland moved:

- To defer Board decision on Area Plans Review (APR) Item 94-IV-3LP to change the boundary between the Lorton-South Route One and Mason Neck Community Planning Sectors, until **December 5, 1994 at 3:30 p.m.**; and
- Keep the record open for further written comments.

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

80. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-I-1J, IN THE VICINITY OF LEE HIGHWAY AND GALLOWS ROAD (PROVIDENCE DISTRICT)** (Tape 10)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 7 and 14, 1994.

Following the public hearing, which included testimony by one speaker, Supervisor Hanley moved to defer Board decision of Area Plans Review (APR) Item 94-I-1J until **December 5, 1994, at 10:30 a.m.** This motion was seconded by Chairman Davis and carried by a vote of seven, Supervisor Berger, Supervisor Hyland, and Supervisor Trapnell being out of the room.

81. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-I-4J, AT THE NORTHWEST QUADRANT OF ROUTE 50 AND GALLOWS ROAD (PROVIDENCE DISTRICT)** (Tape 10)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 7 and 14, 1994.

Following the public hearing, which included testimony by two speakers, Supervisor Hanley moved to:

- **DENY** Area Plans Review (APR) Item 94-I-4J, which is an option for retail use including freestanding restaurants and retail service uses; and
- Endorse the Task Force/staff recommendation to retain the adopted Comprehensive Plan for office use. Staff finds the retail use option not consistent with the land use pattern established by the adopted Comprehensive Plan for the Route 50 Corridor. The Plan's concept for the portion of Route 50 within Merrifield is to establish an office park corridor, with retail limited only to Yorktowne Center.

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

82. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-1V, IN THE VICINITY OF LEE HIGHWAY AND CHICHESTER LANE (PROVIDENCE DISTRICT)** (Tape 10)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by two speakers, Supervisor Hanley moved to defer Board decision of Area Plans Review (APR) Item 94-II-1V to later in the meeting. This motion was seconded by Chairman Davis and carried by a vote of seven, Supervisor Alexander, Supervisor Hyland, and Supervisor Trapnell being out of the room.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#102.)

83. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-2V, IN THE VICINITY OF CEDAR LANE BETWEEN WILLOWMERE DRIVE AND HILLTOP ROAD (PROVIDENCE DISTRICT)** (Tape 10)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by four speakers, Supervisor Hanley moved that the Board defer decision on Area Plans Review (APR) Item 94-II-2V until **December 5, 1994 at 10:30 a.m.** This motion was seconded by Chairman Davis and carried by a vote of six, Supervisor Alexander, Supervisor Berger, Supervisor Hyland, and Supervisor Trapnell being out of the room.

84. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-4V, BRIARWOOD NEIGHBORHOOD AT THE SOUTHEAST QUADRANT OF I-66 AND NUTLEY STREET (PROVIDENCE DISTRICT)** (Tapes 10-12)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 7 and 14, 1994.

Following the public hearing, which included testimony by 14 speakers, Supervisor Hanley moved approval of Area Plans Review (APR) Item 94-II-4V to amend the Comprehensive Plan from residential use at 1-2 dwelling units per acre to residential use to various options: residential use at 4-5 dwelling units per acre for the southern portion (6.3 acres); mixed use and residential use up to 24 dwelling units per acre on the northern portion (22 acres); and mixed use, multifamily and townhouse on the entire area (45 acres), as shown on pages 91 and 92 of the Addendum, as amended by the Planning Commission. This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor McConnell being out of the room.

85. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-5V, IN THE VICINITY OF LEE HIGHWAY AND NUTLEY STREET (PROVIDENCE DISTRICT)** (Tape 12)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by four speakers, Supervisor Hanley moved to defer the decision of Area Plans Review (APR) Item 94-II-5V until **December 12, 1994 at 5:00 p.m.** This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor McConnell, Supervisor Trapnell, and Chairman Davis being out of the room.

(NOTE: Later in the meeting, there was further action on this item. See Clerk's Summary Item CL#87.)

86. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-6V, IN THE VICINITY OF NUTLEY STREET AND ROUTE 29 (PROVIDENCE DISTRICT)** (Tape 12)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which Supervisor Hanley moved approval of Area Plans Review (APR) Item 94-II-6V to amend the Comprehensive Plan from residential use at 4-5 dwelling units per acre to retail and other use, as shown on page 99 of the addendum, as amended. This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Alexander, Supervisor McConnell, Supervisor Trapnell, and Chairman Davis being out of the room.

87. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-5V, IN THE VICINITY OF LEE HIGHWAY AND NUTLEY STREET (PROVIDENCE DISTRICT)** (Tape 12)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#85.)

Supervisor Hanley moved to change the deferral of the public hearing on Area Plans Review (APR) Item 94-II-5V on **December 12, 1994 from 5:00 p.m. to 10:00 a.m.** This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Alexander, Supervisor McConnell, Supervisor Trapnell, and Chairman Davis being out of the room.

88. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-CW-3TR, TRAILS ALONG MILLER AND MILLER HEIGHTS ROADS (PROVIDENCE DISTRICT)** (Tape 12)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Hanley moved approval of Area Plans Review (APR) Item 94-CW-3TR to change classification of planned trails along Miller and Miller Heights Roads to equestrian/bicycle trails on the Countywide Trails Plan Map, as shown on page 369 of the staff report. This motion was seconded by Supervisor Berger and carried by a vote of seven, Supervisor Alexander, Supervisor Dix, and Chairman Davis being out of the room.

89. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-CW-4TR, TRAIL ALONG BUCKELEW DRIVE (PROVIDENCE DISTRICT)**
(Tape 12)

Supervisor Hanley moved to defer the public hearing on Area Plans Review (APR) Item 94-CW-4TR until **December 5, 1994 at 5:00 p.m.** This motion was seconded by Supervisor Berger and carried by a vote of seven, Supervisor Alexander, Supervisor Dix, and Chairman Davis being out of the room.

90. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-CW-2PARK, OAK MARR PARK (PROVIDENCE DISTRICT)** (Tape 12)

Supervisor Hanley moved to defer indefinitely the public hearing on Area Plans Review (APR) Item 94-CW-2PARK, Oak Marr Park, until such time as the Planning Commission acts favorably on this item. This motion was seconded by Supervisor Berger and carried by a vote of seven, Supervisor Alexander, Supervisor Dix, and Chairman Davis being out of the room.

91. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-2BR, CENTREVILLE FARMS VICINITY, WEST OF STRINGFELLOW ROAD AND EAST OF WHARTON ROAD, NORTH OF ROUTE 29 (SULLY DISTRICT)**
(Tape 12)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#73.)

Supervisor Frey moved to defer the public hearing on Area Plans Review (APR) Item 94-III-2BR until **December 12, 1994 at 5:00 p.m.** This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

92. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-3BR, CENTREVILLE FARMS VICINITY IN THE AREA EAST OF WHARTON ROAD (SULLY DISTRICT)** (Tape 12)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#74.)

Supervisor Frey moved to defer the public hearing on Area Plans Review (APR) Item 94-III-3BR until **December 12, 1994 at 5:00 p.m.** This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

93. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-10FC, CENTREVILLE FARMS VICINITY, EAST OF STRINGFELLOW ROAD, NORTH OF ROUTE 29 (SULLY DISTRICT)** (Tape 12)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#75.)

Supervisor Frey moved to defer the public hearing on Area Plans Review (APR) Item 94-III-10FC until **December 12, 1994 at 5:00 p.m.** This motion was seconded by Supervisor Hyland and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

94. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-7BR, IN THE VICINITY OF ROUTE 28 AND ROUTE 50 (SULLY DISTRICT)** (Tape 12)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Frey moved to defer Board decision on Area Plans Review (APR) Item 94-III-7BR until **December 12, 1994 at 10:00 a.m.** This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

95. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-9BR, 13663 LEE HIGHWAY, NEAR PICKWICK ROAD (SULLY DISTRICT)** (Tape 12)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Frey moved to defer Board decision of Area Plans Review (APR) Item 94-III-9BR until **December 12, 1994 at 10:00 a.m.** This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

ADDITIONAL BOARD MATTERS96. **DEFERRAL OF THE PUBLIC HEARING ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-I-5J** (Tape 12)

Supervisor Trapnell moved to defer the public hearing on Area Plans Review (APR) Item 94-I-5J until **December 12, 1994 at 5:00 p.m.** This motion was seconded by Supervisor Dix and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

97. **SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 88-V-064-3 FOR THE ISLAMIC SAUDI ACADEMY** (Tape 12)

Supervisor Hyland reminded the Board that the Islamic Saudi Academy is operating in the former Walt Whitman School under a lease agreement with the County pursuant to the Board's approval under a Special Exception (SE) Application as an alternative use of a public facility. The SE Application was granted for a five year period and the applicant could request additional time from the Zoning Administrator. Last year the County renegotiated with the Academy and extended the lease with the Academy. However, through an oversight on its part, the Academy did not request of the Zoning Administrator an extension of the time for an SE Application. The current SE has expired and a new application is required for the Academy to remain on the property. Supervisor Hyland moved that the Board:

- Concur in the filing of the Special Exception Amendment Application SEA 88-V-064-3; and
- Direct staff to expedite this application.

Supervisor Hyland noted that this action does not prejudice any decision on this application.

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

98. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-10BR, IN THE VICINITY OF WALNEY ROAD BETWEEN WESTFIELDS BOULEVARD AND POPLAR TREE ROAD (SULLY DISTRICT)** (Tape 12)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by two speakers, Supervisor Frey moved to defer Board decision on Area Plans Review (APR) Item 94-III-10BR until **December 12, 1994 at 10:00 a.m.** This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor Hanley, and Chairman Davis being out of the room.

Acting-Chairman Bulova returned the gavel to Vice-Chairman McConnell.

99. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-17BR, 12833 LEE JACKSON HIGHWAY, BETWEEN GRAYS POINTE ROAD AND MIDDLE RIDGE ROAD (SULLY DISTRICT)** (Tapes 12-13)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by two speakers, Supervisor Frey moved to defer Board decision on Area Plans Review (APR) Item 94-III-17BR until **December 12, 1994 at 10:00 a.m.** This motion was seconded by Supervisor Berger and carried by a vote of seven, Supervisor Alexander, Supervisor Hanley, and Chairman Davis being out of the room.

100. **ORDERS OF THE DAY** (Tape 13)

Vice-Chairman McConnell relinquished the Chair to Acting-Chairman Bulova and asked unanimous consent that the Board proceed with the rest of the Sully District items with the exception of the Tri-County Connector and then proceed with the Legislative and Business and Professional Occupations License (BPOL) hearings and hold the Tri-County Connector hearing last. Without objection, it was so ordered.

Acting-Chairman Bulova returned the gavel to Vice-Chairman McConnell.

101. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-2FC, IN THE VICINITY OF WEST OX ROAD AND BUTLER DRIVE (SULLY DISTRICT)** (Tape 13)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Frey moved to defer Board decision of Area Plans Review (APR) Item 94-II-2FC until **December 12, 1994 at 10:00 a.m.** This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Alexander, Supervisor Hyland, Supervisor Trapnell, and Chairman Davis being out of the

room.

102. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-1V, IN THE VICINITY OF LEE HIGHWAY AND CHICHESTER LANE (PROVIDENCE DISTRICT)** (Tape 13)

(NOTE: Earlier in the meeting, the public hearing was deferred. See Clerk's Summary Item CL#82.)

Supervisor Hanley moved approval of Area Plans Review (APR) Item 94-II-1V, as recommended by the Planning Commission, to allow for institutional use and residential use at eight dwelling units per acre and three dwelling units per acre at the overlay level, as shown on pages 21 and 22 of the Task Force report, as amended with the following modification to the second bullet:

- Access may be provided to Route 29, Chichester lane, and/or Cedar Lane. If access is provided via Chichester Lane, Chichester lane shall not be connected between Route 29 and Route 50.

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

103. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-5FC, IN THE VICINITY OF LEE HIGHWAY ADJACENT TO THE WESTERN BOUNDARY OF THE CITY OF FAIRFAX (SULLY DISTRICT)** (Tape 13)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Frey moved that the Board concur in the recommendation of staff and **DENY** Area Plans Review (APR) Item 94-II-5FC because the proposed retail use could set a precedent for additional strip retail along Lee Highway and preclude parcel consolidation for the higher density residential use that is planned. Moreover, retail use would be contrary to Plan policy that discourages the expansion or enhancement of spot commercial uses on Routes 29 and 50 in the Fairfax Center area. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Alexander, Supervisor Trapnell, and Chairman Davis being out of the room

104. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-7FC, IN THE VICINITY OF THE SOUTHERN TERMINUS OF RIDGE TOP ROAD NORTH OF ROUTE 29 (SULLY DISTRICT)** (Tape 13)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Frey moved approval of the staff alternative text for Area Plans Review (APR) Item 94-II-7FC found on pages 302 and 303 of the staff report, as recommended by the Planning Commission. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Alexander and Chairman Davis being out of the room.

105. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-II-8FC, IN THE VICINITY OF RANDOM HILLS ROAD AND RIDGE TOP ROAD, SOUTH OF ROUTE 50 (SULLY DISTRICT)** (Tape 13)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Frey moved approval of Area Plans Review (APR) Item 94-II-8FC as recommended by the Planning Commission. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Alexander and Chairman Davis being out of the room.

106. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-1UP, IN THE AREA NORTH OF SULLY SHOPPING CENTER AND EAST OF CENTREVILLE ROAD (SULLY DISTRICT)** (Tape 13)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Frey moved to defer Board decision of Area Plans Review (APR) Item 94-III-1UP until **December 12, 1994 at 10:00 a.m.** This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Alexander and Chairman Davis being out of the room.

107. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-5UP, IN THE VICINITY OF RUGBY ROAD BETWEEN ROUTE 50 AND THE FAIRFAX COUNTY PARKWAY (SULLY DISTRICT)** (Tape 13)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Frey moved approval of Area Plans Review (APR) Item 94-III-5UP, as recommended by the Planning Commission, which would add an option for 4-5 dwelling units per acre under certain conditions. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander and Chairman Davis being out of the room.

108. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-7UP, FAIR OAKS HOSPITAL IN THE VICINITY NORTH OF THE FAIRFAX COUNTY PARKWAY, EAST OF RUGBY ROAD (SULLY DISTRICT)**

(Tape 13)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by one speaker, Supervisor Frey moved approval of Area Plans Review (APR) Item 94-III-7UP as recommended by the Planning Commission. This motion was seconded by Supervisor Berger and carried by a vote of eight, Supervisor Alexander and Chairman Davis being out of the room.

109. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-III-16UP, IN THE VICINITY OF ROUTE 50 ADJACENT TO THE INTERNATIONAL TOWN AND COUNTRY CLUB (SULLY DISTRICT)**

(Tape 13)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, Supervisor Frey moved approval of Area Plans Review (APR) Item 94-III-16UP, as recommended by the Planning Commission, which would retain the adopted density of 2-3 dwelling units per acre but modify conditions related to consolidation and access. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Alexander being out of the room.

110. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-C-T, PROPOSED EXTENSION OF ROUTE 28 BYPASS (TORI-COUNTY PARKWAY (SULLY DISTRICT))** (No Tape)

(NOTE: Later in the meeting, the public hearing was held and Board decision deferred. See Clerk's Summary Item CL#114.)

111. **8:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE), ARTICLE 7, BUSINESS, PROFESSIONAL AND OCCUPATIONAL LICENSE (BPOL) TAX, REGARDING CHANGES PROPOSED BY THE BUSINESS TAX STUDY GROUP** (Tape 14)

(O) A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of October 28 and November 4, 1994.

Following the public hearing, which testimony by four speakers, Supervisor Dix moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Article 7, Business, Professional and Occupational License (BPOL) Tax, **to become effective on January 1, 1995.** This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Alexander being out of the room.

112. **7:30 P.M. - PH TO RECEIVE COMMENT FROM CITIZENS ON THE PROPOSED LEGISLATIVE PROGRAM THAT THE COUNTY WILL PRESENT TO THE 1995 VIRGINIA GENERAL ASSEMBLY** (Tapes 14-15)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 3 and 10, 1994.

Following the public hearing, which included testimony by 11 speakers, Supervisor Dix asked unanimous consent that the Board direct staff to review the possibility of purchasing the Quanta-tree software and report its findings. Without objection, it was so ordered.

113. **8:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE), ARTICLE 7, BUSINESS, PROFESSIONAL AND OCCUPATIONAL LICENSE (BPOL) TAX, REGARDING CHANGES PROPOSED BY THE BUSINESS TAX STUDY GROUP** (No Tape)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#111.)

114. **1:30 P.M. - PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM 94-CW-14T, PROPOSED EXTENSION OF ROUTE 28 BYPASS (TRI-COUNTY PARKWAY (SULLY DISTRICT))** (Tapes 15-17)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 4 and 10, 1994.

Following the public hearing, which included testimony by 27 speakers, Supervisor Frey moved to defer Board decision and keep the record open for additional comments on Area Plans Review (APR) Item 94-CW-14T until **December 12, 1994 at 10:00 a.m.** This motion was seconded by Supervisor Berger and carried by a vote of seven, Supervisor Alexander, Supervisor McConnell, and Supervisor Trapnell being out of the room.

ADDITIONAL BOARD MATTERS115. **NEED FOR HELMETS FOR MOPED RIDERS** (Tape 17)

On behalf of Supervisor McConnell, Supervisor Bulova referred to an article in the Burke Connection newspaper on November 17, 1994 regarding a 16-year old boy who was killed in a moped accident. The article indicated that moped riders are not required by law to wear a helmet when riding.

Therefore, Supervisor Bulova asked unanimous consent that the Board direct staff to refer this issue to the Legislative Subcommittee for review. Without objection, it was so ordered.

116. **WORLD SUMMIT FOR CHILDREN** (Tape 17)

Supervisor Bulova stated that she has been contacted by a constituent, Mr. Michael F. Loony, who is involved with the World Summit for Children. This organization was established in September 1990 with representatives from 159 countries. The United States was represented by President George Bush. These countries signed an agreement pledging to feed children and to achieve their other worthy goals by the year 2000.

Supervisor Bulova noted that as they reach their fourth anniversary of the Summit they find that they are not yet on schedule for achieving their goals by the year 2000. Consequently, they are requesting the Board to endorse their goals which include:

- Eradicating polio;
- Reducing maternal deaths by 50 percent;
- Achieving universal tetanus immunization for women of childbearing age;
- Achieving universal access to safe drinking water and sanitation;
and
- Many other important issues.

Therefore, Supervisor Bulova moved that the Board direct staff to prepare a Resolution endorsing the goals of the Summit and requesting Mr. Loony appear before the Board to accept it. This motion was seconded by Supervisor Hanley and carried by a vote of seven, Supervisor Alexander, Supervisor McConnell and Supervisor Trapnell being out of the room.

Therefore, Supervisor Bulova asked unanimous consent that the Board direct staff to refer this issue to the Legislative Subcommittee for review. Without objection, it was so

ordered.

117. **BOARD ADJOURNMENT** (Tape 17)

At 12:25 a.m., November 22, 1994, the Board adjourned.