

**AM:am**

The meeting was called to order at 9:40 a.m. with all Members being present, and with Chairman Hanley presiding.

Others present were William J. Leidinger, County Executive; David P. Bobzien, County Attorney; William O. Howland, Jr., Assistant to the County Executive; Cathy Chianese, 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. **WELCOME TO NEW PROVIDENCE DISTRICT SUPERVISOR, GERALD E. CONNOLLY** (Tape 1)

Chairman Hanley warmly welcomed new Providence District Supervisor Gerald E. Connolly to the Board Auditorium.

3. **CERTIFICATES OF RECOGNITION PRESENTED TO MEMBERS OF THE ROBINSON SECONDARY SCHOOL VARSITY GIRLS BASKETBALL TEAM** (Tape 1)

Supervisor Bulova moved approval of the Certificates of Recognition presented to the members of the Robinson Secondary School Varsity Girls Basketball Team for winning the State AAA Basketball Championship. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

4. **CERTIFICATES OF RECOGNITION PRESENTED TO RICK WORMELI FOR BEING SELECTED AS A "NATIONAL BOARD CERTIFIED TEACHER" BY THE NATIONAL BOARD FOR PROFESSIONAL TEACHING STANDARDS** (Tape 1)

Supervisor Berger moved approval of the Certificate of Recognition presented to Rick Wormeli for being selected as a "National Board Certified Teacher" by the National Board for Professional Teaching Standards. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

5. **PROCLAMATION DESIGNATING THE WEEK OF APRIL 17-23, 1995 AS**

**"KOVAR WEEK" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Acting-Chairman Bulova and moved approval of the Proclamation presented to James B. McCracken, President of KOVAR, designating the week of April 17-23, 1995 as "**KOVAR Week**" in Fairfax County. This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Dix and Supervisor Frey being out of the room.

Acting-Chairman Bulova returned the gavel to Chairman Hanley.

6. **10:00 A.M. - PRESENTATION BY THE FAIRFAX COUNTY ECONOMIC ADVISORY COMMISSION OF ITS ECONOMIC STRATEGIC PLAN** (Tape 1)

Following the presentation of the Fairfax County Economic Advisory Commission's Economic Strategic Plan by Michael Horwatt, James Todd, and Frank McDermott, members of the Commission, Supervisor McConnell moved that the Board direct staff to:

- Review the plan; and
- Schedule a public hearing to be held before the Board regarding the Economic Strategic Plan on **May 22, 1995 at 4:30 p.m.**

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

CM:cm

7. **10:00 A.M. - PRESENTATION BY THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) ON THE COMPUTERIZED TRAFFIC SIGNAL SYSTEM** (Tape 2)

Mr. Kenneth Wester gave a presentation on the Virginia Department of Transportation (VDOT) computerized traffic signal system (Countywide).

A question and answer period ensued among Board Members and staff.

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to draft a letter encouraging local jurisdictions to become a part of the new computerized traffic signal system to make it a regionally coordinated system. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

Supervisor Bulova asked unanimous consent that the Board direct staff to send a letter to the Secretary of Transportation expressing the Board's concerns and soliciting their assistance in coordinating efforts with the new system. Without objection, it was so ordered.

Supervisor Berger asked unanimous consent that the Board direct staff to prepare an agenda item for the Northern Virginia Transportation Commission (NVTC). Without objection, it was so ordered.

8. **10:15 A.M. - APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS** (Tape 2)

(APPTS)

(BACs)

Chairman Hanley informed Board Members that the appointment listing included names of individuals who did not fulfill the financial disclosure requirement. She relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to make sure the list is accurate. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Dix.

**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.)

**AGRICULTURAL AND FORESTAL DISTRICT ADVISORY COMMITTEE**

[NOTE: The appointment of the At-Large (Farmer) Representative to the Agricultural and Forestal District Advisory Committee was deferred.]

**ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD**

(NOTE: The appointments of the two At-Large Representatives to the Alcohol Safety Action Program Local Policy Board were deferred.)

**ATHLETIC COUNCIL**

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

**BOARD OF BUILDING CODE APPEALS**

[NOTE: The appointments of the At-Large (Alternate) and the At-Large (Licensed Architect/Alternate) Representatives to the Board of Building Code Appeals were deferred.]

**CHILD CARE ADVISORY COUNCIL**

Supervisor Alexander stated that Ms. Margaret Reagan had filed her financial disclosure statement and moved that she be reinstated as the Lee District Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

(NOTE: The appointment of the Springfield District Representative to the Child Care Advisory Council was deferred.)

### **COMMISSION ON AGING**

Supervisor Bulova moved the reappointment of Mr. George Miller as the Braddock District Representative to the Commission on Aging. The second to this motion was inaudible.

Supervisor Berger moved the reappointment of Mr. Frank Green as the Dranesville District Representative to the Commission on Aging. This motion was seconded by Supervisor Dix.

Supervisor McConnell moved the reappointment of Mr. Virginio Santos Cruz as the Springfield District Representative to the Commission on Aging. This motion was seconded by Supervisor Dix.

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

(NOTE: The appointments of the At-Large and the Providence District Representatives to the Commission on Aging were deferred.)

### **COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION**

(NOTE: The appointment of the Dranesville District Representative to the Commission on Organ and Tissue Donation and Transplantation was deferred.)

### **COMMUNITY ACTION ADVISORY BOARD**

(NOTE: The appointments of the Lee and the Providence District Representatives to the Community Action Advisory Board were deferred.)

### **COMMUNITY CORRECTIONS RESOURCES BOARD**

Supervisor Hyland moved the reappointment of Ms. Henley Gible as an At-Large Representative to the Community Corrections Resources Board.

Supervisor Trapnell stated her understanding that this Board was in the process of disbanding within the upcoming months and asked unanimous consent that the Board direct staff to report to the Board in an Information Item regarding the status of this Board. Without objection, it was so ordered.

Supervisor Hyland withdrew his motion pending a report from staff.

(NOTE: The appointments of the two At-Large Representatives to the Community Corrections Resources Board were deferred.)

### **COMMUNITY IMPROVEMENT COMMITTEE**

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

### **COUNTYWIDE NON-MOTORIZED TRANSPORTATION (TRAILS) COMMITTEE**

[NOTE: The appointment of the At-Large Representative to the Countywide Non-Motorized Transportation (Trails) Committee was deferred.]

### **CRIMINAL JUSTICE POLICY GROUP**

#### **CONFIRMATIONS:**

Supervisor Hyland moved that the Board confirm the following appointments to the Criminal Justice Policy Group:

- Judge Gaylord L. Finch as the Juvenile and Domestic Relations Court Principal Representative;
- Judge Kathleen Mackay as the Juvenile and Domestic Relations Court Alternate Representative;
- Mr. John T. Frey as the Circuit Court Representative;
- Judge F. Bruce Bach as the Circuit Court Principal Representative;
- Mr. Verdia Haywood as the Human Services Representative;
- Mr. Joseph Cammarata as a Criminal Justice Advisory Board Representative;
- Ms. Ruth Johnson as a Criminal Justice Advisory Board Representative;
- Mr. Joshua Thomas as a Criminal Justice Advisory Board Representative;

Representative; and

- Judge Donald P. McDonough as the General District Court Representative.

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

#### **ELECTRICAL ADVISORY AND LICENSING BOARD**

[NOTE: The appointment of the At-Large (Professional Engineer) Representative to the Electrical Advisory and Licensing Board was deferred.]

#### **ENVIRONMENTAL QUALITY ADVISORY COUNCIL**

Supervisor Frey moved the reappointment of Mr. Eric Ulsh as the Sully District Representative to the Environmental Quality Advisory Council. This motion was seconded by Supervisor Dix and carried by unanimous vote.

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

#### **EROSION AND SEDIMENT CONTROL REVIEW BOARD**

Supervisor Bulova moved the reappointment of Mr. Robert Steeves as an At-Large (Citizen/Resident/Alternate) Representative to the Erosion and Sediment Control Review Board. This motion was seconded by Supervisor Trapnell and carried by unanimous vote.

[NOTE: The appointment of an At-Large (Citizen/Resident/Alternate) Representative to the Erosion and Sediment Control Review Board was deferred.]

#### **FAIRFAX AREA DISABILITY SERVICES BOARD**

(NOTE: The appointment of the Springfield District Representative to the Fairfax Area Disability Services Board was deferred.)

#### **FAIRFAX COUNTY AIRPORTS ADVISORY COMMITTEE**

(NOTE: The appointments of the Dranesville/Business and the Providence District Representatives to the Fairfax County Airports Advisory Committee were deferred.)

#### **FAIRFAX/FALLS CHURCH COMMUNITY SERVICES BOARD**

Chairman Hanley moved the appointment of Ms. Isis Maria Castro as the At-Large Representative to the Fairfax/Falls Church Community Services Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

#### **FAXFAIR CORPORATION BOARD**

Supervisor Dix announced that Mr. Charles McGuire had fulfilled the financial disclosure requirement and asked unanimous consent that he be reinstated as an At-Large Representative to the Faxfair Corporation Board. Without objection, it was so ordered.

#### **HISTORY COMMISSION**

[NOTE: The appointments of the three At-Large (Citizen) Representatives to the History Commission were deferred.]

#### **HUMAN SERVICES COUNCIL**

(NOTE: The appointment of the Springfield District Representative to the Human Services Council was deferred.)

#### **JUVENILE COURT CITIZEN ADVISORY COUNCIL**

(NOTE: The appointment of the Providence District Representative to the Juvenile Court Citizen Advisory Council was deferred.)

#### **LOWER POTOMAC (1) LAND USE COMMITTEE FOR THE DISTRICT OF COLUMBIA (D.C.) PROPERTY LOCATED IN LORTON, VIRGINIA**

Following discussion, Supervisor Hyland asked unanimous consent that the Board direct staff to seek recommendations from Prince William County, the Federation of Citizen Associations, and the League of Women Voters for representatives for this committee. Without objection, it was so ordered.

[NOTE: The appointments of the At-Large, Mount Vernon, and Springfield District Representatives to the Lower Potomac (1) Land Use Committee for the District of Columbia (D.C.) Property Located in Lorton, Virginia were deferred.]

#### **NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION**

[NOTE: The appointment of the At-Large (Resident of Fairfax County) Representative to the Northern Virginia Planning District Commission was deferred.]

#### **ROUTE 28 HIGHWAY TRANSPORTATION DISTRICT ADVISORY BOARD**

Following discussion, Supervisor Frey asked unanimous consent that the Board direct staff to determine if this Board is a statutory requirement. Without objection, it was so ordered.

[NOTE: The appointments of the two At-Large (Resident/Owner) Representatives to the Route 28 Highway Transportation District Advisory Board were deferred.]

#### **TRANSPORTATION SAFETY COMMISSION**

(NOTE: The appointment of the At-Large Representative to the Transportation Safety

Commission was deferred.)

### **TREE COMMISSION**

(NOTE: The appointments of the Dranesville and the Providence District Representatives to the Tree Commission were deferred.)

### **AD-HOCS**

### **CITIZENS ADVISORY COMMITTEE ON SOLID WASTE**

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

### **DULLES CORRIDOR TASK FORCE**

Supervisor Dix announced that Mr. John Thillmann fulfilled the financial disclosure requirement and asked unanimous consent that he be reinstated as the Hunter Mill District Representative to the Dulles Corridor Task Force. Without objection, it was so ordered.

(NOTE: The appointments of the two Dranesville and the Sully District Representatives to the Dulles Corridor Task Force were deferred.)

### **UPPER HOLMES RUN ENVIRONMENTAL MONITORING ADVISORY COMMITTEE**

[NOTE: The appointments of the Providence District (Raymondale Civic Association/Alternate and Principal; Holmes Run Acres Civic Association; Holmes Run Woods Crossing Civic Association; Pine Spring Civic Association; and Raymondale Civic Association) Representatives to the Upper Holmes Run Environmental Monitoring Advisory Committee were deferred.]

## 9. **ADMINISTRATIVE ITEMS** (Tape 2)

Supervisor Hyland moved approval of the Administrative Items. This motion was seconded by Supervisor McConnell.

Supervisor Alexander called the Board's attention to Administrative Item Four - Authorization to Submit an Application for Economic Development Initiative Funds for the South Fairfax Business Resource Center and asked to amend the motion to consider this item separately, and this was accepted.

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

### **ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (SPRINGFIELD**



**DISTRICT)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated April 17, 1995 be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Springfield Glen	Springfield	Ridge Creek Way Ridgebrook Drive Deercreek Place Davisfield Lane

**ADMIN 2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 84-C-076-4, INOVA HOSPITALS (SULLY DISTRICT)**

- (AT) Approved the request for 24 months of additional time to commence construction for Special Exception Amendment Application SEA 84-C-076-4 until **April 26, 1997** pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

**ADMIN 3 - AUTHORIZATION FOR FAMILY SERVICES TO SUBMIT FAMILY SUPPORT CENTER GRANT APPLICATION TO UNITED STATES (U.S.) DEPARTMENT OF HEALTH AND HUMAN SERVICES (HHS)**

Approved the submission of a grant application to the United States (U.S.) Department of Health and Human Services (HHS) for Family Support Center funding to support demonstration programs designed to prevent homelessness through the provision of intensive and comprehensive supportive services to families at risk of homelessness.

**ADMIN 4 - AUTHORIZATION TO SUBMIT AN APPLICATION FOR ECONOMIC DEVELOPMENT INITIATIVE FUNDS FOR THE SOUTH FAIRFAX BUSINESS RESOURCE CENTER**

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

**ADMIN 5 - AUTHORIZATION TO ADVERTISE A JOINT VIRGINIA DEPARTMENT OF TRANSPORTATION(VDOT)/FAIRFAX COUNTY BOARD OF SUPERVISORS PUBLIC HEARING ON PROPOSED CUT-THROUGH TRAFFIC RESTRICTIONS IN THE BUFFALO HILLS AREA (MASON DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **May 22, 1995 at 4:00 p.m.** regarding a Joint Virginia Department of Transportation (VDOT)/Fairfax County Board of Supervisors proposal to restrict cut-through traffic in the Buffalo Hills area (Mason District).

10. **ADMIN 4 - AUTHORIZATION TO SUBMIT AN APPLICATION FOR ECONOMIC DEVELOPMENT INITIATIVE FUNDS FOR THE SOUTH FAIRFAX BUSINESS RESOURCE CENTER** (Tape 2)

Supervisor Alexander moved that the Board authorize the submission of a grant application to the United States (U.S.) Department of Housing and Urban Development (HUD) for Economic Development Initiative (EDI) funds for the South Fairfax Business Resource Center with the stipulation that the South Fairfax Business Resource Center be requested to cooperate and work closely with other organizations along the Route One Corridor on the application. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

**AR:ar**

11. **A-1 - AUTHORIZATION FOR THE COUNTY EXECUTIVE TO ENTER INTO A CONTRACT WITH THE VIRGINIA DEPARTMENT OF HEALTH FOR FAIRFAX COUNTY TO OPERATE A LOCALLY ADMINISTERED HEALTH DEPARTMENT** (Tape 3)

On motion of Supervisor Trapnell, seconded by Supervisor Bulova, and carried by a vote of nine, Supervisor Dix being out of the room, the Board concurred in the recommendation of staff and authorized the County Executive to enter into a contract with the Virginia Department of Health for Fairfax County to operate a locally administered Health Department effective July 1, 1995, pursuant to Chapter 678 of the 1994 Acts of the Virginia General Assembly.

12. **A-2 - WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) BOARD BUDGET COMMITTEE'S RECOMMENDED FISCAL YEAR (FY) 1996 BUDGET (COUNTYWIDE)** (Tape 3)

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

- Endorse the Washington Metropolitan Area Transit Authority (WMATA) Fiscal Year (FY) 1996 Operating Budget as recommended by the WMATA Board Budget Committee;
- Request that WMATA provide monthly reports, including ridership and cost information, regarding the MetroAccess paratransit service; and
- Authorize the County Executive to transmit the proposed letter conveying these actions as outlined in Attachment II of the Memorandum to the Board dated April 17, 1995.

This motion was seconded by Supervisor Alexander.

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

13. **A-3 - DESIGNATION OF VIRGINIA DEPARTMENT OF TRANSPORTATION REVENUE SHARING FUNDS AND MATCHING FAIRFAX COUNTY FUNDS FOR FISCAL YEAR (FY) 1996 (SULLY AND PROVIDENCE DISTRICTS)**

(Tape 3)

- (R) On motion of Supervisor Frey, seconded by Supervisor Connolly, and carried by unanimous vote, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," the Board concurred in the recommendation of staff and adopted the Resolution designating a maximum of \$500,000 in Fiscal Year (FY) 1996 Virginia Department of Transportation (VDOT) Revenue Sharing Program funds and \$500,000 in matching Fairfax County funds from Subfund 447, Contributed Roadway Improvement Fund, to provide supplemental funding for a direct connecting ramp from northbound Route 123 to eastbound Dulles Access Road, and to share in the funding of utility adjustments for the relocation and widening of Stringfellow Road between I-66 and Route 29.

14. **A-4 - VIRGINIA DEPARTMENT OF TRANSPORTATION PROJECT TO PROVIDE TURN LANES ON ROUTE 1 AT WOODLAWN ROAD (ROUTE 618) AND AT BELVOIR ROAD (MOUNT VERNON DISTRICT)** (Tape 3)

On motion of Supervisor Hyland, seconded by Supervisor Alexander, and carried by unanimous vote, the Board concurred in the recommendation of staff and endorsed the Virginia Department of Transportation (VDOT) design plans to provide left turn lanes on Route 1 as presented at the March 7, 1995 public hearing, subject to the following:

- Every effort should be made to minimize the loss of existing vegetation and, where possible, replant the slopes to reduce the visual impacts of the project within the Historic District.

15. **A-5 - AUTHORIZATION FOR ADVERTISEMENT OF A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE); CHAPTER 101 (SUBDIVISION ORDINANCE); PUBLIC FACILITIES MANUAL (PFM); AND AN OUT-OF-TURN COMPREHENSIVE PLAN AMENDMENT REGARDING MAJOR UNDERGROUND PIPELINE UTILITIES** (Tape 3)

(A)

- (R) Supervisor Dix moved that the Board concur in the recommendation of staff and adopt the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on May 11, 1995, and before the Board of Supervisors on **June 26, 1995 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance); Chapter 101 (Subdivision Ordinance); Public Facilities Manual (PFM); and an Out-of-Turn Comprehensive Plan Amendment to revise and establish regulations for major underground pipeline utilities. This motion was seconded by Chairman Hanley.

Following discussion, with input from Michael R. Congleton, Deputy Zoning Administrator, Ordinance Administration Branch, Zoning Administration Division, Office of Comprehensive Planning (OCP), the question was called on the motion which carried by unanimous vote, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE."

Supervisor Bulova asked unanimous consent that the Board direct staff, prior to the public hearing, to address the issue of control of setbacks and easements in by-right development. Without objection, it was so ordered.

16. **A-6 - APPROVAL OF THE 1995 SCHEDULE AND THE REVIEW OF COMMITTEE MEMBERS FOR THE EXCEPTIONAL DESIGN AWARDS PROGRAM** (Tape 3)

Supervisor Berger moved that the Board concur in the recommendation of staff and approve the implementation schedule and the members of the Review Committee as nominated by their respective organizations and outlined in the Memorandum to the Board dated April 17, 1995. This motion was seconded by Supervisor Alexander.

Supervisor Berger asked to amend the motion to include a request that staff, in the form of an Information Item, provide details regarding the cost of printing the brochure and who will absorb this cost, and this was accepted.

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

17. **A-7 - AUTHORIZATION TO PAY FAIRFAX COUNTY'S PORTION OF THE FISCAL YEAR (FY) 1995 WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) BUS PURCHASE (COUNTYWIDE)** (Tape 3)

Supervisor Alexander moved that the Board concur in the recommendation of staff and authorize the payment of \$688,980 to Washington Metropolitan Area Transit Authority (WMATA) as Fairfax County's share of the Fiscal Year (FY) 1995 regional Metrobus purchase with the provision that \$253,852 of this payment is contingent upon WMATA's written agreement that buses purchased with Virginia's overpayment, as compared to its allocated share, will be assigned to Metrobus route in Virginia. This motion was seconded by Supervisor Berger and carried by unanimous vote.

Following discussion, with input from Shiva K. Pant, Director, Office of Transportation, Supervisor Dix moved that the Board authorize the Chairman to communicate in writing with Congressman Thomas M. Davis III (R) expressing the Board's concerns regarding the trend relative to the funding issue as it relates to the District of Columbia (D.C.) payment of its full share as part of a regional compact. This motion was seconded by Supervisor Hyland.

After further discussion and additional input from Mr. Pant, the question was called on the motion which carried by unanimous vote.

18. **A-8 - REPORT OF THE TREE PRESERVATION TASK FORCE** (Tape 3)

(BACs)

Supervisor Dix moved that the Board concur in the recommendation of staff and authorize the implementation of the Tree Preservation Task Force recommendations as outlined in the Memorandum to the Board dated April 17, 1995. This motion was seconded by Supervisor Bulova.

Following discussion, Supervisor Bulova asked to amend the motion to include an invitation for members of the Tree Preservation Task Force to appear before the Board to receive Certificates of Appreciation in recognition of their outstanding contributions to the County, and this was accepted.

Supervisor McConnell referred to the second bullet on page 55 and asked to amend the motion to include a request for clarification of the language in the report with regard to the co-location of utilities, and this was accepted.

With reference to the Task Force Report, Supervisor Hyland asked unanimous consent that the Board direct staff to correct the spelling of the Mount Vernon Council Representative to reflect the name as Tim Berkoff. Without objection, it was so ordered.

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

19. **A-9 - SALE OF GENERAL OBLIGATION BONDS, SERIES 1995A** (Tape 3)

(Bonds)

(Rs)

On motion of Supervisor McConnell, seconded by Supervisor Dix, and carried by unanimous vote, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," the Board concurred in the recommendation of staff and:

- Adopted the Resolution authorizing the issuance of General Obligation Bonds in the amount of \$99,960,000, the proceeds of which will be used to fund the Fiscal Year (FY) 1995 construction of capital facilities and infrastructure as previously approved by the Board;

- Adopted the Resolution providing for the sale of the bonds including preparation of the form of the notice, the preparation of the Official Statement, and the Chairman's signature on the Official Statement; and
- Adopted the Resolution delegating to the County Executive or the Deputy County Executive for Management and Budget authority to award the bid if the Board is not in session. Bond Counsel has advised that this form of authorization is acceptable and consistent with previous bond sales. The winning bid must offer the lowest true interest cost, and the true interest cost rate must not exceed eight percent.

20. **A-10 - AUTHORIZATION FOR THE CRIMINAL JUSTICE POLICY GROUP TO BECOME THE COMMUNITY CRIMINAL JUSTICE BOARD** (Tape 3)

(BACs)

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

- Approve the renaming of the Criminal Justice Policy Group to the Community Criminal Justice Board; and
- Direct staff to request appointments to this Board by the School Board and the City of Fairfax.

This motion was seconded by Supervisor Hyland.

Following discussion, with input from Carl R. Peed, Sheriff, the question was called on the motion which carried by unanimous vote.

Supervisor Dix asked unanimous consent that the Board direct the County Executive to:

- Provide Board Members with information regarding the current County policy as it relates to County staff members participating in various Boards and Commissions and their eligibility for stipends; and
- Submit a list of County staff members who presently do or do not receive compensation.

Without objection, it was so ordered.

(NOTE: Later in the meeting, this issue was revisited. See Clerk's Summary Item CL#102.)

21. **C-1 - EXPENDITURE OF COUNTY FUNDS FOR A PORTION OF THE COST TO UPGRADE LACKAWANNA DRIVE (LEE DISTRICT)** (Tape 3)

The Board next considered an Item contained in the Memorandum to the Board dated April 17, 1995 regarding an agreement to permit the expenditure of County funds on a one-time basis to provide for a portion of the cost to upgrade Lackawanna Drive.

Following discussion, Supervisor Alexander moved that the Board approve, in concept only, an agreement to consider the expenditure of \$8,000 in County funds to provide for a portion of the cost to upgrade Lackawanna Drive. This motion was seconded by Supervisor Hyland.

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

Supervisor Alexander moved that the Board approve the submission of this expenditure as a Fiscal Year (FY) 1996 Consideration Item to the Budget Subcommittee. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

22. **I-1 - REACCREDITATION OF THE FAIRFAX COUNTY POLICE DEPARTMENT BY THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INCORPORATED (CALEA)** (Tape 3)

The Board next considered an Information Item contained in the Memorandum to the Board dated April 17, 1995 announcing the reaccreditation of the Fairfax County Police Department by the Commission on Accreditation for Law Enforcement Agencies, Incorporated (CALEA).

There was a brief discussion regarding this item with input from Major Richard J. Rappoport, Commander, Community Services Bureau, Police Department.

23. **I-2 - ENFORCEMENT OF THE CODE OF VIRGINIA SECTIONS 46.2-1063, ALTERATION OF SUSPENSION SYSTEM; AND 46.2-1064, MODIFICATION OF FRONT-END SUSPENSION BY USE OF LIFT BLOCKS** (Tape 3)

The Board next considered an Information Item contained in the Memorandum to the Board dated April 17, 1995 outlining the Fairfax County Police Department enforcement of recent changes enacted by the Virginia General Assembly to the Code of Virginia Sections 46.2-1063, Alteration of Suspension System; and 46.2-1064, Modification of Front-End Suspension by Use of Lift Blocks.

24. **I-3 - PAYMENT OF TAXES BY CREDIT CARD** (Tape 3)

The Board next considered an Information Item contained in the Memorandum to the Board dated April 17, 1995 presenting an update regarding the discontinuance of the ability of citizens to use either the VISA or Mastercard credit cards to pay for decals, personal property or real estate taxes.

25. **I-4 - FAIRFAX AREA DISABILITY SERVICES BOARD (DSB) APPLICATION**

**FOR STATE REHABILITATIVE SERVICES INCENTIVE FUND GRANTS**

(Tape 3)

The Board next considered an Information Item contained in the Memorandum to the Board dated April 17, 1995 requesting authorization to proceed in accessing the State of Virginia Rehabilitative Services Incentive Funds (RSIF) by the Fairfax Area Disability Services Board (DSB).

Following a brief discussion, the staff was directed administratively to proceed as proposed.

26. **I-5 - SAFETY IMPROVEMENTS TO THE ROUTE 236/CAPITAL BELTWAY INTERCHANGE (BRADDOCK DISTRICT)** (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated April 17, 1995 requesting authorization to continue, in coordination with Virginia Department of Transportation (VDOT) and the City of Fairfax, to monitor and evaluate the I-495/Route 236 interchange to determine if other safety measures are needed, and if tanker traffic restrictions are being implemented.

Following a brief discussion, the staff was directed administratively to proceed as proposed.

27. **I-6 - CONTRACT AWARD - INSTALLATION OF LANDSCAPE PLANTING AND THREE YEARS OF MAINTENANCE AT GOVERNMENT CENTER LAND BAY B-1 SITE (SULLY DISTRICT) AND HOOES ROAD PARK (LEE DISTRICT)** (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated April 17, 1995 requesting authorization for staff to:

- Award a contract to Green Team, Incorporated, in the amount of \$38,348 for the installation of landscape planting and three years of maintenance at Government Center Land Bay B-1 Site and Hooes Road Park as part of Project 004754, Small Business Administration (SBA) Landscaping, Subfund 950, Park Authority Capital Improvement Trust Fund; and
- Reallocate funds as outlined in the Memorandum to the Board.

The staff was directed administratively to proceed as proposed.



28. **I-7 - BOARD ADJUSTMENTS FOR THE RESTON STREET LIGHT DEMONSTRATION PROJECT (HUNTER MILL DISTRICT)** (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated April 17, 1995 requesting authorization for staff to adjust the geographic area of the Reston Street Light Demonstration Project to include two additional locations.

Following a brief discussion, the staff was directed administratively to proceed as proposed.

29. **I-8 - ESTABLISHMENT OF TWO NON-COUNTY FUNDED NETWORK SUPPORT POSITIONS IN THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD)** (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated April 17, 1995 requesting authorization for staff to proceed with the establishment and filling of two non-County funded network support positions in the Department of Housing and Community Development (HCD).

Following discussion, with input from Mary E. Egan, Deputy Director, HCD, Supervisor Frey moved that, if these two support positions are considered a high priority by the Fairfax County Redevelopment and Housing Authority (FCRHA), they should be funded by the FCRHA. This motion was seconded by Supervisor Berger.

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved a substitute motion to defer this item until the Board has had an opportunity to discuss this funding in the Budget Subcommittee. This motion was seconded by Supervisor Connolly.

Following additional discussion, Supervisor Frey withdrew his motion, thereby making Supervisor Hanley's motion the main motion on the floor.

Supervisor Hyland asked to amend the motion to further defer this issue until a meeting can be scheduled with the FCRHA on this subject. This amendment was not accepted by Supervisor Hanley with the caveat that decisions regarding expenditure of these funds should be made within the budget process.

Supervisor Hanley noted, however, her willingness to assist in arranging a meeting between the FCRHA and the Board of Supervisors.

The question was then called on the main motion (Supervisor Hanley's), as amended, which carried by a vote of nine, Supervisor McConnell being out of the room.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

30. I-9 - AWARD OF CONTRACT FOR OPERATION OF THE COMMUNITY HEALTH CARE NETWORK (Tape 4)

The Board next considered an Information Item contained in the Memorandum to the Board dated April 17, 1995 requesting authorization for staff to proceed with the award of contracts to Community Clinic, Incorporated, for the South County Center and to Capital Health Services (CHS) for the Bailey's Center for a total amount not to exceed \$2,663,727. In addition, if the Board approves the establishment of the Northwest Center, the Purchasing Agent will award the operation of that Center to CHS.

The staff was directed administratively to proceed as proposed.

BOARD MATTERS

31. ESTABLISHMENT OF A SCHEDULE OF FEES FOR THE PART H PROGRAM (Tape 4)

*Chairman Hanley called the Board's attention to the April 17, 1995 memorandum from William J. Leidinger, County Executive, in response to a request emanating from the Human Services Subcommittee meeting this morning regarding the establishment of a schedule of fees for the Part H Program.*

*Following discussion, with input from Verdina L. Haywood, Deputy County Executive for Human Services, and Joan N. Volpe, Deputy Director, Fairfax-Falls Church Community Services Board (CSB), Supervisor Dix moved that the Board direct staff to delay the implementation of the fee schedule for the Part H Program pending the review of the fee schedule and approval by the Board. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.*

32. "NATIONAL CRIME VICTIMS' RIGHTS WEEK" IN FAIRFAX COUNTY (Tape 4)

*Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved that the Board designate the week of April 23-29, 1995, as*

*"National Crime Victims' Rights Week" in Fairfax County. This motion was seconded by Vice-Chairman Dix and carried by a vote of nine, Supervisor McConnell being out of the room.*

33. PROCLAMATION TO DESIGNATE THE MONTH OF MAY 1995 AS "OLDER AMERICANS MONTH" IN FAIRFAX COUNTY (Tape 4)

*Supervisor Hanley moved that the Board direct staff to prepare a Proclamation for presentation to Marge Zitzmann, Chairman of the Fairfax Area Agency on Aging at the May 1, 1995 Board Meeting, designating the month of May 1995, as "Older Americans Month" in Fairfax County and calling upon all citizens to honor elders during this month*

and throughout the year, and to continue to improve the outstanding programs that contribute so much to the health, welfare, and quality of life for older citizens. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

34. PROCLAMATION TO DESIGNATE THE MONTH OF MAY 1995 AS "ASIAN-PACIFIC AMERICAN HERITAGE MONTH" IN FAIRFAX COUNTY (Tape 4)

Supervisor Hanley moved that the Board direct staff to prepare a Proclamation for presentation to LaGretta L. Butler, Director, Office of Equity Programs, at the May 1, 1995 Board Meeting, designating the month of May 1995, as "Asian-Pacific Heritage Month" in Fairfax County in recognition of the history, concerns, contributions and achievements of Asian and Pacific Americans. This motion was seconded by Vice-Chairman Dix and carried by a vote of nine, Supervisor McConnell being out of the room.

35. PROCLAMATION TO DESIGNATE JUNE 3, 1995 AS "GUN TURN-IN DAY" IN FAIRFAX COUNTY (Tape 4)

Supervisor Hanley moved that the Board direct staff to prepare a Proclamation for presentation to Julie Elseroad, representative of ENOUGH IS ENOUGH, a Montgomery County-based non-profit organization, at the May 22, 1995 Board Meeting, designating June 3, 1995 as "Gun Turn-In Day" in Fairfax County. This motion was seconded by Vice-Chairman Dix and carried by a vote of nine, Supervisor McConnell being out of the room.

36. EXPANSION OF THE COMMISSION ON ORGAN AND TISSUE

DONATION AND TRANSPLANTATION TO INCLUDE REPRESENTATION FROM THE CITY OF FAIRFAX (Tape 4)

(BACs)

Supervisor Hanley noted that Mayor John Mason, on behalf of the Fairfax City Council, has requested the Board to expand the Commission on Organ and Tissue Donation and Transplantation to include regional representation. The City Council is interested in and supportive of organ donation and recognizes the mutual benefit of the region addressing the issue as done with other Commissions.

Therefore, Supervisor Hanley moved that the Board expand the Commission on Organ and Tissue Donation and Transplantation to a regional Commission to include representation from the City of Fairfax. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

37. "PERSONNEL PROFESSIONALS DAY" IN FAIRFAX COUNTY (Tape 4)

Supervisor Hanley moved that the Board designate May 5, 1995 as "Personnel Professionals Day" in Fairfax County and encourage all citizens and County employees

to recognize the human resource professionals for their commitment and dedication to the County. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.

38. COMMUNITY INITIATIVE TO REDUCE YOUTH VIOLENCE (Tape 4)

(BACs)

(APPTs)

Supervisor Hanley called the Board's attention to her Board Matter on February 27, 1995 requesting the establishment of a Community Initiative to Reduce Youth Violence in Fairfax County, and suggesting the formation for the task force. Supervisor Hanley moved that the task force be composed as follows:

*Co-Chairs: Delegate Jim Dillard; and  
Delegate Jim Scott*

*A Steering Committee composed of one representative as follows:*

- *Fairfax County Public Schools - Ray Watson;*
- *George Mason University, Institute for Conflict Analysis and Resolution - Frank Blechman;*
- *Fairfax County National Association for the Advancement of Colored People (NAACP) - Reverend Kenny Smith;*
- *Hispanic Committee of Virginia - Marta Wyatt;*

- *Fairfax County Sheriff - Carl Peed;*
- *Vietnamese Resettlement Association - Kim Cook;*
- *Fairfax County Juvenile Courts;*
- *Fairfax County School Board - Student Member;*
- *Each Supervisor District;*
- *At-Large Representative;*
- *Minority Business Association of Northern Virginia;*
- *Fairfax County Chamber of Commerce;*
- *League of Women Voters;*

- *Federation of Citizens Associations; and*
- *Religious community.*

*This motion was seconded by Supervisor Alexander.*

*Supervisor Hanley stated that the Co-Chairs shall convene the Steering Committee of the task force as soon as possible following the Board's action. To accommodate the task force in moving forward on its work, it would be helpful if appointments are made at the May 1, 1995 Board Meeting. In addition, the task force is encouraged to involve additional groups affected by and concerned with this issue. The task force shall provide a status report to the Board by the September 11, 1995 Board Meeting.*

*Vice-Chairman Dix relinquished the Chair to Acting-Chairman Alexander and asked to amend the motion to include representatives from the Youth Services Coalition, the Making the Grade Program, PANDA, and Tough Love, and this was accepted.*

*Acting-Chairman Alexander returned the gavel to Vice-Chairman Dix.*

*Supervisor Alexander asked to amend the motion to include representation from the Fairfax County Police Department, and this was accepted.*

*In addition, Supervisor Hanley amended the motion to include representation from the recently renamed Community Criminal Justice Board, and this was accepted.*

*Supervisor Bulova asked to amend the motion to include*



representation from the school coalitions which have been formed to address this issue, and this was accepted.

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

39. REVISED RULES FOR THE ADVISORY PANEL OF THE ARTS COUNCIL OF FAIRFAX COUNTY (Tape 4)

Supervisor Hanley circulated to the Board a letter dated April 11, 1995 from the Arts Council of Fairfax County containing the revised rules for the Advisory Panel of the Arts Council of Fairfax County and asked unanimous consent that the Board direct staff to review this correspondence and submit its recommendations before the end of the Board meeting today. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

40. PLANTING OF TREES IN HONOR OF EARTH DAY/ARBOR DAY (Tape 4)

Supervisor Connolly stated that, in conjunction with the Earth Day/Arbor Day celebration this coming Saturday, a constituent in Providence District, Ms. Virginia Darr, has come up with an interesting proposal. At the birth of each new baby in the County, the parents could be given the option of making a donation for the planting of a new tree in honor of their child. The County would designate a particular tree of the parents' choice for each child, describing where it is planted. The trees could, for example, be planted along the new Fairfax County Parkway, perhaps renaming it the "Children's Parkway" or a "Children's Forest" section could be

started in some of the County's parks. Ms. Darr suggests that this would "create a lovely, tranquil idea in people's minds, improve the environment and increase the beauty of our County."

Accordingly, Supervisor Connolly asked unanimous consent that the Board refer this idea to Fairfax Releaf and direct the appropriate County staff to determine its feasibility. Without objection, it was so ordered.

41. RECOGNITION OF GRAHAM ROAD ELEMENTARY SCHOOL PRINCIPAL MARY CARTER FOR SELECTION AS THE WASHINGTON POST PRINCIPAL OF THE YEAR (Tape 4)

With a notation that Mary Carter, Principal of Graham Road Elementary School has been honored by the Washington Post as Principal of the Year, Supervisor Connolly moved that the Board direct staff to prepare a Certificate of Appreciation for presentation to Ms. Carter at the next Board Meeting in recognition of her contributions to the education of the County's youth. This motion was seconded by Chairman Hanley and carried by unanimous vote.

PMH:pmh

42. FORMAT AND ARRANGEMENT OF WEEKLY AGENDA (Tape 5)

Supervisor Dix stated that he has received a letter from Mr. William P. Risso regarding the format and arrangement of the Weekly Agenda.

Therefore, Supervisor Dix asked unanimous consent that Mr. Risso's letter be referred to staff for review and comment. Without

*objection, it was so ordered.*

43. FIRE AND RESCUE DEPARTMENT PERSONNEL PARTICIPATE IN AN INTERNATIONAL EVENT (Tape 5)

*Supervisor Dix stated that Fire and Rescue Department personnel participated in an international event. He said that the eight employees paid their own personal expenses for this event with the understanding that they had been granted Administrative Leave to participate. He added that there have been discussions within the staff ranks to charge personal leave to these employees who made this trip on the basis that they had Administrative Leave.*

*Therefore, Supervisor Dix moved that the Board authorize the County Executive to allow Administrative Leave for the eight employees who participated in this event. This motion was seconded by Supervisor McConnell.*

Following discussion, with input from David P. Bobzien, County Attorney, Supervisor Hyland moved a substitute motion to defer this item to Executive Session. This motion was seconded by Supervisor Connolly which CARRIED by a recorded vote of nine, Supervisor Dix voting "NAY."

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

44. CARL PEED, SHERIFF APPOINTED TO THE GOVERNOR'S JUVENILE JUSTICE REFORM COMMITTEE (Tape 5)

Supervisor Dix announced that Carl Peed, Sheriff, has been appointed to the Governor's Juvenile Justice Reform Committee. He added that Sheriff Peed is the only Sheriff throughout the State of Virginia who has been appointed to this Committee.

Therefore, Supervisor Dix asked unanimous consent that the Board direct the Chairman to forward a letter on behalf of the Board congratulating Sheriff Peed on this appointment. Without objection, it was so ordered.

45. REQUEST FOR WAIVER OF FEES FOR PERMITTING AND TESTING FOR THE MARKET IN THE WOODS A NON-PROFIT COMMUNITY GROCERY STORE (Tape 5)

Supervisor Dix said that the Market in the Woods is a non-profit community grocery store which recently opened to provide necessary groceries at competitive prices to the Hunters Woods neighborhood. It represents the efforts of many volunteers in the Reston community to serve a need which arose when the Safeway store in the Hunter

Woods Village Center closed last September. The Market in the Woods is located in space which has been provided rent-free by the current owners of the Hunters Woods Village Center. In addition, many individuals and local businesses donated the materials and labor in pre-opening preparation.

Supervisor Dix stated that it has been determined that as a result of some interior renovations done to this tenant space, some fire sprinkler modifications are required. The Fire Marshal's Office is assisting in this effort with expedited plans review and testing. Therefore, Supervisor Dix moved that the Board authorize that the required permit and testing fees be waived. This motion was seconded by Supervisor Alexander.

Following discussion, with input from David P. Bobzien, County Attorney, the question was called on the motion which carried by unanimous vote.

46. HENRY B. LATIMER HONORED BY THE FAIRFAX COUNTY PARENT TEACHER ASSOCIATION'S (PTA) WITH THE FIRST ANNUAL FAIRFAX DISTRICT VOLUNTEER OF THE YEAR AWARD (Tape 5)

Supervisor Dix announced that Mr. Henry B. Latimer was honored by the Fairfax County Council of Parent Teacher Associations (PTA) with the first annual Fairfax District Volunteer of the Year Award. He added that Mr. Latimer has been an exceptional advocate, not only for the Kilmer Center, where he currently serves as PTA President, but also for the Fairfax County School System and the PTA.

Supervisor Dix pointed out that Mr. Kilmer's selection as the Fairfax County Council of PTA's Volunteer of the Year was an outstanding

choice because he provides the community with an excellent role model for what an ideal volunteer should look like. Therefore, Supervisor Dix asked unanimous consent that the Board direct staff to invite Mr. Latimer to appear before the Board to be recognized for his efforts on behalf of the citizens of Fairfax County. Without objection, it was so ordered.

47. PROPOSED AMENDMENT TO THE FOOD SERVICE MANAGERS CERTIFICATION AGREEMENT (Tape 5)

Supervisor Dix said that on January 9, 1995, the Board adopted a Resolution authorizing the County Executive to enter into a Food Service Managers Certification Agreement with other Northern Virginia Jurisdictions. This agreement established a uniform procedure for the local Health Departments to certify food managers and established formal reciprocity among the Northern Virginia jurisdictions. However, the agreement eliminated an informal reciprocity with local Maryland jurisdictions.

Supervisor Dix moved that:

- The Board direct the County Executive, or his designee, to execute, on behalf of the County of Fairfax, the amended version of the Food Service Manager's Certification Agreement that would provide a one year opportunity for Fairfax County to continue to accept Maryland's certification requirements; and
- If this matter is required to return to the Board as an Action Item, it be scheduled for the Board

meeting of May 1, 1995.

This motion was seconded by Supervisor Hyland.

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

48. KOREAN-AMERICAN AMATEUR SPORTS ASSOCIATION TO HOLD THE EIGHTH KOREAN-AMERICAN SPORTS FESTIVAL IN FAIRFAX COUNTY (Tape 5)

Supervisor Bulova said that she received a letter from the Korean-American Amateur Sports Association of the Greater Washington D.C. Metropolitan Area. She said that this group is scheduled to hold the eighth Korean-American Sports Festival in Fairfax County June 30, 1995 through July 2, 1995.

Therefore, Supervisor Bulova asked unanimous consent that the Board proclaim Fairfax-Korean Week in Fairfax County. Without objection, it was so ordered.

49. BILL REGARDING BLIGHTED PROPERTIES AND NEIGHBORHOODS  
(Tape 5)

Supervisor Bulova said that State Delegate Alan Mayer had a bill that passed regarding blighted properties and neighborhoods. Supervisor Bulova asked unanimous consent that the Board direct staff to report on this item. Without objection, it was so ordered.

50. LEGISLATIVE UPDATE (Tape 5)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that a Legislative update be provided to the Board. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

51. REQUEST BOARD CONSIDERATION TO PERMIT FINANCIAL RELIEF TO VOLUNTEER RESCUE GROUP (Tape 5)

Supervisor Hyland said that a Fairfax County resident and member of a volunteer rescue group D.O.G.S East, Incorporated, a non-profit group of unpaid volunteers founded to train and use dogs to find lost people has requested him to bring before the Board for consideration a request involving some form of relief in the Personal Property Tax on vehicles used for this service.

Supervisor Hyland said that the individual making this request is



comparing this to the consideration received by volunteer fire fighters.

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

- Review this request to determine whether the Board can consider personal property tax relief to volunteer members of D.O.G.S. East Search and Rescue Group similar to what is allowed for volunteer fire fighters; and
- Report its findings and recommendations.

Without objection, it was so ordered.

52. REQUEST TO ESTABLISH PRE-RECORDED MESSAGES AT EACH SATELLITE DEPARTMENT OF TAXATION (Tape 5)

Supervisor Hyland said that he recently received a letter from Mr. Peter Eichman commenting on how difficult it is to get preliminary information from the satellite Office of Assessments, via the telephone.

He suggests a way in which to make it more consumer friendly.....just attach an answering machine to a dedicated phone line at each satellite office in each Supervisor District office. The phone line could have various taped messages about the business hours, services that are offered at each satellite office and what documents will be required of the consumer for that particular service. The consumer could access that particular tape by punching in a certain code.

Supervisor Hyland noted that the satellite assessment offices do not have a published telephone number. Having pre-recorded messages

at each office would assist all Fairfax County residents.

Therefore, Supervisor Hyland asked unanimous consent that the Board direct staff to review this issue to determine the feasibility of instituting such a system. Without objection, it was so ordered.

Chairman Hanley noted that not all Supervisor District Offices have satellite assessment offices.

53. EXPEDITIOUS PROCESSING FOR A SPECIAL EXCEPTION APPLICATION WHICH IS IN THE PROCESS OF BEING FILED BY WTTG-FOX TELEVISION (Tape 5)

Supervisor Frey said that there is a Special Exception Application which is in the process of being filed by WTTG-Fox Television to permit the installation of two microwave dishes and a supporting structure on top of the CentrepoinTE One building in Fairfax Center. This Special Exception is necessitated as the CentrepoinTE building is part of a PDC District, and the telecommunications facility is not shown on the approved plan. Due to the relatively minor nature of this request and the time sensitive nature of the applicant's request, Supervisor Frey asked unanimous consent that the Board direct staff to:

- Expedite the Special Exception Application; and
- Schedule this application for the first available Planning Commission and Board public hearing dates following its acceptance.

Without objection, it was so ordered.

54. RUSTING OF PIPE RAILINGS ALONG COUNTY TRAILS IN THE  
POPLAR TREE COMMUNITY (Tape 5)

Supervisor Frey stated that it has come to his attention that the County has thousands of feet of rusting pipe railings along trails throughout the County. The Department of Public Works and in particular, the Maintenance and Stormwater Management Division, like all County agencies, does not have the funding they would like to perform routine

maintenance on this type of problem. Unless the railings rust through, become a safety hazard and must be replaced, they are not repainted. He said that there are some sections of railing that were not treated with primer and therefore deteriorating at an accelerated rate.

Supervisor Frey said that the residents of the Poplar Tree Community are seeking to enter into a small scale public-private partnership, and they have volunteered to repair and repaint the areas within their community if the County supplies them with paint.

Therefore, Supervisor Frey moved that the Board direct staff to work with the Poplar Tree Homeowners Association and other communities that are willing to do the work and provide them with the necessary primer and paint. This motion was seconded by Supervisor Connolly.

Supervisor Alexander asked to amend the motion to direct staff to review the issue of preventive maintenance, and this was accepted.

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

55. HAL STRICKLAND, CHAIRMAN AND SULLY DISTRICT REPRESENTATIVE TO THE PARK AUTHORITY RECEIVES THE OUTSTANDING PUBLIC OFFICIAL AWARD FROM THE NATIONAL ASSOCIATION OF COUNTY PARK AND RECREATION OFFICIALS (NACPRO) (Tape 5)

Supervisor Frey announced that Hal Strickland, Chairman and Sully District Representative to the Park Authority, has been selected to

receive the Outstanding Public Official Award from the National Association of County Park and Recreation Officials (NACPRO).

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to invite Mr. Strickland to appear before the Board to be recognized for this accomplishment. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

56. KUDOS FOR THE DEPARTMENT OF TAXATION (Tape 5)

Supervisor Frey said that he received a letter from a constituent who was pleased with the courteous and professional service which he received from an employee whose name he did not have but was with the Department of Taxation and Ms. Bettard, Real Estate Appraiser, Department of Taxation.

Supervisor Frey asked unanimous consent that the Board direct the County Executive to:

- Inform these employees of his commendation and appreciation and to everyone in the Department;  
and
- Have the letter placed in these employees personnel files.

Without objection, it was so ordered.

57. EXTENSION OF APPLICATION REVIEW PERIOD FOR PUBLIC FACILITIES APPLICATION 456-S94-14, AMERICAN PERSONAL COMMUNICATIONS (Tape 6)

Supervisor McConnell stated that on April 6, 1995 the Planning Commission deferred Public Facilities Application 456-S94-14 by American Personal Communications to locate a telecommunications base station at 6353 Rolling Road. To accommodate the additional review time required for this Application, Supervisor McConnell moved that the Board extend the application review period for 456-S94-14 to June 2, 1995. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

58. EXTENSION OF APPLICATION REVIEW PERIOD FOR PUBLIC FACILITIES APPLICATION 456-S95-4, NORTHERN VIRGINIA REGIONAL PARK AUTHORITY (Tape 6)

Supervisor McConnell stated that on April 20, 1995 the Planning Commission plans to defer Public Facilities Application 456-S95-4 by the Northern Virginia Regional Park Authority to periodically use its property at 10019 Hampton Road as an overflow spectator parking area. To accommodate the additional review time required for this Application, Supervisor McConnell moved that the Board extend the application review period for 456-S95-4 to June 16, 1995. This motion was seconded by Supervisor Dix and carried by unanimous vote.

59. PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) TO ALLOW PRIVATE SCHOOLS OF SPECIAL EDUCATION IN THE RESIDENTIAL

CONSERVATION DISTRICT (Tape 6)

Supervisor McConnell explained that currently private schools of general education are allowed in the Residential Conservation District (RC). If enrollment is under 100 students daily a Special Permit is required and if over 100 students daily a Special Exception is required. Supervisor McConnell stated her belief that a similar arrangement could be utilized to accommodate private schools of special education.

Accordingly, Supervisor McConnell moved that the Board refer this issue to the Development Process Committee for incorporation into the Zoning Ordinance Amendment work program as soon as possible.

This motion was seconded by Supervisor Berger.

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

60. REQUESTS FOR SANITARY DISTRICT EXEMPTIONS FOR LEAF COLLECTION (Tape 6)

Supervisor Trapnell stated that the Charing Cross Condominium and the Steppes of Barcroft Unit Owners Association, both condominium developments located in Mason District, are requesting that the Board grant them a sanitary district exemption for the purposes of leaf collection. Accordingly, Supervisor Trapnell moved that the Board direct staff to consider this request. This motion was seconded by Supervisor Berger and carried by unanimous vote.

61. SCHEDULING OF PUBLIC HEARING FOR REZONING APPLICATION RZ 94-M-039 (Tape 6)

Supervisor Trapnell stated that Rezoning Application RZ 94-M-039 was filed by Harold O. Miller, Trustee for the Gordon Tuck Estate. Because the Application has been pending for some time, Supervisor Trapnell moved that the Board direct staff to schedule a public hearing before the Board on May 22, 1995 at 3:30 p.m. This motion was seconded by Supervisor Bulova.

Following discussion, with input from William O. Howland, Jr., Assistant to the County Executive, the question was called on the motion which carried by unanimous vote.

62. SCHEDULING OF PUBLIC HEARING FOR REZONING APPLICATION RZ 94-M-060 (Tape 6)

Supervisor Trapnell said that Pulte Home Corporation has filed Rezoning Application RZ 94-M-060 for residential development on 121 acres adjacent to Bren Mar Park. The Planning Commission hearing has been deferred to July 19, 1995 and the applicant would like to have the public hearing held before the Board scheduled before the August recess. Therefore, she asked unanimous consent that the Board direct staff to schedule the public hearing before the Board for RZ 94-M-060 prior to the August recess. This motion was seconded by Supervisor Dix and carried by unanimous vote.

63. FAIRFAX COUNTY COMBINED CHARITABLE CAMPAIGN (FCCCC) (Tape 6)

Supervisor Trapnell stated that at the request of the Leadership Committee of the Fairfax County County Combined Charitable Campaign (FCCCC), the Board Personnel Subcommittee reviewed



*proposed revisions to the campaign procedures which would broaden the giving options for participating employees. The proposed revision would include participation by all charitable organizations eligible under Internal Revenue Service (IRS) rules which meet the other campaign guidelines and whose mission contributes to community betterment. This would expand participation to those charitable organization whose primary mission is related to such things as education or the environment.*

Citing that the Personnel Subcommittee supported this change, Supervisor Trapnell moved that the FCCCC procedures be revised to broaden participation to all charitable organizations which qualify under IRS 501(c)(3) regulations and whose mission contributes to community betterment. This motion was seconded by Supervisor Connolly.

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

64. RECOGNITION OF THE UNIQUE CHARACTERISTICS OF THE REDEVELOPMENT CORRIDORS (REVITALIZATION) DURING THE APPLICATION PROCESS (Tape 6)

Supervisor Trapnell called the Board's attention to a Board Matter she presented on May 9, 1994 concerning Revitalization. She stated that Bullet Three has not been addressed and it reads as follows:

- (Staff consideration of) "Recognition of the unique characteristics of the redevelopment corridors during the application process."

She reiterated that revitalization areas must be treated differently from new development. Accordingly, she asked unanimous consent that the Board direct staff to respond in a timely manner. Without objection, it was so ordered.

65. SPRINGFIELD DAYS (Tape 6)

Supervisor Alexander moved that:

- Springfield Days be celebrated on June 2 and 3; and

- The Board direct staff to invite the participants from the Springfield Chamber of Commerce to appear before the Board on May 22, 1995 for recognition.

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

66. REVITALIZATION REPORT (Tape 6)

Supervisor Alexander stated that the Board has not received a report on the progress of the Revitalization staff and its mission. Accordingly, Supervisor Alexander asked unanimous consent that the Board direct staff to provide a briefing. Without objection, it was so ordered.

67. COLONIAL FARM ROAD AT CLAUDE MOORE COLONIAL FARM  
(Tape 6)

Supervisor Berger stated that there is an unnamed private road in Dranesville District which is off Georgetown Pike near Route 123. It leads to Claude Moore Colonial Farm at Turkey Run. Supervisor Berger explained the unusual circumstances associated with naming this road.

Supervisor Berger moved that the Board designate this road as Colonial Farm Road. This motion was seconded by Supervisor Connolly.

Following discussion and clarification by Shiva K. Pant, Director, Office of Transportation, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked to amend the motion to make it contingent upon the resolution of the issue that there is no other road of the same name in Fairfax County, and this was accepted.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

Supervisor Bulova asked to amend the motion to make it contingent upon the premise that there are no other prohibitions which the Department of Environmental Management (DEM) would know, and this was accepted.

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

68. CANDIDATES FOR DRANESVILLE SMALL DISTRICT BOARD  
(MCLEAN COMMUNITY CENTER BOARD) (Tape 6)

(BACs)

Supervisor Berger moved the following candidates for election to the Dranesville Small District Board (McLean Community Center Board):

- *Adult Candidates:*
  - *Fred A. "Rick" Hendricks, Jr.;*
  - *Carole Herrick;*
  - *Issam M. Saliba;*
  - *Stuart G. Schmid;*
  
- *Youth Candidates:*
  - *Caroline Dietz (Langley High School Area);*
  - *Yasmeen Al-Khafaji (Langley High School Area); and*
  - *Craig Fingar (McLean High School Area).*

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

69. TIMER FOR BOARD MATTERS (Tape 6)

*Supervisor Berger, Chairman, Board's Procedures Subcommittee, raised the issue of the five-minute limit for Board Matters. Chairman Hanley stated that there is now an audible beep at the end*

of each Board Member's five-minute period as well as when the light at the podium changes from green to red.

70. INTRODUCTION OF CATHY CHIANESE, NEW ASSISTANT TO THE COUNTY EXECUTIVE (Tape 6)

Supervisor Dix recognized the presence of Cathy Chianese whom William J. Leidinger, County Executive, introduced as his new assistant. Following a transition period, Ms. Chianese will succeed William O. Howland, Jr., who is now the Director of Human Services Administration. Chairman Hanley extended a warm welcome.

71. REQUEST FOR IDENTIFICATION OF STAFF ADDRESSING BOARD (Tape 6)

Supervisor Connolly asked unanimous consent that the Board direct staff addressing the Board to identify themselves. Without objection, it was so ordered.

72. RECESS/EXECUTIVE SESSION (Tape 6)

At 1:40 p.m., Supervisor Connolly 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:

- United States of America versus County of Fairfax, Virginia, et al., Civil Action Number 78-862-A;

- Agreement with Piper and Marbury Regarding the Fairfax County Resource Recovery Facility;
- Construction Safety Resolution;
- Memorandum of Understanding Between the Board of Supervisors of Fairfax County, Virginia and Bailey's Crossroads Revitalization Corporation; and
- Floor Area Ratio for Public Uses.

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

At 4:00 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

#### ACTIONS FROM EXECUTIVE SESSION

#### 73. CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION (Tape 7)

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.

#### 74. AUTHORIZATION OF ADMINISTRATIVE LEAVE FOR FIRE AND

RESCUE PERSONNEL (Tape 7)

(NOTE: Earlier in the meeting, this issue was discussed. See Clerk's Summary Item CL#43.)

Supervisor Dix moved that the Board authorize Administrative Leave for the individuals at the Fire and Rescue Department who represented Fairfax County at the International Event. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

75. AUTHORIZATION TO SETTLE COAKLEY AND WILLIAMS VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA, AT LAW NUMBER 133918 (Tape 7)

Supervisor Trapnell moved that the Board authorize settlement of Coakley and Williams versus Board of Supervisors of Fairfax County, Virginia, At Law Number 133918 as outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

76. AUTHORIZATION OF SETTLEMENT OF SUSANA A. VARGAS VERSUS CLIFTON PARKER (Tape 7)

Supervisor Connolly moved that the Board authorize settlement of Susana A. Vargas versus Clifton Parker, At Law Number 130296 according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

77. DENIAL OF CLAIM OF CENTURY CONCRETE SERVICES (Tape 7)



*Supervisor Hyland moved that the Board deny the claim of Century Concrete Services on the Interstate 95 (I-95) Landfill Basin 19 Contract as discussed in Executive Session. This motion was seconded by Supervisor Berger and carried by unanimous vote.*

78. AUTHORIZATION TO APPEAL JURY AWARD IN PLEASANT EXCAVATING COMPANY, INCORPORATED (Tape 7)

*Supervisor Hyland moved that the Board authorize an appeal of the jury award in the case entitled Pleasant Excavating Company, Incorporated versus the Board of Supervisors of Fairfax County, At Law Number 130931 as discussed in Executive Session. This motion was seconded by Supervisor Alexander and carried by unanimous vote.*

79. AUTHORIZATION TO APPEAL DECISION BY THE COURT OF APPEALS OF VIRGINIA IN THE FELICIA L. DONALD VERSUS DEPARTMENT OF HUMAN DEVELOPMENT (Tape 7)

*Supervisor Alexander moved that the Board authorize an appeal of the decision by the Court of Appeals of Virginia in the case of Felicia L. Donald versus Fairfax County Department of Human Development, Court of Appeals of Virginia, Record Number 1533-93-4 for the reasons set forth by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.*

**AM:am**

80. 3:30 P.M. - PH ON REZONING APPLICATION RZ 93-H-043 (WOLF TRAP CREEK, LIMITED PARTNERSHIP) (HUNTER MILL DISTRICT) (Tape 8)

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

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

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

Supervisor Dix moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 93-H-043 be amended from the R-1 District to the R-2 District subject to the proffers dated April 14, 1995. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Alexander being out of the room.

Supervisor Dix moved that the Board direct the Director of the Department of Environmental Management (DEM) to simultaneously process the Preliminary and Final Subdivision Plans. This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Alexander being out of the room.

Supervisor Dix moved that the Board direct the Director of DEM to waive the 20 percent limitation on pipe stem lots to that shown on the General Development Plan (GDP). This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Alexander being out of the room.

81. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 88-S-098 (RANDOM PARTNERS LIMITED PARTNERSHIP) (SULLY DISTRICT)** (Tape 8)

Mr. Francis A. McDermott reaffirmed the validity of the affidavit for the record.

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

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

- In excess of \$100 from the Tetra Partnership.

Supervisor Dix disclosed:

- A personal attorney/client relationship with Hunton and Williams within the past 12 months.

Supervisor Connolly disclosed the following campaign contribution which he had received:

- In the amount of \$100 from a partner with Hunton and Williams.

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

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 88-S-098 subject to the executed proffers dated March 10, 1995; the Planning Commission having previously approved Final Development Plan Amendment Application FDPA 88-S-098-5-2 on April 6, 1995. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Alexander being out of the room.

Supervisor Frey moved waiver of the 600-foot limitation on the length of private streets. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Dix being out of the room.

Supervisor Frey moved waiver of the 200 square foot privacy yard requirements for the townhouse units. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Dix being out of the room.

Supervisor Frey moved modification of the screening requirement to that shown on the Conceptual Development Plan Amendment (CDPA) and (FDPA) Applications, pursuant to paragraph three of Section 13-304 of the Zoning Ordinance. This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Dix being out of the room.

82. **3:30 P.M. - DEFERRAL OF PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S94-II-F1 FOR THE AREA GENERALLY BOUNDED BY JERMANTOWN ROAD, I-66, WAPLES MILL ROAD AND TATTERSALL AND OAK MARR PARKS (PROVIDENCE DISTRICT)** (Tape 8)

Supervisor Connolly moved to defer the public hearing on Out-of-Turn Plan Amendment S94-II-F1 until **May 1, 1995 at 5:00 p.m.** This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.

83. **3:30 P.M. - DEFERRAL OF PH ON PROPOSED AREA PLANS REVIEW (APR) ITEM S94-II-4F, IN THE VICINITY OF JERMANTOWN ROAD AND I-66 (PROVIDENCE DISTRICT)** (Tape 8)

Supervisor Connolly moved to defer the public hearing on Out-of-Turn Plan Amendment S94-II-4F until **May 1, 1995 at 5:00 p.m.** This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.

84. **3:30 P.M. - PH FOR THE PROPOSED ENLARGEMENT, DE-CREATION/RE-CREATION OF SMALL AND LOCAL SANITARY DISTRICTS FOR REFUSE AND LEAF COLLECTION SERVICE (MOUNT VERNON AND PROVIDENCE DISTRICTS)** (Tape 8)

- (Rs) 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 March 31 and April 7, 1995.

Following the public hearing, Supervisor Hyland moved that the Board adopt the proposed Resolution for the Creation/Enlargement/Withdrawal of Small and Local Sanitary District within Mount Vernon District as follows:

<b><u>SANITARY DISTRICT</u></b>	<b><u>ACTION</u></b>	<b><u>SERVICE</u></b>
<b><u>RECOMMENDATION</u></b>		
Local District B within Small District 1 within Mount Vernon District	Enlarge	Refuse Approve and Leaf

This motion was seconded by Supervisor Alexander and carried by a vote of nine, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Hyland, Supervisor Trapnell, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Dix being out of the room.

Supervisor Connolly moved that the Board adopt the proposed Resolution for the Creation/Enlargement/Withdrawal of Small and Local Sanitary District in Providence District as follows:

<u>SANITARY DISTRICT</u> <u>RECOMMENDATION</u>	<u>ACTION</u>	<u>SERVICE</u>
Small District 1 within Providence District (Merri Falls Plaza)	De-Create/ Re-Create	Leaf Approve

This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Hyland, Supervisor Trapnell, Supervisor McConnell, and Chairman Hanley voting "AYE," Supervisor Dix being out of the room.

85. **3:30 P.M. - PH REGARDING THE CONVEYANCE OF THE LONG GAMBLE PUMP STATION TO THE UPPER OCCOQUAN SEWAGE AUTHORITY (UOSA) (SULLY DISTRICT)** (Tape 8)

(R) 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 March 31 and April 7, 1995.

Following the public hearing, Supervisor Frey moved that the Board adopt the Resolution authorizing conveyance of the Long Gamble Pump Station to the Upper Occoquan Sewage Authority (UOSA). This motion was seconded by Supervisor Bulova and carried by a vote of seven, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Frey, Supervisor Hyland, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Connolly, Supervisor Dix, and Supervisor McConnell being out of the room.

**SBE:sbe**

86. **4:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 87-C-060-4 (JEFFERSON COMMONS L.C.) (HUNTER MILL DISTRICT)** (Tape 9)

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

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

Supervisor Dix disclosed the following contribution that he had received:

- In excess of \$200 from Bahman Batmanghelidj.

Chairman Hanley disclosed the following contribution that she had received:

- In excess of \$200 from T. Eugene Smith.

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

Supervisor Dix moved approval of Proffered Condition Amendment Application PCA 87-C-060-4, subject to the executed proffers dated February 8, 1995; the Planning Commission having previously approved Final Development Plan Amendment Application FDP 87-C-060-10 on February 23, 1995. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Connolly and Supervisor McConnell being out of the room.

87. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 94-D-053 [JOHN LAING HOMES (VIRGINIA, INCORPORATED)] (DRANESVILLE DISTRICT)**  
(Tape 9)

Mr. David S. Houston reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Berger moved approval of Special Exception Application SE 94-D-053 subject to the development conditions dated February 23, 1995. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Connolly, Supervisor Dix, and Supervisor McConnell being out of the room.

88. **4:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING FLOOR AREA RATIO (FAR) FOR PUBLIC USES IN THE R-A THROUGH R-4 DISTRICTS** (Tape 9)

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 March 31 and April 7, 1995.

Following discussion, which included testimony by four speakers, Supervisor Bulova moved adoption of the proposed amendment to the Code of the County of Fairfax,

Chapter 112 (Zoning Ordinance) regarding Floor Area Ratio (FAR) for public uses in the R-A through R-4 Districts to become effective April 18, 1995 at 12:01 a.m. This motion was seconded by Supervisor Hyland.

Supervisor Trapnell moved an amendment to the motion to restrict the FAR for public uses to public schools only. This amendment was seconded by Supervisor Connolly.

Following discussion, with input from J. Patrick Taves, Senior Assistant County Attorney, Chairman Hanley relinquished the Chair to Vice-Chairman Alexander and moved a substitute motion to defer Board decision until the next meeting. This motion was seconded by Supervisor Trapnell.

Supervisor Hyland asked to amend the substitute motion to defer action on the pending motions regarding Board decision until later in the day, and this was accepted.

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

Vice-Chairman Alexander returned the gavel to Chairman Hanley.

(NOTE: Later in the meeting, action was taken on the pending motions. See Clerk's Summary Item CL#95.)

89. **4:00 P.M. - PH ON THE PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 67 (SANITARY SEWERS AND SEWAGE DISPOSAL), TO REVISE SEWER SERVICE CHARGES AND AVAILABILITY FEES (COUNTYWIDE)** (Tape 9 )

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 March 17 and March 24, 1995.

Following a brief discussion, Chairman Hanley closed the public hearing and announced that the Board would leave the record open for comments on the adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 67 (Sanitary Sewers and Sewage Disposal) to revise sewer service charges and availability fees as recommended in the Fiscal Year (FY) 1996 Advertised Budget until April 24, 1995 at 10:00 a.m. when the Board decision is scheduled to be made.

90. **4:00 P.M. - PH ON THE VACATION OF DEDICATED RIGHT-OF-WAY IN THE MEMORIAL HEIGHTS SUBDIVISION (MOUNT VERNON DISTRICT)** (Tape 9)

- (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 March 31 and April 7, 1995.



Following the public hearing, Supervisor Hyland moved adoption of an Ordinance vacating a portion of the dedicated right-of-way in the Memorial Heights Subdivision which adjoins Preston Avenue (Route 6974). This motion was seconded by Supervisor Alexander and carried by a vote of seven, Supervisor Alexander, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Hyland, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Berger, Supervisor Frey, and Supervisor McConnell being out of the room.

91. **4:30 P.M. - DEFERRAL OF PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 80-C-061 (CHURCH STREET GROUP LIMITED PARTNERSHIP) (HUNTER MILL DISTRICT)** (Tape 9)

Supervisor Dix moved to defer the public hearing on Proffered Condition Amendment Application PCA 80-C-061 until **May 22, 1995 at 4:30 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Berger and Supervisor McConnell being out of the room.

92. **4:30 PM - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 79-C-079-2 AND SPECIAL EXCEPTION APPLICATION SE 94-Y-007 (FIDELIO PROPERTIES AND BOB EVANS FARMS, INCORPORATED) (SULLY DISTRICT)** (Tape 9)

Mr. Martin D. Walsh reaffirmed the validity of the affidavit for the record.

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

Supervisor Berger disclosed the following contributions that he had received:

- In excess of \$200 from Fedelio Properties LP; and
- In excess of \$200 from Steve Garchik, President of the Evans Company.

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

Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 79-C-079-2 subject to the proffers dated December 14, 1994. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

Supervisor Frey moved approval of Special Exception Application SE 94-Y-007 subject to the development conditions dated February 23, 1995. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

93. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 94-P-052 (THE SHELL OIL COMPANY) (PROVIDENCE DISTRICT)** (Tapes 9-10)

Mr. John L. McBride reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Connolly moved approval of Special Exception Application SE 94-P-052 subject to the development conditions dated March 13, 1995 with a revision to proposed condition nine to read as follows:

- "Prior to approval of a Non-Residential Use Permit (NRUP) for the property, the applicant shall reconstruct the medial break in the service drive for Route 50 contiguous with the eastern boundary of the subject property, to provide for right-in only traffic as may be approved by the Virginia Department of Transportation (VDOT)."

This motion, the second to which was inaudible, carried by a vote of seven, Supervisor Berger, Supervisor Bulova, and Supervisor McConnell being out of the room.

94. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 94-D-044 (TCLP, L.L.C.) (DRANESVILLE DISTRICT)** (Tape 10)

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

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

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

Following discussion, Supervisor Berger moved **denial** of Special Exception Application SE 94-D-044. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

95. **4:00 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE**

**COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING FLOOR AREA RATIO (FAR) FOR PUBLIC USES IN THE R-A THROUGH R-4 DISTRICTS** (Tape 10)

- (O) (NOTE: Earlier in the meeting, this public hearing was held and motions were pending. See Clerk's Summary Item CL#88.)

Following discussion, with input from J. Patrick Taves, Senior Assistant County Attorney and James P. Zook, Director, Office of Comprehensive Planning (OCP), the question was called on the pending amendment to the motion limiting the Floor Area Ratio (FAR) to schools only which **FAILED** by a recorded vote of seven, Supervisor Connolly, Supervisor Frey, and Supervisor Trapnell voting "AYE."

Supervisor Trapnell asked unanimous consent that the Board direct staff to report regarding the posting of a notice in front of a building when changes are made to a public facility. Without objection, it was so ordered.

The question was then called on the original motion to approve the staff recommendation to adopt the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding FAR for public uses in the R-A through R-4 Districts **to become effective April 18, 1995 at 12:01 a.m.** which carried by unanimous vote, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE."

96. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 94-Y-037 (MARTIN MEDIA) (SULLY DISTRICT)** (Tape 10)

Mr. Thomas W. Smith, III reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Diane Johnson-Quinn, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved **denial** of Special Exception Application SE 94-Y-037. This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Alexander, Supervisor Bulova, Supervisor McConnell, and Supervisor Hyland being out of the room.

97. **4:30 P.M. - PH REGARDING THE SALE OF COUNTY-OWNED PROPERTY LOCATED AT 3818 RUGBY ROAD TO MS. DOLORES STOFAN (SULLY DISTRICT)** (Tape 10)

- (R) 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 March 31 and April 7, 1995.

Following the public hearing, Supervisor Frey moved adoption of the Resolution, as revised, authorizing the sale of the property located at 3818 Rugby Road, Tax Map Number 45-2 ((2))-0018 to Ms. Dolores Stofan. This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Berger, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Bulova, Supervisor Hyland, and Supervisor McConnell being out of the room.

98. **4:30 P.M. - PH ON A PROPOSAL TO PROHIBIT THROUGH TRUCK TRAFFIC ON GREG-ROY LANE (ROUTE 2520) AND FOX MILL ROAD (ROUTE 665) (HUNTER MILL DISTRICT)** (Tape 10)

(Verbatim)

- (R) 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 March 31 and April 7, 1995.

Following the public hearing, which included testimony by three speakers, Supervisor Dix moved that the Board adopt the Resolution requesting the Virginia Department of Transportation (VDOT) to prohibit through truck traffic on:

- Greg-Roy Lane (Route 2520; and
- Fox Mill Road (Route 665).

This motion was seconded by Supervisor Berger and carried by a vote of six, Supervisor Berger, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Bulova, Supervisor Hyland, and Supervisor McConnell being out of the room.

99. **4:30 P.M. - DEFERRAL OF BOARD DECISION ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 79-P-108 (ILIFF NURSING HOME, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 10)

(NOTE: On November 22, 1994 the Board held a public hearing on this application, but deferred its decision to December 12, 1994. On December 12th, the Board deferred decision to January 23, 1995; on January 23rd, the Board deferred decision to February 27, 1995; and again on February 27th, the Board deferred decision to March 13, 1995. On March 13, 1995 the Board deferred decision to April 17, 1995.) Supervisor Connolly moved to defer Board decision on Special Exception Amendment

Application SEA 79-P-108 until May 22, 1995. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Alexander, Supervisor Hyland, and Supervisor Trapnell being out of the room.

100. **BOARD RECESS** (Tape 10)

At 6:30 p.m. the Board recessed for dinner, and at 7:35 p.m., reconvened in the Board Auditorium with all Members present with the exception of Supervisor Alexander, Supervisor Frey, and Supervisor McConnell, and with Chairman Hanley presiding.

**ADDITIONAL BOARD MATTER**

101. **WELCOME TO PROVIDENCE DISTRICT SUPERVISOR CONNOLLY'S WIFE CATHY AND DAUGHTER CAITLIN** (Tape 10)

Chairman Hanley introduced Providence District Supervisor Connolly's wife, Cathy, and daughter Caitlin to Board Members and warmly welcomed them to the Board Auditorium.

102. **7:30 P.M. - PUBLIC HEARINGS ON THE: PROPOSED FISCAL YEAR (FY) 1996 FISCAL PLAN (BUDGET); COUNTY'S AND SCHOOLS' PROPOSED FY 1995 THIRD QUARTER REVIEW; AND CAPITAL IMPROVEMENT PROGRAM (CIP) FOR FY 1996-2000** (Tapes 10-16)

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 on March 31, 1995 as described:

- Proposed adoption of the County's and Schools' proposed Fiscal Year (FY) 1996 Fiscal Plan (Budget).
- Proposed County and Schools' FY 1995 Third Quarter Review.
- Proposed Capital Improvement Program (CIP) for the Fiscal Years 1996-2000.

(Tape 12)

**Criminal Justice Advisory Board (CJAB)**

(NOTE: Earlier in the meeting, action was taken on an item regarding the Fairfax County Criminal Justice Policy Group. See Clerk's Summary Item CL#20.)

Following the testimony of Mr. Joseph Cammarata (Speaker 23), Chairman, Criminal Justice Advisory Board (CJAB), Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct the County Executive to report how the Board item regarding the Fairfax County Criminal Justice Policy Group came before the Board. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

(Tape 12)

**Health and Funding Issues for the Fairfax County Professional Firefighters and Paramedics**

Following the testimony of Mr. Mike Mohler (Speaker 50), Supervisor Hyland asked unanimous consent that the Board direct the professional firefighters and paramedics to provide more specifics in terms as to what extent Fairfax County is not in compliance with Federal Law in connection with health issues and the lack of funding to the Fire and Rescue Department. Without objection, it was so ordered.

(Tape 14)

**Fairfax-Falls Church Community Services Board**

Following the testimony of Mr. Andrew Westwood (Speaker 55), Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct the County Executive to provide a response regarding the status of the incumbent Director of the Residential Development Community Relations as a Mental Health Therapist IV. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

(Tape 15)

**Average Annual Budget Increase for the Schools**

Following the testimony of Ms. Kathy Geary (Speaker 58), Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to respond regarding the assertion of a total average annual budget increase of only one percent for the Schools. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

(Tape 16)

**Payscale for the Employees of the Public Safety Communications Center (PSSC)**

Following the testimony of Mr. Evan Jason (Speaker 74), Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to report with the cost of paying the employees of the Public Safety Communication Center (PSCC) on the P-Scale. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

The public hearing was held, with testimony being presented by 74 speakers, and scheduled for continuation on Tuesday, April 18, 1995 at 7:30 p.m.

**ADDITIONAL BOARD MATTER****103. LATE ARRIVAL OF SUPERVISOR DIX TO THE PUBLIC HEARING SCHEDULED FOR TUESDAY EVENING (Tape 16)**

Supervisor Dix stated that he would be arriving late to the public hearing scheduled for Tuesday, April 18, 1995 at 7:30 p.m. because he would be attending his son's first baseball game of the season.

**104. BOARD RECESS (Tape 16)**

At 1:00 a.m., on Tuesday, April 18, 1995, the Board recessed until 7:30 p.m. for continuation of the following public hearings:

- Proposed adoption of the County's and Schools' proposed Fiscal Year (FY) 1996 Fiscal Plan (Budget);.
- Proposed County and Schools' FY 1995 Third Quarter Review; and
- Proposed Capital Improvement Program (CIP) for the Fiscal Years 1996-2000.