



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

TUESDAY
November 21, 2023

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At a regular meeting of the Board of Supervisors of Fairfax County, Virginia, held in the Board Auditorium of the Government Center at Fairfax, Virginia, on Tuesday, November 21, 2023, at 9:33 a.m., there were present:

- Chairman Jeffrey C. McKay, presiding
- Supervisor Walter Alcorn, Hunter Mill District
- Supervisor John W. Foust, Dranesville District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Rodney Lusk, Franconia District
- Supervisor Dalia Palchik, Providence District
- Supervisor Kathy L. Smith, Sully District
- Supervisor Daniel G. Storck, Mount Vernon District
- Supervisor James Walkinshaw, Braddock District

Others present during the meeting were Bryan J. Hill, County Executive; Elizabeth Teare, County Attorney; Jill G. Cooper, Clerk for the Board of Supervisors; Dottie Steele, Chief Deputy Clerk for the Board of Supervisors; Ekua Brew-Ewool and Kecia Kendall, Deputy Clerks, and Danya Alattar, Administrative Assistant, Department of Clerk Services

BOARD MATTER1. **MOMENT OF SILENCE** (9:33 a.m.)

The Board asked everyone to keep in thoughts the family and friends of:

- Mort Downey, who died recently. He spent a lifetime working in the Public Transit industry and was the U.S Transportation Department's longest tenure Deputy Secretary. As the Chief Operating Officer, he played a role in initiatives such as reforms to Amtrak and the drafting of the Transportation Equity Act of 1998. He also served on the Metro Board of Directors
- Eileen Minarik, who died recently. She was a Montessori early childhood educator, touching hundreds of lives over almost half a century. In 1986 she founded Sunset Hills Montessori School, which was voted the best Montessori school in the Maryland-Washington-Virginia region by *Washington Parent* magazine in both 2022 and 2023
- Six young children who are in critical condition following a very terrible crash yesterday morning with a thank you to the first responders, paramedics and hospital personnel
- Hal Gross, the husband of Supervisor Gross, who died recently. He will be remembered for his life achievements on Capitol Hill, his work at the Federal level, and his advocacy for so many of the progressive causes that many continue to advocate for

AGENDA ITEMS2. **RESOLUTION OF RECOGNITION PRESENTED TO ABIGAIL AKYEA** (9:43 a.m.)

Supervisor Lusk moved approval of the Resolution of Recognition presented to Abigail Akyea, a finalist in the Boys and Girls Club of America's National Youth of the Year Award. Chairman McKay seconded the motion and it carried by unanimous vote.

3. **RESOLUTION OF RECOGNITION PRESENTED TO ALICE AND JERRY FOLTZ** (9:54 a.m.)

Supervisor Smith moved approval of the Resolution of Recognition presented to Alice and Jerry Foltz for their contributions to the community. Chairman McKay seconded the motion and it carried by unanimous vote.

4. **RESOLUTION OF RECOGNITION PRESENTED TO JOHN FREE**
(10:11 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Gross and moved approval of the Resolution of Recognition presented to John Free for his contributions to the community. Supervisor Walkinshaw seconded the motion and it carried by unanimous vote.

Vice-Chairman Gross returned the gavel to Chairman McKay.

5. **PROCLAMATION DESIGNATING NOVEMBER 2023 AS**
“ADOPTION AWARENESS MONTH” IN FAIRFAX COUNTY (10:23 a.m.)

Supervisor Herrity moved approval of the Proclamation designating November 2023 as “*Adoption Awareness Month*” in Fairfax County. The motion was multiply seconded and it carried by unanimous vote.

6. **PROCLAMATION DESIGNATING NOVEMBER 15, 2023, AS**
“FAIRFAX RECYCLES DAY” IN FAIRFAX COUNTY (10:37 a.m.)

Supervisor Herrity moved approval of the Proclamation designating November 15, 2023, as “*Fairfax Recycles Day*” in Fairfax County. The motion was multiply seconded and it carried by a vote of nine, Supervisor Alcorn being out of the room.

7. **SPECIAL NATIONAL ASSOCIATION OF COUNTIES (NACo)**
RECOGNITION (10:59 a.m.)

Chairman McKay announced that many of the Board Members recently attended the Virginia Association of Counties conference, and Supervisor Gross was one of two recipients to receive the Jefferson Cup. The prestigious Jefferson Cup is awarded to individuals who have made a difference in local government in the Commonwealth of Virginia. On behalf of the Board, Chairman McKay congratulated Supervisor Gross.

Matthew D. Chase, CEO/Executive Director NACo, presented Supervisor Gross with a handmade American pen for her exemplary work nationally and regionally, as well as being a past president of NACo and Chair of NACo’s Environment Energy and Land Use Committee.

DMS:dms

ADDITIONAL BOARD MATTERS

8. **RESOLUTION OF RECOGNITION REQUEST FOR LINDA SULLIVAN**
(11:08 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Linda Sullivan, ArtsFairfax President and Chief Executive Officer, in recognition of 14 years in her executive role. Without objection, it was so ordered.

9. **RESOLUTION OF RECOGNITION REQUEST FOR KAREN CLEVELAND** (11:08 a.m.)

Jointly with Supervisor Alcorn and Supervisor Lusk, Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Karen Cleveland, Chief Executive Officer of Leadership Fairfax, in recognition of her successful eight-year tenure. Without objection, it was so ordered.

10. **RESOLUTION OF RECOGNITION REQUEST FOR HEMAN BEKELE** (11:08 a.m.)

Jointly with Supervisor Walkinshaw, Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Heman Bekele, a 14-year old freshman at Woodson High School, in recognition of winning the 2023 3M Young Scientist Challenge for his invention of a bar of soap designed to treat skin cancer and being named “America’s Top Young Scientist.” Without objection, it was so ordered.

11. **PROCLAMATION REQUEST DESIGNATING DECEMBER 7, 2023, AS “LOW CARBON DIET CAMPAIGN DAY”** (11:08 a.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation designating December 7, 2023, as “*Low Carbon Diet Campaign Day*” in the County. Without objection, it was so ordered.

12. **REQUEST FOR A REPORT ON THE 2023 ELECTION CYCLE** (11:09 a.m.)

Chairman McKay summarized his written Board Matter, which reads: On November 7, 2023, elections were held across the Commonwealth of Virginia, and even in an off-year election like this one, the County reported over 41 percent turnout. While that is far lower than a presidential year, it shows that the County has an informed and engaged community who actively participate in its democracy.

Based on unofficial results, the County's Office of Elections processed 323,816 ballots, 207,630 of which were cast on Election Day. An additional 64,371 votes were cast in person early and 46,335 were received by mail. Results in the County's races were available on election night thanks to all the hard work of many, many election workers and volunteers throughout the County who deserve appreciation and gratitude for a job well done.

Because of all the new options voters have, including expanded early voting options and same-day registration, administration of elections continues to become more complex. Therefore, to understand fully the impact these changes have made, and to potentially identify any measures needed prior to the 2024 presidential cycle, Chairman McKay asked unanimous consent that the Board direct the Office of Elections to provide a report on the 2023 election cycle at the December 5, 2023, Board Meeting. Without objection, it was so ordered.

13. **CREATION OF A JOINT WORKFORCE READINESS WORKING GROUP** (11:10 a.m.)

Chairman McKay stated that with over 110,000 jobs vacant in Northern Virginia and a rapidly diversifying workforce, the Board must work with strategic stakeholders to ensure that the workforce of tomorrow is being built today. In 2022, the Economic Development Authority successfully worked with over 148 businesses to grow their presence or relocate to the County. Key factors in attracting businesses include the world class education system, a business-friendly climate, a strong and diverse talent pipeline, and an ecosystem of innovation.

The breadth of companies investing in the County range from corporate headquarters, hospitality, defense and aerospace, financial services, health and life sciences, and emerging technologies. Some of the most notable companies in 2022 included a decision by Hilton Worldwide to retain its headquarters, Clark Construction to expand its footprint in the mid-Atlantic, with an office in Fairfax, and many tech firms expanding their presence.

The County's growth requires collaboration and vision. To build upon, and be a part of, the great work being done around the region on workforce development, Chairman McKay announced that he is establishing the Workforce Readiness Working Group and is requesting staff to work with his office to develop a structure and specific objectives for the Working Group that will further the goal of building a world class talent base for the future. The collaborative work group will be made up of two members each from the Board and School Board, and strategic partners from academia, government and the private sector to be selected by the Chairman. Discussion ensued regarding the inclusion of applicable organizations.

14. **PUBLIC AWARENESS FOR HOUSES OF WORSHIP SECURITY OPPORTUNITIES** (11:15 a.m.)

Chairman McKay stated that in February, the Board approved his Board Matter to direct the Office of Public Affairs work with the Fairfax County Police Department (FCPD) to share applicable information with the community about how to best protect themselves, worshipers, and House of Worship to include, but is not limited to, security surveys.

Unfortunately, it is time to redouble efforts on this front, due to rising hate and bias incidents around the country, many stemming from the conflict in Israel and Gaza. Thankfully, the County has been spared from the violence that has been seen in other places, but the County needs to be vigilant to ensure that its rich diversity continues to be a source of pride rather than a source of pain.

Chairman McKay announced that, later in the meeting, the Board will consider an item authorizing the FCPD to apply for State grant funding for four specific houses of worship in the County to help protect them against hate crimes. The Combating Hate Crimes Grant Program is a \$1.5 million statewide grant funded by the Virginia Department of Criminal Justice Services. The grant period is the calendar year. For organizations wishing to apply for future grant funding opportunities, next year's application period is expected to open in September. If interested, you can contact your District Supervisor or the Chief of Police's office at FCPDChiefsOffice@fairfaxcounty.gov.

The County has also been advertising opportunities for nonprofit organizations to apply for federal grants through the Federal Emergency Management Agency to protect their facilities from attacks.

Therefore, Chairman McKay asked unanimous consent that the Board direct the Office of Public Affairs work with FCPD to continue to inform County houses of worship or other nonprofit organizations, that may be targets of hate, these opportunities to protect themselves through State and federal grants as well as the security surveys that are conducted by FCPD. Without objection, it was so ordered.

Supervisor Palchik asked to amend the request to also include the Neighborhood and Community Services Interfaith Coordinator. This was accepted. Discussion ensued regarding current involvement, the associated goals, and continued engagement being vital for success.

Vice-Chairman Gross returned the gavel to Chairman McKay.

(NOTE: Later in the meeting, the Board approved an Administration Item, which relates to this item. See Clerk's Summary Item #27.)

15. **SPRINGFORWARD VENTURES AND ECONOMIC OPPORTUNITY RESERVE (EOR)** (11:29 a.m.)

Supervisor Gross summarized her written Board Matter, which reads: PHILLIPS Programs, a nonprofit now in its 57th year in the County, serves youth with complex and significant social, emotional, behavioral and academic needs in their therapeutic schools. PHILLIPS Programs serve students age 6 - 22 with disabilities for whom traditional public or other specialized schools were not successful. PHILLIPS Programs offer highly individualized learning environments, social skills training and practice, positive crisis prevention through a strengths-based approach, individualized and integrated related services, including counseling, speech and language therapy, occupational and physical therapy, career and technical education (CTE) curricula, and authentic job opportunities in the community. Its CTE offerings include hydroponic farming, culinary arts, 3D design and print, information technology, and building trades. Their Building Futures program is currently building their third house in Annandale. They are building the kids as they build a house.

PHILLIPS Programs has founded a new nonprofit, SpringForward Ventures, to create a pathway to quality employment, wealth building, and employee ownership for young adults with emotional and behavioral wellness needs. Imagine an array of small employee-owned businesses throughout the County, and beyond, meeting community economic development needs and living wages for those traditionally left out of the job market.

SpringForward Feeds, a social enterprise incubated by SpringForward Ventures, is a meal production company, creating high-quality jobs for young adults facing barriers to employment. Currently, SpringForward Feeds is housed in a commercial kitchen at PHILLIPS Programs' main campus, PHILLIPS School - Annandale. All SpringForward Ventures' businesses utilize their replicable human-centered design employment framework, EVERY Employee™ which creates an integrated workplace that, from inception, is designed to ensure all workers are valued and respected, earn fair wages, have a voice in governance, and, eventually, have an ownership stake in the business operations.

SpringForward Feeds, currently in its early stages of operation, is partnering with Chef's Brigaid, which is transforming institutional food to scratch cooking in schools and prisons throughout the country. SpringForward Feeds is poised and ready to impact lives beyond culinary training to include meaningful employment and wealth building. Projected employment over the next five years is 50-plus workers, and attaining profitability is anticipated within 18 - 24 months. SpringForward Feeds offers jobs for those with emotional and behavioral health wellness needs who desire employment opportunities, profitable career pathways, and quality employment with potential employee ownership.

Supervisor Gross stated her belief that SpringForward Feeds, as outlined by PHILLIPS Programs, is worthy of consideration for the County's EOR. Therefore, jointly with Supervisor Herrity, Supervisor Gross moved that:

- The Board direct the County Executive prepare an Initial Project Evaluation of a potential investment of \$250,000 for PHILLIPS Programs to support its SpringForward Feeds enterprise as described in this Board Matter
- No investment from the EOR be made until the Board has approved the use of those funds

Supervisor Lusk seconded the motion and it carried by unanimous vote.

16. **BEST OF BRADDOCK AWARDS CEREMONY AND RECEPTION**
(11:32 a.m.)

Supervisor Walkinshaw announced that the Best of Braddock Awards Ceremony and Reception will be held on December 6, 2023, and he invited the Board and community to the event.

17. **NO BOARD MATTERS FOR SUPERVISOR FOUST**
(DRANESVILLE DISTRICT) (11:33 a.m.)

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

18. **PROCLAMATION REQUEST FOR COACH CHUCK CIRINO AND THE**
2023 HAYFIELD SECONDARY SCHOOL VARSITY FIELD HOCKEY
TEAM (11:33 a.m.)

Supervisor Lusk stated that he would like to recognize the Varsity Field Hockey team from Hayfield Secondary School and their Head Coach, Chuck Cirino, and Assistant Coaches, Jaime Austin, Sheridan Lusk, Hannah Nurse and Nubia Toomer.

This is the first year in the school's history, that the Varsity Field Hockey team won its first district championship in the school's 41-year history, advancing to the Region 8 finals. The Hayfield Varsity team has a 9-2 record in the region for the 2023 season. Coach Chuck Cirino has been leading the team for the past 13 years. His dedication to the team and the sport is inspiring. The Hayfield Varsity team consists of 26 students on their roster, which includes four freshman, eight sophomores, four juniors, and eight seniors.

Supervisor Lusk stated that his daughters have played for Coach Cirino, and he had the opportunity to watch the team grow over the past eight years. Supervisor Lusk thanked Coach Cirino for his service and congratulated the team. Go Hawks! Therefore, Supervisor Lusk asked unanimous consent that the Board direct staff to

prepare a Proclamation for Coach Chuck Cirino and the 2023 Hayfield Secondary School Varsity Field Hockey Team, in recognition of their achievement, to be presented at the school at a future date. Without objection, it was so ordered.

19. **VIRGINIA PURPLE STAR SCHOOLS IN THE FRANCONIA DISTRICT**
(11:35 a.m.)

Supervisor Lusk announced that November 2023 is “Military Family Appreciation Month,” and as the proud son of an Army Veteran and grandson of a Navy Veteran, he would like to recognize the following schools in the Franconia District that have earned their Virginia Purple Star Designation. These schools have shown their commitment to students and families connected to the nation’s military. Schools need to re-apply every three years for this designation and since the program inception in 2018, the County has had several schools earn their second award. Supervisor Lusk stated that he is proud to share that 59 percent of the schools are in Franconia District and that the following schools have earned their Virginia Purple Star Designation:

- Browne Academy
- Clermont Elementary School
- Edison High School
- Franconia Elementary School
- Hayfield Elementary School (second award recipient)
- Hayfield Secondary School (second award recipient)
- Island Creek Secondary School
- Key Center and Middle School (second award recipient)
- Lane Elementary School (second award recipient)
- Lynbrook Elementary School
- Rose Hill Elementary School
- Springfield Estates Elementary School
- Twain Middle School
- West Springfield Elementary School

20. **RESTON TOWN CENTER TASK FORCE UPDATE
(HUNTER MILL DISTRICT)** (11:37 a.m.)

Supervisor Alcorn provided an update on the Task Force, which included the following:

- Supportive housing
- Library location
- The Task Force consensus on location
- The creation and distribution of the recent location map document
- Possible interim uses of the site
- The need for flexibility in terms of current and future uses

21. **PROCLAMATION REQUEST FOR SOUTH COUNTY CHURCH
(MOUNT VERNON DISTRICT)** (11:40 a.m.)

Supervisor Storck stated that in 2005, Pastor Andy Casper was driving off the I-95 Lorton exit and felt a calling to open a church and serve the South County community. After numerous picnics and surveys to determine the community's needs, Pastor Andy opened South County Church on Easter – March 23, 2008, at South County High School and has been engaged in the community ever since, with a specific eye to supporting those in need. You can often see members of the church on weekends putting up signs around Lorton inviting everyone to services.

“Care to serve our community and the world” is one of the three core missions of the South County Church and members accomplish this through their many Care Projects in South County. They are known for raking leaves around the community, serving snow cones during summer community events, and hosting an annual Easter Egg Hunt - they are here to serve. Over the past year, South County Church has assisted the Mount Vernon District Supervisor's office at several community events, including the grand opening of the Lorton Community Center, Library and Park, Fall Fest and the grand opening of the Lorton Police Station and Animal Shelter with hundreds of attendees at each event. They also assisted at Mount Vernon's first Back-to-School Community Day, which had more than 1,500 attendees! At those events they provided thousands of hot dogs, chips, drinks, snow cones and dozens of volunteer hours. South County Church has been a great partner that the community, the County, and can always be counted on to serve when called upon. Supervisor Storck thanked them for their generous ministry and 15 years of service helping to ensure that nobody is left behind.

Therefore, Supervisor Storck asked unanimous consent that the Board direct staff to prepare a Proclamation for the South County Church, in recognition of its

15 years of service in South County, to be presented out of the Board Room. Without objection, it was so ordered.

22. **MOUNT VERNON DISTRICT UPDATES** (11:42 a.m.)

Supervisor Storck shared the following updates in the Mount Vernon District:

- The Lorton District Police Station and Fairfax County Animal Shelter held its grand opening on October 28, 2023, and he thanked the Board and community for attending the event
- Christine Morin, Chief of Staff for Supervisor Storck, was presented with framed art, showcases all the projects she has been involved in. On behalf of the Board, Supervisor Storck thanked Ms. Morin for her years of service to the Mount Vernon District

23. **HUNTERS BRANCH OFFICE COMPLEX – COMPREHENSIVE PLAN AMENDMENT WORK PROGRAM (PROVIDENCE DISTRICT)** (11:47 a.m.)

Supervisor Palchik stated that the Board adopted the Comprehensive Plan Amendment Work Program in April 2023, which included a Plan Amendment for a residential proposal at the Hunters Branch office complex in the Vienna Transit Station Area (TSA). This amendment was scheduled as a deferred, Tier 3 Amendment, to allow for further development of the plan amendment scope.

Since April, the property owner has worked with a developer partner to refine the scope of the Amendment to consist of site redevelopment with multifamily and townhouse building forms. Given that this site is within a TSA, there may be advantages in considering a mix of uses, especially ground-floor retail, and other nonresidential uses. Supervisor Palchik stated that she has spoken with staff and there are resources available to begin work on this Amendment and her expectation that the resultant planning process will have robust community engagement. The owners have committed to the same.

Therefore, Supervisor Palchik moved that the Comprehensive Plan Amendment Work Program be revised to include Plan Amendment 2023-II-2V as a Tier 1 item and to note that the proposal should consider residential or mixed-use development. Supervisor Smith seconded the motion and it carried by a vote of nine, Supervisor Alcorn being out of the room.

24. **PUBLICITY REQUEST FOR THE PROVIDENCE DISTRICT WINTER GEAR DRIVE** (11:49 a.m.)

Supervisor Palchik stated that, to prepare for the winter season, her office is hosting a Winter Gear Donation Drive and the community members are invited to be a part of this heartwarming effort.

With the cold weather settling in, there are many in the community in need of warm winter gear. Donations of gently used or new coats, jackets, scarves, gloves, and hats, and new thermal socks and underwear are being requested. Donations can be dropped off at the Jim Scott Community Center (3001 Vaden Drive) beginning November 27, 2023. This year, the donations will benefit the Committee for Helping Others, Fairfax F.I.S.H., Second Story, and Lamb Center. More information can be found on the Providence District website (www.fairfaxcounty.gov/providence).

This year's partners include the Greater Merrifield Business Association, Tysons Community Alliance, Girl Scout Troop 1489, and Miller Heights Neighborhood Association. Supervisor Palchik stated that if you or your homeowner's association/organization is interested in helping collect donations, please email Providence@fairfaxcounty.gov and they will be happy to coordinate with you.

Therefore, Supervisor Palchik asked unanimous consent that the Board direct the Office of Public Affairs and the Department of Neighborhood and Community Services to share this information on their channels. Without objection, it was so ordered.

25. **NO BOARD MATTERS FOR SUPERVISOR HERRITY (SPRINGFIELD DISTRICT)** (11:51 a.m.)

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

26. **RESOLUTION REQUEST FOR "TEEN CANCER AWARENESS WEEK"** (11:51 a.m.)

Supervisor Smith stated that approximately one in every 389 children will be diagnosed with cancer before the age of 15. This statistic directly affects members in the community. Therefore, Supervisor Smith asked unanimous consent that the Board direct staff to prepare a Resolution for the Representatives of Bite Me Cancer, in recognition of "*Teen Cancer Awareness Week*," to be presented at the January 23, 2024, Board Meeting. Without objection, it was so ordered.

DA:da

AGENDA ITEMS

27. **ADMINISTRATIVE ITEMS** (11:52 a.m.)

Supervisor Gross moved approval of the Administrative Items. Chairman McKay and Supervisor Palchik jointly seconded the motion.

Chairman McKay called the Board's attention to Admin 11 – Authorization for the Fairfax County Police Department to Apply for and Accept Grant Funding from the Department of Criminal Justice Services, Fiscal Year 2024 Combating Hate Crime Grant Program, and noted that he presented a Board Matter, earlier in the meeting, regarding houses of worship, which is related to this item. (NOTE: See Clerk's Summary Item #15.)

Supervisor Herrity called the Board's attention to Admin 15 – Authorization to Advertise a Public Hearing to Validate and Convey Property at the Fairfax County Government Center to the Fairfax County Redevelopment and Housing Authority (Braddock District) and asked to consider this item separately. This was accepted.

Supervisor Herrity called the Board's attention to Admin 16 – Authorization to Advertise a Public Hearing to Validate and Convey Property at the Franconia Governmental Center to the Fairfax County Redevelopment and Housing Authority (Franconia District) and asked to consider this item separately. This was accepted

The question was called on the motion to approve the Administrative Items, with the exception of Admin 15 and Admin 16, it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storeck, Supervisor Walkinshaw, and Chairman McKay voting "AYE."

ADMIN 1 – EXTENSION OF REVIEW PERIOD FOR 2232 APPLICATION WESTCOTT SUBSTATION (MASON DISTRICT)

Authorized the extension of review period for the following Public Facility 2232 Review Application to the date noted:

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
2232-2023-MA-00001	Electric and Power Co Virginia (Dominion Energy) Wescott Substation Tax Map Number 60-2 ((30)) A 3474 Rose Lane Falls Church, VA Mason District	April 24, 2024

ADMIN 2 – EXTENSION OF REVIEW PERIOD FOR 2232 APPLICATION GUNSTON FIRE STATION (MOUNT VERNON DISTRICT)

Authorized the extension of review period for the following Public Facility 2232 Review Application to the date noted:

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
2232-2023-MV-00005	Gunston Fire Station #20 Tax Map Number 114-3 ((1)) 11 10417 Gunston Road Lorton, VA 22079 Mount Vernon District	April 24, 2023

ADMIN 3 – STREETS INTO THE SECONDARY SYSTEM – INDIAN SPRINGS ESTATES (MOUNT VERNON DISTRICT)

- (R) Approved the request that the street listed below be accepted into the State Secondary System:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Indian Springs Estates	Mount Vernon	Julia Taft Way

ADMIN 4 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER AN ORDINANCE TO AMEND AND READOPT FAIRFAX COUNTY CODE SECTION 7-2-13 AND RELOCATE THE POLLING PLACE FOR THE GREENSPRING PRECINCT IN THE FRANCONIA DISTRICT (FRANCONIA DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **December 5, 2023, at 3:30 p.m.**, to consider an ordinance that proposes to amend and readopt Fairfax County Code Section 7-2-13, relating to election precincts and polling locations, to move the polling place for the Greenspring precinct.

ADMIN 5 – APPROVAL OF “\$200 ADDITIONAL FINE FOR SPEEDING” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – CROSSPOINTE DRIVE (SPRINGFIELD DISTRICT)

- (R)
- Adopted the Resolution authorizing the installation of “\$200 Additional Fine for Speeding” signs on Crosspointe Drive from Ox Road to Silverbrook Road (Springfield District)
 - Directed staff to request the Virginia Department of Transportation schedule the installation of the approved “\$200 Additional Fine for Speeding” signs as soon as possible

ADMIN 6 – APPROVAL OF “\$200 ADDITIONAL FINE FOR SPEEDING” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – SILVERBROOK ROAD (SPRINGFIELD DISTRICT)

- (R)
- Adopted the Resolution authorizing the installation of “\$200 Additional Fine for Speeding” signs on Silverbrook Road from Ox Road to Hooes Road (Springfield District)
 - Directed staff to request the Virginia Department of Transportation schedule the installation of the approved “\$200 Additional Fine for Speeding” signs as soon as possible

ADMIN 7 – APPROVAL OF “\$200 ADDITIONAL FINE FOR SPEEDING” SIGNS AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – BRADDOCK ROAD (SULLY DISTRICT)

- (R)
- Adopted the Resolution authorizing the installation of “\$200 Additional Fine for Speeding” signs on Braddock Road from Kimanna Drive to Flatlick Branch Bridge (Sully District)
 - Directed staff to request the Virginia Department of Transportation schedule the installation of the approved “\$200 Additional Fine for Speeding” signs as soon as possible

ADMIN 8 – APPROVAL OF A “WATCH FOR CHILDREN” SIGN AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – RUSHING CREEK DRIVE (MOUNT VERNON DISTRICT)

- Authorized the installation of a “Watch for Children” sign on Rushing Creek Drive (Mount Vernon District)
- Directed staff of the Department of Transportation to schedule the installation of the approved “Watch for Children” sign as soon as possible

ADMIN 9 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM – GLENBROOK ROAD (PROVIDENCE DISTRICT)

- (R)
- Adopted the Resolution endorsing a traffic calming plan consisting of two speed humps on Glenbrook Road (Providence District)
 - Directed staff to schedule installation of the approved traffic calming measures as soon as possible

ADMIN 10 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 24138 FOR THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPS) TO ACCEPT GRANT FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE (DOJ), OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE, FISCAL YEAR (FY) 2024 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

(SAR) Approved SAR AS 24138 for the FCPD to accept funding from the DOJ, Office of Justice Programs, Bureau of Justice Assistance, FY 2024 Edward Byrne Memorial Justice Assistance Grant in the amount of \$136,270. FCPD will use the funding to further expand the current license plate reader system by adding additional cameras. No new positions will be created, and no local cash match is required.

ADMIN 11 – AUTHORIZATION FOR THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) TO APPLY FOR AND ACCEPT GRANT FUNDING FROM THE DEPARTMENT OF CRIMINAL JUSTICE SERVICES, FISCAL YEAR (FY) 2024 COMBATING HATE CRIME GRANT PROGRAM

(NOTE: Earlier in the meeting, there was a brief discussion regarding this item. See page 13.)

- Authorized the FCPD to apply for and accept funding, if received, from the Department of Criminal Justice Services, Combating Hate Crimes Grant program in the amount of \$139,250. FCPD will partner with four organizations to improve its security in hopes of deterring and detecting threats and attacks thus reducing or eliminating damage from a hate crime. No new positions will be created and no local cash match is required
- Authorized the Chairman of the Board, the County Executive, and/or designee appointed by the County Executive to enter into the grant agreement and any related agreements, including but not limited to Federal Subaward Agreements, on behalf of the County

ADMIN 12 – AUTHORIZATION FOR THE DEPARTMENT OF PUBLIC WORKS AND ENVIRONMENTAL SERVICES (DPWES) TO APPLY FOR AND ACCEPT GRANT FUNDING FROM THE COMMONWEALTH OF VIRGINIA’S OFFICE OF THE SECRETARY OF VETERANS AND DEFENSE AFFAIRS’ VIRGINIA MILITARY COMMUNITY INFRASTRUCTURE GRANT PROGRAM (VMCIGP)

- Authorized the DPWES to apply for and accept grant funding, if received, from the VMCIGP in the amount of \$223,000, including \$111,500 in local cash match, for the Pohick Stream Stabilization Project. No new positions are associated with this grant

- Authorized the Chairman of the Board, the County Executive, and/or a designee appointed by the County Executive to enter into the grant agreement and any related agreements, including but not limited to Federal Subaward Agreements, on behalf of the County

ADMIN 13 – AUTHORIZATION FOR THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) TO APPLY FOR AND ACCEPT GRANT FUNDING FROM THE VIRGINIA OPIOID ABATEMENT AUTHORITY (OAA) FOR THE COUNTY’S FISCAL YEAR (FY) 2024 AND FY 2025 NONCOMPETITIVE INDIVIDUAL OPIOID ABATEMENT AUTHORITY SHARE AND APPLY TO THE OPIOID ABATEMENT AUTHORITY FOR DESIGNATION AS A “GOLD STANDARD” COUNTY

- Authorized the CSB to apply for and accept \$305,969 in grant funding from the OAA for the County’s FY 2024 and FY 2025 Noncompetitive Individual OAA Share
- Authorized the CSB to apply for OAA designation as a “Gold Standard” County to enable the County to receive a financial incentive which increases the County’s OAA Individual Share by 25 percent for the duration that incentive funds are available. The incentive amount available in FY 2024 and FY 2025 combined is \$76,492, which brings the County’s total award to \$382,461
- Authorized the County Executive, or his designee, to execute any documents related to the CSB’s application for the FY 2024 and FY 2025 Noncompetitive Individual OAA Share and Gold Standard designation

ADMIN 14 – APPROVAL FOR VARIOUS COUNTY AGENCIES TO UTILIZE FUNDING FROM THE OPIOID SETTLEMENT DIRECT DISTRIBUTION FUNDS FOR PROJECTS SUPPORTING OPIOID ABATEMENT ACTIVITIES

Approved the use of the opioid settlement Direct Distribution funds for the projects, as outlined in the Board Agenda Item, supporting opioid abatement activities as well as 8/7.5 new grant positions.

ADMIN 15 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONVEY PROPERTY AT THE FAIRFAX COUNTY GOVERNMENT CENTER TO THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) (BRADDOCK DISTRICT)

(NOTE: Earlier in the meeting, action was taken to consider this item separately. See page 13.)

(NOTE: Later in the meeting, the Board took action regarding this item. See Clerk's Summary Item #28.)

ADMIN 16 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO VALIDATE AND CONVEY PROPERTY AT THE FRANCONIA GOVERNMENTAL CENTER TO THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) (FRANCONIA DISTRICT)

(NOTE: Earlier in the meeting, action was taken to consider this item separately. See page 13.)

(NOTE: Later in the meeting, the Board took action regarding this item. See Clerk's Summary Item #29.)

28. **ADMIN 15 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONVEY PROPERTY AT THE FAIRFAX COUNTY GOVERNMENT CENTER TO THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) (BRADDOCK DISTRICT) (11:54 a.m.)**

- (A) Following discussion regarding the visioning study currently being conducted of the Fairfax County Government Center site, Supervisor Walkinshaw moved that the Board authorize the advertisement of a public hearing to be held before the Board on **December 5, 2023, at 3:30 p.m.**, regarding the conveyance of property located at the Fairfax County Government Center to the FCRHA. Chairman McKay and Supervisor Smith jointly seconded the motion. Following a brief discussion regarding the motion, the question was called on the motion and it carried by a vote of nine, Supervisor Herrity voting “NAY.”

29. **ADMIN 16 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO VALIDATE AND CONVEY PROPERTY AT THE FRANCONIA GOVERNMENTAL CENTER TO THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) (FRANCONIA DISTRICT) (11:56 a.m.)**

- (A) Discussion ensued, with input from Thomas Fleetwood, Director, Department of Housing and Community Development, regarding the number of properties currently in the pipeline that may need to be validated.

Following comments, Supervisor Lusk moved that the Board authorize the advertisement of a public hearing to be held before the Board on **December 5, 2023, at 3:30 p.m.**, regarding the validation and conveyance of property located at the Franconia Governmental Center to the FCRHA. Supervisor Foust and Supervisor Palchik jointly seconded the motion. The question was called on the motion and it carried by a vote of nine, with Supervisor Herrity voting “NAY.”

KK:kk

30. **A-1 – APPROVAL OF A RESOLUTION TO PARTICIPATE IN THE VIRGINIA JUVENILE COMMUNITY CRIME CONTROL ACT AND TO FORM A COMBINED PLAN WITH THE CITY OF FAIRFAX, WITH FAIRFAX COUNTY ACTING AS THE FISCAL AGENT** (12:01 p.m.)

(R) Following comments, Supervisor Lusk moved that the Board concur in the recommendation of staff and adopt a resolution to participate in the Virginia Juvenile Community Crime Control Act and to form a combined plan with the City of Fairfax, with Fairfax County acting as the fiscal agent. The motion was jointly seconded by Supervisor Palchik and Chairman McKay and carried by unanimous vote.

31. **A-2 – AUTHORIZATION OF ECONOMIC OPPORTUNITY RESERVE (EOR) FUNDING TO ESTABLISH THE ACCELERATE ENTREPRENEUR-INVESTOR FORUM PROGRAM** (12:02 p.m.)

Following comments, Supervisor Foust moved that the Board concur in the recommendation of staff and:

- Authorize the use of funding from the EOR Fund to establish the Accelerate Forums Program
- Authorize the County Executive to enter into a Memorandum of Understanding with George Mason University for the coordination of the program

Supervisor Lusk and Chairman McKay jointly seconded the motion. Following a brief discussion regarding the motion, the question was called on the motion and it carried by unanimous vote.

32. **A-3 – AUTHORIZATION TO SIGN A STANDARD PROJECT AGREEMENT (SPA) FOR DISTRIBUTION OF I-95/I-395 TOLL REVENUES TO MULTI-MODAL PROJECTS IN THE I-95/I-395 CORRIDOR (FRANCONIA AND MASON DISTRICTS)**

(NOTE: Later in the meeting action was taken regarding this item. See Clerk's Summary Item #35.)

33. **A-4 – APPROVAL OF THE 2024 PUBLIC TRANSPORTATION AGENCY SAFETY PLAN (PTASP) FOR THE FAIRFAX CONNECTOR** (12:04 p.m.)

On motion of Supervisor Alcorn, seconded by Chairman McKay, and carried by unanimous vote, the Board concurred in the recommendation of staff and:

- Approved the PTASP, as shown in Attachment I of the Board Agenda Item
- Authorized the Accountable Executive for the Fairfax Connector (Transit Services Division Chief) to sign the plan

34. **A-5 – APPROVAL OF COMMENTS ON THE PRELIMINARY ALTERNATIVE CONCEPTS OF THE I-495 SOUTHSIDE EXPRESS LANES (SEL) STUDY (FRANCONIA, MASON, AND MOUNT VERNON DISTRICTS)** (12:05 p.m.)

Supervisor Alcorn moved that the Board concur in the recommendation of staff and approve the letter, as modified and distributed to the Board, containing the County's comments on preliminary alternative concepts of the I-495 SEL Study.

Chairman McKay seconded the motion. Supervisor Storck highlighted the modifications in the letter.

Discussion ensued, with input from Martha Elena Coello, Chief, Special Projects Division, Department of Transportation, regarding the conversion of a High Occupancy Toll lane into a rail lane.

The question was called on the motion and it carried by unanimous vote.

35. **A-3 – AUTHORIZATION TO SIGN A STANDARD PROJECT AGREEMENT (SPA) FOR DISTRIBUTION OF I-95/I-395 TOLL REVENUES TO MULTI-MODAL PROJECTS IN THE I-95/I-395 CORRIDOR (FRANCONIA AND MASON DISTRICTS)** (12:11 p.m.)

(R) (NOTE: Earlier in the meeting, this item was inadvertently overlooked.)

On motion of Supervisor Alcorn, multiply seconded, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved a resolution (Attachment 1 of the Board Agenda Item), authorizing the Director of the Fairfax County Department of Transportation to sign the SPA (Attachment 2 of the Board Agenda Item), between the County and the Commissions for distribution of \$1,750,915 in I-95/I-395 toll revenues. These funds will be allocated by the Northern Virginia Transportation Commission and Potomac Rappahannock Transportation Commission to the County for renewal of operating funds for Fairfax Connector Route 396.

36. **C-1 – APPROVAL OF THE AMENDMENTS TO THE BYLAWS FOR THE FAIRFAX AREA DISABILITY SERVICES BOARD** (12:11 p.m.)

(BACs) The Board next considered an item contained in the Board Agenda regarding amendments to the bylaws of the Fairfax Area Disability Services Board, which includes a request for a quorum reduction.

Discussion ensued, with input from Martin Desjardins, Assistant County Attorney, and Claudia Vila, Disability Rights and Resources Manager, Staff Liaison to Disability Services Board, regarding the:

- Meeting quorum
- The process for amending the Virginia Code Section

Supervisor Gross moved that the Board approve the Amendments to the Bylaws for the Fairfax Area Disability Services Board and that the bylaws be reviewed should there be a change in the State law. Chairman McKay seconded the motion.

Discussion ensued regarding language in the Legislative program to address this issue, which will be discussed later in the meeting.

The question was called on the motion and it carried by unanimous vote.

Chairman McKay recognized the presence of David Simon, Chair of the Fairfax Area Disability Services Board, in the Board Auditorium and, on behalf of the Board, acknowledged and thanked him for his work on this item.

(NOTE: Later in the meeting, the Board held a public hearing regarding the Proposed Legislative Program to be presented to the 2024 Virginia General Assembly. See Clerk's Summary Item #44.)

37. **C-2 – APPROVAL OF BYLAWS AND RESOLUTION RENAMING AND RESTATING THE PURPOSES, MEMBERSHIP AND PROCEDURES OF THE LONG TERM CARE COORDINATING COUNCIL (LTCCC)**
(12:17 p.m.)

(R)
(BACs)

The Board next considered an item contained in the Board Agenda regarding approval of the proposed bylaws and adoption of a resolution renaming and restating the purposes, membership, and procedures of the LTCCC.

Supervisor Gross moved that the Board:

- Approve the proposed bylaws
- Adopt a resolution renaming and restating the purposes, membership, and procedures of the LTCCC

Supervisor Palchik seconded the motion. Following a brief discussion regarding the motion, the question was called on the motion and it carried by unanimous vote.

DMS:dms38. **RECESS/CLOSED SESSION** (12:21 p.m.)

Following a query to Elizabeth Teare, County Attorney, regarding the amount of time needed for closed session, Supervisor Gross moved that the Board recess and go into closed session for discussion and consideration of matters enumerated in Virginia Code Section 2.2-3711 and listed in the agenda for this meeting as follows:

- (a) Discussion or consideration of personnel matters pursuant to Virginia Code Section 2.2-3711(A) (1).
- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code Section 2.2-3711(A) (3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code Section 2.2-3711(A) (7) and (8).
 1. *Reston Civic Core, LLC v. Board of Supervisors of Fairfax County, Tom Fleetwood, and Fairfax County Redevelopment and Housing Authority*, Case No. CL-2022-0015638 (Fx. Co. Cir. Ct.)
 2. *Amazon Data Services, Inc. v. Board of Supervisors of Fairfax County, Virginia*, Case No. CL-2022-0017489 (Fx. Co. Cir. Ct.)
 3. *Federal Communications Commission Notice of Proposed Rulemaking Regarding All-In Pricing* (MB Docket No. 23-203)
 4. *Edward M. Williams v. Fairfax County and Fairfax County Department of Family Services*, Case No. 23-cv-1004 (E.D.Va.)
 5. *Mohamad Idlibi v. West Springfield Police Station*, Case No. 1:23-cv-920 (E.D. Va.)
 6. *En'Daiya Danielle Boler v. Fairfax County Department of Family Services*, Record No. 1430-22-4 (Va. Ct. App.)

7. *Kenneth Hartwell v. Fairfax County Board of Supervisors, et al.*, Case No. CL2023-0012608 (Fx. Co. Cir. Ct.)
8. *Jordan Bowling v Fairfax County, Case No. CL-2023-0010411 (Fx. Co. Cir. Ct.) and Brian Shelton v. Fairfax County*, Case No. CL-2023-0010410 (Fx. Co. Cir. Ct.)
9. *Anthony T. Earl v. Cathy Hudgins Community Center*; Case No. GV23-018921 (Fx. Co. Gen. Dist. Ct.)
10. *Abdolreza Rezanazhad v. Anthony Shobe, Fairfax County Sheriff's Office, and Fairfax County*, Case No. GV22-019962 (Fx. Co. Gen. Dist. Ct.)
11. *Mohamud Moalin, by GEICO Insurance Company, Subrogee v. Natalie Vanessa Velasquez*; Case No. GV23-000861 (City of Alex. Gen. Dist. Ct.)
12. *State Farm Mutual Automobile Insurance Company as Subrogee of Melissa White v. Anthony James Guglielmi*, Case No. GV23-000003 (Prince William Co. Gen. Dist. Ct.)
13. *Oscar Franco v. Keith Haydu and Fairfax County Government*, Case No. GV23- 007386 (Fx. Co. Gen. Dist. Ct.)
14. *Kazim Syed, By GEICO Advantage Insurance Company v. William Edward Eckert, III*; Case No. GV23-004452 (Fx. Co. Gen. Dist. Ct.)
15. *Stephanie Wright v. Noah Smelser*; Case No. GV23-013163 (Fx. Co. Gen. Dist. Ct.)
16. *State Farm Fire and Casualty Company as Subrogee of Austin Whynot v. Abdelhakim Hammoudi*, Court No. GV23-018752 (Fx. Co. Gen. Dist. Ct.)
17. *Rita M. Leach-Lewis, Trustee of the Rita M. Leach-Lewis Trust 18MAR13 v. Board of Supervisors of Fairfax County, Virginia*, Record No. 0815-22-4 (Va. Ct. App.) (Sully District)
18. *In re February 2, 2022, Decision of the Board of Zoning Appeals of Fairfax County, Virginia: Washington Gas Light Company v. Christine Chen Zinner, Kurt Iselt*,

Sarah Ellis, Lillian Whitesell, and Board of Supervisors of Fairfax County, Virginia, Case No. CL-2022-0002942; and Washington Gas Light Company v. Christine Chen Zinner; Kurt Iselt; Sarah Ellis; Lillian Whitesell; Board of Supervisors of Fairfax County Virginia; Board of Zoning Appeals of Fairfax County Virginia; Virginia Department of Transportation, Case No. CL-2022- 0003061

19. *Sirena Holdings, LLC v. Fairfax County Department of Public Works and Environmental Services, Case No. CL-2022-0015016 (Fx. Co. Cir. Ct.) (Dranesville District)*
20. *Jay Riat, Building Official for Fairfax County, Virginia v. Masoud Hashemi, Case No. CL-2023-0007881 (Fx. Co. Cir. Ct.) (Braddock District)*
21. *Jay Riat, Building Official for Fairfax County, Virginia v. Paul T. Tansill and Yonsun Jung Tansill, Case No. GV22-017703 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)*
22. *Jay Riat, Building Official for Fairfax County, Virginia v. Arciel Paz Munoz and Nardy Silas Sejas, Case No. GV23-008512 (Fx. Co. Gen. Dist. Ct.) (Franconia District)*
23. *Jay Riat, Building Official for Fairfax County, Virginia v. Reston Brewing Company, LLC c/o Melissa Romano, Case No. GV23-015344 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)*
24. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Ali Hassani, Case No. GV23-019349 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)*
25. *Jay Riat, Building Official for Fairfax County, Virginia v. 5238 Navaho LLC, Case No. CL-2022-0013381 (Fx. Co. Cir. Ct.) (Mason District)*
26. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Mieu Lien Phung Living Trust, KIFAB, LLC, and MNK Management, LLC (Grapes Lounge), Case No. CL-2021-0014458 (Fx. Co. Cir. Ct.) (Mason District)*

27. *Jay Riat, Building Official for Fairfax County, Virginia v. Markham Management, LLC and Hanshin Inc., d/b/a Hanshin Pocha*, Case No. CL-2022-0010718 (Fx. Co. Cir. Ct.) (Mason District)
28. *Leslie B. Johnson, Fairfax County Zoning Administrator and Jay Riat, Building Official for Fairfax County, Virginia v. Akhtar Baig*, Case No. CL-2022-0015920 (Fx. Co. Cir. Ct.) (Mason District)
29. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Jean Claude Lambrechts and Selam and Hanan Enterprises, LLC*, Case No. CL-2023- 0014142 (Fx. Co. Cir. Ct.) (Mason District)
30. *Jay Riat, Building Official for Fairfax County, Virginia v. Ronald Mendieta*, Case No. CL-2023-0014781 (Fx. Co. Cir. Ct.) (Mason District)
31. *Jay Riat, Building Official for Fairfax County, Virginia v. Kristan K. McMahon*, Case No. GV23-014346 (Fx. Co. Gen. Dist. Ct.) (Mason District)
32. *Jay Riat, Building Official for Fairfax County, Virginia v. Jouhad Boutros Dagher*, Case No. GV23-016555 (Fx. Co. Gen. Dist. Ct.) (Mason District)
33. *Jay Riat, Building Official for Fairfax County, Virginia v. Jouhad Boutros Dagher*, Case No. GV23-016556 (Fx. Co. Gen. Dist. Ct.) (Mason District)
34. *Jay Riat, Building Official for Fairfax County, Virginia v. Victoria Bak*, Case No. GV23-019773 (Fx. Co. Gen. Dist. Ct.) (Mason District)
35. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Branden Beasley*, Case No. CL-2022-0016034 (Fx. Co. Cir. Ct.) (Mount Vernon District)
36. *Jay Riat, Building Official for Fairfax County, Virginia v. Strickler Holdings LLC and Virginia Casework Corp.*, Case No. CL-2023-0014780 (Fx. Co. Cir. Ct.) (Mount Vernon District)
37. *Jay Riat, Building Official for Fairfax County, Virginia v. Gregory L. Schick and Deborah L. Schick*, Case No.

GV23-006556 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

38. *Jay Riat, Building Official for Fairfax County, Virginia v. Susan Kay Mahon Revocable Trust*, Case No. GV23-007152 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
39. *Jay Riat, Building Official for Fairfax County, Virginia v. AYR Properties SEP, LLC*, Case No. GV23-008472 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
40. *Gabriel M. Zakkak, Property Maintenance Code Official v. Jessie M. Davis*, Case No. GV23-016758 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
41. *Jay Riat, Building Official for Fairfax County, Virginia v. Tavani, LLC*, Case No. GV23-021017 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
42. *Jay Riat, Building Official for Fairfax County, Virginia v. LZ Rentals, LLC*, Case No. CL-2022-0005622 (Fx. Co. Cir. Ct.) (Providence District)
43. *Sidney Tobias Harris v. Leslie B. Johnson, Fairfax County Zoning Administrator*, Record No. 1363-23-4 (Va. Ct. App.) (Springfield District)

And in addition:

- As permitted by Virginia Code Section 2.2-3711 (A)(7) and (8), legal analysis regarding the following: *Omeish v. Kincaid, et al.*, Appeal Nos. 22-1826, 22-1878, and 22-1936 (U.S. Court of Appeals for the Fourth Circuit); and insulin pricing multi-district litigation
- As permitted by Virginia Code Section 2.2-3711(A)(1) (8), personnel and legal briefing regarding the Retirement Board authority
- As permitted by Virginia Code Section 2.2-3711(A)(1), consideration of candidates for the vacant Auditor of the Board and Human Resources Director positions and discussion regarding annual evaluations of the County Executive and County Attorney

Supervisor Palchik seconded the motion and it carried by unanimous vote.

At 3:03 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman McKay presiding.

ACTIONS FROM CLOSED SESSION

39. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:03 p.m.)

Supervisor Gross moved that the Board certify that, to the best of its knowledge, only public business matters lawfully exempted from open meeting requirements by virtue of Virginia Code Section 2.2-3711 and only such public business matters as were identified in the motion by which closed session was convened were heard, discussed, or considered by the Board during the closed session. Chairman McKay and Supervisor Lusk jointly seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

40. **MOTION TO STAY MAINTAINING THE STATUS QUO DURING THE PENDENCY OF THE APPEALS** (3:04 p.m.)

Supervisor Foust moved that the Board authorize the County Attorney to support a motion to stay maintaining the status quo during the pendency of the appeals in the following two cases:

- In re: *February 2, 2022, Decision of the Board of Zoning Appeals of Fairfax County, Virginia*, CL-2022-002942
- *Washington Gas Light Company v. Christine Chen Zinner; Kurt Iselt; Sarah Ellis; Lillian Whitesell; Board of Supervisors of Fairfax County Virginia; Board of Zoning Appeals of Fairfax County Virginia; Virginia Department of Transportation*; CL-2022-0003061

The motion was multiply seconded and it carried by unanimous vote.

41. **APPOINTMENT OF THE PERFORMANCE AUDITOR TO THE BOARD** (3:05 p.m.)

Supervisor Gross moved that the Board appoint Jennifer Girard as the Performance Auditor to the Board, effective November 27, 2023, consistent with the terms and conditions discussed in Closed Session. The motion was multiply seconded. Following a brief discussion regarding the motion, the question was called on the motion and it carried by unanimous vote.

Chairman McKay recognized the presence of Ms. Girard, who was present in the Board Auditorium. On behalf of the Board, he warmly welcomed her.

42. **APPOINTMENT OF THE DIRECTOR OF THE DEPARTMENT OF HUMAN RESOURCES** (3:07 p.m.)

Supervisor Gross moved that the Board appoint Linnaea Jablonski as the Director of the Department of Human Resources, effective January 8, 2024, consistent with the terms and conditions discussed in Closed Session. The motion was multiply seconded the motion and it carried by unanimous vote.

KK:kk

ADDITIONAL BOARD MATTER

43. **OPTIONS FOR INDIVIDUALS TO PROVIDE TESTIMONY FOR PUBLIC HEARINGS** (3:08 p.m.)

Chairman McKay stated that individuals have the following options to provide testimony during public hearings:

- Testify before the Board in person
- Provide testimony by telephone (Live)
- Provide testimony by YouTube video

At the designated point in the public hearing, speakers will be called from the Speakers List and they may come forward, or their video will be shown, or they will be connected by telephone. There will then be an opportunity for anyone else who would like to speak regarding the application. If they are present in the Board Auditorium, they may come forward to the podium or call in on a number that will be provided on the screen. Speakers testifying via video must have signed up and submitted their video no later than 9 a.m. on the day prior to the public hearing. For all testimony speakers are given three minutes to speak as an individual. If they are the spokesperson for a group, they are given five minutes.

AGENDA ITEMS

44. **3 P.M. – PUBLIC HEARING TO RECEIVE COMMENT FROM RESIDENTS ON THE PROPOSED LEGISLATIVE PROGRAM TO BE PRESENTED TO THE 2024 VIRGINIA GENERAL ASSEMBLY (GA)** (3:08 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of November 10 and November 17, 2023.

Supervisor Walkinshaw, Chair of the Legislative Committee, presented a brief synopsis of the proposed legislative program, noting the following:

- The language highlighted in yellow in the draft program has been added since the last Legislative Committee meeting on October 17, 2023, the new language is in response to direction the Board provided to staff at that meeting
- As discussed at the Legislative Committee meetings, there is much in the program that remains the same, especially with respect to the fundamental priorities
- State revenues have continued to fluctuate considerably in recent years, but are now being described as in “surplus.” However, as pointed out in the letter to the Governor last month, until the State has fully met its funding commitment to core services, including shared State and local services, there cannot really be a State surplus, because all of the Commonwealth's bills have not yet been paid
- This presents an opportunity to make critical investments in K-12, human services, and other shared State and local programs after years of State underfunding. The State budget will be a major area of focus in the 2024 session, as the GA works on the budget for the 2024-2026 biennium
- As in previous years, the program features State support for education as an overarching priority. In light of the watershed report by the Joint Legislative Audit and Review Commission in 2023, which outlined both the inadequacy of State funding and the substantial flaws in current State funding formulas, language has been included in the program that urges the State to fully meet its responsibility to adequately fund K-12, including continued efforts to address State funding formula imbalances and inadequacies as well as restoration of full funding for Cost of Competing funds
- The Board’s Washington Metropolitan Area Transit Authority (WMATA) and Regional Transportation Funding priority statement encourages the GA to fully restore the \$102 million of funding to the Northern Virginia Transportation Authority that was diverted to the WMATA in 2018. The Board’s transportation priority statement encourages the GA to build upon the successful enactment of significant transportation revenues by the 2013 and 2020 GAs to ensure sufficient funding for transportation needs. The Commonwealth must also provide dedicated and sustainable funding for WMATA that addresses the looming budget shortfall, putting the agency on sound financial footing without diverting

resources from other transportation needs in Northern Virginia and the Commonwealth

- The Board has one initiative item under consideration this year. This initiative seeks budget action to restore funding for the salaries of local finance directors through the Commonwealth of Virginia's Compensation Board. In Virginia, funding for the offices of Constitutional Officers (so named because their offices are specifically established by the Constitution of Virginia) is a shared responsibility for the State and localities. Due to an extended impasse in negotiations, the 2023 GA did not adopt amendments to the 2022-2024 biennium budget until September 2023. While funding was included to restore salaries for unfunded positions, the budget only restored funding in the sections of the budget that relate to Commissioners of the Revenue and Treasurers, but not to the section that relates to Local Finance Directors, which appears to be an inadvertent error. It is estimated that this initiative will restore funding for 43 positions in the County (approximately 29 percent of the staff)

Supervisor Walkinshaw noted that the last Legislative Committee meeting for the year will be November 28, 2023, to finalize the State legislative program in preparation for Board adoption on December 5, 2023. In addition, there will be some discussion regarding various federal issues.

Following the public hearing, which included testimony by four speakers, Supervisor Walkinshaw reiterated the following:

- The Legislative Committee meeting will be November 28, 2023
- The Board adoption of the Legislative program will be at the December 5, 2023, Board meeting
- The Board will host its annual legislative work session on December 12, 2023, with the delegation to the GA

EBE:ebe

45. **3:30 P.M. – PUBLIC HEARING ON RZ 2023-SU-00008 (K HOVNANIAN HOMES AT THE GALLERY PARK AT WESTFIELDS, LLC) TO REZONE FROM I-4, AN AND WS TO PDH-16, AN AND WS TO PERMIT RESIDENTIAL DEVELOPMENT WITH AN OVERALL DENSITY OF 13.83 DWELLING UNITS PER ACRE INCLUDING BONUS DENSITY ASSOCIATED WITH AFFORDABLE HOUSING AND APPROVAL OF THE CONCEPTUAL DEVELOPMENT PLAN, LOCATED ON APPROXIMATELY 10.76 ACRES OF LAND (SULLY DISTRICT)**
(3:31 p.m.)

- (O) (NOTE: At its October 24, 2023, meeting, the Board waived its Election Year Policy regarding the scheduling of this public hearing.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of November 7 and November 14, 2023.

The Rezoning Application RZ 2023-SU-00008 is located on the south side of Old Lee Road, west side of Stonecroft Boulevard, and north side of Northridge Drive, Tax Map 43-2 ((2)) 29G3pt.

Kenneth Wire, Wire Gill LLP, reaffirmed the validity of the affidavit dated November 9, 2023, for the record.

Chairman McKay disclosed that he received a campaign contribution in excess of \$100 from:

- David R. Gill, Wire Gill LLP

Supervisor Palchik disclosed that she received a campaign contribution in excess of \$100 from:

- David R. Gill, Wire Gill LLP

Supervisor Smith disclosed that she received a campaign contribution in excess of \$100 from:

- Martin E. Rizer, K Hovnanian Homes at the Gallery Park at Westfields, LLC

Supervisor Storck disclosed that he received campaign contributions in excess of \$100 from:

- Martin E. Rizer, K Hovnanian Homes at the Gallery Park at Westfields, LLC
- Gary Chandler, K Hovnanian Homes at the Gallery Park at Westfields, LLC

Suzanne Wright, Director, Zoning Evaluation Division, Department of Planning and Development, gave a presentation depicting the application and site location.

Mr. Wire 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, Ms. Wright presented the staff and Planning Commission recommendations.

Supervisor Smith moved that the Board approve:

- Rezoning Application RZ 2023-SU-00008, and the concurrent Conceptual Development Plan Application, subject to the execution of proffered conditions dated July 13, 2023
- Waivers and modifications dated September 20, 2023, which will be made part of the record, and are as follows:
 - Waiver of private street width from 24 feet to 20 feet in favor of that shown on the Conceptual Development Plan/Final Development Plan (CDP/FDP)
 - Waiver of the 600-foot Maximum Length of Private Streets in favor of that shown on the CDP/FDP

Supervisor Palchik seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

(NOTE: On September 20, 2023, the Planning Commission approved Final Development Plan Application FDP 2023-SU-00008, subject to the development conditions dated September 5, 2023.)

46. **3:30 P.M. – PUBLIC HEARING ON AFR 2023-SP-00002 (AR 2015-SP-001) (MOLLEDA LOCAL AGRICULTURAL AND FORESTAL DISTRICT RENEWAL) TO PERMIT RENEWAL OF A PREVIOUSLY APPROVED AGRICULTURAL AND FORESTAL DISTRICT, LOCATED ON APPROXIMATELY 23.17 ACRES OF LAND (SPRINGFIELD DISTRICT)**
(3:37 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of November 7 and November 14, 2023.

The application property is located at 6500 Clifton Road, Clifton, 20124. Tax Map 75-1 ((1)) 3Z.

William Nance, Planner, Department of Planning and Development, presented the staff report.

Heather Scott-Molleda, the applicant, gave a presentation.

Following the public hearing, Mr. Nance presented the staff and Planning Commission recommendations.

Following comments and a query by Supervisor Herrity, Ms. Scott-Molleda, confirmed, for the record, that she was in agreement with the proposed Ordinance provisions dated October 18, 2023.

Supervisor Herrity moved approval of Agricultural and Forestal Renewal Application AFR 2023-SP-00002, and adoption of the proposed amendments to the Code of the County of Fairfax, Appendix F, renewing the Molleda Local Agricultural and Forestal District, subject to the Ordinance provisions dated October 18, 2023. Supervisor Palchik seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

47. **3:30 P.M. – PUBLIC HEARING ON A PROPOSED ZONING ORDINANCE AMENDMENT RE: OUTDOOR LIGHTING AROUND TURNER FARM PARK OBSERVATORY (DRANESVILLE DISTRICT)** (3:44 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of November 7 and November 14, 2023.

Carmen Bishop, Deputy Zoning Administrator, Department of Planning and Development and Tammy Schwab, Park Authority, presented the staff report.

Following the public hearing, which included testimony by three speakers, Ms. Bishop presented the staff and Planning Commission recommendations.

Following comments, Supervisor Foust moved that:

- The Board adopt the proposed Zoning Ordinance amendment regarding outdoor lighting around Turner Farm Park Observatory, as set forth in the Staff Report dated September 12, 2023
- The amendment become effective at 12:01 a.m. on November 22, 2023

The motion was multiply seconded. Following discussion ensued regarding the observatory, access to resources and community outreach efforts, the question was called on the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

48. **3:30 P.M. – PUBLIC HEARING ON A PROPOSED ZONING ORDINANCE AMENDMENT RE: SIGN REGULATIONS** (4:18 p.m.)

(O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of November 7 and November 14, 2023.

Casey Judge, Deputy Zoning Administrator, Department of Planning and Development (DPD), presented the staff report.

Discussion ensued, with input from Ms. Judge and Leslie B. Johnson, Zoning Administrator, DPD, regarding:

- Illuminated window signs and Code compliance
- Sign regulations and the criteria for monitoring electronic signs

Following the public hearing, which included testimony by three speakers, Ms. Judge presented the staff and Planning Commission recommendations.

Discussion ensued, with input from Ms. Judge, regarding sign permits.

Supervisor Smith moved:

- That the Board adopt the proposed Zoning Ordinance Amendment for Signs, Part II, with the staff recommended options and the proposed amendments to Appendix 1 relating to previous approvals as set forth in the staff report dated October 3, 2023, except for electronic display signs
- With regard to electronic display signs, that the Board adopt alternative text for electronic display signs in the P, C and I Districts to have the maximum 300 nit levels after sunset and signs within 150 feet of any property developed with a single family dwelling to be limited to 100 nits, unless the applicant can demonstrate, to the satisfaction of the Zoning Administrator, that the display is not visible from any such dwelling. The text is set forth in the handout dated November 21, 2023, which was distributed to the Board
- That the amendment become effective at 12:01 a.m. on November 22, 2023

Supervisor Palchik seconded and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

Supervisor Smith stated that changing the current Comprehensive Sign Plan process to a special exception application may result in additional time needed for the entitlement process, as approval from the Board would now be required.

Therefore, to limit delays, Supervisor Smith moved that the Board direct staff to develop a policy to automatically expedite the scheduling of Planning Commission and Board hearing dates, without individual motions from the Board, for special exceptions for sign modifications. Supervisor Palchik seconded the motion and it carried by unanimous vote.

Supervisor Smith further moved that the Board direct staff to monitor and report on the implementation of the amendment, including the maximum nighttime brightness of electronic display signs, and special exception applications for sign modifications. This report should be provided within 18 months of adoption of the amendment. The motion was multiply seconded.

Following a brief discussion, with input from Ms. Johnson, regarding the motion and plans to increase education campaigns, the question was called on the motion, and it carried by unanimous vote.

49. **3:30 P.M. – PUBLIC HEARING TO CONSIDER EXPANDING THE MCLEAN RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 21 (DRANESVILLE DISTRICT)** (4:50 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of November 10 and November 17, 2023.

Amir Farshchi, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, Mr. Farshchi presented the staff recommendations.

Supervisor Foust moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the McLean RPPD, District 21, to include Rosemont Court (Route 1729), from Rosemont Drive to the cul-de-sac, inclusive. The motion was multiply seconded and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

50. **4 P.M. – PUBLIC HEARING ON A PROPOSAL TO VACATE AND ABANDON A PORTION OF FOREST HILL DRIVE (BRADDOCK DISTRICT)**

Chairman McKay announced that this public hearing will be held later in the meeting due to technical difficulties.

(NOTE: Later in the meeting, this public hearing was held. See Clerk's Summary Item #53.)

51. **4 P.M. – PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF INNOVATION STATION NORTH NEIGHBORHOOD ACCESS SHARED USE PATH (DRANESVILLE DISTRICT)** (4:56 p.m.)

Supervisor Foust stated that the land rights have been acquired. Therefore, he moved that the Board remove from today's Agenda the Public Hearing Regarding the Acquisition of Certain Land Rights Necessary for the Construction of Innovation Station North Neighborhood Access Shared Use Path, as that matter has been resolved. The motion was multiply seconded and it carried by unanimous vote.

52. **4 P.M. – PUBLIC HEARING ON PROPOSED PLAN AMENDMENT 2022-I-B1, IN THE BAILEYS CROSSROADS COMMUNITY BUSINESS CENTER, SUB-UNIT B-5, LOCATED SOUTH OF LEESBURG PIKE, AND EAST OF CARLIN SPRINGS ROAD (MASON DISTRICT)** (4:58 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of November 7 and November 14, 2023.

David Huaman, Planner, Department of Planning and Development, presented the staff report.

Following the public hearing, which included testimony by one speaker, Mr. Huaman presented the staff and Planning Commission recommendations.

Following comments, Supervisor Gross moved that the Board adopt the Planning Commission recommendation for Plan Amendment 2022-I-B1, as detailed in the Staff Report included in the Board Agenda Item. Supervisor Palchik seconded the motion. Following a brief discussion regarding the motion, the question was called on the motion and it carried by unanimous vote.

53. **4 P.M. – PUBLIC HEARING ON A PROPOSAL TO VACATE AND ABANDON A PORTION OF FOREST HILL DRIVE (BRADDOCK DISTRICT)** (5:06 p.m.)

- (O) (NOTE: Earlier in the meeting, Chairman McKay announced that this public hearing would be held later in the meeting due to technical difficulties.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of November 10 and November 17, 2023.

Jeff Edmondson, Transportation Planner, Sight Analysis Section, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by two speakers, Mr. Edmondson. presented the staff and Planning Commission recommendations.

Following comments, Supervisor Walkinshaw moved that the Board adopt (Attachment III of the Board Agenda Item) the Ordinance of Vacation, and (Attachment IV of the Board Agenda Item) the Order of Abandonment, of the subject right-of-way. The motion was multiply seconded and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

54. **4 P.M. – PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (5:14 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public comment was duly advertised in that newspaper in the issues of November 10 and November 17, 2023.

Chairman McKay announced the rules associated with public comment: The Board will hear public comment on any issue, except issues under litigation; issues that have been scheduled for public hearing before the Board; personnel matters and/or comments regarding specific individuals. Speakers must register in advance, and each speaker is given three minutes for his or her remarks. A maximum of ten speakers may address the Board during any public comment period and speakers may address the Board once during a six-month period.

Public comment was held and included the following individuals:

- Lubna Dabbagh – Regarding gas-powered lawn equipment
- Cynthia Shang – Regarding the need for a waiver of time limits on land use application deferrals

55. **BOARD ADJOURNMENT** (5:20 p.m.)

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