

SBE:sbe

The meeting was called to order at 9:35 a.m. with all Members being present, with the exception of Supervisor Alexander, and with Chairman Hanley presiding.

Supervisor Alexander arrived at 9:45 a.m.

Others present were William J. Leidinger, County Executive; David P. Bobzien, County Attorney; Catherine A. 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. **MOMENT OF SILENCE FOR GEORGE T. SNYDER, KIM PITTMAN, AND WILLIAM KIDWELL** (Tape 1)

Chairman Hanley asked that the Board Members remember in their thoughts George T. Snyder, former Mayor of the City of Fairfax, and Kim Pittman, Executive Director of American Federation of State, County and Municipal Employees (AFSCME) Local Chapter, both of whom died recently.

Supervisor Dix asked that the late William Kidwell, as well as his family, be remembered in their thoughts also.

3. **CERTIFICATE OF RECOGNITION PRESENTED TO PATRICK HANLON, PROVIDENCE DISTRICT REPRESENTATIVE TO THE FAIRFAX COUNTY PLANNING COMMISSION** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved approval of the Certificate of Recognition presented to Patrick Hanlon for many years of service to Fairfax County as the Providence District Representative to the Planning Commission. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Alexander not yet having arrived.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

4. **PROCLAMATION DESIGNATING THE MONTH OF NOVEMBER 1995 AS "NATIVE AMERICAN HERITAGE MONTH" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley moved approval of the Proclamation presented to Frances Lou Gross-Lewis and Princess Pale Moon Rose designating November 1995 as "**Native American Heritage Month**" in Fairfax County. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

5. **WELCOME TO STUART MENDELSON, SUPERVISOR-ELECT FROM DRANESVILLE DISTRICT** (Tape 1)

Chairman Hanley recognized the presence of Dranesville District Supervisor-Elect Stuart Mendelsohn in the Board Auditorium and warmly welcomed him.

6. **PROCLAMATION DESIGNATING NOVEMBER 21, 1995 AS "RED-OUT DAY" IN FAIRFAX COUNTY** (Tape 1)

Supervisor Dix moved approval of the Proclamation presented to:

- Jody Douglas, Director, Fairfax Alcohol Safety Action Program (ASAP);
- Charles V. Pena, Executive Director, Northern Virginia Mothers Against Drunk Driving (MADD);
- Chris Volz, Director of Out-Patient Youth Services, Alcohol and Drug Services;
- Jerry D. Stemler, DWI Program Coordinator for the Fairfax County Police Department;
- Officer Alexy J. Abdo, McLean District Police Station; and
- Officer Robert P. Egan, Mount Vernon District Police Station;

designating November 21, 1995 as "**Red-Out Day**" in Fairfax County. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

7. **PROCLAMATION DESIGNATING DECEMBER 1, 1995 AS "AIDS AWARENESS DAY" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Acting-Chairman Alexander and moved approval of the Proclamation designating December 1, 1995 as "AIDS Awareness Day" in Fairfax County. This motion, the second to which was inaudible, carried by a vote of seven, Supervisor Berger, Supervisor Dix, and Supervisor Frey being out of the room.

Acting-Chairman Alexander returned the gavel to Chairman Hanley.

8. **PHOTOGRAPH OF THE ENTIRE BOARD OF SUPERVISORS** (Tape 1)

Noting that this meeting may be the last one where all Members would be present before the new Board takes office in January, Chairman Hanley had the Members pose for a group photograph.

9. **10:00 A.M. - PRESENTATION BY THE TRANSPORTATION ADVISORY COMMISSION OF THE TRANSPORTATION ACHIEVEMENT AWARD** (Tapes 1-2)

Donald J. Emerson, Chairman, Transportation Advisory Commission, presented the Transportation Achievement Award to Thomas Biesiadny, Chief of the Liaison and Technical Analysis Section, Transit Operations Division, Office of Transportation.

CM:cm

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

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

Supervisor Bulova asked to amend the motion to consider Administrative Item 11 separately, and this was accepted.

Chairman Hanley called the Board's attention to Administrative Item 3 - Fairfax County Police Department Grant Application to the Department of Justice (DOJ), Office of Community Oriented Policing Services (COPS), to Fund an Innovative Strategy to Combat Domestic Violence. Following discussion, with input from Robert Ross, Assistant County Attorney, Carroll Ann Ellis, Director, Victim/Witness Assistance Unit, Police Department; and Edward L. Long, Jr., Director Office of Management and Budget, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the wording in the supporting documentation be changed to be consistent regarding the site location as either "Lincolnia" or "Franconia." Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

Chairman Hanley called the Board's attention to Administrative Item 5 -Authorization to

Advertise a Public Hearing on an Amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic) Section 82-1-6, Adoption of State Law. Following discussion, with input from Mr. Ross and Sharon Butler, Planning and Research, Police Department, Supervisor Hyland asked unanimous consent that the Board direct staff to determine whether the County has utilized all of the authority it was granted in the enabling legislation to regulate by ordinance. Without objection, it was so ordered.

Supervisor Bulova called the Board's attention to Administrative Item 11 - Authorization to Advertise a Joint Virginia Department of Transportation/Fairfax County Board of Supervisors Public Hearing on Proposed Cut-through Traffic Restrictions in the Truro Area (Braddock District) and asked unanimous consent that the Board direct staff to modify Attachment I, handwritten page one, "Notice of a Joint Public Hearing," to delete Number Six and make it clear that Number Eight indicates a multi-way stop. Without objection, it was so ordered.

The question was called on the motion, as amended, 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."

ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (HUNTER MILL, LEE, MASON, SPRINGFIELD AND SULLY DISTRICTS)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated November 20, 1995 be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Panopoulos Estates	Hunter Mill	Macy Avenue Route 4300
Kingstowne Village Parkway, Phase 1A II	Lee	Kingstowne Village Parkway, Route 8690 (4 lanes) Hayfield Road, Route 635, Additional right-of-way only
Quiet Cove	Mason	Quiet Cove

Edgewater, Section 4	Springfield	Portside Drive View Park Drive Pohick Road Route 641, Additional dedicated right-of-way only
Centreville Green Section 6	Sully	Trey Lane Lonesome Dove Court Cavalier Woods Lane, Route 8280 Green Mallard Court
Confederate Ridge, Section 3	Sully	Pickets Post Road Massaponax Place Musket Way Virginia Infantry Road Meeting Camp Road Calvary Place Sharpsburg Drive Top Sergeant Lane, Route 8358 Compton Road, Route 658, Additional right-of-way only Mount Olive Road, Route 859, Additional right-of-way only
Sully Station, Phase 2, Section 11	Sully	Stone Creek Drive Muddy Creek Court Stone Creek Court Deer Pond Road Cub Stream Drive

**ADMIN 2 - PERMISSION FOR THE DEPARTMENT OF FAMILY SERVICES
TO APPLY FOR ADDITIONAL MONIES FROM STATE REHABILITATIVE
SERVICES INCENTIVE FUND GRANT FOR SERVICES TO PEOPLE WITH
PHYSICAL AND/OR SENSORY DISABILITIES**

Authorized the submission of the Department of Family Services' application for a grant in the amount of \$10,000 to fund client services through the Endependence Center of Northern Virginia.

**ADMIN 3 - FAIRFAX COUNTY POLICE DEPARTMENT GRANT
APPLICATION TO THE DEPARTMENT OF JUSTICE (DOJ), OFFICE OF**

COMMUNITY ORIENTED POLICING SERVICES (COPS), TO FUND AN INNOVATIVE STRATEGY TO COMBAT DOMESTIC VIOLENCE

(NOTE: Earlier in the meeting, the Board took additional action on this item. See page 3.)

Authorized the submission of the Fairfax County Police Department's application to the Office of Community Oriented Policing Services for funds in the amount of \$200,000 to combat domestic violence.

ADMIN 4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE CONSOLIDATED PLAN: PROPOSED ONE YEAR ACTION PLAN FOR FISCAL YEAR (FY) 1997

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **January 22, 1996 at 7:00 p.m.**, regarding the proposed One Year Action Plan for Fiscal Year (FY) 1997.

ADMIN 5 -AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON AN AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) SECTION 82-1-6, ADOPTION OF STATE LAW

(NOTE: Earlier in the meeting, the Board took additional action on this item. See page 4.)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 11, 1995 at 4:00 p.m.** regarding the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6, Adoption of State Law, to adopt action of the 1995 General Assembly.

ADMIN 6 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF COUNTY PROJECT - HERNDON/MONROE PARK AND RIDE (HUNTER MILL DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 11, 1995 at 3:30 p.m.** regarding the acquisition of interests in real property necessary for the construction of County Project 90A007 - Herndon/Monroe Park and Ride.

ADMIN 7 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO AMEND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) ARTICLE 5A, RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) TO DELETE A PORTION OF THE HUNTINGTON RPPD (LEE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 11, 1995 at 3:30 p.m.** regarding the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to delete a portion of the Huntington RPPD, District 1B.

ADMIN 8 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO AMEND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) ARTICLE 5A, RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) TO ESTABLISH A NEW HUNTINGTON RPPD (LEE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 11, 1995 at 3:30 p.m.** regarding the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to establish a new Huntington RPPD, District 1D.

ADMIN 9 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO AMEND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) ARTICLE 5A, RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) TO ESTABLISH THE MCLEAN RPPD (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 11, 1995 at 3:30 p.m.** regarding the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to establish the McLean RPPD, District 21.

ADMIN 10 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO AMEND THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) ARTICLE 5A, RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) TO ESTABLISH THE MOUNT VERNON RPPD (MOUNT VERNON DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 11, 1995 at 3:30 p.m.** regarding the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Appendix G, to establish the Mount Vernon RPPD, District 24.

ADMIN 11 - AUTHORIZATION TO ADVERTISE A JOINT VIRGINIA DEPARTMENT OF TRANSPORTATION/FAIRFAX COUNTY BOARD OF SUPERVISORS PUBLIC HEARING ON PROPOSED CUT-THROUGH TRAFFIC RESTRICTIONS IN THE TRURO AREA (BRADDOCK DISTRICT)

(NOTE: Earlier in the meeting, the Board took additional action on this item. See page 4.)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 11, 1995 at 3:30 p.m.** regarding a joint Virginia Department of Transportation (VDOT)/Fairfax County Board of Supervisors' proposal to restrict cut-through traffic in the Truro Area (Braddock District).

ADMIN 12 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED APPROVAL OF BONDS TO BE ISSUED BY THE CENTREVILLE VOLUNTEER FIRE DEPARTMENT, INCORPORATED (SULLY DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **December 11, 1995 at 4:00 p.m.** regarding the issuance and/or incurrence by the Centreville Volunteer Fire Department, Incorporated of tax-exempt bonds and/or lease - purchase obligations in an amount not to exceed \$2,200,000.

ADMIN 13 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 3 (COUNTY EMPLOYEES) TO ELIMINATE THE SENIOR EXECUTIVE SERVICE RETIREMENT PLAN

- (A) Authorized the advertisement of a public hearing to be held before the Board of Supervisors on **January 8, 1996 at 3:30 p.m.** regarding a proposed amendment to the Code of the County of Fairfax, Chapter 3 (County Employees) to eliminate the Senior Executive Service Retirement Plan and transfer the participants in that Plan into the Supplemental Retirement System.

11. **A-1 - FAIRFAX COUNTY'S POSITION REGARDING THE NORTHERN VIRGINIA TRANSPORTATION COMMISSION (NVTC) ALLOCATION FORMULA (COUNTYWIDE)** (Tape 3)

Following discussion, Supervisor Bulova moved that the Board concur in the recommendation of staff and direct the Northern Virginia Transportation Commission (NVTC) Representatives to:

- Support the continuation of the current NVTC aid allocation formula for Fiscal Year (FY) 1997 and FY 1998, until the Franconia-Springfield Metrorail Station opens;

- Support an NVTC initiative to work with Maryland and the District of Columbia (D.C.) to allocate Metrobus fixed costs more equitably between Maryland, Virginia, and D.C.; and
- Encourage NVTC to use the same formula as Washington Metropolitan Area Transit Authority (WMATA) uses to allocate Metrobus fixed costs, especially after the WMATA formula is updated.

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

12. **A-2 - APPROVAL OF AWARD OF FEDERAL FISCAL YEAR (FISCAL YEAR) 1995 HOME PROGRAM COMMUNITY HOUSING DEVELOPMENT ORGANIZATION FUNDS AND REALLOCATION OF FEDERAL FY 1993 HOME PROGRAM COMMUNITY HOUSING DEVELOPMENT ORGANIZATION FUNDS (PROVIDENCE DISTRICT)** (Tape 3)

On motion of Supervisor Connolly, seconded by Supervisor Trapnell, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved an award of \$151,460 of Federal Fiscal Year (FFY) 1995 HOME Program Community Housing Development Organization (CHDO) funds and reallocated \$50,000 of FFY 1993 HOME CHDO funds to the Robert Pierre Johnson Housing Development Corporation, Incorporated (RPF) for use in the acquisition and rehabilitation of 25 affordable housing units.

13. **A-3 - APPROVAL OF THE INSTALLATION OF MULTI-WAY STOPS AT INTERSECTIONS LOCATED AT NICHOLSON STREET/CASTLE ROAD AND BIRCHWOOD ROAD/LAKEWOOD ROAD (MASON DISTRICT)** (Tape 3)

On motion of Supervisor Trapnell, seconded by Supervisor McConnell, and carried by unanimous vote, the Board concurred in the recommendation of staff and endorsed the installation of multi-way stops at the following intersections:

- Nicholson Street (Route 2314) and Castle Road (Route 1736); and
- Birchwood Road (Route 2282) and Lakewood Road (Route 2283).

14. **A-4 - APPROVAL OF THE INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTION OF ROCKY RUN DRIVE AND AWBREY PATENT DRIVE (SULLY DISTRICT)** (Tape 3)

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

- Endorsed the installation of multi-way stops at the intersection of Rocky Run and Awbrey Patent Drive;
- Directed staff to request the Virginia Department of Transportation

(VDOT) to approve the installation of multi-way stops; and

- Directed staff to request VDOT to install these signs at the earliest possible date.

15. **A-5 - AUTHORIZATION FOR THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SEND A LETTER TO VIRGINIA'S UNITED STATES REPRESENTATIVES CONCERNING TELECOMMUNICATIONS LEGISLATION IN CONFERENCE COMMITTEE** (Tape 3)

Following discussion, with input from Ronald B. Mallard, Director, Department of Consumer Affairs, Supervisor Trapnell moved that the Board concur in the recommendation of staff and authorize the Chairman to send the letter contained in the Memorandum to the Board dated November 20, 1995 that conveys the County's support and concerns regarding pending federal telecommunications legislation. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

Supervisor Dix asked unanimous consent that the Board direct staff to send a courtesy copy of the letter to the National Association of Counties (NACo). Without objection, it was so ordered.

16. **A-6 - APPLICATION OF COMMONWEALTH GAS SERVICES, INCORPORATED FOR A GENERAL INCREASE IN NATURAL GAS RATES, SCC CASE NUMBER PUE950033** (Tape 3)

Supervisor Bulova moved that the Board concur in the recommendation of staff and authorize the Department of Consumer Affairs and the County Attorney's Office to file testimony, on the Board's behalf, regarding the application of Commonwealth Gas Services, Incorporated for a general increase in natural gas rates, State Corporation Commission (SCC) Case Number PUE950033. This motion was seconded by Supervisor Alexander.

Following a lengthy discussion, with input from Ronald B. Mallard, Director, Department of Consumer Affairs, Supervisor Alexander moved to call the question. The second to this motion was inaudible.

Following further discussion, Supervisor Berger moved that the Board defer this item until the next meeting. The second to this motion was inaudible.

Supervisor Alexander withdrew his motion to call the question.

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board defer its decision on this item until later in the day. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

(NOTE: Later in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#88.)

17. **A-7 - ACCEPTANCE OF FINDINGS AND RECOMMENDATIONS IN CONSULTANT'S REPORT FOR CABLE TELEVISION RATES AND CHARGES OF MEDIA GENERAL CABLE OF FAIRFAX, INCORPORATED FOR THE PERIOD BEGINNING JULY 15, 1994 (COUNTYWIDE)** (Tape 3)

Following discussion, with input from William J. Leidinger, County Executive; Ronald B. Mallard, Director, Department of Consumer Affairs; and James R. Hobson, Representative, Donelan, Cleary, Wood, and Maser; Supervisor Bulova moved that the Board concur in the recommendation of staff and accept Media General Cable of Fairfax, Incorporated's (MGC) cable television rates and charges for the period beginning July 15, 1994, by taking the following actions:

- Accept the consultant's report dated October 30, 1995 entitled "Basic Cable Service and Equipment Charges Effective July 15, 1994," Contract Number RQ 40097521, covering the second rate period beginning July 15, 1994;
- Find that MGC's basic service rate of \$10.44 monthly, for the second rate period beginning July 15, 1994, is reasonable;
- Find that MGC's equipment and installation rates for the period beginning July 15, 1994 are reasonable; and
- Find that the findings in Numbers two and three are made subject to the outcome of MGC's appeal of the Board's October 1994 order and the County's October 1993 Cable Programming Service complaint, both pending at the Federal Communications Commission (FCC).

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

18. **A-8 - ACCEPTANCE OF FINDINGS AND RECOMMENDATIONS IN CONSULTANT'S REPORT FOR CABLE TELEVISION RATES AND CHARGES OF WARNER CABLE COMMUNICATIONS OF RESTON FOR THE PERIOD BEGINNING JULY 15, 1994 (HUNTER MILL DISTRICT)** (Tape 3)

Following discussion, with input from Ronald B. Mallard, Director, Department of Consumer Affairs, Supervisor Dix moved that the Board concur in the recommendation of staff and accept Warner Cable Communications of Reston (WCCR) cable television rates and charges for the period beginning July 15, 1994, by taking the following actions:

- Accept the consultant's report dated October 30, 1995 entitled "Basic Cable Service and Equipment Charges Effective July 15, 1994," Contract Number RQ 40097521, covering the second rate period beginning July 15, 1994;
- Find that WCCR's basic service rate of \$11.61 monthly, for the second rate period beginning July 15, 1994, is reasonable;
- Find that WCCR's equipment and installation rates for the period beginning July 15, 1994 are reasonable; and
- Find that the findings in Numbers two and three are made subject to the outcome of the Federal Communications Commission (FCC) decision on WCCR's Programming Service tier rate.

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

19. **A-9 - DISCLOSURE AGREEMENT RELATED TO THE ISSUANCE OF BONDS BY THE UPPER OCCOQUAN SEWAGE AUTHORITY (SULLY DISTRICT)**
(Tape 3)

On motion of Supervisor Frey, seconded by Supervisor Berger, and carried by a vote of nine, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and:

- Approved the Disclosure Agreement related to the issuance of bonds by the Upper Occoquan Sewage Authority (UOSA); and
- Authorized the Chairman to execute the Agreement on behalf of the Board in substantially the form presented.

20. **A-10 - ENDORSEMENT OF ARCHITECTURAL REVIEW BOARD AND HISTORY COMMISSION COMMENTS ON THE NOMINATION OF CERTAIN PORTIONS OF FORT BELVOIR FOR LISTING ON THE NATIONAL REGISTER OF HISTORIC PLACES** (Tape 3)

On motion of Supervisor Hyland, the second to which was inaudible, and carried by a vote of nine, Supervisor Alexander being out of the room, the Board concurred in the recommendation of staff and:

- Endorsed the Architectural Review Board (ARB) and History Commission comments on the nomination of certain portions of Fort Belvoir for listing on the National Register of Historic Places; and
- Directed staff to forward such comments to the Commonwealth of Virginia, Department of Historic Resources.

AR:ar

21. **C-1 - ESTABLISHMENT OF A COMMERCIAL REVITALIZATION STREET LIGHT DEMONSTRATION PROJECT TO EVALUATE ACORN STREET LIGHTS (MASON, LEE, AND MOUNT VERNON DISTRICTS)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 presenting the staff's evaluation of the following items related to the utilization of the acorn street light, on an experimental basis, as part of the streetscape programs developed for designated Commercial Revitalization Program (CRP) areas:

- Develop a Policy for the Board's adoption;
- Provide estimates of the cost involved; and
- Develop a demonstration project for these fixtures in the CRP areas or in one designated area to determine if this is a viable alternative.

Supervisor Trapnell moved that the Board accept the pilot projects as enumerated on page 71 of the Memorandum to the Board. This motion was seconded by Supervisor Bulova.

Following discussion, with input from John W. di Zerega, Director, Department of Public Works, Supervisor Trapnell restated her motion by stating that the Board accepts the pilot projects with the modification that all will be sodium vapor lights.

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

22. **I-1 - FAIRFAX COUNTY BUSINESSES RECEIVING THE SILVER PLATTER AWARD** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 announcing that the Health Department's Division of Environmental Health presented the Silver Platter Award to 47 food service facilities in Fairfax County. This award was to recognize businesses demonstrating excellence in sanitation and food safety.

23. **I-2 - BUDGET AND ECONOMIC FORUM: FAIRFAX COUNTY BOARD OF SUPERVISORS AND THE FAIRFAX COUNTY SCHOOL BOARD** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to proceed with all of the necessary arrangements to conduct the Budget and Economic Forum on December 5, 1995.

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

24. **I-3 - ASSESSMENT OF PERSONAL PROPERTY TAXES ON VEHICLES**
(Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 presenting the staff report on the consequences of establishing a ceiling on the assessment of motor vehicles.

25. **I-4 - STATUS OF REPORT ON CENTRAL INFORMATION TELEPHONE (CIT) OPERATIONS FOR THE DEPARTMENT OF TAX ADMINISTRATION** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 presenting a Status Report on the Central Information Telephone (CIT) Operations for the Department of Tax Administration.

Following discussion, with input from Kevin C. Greenlief, Director, Department of Tax Administration, Supervisor Hyland asked unanimous consent that the Board direct staff to respond with the number of calls received per day into the CIT Operations Center. Without objection, it was so ordered.

26. **I-5 - STATUS OF THE COMMUNITY CORRECTIONS RESOURCES BOARD (CCRB)** (Tape 4)

(BACs)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 presenting the Status of the Community Corrections Resources Board.

Following discussion, with input from David P. Bobzien, County Attorney, Supervisor Connolly asked unanimous consent that the Board direct staff to provide detailed information outlining the present functions of the Criminal Justice Advisory Board (CJAB). Without objection, it was so ordered.

27. **I-6 - AWARD OF FUNDS FROM THE VIRGINIA STATE POLICE UNDER THEIR "HELP ELIMINATE AUTO THEFT" (HEAT) PROGRAM** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for the Police Department to use the money from the HEAT grant to purchase:

- Eight raid jackets;
- Four 35mm cameras; and
- Seven polaroid cameras to be used in the conduct of auto theft investigations.

The staff was directed administratively to proceed as proposed.

28. **I-7 - HAZARDOUS MATERIALS CROSSING THE OCCOQUAN (SPRINGFIELD, SULLY, AND MOUNT VERNON DISTRICTS)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 presenting the staff report summarizing research on other areas of the country regarding bridges across reservoirs, and whether hazardous materials are prohibited.

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to provide a set of the enlarged maps to each Board Member. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

29. **I-8 - PARTICIPATION BY FAIRFAX COUNTY IN A REGIONAL AND LOCAL FAIR HOUSING PLAN** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to execute a letter of agreement with the Metropolitan Washington Council of Governments (COG) indicating that Fairfax County will participate in a regional and local fair housing plan to be contracted through COG. Should the COG proposal fail to be implemented, the Department of Housing and Community Development (HCD) staff will proceed to contract services for the preparation a fair housing plan for Fairfax County in accordance with federal regulations.

Following a query from Supervisor Trapnell, the staff was directed administratively to proceed as proposed.

30. **I-9 - AWARD OF CONTRACT - HOLMES RUN PUMPING STATION REHABILITATION (MASON DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to award a contract to Norair Engineering Corporation in the amount of \$523,460 for the construction of improvements to the existing Holmes Run Pumping Station, Project X00906, Sewer Line Enlargements, Subfund 524, Sewer Bond Extension and Improvements.

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

31. **I-10 - AWARD OF CONTRACT - HOMEWOOD SUBDIVISION SANITARY SEWER EXTENSION AND IMPROVEMENT (SPRINGFIELD DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated

November 20, 1995 requesting authorization for staff to:

- Award a contract to Minority Enterprises, Incorporated, in the amount of \$551,813 for the construction of Homewood Subdivision Sanitary Sewer Extension and Improvement, Project X00822, Extension Projects FY92, Subfund 524, Sewer Bond Extension and Improvements; and
- Reallocate funds as outlined in the Memorandum to the Board dated November 20, 1995.

The staff was directed administratively to proceed as proposed.

32. **I-11 - CONTRACT RENEWAL - ANNUAL CONTRACT FOR TRAFFIC SIGNAL DESIGN SERVICES (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to award a contract to Frederic R. Harris, Incorporated, in the amount of \$100,000 for provision of traffic signal design services on County projects for calendar year 1996.

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

33. **I-12 - CONTRACT RENEWAL - ANNUAL CONTRACT FOR GEOTECHNICAL ENGINEERING SERVICES (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to award a contract to Law Engineering, Incorporated, in the amount of \$200,000 for provision of geotechnical engineering services on County projects for calendar year 1996.

The staff was directed administratively to proceed as proposed.

34. **I-13 - ARCHITECTURAL CONTRACT AWARD TO GRIMM AND PARKER, P.C., FOR THE DESIGN OF THE ADULT CARE RESIDENCE (SULLY DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to award a contract to Grimm and Parker, P.C., in the amount of \$320,423 for design of the Adult Care Residence, Project 90A005, Subfund 471, County Bond Construction.

Supervisor Frey noted, for the record, that Stevenson Street is only a “proposed” location pending completion of the entire zoning process and final approval of that location by the Board.

The staff was directed administratively to proceed as proposed.

35. **I-14 - AWARD OF A STREETScape DESIGN CONTRACT FOR THE**

SPRINGFIELD STREETScape PHASE I PROJECT (LEE DISTRICT) (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to award a contract to Lewis, Scully, Gionet, Incorporated, in the amount of \$66,170 for the preparation of 50 percent design plans for the streetscape improvements of Project 008903, Springfield Streetscape Phase I, Subfund 489, Commercial Revitalization Program (CRP).

The staff was directed administratively to proceed as proposed.

36. **I-15 - AWARD OF CONTRACT - INTEGRATED SEWER SYSTEM SPECIAL PROJECTS BASIC ORDERING AGREEMENT (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to award a contract to Greeley and Hansen in the amount of \$250,000 per year, for a period not to exceed three years, for consulting engineering services needed periodically for the County's Integrated Sewer System.

The staff was directed administratively to proceed as proposed.

37. **I-16 - AWARD OF CONTRACT - PROFESSIONAL SERVICES FOR ARCHITECTURAL AND RELATED MECHANICAL, ELECTRICAL AND PLUMBING ENGINEERING SERVICES** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to award a primary contract to The Weihe Partnership and a secondary contract to Settles and Associates, Incorporated, for professional services for architectural and related mechanical, electrical and plumbing engineering services to support primarily interior and minor renovations and reconfigurations in County facilities.

Following a query from Chairman Hanley and input from Fred K. Kramer, Director, Department of General Services, the staff was directed administratively to proceed as proposed.

38. **I-17 - AWARD OF CONTRACT - ANNUAL CONTRACT FOR CONSTRUCTION OF SIDEWALKS, CURB AND GUTTERS, DRIVEWAYS, SLURRY SEALING, ASPHALT AND OTHER MISCELLANEOUS ITEMS** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated November 20, 1995 requesting authorization for staff to award a contract to C & F Construction Company in the amount of \$415,290 for construction of sidewalks, curb and gutters, driveways, slurry sealing, asphalt and other miscellaneous items, Contract CN26001, for various capital construction projects administered by the Department of Public Works.

The staff was directed administratively to proceed as proposed.

BOARD MATTERS39. **URBAN PARTNERSHIP** (Tape 4)

Chairman Hanley called the Board's attention to a letter she recently received from the Urban Partnership requesting \$5,000 for additional financial support.

Following discussion, Supervisor Dix moved that the Board authorize the Chairman to correspond directly to the principals of the Urban Partnership and decline any further financial participation from the Board at this time. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

40. **COMMUNITY WORK PROJECT PROGRAM** (Tape 4)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board refer a letter from the Community Work Project Program to the County Executive for his recommendation. Without objection, it was so ordered.

41. **TENANT LANDLORD COMMISSION** (Tape 4)

(BACs)

Chairman Hanley referred to a letter from the Tenant Landlord Commission indicating its support of the amendments presently being proposed by the Virginia Department of Housing and Community Development regarding the Uniform Statewide Building Code. She asked unanimous consent that the Board refer this letter to the Legislative Subcommittee for its next meeting on December 1, 1995. Without objection, it was so ordered.

Vice-Chairman Dix noted that the public hearing on the entire Legislative Package is scheduled for December 4, 1995.

42. **ESTABLISHMENT OF AN INDEPENDENT EDUCATIONAL TECHNOLOGY FUND** (Tape 4)

With reference to the establishment of an Independent Educational Technology Fund, Chairman Hanley asked unanimous consent that the Board direct staff to determine what the Board can do to assist the School Division and the Education Foundation in establishing such a fund and what, if anything, needs to be done legislatively on the local and Statewide level as well. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

CM:cm

43. **APPOINTMENT TO THE TASK FORCE ON COUNTY REVENUES AND EXPENDITURES (CREX)** (Tape 5)

(APPT)

Supervisor Dix announced that the Hunter Mill District Representative to the Task Force on County Revenues and Expenditures (CREX) resigned and moved the appointment of Mr. Richard Thorsey to fill the unexpired term of Mr. Michael Nadolski. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Frey being out of the room.

44. **ELECTION OF STUDENT REPRESENTATIVES TO THE RESTON COMMUNITY CENTER (RCC) BOARD OF GOVERNORS** (Tape 5)

(APPT)

Supervisor Dix announced that the Reston Community Center (RCC) Board of Governors has forwarded the nominations of two student members to the RCC Board and moved that the Board confirm the appointments of:

- Ms. Dayo Boyd; and
- Ms. Morgan MacGregor.

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

45. **EXPEDITED AND CONCURRENT PROCESSING OF RESTON LAND CORPORATION TOWN CENTER CONCEPT PLANS** (Tape 5)

Supervisor Dix stated that Reston Land Corporation has requested assistance in securing expedited processing for several upcoming Town Center Concept Plans, as well as concurrent processing of the associated Site Plans. The relevant parcels are known as Reston Sections 935 and 937, which are located north of the Dulles Access/Toll Road and immediately west of the Fairfax County Parkway. These parcels have already been rezoned and are approved for retail, residential and commercial development. Reston Land is pursuing a hotel and associated uses on Section 935 and a retail project within Section 937. These properties are contiguous to the future Young Men's Christian Association (YMCA) project.

Supervisor Dix stated that he has been working with Reston Land, encouraging the acceleration of their transportation proffer commitments under the Town Center proffers, including contributing to a critical link in the Fairfax County Parkway--that section leading

from Sunset Hills Road to Baron Cameron Avenue. The sooner these projects can be reviewed and evaluated by the County staff and the Board, the closer Reston Land will be to fulfilling their proffer commitments.

Supervisor Dix therefore moved that the Board:

- Direct staff to expedite review of the Town Center concept Plans and associated Special Exception Application for Sections 935 and 937; and
- Direct staff and the Department of Environmental Management to concurrently process these zoning cases (the Town Center Concept Plans and Special Exception Application) and the PRC and final Site Plans for Sections 935 and 937.

Supervisor Dix stated that this motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations or adopted standards, and do not prejudice the consideration of the land use applications in any way.

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

46. **THE ENVIRONMENTAL PROTECTION AGENCY'S (EPA) NATIONAL LOW EMISSIONS VEHICLE PROGRAM** (Tape 5)

Supervisor Dix stated that recently the Environmental Protection Agency (EPA) has proposed regulations to establish a national low emissions vehicle program. Under these regulations auto manufacturers can choose to voluntarily comply with the restricted tail pipe standards for cars and light duty trucks.

Supervisor Dix stated that the Ozone Transport Commission has made a recommendation to EPA that the thirteen member jurisdiction to the Ozone Transport area be required to have low emission vehicles at the front of their air quality attainment plans. He stated that the advent of a 49 state low emission vehicle will go a long ways toward reaching a compromised agreement that can help the area meet its goal in air quality attainment while not discriminating against certain geographical areas of the country. The County can achieve almost 90 percent of the reductions of the California cars through this process by using available gasoline that is in the market today.

Supervisor Dix moved that the Board go on record in writing to the EPA Region Three Administrator supporting the National Low Emissions Vehicle Program as a means by which the County moves toward achieving its air quality goals to the Metropolitan Washington Region. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

47. **BLUE PLAINS AGREEMENT** (Tape 5)

Supervisor Dix stated that as a follow-up to the last Board Meeting relative to the Blue Plains Agreement, the Board is on record in opposition to the current proposal to establish an authority under the District of Columbia (D.C.) Legislation that would be a ten member body, six members from the District and four from the suburban jurisdictions. The D.C. City Council will hear the second reading on the proposed legislation on December 5, 1995.

Supervisor Dix stated that is important for the Board to continue to give guidance to staff as common ground is sought on this matter. This is difficult because the District has the authority under law to proceed with this legislation. There are proposals that discuss concurrence requirements as they relate to certain matters.

Supervisor Dix asked unanimous consent that the Board concur in a direction to:

- Seek concurrence on all major policy issues including labor agreements, the hiring of a general manager, the issuance of debt, all major policy items; and
- Request that legislation include a concurrence requirement from both the District and the suburban jurisdictions that are participating in this exercise.

Supervisor Dix stated that there does appear in the D.C. Legislation a discussion about a study that would look at privatization of both the operation and maintenance of a facility as well as perhaps the acquisition of the facility. Originally proposed as a one year study, there is an amendment to the legislation that now confines that time limit to six months. It is important for the County to continue to encourage discussions of privatization that meet the operations and maintenance of the facility.

Supervisor Dix amended his request to ask unanimous consent that the Board also direct the County Attorney to provide a legal ruling on what the County's obligation would be should this authority issue debt and whether or not there would be any impact on the full faith and credit of Fairfax County or its debt capacity or any of those kinds of issues.

Supervisor Dix pointed out that current legislation grants the District collective authority over collective bargaining rights and provides them the option of adopting authority benefits programs and gives them full authority over the Authority's budget. He noted that in the past, dollars have been taken from the reserve that have accrued in the enterprise fund for this operation including transfers to the general fund for other operations in the District of Columbia.

Following further discussion, the request, as amended, was so ordered.

(NOTE: Later in the meeting, this issue was revisited. See Clerk's Summary Item CL#75.)

48. **FISCAL YEAR (FY) 1997 FAIRFAX COUNTY BUDGET** (Tape 5)

Supervisor Dix stated his belief that most of the Board Members have received a briefing from staff related to the current status of revenue and expense projections and the corresponding deficit that is presently being forecast for the Fiscal Year (FY) 1997 Fairfax County budget. That forecasted deficit which currently is being projected in the range of \$125 to \$150 million does not include the full amounts recently put forth by the school division regarding their FY 1997 funding request. These numbers will obviously present significant challenges to the Board as it seeks to reconfirm budget priorities while being faced with difficult choices.

In view of these challenges, Supervisor Dix moved that the Board:

- Direct the County Executive to immediately implement a hiring freeze with the exception of essential public safety personnel; and
- Direct staff to provide Board Members with a weekly update on the work force status, including a listing of those hires which were deemed to be essential public safety personnel.

This motion was seconded by Supervisor Connolly.

Chairman Hanley asked to amend the motion to delete the words “public safety” in both bullets, and this was accepted.

Supervisor Alexander stated that there is an ongoing program of recruit schools for firefighters and police officers and it should be made clear that this motion will not impact the rookie and recruit schools for both firefighters and police officers, and this was accepted.

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

Supervisor Dix further moved that in preparation for budget deliberations and Budget Subcommittee work sessions, that the Board direct staff to require that department heads and agency directors be prepared to make presentations on their respective budget requests which include performance based analysis of the work program and a categorization of activities in that work program which are mandated (and to what level of service) versus those activities which are not mandated. This motion was seconded by Supervisor Berger.

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

Supervisor Dix moved that the Board direct staff to advise, in writing, all presently funded contributory agencies that they will be required to submit a written request for funding in the FY 1997 budget which provides information which includes but is not limited to:

1. A description of the organizations' present and past work program, including a performance based analysis of the impact and results attributed to that work program.
2. The present local, state and federal tax status of the organization.
3. The total annual funding which the agency receives and an itemization of the amount and source of that funding (including local, state, and federal, along with private sources, which includes foundations, corporations, etc.) .

Additionally, Supervisor Dix moved that the Board direct staff to provide to the Board a complete history of funding from Fairfax County for any organization which submits a written request for funding as a contributory agency as a part of Fairfax County's FY 1997 budget. This motion was seconded by Supervisor Trapnell.

Following discussion, with input from Mr. Leidinger, Supervisor Dix amended the motion to modify the language in Number 1 to include a time frame of the previous years work program.

Following further discussion, Supervisor Bulova asked to amend the motion to add a Number Four to read as follows: "An evaluation of a contributories' adherence to the Board's adopted benchmarks," and this was accepted.

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

PMH:pmh

49. **AUTHORIZATION FOR OUT-OF-TURN PLAN AMENDMENT** (Tape 6)

Supervisor Bulova noted that infill development is very difficult and must be handled in as sensitive a manner as possible. She said that sometimes fine tuning becomes necessary to provide assurances to adjacent neighbors that future development will not have too great an impact on their quality of life.

Supervisor Bulova pointed out that in Braddock District there are several parcels off Braddock Road near the State Police Headquarters. The potential development of these parcels is causing concern for the residents of the Briarwood Subdivision. To allay their concerns, Supervisor Bulova has agreed to add language to the Plan that better defines how development should occur and how access would be provided.

Supervisor Bulova moved that the Board direct staff to work with her office to develop Plan language for parcels 69-1((1))29 through 40B. She added that the public hearing before the

Planning Commission should be held in March 1996 or sooner if possible and the public hearing before the Board should be scheduled as soon as possible after that. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

50. **COMPUTERS FOR THE SENIOR CENTERS** (Tape 6)

Supervisor Bulova said that she talked with a constituent who attends the Wakefield Senior Center which is operated by the Department of Community and Recreation Services. He asked about the possibility of obtaining some computers to be used in a learning lab environment in the senior centers.

Supervisor Bulova moved that the Board direct staff to work with the Department of Community and Recreation Services on the feasibility of placing retired computers that are 286's or better in learning labs at each community center and senior center for use by residents. This motion was seconded by Chairman Hanley.

Following discussion, Supervisor Hyland asked to amend the motion to direct staff to request the Fairfax County Chamber of Commerce and local businesses to consider helping with this effort, and this was accepted.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Bulova amended the motion to direct staff to determine if there are computers that are not needed by the School System that may be used by the Senior Centers, and this was accepted.

Supervisor Dix pointed out that teen centers and disadvantaged areas in the County were trying to get access to technical equipment. He added that a strategy was needed to cross the various spectrums of age groups and how to address this issue.

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

51. **SURPLUS SCHOOL SITES** (Tape 6)

Supervisor Berger stated that on January 23, 1995, the Board authorized a Subcommittee to consider the sale of surplus public school property in a way that would permit the Schools to retain the proceeds from the sale of surplus property for School improvements.

Shortly thereafter, Delegate Vincent Callahan introduced legislation in the General Assembly to provide enabling authority for this procedure. That legislation was enacted by the General Assembly, and the Board Subcommittee, composed of Chairman Hanley and Supervisor Berger, has met with appropriate representatives of the School Board on this subject.

Supervisor Berger moved that the Board agree, as a matter of Policy, to dispose of surplus School property that is not needed for other County purposes in accordance with the 1995 amendments to the *Code of Virginia* Section 22.1-129. Specifically, he moved that the surplus property be disposed of in this manner:

- The School Board develops a list of potential surplus properties;
- The School Board conducts a public hearing on the properties on the list;
- The School Board approves the proposed surplus property dispositions and forwards those proposed dispositions to the Board of Supervisors for approval;
- The Board of Supervisors acts on the proposed surplus property dispositions;
- The School Board sells properties that were approved for sale by the Board;
- The School Board deposits the proceeds of the sales in a capital improvement fund; and
- The Board appropriates funds from the Capital Improvement Fund to the School Board for new school construction, school renovations and major school maintenance projects.

Supervisor Berger further moved that the Board request the School Board to review its properties to determine if any may be considered as surplus under this new procedure. He said that it is his understanding that the Dead Run School Site may be surplus to the needs of the Schools.

Supervisor Berger moved that the Board request the School Board to begin the procedure with the Dead Run Site and such other sites as the School Board may deem appropriate. This motion was seconded by Supervisor Trapnell.

Following discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked to amend the motion to delete the phrase "and such other sites," and this was accepted.

The question was called on the motion, 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.

52. **ENVIRONMENTAL PROTECTION AGENCY (EPA) - REDUCTION OF AIR EMISSION FROM MUNICIPAL WASTE BURNERS** (Tape 6)

Supervisor Berger said that the Environmental Protection Agency (EPA) and the environmental groups have reached a legal settlement regarding reducing air emission from

municipal waste burners. The new standards will allegedly improve upon EPA's 1991 version by requiring sources to control cadmium, lead, and mercury as well as dioxin and other air toxicities.

Supervisor Berger said that the Board needs to know if the County is one of the 130 municipal waste burners involved and if so, what equipment additions will be required and an approximation of the cost.

Therefore, Supervisor Berger moved that the Board direct staff to prepare an Information Item for the Board as expeditiously as possible. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

53. **REQUESTS FOR FAIRFAX COUNTY SAFETY AND RESCUE SERVICES**
(Tape 6)

Supervisor Berger said that Fairfax County recently sent two emergency medical units, comprised of three people per unit and a supervisor, to the Million Man March in Washington, D.C. He noted that Fairfax County was not compensated for this.

Supervisor Berger moved that the Board direct the County Executive to consult with the Board whenever there is a request for County safety and rescue services to be present outside of the County unless it falls under The Mutual Aid Act. This motion was seconded by Supervisor Dix.

(NOTE: Supervisor Berger had to leave the Board Auditorium to respond to an important telephone call.)

Following discussion, with input from Glenn A. Gaines, Chief, Fire and Rescue Department, Supervisor Connolly moved to table this matter. This motion was seconded by Supervisor Bulova and **CARRIED** by a recorded vote of seven, Supervisor Dix voting "NAY," Supervisor Berger and Supervisor McConnell being out of the room.

54. **EXTENSION OF REVIEW TIME FOR PUBLIC FACILITIES APPLICATION 456-D94-11** (Tape 6)

On behalf of Supervisor Berger, Supervisor Trapnell stated that on November 2, 1995 the Planning Commission deferred the decision on Public Facilities Application 456-D94-11 by the American Personal Communications to construct a telecommunications base station at 798 Dolley Madison Boulevard. To accommodate the additional review time required for this Application, Supervisor Trapnell moved that the Board extend the application review period for Public Facilities Application 456-D94-11 until June 30, 1996. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Berger and Supervisor McConnell being out of the room.

55. **EXTENSION OF REVIEW TIME FOR PUBLIC FACILITIES APPLICATION 456-D95-22** (Tape 6)

On behalf of Supervisor Berger, Supervisor Trapnell said that on September 21, 1995 the Planning Commission deferred the decision on Public Facilities Application 456-D95-22 by the American Personal Communications to construct a telecommunications base station at the site of the future Wolf Trap Fire Station Number 43 located at 9501 Leesburg Pike. To accommodate the additional review time required for this application, Supervisor Trapnell moved that the Board extend the application review period for Public Facilities Application 456-D95-22 until July 31, 1996. This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Berger and Supervisor McConnell being out of the room.

56. **SIMULTANEOUS PROCESSING OF THE PRELIMINARY AND FINAL SUBDIVISION PLANS FOR REZONING APPLICATION RZ 95-P-002** (Tape 6)

Supervisor Connolly noted that the Board approved Rezoning Application RZ 95-P-002 on October 30, 1995.

Supervisor Connolly moved that the Board direct the Director of the Department of Environmental Management (DEM) to:

- Simultaneously process the Preliminary and Final Subdivision Plans for Rezoning Application RZ 95-P-002; and
- Modify the Public Facilities Manual (PFM) requirement for a minimum public street centerline radius from 260.44 feet to 200 feet.

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

57. **SCHEDULING OF REZONING APPLICATION RZ 95-P-039 AND SPECIAL EXCEPTION APPLICATION SE 95-P-049** (Tape 6)

Supervisor Connolly said that Greenstar II L.P. - Jefferson Park has filed Rezoning and Special Exception Applications for approximately 19 acres which is located east of Gallows Road and west of Interstate 495 immediately south of Gatehouse Road. The applicant has been working with staff to resolve the outstanding issues. The applicant has requested a deferral of the currently scheduled Planning Commission public hearing.

Supervisor Connolly moved that the Board direct staff to schedule a public hearing on Rezoning Application RZ 95-P-039 and Special Exception Application SE 95-P-049 to be held before the Board on **January 22, 1996 at 4:00 p.m.** This motion was seconded by Supervisor Trapnell and carried by a vote of eight, Supervisor Berger and Supervisor McConnell being out of the room.

58. **REQUEST TO ACCEPT THE PRELIMINARY PLANS FOR SIMULTANEOUS**

PROCESSING WITH THE SITE PLANS FOR PROFFERED CONDITION AMENDMENT APPLICATION PCA 82-P-069-8, CONCEPTUAL DEVELOPMENT PLAN AMENDMENT APPLICATION CDPA 82-P-069-6, FINAL DEVELOPMENT PLAN APPLICATION FDPA 82-P-069-2-1 AND SPECIAL EXCEPTION APPLICATION SE 95-Y-033 (Tape 6)

Supervisor Frey said that at the last meeting, the Board approved several zoning actions filed by TRW in the Fair Lakes Planned Development Community. On behalf of TRW, Supervisor Frey moved that the Board authorize the Director of the Department of Environmental Management (DEM) to accept the Preliminary Plans for simultaneous processing with the Site Plans for Proffered Condition Amendment Application PCA 82-P-069-8, Conceptual Development Plan Amendment Application CDPA 82-P-069-6, Final Development Plan Application FDPA 82-P-069-2-1 and Special Exception Application SE 95-Y-033. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Berger and Supervisor McConnell being out of the room.

59. **CENTREVILLE HIGH SCHOOL GIRLS' CROSS COUNTRY TEAM** (Tape 6)

Supervisor Frey said that on November 11, 1995 the Centreville High School Girls' Cross Country team ended their perfect season by capturing the Virginia Group AAA State Championship at the Great Meadows course in the Plains, Virginia. In addition to their local, regional and state accomplishments, they have been ranked 10th nationally in the *USA Today* newspaper sports section.

Therefore, Supervisor Frey moved that the Board direct staff to invite Coach Mike Dobson and the Centreville High School Girls' Cross Country Team to appear before the Board to receive their due recognition. This motion, the second to which was inaudible, carried by a vote of eight, Supervisor Berger and Supervisor McConnell being out of the room.

60. **CHANTILLY CHARGERS PLAY FOR NORTHERN VIRGINIA DISTRICT CHAMPIONSHIP** (Tape 6)

Supervisor Frey announced that the Chantilly Chargers are moving onto the Northern Virginia District Championship. He added that they would be playing Lake Braddock High School for the Championship.

Supervisor Frey issued a challenge to host Supervisor Sharon Bulova, Braddock District - that the losing Supervisor treat the winning Supervisor to lunch. Supervisor Bulova accepted the challenge.

NV:nv

61. **RECOGNITION OF MARY GORMLEY, PRESIDENT OF THE VIRGINIA CONGRESS OF PARENTS AND TEACHERS** (Tape 7)

Supervisor Trapnell announced that on Saturday, November 4, 1995, in Richmond, Virginia, Ms. Mary Gormley, a Mason District resident, was elected President of the Virginia Congress of Parents and Teachers (Virginia PTA) during the Association's annual convention. Accordingly, she asked unanimous consent that the Board direct staff to invite Ms. Gormley to appear before the Board on December 4, 1995 to be recognized for this outstanding achievement. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Berger and Supervisor McConnell being out of the room.

62. **SPECIAL EXCEPTION AMENDMENT APPLICATION FOR SCHOOL FOR CONTEMPORARY EDUCATION** (Tape 7)

Supervisor Trapnell stated that the School for Contemporary Education, a small, non-profit facility providing special education and related services for children ages two through 21, is preparing a minor Special Exception Amendment Application in the Mason District. The Application is a request to permit an existing residential structure on the property to be occupied by the school staff for office and administrative purposes. The School has been providing services to residents of the County for more than 30 years.

Based on the non-profit nature of this use and the very limited scope of the Special Exception Application, Supervisor Trapnell moved that the Board direct staff to:

- Waive the filing fees for the Special Exception Amendment Application;
- Expedite the review and processing of this application; and
- Concurrently process the applicable Site Plans and building permits.

The second to this motion was inaudible.

Following discussion, with input from David P. Bobzien, County Attorney, regarding the legality of this fee waiver, the question was called on the motion which carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

63. **SUNRISE OPTIMIST CLUB REQUESTS PROCLAMATION AND RECOGNITION FOR YOUTH APPRECIATION WEEK NOVEMBER 26-DECEMBER 2, 1995** (Tape 7)

Supervisor Hyland noted that the Sunrise Optimist Club of Alexandria will be honoring outstanding students and their faculty advisors who are participating in vocational

programs at Mount Vernon High School, West Potomac High School, and Thomas Edison High School at an awards ceremony to be held at the Belle Haven Country Club on Tuesday, November 28, 1995.

Accordingly, Supervisor Hyland asked unanimous consent that the Board direct staff to issue an appropriate Proclamation in recognition of this event to be presented to each of the young people at the Optimist Club presentation in recognition of Youth Appreciation Week November 26-December 2, 1995. Without objection, it was so ordered.

64. **FEE WAIVER AND EXPEDITED PROCESSING FOR GUM SPRINGS COMMUNITY DEVELOPMENT CORPORATION** (Tape 7)

Supervisor Hyland explained that at the end of last year the Gum Springs Community Development Corporation (GSCDC), a non-profit organization which serves low-income, unemployed and senior populations on both sides of the Route One corridor, moved to a new location at 7704 Richmond Highway. The office building is located in a shopping center in Lee District. After the move, because of the renovation of the community center in the Gum Springs Community, staff determined that a Special Exception Application was necessary for the uses planned for this new space by the organization. County staff has been working with the GSCDC to correct the oversight.

Accordingly, Supervisor Hyland, in concert with Supervisor Alexander, moved that the Board direct staff to:

- Waive all fees associated with this Special Exception Application; and
- Expedite the process to include concurrent Site Plan processing as required.

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

65. **1995 ECOLODAY** (Tape 7)

Supervisor Hyland stated that with the Faxfair Corporation once again as the coordinator, the third annual Ecoloday event was successfully held at the Government Center on October 7, 1995. He noted that despite many other competing events, Ecoloday had record attendance of approximately 10,000 persons (up from 8,000 in 1994) who viewed 82 exhibits.

Supervisor Hyland moved that the Board request the Chairman to convey to the Faxfair Board the Board's support for continuing this important environmental event and endeavoring to expand the event to include health-related issues. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Supervisor Trapnell being out of the room.

66. **REQUEST FOR STATUS OF ROUTE ONE REVITALIZATION POLICY AND**

STUDIES (Tape 7)

In reference to the County's Policy on revitalization, Supervisor Hyland explained that recently he attended a meeting with the Virginia Department of Transportation (VDOT) regarding a Route One Corridor Study. Accordingly, Supervisor Hyland moved that the Board direct staff to:

- Provide the Board with a status of the Revitalization Policy, the Route One Market Study, and the Urban Design Study;
- Work with Supervisor Hyland, Supervisor Alexander, and the Southeast Fairfax Development Corporation in proceeding with these projects immediately; and
- Provide a response, including a time line to completion, to the Board at its meeting scheduled for December 4, 1995.

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

67. **WAIVER OF FEES FOR AMERICAN HORTICULTURAL SOCIETY SPECIAL EXCEPTION AMENDMENT APPLICATION** (Tape 7)

Supervisor Hyland explained that the American Horticultural Society (AHS), a non-profit organization, in accordance with Provision 21 of the development conditions contained in Special Exception Amendment Application SEA 79-V-073-02, has written to the Zoning Administrator requesting a three-year extension of their Special Exception Amendment. This provision permits the AHS to obtain the administrative approval of the Zoning Administrator for three-year extensions of this Application provided that all uses are in conformance with all conditions contained therein.

Supervisor Hyland moved that the Board direct staff to waive the application fee covering the request for extension of the AHS's Special Exception Amendment Application. This motion was seconded by Supervisor Trapnell and carried by a vote of eight, Supervisor Dix and Supervisor McConnell being out of the room.

68. **RECOGNITION OF JOAN DOYLE OF MAGNACOM COMMUNICATION CORPORATION** (Tape 7)

Supervisor McConnell explained that in August 1994, Master Police Officer (MPO) Timothy Wackett at the West Springfield District Station developed an idea to network facsimile machines between local businesses and the Police Department to disseminate information relating to crime trends. The original network relied on a small personal computer and

required over six hours to send each bulletin to the growing number of local participating businesses. This network called FASTFAX shortly resulted in the first arrest due to this information exchange and received national exposure from the media

Supervisor McConnell stated that Ms. Joan Doyle and Mr. Hal Crane of the Magnacom Communication Corporation contacted MPO Wackett and volunteered their services to fax broadcast all FASTFAX bulletins for all seven County Police Stations, the Criminal Investigations Bureau (CIB), and the police Public Information Office (PIO). Additionally, they agreed to supply all software, assist in the creation of databases, and provide all necessary training to operate this system, all without financial remuneration and solely as a gesture of commitment to support the Police Department.

Supervisor McConnell said that the FASTFAX network has grown from 100 to approximately 1000 participants Countywide, due largely to the support given by Magnacom. She noted that their generous donation has increased the efficiency of the Police Department at a savings of over \$25,000 to citizens of the County.

Accordingly, Supervisor McConnell moved that the Board direct staff to invite Joan Doyle, President, Magnacom Communication Corporation, to appear before the Board on December 4, 1995 to be recognized for her efforts. This motion was seconded jointly by Supervisor Bulova and Chairman Hanley and carried by a vote of nine, Supervisor Dix being out of the room.

69. **RECOGNITION OF BOB LOWERY FOR YEARS OF SERVICE TO JEFFERSON MANOR COMMUNITY** (Tape 7)

Supervisor Alexander moved that the Board direct staff to invite Mr. Bob Lowery to appear before the Board on December 11, 1995 to be recognized and to express public appreciation for his many years of service to the Jefferson Manor Community, Lee District, and the entire County. He noted that Mr. Lowery has served as past chairman of the Police Citizens Advisory Committee and the Transportation Safety Commission. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

70. **RECOGNITION OF BRIAN GORDON, STUDENT FROM ROBINSON SECONDARY SCHOOL** (Tape 7)

Supervisor McConnell recognized the presence of Brian Gordon, a student at Robinson Secondary School and son of Gerald Gordon, Executive Director, Economic Development Authority. Brian Gordon was spending the day with the Board as part of a marketing project. Chairman Hanley extended a warm welcome from the Board.

71. **RECESS/EXECUTIVE SESSION** (Tape 7)

At 1:05 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:

- District of Columbia Water and Sewer Authority Act of 1995;
- Consolidated Computer Taxes Cases: *Airline Pilots Association, et al., versus Fairfax County Board of Supervisors, et al.*, in the Fairfax County Circuit Court; and
- *Board of Supervisors of Powhatan County versus Reed's Landing Corporation*; Supreme Court of Virginia, Record Number 942142.

This motion was seconded by Supervisor Bulova.

Supervisor Hyland asked to amend the motion to include discussion of *McWilliams versus the Board of Supervisors*, and this was accepted.

Following input from David P. Bobzien, County Attorney, Chairman Hanley announced that the Board would convene Executive Session at 2:00 p.m.

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

SBE:sbe

At 4:05 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

ACTIONS FROM EXECUTIVE SESSION72. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 8)

Supervisor Bulova moved that the Board 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 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."

73. **SETTLEMENT OF MARIE TIDWELL VERSUS COUNTY OF FAIRFAX, ET AL., AT LAW NUMBER 138476** (Tape 8)

Supervisor Connolly moved that the Board authorize the settlement of Marie Tidwell versus County of Fairfax, et al., At Law Number 138476, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

74. **CLAIM OF JERRY MARSHALL FOR LEGAL EXPENSES** (Tape 8)

Supervisor Hyland moved that the Board of Supervisors accept the claim of Jerry Marshall for legal expenses as outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

75. **DISTRICT OF COLUMBIA (D.C.) WATER AND SEWER AUTHORITY ACT OF 1995** (Tape 8)

(NOTE: Earlier in the meeting, this issue was discussed. See Clerk's Summary Item CL#47.)

Supervisor Dix moved that the Board:

- Reiterate its opposition to the proposed legislation in the District of Columbia (D.C.) which would establish a new D.C. Water and Sewer Authority to oversee the operation and maintenance of the Blue Plains Treatment Center and the Potomac Interceptor and again recommend, as an alternative, the formation of a true regional authority with representation based on the percentage of use of the facility by each jurisdiction;
- Authorize the Chairman, on behalf of the Board, to communicate this position to D.C., the Financial Control Board, the D.C. House Subcommittee, and the Northern Virginia Congressional Delegation; and
- Authorize staff to continue to work to implement this position.

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

76. **AUTHORIZATION FOR SETTLEMENT OF FAIRFAX HOTEL LIMITED PARTNERSHIP VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA, AT LAW NUMBERS 128196 AND 128197** (Tape 8)

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved that the Board of Supervisors authorize the settlement of Fairfax Hotel Limited Partnership versus Board of Supervisors of Fairfax County, Virginia, At Law Numbers 128196 and 128197, 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.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

AM:am

ADDITIONAL BOARD MATTER

77. **WELCOME TO BOY SCOUT TROOP 1523** (Tape 9)

Supervisor Bulova recognized the presence of Boy Scout Troop 1523 from the Braddock Road area and warmly welcomed its members to the Board Meeting.

78. **3:30 P.M. - PH ON ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF COUNTY ROAD BOND PROJECT - SOUTH VAN DORN STREET/I-95 INTERCHANGE (LEE DISTRICT)** (Tape 9)

- (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 November 3 and 10, 1995.

Following the public hearing, Supervisor Alexander moved adoption of the Resolution authorizing the acquisition of interests in real property necessary for the construction of County Road Bond Project 064103, South Van Dorn Street/I-95 Interchange. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

79. **3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5A [RESIDENTIAL PERMIT PARKING DISTRICTS (RPPD)], APPENDIX G, TO ESTABLISH THE HAYFIELD RPPD, DISTRICT 23 (LEE 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 November 3 and 10, 1995.

Following the public hearing, which included testimony by three speakers, Supervisor Alexander moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts

(RPPD), Appendix G, to establish the Hayfield RPPD (District 23), including Broadmoor Street (Route 4129) from Telegraph Road (Route 611) to Welch Court (Route 4194), **to become effective upon adoption.** This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Alexander, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Berger and Supervisor McConnell being out of the room.

80. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5A [RESIDENTIAL PERMIT PARKING DISTRICTS (RPPD)], (COUNTYWIDE)** (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 November 3 and 10, 1995.

Following the public hearing, Supervisor Bulova moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), Sections 82-5A-10 and 82-5A-11, to allow the renewal of RPPD permits/passes by mail **to become effective upon adoption.** This motion was seconded by Supervisor Connolly and carried by a vote of eight, Supervisor Alexander, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Berger and Supervisor McConnell being out of the room.

81. **3:30 P.M. - PH REGARDING THE PROPOSED VACATION OF A STORM DRAINAGE EASEMENT ASSOCIATED WITH THE DELETED HARRISON LANE STORM DRAINAGE IMPROVEMENT PROJECT (LEE DISTRICT)** (Tape 9)

- (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 November 3 and 10, 1995.

Following the public hearing, Supervisor Alexander moved adoption of the Resolution authorizing the vacation of storm drainage easements associated with the deleted Harrison Lane Storm Drainage Improvement Project on Tax Map Number 92-4((1))03 and 13. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Alexander, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Berger and Supervisor McConnell being out of the room.

82. **3:30 P.M. - PH ON A PROPOSAL TO VACATE A PORTION OF OLD CENTREVILLE ROAD (SULLY 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 November 3 and 10, 1995.

Following the public hearing, Supervisor Frey moved adoption of the Ordinance authorizing the vacation of a portion of Old Centreville Road at its terminus at New Braddock Road. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander and Supervisor McConnell being out of the room.

83. **3:30 P.M. - PH ON THE VACATION OF REBEL LANE (MASON 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 November 3 and 10, 1995.

Following the public hearing, Supervisor Trapnell moved adoption of the Ordinance authorizing the vacation of Rebel Lane. This motion was seconded by Supervisor Berger and carried by a vote of nine, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander, being out of the room.

84. **4:00 P.M. - JOINT PH ON THE PROPOSED VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SIX YEAR SECONDARY ROAD IMPROVEMENT PROGRAM AND PROPOSED VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) SECONDARY ROAD IMPROVEMENT BUDGET FOR FISCAL YEAR (FY) 1997 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 November 3 and 10, 1995.

Following discussion, with input by Shiva K. Pant, Director, Office of Transportation (OT), Katherine D. Ichter, Chief, Highway Operations Division, (OT), Samuel Chamberlain, Chief, Traffic Operations Section, (OT), and Renee' Hamilton, Assistant Resident Engineer, Virginia Department of Transportation (VDOT), Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board direct staff to provide a list of instances where development density levels are not achieved and therefore do not trigger phased proffer requirements. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

Supervisor Hyland asked unanimous consent that the Board direct staff to consider the portion of Collingwood Road between Riverside Road and Fort Hunt Road and provide an analysis of the work that is now being done on another part of Collingwood Road and consider finishing this piece of the road as well. Without objection, it was so ordered.

Supervisor McConnell asked unanimous consent that the Board direct staff to consider the two-lane section of Old Keene Mill Road for inclusion in the Six Year Secondary Road Improvement Program. Without objection, it was so ordered.

ADDITIONAL BOARD MATTER

WELCOME TO BOY SCOUT TROOP 1966 (Tape 9)

Supervisor Bulova recognized the presence of Boy Scout Troop 1966 from the Kings Park area and warmly welcomed its members to the Board Meeting.

Following the public hearing, which included testimony by three speakers, Supervisor Bulova moved:

- Approval of the proposed Virginia Department of Transportation (VDOT) Six Year Secondary Road Improvement Program for Fiscal Years (FY) 1997 through 2002; and
- Approval of the proposed Virginia Department of Transportation (VDOT) Secondary Road Improvement Budget for Fiscal Year (FY) 1997.

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

85. **4:00 P.M. - PH ON THE VACATION AND ABANDONMENT OF A PORTION OF RIVER PARK DRIVE (DRANESVILLE DISTRICT)** (Tapes 9-10)

- (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 November 3 and 10, 1995.

Following the public hearing, Supervisor Berger moved adoption of the Ordinance authorizing the vacation and abandonment of a portion of River Park Drive. This motion was seconded by Supervisor Trapnell and carried by a vote of eight, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Frey, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander and Supervisor Dix being out of the room.

86. **4:00 P.M. - PH ON THE ACQUISITION OF ADDITIONAL LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF THE FAIRFAX COUNTY PARKWAY (ROUTE 123 TO HOOES ROAD/POHICK ROAD) (SPRINGFIELD DISTRICT)** (Tape 10)

A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 3 and 10, 1995.

Following the public hearing, which included testimony by one speaker, Supervisor McConnell asked unanimous consent that the Board direct staff to:

- Provide answers to the list of questions provided by Mr. Chitsaz;
- Look for and delete any blind spot that might occur during construction when Mr. Chitsaz is coming out of his driveway and cars are turning at Lee Chapel Road;
- Consider the steep design of the driveway and make sure the design of the driveway will not cause harm to the vehicles;
- Repair the driveway from the sidewalk to the garage;
- Investigate the cracks in the foundation of the house and include the contractor in this investigation; and
- Address the issue of how close driveways can be to the roads which carry a high volume of traffic.

Without objection, it was so ordered.

Supervisor McConnell moved adoption of the Resolution authorizing the acquisition of additional interests in real property necessary for the construction of Project 064146, Fairfax County Parkway (Route 123 to Hooes Road/Pohick Road) with the caveat that the Board address the questions concerning Mr. Chitsaz's property. This motion was seconded by Supervisor Bulova.

Supervisor Hyland asked to amend the motion to defer decision on this item until **December 4, 1995 at 3:30 p.m.**, and this was accepted.

The question was called on the motion as amended, which carried carried by a vote of seven, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Hyland, Supervisor McConnell, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Dix, and Supervisor Frey being out of the room.

ADDITIONAL BOARD MATTER

87. **DEATH OF MRS. MARION E. (JINX) HAZEL, WIFE OF MR. JOHN T. HAZEL**
(Tape 10)

Chairman Hanley announced the death of Mrs. Marion E. (Jinx) Hazel, wife of Mr. John T. (Til) Hazel.

88. **BOARD DECISION ON A-6 - APPLICATION OF COMMONWEALTH GAS SERVICES, INCORPORATED FOR A GENERAL INCREASE IN NATURAL GAS RATES, SCC CASE NUMBER PUE950033** (Tape 10)

(NOTE: Following action earlier in the meeting, the Board deferred its decision on this item. See Clerk's Summary Item CL#16.)

Following discussion, with input by Ronald B. Mallard, Director, Department of Consumer Affairs and Steve Sinclair, Utilities Analyst, Department of Consumer Affairs, Supervisor Bulova restated her motion that the Board concur in the recommendation of staff and authorize the Department of Consumer Affairs and the County Attorney's Office to file testimony, on the Board's behalf, regarding the application of Commonwealth Gas Services, Incorporated for a general increase in natural gas rates, State Corporation Commission (SCC) Case Number PUE950033. This motion was seconded by Supervisor Connolly and **CARRIED** by a recorded vote of four, Supervisor Berger, Supervisor McConnell, and Supervisor Trapnell voting "NAY," Supervisor Alexander, Supervisor Dix, and Supervisor Frey being out of the room.

89. **BOARD ADJOURNMENT** (Tape 10)

At 5:20 p.m., the Board adjourned.