



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
October 8, 2013**

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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, October 8, 2013, at 9:17 a.m., there were present:

- Chairman Sharon Bulova, presiding
- Supervisor John C. Cook, Braddock District
- Supervisor John W. Foust, Dranesville District
- Supervisor Michael Frey, Sully District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Catherine M. Hudgins, Hunter Mill District
- Supervisor Gerald W. Hyland, Mount Vernon District
- Supervisor Jeffrey C. McKay, Lee District
- Supervisor Linda Q. Smyth, Providence District

Others present during the meeting were Edward L. Long Jr., County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant County Executive and Clerk to the Board of Supervisors; Angela Schauweker, Management Analyst II, Office of the County Executive; Patti M. Hicks, Chief Deputy Clerk to the Board of Supervisors; Denise A. Long, Deputy Clerk to the Board of Supervisors; Ekua Brew-Ewool and Dianne E. Tomasek, Administrative Assistants, Office of Clerk to the Board of Supervisors.

BOARD MATTERS1. **ORDERS OF THE DAY** (9:18 a.m.)

Chairman Bulova announced that today's Board meeting was starting early because of a special celebration to kick off the World Police and Fire Games for 2015.

2. **MOMENT OF SILENCE** (9:18 a.m.)

Supervisor Hudgins asked everyone to keep in thoughts the family of Ms. Katherine M. Stevens, who died recently. She was the wife of Rick Stevens, an employee who just retired from the County. She noted that the Stevens had lived in the Reston community for over 40 years, and that Ms. Stevens had taught at Terraset Elementary School.

Supervisor Gross asked everyone to keep in thoughts the friends of Ms. Harriet Fisher Bradley, known as "Happy" Bradley, who died in September at the age of 92. She served as the Dranesville District Supervisor from 1964 to 1971.

AGENDA ITEMS3. **PRESENTATION BY FAIRFAX2015** (9:20 a.m.)

Following the Presentation of the Colors by the Joint Public Safety Honor Guard and the singing of the National Anthem by Francis Mensah, Chairman Bulova announced that she and Supervisor Frey had attended the World Police and Fire Games in Belfast this past summer.

Chairman Bulova introduced Bill Knight, Chief Executive Officer, Fairfax2015; Kevin Reynolds, Chairman of the Board of Directors, Fairfax2015; and recognized other members of the Fairfax2015 Board.

Supervisor Frey presented a brief history of the seed of the idea behind the Games and how the County was selected to be a host. He noted that over 7,000 athletes from more than 70 countries participated in the Belfast Games and that this was an opportunity for the County to present itself to the world and showcase its first responders as well as the community and its culture.

Following a slide presentation prepared by Fairfax2015 and a procession of athletes who won medals at the Belfast Games, Richard Bowers, Fire Chief, gave brief remarks and announced that the County will be hosting the 2015 World Police and Fire Games June 26–July 5, 2015. The presentation concluded with the passing of the Games flag and torch to Chairman Bulova.

4. **PROCLAMATION DESIGNATING OCTOBER 2013 AS "BREAST CANCER AWARENESS MONTH" IN FAIRFAX COUNTY** (9:43 a.m.)

Supervisor Herrity moved approval of the Proclamation to designate October 2013 as "*Breast Cancer Awareness Month*" in Fairfax County and urges all residents to celebrate survivors of breast cancer and encourages all women and men to be proactive in seeking healthcare, diagnosis, treatment, and support services. Supervisor Hudgins and Supervisor Hyland jointly seconded the motion.

Following a brief discussion and personal reflection, the question was called on the motion and it carried by unanimous vote.

Richard Bowers, Fire Chief, spoke of the importance of pink to bring awareness to breast cancer. He also noted that the Fire and Rescue Department has again partnered with the Commission for Women to educate, advocate, and eradicate domestic violence and will be wearing purple wrist bands later in the month.

5. **CERTIFICATE OF RECOGNITION PRESENTED TO MEMBERS OF THE McLEAN LITTLE LEAGUE GIRLS' SOFTBALL MAJORS ALL-STAR TEAM** (9:57 a.m.)

Supervisor Foust moved approval of the Certificate of Recognition presented to members of the McLean Little League Girls' Softball Majors All-Star Team for advancing to the finals of the World Series in Portland, Oregon. Supervisor Herrity seconded the motion and it carried by unanimous vote.

5a. **CERTIFICATE OF RECOGNITION PRESENTED TO THE HUMAN SERVICES COUNCIL** (10:05 a.m.)

Supervisor Hudgins moved approval of the Certificate of Recognition to congratulate and thank past and current members of the Human Services Council for their civic engagement and long-standing contributions to the community in recognition of its twenty-fifth anniversary. The motion was multiply seconded.

Following a brief discussion concerning the Council's guidance on human service policies the question was called on the motion and it carried by unanimous vote.

6. **PROCLAMATION DESIGNATING NOVEMBER 2013 AS "ADOPTION AWARENESS MONTH" IN FAIRFAX COUNTY** (10:33 a.m.)

Supervisor Herrity moved approval of the Proclamation to designate November 2013 as "*Adoption Awareness Month*" in Fairfax County and encourages all residents to celebrate adoption, honor families that have grown through adoption, further an awareness of the benefits of adoption and focus attention on finding adoptive families for those children in the community who need them.

Supervisor Foust and Supervisor Hyland jointly seconded the motion and it carried by unanimous vote.

7. **RESOLUTION OF RECOGNITION PRESENTED TO SHILOH BAPTIST CHURCH** (10:44 a.m.)

Supervisor Foust moved approval of the Resolution of Recognition to congratulate Shiloh Baptist Church for its 140th anniversary. Supervisor Herrity, Supervisor Hudgins, and Supervisor Hyland jointly seconded the motion and it carried by a vote of nine, Supervisor Cook being out of the room.

8. **CERTIFICATES OF RECOGNITION PRESENTED TO FAIRFAX COUNTY COMPUTER CLUBHOUSES** (10:55 a.m.)

Supervisor Gross moved approval of the Certificate of Recognition presented to Fairfax County Computer Clubhouses for receiving Kudos Awards from the Intel Computer Clubhouse Network. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor Hyland being out of the room.

9. **CERTIFICATE OF RECOGNITION PRESENTED TO MS. GLENDY BOWMAN** (11:04 a.m.)

Supervisor Hudgins moved approval of the Certificate of Recognition presented to Glendy Bowman, chair of the Head Start Policy Council, for outstanding and dedicated support for the Head Start program resulting in her selection to receive a Nancy Elmore Scholarship from the Virginia Head Start Association, Incorporated. Supervisor McKay seconded the motion and it carried by unanimous vote.

EBE:ebe

10. **10:30 A.M. – PRESENTATION OF THE BARBARA VARON AWARD** (11:14 a.m.)

(BACs) This annual award was established to recognize a County resident's dedication to improving the community through volunteer service and to honor the memory of Barbara Varon, former chairman of the Electoral Board. The award's selection criteria states that nominees must reside in the County, demonstrate an appreciation for the diversity of the community's population, exhibit patriotism, show evidence of having a positive effect on the community, and be known for encouraging others to do the same.

Chairman Bulova presented the Barbara Varon Award to Ms. Viveka Fuenzalida.

11. **ADMINISTRATIVE ITEMS** (11:22 a.m.)

Supervisor Gross moved approval of the Administrative Items. Supervisor Hyland seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE."

ADMIN 1 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION AMENDMENT SEA 84-M-121-03, WESTMINSTER SCHOOL, INCORPORATED LLC (MASON DISTRICT)

(AT) Approved the request for 30 months of additional time to commence construction for Special Exception Amendment Application SEA 84-M-121-03 to March 29, 2016, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 2 – ADDITIONAL TIME TO COMMENCE CONSTRUCTION FOR SPECIAL EXCEPTION SE 2010-LE-017, ISKALO CBR, LLC (SULLY DISTRICT)

(AT) Approved the request for 12 months of additional time to commence construction for Special Exception Application SE 2010-LE-017 to September 8, 2014, pursuant to the provisions of Section 9-015 of the Zoning Ordinance.

ADMIN 3 – STREETS INTO THE SECONDARY SYSTEM (DRANESVILLE DISTRICT)

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

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Betty M. Meadows (Meadows Farm Nursery)	Dranesville	Leesburg Pike (Route 7) (Additional Right-of-Way Only)

ADMIN 4 – SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 14080 FOR VARIOUS COUNTY AGENCIES TO ACCEPT DEPARTMENT OF HOMELAND SECURITY (DHS) URBAN AREAS SECURITY INITIATIVE (UASI) SUBGRANT AWARDS FROM THE GOVERNMENT OF THE DISTRICT OF COLUMBIA HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY

(SAR) Approved SAR AS 14080 in the amount of \$13,078,245 for various County agencies to accept DHS UASI subgrant awards from the Homeland Security and Emergency Management Agency. Funding will continue to support four existing grant positions. No local cash match is required.

12. **A-1 – APPROVAL OF AN INTERAGENCY AGREEMENT BETWEEN THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) AND THE VIRGINIA STATE POLICE FOR THE NOVA/DC INTERNET CRIMES AGAINST CHILDREN (ICAC) TASKFORCE** (11:23 a.m.)

On a joint motion of Supervisor Gross and Supervisor Hyland, seconded by Supervisor Herrity, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Chief of Police to sign an agreement between the FCPD and the Virginia State Police for the NOVA/DC ICAC Taskforce.

13. **A-2 – APPROVAL OF A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) AND THE FEDERAL BUREAU OF INVESTIGATION (FBI)** (11:23 a.m.)

On motion of Supervisor Hyland, seconded by Supervisor Gross, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Chief of Police to sign the MOU and its related enhancement between the FCPA and the FBI regarding the Child Exploitation Task Force.

14. **A-3 – APPROVAL OF THE FINANCING PLAN FOR THE RENOVATION OF LINCOLNIA CENTER (MASON DISTRICT)** (11:24 a.m.)

(R)

(BONDS)

On motion of Supervisor Gross, seconded by Supervisor McKay, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and adopted a Resolution to sell bonds in a par amount not to exceed \$13 million for the renovation of the Lincolnia Center through the Virginia Resources Authority’s Virginia Pooled Financing Program.

15. **A-4 – TESTIMONY FOR PUBLIC HEARING ON COMMONWEALTH OF VIRGINIA’S SIX-YEAR IMPROVEMENT PROGRAM FOR INTERSTATE, PRIMARY, AND URBAN HIGHWAY SYSTEMS AND PUBLIC TRANSPORTATION FOR FISCAL YEAR (FY) 2015 THROUGH FY 2020** (11:25 a.m.)

Supervisor McKay moved that the Board concur in the recommendation of staff and approve a letter (revised) transmitting its recommendations and emphasizing its concerns regarding the proposed allocations to Interstate, Primary, and Urban Highway Systems and Public Transportation projects, facilities, and services. Chairman Bulova seconded the motion.

Discussion ensued, with input from Tom Biesiadny, Director, Department of Transportation, regarding revisions to the testimony.

Supervisor Gross asked unanimous consent that the Board direct staff, in the future when revising an item, to highlight any changes that have been made in revised documents to make it easier to track. Without objection, it was so ordered.

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

16. **I-1 – CONTRACT AMENDMENT – DENTAL SERVICES FOR THE HOMELESS HEALTHCARE PROGRAM** (11:28 a.m.)

The Board next considered an item contained in the Board Agenda dated October 8, 2013, announcing that the Department of Purchasing and Supply Management is amending the Northern Virginia Dental Clinic contract to incorporate additional dental services for indigent adults.

Discussion ensued with input from Michelle Milgrim, Director, Patient Care Services, Health Department, regarding service delivery and the number of individuals served under the program.

Supervisor Hudgins said that it would be helpful if more programmatic information could be provided on contract award items, and she asked unanimous consent that the Board direct staff to provide a report on the dental services program. Without objection, it was so ordered.

Discussion ensued with input from Cathy Muse, Director, Department of Purchasing and Supply Management, regarding:

- The \$40 fee charged for service and whether the fee can be waived for indigent clients
- Covered fee for service delivery
- Sources of funding to cover those unable to pay

17. **I-2 – PLANNING COMMISSION (PC) ACTION ON PUBLIC FACILITIES APPLICATION 2232-B13-8, MILESTONE COMMUNICATIONS, INCORPORATED AND AT&T MOBILITY (BRADDOCK DISTRICT)** (11:32 a.m.)

The Board next considered an item contained in the Board Agenda dated October 8, 2013, announcing the PC's approval of Public Facilities Application 2232-B13-8, Milestone Communications, Incorporated and AT&T Mobility. The PC noted that the application met the criteria of character, location, and extent, and was in conformance with Section 15.2-2232 of the Code of Virginia. The application sought approval to construct a 120 foot tall light standard and associated equipment and generator compounds at Braddock Secondary School. AT&T will be the initial carrier with up to four future carriers. The property is located at 9120 Burke Lake Road, Tax Map 78-2 ((1)) 1.

ADDITIONAL BOARD MATTERS18. **REQUEST FOR RECOGNITIONS** (11:32 a.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to invite representatives from the Park Authority to appear before the Board to be recognized for receiving a reaccreditation from the Commission for Accreditation of Park and Recreation Agencies (CAPRA). Without objection, it was so ordered.

Chairman Bulova asked unanimous consent that the Board direct staff to prepare a proclamation for the County Police Department to recognize the thirtieth anniversary of the Auxiliary Police Officer program. Without objection, it was so ordered.

19. **ONE-TIME COMPENSATION ADJUSTMENT FOR EXEMPT BENEFITS-ELIGIBLE EMPLOYEES** (11:33 a.m.)

Chairman Bulova said that on September 10, 2013, the Board acknowledged the hard work of all County employees and the high quality services they deliver for the community by allocating \$10.2 million to provide a non-recurring compensation adjustment of \$850 (before taxes) for all merit employees to be paid on November 1, 2013. This option was chosen because it would not affect the Board's ability to give raises in the FY 2015 budget the same way giving a base pay increase would.

However, Chairman Bulova said that it has come to her attention that 870 individuals in exempt benefits-eligible positions were not included in this adjustment. People working in these types of positions include School Age Child Care teachers and Community Services Board counselors.

Therefore, Chairman Bulova moved that the Board expand the non-recurring compensation adjustment to include a \$500 adjustment for exempt benefits eligible staff. The estimated cost of providing this \$500 non-recurring compensation adjustment is \$265,000 to the General Fund. It is estimated that these employees will receive approximately \$300 after taxes. In addition, the Parks Revenue Fund would be required to provide \$160,000. There are a dozen other funds that would also be impacted but the budget impact for most is less than \$5,000.

The budget adjustments necessary to extend the compensation adjustment would be made as part of the FY 2014 Third Quarter Review. The General Fund impact would be funded from the \$15.6 million balance remaining after the Carryover actions approved by the Board on September 10, 2013. Staff has confirmed that the adjustment could be made effective November 1, 2013.

Supervisor Foust and Supervisor Hyland jointly seconded the motion.

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

Vice-Chairman Gross returned the gavel to Chairman Bulova.

20. **BOARD CONCURRENCE FOR THE INCORPORATION OF WHITE SPRUCE WAY IN THE REZONING OF THE LAUREL HILL ADAPTIVE REUSE AREA BY THE ALEXANDER COMPANY (MOUNT VERNON DISTRICT)** (11:37 a.m.)

Supervisor Hyland said that on December 6, 2011, the Board authorized the filing of a rezoning application on Tax Map 107-1 ((1)) 9, Rezoning/Final Development Plan Application RZ/FDP 2012-MV-008 for the Laurel Hill adaptive reuse area by the Alexander Company, Incorporated. The Alexander Company requests the vacation and partial abandonment of White Spruce Way. The applicant's development plan proposes to convert White Spruce Way into a private street. Because the County owns the underlying fee for White Spruce Way, the Board must concur in the filing of the amendment of Rezoning/Final Development Plan Application RZ/FDP 2012-MV-008.

Therefore, Supervisor Hyland moved that the Board concur in the filing of an amendment for Rezoning/Final Development Plan Application RZ/FDP 2012-MV-008 which includes the right-of-way for White Spruce Way that is proposed to be vacated and partially abandoned. This motion should not be construed to prejudice the consideration of the application in any way, nor does it relieve the applicant from compliance with the provisions of applicable ordinances, regulations, or adopted standards, in any way. Supervisor Foust seconded the motion and it carried by unanimous vote.

21. **REQUEST TO RENAME TWO ROADWAYS WITH THE LORTON ROAD WIDENING PROJECT (MOUNT VERNON DISTRICT)** (11:39 a.m.)

Supervisor Hyland said that the Lorton Road widening project involves the widening of the existing two-lane roadway to a four-lane divided section from Silverbrook Road to Ox Road in the Mount Vernon District. As part of the road-widening project, the intersection of Furnace Road with Lorton Road will be improved to a four-way, signalized intersection. The current Lorton Road widening plans depict Lorton Road continuing to the southwest and Furnace Road continuing east to west. The South County Federation and Workhouse Arts Center support the renaming of the portion of Lorton Road extending southwest from its depicted intersection with Furnace Road and Lorton Road to Workhouse Road.

Furthermore, the Federation requests that the Board drop the appellation of Furnace Road from Ox Road to its intersection of Lorton Road, effectively making Lorton Road continue straight from Ox Road on through to Richmond Highway in a new northern alignment. If the Board supports this motion, then Furnace Road would terminate at its intersection of Lorton Road. This would achieve two purposes. First, it would prevent potential confusion about Lorton Road's direction, as it would continue straight through the intersection rather than turning off at an angle. Second, it would help advertise and promote the Workhouse Arts Center.

Therefore, Supervisor Hyland moved that the Board:

- Rename the portion of roadway from Furnace Road to Lorton Road west of the intersection, as shown on the attachment to his written Board Matter.
- Rename the portion of Lorton Road west of the Furnace Road and Lorton Road intersection, as shown on the attachment, to Workhouse Road.

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

DET:det

22. **RECOGNITION OF MS. THERESA BAKER (SPRINGFIELD DISTRICT)**
(11:41 a.m.)

Supervisor Herrity announced that the County's Animal Shelter provides an important role in the community, taking in stray and abandoned animals that people can no longer take care of or do not want. Without the shelter there would be many cats and dogs out on the streets with no home and no hope; there would also be a significant percentage of those animals that would likely be euthanized. The shelter does a great job in finding homes for these perfectly good animals, saving them from euthanasia. The Humane Society of the United States estimates that three to four million cats and dogs are euthanized in the country per year because of lack of homes, so the work shelter staff and volunteers do to find these animals homes is critical. Without volunteers who foster these animals, take them home, train them, feed them, and provide them necessary medical services, the shelter wouldn't be what it is.

One such person who has dedicated part of her life to ensuring shelter dogs have a second shot in life is Ms. Theresa Baker, who is a staple at the shelter and a life saver. As of September 2013, Ms. Baker has fostered over 50 puppies and dogs for the shelter over the past eight years (she is on 52 now)! Every puppy and dog she has fostered in her home has been successfully adopted from the shelter.

Supervisor Herrity added that she is a remarkable person and he is proud to have such an upstanding citizen in the Springfield District who he is certain will continue her service with just as much success well into the future.

Supervisor Herrity, jointly with Supervisor Frey, asked unanimous consent that the Board direct staff to invite Ms. Baker to appear before the Board to receive a resolution recognizing her for her significant contributions to the County and its animal shelter. Without objection, it was so ordered.

Discussion ensued concerning Ms. Baker also bringing animals that she has either adopted or fostered and inviting Tawny Hammond, Animal Shelter Director.

23. **INVESTIGATING THE CONVERSION OF BRADDOCK ROAD FROM A SECONDARY TO PRIMARY ROAD** (11:43 a.m.)

Supervisor Herrity announced that in 2011, during discussions of a potential change in classification of the Fairfax County and Franconia-Springfield Parkways from secondary roads to primary roads, staff evaluated making this change for Braddock Road as well. At that time, it was not pursued as it did not meet all of the Virginia Department of Transportation's (VDOT) requirements and the 50-mile-per-year transfer limit had already been reached. The Board did however pursue and successfully transfer the Fairfax County Parkway to primary road status because of the increased construction and maintenance resources given by the State to primary roads - and it has proven successful on the Fairfax County Parkway.

Earlier this year, the Commonwealth Transportation Board (CTB) revised its road transfer criteria and Supervisor Herrity stated that he believes it is time for the Board to revisit the possibility of Braddock Road being converted to the Primary System.

Supervisor Herrity asked unanimous consent that the Board direct staff to review Braddock Road's eligibility for transfer to the Primary System based on the new CTB criteria and present the pros, cons, and a recommendation on whether the Board should move forward and request that VDOT make this change, and refer the matter to the Legislative Committee.

Discussion ensued concerning Braddock Road running through several districts with varied road capacity and whether this request would encompass all or part of the road. Supervisor Herrity noted that State-wide most of the roads are primary roads.

Supervisor Gross inquired as to whether a portion of the roadway could be designated primary and Supervisor Herrity asked to amend his request to include segmenting as part of the discussion.

Additional discussion ensued concerning:

- The road being in multiple districts and prior consultation with other Board Members
- Current projects that are scheduled for the road

Supervisor Herrity withdrew his request and moved that the Board direct staff to:

- Review Braddock Road's eligibility for transfer to the Primary System based on the new CTB criteria and present the pros, cons, and make a recommendation of whether the Board should move forward and request that VDOT make this change, and refer the matter to the Legislative Committee
- Assess the impact on parts of the road that are narrower and whether the road can be segmented
- Assess the impact on projects that are being undertaken in the Braddock District

Supervisor Frey seconded the motion.

Discussion continued concerning other streets considered as future candidates, with input from Tom Biesiadny, Director, Department of Transportation, who acknowledged that staff had looked at approximately a dozen different roads under the previous criteria, of which Braddock was one, and that the Board chose to move forward with the Fairfax and Franconia-Springfield Parkways but left open discussion on any other roads.

Supervisor McKay expressed concern about the 50-mile-limit and the impact this could have on the other roads that were being considered and asked to amend the motion to direct staff to:

- Recirculate the previous information on all of the roads that were considered
- Provide the Board with the new CTB criteria
- Provide recommendations on the best candidates

This was accepted.

Chairman Bulova restated the motion which would remove Braddock Road specifically and direct staff to recirculate the list of the other roads that the Board had previously considered during Transportation Committee meetings.

Supervisor Herrity stated that the amendment was to look at this Countywide as a strategy of what roads might be best considered to be brought into the Primary System.

Supervisor Gross asked to further amend the motion to remove the recommendation clause, and this was accepted.

Following comment from Mr. Biesiadny regarding segmentation, the question was called on the motion, as amended, and it carried by unanimous vote.

24. **NO BOARD MATTERS FOR SUPERVISOR FOUST (DRANESVILLE DISTRICT)** (11:58 a.m.)

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

PMH:pmh

25. **NO BOARD MATTERS FOR SUPERVISOR COOK (BRADDOCK DISTRICT)** (11:58 a.m.)

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

26. **STONEWALL MANOR CELEBRATES ITS FIFTIETH ANNIVERSARY (PROVIDENCE DISTRICT)** (11:58 a.m.)

Supervisor Smyth said that on Saturday, November 16, Stonewall Manor will celebrate its fiftieth anniversary as a community by holding a neighborhood parade and family social.

Supervisor Smyth referred to her written Board Matter which outlined the history of Stonewall Manor and asked unanimous consent that the Board approve a proclamation for Stonewall Manor to be presented at its fiftieth anniversary event on November 16. Without objection, it was so ordered.

27. **CUSTOMER SERVICE** (11:59 a.m.)

Supervisor Smyth referred to the issue of customer service in the County government and asked unanimous consent that the Board direct staff to review the County's model for customer service and look for terminology that better reflects the County's goals for public service as opposed to customer service. Without objection, it was so ordered.

28. **BAILEY'S CROSSROADS VOLUNTEER FIRE DEPARTMENT (BXVFD) SEEKS NEW AMBULANCE (MASON DISTRICT)** (12:02 p.m.)

Supervisor Gross said that the BXVFD seeks to purchase a new ambulance and to finance that purchase using tax-exempt bonds through a local bank. Such a

purchase will reduce costs for BXVFD. For those bonds to be exempt from federal income taxes, such bonds must be approved by a governmental unit, and the volunteer fire department must be "a qualified volunteer fire department," which means it is organized to provide firefighting or emergency rescue services. BXVFD meets the statutory requirements to be a qualified department. Approval of this financing by the Board will not make the County responsible for repayment of this financing.

Therefore, Supervisor Gross moved that the Board authorize the advertisement of a public hearing to be held before the Board to consider this matter on **October 29, 2013, at 4 p.m.** Supervisor McKay seconded the motion and it carried by unanimous vote.

29. **CHRISTOPHER LAND, LLC (SULLY DISTRICT)** (12:03 p.m.)

Supervisor Frey said that Christopher Land, LLC has filed Rezoning/Final Development Plan Application RZ/FDP 2013-SU-010 to rezone 3.7 acres from the R-1 to the PDH-2 District to permit seven single family detached homes on property known as Tax Map 44-4 ((1)) parcel 18.

The Planning Commission public hearing date is scheduled for October 15, and while the applicant has been working with the adjacent communities, they need some additional time to work with the Sully District Land Use committees. To that end, they have requested a date certain for the Board public hearing. The Department of Planning and Zoning (DPZ) does not object to this request.

Therefore, Supervisor Frey moved that the Board authorize the Director of DPZ to schedule a public hearing to be held before the Board on December 3, 2013. The applicant understands that this motion should not be considered as a favorable recommendation by the Board on the proposed application and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, and/or adopted standards. Supervisor Foust and Supervisor Hyland jointly seconded the motion and it carried by unanimous vote.

30. **CENTREVILLE DAY (SULLY DISTRICT)** (12:05 p.m.)

Supervisor Frey said that this year Centreville Day will take place on Saturday, October 19. The Friends of Historic Centreville is sponsoring Centreville Day, a family event with the purpose of building community spirit in Centreville. The festivities will include a 5k race, parade, live entertainment, crafters, local businesses, community groups, food vendors, children's activities, and tours of the Historic District. Also, because this event is close to Halloween, there will be several Halloween themed activities including a trick or treat trail.

The Friends of Historic Centreville is a non-profit organization, and this year the proceeds from the event will go towards restoring the Historic District and other charitable causes.

In the interests of maximizing the benefits from this event, Supervisor Frey moved that Board direct staff to waive the fees for the trash disposal and ask that staff work with AAA Recycling and Trash, who will be providing trash removal for the event, to ensure the fee is waived for whichever date they take the trash following the event. Chairman Bulova seconded the motion and it carried by unanimous vote.

31. **NATIONAL STUDENT POET (SULLY DISTRICT)** (12:06 p.m.)

Supervisor Frey said that Aline Dolinh, a 15 year old sophomore at Oakton High School, and a Sully District resident, was recognized as a National Student Poet for the class of 2013. The student poet's program award recognizes one student from each of five regions of the country. The award is sponsored by the President's Committee on the Arts and Humanities, the Institute of Museum and Library Services, and the Alliance for Young Artists and Writers. She and the other 2013 National Student Poets were recognized at a ceremony at the White House on September 20.

Therefore, Supervisor Frey asked unanimous consent that the Board direct staff to invite Miss Aline Dolinh to appear before the Board to be recognized for her outstanding accomplishment on Tuesday, October 29. Without objection, it was so ordered.

32. **CHANTILLY SELECTED AS 2013 E-CITY (SULLY DISTRICT)**
(12:08 p.m.)

Supervisor Frey announced that Google has chosen Chantilly as the E-City of Virginia. He explained the process for being chosen.

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct the Office of Public Affairs to help publicize this distinction. Without objection, it was so ordered.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

33. **RESTON COMMUNITY CENTER (RCC) (HUNTER MILL DISTRICT)**
(12:10 p.m.)

(APPTS)
(BACs)

Supervisor Hudgins said that the RCC has completed the annual preference poll election for its Board of Governors. A total of 2,221 ballots were entered. The following individuals were elected to serve three year terms on the RCC Board of Governors:

- Ms. Beverly Cosham
- Ms. Michelle Moyer

- Mr. John Mendonca

Therefore, Supervisor Hudgins moved that the Board confirm the above-referenced individuals to serve on the RCC's Board of Governors in time to be seated at the next Board of Governor's meeting. Chairman Bulova seconded the motion and it carried by unanimous vote.

34. **WESTBRIAR ELEMENTARY SCHOOL NAMED NATIONAL BLUE RIBBON SCHOOL (HUNTER MILL DISTRICT)** (12:11 p.m.)

Supervisor Hudgins announced that Westbriar Elementary School in Vienna has been named a National Blue Ribbon School by the U.S. Department of Education. Westbriar is one of 10 schools in Virginia and the only County school to win the award this year.

The National Blue Ribbon Schools program recognizes public and private elementary, middle, and high schools where students perform at very high levels, or where significant improvements are made in students' academic achievement.

The Blue Ribbon designation has become a mark of excellence in education.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to invite Principal Lisa Pilson and County Public School officials to appear before the Board on December 3 and be recognized for this achievement. Without objection, it was so ordered.

35. **2013 LIBRARY COMMUNITY OUTREACH ENGAGEMENT PLANS** (12:12 p.m.)

Supervisor Hudgins said that on September 10, the Board approved a joint motion on the proposed changes in the County Public Library system. The motion directed the Library Board of Trustees to undertake "an extensive outreach program to inform and education the public and Library employees," and further that this input be considered and incorporated in the change proposals.

Supervisor Hudgins expressed her disappointment when she received the first list of the outreach sessions scheduled by the Trustees' Evaluation and Communication Subcommittee that listed only four public engagement meetings, and none in the Hunter Mill District.

Ground zero of the beta plan is Reston Regional Library. She said that she is still hearing from residents about their disappointment in the lack of public engagement in the change process.

Supervisor Hudgins said that on Wednesday, October 30, she will host a community engagement meeting on the library proposed changes at Hunters Woods Elementary School at 7 p.m.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct that:

- The Library Board of Trustees' Evaluation and Communication Subcommittee Schedule include, as part of its official outreach on the proposed changes, the Hunter Mill District meeting on October 30 at Hunter Woods Elementary School
- The Library Board of Trustees' Evaluation and Communication Subcommittee to attend the October 30 meeting
- This meeting be included in news releases, posters, and announcements on the committee's outreach schedule from this day forward

Chairman Bulova seconded the motion.

Discussion ensued regarding:

- Additional outreach meetings
- Engaging the community
- Expansion of the proposed meeting schedule plan
- Feedback/Preliminary Report from the Library Board by November 19

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

36. **BEHAVIORAL HEALTH OUTREACH AND SERVICE TO ADOLESCENTS AND THEIR FAMILIES** (12:22 p.m.)

Supervisor Hudgins said that as part of the Adopted Fiscal Year (FY) 2014 Budget, \$200,000 was appropriated, and staff was directed to identify requirements to address youth behavioral human services requirements in schools and the broader community.

Program staff from the Department of Family Services, the Health Department, the Office to Prevent and End Homelessness, the Department of Neighborhood and Community Services, the Juvenile and Domestic Relations District Court and the Fairfax-Falls Church Community Services Board, under the guidance of the Deputy County Executive for Human Services, will work with the Fairfax County Public Schools (FCPS) and the non-profit community, including the Partnership for Youth, to identify the array of youth services that are necessary to address the most pressing needs.

At the Tuesday, October 1, 2013, Human Services Committee meeting, staff presented their work-to-date, Youth Behavioral Supports Preliminary Recommendations. It focuses on resources, needs, and recommendations.

Therefore, Supervisor Hudgins asked unanimous consent that the Board authorize staff to begin to use the \$200,000 appropriation to establish a detailed work plan on the proposed recommendations, key deliverables, and timeframes. Without objection, it was so ordered.

37. **COMMUNITY HEALTH IMPROVEMENT PLAN** (12:23 p.m.)

Supervisor Hudgins said that since 2008, the Partnership for a Healthier Fairfax has been conducting a community-wide strategic planning process, Mobilizing for Action through Planning and Partnerships (MAPP). MAPP was developed by the Centers for Disease Control and Prevention (CDC) and the National Association of County and City Health Officials (NACCHO).

On Thursday, February 4, 2010, the inaugural community coalition meeting of the Partnership for a Healthier Fairfax was held at the Government Center. The coalition of community leaders committed to assessing the County's most pressing health needs and to developing a strategic plan to improve the overall health of our community.

Subsequently, on Wednesday, October 2, 2013, the Partnership for a Healthier Fairfax presented the Community Health Improvement Plan, 2013 - 2018. The culmination of years of community collaboration and commitment to strengthen the public health system, the Plan focuses on seven key priorities to improve health and well-being. By strengthening the public health system, the plan envisions improvements in the lives of those who live, work, and visit in the County.

Therefore, Supervisor Hudgins moved that the Board commit to incorporating the factor of health, as fundamental consideration, in all future County policies. Chairman Bulova seconded the motion.

Discussion ensued regarding:

- Establishing health issues as part of the County's vision statement
- Walkable communities, obesity, environmental needs
- Health issues on the County's radar screen
- Presentation to the Human Services Committee
- Health issues and County policies

Chairman Bulova restated the motion as follows:

- For the Board to commit to incorporating health factors in the process
- Have the report come to the Board for a discussion
- Take an active role with advancing the goals of the report

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

38. **NO BOARD MATTERS FOR SUPERVISOR McKAY (LEE DISTRICT)**
(12:30 p.m.)

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

39. **RECESS/CLOSED SESSION** (12:31 p.m.)

Supervisor Smyth 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 § 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 § 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 § 2.2-3711(A) (7).
 1. *In Re: February 13, 2013, Decision of the Fairfax County Board of Zoning Appeals; Trang P. Mai v. Fairfax County Department of Planning and Zoning, Case No. CL-2013-0005213 (Fx. Co. Cir. Ct.) (Mason District)*
 2. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Loan Phuong, Case No. CL-2013-0003688 (Fx. Co. Cir. Ct.) (Braddock District)*
 3. *Joseph F. and Juliana Campagna, Fairfax Christian School, Inc., Hunter Mill East, LLC, Hunter Mill West, LLC, Robert L. and Rosemary S. Thoburn, and*

Thoburn Limited Partnership v. Fairfax County Board of Supervisors, Case No. CL-2010-0005862 (Fx. Co. Cir. Ct.) (Hunter Mill District)

4. *Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Airlie Real Estate Trust #95-04530 and Jeffrey Sedgwick, Trustee*, Case No. CL-2012-0017559 (Fx. Co. Cir. Ct.) (Mason District)
5. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Michael Joseph Powers*, Case No. CL-2012-0003924 (Fx. Co. Cir. Ct.) (Lee District)
6. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Santos Gutierrez*, Case No. CL-2011-0003448 (Fx. Co. Cir. Ct.) (Lee District)
7. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Tania Soto-Yapura*, Case No. CL-2013-0008359 (Fx. Co. Cir. Ct.) (Mason District)
8. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Zahir Ahmed*, Case No. CL-2012-0019602 (Fx. Co. Cir. Ct.) (Mount Vernon District)
9. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Michael R. Congleton, Property Maintenance Code Official for Fairfax County, Virginia v. Scott W. Pruitt*, Case No. CL-2009-0013751 (Fx. Co. Cir. Ct.) (Springfield District)
10. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Elise Ann Brandenburger Brown*, Case No. CL-2013-0005149 (Fx. Co. Cir. Ct.) (Dranesville District)
11. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Kirubel Gebrehiwot*, Case No. CL-2013-0008130 (Fx. Co. Cir. Ct.) (Mason District)
12. *Leslie B. Johnson, Fairfax County Zoning Administrator v. FW VA-Willston Centre II, LLC*, Case No. CL-2013-0012161 (Fx. Co. Cir. Ct.) (Mason District)

13. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Manzoor Ul Haq Sheikh and Shagufta A. Sheikh*, Case No. CL-2013-0009607 (Fx. Co. Cir. Ct.) (Lee District)
14. *Leslie B. Johnson, Fairfax County Zoning Administrator and Michael R. Congleton, Property Maintenance Code Official for Fairfax County v. Nathalie Kay Jacobsen*, Case No. CL-2013-0008288 (Fx. Co. Cir. Ct.) (Lee District)
15. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Daniel C. Robinson*, Case No. CL-2013-0010319 (Fx. Co. Cir. Ct.) (Mount Vernon District)
16. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Vilma Ortiz and Elba C. Perez*, Case No. CL-2013-0014398 (Fx. Co. Cir. Ct.) (Lee District)
17. *Fairfax County Board of Supervisors v. Alisha Wilkerson*, Case No. GV13-016397 (Fx. Co. Gen. Dist. Ct.)
18. *Fairfax County Board of Supervisors v. Karen Bayly*, Case No. GV13-016394 (Fx. Co. Gen. Dist. Ct.)
19. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Road Runner, LLC*, Case No. GV13-009187 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
20. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Danielle M. Pletka and Stephen G. Rademaker*, Case No. GV13-019696 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
21. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Salvador Martinez*, Case No. GV13-019697 (Fx. Co. Gen. Dist. Ct.) (Lee District)
22. *Leslie B. Johnson, Fairfax County Zoning Administrator v. James H. Miller and Marian H. Miller*, Case No. GV13-019640 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)

23. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Francisco Javier Arcentales, Rosario Arcentales, and Javier Arcentales*, Case No. GV13-019827 (Fx. Co. Gen. Dist. Ct.) (Lee District)
24. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Shaita Ijaz*, Civil Case No. GV13-020257 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
25. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. Daniel Marshall Whedon*, Case No. GV13-020573 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
26. *Jeffrey L. Blackford, Property Maintenance Code Official for Fairfax County, Virginia v. John M. King and Jaime L. Schisler*, Case No. GV13-020765 (Fx. Co. Gen. Dist. Ct.) (Lee District)
27. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Barbara A. Rojas*, Case No. GV13-020768 (Fx. Co. Gen. Dist. Ct.) (Lee District)
28. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Melvin R. Palma*, Case No. GV13-020767 (Fx. Co. Gen. Dist. Ct.) (Lee District)
29. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Eriberto L Jose and Angelita C. Jose*, Case No. GV13-021058 (Fx. Co. Gen. Dist. Ct.) (Lee District)
30. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Jose Yanez and Luisa D. Palma*, Case No. GV13-021188 (Fx. Co. Gen. Dist. Ct.) (Lee District)

And in addition:

- Section 10-102 of the Fairfax County Zoning Ordinance

Supervisor Foust and Supervisor Hyland jointly seconded the motion and it carried by unanimous vote.

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At 3:45 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

40. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:45 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 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. Supervisor Foust seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE."

AGENDA ITEMS

41. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 88-S-077-06 [SUNOCO, INCORPORATED (R&M)] (SULLY DISTRICT)**

AND

PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 88-S-026-03 [SUNOCO, INCORPORATED (R&M)] (SULLY DISTRICT) (3:46 p.m.)

(O) The application property is located at 4475 Daly Drive, Chantilly, 20151, Tax Map 44-1 ((9)) E2 pt. and F2 pt.

Ms. Sara V. Mariska reaffirmed the validity of the affidavit for the record.

Supervisor Cook disclosed a campaign contribution in excess of \$100 which he had received from Robert F. Pence of Golden Brook LLC, the title owner listed in Section 1(a) of the affidavit. He stated that based on recent changes in County policies he is recusing himself from the public hearing and left the room.

Brent Krasner, Staff Coordinator, Zoning Evaluation Division, Department of Planning and Zoning, gave a Powerpoint slide presentation depicting the application and site location.

Discussion ensued, with input from Mr. Krasner, regarding the development conditions.

Ms. Mariska 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, Mr. Krasner presented the staff and Planning Commission recommendations.

Following a query to Ms. Mariska regarding the development conditions, Supervisor Frey moved approval of Proffered Condition Amendment Application PCA 88-S-026-03, subject to the proffers dated October 4, 2013. Supervisor Hyland seconded the motion and it carried by a vote of nine to nothing, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE." (Supervisor Cook had recused himself before the public hearing.)

Supervisor Frey moved approval of Special Exception Amendment Application SEA 88-S-077-06, subject to the development conditions dated October 4, 2013. Supervisor Hyland seconded the motion and it carried by a vote of nine to nothing. (Supervisor Cook had recused himself before the public hearing.)

42. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX R, TO CONSIDER PARKING RESTRICTIONS ON WILLIAMS DRIVE (PROVIDENCE DISTRICT)**
(4 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 September 20 and September 27, 2013.

Maria Turner, Senior Transportation Planner, Department of Transportation, presented the staff report.

Following the testimony of Ms. Sandy Hughes (Speaker Two), Supervisor Smyth commented on the conditions of the street.

Following the testimony of Mr. William Bloom (Speaker Six), discussion ensued regarding parking alternatives.

Following the public hearing, which included testimony by six speakers, Ms. Turner presented the staff recommendation, noting that the application meets the criteria for parking restrictions.

Supervisor Smyth moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix R, prohibiting commercial vehicles as defined in Section 82-5-7 of Chapter 82 (Motor Vehicles and Traffic), recreational vehicles,

and all trailers from parking on Williams Drive from Arlington Boulevard to Javier Road, from 9 p.m. to 6 a.m., seven days per week. Supervisor McKay seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “AYE.”

43. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX R, TO CONSIDER PARKING RESTRICTIONS ON PENROSE PLACE (SULLY DISTRICT)** (4:26 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 September 20 and September 27, 2013.

Maria Turner, Senior Transportation Planner, Department of Transportation, presented the staff report.

Following the testimony of Mr. John Reynolds (Speaker Two), discussion ensued regarding possible parking alternatives, with input from Mr. Reynolds.

Supervisor Frey raised a question regarding whether the proposed amendment could be amended to accommodate additional parking on Penrose Place, and discussion ensued, with input from Sara Silverman, Assistant County Attorney, concerning the legality of the scope of the advertisement for the parking restriction.

Following the testimony of Mr. Rajai Zumot (Speaker Three), discussion ensued regarding the current parking conditions.

Following the public hearing, which included testimony by four speakers, Ms. Turner presented the staff recommendation, noting that the application meets the criteria for parking restrictions.

Supervisor Frey moved adoption of amendments to the Code of the County of Fairfax, Appendix R, prohibiting commercial vehicles, as defined in Section 82-5-7 of Chapter 82 (Motor Vehicles and Traffic), recreational vehicles, and all trailers from parking on Penrose Place from Lee Road to 14339 Penrose Place on the south side, and from Lee Road to 14339 Penrose Place on the north side, from 7 p.m. to 7 a.m., seven days per week. Supervisor Herrity seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “AYE.”

44. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX R, TO CONSIDER PARKING RESTRICTIONS ON DANIELS AVENUE, POPLAR STREET, AND THE LITTLE RIVER TURNPIKE SERVICE ROAD (MASON DISTRICT)**
(4:47 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 September 20 and September 27, 2013.

Maria Turner, Senior Transportation Planner, Department of Transportation, presented the staff report.

Following the testimony of Mr. Darius Bly (Speaker One), discussion ensued regarding residential parking restrictions.

Following the testimony of Mr. John Vincent (Speaker Three), Supervisor Gross raised a question regarding parking restrictions for commercial vehicles, with input from Ms. Turner.

Following the public hearing, which included testimony by eight speakers, Ms. Turner presented the staff recommendation, noting that the application meets the criteria for parking restrictions.

Supervisor Gross submitted an item for the record.

Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix R, prohibiting commercial vehicles as defined in Section 82-5-7 of Chapter 82 (Motor Vehicles and Traffic), recreational vehicles, and all trailers from parking on the following streets seven days per week:

- Daniels Avenue from the southern boundary of 4104 Daniels Avenue to Maple Place
- Little River Turnpike service road from the eastern boundary of 7205 Little River Turnpike to John Marr Drive
- Poplar Street from Annandale Road to Daniels Avenue

Supervisor Hyland and Supervisor Smyth jointly seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting “AYE.”

45. **4 P.M. – PH TO CONTINUE TO LEASE BOARD-OWNED PROPERTY AT THE LEWINSVILLE FACILITY TO MCNAIR CHILD DEVELOPMENT CENTER, INCORPORATED DBA “FUN AND FRIENDS CHILD DEVELOPMENT CENTER” (DRANESVILLE DISTRICT)** (5:11 p.m.)

- (R) 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 September 20 and September 27, 2013.

Thomas Devaney, Leasing Manager, Real Estate Services, Facilities Management Department, presented the staff report.

Following the public hearing, Supervisor Foust moved that the Board authorize staff to execute the Extension of Lease Agreement for Board-owned property at the Lewinsville Facility, located at 1609 Great Falls Street, McLean, Virginia to “Fun & Friends Child Development Center.” Supervisor Hyland seconded the motion and it carried by unanimous vote.

46. **4:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 3 (COUNTY EMPLOYEES), INCREASING THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE UNIFORMED RETIREMENT SYSTEM** (5:14 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 September 20 and September 27, 2013.

Jeffrey Weiler, Executive Director, Retirement Systems, presented the staff report, noting an amendment to Attachment One of the Board Agenda Item, line one, the new total number of trustees should be ten, not eight.

Following the public hearing, which included testimony by one speaker, Benjamin Jacewicz, Assistant County Attorney, clarified that the minor change in the amendment is within the scope of the advertisement.

Supervisor Gross raised a question regarding the election process and timeline for the trustee elected by the retirees of the system, if the proposed amendments are approved. Discussion ensued, with input from Mr. Weiler.

Supervisor Gross raised another question regarding the term of office for the trustee, with input from Mr. Weiler.

Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 3 (County Employees), increasing the membership of the Board of Trustees of the Uniformed Retirement System to ten. Supervisor Hyland and Supervisor McKay jointly seconded the motion and it carried by

unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Frey, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor Hyland, Supervisor McKay, Supervisor Smyth, and Chairman Bulova voting "AYE."

47. **BOARD ADJOURNMENT** (5:19 p.m.)

The Board adjourned.

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