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The meeting was called to order at 9:45 a.m. with all Members being present, 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.

BOARD MATTER

2. **PRESENTATION OF RIBBONED HEATHER FROM THE ROYAL SCOTLAND SOCIETY IN RECOGNITION OF "CHILDREN FIRST"** (Tape 1)

Chairman Hanley presented each Board Member with a ribboned heather which she obtained on her vacation to Scotland from the Royal Scotland Society in recognition of "Children First."

3. **RESOLUTION IN RECOGNITION OF MRS. LILYAN SPERO FOR HER YEARS OF SERVICE ON THE FAIRFAX COUNTY HUMAN SERVICES COUNCIL** (Tape 1)

Supervisor Connolly moved adoption of the Resolution presented to Mrs. Lilyan Spero in recognition of her years of service as the Providence District Representative on the Fairfax County Human Services Council. This motion was seconded by Chairman Hanley and carried by unanimous vote.

4. **CERTIFICATES OF RECOGNITION PRESENTED TO MEMBERS OF THE TRANSPORTATION SAFETY COMMISSION (TSC)** (Tape 1)

Supervisor Connolly moved approval of the Certificates of Recognition presented to Transportation Safety Commission (TSC) Chairman Captain Robert Beach and other members of the TSC for their important contributions to the health and welfare of the citizens of Fairfax County. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Kauffman being out of the room.

5. **CERTIFICATES OF RECOGNITION PRESENTED TO THE VIENNA LITTLE LEAGUE DISTRICT IV CHAMPIONS** (Tape 1)

Supervisor Dix moved approval of the Certificates of Recognition presented to the Vienna Little League nine and 10 year olds and the 11 and 12 year olds who are both District IV Champions. This motion was seconded by Chairman Hanley and carried by unanimous vote.

6. **PROCLAMATION DESIGNATING SEPTEMBER 9, 1996 AS "COMMISSION FOR WOMEN DAY" IN FAIRFAX COUNTY** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved approval of the Proclamation designating September 9, 1996 as "**Commission for Women Day**" in Fairfax County. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Delegate James M. Scott presented a Certificate of Commendation from the House of Delegates, Commonwealth of Virginia, in recognition of the 25th Anniversary of the Fairfax County Commission for Women.

7. **RESOLUTION IN RECOGNITION OF MR. JAMES F. JENKINS FOR HIS YEARS OF SERVICE ON THE COMPREHENSIVE HOUSING AFFORDABLE STRATEGY COMMITTEE (CHAS) AND THE CONSOLIDATED PLAN REVIEW COMMITTEE (CPRC)** (Tape 1)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved adoption of the Resolution presented to Mr. James F. Jenkins in recognition of his years of service on the Comprehensive Housing Affordable Strategy Committee (CHAS) and the Consolidated Plan Review Committee (CPRC). This motion was seconded by Vice-Chairman Hyland and carried by unanimous vote.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

ADDITIONAL BOARD MATTER

8. **10TH ANNIVERSARY RUNNING OF THE 8K RACE IN SUPPORT OF "NATIONAL BONE MARROW DONOR AWARENESS MONTH"** (Tape 1)

Supervisor Frey stated that yesterday was the 10th anniversary of the running of the 8K Race in support of September 1996 as "National Bone Marrow Donor Awareness Month." With a notation that Sully District and Fair Lakes were proud to host this special event, Supervisor Frey invited everyone to enjoy the cake donated by one of the sponsors of the race.

AM:am

9. **10:00 A.M. - PUBLIC HEARING ON THE COUNTY AND SCHOOLS' FISCAL YEAR (FY) 1996 CARRYOVER REVIEW TO AMEND THE APPROPRIATION LEVEL IN THE FY 1997 REVISED BUDGET PLAN** (Tapes 2-3)

(SAR)

(FPR) 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 issue of August 22, 1996.

Following discussion with input from Edward L. Long, Jr., Director, Office of Management and Budget (OMB), Supervisor Dix asked unanimous consent that the Board direct staff to provide information as to what is different this year in terms of the expectations of the County Attorney's Office as it relates to litigation over what it has been for the last two years and the substantial difference in the amount of tax revenue that is forecast as not being collected versus what has been the history for the last two years. Without objection, it was so ordered.

Following the public hearing, which included testimony by four speakers, there was discussion with input by Anthony H. Griffin, Deputy County Executive for Planning and Development; Irving Birmingham, Director, Department of Environmental Management (DEM); Edward L. Long, Jr. Director, OMB; James A. Thur, Executive Director, Fairfax-Falls Church Community Services Board (CSB); Joan N. Volpe, Deputy Director, CSB; Richard L. Kunkel, Director, Alcohol and Drug Services, CSB; and Timothy Harmon, Director, Residential Services, Alcohol and Drug Services, CSB.

Supervisor Dix asked unanimous consent that the Board direct staff to provide information as to the average public assistance for participants in the New Generations Program. Without objection, it was so ordered.

Following further discussion with input by Jane K. Strauss, Dranesville District Representative, Budget Sub-Committee Chairman, Fairfax County School Board, and Carl F. Juncker, Assistant Superintendent for Financial Services, School Division, Supervisor Bulova moved approval of Supplemental Appropriation Resolution AS 97023 and amendment to the Fiscal Planning Resolution AS 97901 which includes expenditure authorization for Fiscal Year (FY) 1996 Carryover encumbrances, unencumbered items,

unexpended capital balances, and administrative adjustments identified in the County and School's FY 1996 Carryover Review which results in a Combined General Fund balance of \$12.62 million. This motion was seconded by Supervisor Connolly.

Supervisor McConnell moved to amend the motion to add one hour per day to the time that the clinic room aides serve in the 25 listed schools for a cost of \$58,410 per year. This motion died for lack of a second.

Supervisor McConnell moved to amend the motion to add one-half hour per day to the time that clinic room aides serve in the 25 listed schools for a cost of \$29,205. This motion was seconded by Supervisor Dix and **FAILED** by a recorded vote of eight, Supervisor Dix and Supervisor McConnell voting "AYE."

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct the Health Department to provide a comprehensive review of the allocation of clinic aide time. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Hyland moved approval of the seven Consideration Items outlined in Attachment D of the Motions for the FY 1996 Carryover Review totaling \$422,289. This motion was seconded by Supervisor Frey.

Following discussion with input by John W. diZerega, Director, Department of Public Works, Supervisor Mendelsohn moved to amend the motion to substitute the stormwater project on Fletcher Lane in the amount of \$300,000 in place of the Clifton Farms Developer Default Project. This motion died for lack of a second.

Supervisor Mendelsohn moved to amend the motion to delete funding for the Clifton Farms Developer Default Project. This motion died for lack of a second.

The question was called on the motions which **CARRIED** by a recorded vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting "AYE, Supervisor Mendelsohn voting "NAY."

Supervisor Bulova moved appropriation of Federal/State grants including \$11.9 million in Carryover of unexpended balances and additional adjustments. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Bulova moved approval of adjusting the Managed Reserve to maintain the reserve at two percent of total Combined General Fund disbursements based on the actions taken by the Board as part of the FY 1996 Carryover Review. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Dix asked unanimous consent that the Board direct staff to provide information as to the impact to James Lee, Bailey's and Gum Springs Community Centers and the Community Centers where the Board cut the hours of operation in terms

of participation and whether the County is able to measure the ability to continue the preventive efforts that result from those particular activities. Without objection, it was so ordered.

In reference to the closing of the satellite tax offices, Supervisor Hyland asked unanimous consent that the Board direct staff to provide an analysis of what was done and the ability to deliver service to the constituents to include the number of complaints and the experience at the Government Center in trying to cope with that action, including the use of kiosks and to what extent that has helped. Without objection, it was so ordered.

In reference to the handout showing Advertised Financial Forecast and the Adopted Financial Forecast, Supervisor Mendelsohn asked unanimous consent that the Board direct staff to provide information as to what the major changes were. Without objection, it was so ordered.

10. **BOARD RECESS** (Tape 3)

At 12:25 p.m, the Board recessed, and at 12:30 p.m. reconvened in the Board Auditorium with all Members present, and with Chairman Hanley presiding.

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

Supervisor Hyland moved approval of the Administrative Items with the exception of:

- Administrative Item 10 - Charging for Copying Costs by the Department of Tax Administration (DTA);
- Administrative Item 32 - Fairfax County Police Department Grant Application to the U. S. Department of Justice, Office of Community Oriented Policing Services (COPS), for the Universal Hiring Program; and
- Administrative Item 33 - Approval of Applications for Economic Development Initiative Grant Funds and a Section 108 Loan for Revitalization in the Richmond Highway Corridor (Lee District).

The second to this motion was inaudible.

Supervisor Connolly called the Board's attention to Administrative Item 13 - Authorization to Advertise a Public Hearing on a Proposed Amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6, Adoption of State Law, Regarding Increased Fines for Speeding in Residential Areas and asked to amend the motion to consider this item separately, and this was accepted.

Supervisor Mendelsohn called the Board's attention to Administrative Item 14 - Authorization to Advertise a Public Hearing on Proposed Amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), Regarding Metric Standards and asked to amend the motion to consider this item separately, and this was accepted.

Supervisor Dix called the Board's attention to:

- Administrative Item 7 - Equipment Management Transportation Agency (EMTA) Grant Application to the Virginia Department of Transportation (VDOT) for a Grant to Assist in the Purchase of Vehicles to Run on Compressed Natural Gas;
- Administrative Item 8 - Authorization to Enter into Ground Leases and Facility Leases for the Mott Community Center and Gum Springs Community Center;
- Administrative Item 19 - Supplemental Appropriation Resolution (SAR) As 97029 for the Department of Family Services Healthy Families Fairfax Program;
- Administrative Item 24 - Supplemental Appropriation Resolution (Sar) As 97034 for the Fairfax-falls Church Community Services Board (CSB) to Accept Funds from the Metropolitan Area Treatment Enhancement System Program; and
- Administrative Item 31 - Fairfax County Police Department, Traffic Safety Section, Grant Application to the Virginia Department of Motor Vehicles for a Motor Carrier Safety Upgrade;

and asked to amend the motion to consider these items separately, and this was accepted.

The question was called on the motion, as amended, which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (DRANESVILLE DISTRICT)

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated September 9, 1996 be recommended into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Riverbend Knolls	Dranesville	River Park Drive, Route 7076 River Park Lane

ADMIN 2 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTIONS OF BRAEBURN DRIVE AND SINON STREET, AND BRAEBURN DRIVE AND KRISTIN LANE (BRADDOCK DISTRICT)

Approved the endorsement of the installation of multi-way stops at the following intersections:

- Braeburn Drive (Route 2430) and Sinon Street (Route 4633);
- Braeburn Drive (Route 2430) and Kristin Lane (Route 2433); and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

ADMIN 3 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTIONS OF NORTON ROAD AND BURGUNDY ROAD; NORTON ROAD AND ELMWOOD DRIVE; SOUTH QUAKER LANE AND ELMWOOD DRIVE; SOUTH QUAKER LANE AND BURGUNDY ROAD; AND BURGUNDY ROAD AND CHAPIN AVENUE (LEE DISTRICT)

Approved the endorsement of the installation of multi-way stops at the following intersections:

- Norton Road (Route 1625) and Burgundy Road (Route 1674);
- Norton Road (Route 1625) and Elmwood Drive (Route 1619);
- South Quaker Lane (Route 967) and Elmwood Drive (Route 1619);
- South Quaker Lane (Route 967) and Burgundy Road (Route 1674);
- Burgundy Road (Route 1674) and Chapin Avenue (Route 1573); and

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

ADMIN 4 - PROPOSED STREET NAME CHANGE FOR KAGAN COURT (DRANESVILLE DISTRICT)

Approved an official street name change for Kagan Court in the *Official Street Names and Property Numbering Atlas* to Cloverlawn Court, from its intersection with Old Dominion Drive to the end of the cul-de-sac, Tax Map Number 031-3.

ADMIN 5 - ADDITION AND DISCONTINUANCE OF PORTIONS OF HOOES ROAD (ROUTE 636) (MOUNT VERNON DISTRICT)

- (R) Adopted the Resolution requesting the Commonwealth Transportation Board (CTB) to add a new portion of Hooes Road (Route 636) to the State Secondary System and discontinue old portions of Hooes Road.

ADMIN 6 - EXTENSION OF REVIEW PERIOD FOR PUBLIC FACILITIES (456) REVIEW APPLICATIONS

Approved an extension of the review period for the six Public Facilities (456) Review Applications, listed in the Memorandum to the Board dated September 9, 1996, to a date of March 9, 1997.

ADMIN 7 - EQUIPMENT MANAGEMENT TRANSPORTATION AGENCY (EMTA) GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR A GRANT TO ASSIST IN THE PURCHASE OF VEHICLES TO RUN ON COMPRESSED NATURAL GAS

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#12.)

ADMIN 8 - AUTHORIZATION TO ENTER INTO GROUND LEASES AND FACILITY LEASES FOR THE MOTT COMMUNITY CENTER AND GUM

SPRINGS COMMUNITY CENTER (SPRINGFIELD AND MOUNT VERNON DISTRICTS)

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#13.)

ADMIN 9 - APPOINTMENT OF ADDITIONAL PARENT AND PRIVATE PROVIDER REPRESENTATIVES TO THE FAIRFAX-FALLS CHURCH COMMUNITY POLICY AND MANAGEMENT TEAM (CPMT)

Approved the appointment of Ms. Vera Breton, Parent Representative and Ms. Mary Agee, Provider Representative, to the Fairfax-Falls Church Community Policy and Management Team (CPMT).

ADMIN 10 - CHARGING FOR COPYING COSTS BY THE DEPARTMENT OF TAX ADMINISTRATION (DTA)

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#14.)

ADMIN 11 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE VACATION OF A PORTION OF DAVISFIELD LANE (SPRINGFIELD DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **September 30, 1996 at 4:00 p.m.** on the adoption of an ordinance vacating a portion of Davisfield Lane.

ADMIN 12 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5A, RESIDENTIAL PERMIT PARKING DISTRICTS (RPPD). TO ELIMINATE REQUIREMENTS FOR MOTORCYCLE PARKING PERMITS IN AN RPPD

- (A) Authorized the advertisement of a public hearing to be held before the Board on **September 30, 1996 at 3:30 p.m.** on a proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Article 5A, Residential Permit Parking Districts (RPPD), eliminating restrictions on motorcycle parking in RPPDs.

ADMIN 13 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6, ADOPTION OF STATE LAW, REGARDING INCREASED FINES FOR SPEEDING IN RESIDENTIAL AREAS

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#15.)

ADMIN 14 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING METRIC STANDARDS

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

ADMIN 15 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE PUBLIC FACILITIES MANUAL (PFM) REGARDING EROSION AND SEDIMENT CONTROL

- (A) Authorized the advertisement of a public hearing to be held before the Planning Commission on October 10, 1996, and before the Board on **October 28, 1996 at 3:30 p.m.** on proposed amendments to the Public Facilities Manual (PFM), Section 11 (Erosion and Sediment Control), to

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ADMIN 16 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97026 FOR CONTINUATION OF THE FEDERAL HEAD START PROGRAM GRANT WITHIN THE DEPARTMENT OF FAMILY SERVICES

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97026 in the amount of \$2,134,334 for continuation of ongoing Federal Head Start Program Grant within the Department of Family Services.

ADMIN 17 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97027 FOR CONTINUATION OF THE FEDERAL HEAD START/PUBLIC SCHOOLS EARLY CHILDHOOD TRANSITION DEMONSTRATION GRANT

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 97027 in the amount of \$835,000 for continuation of the United States (U.S.) Department of Health and Human Services' Head Start/Public School Transition Demonstration Grant.

ADMIN 18 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97028 FOR THE FAIRFAX AREA DISABILITY SERVICES BOARD REHABILITATIVE SERVICES INCENTIVE FUNDS (RSIF) GRANT WITHIN THE DEPARTMENT OF FAMILY SERVICES

(SAR) Approved the Supplemental Appropriation Resolution (SAR) AS 97028 to accept the Rehabilitation Services Incentive Funds (RSIF) grant in the amount of \$39,571 from the Virginia Department of Rehabilitative Services.

ADMIN 19 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97029 FOR THE DEPARTMENT OF FAMILY SERVICES HEALTHY FAMILIES FAIRFAX PROGRAM

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

ADMIN 20 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97030 TOTALING \$150,000 FOR THE DEPARTMENT OF FAMILY SERVICES ADOPTION OPPORTUNITIES FOR CHILDREN WITH SPECIAL NEEDS GRANT

(SAR) Approved the Supplemental Appropriation Resolution (SAR) AS 97030 in the amount of \$150,000 for the Adoption Opportunities for Children with Special Needs Grant, program year two. This award will assist Fairfax County to improve adoption services for children with special needs in Fairfax County.

ADMIN 21 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97031 FOR THE APPROVAL OF SHARE - HOMELESS INTERVENTION PROGRAM WITHIN THE DEPARTMENT OF FAMILY SERVICES

(SAR) Approved the Supplemental Appropriation Resolution (SAR) AS 97031 in the amount of \$222,290 from the Virginia Department of Housing and Community Development (HCD). Funds will provide homeless prevention assistance to the residents of Fairfax County and the Cities of Falls Church and Fairfax.

ADMIN 22 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97032 FOR THE DEPARTMENT OF FAMILY SERVICES TO RECEIVE ADDITIONAL FUNDING FROM WORK/FAMILY DIRECTIONS

(SAR) Approved the Supplemental Appropriation Resolution (SAR) AS 97032 totaling \$15,600 from Work/Family Directions. The purpose of this project is to provide employees the opportunity to participate in support groups at the workplace. The project focuses specifically on supporting the needs of the caregiver who is providing care to an elderly or disabled individual.

ADMIN 23 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97033 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD TO ACCEPT FUNDS FROM THE WASHINGTON/BALTIMORE HIGH INTENSITY DRUG TRAFFICKING AREA PROJECT

(SAR) Approved the Supplemental Appropriation Resolution (SAR) AS 97033 for the Fairfax-Falls Church Community Services Board (CSB) to accept \$189,085 in funds provided through the Washington/Baltimore Area High Intensity Drug Trafficking Area (HIDTA) project, a program of the Office of National Drug Control Policy. These funds will be used to provide residential substance abuse treatment, jail-based treatment and day treatment services to probationers.

ADMIN 24 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR)

AS 97034 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO ACCEPT FUNDS FROM THE METROPOLITAN AREA TREATMENT ENHANCEMENT SYSTEM PROGRAM

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#18.)

ADMIN 25 - FAIRFAX COUNTY POLICE DEPARTMENT GRANT APPLICATION TO THE BUREAU OF JUSTICE ASSISTANCE (BJA) FOR FUNDING UNDER THE LOCAL LAW ENFORCEMENT BLOCK GRANT PROGRAM

Approved the Fairfax County Police Department's application to the Bureau of Justice Assistance in the amount of \$213,656. Approval of this request will necessitate a local case match of \$23,739, which is available in Subfund 107, Federal/State Grant Fund.

ADMIN 26 - FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES, FOR AN "OPERATION KIDS" CHILD PASSENGER PROGRAM

Approved the Fairfax County Police Department's application to the Virginia Department of Motor Vehicles in the amount of \$15,641 to fund an "Operation Kids" Child Passenger Safety Program.

ADMIN 27 - FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES FOR A SAFE AND SOBER ENFORCEMENT PROGRAM

Approved the Fairfax County Police Department's application to the Virginia Department of Motor Vehicles in the amount of \$30,000 to fund a Safe and Sober Enforcement Program.

ADMIN 28 - FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES, FOR AN ENHANCED DRIVING UNDER THE INFLUENCE (DUI) PRELIMINARY BREATH TEST PROGRAM

Approved the Fairfax County Police Department's application to the Virginia Department of Motor Vehicles in the amount of \$75,086 to fund a Driving Under the Influence (DUI) Preliminary Breath Test Program.

ADMIN 29 - FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES, FOR A SMOOTH OPERATOR EDUCATION PROGRAM

Approved the Fairfax County Police Department's application to the Virginia Department of Motor Vehicles in the amount of \$55,000 to fund the Smooth Operator Education Program.

ADMIN 30 - FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES, FOR A SKIDCAR TRAINING VEHICLE

Approved the Fairfax County Police Department's application to the Virginia Department of Motor Vehicles in the amount of \$40,000 to fund a SkidCar Training Program.

ADMIN 31 - FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES FOR A MOTOR CARRIER SAFETY UPGRADE

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#19.)

ADMIN 32 - FAIRFAX COUNTY POLICE DEPARTMENT GRANT APPLICATION TO THE U. S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), FOR THE UNIVERSAL HIRING PROGRAM

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#20.)

ADMIN 33 - APPROVAL OF APPLICATIONS FOR ECONOMIC DEVELOPMENT INITIATIVE GRANT FUNDS AND A SECTION 108 LOAN FOR REVITALIZATION IN THE RICHMOND HIGHWAY CORRIDOR (LEE DISTRICT)

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#21.)

12. **ADMIN 7 - EQUIPMENT MANAGEMENT TRANSPORTATION AGENCY (EMTA) GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR A GRANT TO ASSIST IN THE PURCHASE OF VEHICLES TO RUN ON COMPRESSED NATURAL GAS** (Tape 4)

(NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL #11.)

Following discussion with input by Fred K. Kramer, Director, Department of General Services, Supervisor Dix moved that the Board authorize the submission by the

Equipment Management Transportation Agency (EMTA) of a grant application to the Virginia Alternative Fuels Revolving Fund (VAFRF), administered by the Virginia Department of Transportation (VDOT), in the amount of \$60,000 to assist with funding the purchase of County and School Board vehicles to run on compressed natural gas. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

13. **ADMIN 8 - AUTHORIZATION TO ENTER INTO GROUND LEASES AND FACILITY LEASES FOR THE MOTT COMMUNITY CENTER AND GUM SPRINGS COMMUNITY CENTER (SPRINGFIELD AND MOUNT VERNON DISTRICTS)** (Tape 4)

(NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#11.)

Following discussion with input by William J. Leidinger, County Executive; Fred K. Kramer, Director, Department of General Services; Walter D. Webdale, Director, Department of Housing and Community Development (HCD); and David Watkins, Assistant Director, Property Management, Facilities Management Division, Department of General Services; Supervisor Dix asked unanimous consent that the Board direct staff to advise the Board of projects that will be coming on line which may have a General Fund impact to allow for accurate budget forecasts. Without objection, it was so ordered.

Supervisor Frey moved that the Board authorize the County Executive to execute two ground leases and two facility leases with the Fairfax County Redevelopment and Housing Authority (FCRHA) for the Mott Community Center and the Gum Springs Community Center. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

14. **ADMIN 10 - CHARGING FOR COPYING COSTS BY THE DEPARTMENT OF TAX ADMINISTRATION (DTA)** (Tape 4)

(NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#11.)

Following discussion with input by Edward L. Long, Jr., Director, Office of Management and Budget (OMB), Supervisor Bulova moved that the Board authorize the Department of Tax Administration (DTA) not to implement a service charge when making copies for taxpayers. This motion, the second to which was inaudible, carried by unanimous vote.

15. **ADMIN 13 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), SECTION 82-1-6, ADOPTION OF STATE LAW, REGARDING INCREASED FINES FOR SPEEDING IN RESIDENTIAL AREAS** (Tape 4)

- (A) (NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#11.)

Following discussion with input by M. Douglas Scott, Chief of Police, and Captain Robert R. Beach, Traffic Division, Police Department, Supervisor Connolly moved that the Board authorize the advertisement of a public hearing to be held before the Board on **September 30, 1996 at 3:30 p.m** on a proposed amendment to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic), Section 82-1-6, Adoption of State Law, making violators of speed limits in residential areas subject to a \$200 fine. This motion was seconded by Supervisor Frey and carried by unanimous vote.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board refer the issue of prepayment of these speeding tickets to the Legislative Subcommittee. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

16. **ADMIN 14 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE), REGARDING METRIC STANDARDS** (Tape 4)

- (A)
(R) (NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#11.)

Following discussion with input by Irving Birmingham, Director, Department of Environmental Management (DEM), Supervisor Mendelsohn moved that the Board adopt a Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on October 10, 1996, and before the Board on **December 2, 1996 at 3:30 p.m.** on proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), requiring metric measurements on Site Plans; requiring both English and metric measurements on zoning applications; and deleting references to the County Soil Science Office. This motion was seconded by Supervisor Kauffman and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

Supervisor Dix asked unanimous consent that the Board direct staff to provide information as to the anticipated fiscal impact of this change. Without objection, it was so ordered.

17. **ADMIN 19 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97029 FOR THE DEPARTMENT OF FAMILY SERVICES HEALTHY FAMILIES FAIRFAX PROGRAM** (Tape 4)

(SAR) (NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#11.)

Following discussion with input by Suzanne Manzo, Director, Department of Family Services, Supervisor Hyland moved that the Board approve the Supplemental Appropriation Resolution (SAR) AS 97029 in the amount of \$25,000 from the Virginia Department of Social Services (VDSS). These funds will be used for contract staff who will provide direct services to prevent child abuse and neglect. This motion was seconded by Supervisor Connolly and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

18. **ADMIN 24 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 97034 FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO ACCEPT FUNDS FROM THE METROPOLITAN AREA TREATMENT ENHANCEMENT SYSTEM PROGRAM** (Tape 4)

(SAR) (NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#11.)

Following discussion with input by Joan N. Volpe, Deputy Director, Fairfax-Falls Church Community Services Board (CSB), Supervisor Kauffman moved that the Board approve the Supplemental Appropriation Resolution (SAR) AS 97034 for the Fairfax-Falls Church Community Services Board (CSB) to accept \$485,100 in funds from the Metropolitan Washington Council of Governments (COG) to continue to provide intensive day treatment services for women. This motion was seconded by Supervisor Hyland and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

19. **ADMIN 31 - FAIRFAX COUNTY POLICE DEPARTMENT, TRAFFIC SAFETY SECTION, GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES FOR A MOTOR CARRIER SAFETY UPGRADE** (Tape 4)

(NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#11.)

Following discussion with input by Captain Robert R. Beach, Traffic Division, Police Department, Supervisor Frey moved that the Board approve the Fairfax County Police Department's application to the Virginia Department of Motor Vehicles in the amount of \$82,794 to fund a Motor Carrier Safety Enforcement Upgrade. This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

20. **ADMIN 32 - FAIRFAX COUNTY POLICE DEPARTMENT GRANT APPLICATION TO THE U. S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), FOR THE UNIVERSAL HIRING PROGRAM** (Tapes 4-5)

(NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#11.)

Following discussion with input by William J. Leidinger, County Executive, and M. Douglas Scott, Chief of Police, Supervisor Bulova moved that the Board approve the Fairfax County Police Department's application to the Office of Community Oriented Policing Services (COPS) in the amount of \$2,025,000. This grant will enable the Department to hire 27 additional officers to support and expand community policing activities throughout the County. This motion was seconded by Supervisor Kauffman.

Supervisor Dix asked unanimous consent that the Board direct staff to provide information as to the per person cost of adding 27 police officers through the regular budget process using local dollars versus the per person cost by adding 27 officers with the grant money. Without objection, it was so ordered.

The question was called on the motion which **CARRIED** by a recorded vote of eight, Supervisor Dix and Supervisor Frey voting "NAY."

21. **ADMIN 33 - APPROVAL OF APPLICATIONS FOR ECONOMIC DEVELOPMENT INITIATIVE GRANT FUNDS AND A SECTION 108 LOAN FOR REVITALIZATION IN THE RICHMOND HIGHWAY CORRIDOR (LEE DISTRICT)** (Tape 5)

(NOTE: Earlier in the meeting, action was taken to consider this item separately. See Clerk's Summary Item CL#11.)

Following discussion with input by Walter D. Webdale, Director Department of Housing and Community Development (HCD), Kathleen Mitchell, Director, Revitalization Division, HCD; and Bruce A. LaVal, Director, Community Development Division, HCD, the Board moved approval of the applications to the United States (U.S.) Department of Housing and Urban Development (HUD) for Economic Development Initiative (EDI) grant funds and a Section 108 Loan for revitalization activities in the Richmond Highway corridor. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor McConnell being out of the room.

22. **A-1 - REVISIONS TO CHAPTERS 1 AND 17 OF THE PERSONNEL REGULATIONS CONCERNING THE COUNTY'S EQUAL EMPLOYMENT OPPORTUNITY POLICY AND GRIEVANCE PROCEDURE** (Tape 6)

Supervisor Gross moved that the Board concur in the recommendation of staff and approve the proposed revisions to Chapters 1 and 17 of the Personnel Regulations regarding the County's Equal Employment Opportunity Policy and grievance procedure. The revisions are required by recently enacted changes to the *Code of Virginia* effective July 1, 1996. This motion was seconded by Supervisor Connolly.

Following a brief discussion, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to add the recommendation of the Civil Service Commission to refer the issue to the Legislative Subcommittee, 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 Hyland returned the gavel to Chairman Hanley.

23. **A-2 - SERIES 1996 SEWER REVENUE BONDS INVESTMENT PLAN** (Tape 6)

Bonds

(R) Supervisor Bulova moved that the Board concur in the recommendation of staff and adopt the investment resolution which authorizes:

- An investment agreement providing for the investment of (not to exceed) \$81,217,396.95 and \$7,514,437.50 to eliminate the risk of negative arbitrage in the Construction Subfund and Debt Service Reserve Subfund; and
- Delegation to the County Executive or the Deputy County Executive for Management and Budget authority to:
 - Determine certain details of the investment structure;
 - Request and accept bids from interested financial institutions; and
 - Execute the investment agreement.

This motion was seconded by Supervisor Hyland.

Following discussion, with input from James P. McDonald, Deputy County Executive for Management and Budget, the question was called on the motion which carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor McConnell being out of the room.

24. **A-3 - APPROVAL OF REVISIONS TO THE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING PRIORITIES (COUNTYWIDE)** (Tape 6)

Supervisor Connolly moved that the Board concur in the recommendation of staff and approve the revised Community Development Block Grant (CDBG) funding priorities as described in Attachment One of the Memorandum to the Board. This motion was seconded by Supervisor Hyland.

Following a lengthy discussion, with input from Bruce A. Laval, Director, Community Development Division, Housing and Community Development (HCD), Supervisor Hyland moved that this item be deferred until later in the day. This motion was seconded by Supervisor Frey and carried by unanimous vote.

(NOTE: Later in the meeting, action was taken regarding this item. See Clerk's Summary Item CL#66.)

25. **A-4 - WOODROW WILSON BRIDGE IMPROVEMENT STUDY LOCATION PUBLIC HEARING (COUNTYWIDE)** (Tape 6)

Following a brief presentation by Shiva K. Pant, Director, Office of Transportation, and an ensuing discussion, Supervisor Mendelsohn moved that the Board concur in the recommendation of staff and take the following actions with regard to the Supplemental Draft Environmental Impact Statement (SDEIS) of the Woodrow Wilson Bridge Improvement Study:

- Endorse crossing 4A [Current Alignment Side-by-Side Drawbridges, 12 lanes including provision of High Occupancy Vehicle (HOV)] as the preferred alternative and Alternative 4A Modified (Current Alignment High Bridge) as a possible design alternative to Alternative 4A;
- Reaffirm the Board position of April 8, 1996, in favor of the design elements outlined in the Memorandum to the Board; and
- Request the Woodrow Wilson Bridge Improvement Study Coordination Committee to make maximum efforts to obtain from the United States (U.S.) Congress, owners of the existing facility, full federal funding for the replacement crossing, including all interchange improvements. The need for user tolls should be kept to a minimum, if not totally eliminated, to avoid economic impacts on

County citizens using the crossing. In addition, the Virginia Department of Transportation (VDOT) participation in funding to any significant amount would affect funding availability for other critical projects and affect the State's ability to fund or bond finance other projects.

This motion was seconded by Supervisor Kauffman.

Supervisor Kauffman asked to amend the motion as follows:

- Change the language on page 106, first line under Transit, to read: "Incorporate planning and preliminary design which accommodates future construction of rail transit in this area"; which means that in the design of the bridge the option for transit should be included; and
- Emphasize the importance of including improvements to the interchanges.

This was accepted.

Supervisor Hyland asked to amend the motion to eliminate from consideration Alternative 4A Modified (Current Alignment High Bridge), and this was accepted.

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

Supervisor Kauffman commended Supervisor Hyland and staff from the Office of Transportation for all their hard work on this project.

26. **A-5 - MAPLE BRANCH ROAD CUT-THROUGH TRAFFIC (SPRINGFIELD DISTRICT)** (Tape 6)

(R) On motion of Supervisor McConnell, seconded by Supervisor Connolly, and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," the Board concurred in the recommendation of staff and:

- Adopted the Resolution requesting the Virginia Department of Transportation (VDOT) to conduct a review and address possible solutions to the cut-through concern; and
- Directed staff to provide the necessary documentation with the Resolution.

27. **A-6 - ENDORSEMENT OF THE VIRGINIA ASSOCIATION OF MUNICIPAL WASTEWATER AGENCIES POSITION ON THE CHESAPEAKE BAY PROGRAM'S NUTRIENT REDUCTION GOALS** (Tape 6)

On motion of Supervisor Dix, seconded by Supervisor Connolly, and carried by unanimous vote, the Board concurred in the recommendation of staff and endorsed the Virginia Association of Municipal Wastewater Agencies (VAMWA) Position on the Chesapeake Bay Program's Nutrient Reduction Goals as outlined in the Memorandum to the Board.

Chairman Hanley clarified, for the record, that the formula allocation being endorsed is to be a minimum 50 percent of each locality's cost.

Supervisor Dix asked unanimous consent that the Board direct staff to provide the Board with information regarding the impact, potentially to Virginia, of the Blue Plains situation. Without objection, it was so ordered.

28. **C-1 - 1996 VIRGINIA MUNICIPAL LEAGUE (VML) ANNUAL CONFERENCE** (Tape 6)

The Board next considered an Item contained in the Memorandum to the Board dated September 9, 1996 regarding designation of a voting and alternate voting delegate to represent Fairfax County at the Virginia Municipal League (VML) Annual Conference.

Supervisor Dix moved:

- That the Board designate Chairman Hanley as the voting delegate.

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

29. **I-1 - COUNTY HOLIDAY SCHEDULE - CALENDAR YEAR 1997** (Tape 6)

The Board next considered an Item contained in the Memorandum to the Board dated September 9, 1996 requesting authorization for staff to adopt the proposed County holiday schedule for calendar year 1997.

Supervisor Gross moved to adopt the proposed County holiday schedule as presented. This motion was seconded by Supervisor Bulova.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Frey moved to amend the motion to delete consideration of the issue concerning Inauguration Day and December 26 until it is known what the State and the Federal Government will be doing. This motion was seconded by Supervisor Dix and **CARRIED** by a recorded vote of eight, Supervisor Gross and Chairman Hanley voting "NAY."

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

The staff was directed administratively to proceed as proposed.

30. **I-2 - REVISED NUMBERING SYSTEM FOR ZONING APPLICATIONS (COUNTYWIDE)** (Tape 6)

The Board next considered an item contained in the Memorandum to the Board dated September 9, 1996 presenting the proposed revised numbering system for zoning applications.

31. **I-3 - REGIONAL SURFACE TRANSPORTATION AND CONGESTION MITIGATION AND AIR QUALITY PROGRAM PROJECTS FOR THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) PROGRAM FY 1998 (COUNTYWIDE)** (Tape 6)

The Board next considered an item contained in the Memorandum to the Board dated September 9, 1996 requesting authorization for staff to:

- Assume endorsement of the Fairfax County Regional Surface Transportation (RSTP) Programs and Congestion Mitigation and Air Quality Program Projects (contained in Attachment I of the Memorandum to the Board) by the Board; and
- Pursue funding for Fiscal Year (FY) 1998.

Following a brief discussion, with input from Shiva K. Pant, Director, Office of Transportation, staff was directed administratively to proceed as proposed.

32. **I-4 - ADVERTISE INVITATION FOR BIDS FOR CONSTRUCTION OF THE HERNDON-MONROE PARK-AND-RIDE FACILITY (HUNTER MILL DISTRICT)** (Tape 6)

The Board next considered an item contained in the Memorandum to the Board dated September 9, 1996 requesting authorization for staff to advertise construction bids for the entire Herndon-Monroe Park-and-Ride project and include a potential delayed construction start for a portion of the flyover bridge.

The staff was directed administratively to proceed as proposed.

33. **I-5 - AWARD OF CONTRACT - PART A - OXON ROAD SANITARY SEWER EXTENSION AND IMPROVEMENT, PHASE II; PART B - LANGLEY FOREST SANITARY SEWER EXTENSION AND IMPROVEMENT (DRANESVILLE AND SULLY DISTRICTS)** (Tape 6)

The Board next considered an Item contained in the Memorandum to the Board dated September 30, 1996 requesting authorization for staff to award a contract to Heritage Construction Company, Incorporated in the amount of \$180,696.60 for construction of:

- Project X00825 (T018), Oxon Road Sanitary Sewer Extension and

Improvement, Phase II; and

- Project X00825 (I00033), Langley Forest Sanitary Sewer Extension and Improvement, in Subfund 524, Sewer Bond Extension and Improvements.

The staff was directed administratively to proceed as proposed.

34. **ORDERS OF THE DAY** (Tape 6)

Chairman Hanley announced that Board Matters would be presented at the end of the Agenda after the land use public hearings.

35. **RECESS/EXECUTIVE SESSION** (Tape 6)

At 2:40 p.m., Supervisor Connolly moved that the Board recess and go into Executive Session for discussion or consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the Agenda as well as for discussion of actual and probable litigation and other specific legal matters requiring the provision of legal counsel, and in addition:

- Deed of Cession and Retrocession between United States and the Commonwealth of Virginia for Concurrent Jurisdiction within all Areas of the National Park Service Located in Fairfax County;
- *Prudential Insurance Company versus Board of Supervisors*, At Law Number 128944;
- *Board of Supervisors of Fairfax County versus Lauenders, et al.*, At Law Number 93886;
- Commonwealth of Virginia State Water Control Board's Occoquan Policy, VR 680-11-05;
- Land Use Permit Manual;
- County Contracts with Gum Springs Community Development Corporation, Incorporated;
- County-Schools Consolidations; and
- Extension of Indemnification Resolution Coverage to Organizations Providing Assistance to County Agencies.

This motion was seconded by Supervisor Bulova and carried by unanimous vote. At 5:00 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

ACTIONS FROM EXECUTIVE SESSION36. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 7)

Supervisor Bulova moved that the Board of Supervisors certify that, to the best of its 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 Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

37. **SETTLEMENT OF PRUDENTIAL INSURANCE COMPANY VERSUS BOARD OF SUPERVISORS, AT LAW NUMBER 128994** (Tape 7)

Supervisor Connolly moved that the Board authorize the settlement of *Prudential Insurance Company versus Board of Supervisors*, At Law Number 128994, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

38. **EXECUTION OF THE DEED OF CESSION AND RETROCESSION BETWEEN THE UNITED STATES (US) AND THE COMMONWEALTH OF VIRGINIA (VA)** (Tape 7)

Supervisor Connolly moved that the Board recommend the execution of the Deed of Cession and Retrocession between the United States (US) and the Commonwealth of Virginia (VA) regarding concurrent jurisdiction within all areas of the National Park Service located in Fairfax County, as discussed by the County Attorney in Executive Session. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

39. **AGREEMENT RESOLVING THE FAIR OAKS MALL TAX ASSESSMENT CLAIMS FOR 1990-1994** (Tape 7)

Supervisor Frey moved that the Board authorize entry by the County into an agreement resolving the Fair Oaks Mall Tax Assessment claims for 1990-1994, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

40. **SETTLEMENT IN THE MATTER OF MEADOWS THREE ASSOCIATES LIMITED PARTNERSHIP (LP) VERSUS COUNTY OF FAIRFAX, AT LAW NUMBER 128952** (Tape 7)

Supervisor Frey moved that the Board authorize settlement in the matter of *Meadows Three Associates Limited Partnership (LP) versus County of Fairfax, At Law Number 128952*, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor McConnell and carried by unanimous vote.

41. **SETTLEMENT IN THE MATTER OF HELEN H. SMITH VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY VIRGINIA, AT LAW NUMBER 128976** (Tape 7)

Supervisor Frey moved that the Board authorize settlement in the matter of *Helen H. Smith versus Board of Supervisors of Fairfax County, Virginia, At Law Number 128976*, 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.

42. **FILING OF A LAWSUIT IN THE MATTER OF MNC CREDIT CORPORATION VERSUS ASHBURTON LIMITED PARTNERSHIP, ET AL IN CHANCERY NUMBER 145429** (Tape 7)

Supervisor Frey moved that the Board authorize the County Attorney to file a lawsuit in the matter of *MNC Credit Corporation versus Ashburton Limited Partnership, et al.*, In Chancery Number 145429, and to authorize payment by County staff of the disputed funds into the Fairfax County Circuit Court, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

43. **CONTRACT TO PURCHASE APPROXIMATELY 6.9 ACRES OF PROPERTY IN CENTREVILLE INCLUDING THE HISTORIC MOUNT GILEAD HOUSE** (Tape 7)

Supervisor Frey moved that the County Executive be authorized, on behalf of the Board, to enter into a contract to purchase approximately 6.9 acres of property in Centreville including the historic Mount Gilead House (specifically Tax Map Parcels 54-4-001-parcels 9E, 38, 39, 39A, and 42), in accordance with the terms and conditions outlined in Executive Session. He added that the County Executive is also authorized on behalf of the Board to execute any documents needed to effectuate the purchase of said property. This motion was seconded by Supervisor McConnell and **CARRIED** by a recorded vote of eight, Supervisor Hyland and Supervisor Mendelsohn voting "NAY."

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44. **3:30 P.M. - PH ON REZONING APPLICATION RZ 96-L-005 AND SPECIAL EXCEPTION APPLICATION SE 96-L-034 (SPRINGFIELD CAMPUS, L.L.C.) (LEE DISTRICT)** (Tape 8)

Supervisor Kauffman moved to defer the public hearing on Rezoning Application RZ 96-L-005 and Special Exception Application SE 96-L-034 until **October 14, 1996 at 3:30 p.m.** This motion was seconded by Supervisor Hyland and carried by unanimous vote.

45. **3:30 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S96-II-F1 - MOBIL GAS STATION, WEST OX ROAD (SULLY DISTRICT)** (Tape 8)

Supervisor Frey moved to defer indefinitely the public hearing on the Out-of-Turn Plan Amendment S96-II-F1. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

46. **4:00 P.M. - BOARD DECISION ON REZONING APPLICATION RZ 95-D-053 (PINEY RUN L.C.) (DRANESVILLE DISTRICT)** (Tape 8)

Supervisor Mendelsohn moved to defer the Board decision on Rezoning Application RZ 95-D-053 until **October 14, 1996 at 4:00 p.m.** This motion was seconded by Supervisor Connolly and carried by unanimous vote.

47. **4:30 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S96-II-M1 FOR SUB-UNIT S-1 OF THE TYSONS CORNER URBAN CENTER (PROVIDENCE DISTRICT)** (Tape 8)

Supervisor Connolly moved to defer the public hearing on proposed Out-of-Turn Plan Amendment S96-II-M1 for Sub-Unit S-1 of the Tysons Corner Urban Center until **October 14, 1996 at 3:30 p.m.** This motion was seconded by Supervisor Hyland and carried by unanimous vote.

48. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING FLOODPLAIN REGULATIONS** (Tape 8)

- (O) Certificates of Publication were 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 August 22 and August 29, 1996.

Following the public hearing, Supervisor Frey moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance), as recommended by staff and outlined in the original advertisement, to add the requirement for the Federal Emergency Management Agency's (FEMA) Elevation Certificates and Floodproofing Certificates and to revise the provisions for certain accessory structures

and additions for single family dwellings **to become effective on September 10, 1996 at 12:01 a.m.** This motion was seconded by Supervisor Connolly and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

49. **3:30 P.M. - PH ON THE ADOPTION OF AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE) SECTIONS 4-17.1-5 THROUGH 4-17.1-8; 4-17.1-10; 4-17.1-12 RELATING TO THE PRORATION OF PERSONAL PROPERTY TAXES ON MOBILE HOMES** (Tape 8)

- (O) Certificates of Publication were 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 August 15 and August 22, 1996.

Following the public hearing, Supervisor Connolly moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Sections 4-17.1-5 through 4-17.1-8; 4-17.1-10; 4-17.1-12 relating to the proration of personal property taxes on mobile homes **to become effective at the beginning of tax year 1997.** This motion was seconded by Supervisor Hyland and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

50. **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), APPENDIX G TO EXPAND THE ROBINSON RPPD, DISTRICT 17 (BRADDOCK DISTRICT)** (Tape 8)

- (O) Certificates of Publication were 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 August 22 and August 29, 1996.

Following the public hearing, which included testimony by one speaker, Supervisor Bulova 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 expand the Robinson RPPD, District 17 to include Pumphrey Drive (Route 4818) from Pumphrey Court (Route 5489) to Spring Rock Court (Route 5490), Pumphrey Drive (Route 4818) from Spring Rock Court (Route 5490) to Commonwealth Boulevard (Route 4801), and Spring Rock Court (Route 5490) from Pumphrey Drive (Route 4818) to the end **to become effective upon adoption.** This motion was seconded by Supervisor McConnell and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley voting

"AYE," Supervisor Frey and Supervisor Mendelsohn being out of the room.

51. **3:30 P.M. - PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 6 (WEAPONS) REGARDING HUNTING AND THE REGISTRATION OF PROPERTY FOR THE DISCHARGE OF FIREARMS (COUNTYWIDE)** (Tape 8)

- (O) Certificates of Publication were 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 August 22 and August 29, 1996.

Following the public hearing, which included testimony by four speakers, Supervisor Connolly moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 6 (Weapons) relating to hunting and the registration of property for the discharge of firearms. This motion was seconded by Supervisor Gross and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

52. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-M-017 (MAZUR AND MYER, INCORPORATED, DBA THE FURNITURE STORE) (MASON DISTRICT)** (No Tape)

(NOTE: Later in the meeting, this public hearing was held. See Clerk's Summary Item CL#54.)

53. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-M-013 (R.J.SNYDER AND DECKER AND COMPANY, INCORPORATED, FOR KENYON OIL COMPANY) (MASON DISTRICT)** (Tape 8)

Mr. Conrad R. Decker reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Gross moved:

- Approval of Special Exception Application SE 96-M-013 subject to the revised development conditions dated August 19, 1996 as recommended by the Planning Commission;

- Modification of transitional screening and barrier requirements on all property boundaries in accordance with paragraph two of Section 13-304 of the Zoning Ordinance; and
- Waiver of the provisions of paragraph 6a of Section 4-505 of the Zoning Ordinance to maintain curb cuts less than 60 feet extended from an intersection.

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

54. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-M-017 (MAZUR AND MYER, INCORPORATED, DBA THE FURNITURE STORE) (MASON DISTRICT)** (Tapes 8-10)

Mr. John E. Mazur reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, which included testimony by 15 speakers, Greg Russ, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Following extensive discussion by the Board and clarifications from staff, Supervisor Gross moved approval of Special Exception Application SE 96-M-017 subject to the development conditions contained in Appendix One of the staff report dated April 2, 1996 and as recommended by the Planning Commission. This motion was seconded by Supervisor Bulova and **CARRIED** by a recorded vote of seven, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley voting "NAY."

SBE:sbe

55. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-M-013 (R.J. SNYDER AND DECKER AND COMPANY, INCORPORATED, FOR KENYON OIL COMPANY) (MASON DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, action was taken on Special Exception Application SE 96-M-013. See Clerk's Summary Item CL#53.)

56. **4:00 P.M. - BOARD DECISION ON REZONING APPLICATION RZ 95-D-053 (PINEY RUN L.C.) (DRANESVILLE DISTRICT)** (No Tape)

(NOTE: Earlier in the meeting, this public hearing was deferred. See Clerk's Summary Item CL#46.)

57. **4:00 P.M. - BOARD DECISION ON A PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING**

ORDINANCE) REGARDING: GROUP EIGHT TEMPORARY SPECIAL PERMIT USE OF TEMPORARY MOBILE AND/OR LAND BASED TELECOMMUNICATION TESTING FACILITIES (Tape 11)

(A)

(O) (NOTE: On January 8, 1996, the Board deferred the public hearing on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding Group Eight Special Permit Uses of Temporary Mobile and Land-Based Telecommunication Testing Facilities until January 22, 1996. On January 22, 1996 the Board held a public hearing on this item and deferred Board decision on the amendment pending a review and recommendation by the Telecommunications Task Force.)

Chairman Hanley relinquished the Chair to Acting-Chairman Dix and moved that the Board:

- Adopt the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) to revise the provisions regarding Group Eight temporary special permits for temporary mobile and land based telecommunications testing facilities to become **effective on September 10, 1996 at 12:01 a.m.** as set forth in Attachment One of the Memorandum to the Board; and
- Authorize the advertisement of the additional proposed amendments as set forth in Attachment Six of the Memorandum to the Board.

This motion was seconded by Supervisor Bulova.

Following discussion, the question was called on the motion which carried by a recorded vote of seven, Supervisor Bulova, Supervisor Connolly, Supervisor Gross, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Dix and Supervisor Frey voting "NAY," Supervisor Hyland, Supervisor Kauffman, and Supervisor McConnell being out of the room.

Acting-Chairman Dix returned the gavel to Chairman Hanley.

58. **4:00 P.M. - PH ON THE ADOPTION OF AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE) ARTICLE 7.1 RELATING TO A UNIFORM BUSINESS, PROFESSIONAL AND OCCUPATIONAL LICENSE (BPOL) ORDINANCE** (Tape 11)

(O) Certificates of Publication were 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 August 15 and August 22, 1996.

Following the public hearing, which included testimony by two speakers, Supervisor Dix moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance), Article 7.1 relating to the Business, Professional and Occupational License (BPOL) Ordinance. This motion was seconded by Supervisor McConnell and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

59. **4:30 P.M. - PH ON REZONING APPLICATION RZ 93-D-022 (MENA CORPORATION) (DRANESVILLE DISTRICT)** (Tape 11)

(O) Mr. Wael Alkhalro reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, which included testimony by one speaker, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Mendelsohn moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 93-D-022 be amended from the R-1 and Historic Overlay Districts to the PDH-1 and the Historic Overlay Districts subject to the execution of the proffers dated August 15, 1996; the Planning Commission having previously approved Final Development Plan Application FDP 93-D-022 on July 24, 1996. This motion was seconded by Supervisor Dix and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Frey and Supervisor Hyland being out of the room.

60. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 96-B-010 (TRINITY CHRISTIAN SCHOOL) (BRADDOCK DISTRICT)** (Tapes 11-13)

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

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

Chairman Hanley disclosed that Mr. James Webster Dyke, Jr. served on the Hanley for Chairman Finance Committee.

Supervisor Connolly disclosed that Mr. James Webster Dyke, Jr. was a member of the Connolly for Supervisor Finance Committee.

Following the public hearing, which included testimony by 13 speakers, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive

Planning, presented the staff and Planning Commission recommendations.

Supervisor Bulova moved:

- Approval of Special Exception Application SE 96-B-010 subject to the development conditions dated August 14, 1996;
- Waiver of the barrier requirement along the property lines in favor of that shown on the Special Exception Plat;
- Modification of the transitional screening requirement along all property boundaries in favor of that shown on the Special Exception Plat; and
- To direct the Director of the Department of Environmental Management (DEM) to waive the requirement for interparcel access to Forest Drive to the North. Access to this site will be provided solely from Braddock Road.

This motion was seconded by Supervisor Frey and carried by a vote of eight, Supervisor Connolly and Chairman Hanley being out of the room.

61. **4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 83-M-098 (FIRST VIRGINIA BANK) (MASON DISTRICT)** (Tape 13)

Ms. Sarah E. Hall reaffirmed the validity of the affidavit for the record.

Ms. Hall had filed the necessary notices showing that at least 25 adjacent and/or interested parties had been notified of the date and hour of this public hearing and she proceeded to present her case.

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

Supervisor Gross moved:

- Approval of Special Exception Amendment Application SEA 83-M-098 subject to the development conditions dated July 30, 1996; and
- Waiver of the service drive requirement along Route 236.

This motion was seconded by Supervisor Kauffman and carried by a vote of eight, Supervisor Mendelsohn and Chairman Hanley being out of the room.

62. **4:30 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT S96-II-M1 FOR SUB-UNIT S-1 OF THE TYSONS CORNER URBAN CENTER (PROVIDENCE DISTRICT)** (No Tape)

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

63. **5:00 P.M. - PH ON REZONING APPLICATION RZ 94-Y-056 (DARRELL H. HILDRETH) (SULLY DISTRICT)** (Tape 13)

- (O) Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.

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

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

Supervisor Frey moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 94-Y-056 be amended from the R-1 and Water Supply Protection Overlay Districts to the R-3 and Water Supply Protection Overlay Districts subject to the execution of the proffers dated August 21, 1996. This motion was seconded by Supervisor Dix and carried by a vote of seven, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Kauffman, Supervisor Mendelsohn, and Vice-Chairman Hyland voting "AYE," Supervisor Bulova, Supervisor McConnell, and Chairman Hanley being out of the room.

Supervisor Frey moved waiver of the minimum district size and minimum open space requirements. This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Bulova, Supervisor McConnell and Chairman Hanley being out of the room.

Supervisor Hyland returned the gavel to Chairman Hanley.

64. **RECESS/EXECUTIVE SESSION** (Tape 13)

At 10:10 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 for this meeting. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

At 11:35 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, with the exception of Supervisor Frey, and with Chairman Hanley presiding.

ACTION FROM EXECUTIVE SESSION

65. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (No Tape)

Supervisor Bulova moved that the Board certify that, to the best of its 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 a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Frey being out of the room.

Chairman Hanley noted, for the record, that Supervisor Frey did not participate in the Executive Session.

66. **A-3 - APPROVAL OF REVISIONS TO THE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING PRIORITIES (COUNTYWIDE)** (No Tape)

(NOTE: Earlier in the meeting, action was taken to defer this item. See Clerk's Summary Item CL#24.)

Supervisor Hyland moved that the Board concur in the recommendation of staff and approve the revised Community Development Block Grant (CDBG) funding priorities as described in Attachment One of the Memorandum to the Board with the addition of the following new language for Paragraph D:

- "Projects that promote diversity of economic status and cross cultural opportunities both for assisted persons and nonassisted persons throughout Fairfax County."

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

ADDITIONAL BOARD MATTERS

67. **PROCLAMATION DESIGNATING OCTOBER AS “NATIONAL DISABILITY EMPLOYMENT AWARENESS” MONTH** (Tape 14)

Chairman Hanley informed the Board that October is designated by the Congress as the National Disability Employment Awareness Month. During this month Fairfax County citizens with disabilities will be recognized and their contributions and value to economic growth and to mainstream community life will be highlighted.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to invite a representative from the Office of Equity Programs and the Disability Services Board to appear before the Board at the October 14, 1996 meeting to receive a Proclamation declaring October as “**Disability Employment Awareness Month**” in Fairfax County. This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor Frey being out of the room.

68. **DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT RECEIVES THE “OUTSTANDING RISK CONTROL WORK PLAN AWARD” FOR 1996** (Tape 14)

Chairman Hanley announced that the Fairfax County Department of Housing and Community Development (FCHCD) received notification from its property insurance carrier, Housing Authority Insurance, that FCHCD has been selected to receive the “Outstanding Risk Control Work Plan Award” for 1996. This award is given to the top performing housing authorities participating in Housing Authority Insurance programs. It recognizes two consecutive years of completing all risk control work standards. The work plan covers such areas as risk control and prevention, emergency preparedness, preventive maintenance and property conservation programs.

69. **RESOLUTION FROM THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) ON HOUSING REFORM LEGISLATION (HR-2406 AND S-1260)** (Tape 14)

Chairman Hanley stated that, in response to an August 5, 1996 request from the Housing Subcommittee of the Board, Fairfax County Redevelopment and Housing Authority (FCRHA) forwarded the Resolution on Housing Reform Legislation (HR-2406 and S-1260), now in the United States (U.S.) Senate/House Conference Committee. She distributed copies of the Resolution to the Board.

Chairman Hanley moved that the Board:

- Contact the Virginia U.S. Senate and the Fairfax County U.S. Congressional Representatives informing them of the deficiencies the

County perceives in the legislation now in conference. Those perceptions include inadequate transition procedures for implementation, uncertain financial impact, and possible challenge to fiscal integrity of local authorities; and

- Express the County's support to the Delegation for housing reform, tenant self-sufficiency and economic empowerment.

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

70. **TOWN OF HERNDON'S GOLF TOURNAMENT** (Tape 14)

Chairman Hanley announced that the Mayor of the Town of Herndon has invited the Board to join his golf tournament.

71. **"PAWS FOR CAUSE" 5K WALK ON SUNDAY, OCTOBER 6, 1996** (Tape 14)

Chairman Hanley announced that there will be a "Paws for Cause" 5K Walk on Sunday, October 6, 1996 in Fairfax City sponsored by the Fairfax Pets on Wheels.

72. **PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING SERVICE STATION MINI-MARTS** (Tape 14)

Chairman Hanley moved that the Board direct staff to schedule the public hearing on the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding Service Station Mini-Marts for the November 18, 1996 Board meeting. This motion was seconded by Supervisor Kauffman and carried by a vote of nine, Supervisor Frey being out of the room.

73. **NORTHERN VIRGINIA 10K HEALTHY CHOICE AMERICAN HEART WALK TO BE HELD AT WOLF TRAP FARM PARK** (Tape 14)

Chairman Hanley announced that the 1996 Northern Virginia Healthy Choice American Heart Walk will be held on Saturday, October 5, 1996 at Wolf Trap Farm Park in Vienna.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

74. **PROCLAMATION DESIGNATING OCTOBER AS "SAVE TODAY FOR TOMORROW" MONTH AND OCTOBER 9, 1996 AS "SAVE TODAY" IN FAIRFAX COUNTY** (Tape 14)

Supervisor Dix informed the Board that the American Medical Association Alliance, Incorporated has launched a program called SAVE: Stop America's Violence Everywhere in the hope of preventing violence-related tragedies. This program is an extension of the Campaign Against Family Violence, which has been the impetus for

Alliances to develop more than 600 anti-violence programs nationwide since 1991. SAVE is intended to focus attention on the nationwide problem that exists everywhere -- in homes, in schools, on the streets, and in the media.

Central to the program is "SAVE Today," which is held annually on the second Wednesday of October to emphasize violence prevention in communities nationwide. However, SAVE is a year-round program, the goal of which is to make an impact on the destructive social problem that robs so many Americans of quality living. The Medical Society of Virginia Alliance and the Fairfax County Alliance, will again be promoting October as "SAVE Today for Tomorrow" Month as it has for the past several years.

Supervisor Dix moved that the Board:

- Proclaim October 1996 as **"SAVE Today for Tomorrow Month"** in Fairfax County;
- Designate October 9, 1996 as **"SAVE Today"** in Fairfax County"; direct staff to prepare an official Proclamation to that effect; and
- Invite Ms. Nicki Bazaco and Ms. Diane Chow to appear before the Board on September 30, 1996 to be recognized for their outstanding efforts on behalf of the citizens of Fairfax County.

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

Supervisor Dix circulated to each Board Member a sample Proclamation for review.

75. **PROCLAMATION DESIGNATING OCTOBER 10, 1996 AS "TURN OFF THE VIOLENCE DAY" IN FAIRFAX COUNTY** (Tape 14)

Supervisor Dix informed the Board that the Northern Virginia Turn Off the Violence Coalition is planning a series of events during the week of October 5 through October 11, 1996 in recognition of October as "Turn Off the Violence" month.

Supervisor Dix announced that October 10, 1996 is "National Turn Off the Violence Day," and invited everyone to join the Northern Virginia Turn Off the Violence Coalition in this effort.

Supervisor Dix asked unanimous consent that the Board:

- Designate October 10, 1996 as **"Turn Off the Violence Day"** in Fairfax County; and

- Direct staff to provide appropriate recognition of this event at the Board meeting of September 30, 1996.

Without objection, it was so ordered

Supervisor Dix announced that on October 5, 1996 at the Reston Town Center Pavilion, from 11:00 a.m. to 4:00 p.m., an Anti-Violence Fair will be held as part of the events for the week and invited all Board Members to participate.

76. **SCHEDULING OF BOARD PUBLIC HEARING ON SPECIAL EXCEPTION APPLICATION SE 96-H-029** (Tape 14)

Supervisor Dix stated that Fox Mill Suites, L.L.C., has filed Special Exception Application SE 96-H-029 to permit a hotel use on I-4 zoned property along Fox Mill Road and the Dulles Toll Road. The application is currently being reviewed by staff and the Planning Commission's public hearing is scheduled for October 23, 1996.

Supervisor Dix moved that the Board:

- Direct staff to schedule a public hearing to be held before the Board on **October 28, 1996 at 4:00 p.m.** on Special Exception Application SE 96-H-029; and
- Authorize the Director of the Department of Environmental Management (DEM) to accept the Site Plan for simultaneous processing with this Special Exception request. This motion does not relieve the applicant from complying with the provisions of any applicable conditions, regulations or adopted standards, and it does not prejudice the consideration of this Special Exception Application in any way.

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

77. **SCHEDULING OF THE BOARD PUBLIC HEARING ON REZONING APPLICATION RZ 96-H-026** (Tape 14)

Supervisor Dix noted that Mr. Michael D'Amato has filed Rezoning Application RZ 96-H-026 to change the zoning designation on a 1.89 acre parcel from the R-2 District to R-1 District and to construct one single family dwelling unit on this property. The Planning Commission's public hearing on this case is scheduled for November 13, 1996.

Supervisor Dix moved that the Board direct staff to schedule the public hearing on Rezoning Application RZ 96-H-026 to be held before the Board on **November 18, 1996 at 4:00 p.m.** This motion was seconded by Supervisor McConnell and carried by a vote of nine, Supervisor Frey being out of the room.

78. **DESIGNATION OF OCTOBER 6-12, 1996 AS "4-H WEEK" IN FAIRFAX**

COUNTY (Tape 14)

Supervisor Dix announced that the 4-H and Youth Program of Virginia Cooperative Extension in Fairfax County had contacted him to inform him that during the month of October, the nation will be celebrating National 4-H Week. All 4-H Programs provide the opportunity for youth, and the adults working with those youth to acquire knowledge, life skills and attitudes that will further their development as self-directing, contributing and productive members of society. With its emphasis on leadership development and community-based programming, 4-H is a unique youth organization. 4-H focuses on strengthening youth, families and the community. It offers youngsters positive self-esteem building opportunities which research has shown to be a critical drug prevention measure.

Supervisor Dix moved that the Board:

- Designate the week of October 6-12, 1996 as “4-H Week” in Fairfax County; and
- Direct staff to prepare the appropriate Proclamation to be presented at the September 30, 1996 Board meeting.

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

79. **SUCCESS OF IMMUNIZATION DAY PROGRAM SPONSORED BY THE CHILDREN’S NATIONAL MEDICAL CENTER** (Tape 14)

Supervisor Dix reported to Board Members that the event sponsored in the Providence District by the Children’s National Medical Center “It’s Wise To Immunize Day,” reported that over 700 children received immunizations as part of that program which was attended by over 4000 people.

(NOTE: Later in the meeting, there was additional action regarding immunizations. See Clerk’s Summary Item CL#103.)

80. **CREATION OF THE FAIRFAX COUNTY YOUTH BASKETBALL COUNCIL AS AN ADVISORY BOARD** (Tape 14)

(BACs)

Supervisor Dix stated that since 1977 the governing body of the Fairfax County Youth Basketball League has been the Fairfax County Youth Basketball Council. The purpose of the Council is to provide advice and assistance to the Department of Recreation and other County agencies in matters related to youth basketball in the development, organization, management and operation of the youth basketball league in cooperation with the County.

Supervisor Dix stated his belief that, given the invaluable contribution the Council has made and continues to make, the Board should adopt the Council and formally create it as an Advisory Board to the Board of Supervisors and confirm its membership.

Supervisor Dix moved that the Board:

- Create the Fairfax County Youth Basketball Council as an Advisory Board to the Board of Supervisors;
- Confirm the present membership of the Council at the September 30, 1996 Board meeting; and
- Add the membership of the Council to the County's Indemnification Resolution.

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

81. **REPORT ON THE REVIEW OF INDOOR ATHLETIC RECREATION FACILITY UTILIZATION, PRIORITIZATION AND ALLOCATION** (Tape 14)

Supervisor Dix stated that the Board had received the Report on the Review of Indoor Athletic Recreation Facility Utilization Prioritization and Allocation that resulted from a previous Board Item which authorized it to be turned over to the Athletic Council.

Supervisor Dix moved that the Board:

- Accept this Report; and
- Direct staff to:
 - Continue to work with the Athletic Council, the Fairfax County Youth Basketball League, the Volleyball Council, and a Wrestling Program to refine the information in the report; and
 - Provide its recommendations for policy adjustments to the Board for consideration.

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

(NOTE: Later in the meeting, further action was taken regarding this item. See Clerk's Summary Item CL#91.)

82. **LEGISLATIVE SUBCOMMITTEE MEETING** (Tape 14)

Supervisor Dix announced that a Legislative Subcommittee meeting is scheduled for Friday, September 27, 1996 at 3:00 p.m.

83. **LETTER FROM LITTLE LEAGUE COACH** (Tape 14)

Supervisor Dix informed the Board that he received a FAX this afternoon from Coach Paul, one of the coaches who attended the meeting earlier today with his team, expressing his appreciation to the Board for its recognition of the young people and also for making available other Park Authority facilities around the County throughout the various seasons.

PMH:pmh

84. **MINOR LOT LINE ADJUSTMENTS OFTEN BECOME MAJOR HEADACHES**
(Tape 15)

Supervisor Hyland said that a frequently recurring problem has again arisen -- that of the homeowner and his or her neighbor who are trying to resolve a small boundary issue by requesting a minor lot line adjustment.

Therefore, Supervisor Hyland asked unanimous consent that the Board direct staff to review the issue of resolving minor boundary adjustments in terms of fees and the amount of time that it takes. Without objection, it was so ordered.

85. **ANNOUNCING 19TH ANNUAL MOUNT VERNON CROP WALK AND PROCLAMATION REQUEST** (Tape 15)

Supervisor Hyland announced that the United Community Ministries (UCM) will be sponsoring the 19th Annual Mount Vernon CROP WALK FOR THE HUNGRY on Sunday, October 20, 1996 beginning at 1:30 p.m. CROP WALK promotes hunger education and raises money for the hungry in 70 countries around the world. For more information interested participants can call (703) 360-5034.

Supervisor Hyland moved that the Board:

- Proclaim the month of October as "**Hunger Awareness Month**" in Fairfax County;" and
- Urge all citizens to support local CROP WALKS for the hungry along with other efforts to help solve this most curable of human problems.

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

86. **PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX,**

CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICTS)

(Tape 15)

Supervisor Hyland referred to issues relating to a proposed amendment to the Code of the County of Fairfax, Chapter 115 (Local Agricultural and Forestal Districts) regarding the guidelines for the establishment of Local Agricultural and Forestal (A&F) Districts and whether parcels that are contiguous can be included within an application.

Supervisor Hyland moved that the Board direct staff to review the requirements of an A&F District and report with recommendations to make the provisions consistent. This motion was seconded by Supervisor Mendelsohn.

Supervisor Mendelsohn asked to amend the motion to include input from the A&F District Advisory Committee, and this was accepted.

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

87. **PUBLIC FACILITIES USED BY SCHOOLS - PUBLIC AND PRIVATE** (Tape 15)

Supervisor Hyland said that recently, a citizen who resides in Mount Vernon District questioned why there is a differentiation between public and private schools when it comes to the use of County facilities for special school events such as the All-Night Graduation parties.

Supervisor Hyland said that this mother feels, as a tax-paying resident of Fairfax County, this is not fair and wants County park facilities made available at no charge as well as public schools.

Accordingly, Supervisor Hyland asked unanimous consent that the Board refer this issue to staff for review and response. Without objection, it was so ordered.

88. **ECOLODAY - 1996** (Tape 15)

Supervisor Hyland announced that Fairfax County's fourth annual environmental festival, Ecoloday 1996, will take place on Saturday, October 5, 1996 from 10:00 a.m. until 5:00 p.m. at the Government Center.

Supervisor Hyland moved that the Board:

- Proclaim October 5, 1996 as "**Ecoloday 1996**" in Fairfax County;
and

- Direct staff to prepare a Proclamation to be presented to Fairfax Corporation President Aubrey Tarkington at the September 30, 1996 Board meeting.

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

89. **AEGIS IRONWOOD SIMULTANEOUS PROCESSING** (Tape 15)

Supervisor Hyland moved that the Board direct staff to simultaneously process Aegis Ironwood's Special Use Permit and Site Plan. This motion was seconded by Supervisor Kauffman and carried by a vote of nine, Supervisor Frey being out of the room.

90. **ALUMINUM CANS FOR BURNED CHILDREN: CAMP PARTICIPATION**
(Tape 15)

Supervisor Hyland said Fairfax County residents can participate in the Aluminum Cans for Burned Children Campaign which is sponsored and managed by the Fairfax County Fire and Rescue Department.

Supervisor Hyland moved that the Board commend those who participate and unselfishly give more than what the call of duty requires, by asking them to appear before the Board for appropriate recognition and if possible show the Board a video of the camp. This motion was seconded by Supervisor Kauffman and carried by a vote of nine, Supervisor Frey being out of the room.

91. **INDOOR RECREATION STUDY** (Tape 15)

(NOTE: Earlier in the meeting, this issue was raised. See Clerk's Summary Item CL#81.)

Supervisor Dix referred to the Indoor Recreation Study and noted that there was an addendum submittal from the Fairfax County Youth Basketball Council. He asked unanimous consent that the Board refer the addendum to staff and the Athletic Council. Without objection, it was so ordered.

92. **APPEAL OF PUBLIC FACILITIES APPLICATION 456-L95-34** (Tape 15)

Supervisor Kauffman said that, with regard to the appeal of American PCS, Limited Partnership, of a Section 15.1-456 determination, Public Facilities Application 456-L95-34, this is a matter which was deferred from June 17, 1996 until today at the request of the appellants. He said that he is in receipt of a letter dated August 16, 1996, from Regina C. Murray, Zoning Manager, American PCS, which requests another deferral of the Board's consideration of this matter from today until December 2, 1996.

Supervisor Kauffman indicated that Michael Horwatt, Attorney for American PCS and the other appellants in this appeal have confirmed that:

- This request for a deferral is being made on behalf of all the appellants and that he has agreed, on behalf of the appellants in this matter, that the deferral of this matter to be heard on December 2, 1996, and that they concur with the motion.

Based on the request of all of the appellants in this appeal of American PCS and others for a deferral of the Board's consideration of Public Facilities Application 456-L95-34 until December 2, 1996, and the representations and confirmations Mr. Horwatt has provided to the Board, Supervisor Kauffman moved that the Board defer its consideration of this appeal until December 2, 1996. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

93. **OCTOBER AS "BREAST CANCER AWARENESS MONTH"** (Tape 15)

Supervisor Bulova said that throughout the United States, October, is designated as "Breast Cancer Awareness Month." She noted that the "Men's Crusade Against Breast Cancer," is a non-profit, grass-roots movement whose goals include the prevention and cure of breast cancer through increased education, research, and the support of men, women and families. The Men's Crusade requests that the Board recognize this federal observance with a Proclamation declaring October 1996 as "Breast Cancer Awareness Month" in Fairfax County.

Therefore, Supervisor Bulova moved that the Board:

- Proclaim October as "**Breast Cancer Awareness Month**" in Fairfax County; and
- Invite a representative of the Men's Crusade Against Breast Cancer to appear before the Board on October 14, 1996 to receive the Proclamation.

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

94. **BURKE AUTOMOTIVE CENTER - SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 93-B-057** (Tape 15)

Supervisor Bulova said that in July, 1994, the Board approved the establishment of a car wash in conjunction with a Goodyear Auto Service Center to be located off Burke Centre Parkway.

Supervisor Bulova said that the auto center and car wash have been built. However, the business is located at the back of the industrial site. To get better visibility for the automotive center, the applicant is requesting permission to erect a sign on the side of the building facing Ox Road. The Planning Commission public hearing is scheduled for November 6, 1996.

Supervisor Bulova moved that the Board direct staff to schedule a public hearing to be held before the Board on **November 18, 1996 at 4:00 p.m.** on Special Exception Amendment Application SEA 93-B-057. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Frey being out of the room.

95. **ESTABLISHMENT OF THE WOODSON HIGH SCHOOL RESIDENTIAL PERMIT PARKING DISTRICT (RPPD): EXPEDITED PROCESSING AND WAIVER OF THE FEES** (Tape 15)

Supervisor Bulova said that student parking on residential streets around Woodson High School has become a serious problem and a Woodson High School Residential Permit Parking District (RPPD) is needed. With the addition of Woodson, all high schools in the Braddock District will have RPPD's.

Supervisor Bulova said that she has forwarded the petitions for the establishment of the RPPD to the Office of Transportation. This petition requests relief on Trapp Road and Whitacre Road. To proceed with the request, the Office of Transportation needs Board approval to waive the fees.

Therefore, Supervisor Bulova moved that the Board direct staff to waive the fees and to proceed as expeditiously as possible. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

96. **RESCHEDULING OF SPECIAL EXCEPTION APPLICATION SE 95-M-026 (MCDONALD'S CORPORATION)** (Tape 15)

Supervisor Gross said that Special Exception Application SE 95-M-026, McDonald's Corporation, is scheduled for a public hearing before the Board on September 30, 1996. However, more time is needed to complete ongoing discussions with the Virginia Department of Transportation (VDOT).

Therefore, Supervisor Gross moved that the Board direct staff to reschedule the public hearing for Special Exception Application SE 95-M-026 until **October 28, 1996 at 3:30 p.m.** This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

97. **AWARD OF CONTRACT FOR ENGINEERING SERVICES REQUIRED TO DEVELOP A STORMWATER UTILITY USER FEE PROGRAM FOR FAIRFAX COUNTY** (Tape 15)

Supervisor Gross said that at the August 5, 1996 Board meeting, the Board approved an Award of Contract for engineering services required to develop a Stormwater Utility User Fee Program for Fairfax County. The first part of the two-part contract involves development of the engineering criteria including the Policy for exemptions, credits and appeals. Phase II will involve detailed application of the criteria developed to the individual parcels of land in Fairfax County to establish individual parcel fees.

Supervisor Gross noted that she was not on the Board at the time this issue was first discussed several years ago. She said that her questions for staff and the consultant are as follows:

- Whether a stormwater utility fee program could be based upon individual watersheds rather than on a Countywide basis;
- Could the County create "stormwater management districts," similar to local neighborhood improvement districts or small sanitary sewer districts, that would be based upon individual drainage basins or watersheds; and
- Which would accomplish the objectives of the program put forth by staff and discussed at the last meeting.

Therefore, Supervisor Gross asked unanimous consent that the Board direct staff to evaluate these issues and report with information including advantages and disadvantages of such an approach. Without objection, it was so ordered.

98. **PROCLAMATION TO DESIGNATE OCTOBER AS "VIRGINIA WOMEN'S NETWORK MONTH" IN FAIRFAX COUNTY** (Tape 15)

Supervisor Gross said that both houses of Congress and the President have designated October as the month to highlight women's health and safety issues. Here in Virginia, the Virginia Women's Network is planning events across the Commonwealth to celebrate and also to educate. She announced that the kick-off event will be in Fairfax County on October, 1996 at the Springfield Hilton.

Therefore, Supervisor Gross moved that the Board:

- Proclaim October as "**Virginia Women's Network Month**" in Fairfax County; and
- Invite representatives to appear before the Board at its meeting scheduled for September 30, 1996.

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

99. **APPOINTMENT TO ADVISORY SOCIAL SERVICES BOARD** (Tape 15)

(APPT)

Supervisor Gross moved the appointment of Ms. Alyce Pope as the Mason District Representative to the Advisory Social Services Board. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey being out of the room.

100. **STANDARD SIGN FOR THE POLICING OF DOGS** (Tape 15)

Supervisor Gross said that she will raise the issue of policing dogs at the next Board meeting so that Supervisor Frey will be able to participate.

101. **MASON DISTRICT TOWN MEETING** (Tape 15)

Supervisor Gross announced that she will be hosting her third Mason District Town meeting on Monday, September 16, 1996 at 7:30 p.m., at the Mason District Governmental Center. The theme for this meeting will be "Strengthening Our Neighborhoods and Maintaining Community Standards." She invited everyone in Mason District to attend. She added that she will be distributing her first newsletter.

NV:nv

102. **STUDENTS BACK IN SCHOOL** (Tape 16)

Supervisor Mendelsohn reminded everyone that students are back in school and that it is illegal to pass school buses.

103. **IMMUNIZATION PROGRAM** (Tape 16)

(NOTE: Earlier in the meeting, the issue of immunizations was raised. See Clerk's Summary Item CL#79.)

Supervisor Mendelsohn raised the issue of the immunization program. He stressed the importance of immunizations. He noted that the County's rate of immunizations for two year olds is below the national average. Accordingly, he asked unanimous consent that the Board direct staff to report with ideas as to how to promote more immunizations by the age of two.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the request to direct the Health Care Advisory Board to make a recommendation to be publicized, and this was accepted.

Without objection, the request, as amended, was so ordered.
Vice-Chairman Hyland returned the gavel to Chairman Hanley.

104. **COUNTY-OWNED SPACE UPDATE** (Tape 16)

Supervisor Mendelsohn reminded the Board that the County Executive had issued an update on County-owned space and any rents paid by organizations. He asked unanimous consent that the Board direct staff to follow up on the latest update and report with the:

- Criteria for how these groups began leasing County space; and
- Reasons why some groups pay and others do not.

Following a brief discussion, without objection, the request was so ordered.

105. **CONCURRENT REVIEW OF PRELIMINARY AND CONSTRUCTION PLANS FOR MCLEAN VALLEY ESTATES** (Tape 16)

Supervisor Mendelsohn moved that the Board direct the Director of the Department of Environmental Management (DEM) to concurrently review the preliminary and construction plans for a project in the Dranesville District known as McLean Valley Estates, Number 3658-P-01-1, at such time as it is submitted to DEM. This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor Frey being out of the room.

106. **LEGAL BOUNDARY BETWEEN LOUDOUN COUNTY AND FAIRFAX COUNTY AT CRESTVIEW AND LINCOLN AVENUES** (Tape 16)

Supervisor Mendelsohn stated that it has been called to his attention that there may be a discrepancy regarding the legal boundary between Loudoun County and Fairfax County at the location of Crestview and Lincoln Avenues in the Herndon area. Because this information is critical to a decision regarding the extension of Wiehle Avenue west of Dranesville Road and impacts whether the road can be completed entirely within Fairfax County, he asked unanimous consent that the Board direct staff to determine the legal boundary at the aforementioned location. Without objection, it was so ordered.

107. **CONSTITUTION WEEK** (Tape 16)

Supervisor Mendelsohn noted that September 17, 1996 will mark the 209th anniversary of the framing of the Constitution of the United States of America (USA) by the 1787 Constitutional Convention. He stated that the Constitution embodies the principles of limited government in this Republic dedicated to the rule of law.

Accordingly, in association with the annual national recognition during this week, Supervisor Mendelsohn moved that the Board proclaim the week of September 17-23, 1996 as “**Constitution Week**” and ask the County citizens to affirm the ideals of the Framers of the Constitution by vigilantly protecting the freedoms guaranteed to all through this guardian of liberties. This motion was seconded by Supervisor Connolly. Following a brief discussion, the question was called on the motion which carried by a vote of nine, Supervisor Frey being out of the room.

108. **COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR NEW PLAYGROUND EQUIPMENT AT THE JAMES LEE COMMUNITY CENTER**
(Tape 16)

Supervisor Connolly stated that the James Lee Community Center is the focal point of a culturally rich, yet economically at-risk community. He added that the contribution the Center makes to the community is precious to its residents, both young and old. During the recent budget process, Supervisor Connolly said that he and other Board Members fought to preserve the Center. He was recently surprised to learn that the \$60,000 in the Community Development Block Grant (CDBG) funds, earmarked for the replacement of the Center’s playground equipment, have sat dormant for more than a year. He stated that the current playground equipment is old, dilapidated, and dangerous. Noting that County staff has been aware of the situation, Supervisor Connolly voiced his concern that there may be other programs with allocated but unutilized funds which suffer from inaction.

Accordingly, Supervisor Connolly moved that the Board direct the County Executive to:

- Report with plans for the immediate usage of CDBG funds for the replacement of the James Lee playground equipment; and
- Prepare a list of all grant monies that are available but not utilized and an explanation of why action has yet to be taken.

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

109. **MURDER VICTIMS FAMILIES FOR RECONCILIATION TO VISIT NORTHERN VIRGINIA AREA** (Tape 16)

Supervisor Connolly announced that during late September and early October, Murder Victims Families for Reconciliation, a Virginia-based organization of brave people who have witnessed the ravages of violent crime, will be visiting Northern Virginia on their “Journey of Hope.” He noted that the group will conduct informational seminars about violent crime and other criminal justice issues. He circulated a schedule of the events that the group is sponsoring.

110. **AUTHORIZATION TO FILL TWO VACANT RECREATION ASSISTANT POSITIONS TO EXPEDITE THE OPENING OF THE PROVIDENCE AND SPRINGFIELD DISTRICT TEEN CENTERS** (Tape 16)

Supervisor Connolly reminded the Board that during the Fiscal Year (FY) 1997 budget process, it approved a Department of Community and Recreation Services redesign which called for the creation of nine teen centers, one in each supervisor district. He explained that the redesign called for staffing of each center by one full-time merit Recreation Assistant and two exempt limited term employees. He noted that only seven of the nine Recreation Assistant positions have been approved and as a result, only seven of the nine recreation centers have opened, with the exception of the Providence District Center and the Springfield District Center. He stated that he has been informed that Board consideration of the filling of these Recreation Assistant positions is scheduled for September 30, 1996.

Supervisor Connolly moved that the Board approve the filling of the two remaining vacant full-time merit Recreation Assistants to expedite the opening of the teen centers for the young people of the Providence and Springfield Districts. This motion was seconded by Supervisor McConnell.

Supervisor Connolly recognized the presence of Wes Kendrick, Director, Department of Community and Recreation Services, who had stayed until this late hour for consideration of this issue. Supervisor Dix noted for the record that Doris Leadbetter, Chairman, Athletic Council, had also accompanied Mr. Kendrick until just a few minutes previous.

Following discussion, with input from Mr. Kendrick, the question was called on the motion which carried by a vote of nine, Supervisor Frey being out of the room.

111. **TOWN MEETING AT MARRIOTT HOTEL ON SEPTEMBER 18, 1996** (Tape 16)

Supervisor Connolly announced that the Greater Merrifield Business Association will be holding a vision-planning town meeting which he is co-sponsoring on September 18, 1996 at 11:30 a.m. at the Marriott Hotel in Providence District. He welcomed all Board Members to attend.

112. **FIRST ANNUAL FAIRFAX HERITAGE AWARD BY COUNTY HISTORY COMMISSION** (Tape 16)

Supervisor Connolly called the Board's attention to a new award set up by the History Commission to "both stimulate and reward interest in the history of, and historic preservation in, Fairfax County." The Fairfax Heritage Award will be presented annually, along with a \$1,000 prize, to a student or other citizen who researches and writes an article on Fairfax County, especially "by uncovering and presenting hitherto unknown information of general interest." He congratulated this year's winner, Mr. Christopher Bright, for his winning article on the Nike anti-aircraft missile base in Lorton in the 1950's and encouraged all County citizens to participate in this annual award.

113. **RECOGNITION OF MRS. LINDA L. HOSSENLOPP, OUTGOING SPRINGFIELD DISTRICT REPRESENTATIVE TO THE COMMISSION FOR WOMEN** (Tape 16)

(BACs)

Supervisor McConnell announced that Mrs. Linda L. Hossenlopp, Springfield District Representative to the Commission for Women, has recently resigned from the Commission. Accordingly, she asked unanimous consent that the Board direct staff to invite Mrs. Hossenlopp to appear before the Board to be appropriately recognized for her years of service to the County. Chairman Hanley stated that this would be scheduled for a meeting in October. Without objection, it was so ordered.

114. **POLICE ENFORCEMENT FOR CLIFTON DAY ON OCTOBER 13, 1996** (Tape 16)

Supervisor McConnell reported that Mayor Chesley of the Town of Clifton has expressed the need for police enforcement at the upcoming October 13, 1996 Clifton Day between 10:00 a.m. and 6:00 p.m. She stated that this day-long event annually attracts over 25,000 visitors to Clifton. Historically the County has provided police assistance to the Town event to assist in crowd and traffic control.

Accordingly, on behalf of Mayor Chesley, the Town Council, and Clifton Day's thousands of attendees, Supervisor McConnell moved that the Board:

- Waive the associated costs for police staffing of this event; and
- Direct the staff of the Police Department to work cooperatively with Mayor Chesley and its organizers.

This motion was seconded by Supervisor Dix.

Following discussion with input from William J. Leidinger, County Executive, Supervisor Bulova asked to amend the motion to express to the Chief of Police that the Board hopes that he can staff this event within the parameters of the adopted overtime policies, and this was accepted.

Supervisor Mendelsohn called the Board's attention to a workers' compensation issue regarding the use of police officers by non-profit groups for special events. He raised this issue at the July 8, 1996 meeting of the Board and it is still unresolved.

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

Supervisor Mendelsohn explained that the Schools have a policy which requires outdoor events to be staffed with two police officers and further discussion ensued.

115. **BOARD ADJOURNMENT** (Tape 16)

At 12:30 a.m. on Tuesday, September 10, 1996, the Board adjourned.