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The meeting was called to order at 9:30 a.m., with all Members being present with the exception of Supervisor Berger and Supervisor McConnell, and with Chairman Hanley presiding.

Others present were William J. Leiding, 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.

Supervisor Berger arrived at 9:35 a.m.

Supervisor McConnell arrived at 10:20 a.m.

2. **CERTIFICATES OF RECOGNITION PRESENTED TO MS. TARA FOSSE, MS. SALLY PEED AND MS. BARBARA B. NELSON** (Tape 1)

Supervisor Dix moved approval of the Certificates of Recognition presented to the following individuals for their attendance and presentation at the United Nations International Children's Conference on the Environment held in Eastbourne, England:

- Ms. Tara Fosse;
- Ms. Sally Peed; and
- Ms. Barbara B. Nelson.

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Berger and Supervisor McConnell not yet having arrived.

BOARD MATTERS

3. **PRESENCE OF SUPERVISORS-ELECT IN THE BOARD AUDITORIUM** (Tape 1)

Chairman Hanley recognized the presence of Supervisor-Elect Penelope Gross of the Mason District, Supervisor-Elect Dana Kauffman of the Lee District, and Supervisor-Elect Stuart Mendelsohn of the Dranesville District and warmly welcomed them to the Board Auditorium.

4. **LATE ARRIVAL OF SPRINGFIELD DISTRICT SUPERVISOR MCCONNELL** (Tape 1)

Chairman Hanley announced that Supervisor McConnell called her last night to say that she wasn't feeling well and would be arriving at the meeting later in the day.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO MR. BOB LOWERY** (Tape 1)

Supervisor Alexander moved approval of the Certificate of Recognition presented to Mr. Bob Lowery for his many years of service to the Jefferson Manor Community. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell not yet having arrived.

6. **CERTIFICATE OF RECOGNITION PRESENTED TO MASTER POLICE OFFICER ROBBIE G. CLOYD** (Tape 1)

Supervisor Alexander moved approval of the Certificate of Recognition presented to Master Police Officer Robbie G. Cloyd for his 25 years of service to Fairfax County. This motion was seconded by Supervisor Trapnell and carried by a vote of nine, Supervisor McConnell not yet having arrived.

7. **PRESENTATION TO RECOGNIZE THE FAIRFAX COUNTY OFFICE OF MANAGEMENT AND BUDGET (OMB) AND EDWARD L. LONG, JR., DIRECTOR AND INFORMATION ITEM I-1 - GOVERNMENT FINANCE OFFICERS ASSOCIATION AWARD TO THE FAIRFAX COUNTY OFFICE OF MANAGEMENT AND BUDGET** (Tape 1)

Chairman Hanley recognized the Fairfax County Office of Management and Budget (OMB) and Edward L. Long, Jr., Director, for receiving the Distinguished Budget Presentation Award.

Chairman Hanley called the Board's attention to Information Item I-1 - Government Finance Officers Association Award to the Fairfax County Office of Management and Budget as contained in the Memorandum to the Board dated December 11, 1995 announcing a Distinguished Budget Presentation Award by the Government Finance Officers Association of the United States and Canada (GFOA) presented to Fairfax County's Office of Management and Budget (OMB), including "outstanding" recognition for the budget as both a policy document and a communications device for its annual budget for the Fiscal Year (FY) beginning July 1, 1995.

8. **CERTIFICATES OF RECOGNITION PRESENTED TO KNOX SINGLETON, PRESIDENT, INOVA HEALTH SERVICES AND KENTON PATTIE, PRESIDENT, COUNTY COUNCIL OF PTAS** (Tape 1)

Supervisor Connolly moved approval of the Certificates of Recognition presented to the following individuals for their work on the brochure Facts About Children and Smoking:

- Knox Singleton, President, INOVA Health Services; and
- Kenton Pattie, President, County Council of PTAs.

This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell not yet having arrived.

(NOTE: Later in the meeting, the Board addressed the issue of smoking by school children. See Clerk's Summary Item CL#52.)

ADDITIONAL BOARD MATTERS

9. **PRESENCE OF DELEGATE JAMES M. (JIM) SCOTT** (Tape 1)

Chairman Hanley recognized the presence of Delegate James M. (Jim) Scott and warmly welcomed him to the Board Auditorium.

10. **RECOGNITION FOR OUTGOING SUPERVISORS CHRISTINE TRAPNELL OF THE MASON DISTRICT, JOSEPH ALEXANDER OF THE LEE DISTRICT AND ERNEST BERGER OF THE DRANESVILLE DISTRICT**
(Tapes 1-2)

Chairman Hanley acknowledged that today was the last Board Meeting

for Supervisor Christine Trapnell, Mason District; Supervisor Joseph Alexander, Lee District; and Supervisor Ernest Berger, Dranesville District; and Board Members paid tribute to them for their years of service to Fairfax County.

(NOTE: Later in the meeting, there was further recognition of Supervisor Trapnell. See Clerk's Summary Items CL#70 and CL#82.)

11. **10:00 A.M. - PRESENTATION BY THE VOLUNTEER FIRE COMMISSION OF THE 1995 VOLUNTEER FIREFIGHTER OF THE YEAR AWARDS** (Tape 2)

John F. X. Ryan, Chairman, Volunteer Fire Commission, presented the 1995 Volunteer Firefighter of the Year Awards to the following individuals:

- Firefighter of the Year: Marci Larson, Fair Oaks Volunteer Fire and Rescue Company;
- EMS Provider: Paul Murray, Franconia Volunteer Fire Department;
- Rookie of the Year: Todd Clist, Dunn Loring Volunteer Fire Department;
- Officer of the Year: Alan Caldwell, Dunn Loring Volunteer Fire Department;
- Administrative Member: Clarence Devers, Franconia Volunteer Fire Department;
- Junior Member of the Year: Shane Murphy, Fair Oaks Volunteer Fire Department;
- Associate Member: Pauline Cohen, Annandale Volunteer Fire Department; and
- Auxiliary Member: Virginia Burke, Dunn Loring Volunteer Fire Department.

Glenn A. Gaines, Chief, Fire and Rescue Department, recognized the McLean Volunteer Fire Department for exceptional service by presenting it with the 1995 Fire Chief's Award for the acquisition and use of the Fire Safety House.

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12. **10:15 A.M. - PRESENTATION OF THE INTERIM REPORT OF THE TASK FORCE ON COUNTY REVENUES AND EXPENDITURES (CREX)** (Tapes 3-4)

William J. Bestimt, Chairman, Task Force on County Revenues and Expenditures (CREx), presented the Interim Report on CREx. Marlene Blum, Member, CREx, presented the Minority Interim Report on CREx.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Alexander asked unanimous consent that the Board request CREx and direct staff to address the constraints imposed by the 10 Principles of Sound Financial Management on future funding of the Capital Improvement Program (CIP) if substantial reductions in total general fund disbursements were to be adopted. Without objection, it was so ordered.

Following further discussion, Supervisor Frey asked unanimous consent that the Board direct staff to develop a formula to give the Board an idea of the magnitude of what the Board would have to do in terms of encouraging economic development to expand the tax base to address the impending budget deficit to include the following information:

- How much revenue a typical new company would generate for the County; and
- How many new businesses or how many new employees are required to generate revenue to substantially attack the deficit.

Supervisor Hyland asked to amend the request to direct staff to determine the net revenue, by taking into consideration the cost to provide County services required by those new employees, and this was accepted. Without objection, the request, as amended, was so ordered.

Supervisor Hyland asked unanimous consent that the Board request CREx to provide the Board with a review and recommendations regarding:

- Obtaining Enabling Legislation from the General Assembly for an income tax; and
- The feasibility of sending the issue to referendum. The income tax would be presented as a full or partial substitute for personal property, real estate, or business taxes.

Without objection, it was so ordered.

Following further discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked unanimous consent that the Board request CREx to address the mandates issue. Without objection, it was so ordered.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

13. **RECESS** (Tape 4)

At 12:25 p.m., the Board recessed briefly, and at 12:40 p.m., reconvened in the Board
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14. **10:30 A.M. - BOARD ADOPTION OF THE 1996 LEGISLATIVE PROGRAM FOR THE VIRGINIA GENERAL ASSEMBLY** (Tape 4)

- (A) Supervisor Dix, Chairman, Board's Legislative Subcommittee, briefly outlined the 1996 Legislative Program and moved approval of the Fairfax County Legislative Program Draft dated December 7, 1995. This motion was seconded jointly by Supervisor Connolly and Supervisor Frey and carried by unanimous vote.

Supervisor Dix moved that the Board authorize staff to schedule and advertise a public hearing to be held before the Board on **January 8, 1996 at 4:00 p.m.**, regarding consideration of those tax exemption requests from organizations that have submitted the information required by Virginia law. This motion was seconded by Supervisor Alexander and carried by unanimous vote.

Supervisor Dix expressed his appreciation to members of the legislative staff and leadership team for their support.

15. **ADMINISTRATIVE ITEMS** (Tape 4)

Supervisor Alexander called the Board's attention to Administrative Item 2 - Additional Time to Commence Construction for Special Exception SE 94-L-059, Hecox Incorporated and asked unanimous consent that it be considered separately. Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#16.)

Supervisor Connolly called the Board's attention to Administrative Item 7- Advertisement for a Public Hearing to Amend the Current Appropriation Level in the Fiscal Year (FY) 1996 Revised Budget Plan and asked unanimous consent that it be considered separately. Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#17.)

Supervisor Hyland moved approval of the Administrative Items, with the exception of Administrative Items Two and Seven. This motion was seconded by Supervisor Trapnell and carried by unanimous vote.

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

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated December 11, 1995 be recommended for acceptance into the State Secondary System as follows:

Subdivision

District

Street

| | | |
|-----------------------------|-------------|--------------------------------------------------------------------------------------------------------|
| Dogwood Farms | Dranesville | Dogwood Farm Lane Grace Meadow Court Springvale Road, Route 674, Additional right-of-way only |
| Sycamore Ridge Section 3 | Hunter Mill | Curved Iron Road Barnside Court Branding Iron Court |
| Barrington, Section 9 | Springfield | Braymore Circle, Route 8771 |

ADMIN 2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 94-L-059, HECOX INCORPORATED (LEE DISTRICT)

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#16.)

ADMIN 3 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING REGARDING PROPOSED VACATION OF OPEN SPACE EASEMENT ON MCKINNON PROPERTY (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **January 8, 1996 at 5:00 p.m.** to consider the vacation of an open space easement on the property of the late Edith M.C. McKinnon, located on Tax Map Reference 6-4((1))10 in Great Falls, in accordance with Section 10.1-1704 of the *Code of Virginia*.

ADMIN 4 - AUTHORIZATION OF A PUBLIC HEARING ON THE VACATION OF A PORTION OF PAYNE STREET (MASON DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **January 8, 1996 at 4:30 p.m.** regarding the adoption of an Ordinance vacating a portion of Payne Street.

ADMIN 5 - AUTHORIZATION OF A PUBLIC HEARING ON THE ABANDONMENT OF A PORTION OF CEDAR STREET (PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **January 22, 1996 at 4:30 p.m.** regarding the adoption of an Order abandoning a portion of Cedar Street.

ADMIN 6 - AUTHORIZATION OF A PUBLIC HEARING ON THE VACATION OF A 25-FOOT WIDE RIGHT-OF-WAY ADJACENT TO FRANKLIN AVENUE (ROUTE 2805) (DRANESVILLE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **January 8, 1996 at 5:00 p.m.** regarding the adoption of an Ordinance vacating a 25-foot wide right-of-way.

ADMIN 7 - ADVERTISEMENT FOR A PUBLIC HEARING TO AMEND THE CURRENT APPROPRIATION LEVEL IN THE FISCAL YEAR (FY) 1996 REVISED BUDGET PLAN

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#17.)

16. **ADMIN 2 - ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION APPLICATION SE 94-L-059, HECOX INCORPORATED (LEE DISTRICT)** (Tape 4)

- (AT) Supervisor Alexander moved approval of the request for six months of additional time to commence construction for Special Exception Application SE 94-L-059 until May 27, 1996 pursuant to the provisions of Section 9-015 of the Zoning Ordinance and with the following request:

- To direct staff to investigate completely, prior to May 27, 1996, to make certain that the applicant has followed the process to obtain financial commitments to rebuild this station before considering another deferral.

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

17. **ADMIN 7 - ADVERTISEMENT FOR A PUBLIC HEARING TO AMEND THE CURRENT APPROPRIATION LEVEL IN THE FISCAL YEAR (FY) 1996 REVISED BUDGET PLAN** (Tape 4)

- (A) Supervisor Hyland moved that the Board authorize the advertisement of a public hearing to be held before the Board on January 8, 1996 at 10:00 a.m. to increase the Fiscal Year (FY) 1996 appropriation level. The advertisement encompasses both the County and the Schools' FY 1996 Midyear Reviews.

Supervisor Connolly moved to amend the motion to change the time of the public hearing on the FY 1996 Midyear Review to **January 8, 1996 at 5:30 p.m.** This motion was seconded by Supervisor Bulova and carried by unanimous vote.

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

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18. **A-1 - AUTHORIZATION TO PAY FISCAL YEAR (FY) 1996 THIRD QUARTER WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY (WMATA) BILLING (COUNTYWIDE)** (Tape 5)

(R) Following discussion, with input by Tom Biesiadny, Section Head, Liaison and Contract Services, Transit Operations Division, Office of Transportation, Supervisor Hyland moved that the Board concur in the recommendation of staff and adopt the Resolution authorizing payment to the Washington Metropolitan Area Transit Authority (WMATA) of the Fiscal Year (FY) 1996 third quarter transit operating and capital billing in the net amount of \$14,821,120. This motion was seconded by Supervisor Connolly, and **CARRIED** by a recorded 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 abstaining,

19. **A-2 - AUTHORIZATION TO MAKE COMMUTER RAIL PAYMENT AND ENDORSEMENT OF THE CHIEF ADMINISTRATIVE OFFICERS (CAO) TASK FORCE'S COMMENTS REGARDING THE PRELIMINARY FISCAL YEAR (FY) 1997 VIRGINIA RAILWAY EXPRESS (VRE) BUDGET (BRADDOCK, LEE, MASON, MOUNT VERNON AND SPRINGFIELD DISTRICTS)** (Tape 5)

On motion of Supervisor McConnell, seconded by Supervisor Hyland, and **CARRIED** by a recorded vote of nine, Supervisor Alexander abstaining, the Board concurred in the recommendation of staff and:

- Authorized payment of \$1,205,815 to Northern Virginia Transportation Commission (NVTC) as Fairfax County's regular contribution to the Virginia Railway Express (VRE);
- Endorsed the Chief Administrative Officers (CAO) Task Force's two primary recommendations on the Fiscal Year (FY) 1997 VRE budget of:
 - VRE should not increase service or trains in FY 1997; and
 - VRE should reduce jurisdictional subsidies by eliminating midday service on the Manassas Line as soon as possible in FY 1996 and by reducing other operating costs included in the budget; and
- Subsequent to the Board's endorsement, the County's members of the VRE Operations Board would articulate the Board's position during VRE's budget discussions on December 15, 1995.

20. **A-3 - VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) LOCATION PUBLIC HEARING FOR ROUTE 123 FROM THE PRINCE WILLIAM COUNTY LINE (OCCOQUAN RIVER) TO BURKE LAKE ROAD (ROUTE 645)**

(SPRINGFIELD AND MOUNT VERNON DISTRICTS) (Tape 5)

On motion of Supervisor McConnell, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and endorsed the corridor for Route 123 from the Prince William County Line (Ocoquan River) to Burke Lake Road (Route 645) as depicted on Attachments I through IV of the Memorandum to the Board dated December 11, 1995.

21. **A-4 - APPROVAL OF MULTI-WAY STOPS AT THE INTERSECTION OF GAINSBOROUGH DRIVE AND WHEATSTONE DRIVE (BRADDOCK DISTRICT)** (Tape 5)

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

- Approved the installation of multi-way stops at the intersection of Gainsborough Drive (Route 4815) and Wheatstone Drive (Route 5172); and
- Requested the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and installation of these signs at the earliest possible date.

22. **A-5 - APPROVAL OF MULTI-WAY STOPS AT HIDEAWAY ROAD/BEAU LANE, HIDEAWAY ROAD/SUTEKI DRIVE/ELSMORE STREET, TERRY LANE/ROSEMARY LANE, MAPLE LANE/POPLAR LANE, AND PINECASTLE ROAD/BARBOUR ROAD (PROVIDENCE DISTRICT)** (Tape 5)

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

- Approved the installation of multi-way stops at the following intersections:
 - Hideaway Road (Route 827) and Beau Lane (Route 2026);
 - Hideaway Road and Suteki Drive (Route 2027) and Elsemore Street (Route 2491);
 - Terry Lane (Route 2385) and Rosemary Lane (Route 1719);
 - Maple Lane (Route 1546) and Poplar Lane;
 - Pinecastle Road (Route 2789) and Barbour Road (Route 2793); and

- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and installation of these signs at the earliest possible date.

23. **A-6 - ADJUSTMENT OF UNIT PRICE SCHEDULE USED BY THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (DEM) TO DETERMINE THE VALUE OF BONDS FOR SUBDIVISION AND SITE PLAN AGREEMENTS** (Tape 5)

Following discussion, Supervisor Frey moved that the Board concur in the recommendation of staff and adopt the new Unit Price Schedule for use in determining the amount of security accepted in support of agreements with developers for the construction of certain required improvements as shown on Subdivision and Site Plans, **to become effective on January 1, 1996.** This motion was seconded by Supervisor Bulova and carried by unanimous vote.

24. **A-7 - FISCAL YEAR (FY) 1996 GYPSY MOTH SUPPRESSION PROGRAM** (Tape 5)

Following discussion, with input by George Kirschenbauer, Program Administrator, Office of Gypsy Moth, Department of Environmental Management (DEM), Supervisor Frey moved that the Board concur in the recommendation of staff and direct staff to take the following actions concerning Fairfax County's Fiscal Year (FY) 1996 Gypsy Moth Suppression Program:

- Continue participation in the Virginia Cooperative Gypsy Moth Suppression Program per established Board Policy;
- Conduct an aerial (helicopter) treatment program of approximately 1,853 acres using *Bacillus thuringiensis* (Bt);
- Conduct a voluntary aerial and ground treatment program with 200 foot buffer zones around properties of non-participants within aerial treatment blocks and with ground treatment of properties within buffer zones; and
- Conduct a ground treatment program to control tree damaging infestations identified after the annual program is adopted. Infestations eligible for treatment must meet the regular program criterion of a minimum of 250 egg masses per acre. This program will be limited to a total maximum of 200 acres.

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

25. **A-8 - DESIGNATION OF FAIRFAX RELEAF AS THE OFFICIAL COORDINATOR FOR THE COUNTY'S ANNUAL EARTH DAY/ARBOR DAY CELEBRATION** (Tape 5)

On motion of Supervisor Connolly, seconded by Supervisor Hyland, and carried by unanimous vote, the Board concurred in the recommendation of staff and designated Fairfax Releaf, Incorporated as the official coordinating organization for the County's annual Earth Day/Arbor Day Celebration for the period 1996 through 2000.

26. **I-1 - GOVERNMENT FINANCE OFFICERS ASSOCIATION AWARD TO THE FAIRFAX COUNTY OFFICE OF MANAGEMENT AND BUDGET (OMB)** (No Tape)

(NOTE: Earlier in the meeting, action was taken on this item. See Clerk's Summary Item CL#7.)

27. **I-2 - FISCAL YEAR (FY) 1995 COMPREHENSIVE ANNUAL FINANCIAL REPORT** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 presenting the Fiscal Year (FY) 1995 Comprehensive Annual Financial Report (CAFR) conducted by KPMG Peat Marwick pursuant to the *Code of Virginia* Section 15.1-167.

28. **I- 3 - FLORIDA OR TEXAS HIGH TYPE "T" INTERSECTIONS (COUNTYWIDE)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 requesting authorization for staff to coordinate with the Virginia Department of Transportation (VDOT) to develop criteria and/or guidelines for the use of the Florida "T" intersection concept and consider implementation of this design at locations, as appropriate.

The staff was directed administratively to proceed as proposed.

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#30.)

29. **I- 4 - BUS SERVICE PLANNING FOR THE FUTURE FRANCONIA-SPRINGFIELD METRORAIL STATION (LEE AND SPRINGFIELD DISTRICTS)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 outlining the planning process for bus service associated with the opening of the Franconia-Springfield Metrorail Station.

Following discussion, Supervisor Hyland moved that the Board direct staff to work with the Lee District Transportation Commissioner, Bob Heittman, and the new Lee District Supervisor, Dana Kauffman, to find a way to allocate Bus Service to the new Virginia Rail Express (VRE) Station. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved that the Board direct staff to make recommendations concerning elimination or change for the marginal bus routes for the Fiscal Year (FY) 1997 Budget. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

30. **I- 3 - FLORIDA OR TEXAS HIGH TYPE "T" INTERSECTIONS (COUNTYWIDE)** (Tape 5)

(NOTE: Earlier in the meeting, action on this item was considered. See Clerk's Summary Item CL#28.)

Following discussion, with input by Charles W. Strunk, Transportation Planner, Office of Transportation and Elorna Orban, Virginia Department of Transportation (VDOT) Supervisor Berger asked unanimous consent that the Board direct staff to determine where a Texas High Type "T" intersection can be implemented without replacing other priorities. Without objection, it was so ordered.

31. **I-5 - COMPLETION OF THE FAIRFAX COUNTY SOLID WASTE MANAGEMENT PLAN AMENDMENT (COUNTYWIDE)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 presenting the Solid Waste Management Plan Amendment prepared at the direction of the Board and in conjunction with the Citizens Advisory Committee on Solid Waste (CAC) and the Business Advisory Committee for Recycling and Solid Waste (BAC).

Following discussion, with input by John W. di Zerega, Director, Department of Public Works, Supervisor Hyland moved that the Board direct staff to:

- Provide the Plan to the Subcommittee of the CAC;
- Report to the full CAC in January 1996;
- Following the CAC's meeting in January, forward comments to the staff and the Board; and
- Present the Plan to the Board for final adoption on February 12, 1996.

This motion was seconded by Supervisor Connolly.

Supervisor Dix asked to amend the motion to include providing this report to the Business Advisory Committee, and this was accepted.

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

32. **I-6 - UPDATED RESPONSE TO THE VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY CONCERNING THE COUNTY'S VIRGINIA POLLUTANT DISCHARGE ELIMINATION SYSTEM DRAFT PERMIT FOR ITS MUNICIPAL SEPARATE STORM SEWER SYSTEM (COUNTYWIDE)**
(Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 requesting authorization for staff to:

- Inform the Virginia Department of Environmental Quality (DEQ) of the County's position concerning the Virginia Pollutant Discharge Elimination System (VPDES) Permit for its Municipal Separate Storm Sewer System; and
- Request the cooperation of DEQ in resolving these issues.

There was discussion with input by John W. di Zerega, Director, Department of Public Works, and Albert W. Oakley, Assistant County Attorney.

The staff was directed administratively to proceed as proposed.

33. **I-7 - AWARD OF CONTRACT TO PROVIDE MANAGED HEALTH CARE SERVICES TO FAIRFAX COUNTY** (Tape 5)

Supervisor Dix moved that the Board approve the award of a contract for Managed Health Care Services, on behalf of both the County Government and the Fairfax County Public Schools (FCPS), to Blue Cross Blue Shield of the National Capital Area for a total administrative fee not to exceed \$4 million during the initial three-year period of the contract. This motion was seconded by Supervisor Trapnell.

Following discussion, with input by Peter J. Schroth, Director, Office of Personnel, the question was called on the motion which carried by unanimous vote.

34. **I-8 - CONTRACT AWARD - ANNUAL CONTRACT FOR STRUCTURAL DESIGN SERVICES (COUNTYWIDE)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 requesting authorization for staff to award a contract to T. Y. Lin International in the amount of \$100,000 to perform structural design services for the County, when these services are not part of a design contract, for calendar year 1996.

The staff was directed administratively to proceed as proposed.

Supervisor Dix asked unanimous consent that the Board direct staff to:

- Determine if the business awarded the contract is required to pay Business, Professional, and Occupational License Tax (BPOL) in the City of Alexandria; and

- Provide information on contracts that have been awarded in the last year to firms that are not located in Fairfax County, and whether the fact that they are not required to pay Fairfax County BPOL because the firm is not located in Fairfax County has created any financial disadvantage in terms of competitiveness with Fairfax County businesses who are required to pay the BPOL tax on the same contract.

Without objection, it was so ordered.

35. **I-9 - ENGINEERING DESIGN CONTRACT FOR THE DESIGN OF BURKE CENTRE PARKWAY WIDENING (BRADDOCK DISTRICT)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 requesting authorization for staff to award a design contract to HNTB Corporation in the amount of \$221,204 currently available in Project 064153, Burke Centre Parkway, Subfund 463, Primary and Secondary Road Bond Construction, which consists of widening Burke Centre Parkway from Marshall Pond Road to Burke Lake Road, a distance of approximately 4,600 linear feet, from the existing two-lane road to a proposed four-lane divided roadway.

The staff was directed administratively to proceed as proposed.

36. **I- 10 - AUTHORIZATION TO ENTER INTO A CONTRACT FOR RENOVATION OF SPRINGFIELD GREEN CONDOMINIUM APARTMENTS (LEE DISTRICT) AND HERITAGE WOODS I, NORTH AND SOUTH CONDOMINIUM APARTMENTS (BRADDOCK DISTRICT)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 requesting authorization for the Fairfax County Redevelopment and Housing Authority (FCRHA) to proceed to award a contract to Whitener and Jackson, Incorporated, in the amount of \$523,206 from Subfund 153, Public Housing Under Modernization and Federal Section 108 loan funds in Subfund 419, FCRHA Private Financing, for renovation of Springfield Green Condominium Apartments (Lee District) and Heritage Woods I, North and South Condominium Apartments (Braddock District).

The staff was directed administrative to proceed as proposed.

37. **I- 11 - SPACE FOR SELF SUFFICIENCY/WELFARE REFORM PROGRAM AT LAKE ANNE PROFESSIONAL CENTER BUILDING IN RESTON (HUNTER MILL DISTRICT)** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 requesting authorization for staff to lease an additional 11,362 square feet at the Lake Anne Professional Center building for the Department of Family Services Self Sufficiency/Welfare Reform Program staff and contractual activities.

The staff was directed administratively to proceed as proposed.

38. **I-12 - INFORMATION REGARDING A REQUEST FOR A NATIVITY SCENE AT THE GOVERNMENT CENTER** (Tape 5)

The Board next considered an item contained in the Memorandum to the Board dated December 11, 1995 requesting authorization for the placement of a nativity scene at the Government Center by a citizen.

Supervisor Berger moved that the Board:

- Authorize the display of the nativity scene and other religious displays in the lobby of the Government Center; and
- Direct staff to amend the Policy on decorations to indicate this change in a time frame to allow any religious displays this holiday season.

This motion was seconded by Supervisor McConnell.

Following discussion, with input by David P. Bobzien, County Attorney, Supervisor Bulova moved that the Board table this item until after Executive Session. This motion was seconded by Supervisor Trapnell and **CARRIED** by a recorded vote of six, Supervisor Berger, Supervisor Dix, Supervisor McConnell, and Chairman Hanley voting "NAY."

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

ADDITIONAL BOARD MATTERS

39. **REQUEST FOR ADDITIONAL HOLIDAY FOR COUNTY EMPLOYEES** (Tape 6)

Chairman Hanley stated she had received a memorandum from John R. Burdette, Chairman, Employees Advisory Council (EAC) stating that the School Board has granted an extra holiday to all school employees on December 26, 1995 and has asked that the Board grant an additional holiday on December 26, 1995 or an additional four hours holiday on December 22, 1995.

Following discussion, with input by William J. Leidinger, County Executive, Chairman Hanley relinquished the Chair to Vice-Chairman Dix and moved that the Board grant General County employees an additional four hours holiday on December 22, 1995. This motion was seconded by Supervisor Bulova and **CARRIED** by a recorded vote of eight, Supervisor Berger and Supervisor Frey voting "NAY."

40. **DULLES AIRPORT REGIONAL ECONOMIC STUDY COMMISSION** (Tape 6)

(BACs)

Chairman Hanley stated that the Dulles Airport Economic Development Study Commission has requested that the Board appoint a joint working group with the Board of Supervisors of Loudoun County to study the Report of the Commission in order to make recommendations to the Governor and the General Assembly no later than July 1, 1996. Therefore, Chairman Hanley moved that the Board approve the appointment of a working group. This motion was seconded by Supervisor Frey and carried by unanimous vote.

41. **PROPOSED REGULATORY ACTION REGARDING STATE AIR POLLUTION CONTROL BOARD** (Tape 6)

Chairman Hanley said that she had received a Notice of Proposed Regulatory Action by the State Air Pollution Control Board specifically regarding the American Society for Testing and Materials (ASTM) and the National Fire Protection Association (NFPA). She stated that the staff from the Hazardous Materials Services Section of the Fire and Rescue Department has reviewed the proposed regulations and support the action. Chairman Hanley stated the purpose of the intended regulatory action is to update the existing regulations by incorporating standards that already appear by reference. Therefore, Chairman Hanley asked unanimous consent that the Board direct staff to:

- Draft a letter to be received by the Department of Environmental Quality (DEQ) by December 14, 1995 for the Chairman's signature expressing Fairfax County's support of the adoption of this specific technical document; and
- Participate in any public meetings associated with further discussions of this action. It should be noted that a public hearing has not been held on this issue.

Without objection, it was so ordered.

42. **OCCOQUAN WATERSHED COALITION** (Tape 6)

Chairman Hanley stated that the Occoquan Watershed Coalition is preparing a brochure on the Occoquan Watershed in Fairfax County and they would like to use the Fairfax County seal on the publication because they believe in the importance of protecting the watershed.

Accordingly, Chairman Hanley moved that the Board authorize the use of the Fairfax County seal by the Occoquanshed Water Coalition so long as the publication is clearly marked as a private and not a County publication. This motion was seconded by Supervisor McConnell.

Following discussion, Supervisor Frey asked unanimous consent that the Board defer this issue until January 8, 1996. Without objection, it was so ordered.

Supervisor Berger asked unanimous consent that the Board direct staff to determine whether the Fairfax County seal can be copyrighted. Without objection, it was so ordered.

43. **ABOVEGROUND STORAGE TANK CONSOLIDATION AND REGULATORY IMPROVEMENT ACT** (Tape 6)

Chairman Hanley stated that recently Fairfax County received draft legislation from Senator Robb's office regarding the Aboveground Storage Tank Consolidation and Regulatory Improvement Act.

Chairman Hanley pointed out that a preliminary staff review suggests that the County should support the bill, which would consolidate certain key functions and regulations, and ultimately simplify related regulations.

Therefore, Chairman Hanley moved that the Board direct staff to write a letter endorsing this legislation and to continue to work with Senator Robb's office on this issue. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

44. **RECOGNITION OF JACK MASSEY, ENGINEER, SITE REVIEW BRANCH, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (DEM)** (Tape 6)

Supervisor Dix stated that Jack Massey, Engineer, Site Review Branch, Department of Environmental Management (DEM) will be retiring at the end of this year after approximately 21 years of service with Fairfax County. He further stated that Mr. Massey had worked directly on projects in the Hunter Mill District and formerly the Centreville District during his years of service in DEM.

Supervisor Dix asked unanimous consent that the Board direct staff to invite Mr. Jack Massey to appear before the Board to acknowledge his years of service to Fairfax County. Without objection, it was so ordered.

45. **TRANSPORTATION ENHANCEMENT PROGRAM PROJECT FOR THE TOWN OF CLIFTON** (Tape 6)

Supervisor Dix mentioned that the Clifton Town Council held a public hearing on December 5, 1995 and approved the submittal of a project for funding consideration in the 1997 Transportation Enhancement Program. He further stated the Town of Clifton

is requesting that a project be established for the improvement of the Clifton Main Street Pedestrian and Bicycle Plaza and Pathways Phase Two and Three.

Therefore, Supervisor Dix moved that the Board endorse the forwarding of this project for the Town of Clifton to the Transportation Planning Board (TPB) along with the other Fairfax County projects. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

46. **TRANSPORTATION ENHANCEMENT PROGRAM PROJECT FOR THE TOWN OF HERNDON** (Tape 6)

Supervisor Dix moved that the Board endorse the Town of Herndon's request to include a project for the Van Buren Street regional trail and landscaping as part of the 1997 Transportation Enhancement Program. This motion was seconded by Supervisor Berger and carried by unanimous vote.

47. **RECOGNITION OF THREE FAIRFAX COUNTY YOUTH FOOTBALL TEAMS WINNING METROPOLITAN CHAMPIONSHIP** (Tape 6)

Supervisor Dix explained that two teams from the Braddock Road Youth Club and one team from the Vienna Youth Club have won metropolitan championships. Supervisor Dix asked unanimous consent that the Board direct staff to invite the teams and coaches from the three teams who were successful in winning youth football championships for the Metropolitan Washington Region to appear before the Board on **January 22, 1996** to be recognized for their hard work. Without objection, it was so ordered.

CM:cm

48. **RESOLUTION FOR GEORGE MASON DAY** (Tape 7)

(R) Supervisor Trapnell moved adoption of the following Resolution:

WHEREAS, Virginia House Joint Resolution Number 560 designated January 26, 1993, as George Mason Day;

WHEREAS, December 11, 1994, was designated George Mason Day by the Fairfax County Board of Supervisors;

WHEREAS, no generally accepted George Mason Day seems to have been enduringly established;

THEREFORE, BE IT RESOLVED, that December 11 is designated as “**George Mason Day**” in Fairfax County.

This motion was seconded by Supervisor Hyland 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."

49. **PILOT STREET LIGHT PROGRAM IN THE REVITALIZATION AREAS OF ANNANDALE, BAILEY'S CROSSROADS, ROUTE ONE, AND SPRINGFIELD**
(Tape 7)

Supervisor Trapnell called the Board's attention to a problem presented to her by Ritchie Sherwood representing the American Legion in Annandale. At the November 20, 1995, meeting, the Board approved a pilot street light program for the installation of street lights in the commercial revitalization areas of Annandale, Bailey's Crossroads, Route One, and Springfield. The pilot project has great community support and is a very positive step towards the implementation of streetscape improvements in these areas.

Supervisor Trapnell stated that the pilot policy allows additional lights to be installed during the evaluation period as part of the development process. In Annandale, a recent Special Exception for the American Legion on Daniels Avenue, less than a block away from the Annandale pilot project, was approved by the Board. The Special Exception showed streetscape improvements in conformance with the Annandale plans, including the acorn streetlights seven feet behind the curb on private property. This creates the following two problems, one for the applicant and one for the County pilot project:

- The applicant will no longer be in conformance with his approved Special Exception, and placement of public safety lighting on private property is not in the public's best interest should the lights be taken out of service in the future; and
- The County's pilot light project in Annandale cannot proceed if lights are required to be placed seven feet behind the curb. The streetscape concept which shows the placement of the lights was developed with lights approximately three feet behind the curb. Modification of the location of the lighting system will delay the streetscape design and installation.

Supervisor Trapnell moved that, in order to keep the pilot project and the American Legion site plan moving forward, the Board direct staff to return at the next meeting with a resolution to this problem so that both the pilot light project can proceed and the American Legion application can be approved. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

50. **EXXON CORPORATION SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 80-M-140** (Tape 7)

Supervisor Trapnell informed the Board that the Exxon Corporation has filed a Special Exception Amendment Application SEA 80-M-140 to renovate the existing service station located at Markham Street and Little River Turnpike in Mason District. The service station has been in operation for some time.

To ensure that this project proceeds in a timely manner, Supervisor Trapnell moved that the Board direct staff to simultaneously process the Special Exception Amendment Application and the Site Plan. The applicant is aware that the processing of this Site Plan is done at its own risk and that should Special Exception Application SEA 80-M-140 be denied, there will not be a refund of fees paid for the review of the Site Plan. This motion was seconded by Supervisor Berger and carried by unanimous vote.

51. **DEATH OF MR. TED MOONEY OF THE MASON DISTRICT** (Tape 7)

Supervisor Trapnell announced the unexpected death of Mr. Ted Mooney, a very active member of the Rotary Club and the Chamber of Commerce, and extended her sympathy to the family.

52. **SMOKING CESSATION CLINICS FOR MIDDLE AND HIGH SCHOOL STUDENTS** (Tape 7)

(NOTE: Earlier in the meeting, there was discussion regarding this matter. See Clerk's Summary Item CL#8.)

Supervisor Connolly reminded Board Members of the comments heard earlier in the meeting from Knox Singleton of INOVA Health Service and Kenton Pattie of the County Council of PTAs regarding smoking among teenagers in Fairfax County being of epidemic proportions and the consequences being potentially catastrophic. This morning the Board recognized INOVA and the County Council for their important efforts to prevent teenagers from experimenting with cigarettes. INOVA also offers cessation clinics at various locations for teenagers and others who want to quit smoking. However, presently there are no clinics available in the schools. A series of such clinics for students on site in their own schools could be administered through clinic aides and their nurse supervisors once each semester. INOVA has already expressed its enthusiasm to be part of such an effort. Their expertise and experience in this area will be invaluable.

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

- Request the Fairfax County School Board and the Health Department to explore the possibility of creating and implementing smoking cessation clinics in middle and high schools, enlisting the involvement of the County Council of PTAs and INOVA in this effort;
- Investigate alternatives to any possible fiscal impact of such

programs, i.e., fees to participants, business partnerships, volunteer services, etcetera, and report their recommendations to the Board; and

- Request comments from the School Board regarding whether such clinics could also be made available, or be required for students who have been caught smoking on school grounds. Many of these teenagers are repeat offenders and are consequently losing valuable class time due to school suspensions.

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

53. **FOOD FOR OTHERS** (Tape 7)

Supervisor Connolly noted his pleasure in welcoming to Providence District a new food service for the hungry called "Food for Others," which is up and operating at the former Lazarus at the Gate location on Prosperity Avenue. Food for Others is the culmination of efforts and contributions from many local charitable organizations, adeptly aided by County staff.

Supervisor Connolly extended his heartfelt thanks and encouragement to all those who have contributed, and to those who keep contributing.

54. **ACCESSIBLE GARDEN PLOTS AT NOTTOWAY PARK** (Tape 7)

Supervisor Connolly informed the Board that on November 5, 1995 the Park Authority, in cooperation with the Vienna Jaycees and a Boy Scout troop, constructed and dedicated the first accessible garden plot at Nottoway Park. This one-of-a-kind project provides gardening opportunities to those citizens who wish to garden but due to their physical limitations or age, can not maintain a ground level plot. The park houses six planned garden plots with walkways and watering facilities to provide equal access to the physically disabled population as well as senior citizens.

This accessible park represents the first to be built in Fairfax County and reflects an extraordinary effort and commitment on the part of the Park Authority, Vienna Jaycees and Boy Scouts.

Therefore, Supervisor Connolly moved that the Board invite the following individuals to appear before the Board to be recognized for this achievement at the January 8, 1996, or the subsequent January Board Meeting:

- Andrew Hollingsworth, Eagle Scout;
- Eric Smith, Vienna Jaycees;
- Cindy Walsh, Access Services, Park Authority; and

- Sousan Frankeberger, Special Events and Volunteer Services, Park Authority.

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

55. **REZONING APPLICATION RZ 95-P-045, J.A. LOVELESS HOMES IV, INCORPORATED** (Tape 7)

Supervisor Connolly stated that J.A. Loveless Homes IV, Incorporated has submitted a Rezoning Application RZ 95-P-045. The application is scheduled for a public hearing before the Planning Commission on Wednesday, December 13, 1995. This application is only to allow the addition of an adjacent parcel to a previously zoned residential development. The applicant wishes to commence final engineering and submit plans to the Fairfax County Department of Environmental Management (DEM) as soon as possible.

Supervisor Connolly moved that the Board direct the Director of DEM to accept a preliminary plan, subdivision plat, and any other plans, plats, or drawings as may be appropriate for concurrent and simultaneous processing with Rezoning Application RZ 95-P-045. Supervisor Connolly noted that this motion does not relieve the applicant from complying with the provisions of any applicable ordinances, regulations, or adopted standards, and it does not prejudice the consideration of the application in any way. This motion was seconded by Supervisor Trapnell and carried by a vote of nine, Supervisor Dix being out of the room.

PMH:pmh

56. **ADVANCE DENSITY CREDIT FOR DENNIS PROPERTY RIGHT-OF-WAY** (Tape 8)

Supervisor Bulova noted that last week the Board directed staff to expedite the subdivision process for parcel 56-2((1))47 which was approved in conjunction with Rezoning Application RZ 95-B-014. As a follow-up, Supervisor Bulova moved that the Board approve advance density credit for the right-of-way dedicated to the Virginia Department of Transportation (VDOT) along Route 29 in conjunction with Site Plans filed pursuant to the approval of Rezoning Application RZ 95-B-014. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Dix being out of the room.

57. **OUTSTANDING COUNTY EMPLOYEE** (Tape 8)

Supervisor Alexander announced that each year the Lee District Association selects outstanding County employees to receive an award. He said that this year the dinner and

award ceremony were held on Thursday, November 14, 1995 at the Springfield Hilton. He added that this year's outstanding County Employee is Lawrence Wellman, Director, Purchasing and Supply Management Agency (P&SMA).

58. **REQUEST FOR FUNDS FOR AN EIGHT-FOOT CHAIN LINK FENCE ALONG THE BOUNDARY BETWEEN THE CSXT RAILROAD RIGHT-OF-WAY AND THE HOMES ON WINDHAM AVENUE IN WINDSOR ESTATES** (Tape 8)

Supervisor Alexander said that the Franconia-Springfield Virginia Rail Express (VRE) Station project, currently under construction, originally included a six-foot chain link fence along the boundary between the CSXT Railroad right-of-way and the homes on Windham Avenue in Windsor Estates.

Supervisor Alexander pointed out that on August 7, 1995, the Board approved a change to increase the height of this fence to eight feet and add privacy slats, and to expend up to \$10,000 for this fence. This eight-foot fence matches the fence previously approved for the residents adjacent to the Rolling Road Commuter Rail Station.

Supervisor Alexander said that the actual cost of this fence has now been negotiated with the contractor. Therefore, he moved that the Board approve the use of \$16,393 in project funds for the fence at the current cost. This revised cost will not increase the total project budget. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Bulova and Supervisor Dix being out of the room.

59. **NATIONAL FOOTBALL LEAGUE (NFL) GATORADE PUNT, PASS, AND KICK CONTEST** (Tape 8)

Supervisor Alexander noted that Kevin Moreland is a third grader at Garfield Elementary School in Springfield. He said that Kevin is one of more than 10,000 children from Virginia, Maryland, and Washington D.C. who began competing in the National Football League (NFL) Gatorade Punt, Pass, and Kick contest in September. As of Sunday, November 26, 1995, only eight children remained. With a total score of 168 feet seven inches, Kevin became the Redskins eight year old representative for the competition. The top four winners from the 30 NFL teams will compete for the national title at the American Football League (AFC) Playoff game in January 1996.

Supervisor Alexander said that Kevin credits his competitive spirit to his brother, Kenny, who has helped coach him throughout the competition.

On behalf of Chairman Hanley and the Board, Supervisor Alexander congratulated Kevin for this remarkable achievement.

60. **EXPEDITIOUS AND CONCURRENT PROCESSING FOR THE PRELIMINARY AND SITE PLAN ASSOCIATED WITH A REZONING REQUEST BY THE CHARLES E. SMITH COMPANY** (Tape 8)

Supervisor Alexander said that the Charles E. Smith Residential Realty, L.P. has filed a Rezoning Application on property identified as Tax Map Reference 90-2((1))61 part, 62, 63 and 76. The property is located north of the Franconia-Springfield Parkway at the intersection of Spring Mall Road and Frontier Drive. The application is a proposal for a PDH-40 zoning which will result in 584 residential units at a density of approximately 34 dwelling units per acre (du/ac) which is consistent with the Comprehensive Plan for this property.

The applicant has requested expedited processing of the Rezoning Application and concurrent processing of the Preliminary Plan and Site Plan with the rezoning request. Therefore, Supervisor Alexander moved that the Board direct the Director of the:

- Office of Comprehensive Planning (OCP) to expedite the review of the rezoning application and schedule public hearing dates before the Planning Commission and Board; and
- Department of Environmental Management (DEM) to accept the Preliminary Plan and Site Plan for concurrent processing with this rezoning request.

This motion was seconded by Supervisor Hyland and **CARRIED** by a recorded vote of six, Supervisor Connolly abstaining, Supervisor Dix, Supervisor Bulova, and Supervisor Trapnell being out of the room.

61. **CONCURRENT PROCESSING OF THE PRELIMINARY AND FINAL SUBDIVISION/SITE PLANS ASSOCIATED WITH PROFFERED CONDITION AMENDMENT APPLICATION PCA 89-L-021 AND REZONING APPLICATION RZ 95-L-023** (Tape 8)

Supervisor Alexander moved that the Board authorize the concurrent processing of the Preliminary and Final Subdivision/Site Plans associated with Proffered Condition Amendment Application PCA 89-L-021 (William E. Schurtz/Beulah Road, L.I.C.) And Rezoning Application RZ 95-L-023 (Beulah Road, L.I.C.). This motion was seconded by Supervisor Connolly and carried by a vote of six, Supervisor Bulova, Supervisor Dix, and Supervisor Trapnell being out of the room.

62. **VISION PLANNING TASK FORCE** (Tape 8)

Supervisor Frey distributed to Board Members a memorandum from Ronald F. Kirby, Director, Department of Transportation Planning, Metropolitan Washington Council of

Governments (COG), regarding the establishment of Vision Planning Task Forces. He said that local jurisdictions have been requested to appoint representatives to the Task Forces to ensure that the region is balanced and that there is participation from all jurisdictions.

Supervisor Frey asked unanimous consent that the Board refer the issue of Transportation Advisory Commission (TAC) Members serving on this Task Force to the TAC. Without objection, it was so ordered.

NV:nv

63. **RECOGNITION FOR OUTSTANDING ACHIEVEMENTS OF THE MCLEAN HIGH SCHOOL ATHLETIC TEAMS** (Tape 9)

Supervisor Berger moved that the Board recognize the following outstanding achievements of the McLean High School Athletic Teams:

- Varsity Boys Football, First Place Liberty District;
- Varsity Boys Football, Northern Region Champions; and
- Varsity Girls Field Hockey, First Place Liberty District.

Supervisor Berger further moved that the Board direct staff to invite representatives from each of the teams to appear before the Board in early January to be recognized for their accomplishments. This motion was seconded by Supervisor Connolly.

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked to amend the motion to change the date to the second January meeting, January 22, 1996, and this was accepted.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

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

64. **NEWS RELEASE ABOUT ESTABLISHMENT SELLING ALCOHOLIC BEVERAGES TO MINORS AND ADDING MORE TEETH TO THE RULES** (Tape 9)

Supervisor Hyland referred to a news release from the Police Department concerning its sting operation which was conducted to apprehend persons who sell alcoholic beverages to youths under the age of 21. The Department found 16 violations of 62 establishments checked. He indicated that the operation raised several questions.

Accordingly, Supervisor Hyland moved that the Board direct staff to provide the Board with the following information:

- Of the 16 establishments selling alcoholic beverages to youth

under the age of 21, which and how many had prior histories;

- Current rules governing the revocation of licenses including the number of violations required before revocation would occur;
- If a rule so stating does not already exist, a recommendation that one be implemented stating that if an establishment in the County is charged with selling alcohol to minors for the first time that they be warned against perpetuating sales to minors and that their liquor license would be in jeopardy if they are arrested a second time for this reason; and
- A letter for the Chairman's signature to be sent to the parent organizations' corporate headquarters of those establishments (Safeway, Seven-11, Rite-Aid, etcetera) named in the Police Department's press release stating that the Board has great concern that their establishment has been found selling alcoholic beverages to minors in the County; that the Board considers these violations very seriously; and that the County is prepared to take measures against any stores which repeat these offenses.

This motion was seconded by Supervisor Trapnell.

Following discussion, Supervisor Hyland clarified that the measures the County would take would be to request the Alcohol Beverage Control (ABC) Board to take whatever measures were available.

Chairman Hanley relinquished the Chair to Vice-Chairman Dix and asked to amend the motion to direct staff to provide the information to the Board before drafting the letter, and this was accepted.

Vice-Chairman Dix returned the gavel to Chairman Hanley.

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

65. **PARK AUTHORITY RELOCATION** (Tape 9)

Supervisor Hyland stated that he would defer his Board Matter regarding the Park Authority relocation because activity is occurring on that subject.

66. **FOLLOW-UP AND REQUEST FOR BELLE HAVEN MARINA** (Tape 9)

Supervisor Hyland referenced his written Board Matter regarding efforts to keep the Belle Haven Marina open and briefed the Board on negotiations with the National Park Service.

Supervisor Hyland moved that the Board direct staff to include the sum of \$200,000 for the Belle Haven Marina as a Consideration Item as part of the Fiscal Year (FY) 1996

Mid-Year Budget Review. He stated that the \$200,000 would be repaid from lease payments by the concessionaire through revenue collected at the Marina. This motion was seconded by Supervisor Trapnell and carried by a vote of nine, Supervisor Bulova being out of the room.

67. **PARKWAY 95 BUSINESS CENTER AND FRITO LAY REGIONAL DISTRIBUTION CENTER** (Tape 9)

Supervisor Hyland stated that he has been in communication with Mr. Richard Realer who is representing the Frito Lay Corporation regarding the company's desire to locate a regional distribution facility in the I-95 corridor. They have identified the Parkway 95 Business Center as an ideal location.

Supervisor Hyland noted that the site requires regrading and construction and that the site is a potential source for fill material for the impending Fairfax County Parkway segment between Backlick Road and I-95. This venture could save the Virginia Department of Transportation (VDOT) as much as one million dollars, but Frito Lay must guarantee to VDOT that the material will be available to them so that it can be reflected in the VDOT Request for Proposal (RFP).

To synchronize the site development for Frito Lay and the bidding process for the construction of the Newington segment of the Parkway, Supervisor Hyland moved that the Board direct staff to:

- Expedite and simultaneously review the Frito Lay Site Plan and Final Development Plan; and
- Review the Rough Grading Plan and provide its final approval, independent of the Site Plan, not later than April 1, 1996.

This motion was seconded by Supervisor Berger.

Following discussion, with input from David P. Bobzien, County Attorney, Supervisor Hyland clarified his motion as directing staff to provide its "final review subject to staff approval" as opposed to "final approval."

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

68. **STATUS OF PROPOSED REVITALIZATION POLICIES AND MARKET AND URBAN DESIGN** (Tape 9)

Supervisor Hyland called the Board's attention to a memorandum from the County Executive dated December 7, 1995 regarding the Status of Proposed Revitalization Policies and Market and Urban Design.

Following discussion, with input from Kathleen Mitchell, Director, Division of Revitalization, Department of Housing and Community Development (DHCD), Supervisor Hyland moved that the Board direct staff to present draft Policies for

Revitalization at the Board Meeting scheduled for February 12, 1996. This motion was seconded by Supervisor Alexander.

Following further discussion, Supervisor Dix asked to amend the motion to direct staff to include a Consideration Item at the same time which would provide the Board with the opportunity to make a decision about adopting the provisions that have been presented to the Board and the DHCD as they relate to the structure of a tax abatement program both on commercial and residential properties.

Following continued discussion, with input from William J. Leidinger, County Executive, the amendment was accepted.

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

69. **EXTENSION OF REVIEW PERIOD FOR PUBLIC FACILITIES APPLICATION 456-S95-30** (Tape 9)

Supervisor McConnell stated that on November 9, 1995 the Planning Commission deferred consideration of Public Facilities Application 456-S95-30 by Voyten and Associates, Incorporated, for the construction of a miniature golf course and bumper boat pond at Braddock Park, located at 13451 Braddock Road. To accommodate additional review time required for this Application, Supervisor McConnell moved that the Board extend the Application review period for Public Facilities Application 456-S95-30 until June 30, 1996. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Bulova being out of the room.

70. **TRIBUTE TO MASON DISTRICT SUPERVISOR TRAPNELL** (Tape 9)

(NOTE: Earlier in the meeting, the Board paid tribute to the three outgoing Board Members. See Clerk's Summary Item CL#10)

Supervisor McConnell paid tribute to outgoing Mason District Supervisor Trapnell.

71. **RECESS/EXECUTIVE SESSION** (Tape 9)

At 2:35 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:

- PRC, Incorporated, et al., versus Board of Supervisors of Fairfax County, At Law Numbers 128939 and 128940; and
- Capitol Square Review and Advisory Board, et al., versus Vincent J. Pinette, Donnie A. Carr, and Knights of Ku Klux Klan, 115 S. Ct. 2440 (1995).

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

SBE:sbe

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

72. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 10)

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 Trapnell 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. **I-12 - INFORMATION REGARDING A REQUEST FOR A NATIVITY SCENE AT THE GOVERNMENT CENTER** (Tape 10)

(NOTE: Earlier in the meeting, this item was discussed and action was tabled pending discussion by the Board in Executive Session. See Clerk's Summary Item CL#38.)

Supervisor McConnell moved that Information Item I-12 - Information Regarding a Request for a Nativity Scene at the Government Center be taken off the table. This motion, the second to which was inaudible, **FAILED** by a recorded vote of eight, Supervisor Berger and Supervisor McConnell voting "AYE."

AR:ar

74. **3:30 P.M. - PH ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF COUNTY PROJECT - HERNDON/MONROE PARK-AND-RIDE (HUNTER MILL DISTRICT)** (Tape 11)

(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 24 and December 1, 1995. Following the public hearing, Supervisor Dix moved adoption of the Resolution authorizing the acquisition of the necessary property interest for the construction of County Project 90A007 - Herndon/Monroe Park-and-Ride. This motion was seconded

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

75. **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 DELETE A PORTION OF THE HUNTINGTON RPPD, DISTRICT 1B (LEE DISTRICT)** (Tape 11)

- (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 24 and December 1, 1995.

Following the public hearing, which included testimony by two 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 delete a portion of the Huntington RPPD, District 1B, **to become effective upon adoption.** This motion was seconded by Supervisor Connolly 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.

76. **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 A NEW HUNTINGTON RPPD, DISTRICT 1D (LEE DISTRICT)** (Tape 11)

- (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 24 and December 1, 1995.

Following the public hearing, 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 a new Huntington RPPD, District 1D, **to become effective upon adoption.** This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Alexander, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Hyland, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Dix, Supervisor Frey, and Supervisor McConnell being out of the room.

77. **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 MOUNT VERNON RPPD, DISTRICT 24**

(MOUNT VERNON DISTRICT) (Tape 11)

- (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 24 and December 1, 1995.*

Following the public hearing, which included testimony by two speakers, Supervisor Hyland 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 Mount Vernon RPPD, District 24, **to become effective upon adoption.** This motion was seconded by Supervisor Connolly 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.

78. **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 MCLEAN RPPD, DISTRICT 21 (DRANESVILLE DISTRICT)** (Tape 11)

- (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 24 and December 1, 1995.*

Following the public hearing, which included testimony by seven speakers, Supervisor Berger 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 McLean RPPD, District 21, **to become effective upon adoption.** This motion was seconded by Supervisor Bulova and carried by a vote of six, Supervisor Berger, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Trapnell, and Chairman Hanley voting "AYE," Supervisor Alexander, Supervisor Frey, Supervisor Hyland, and Supervisor McConnell being out of the room.

Supervisor Connolly asked unanimous consent that the Board request the School Board to respond regarding the possibility of reconsideration of the parking fee schedule for high school students in Fairfax County. Without objection, it was so ordered.

79. 3:30 P.M. - JOINT PUBLIC HEARING WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TO CONSIDER CUT-THROUGH TRAFFIC RESTRICTIONS IN THE TRURO AREA (BRADDOCK DISTRICT) (Tape 11)

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 24 and December 1, 1995.

Following the public hearing, which included testimony by three speakers, Supervisor Bulova moved that the Board approve the measures proposed by the Virginia Department of Transportation (VDOT) to reduce cut-through traffic and enhance safety in the Truro area. Those measures are the installation of multi-way stop signs at:

- Elizabeth Lane and Iva Lane;
- Elizabeth Lane and Chapel Drive;
- Wakefield Drive and Forest Street;
- Wakefield Drive and Chapel Drive
- Burbank Drive and Ann Fitz Hugh Drive;
- Stark Road and Sleaford Road;
- Stark Road and Willow Woods Drive; and
- Elizabeth Lane and Ann Fitz Hugh Drive.

In addition, Supervisor Bulova moved that the Board request VDOT use secondary road funds, allocated for cut-through measures, to pay for permanent measures. This motion was seconded by Supervisor Frey and carried by a vote of eight, Supervisor Alexander and Supervisor McConnell being out of the room.

80. 3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6, ADOPTION OF STATE LAW (Tape 11)

(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 24 and December 1, 1995.

Following the public hearing, Supervisor Dix moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6, Adoption of State Law, to become effective on January 1, 1996 at 12:01 a.m. This motion was seconded by Supervisor Hyland 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.

81. **4:00 P.M. - PH ON THE ISSUANCE OF TAX-EXEMPT BONDS BY THE CENTREVILLE VOLUNTEER FIRE DEPARTMENT, INCORPORATED, AND SUBSEQUENT APPROVAL OF ACTIONS RELATED TO THOSE BONDS (SULLY DISTRICT)** (Tapes 11-12)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of November 24 and December 1, 1995.

Following the public hearing, Supervisor Frey moved that the Board:

- Approve the issuance of the tax-exempt bonds; and
- Designate the Centreville Volunteer Fire Department as the primary service provider within the designated service area.

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

82. **4:00 P.M. - PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (Tape 12)

A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly

advertised in that Newspaper in the issues of November 24 and December 1, 1995.

Citizens and Businesses of Fairfax County are encouraged to present their views on issues of concern. The Board will hear public comment on any issue except: issues under litigation, issues which have been scheduled for public hearing before the Board (this date and future dates), personnel matters and/or comments regarding individuals. Each speaker may have up to three minutes and a maximum of 10 speakers will be heard. Speakers may address the Board only once during a six month period.

The public hearing was held and included testimony by the following speakers:

- *Fran Wallingford - expression of appreciation to Mason District Supervisor Trapnell; and*
- *Arlene Whitten - expression of appreciation to Mason District Supervisor Trapnell.*

ADDITIONAL BOARD MATTER

83. STATUS OF PENDING AMENDMENT TO CHAPTER 112 (ZONING ORDINANCE) REGARDING THE LOCATION OF QUICK SERVICE FOOD STORES AT SERVICE (GAS) STATIONS (Tape 12)

With reference to a pending amendment to Chapter 112 (Zoning Ordinance) regarding the location of quick service food stores at service (gas) stations throughout the County, Supervisor Hyland asked unanimous consent that the Board direct staff to prepare a status report on a proposed amendment to address this issue for consideration by the Board's Development Process Committee at its next meeting scheduled for January 9, 1996 at 10:00 a.m. Without objection, it was so ordered.

84. HAPPY HOLIDAYS! (Tape 12)

Chairman Hanley expressed her appreciation to all Board Members for their cooperation and support during this past year and wished everyone Happy Holidays!

Supervisor Trapnell thanked everyone for their support and wished everyone Happy Holidays!

85. BOARD ADJOURNMENT (Tape 12)

At 5:10 p.m., the Board adjourned.