



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
December 5, 2017**

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GMA:gma

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, December 5, 2017, at 9:32 a.m., there were present:

- Chairman Sharon Bulova, presiding
- Supervisor John C. Cook, Braddock District
- Supervisor John W. Foust, Dranesville District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Catherine M. Hudgins, Hunter Mill District
- Supervisor Jeffrey C. McKay, Lee District
- Supervisor Kathy L. Smith, Sully District
- Supervisor Linda Q. Smyth, Providence District
- Supervisor Daniel G. Storck, Mount Vernon District

Others present during the meeting were Patricia D. Harrison, Acting County Executive; Elizabeth Teare, 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; Ekua Brew-Ewool, Kecia Kendall and Dianne E. Tomasek, Administrative Assistants, Office of the Clerk to the Board of Supervisors.

BOARD MATTER1. **MOMENT OF SILENCE** (9:32 a.m.)

Chairman Bulova asked everyone to keep in thoughts the family of Gordon Jarratt, Director of Enterprise Systems Division of the Department of Information Technology, who retired early due to serious illness. Mr. Jarratt has served the County for 22 years and was a pioneer for implementing modern and innovative technology throughout the County, helping to establish the County website, and the County's Geospatial Information System (GIS). The Chairman announced that she attended Mr. Jarratt's retirement celebration and presented him with a Proclamation declaring December 1, 2017, as "Gordon Jarratt Day" in Fairfax County.

Supervisor Herrity asked everyone to keep in thoughts the family of Mr. Chris Colton, who recently died. He was a graduate of West Springfield High School and was active with the Boy Scouts, the Knights of Columbus, and his church community.

Supervisor Storck asked everyone to keep in thoughts the family of Dr. Rida Naguib Azer, who recently died due to injuries from a house fire. Supervisor Storck thanked First Responders from Fire Stations 409 and 411 for their efforts.

Supervisor McKay asked everyone to keep in thoughts the family of Mr. Thomas Nunan, who recently died. Mr. Nunan was a former catholic priest who worked for several administrations in the White House as a consultant for children and youth, and later worked for human services organizations across the country. He also worked to reduce poverty in the Northern Virginia region. His wife, Terry Nunan, was the former principal of Woodlawn Elementary.

AGENDA ITEMS2. **RECOGNITION OF COUNTY EMPLOYERS SELECTED AS "BEST WORKPLACES FOR COMMUTERS" BY THE DEPARTMENT OF TRANSPORTATION (DOT) AND THE NATIONAL CENTER FOR TRANSIT RESEARCH AT THE UNIVERSITY OF SOUTH FLORIDA** (9:38 a.m.)

Walter Daniel, head of the County Department of Transportation Commuter Services program, recognized County employers selected as "Best Workplaces for Commuters" by DOT and the University of South Florida National Center for Transit Research.

Mr. Daniel and Chairman Bulova presented awards to the following employers that have met the national standard of excellence for offering commuter benefits to their employees:

- AceInfo Solutions, Inc.

- Avenir Place
- Avizia, Inc.
- Creative Systems and Consulting LLC
- eTrans Systems
- Farm Credit Administration
- Foxhole Technology
- Gabriel Marketing Group
- H2 CFO
- KGS
- Mosaic
- New Oasis International Education
- Open Technology Group
- Remine
- SOS International
- Upskill

3. **CERTIFICATE OF RECOGNITION PRESENTED TO THE RUGBY VIRGINIA MIDDLE SCHOOL BOYS TEAM** (9:46 a.m.)

Supervisor Herrity moved approval of the Certificate of Recognition presented to the Rugby Virginia Middle School Boys Team for its focus, determination, noteworthy team spirit and outstanding athletic development, resulting in winning the Middle School National Invitational Rugby Tournament championship. Supervisor Foust and Chairman Bulova jointly seconded the motion and it carried by a unanimous vote.

4. **RESOLUTION OF RECOGNITION PRESENTED TO THE LANGLEY SCHOOL** (9:52 a.m.)

Supervisor Foust moved approval of the Resolution presented to the Langley School for its seventy-fifth anniversary and dedication to educational excellence. Chairman Bulova seconded the motion and it carried by a unanimous vote.

5. **PROCLAMATION DESIGNATING DECEMBER 4-8 AS "INCLUSIVE SCHOOLS WEEK" IN FAIRFAX COUNTY** (9:58 a.m.)

Supervisor Cook moved approval of the Proclamation designating December 4-8 as "*Inclusive Schools Week*" in Fairfax County and urged all schools and classrooms in Fairfax County to sponsor appropriate learning and community building activities. Supervisor Gross and Supervisor McKay jointly seconded the motion and it carried by a unanimous vote.

6. **RESOLUTION TO RECOGNIZE THE FIFTIETH-ANNIVERSARY OF THE AGE DISCRIMINATION IN EMPLOYMENT ACT** (10:18 a.m.)

Supervisor Cook moved approval of the Resolution presented to recognize the fiftieth anniversary of the Age Discrimination in Employment Act and urged all residents to celebrate this important occasion in the history of the nation. Supervisor Gross seconded the motion and it carried by a unanimous vote.

7. **RESOLUTION OF RECOGNITION PRESENTED TO THE VIENNA CHORAL SOCIETY** (10:29 a.m.)

Supervisor Hudgins moved approval of the Resolution recognizing the Vienna Choral Society on its thirtieth anniversary and expressed gratitude for its community service, an enriching and inspiring all who hear them. Supervisor L. Smith seconded the motion and it carried by a unanimous vote.

8. **RESOLUTION OF RECOGNITION PRESENTED TO MR. TODD LATTIMER** (10:39 a.m.)

Supervisor McKay moved approval of the Certificate of Recognition presented to Mr. Todd Lattimer for his contributions to the County and the Springfield community and for his distinguished financial career. Supervisor Herrity seconded the motion and it carried by a unanimous vote.

9. **PRESENTATION OF THE 2016 TRANSPORTATION ADVISORY COMMISSION (TAC) ACHIEVEMENT AWARD** (10:46 a.m.)

Jeffrey Parnes, Chairman of TAC, presented the 2016 TAC Achievement Award to Martha Coella, Dulles Rail Senior Transportation Planner, Special Projects Division, Department of Transportation, for her outstanding achievements and dedication to transportation issues.

EBE:ebe

10. **10:10 A.M. – APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS (BACs)** (10:57 a.m.)

(APPTS)
(BACs)

Supervisor Gross moved approval of the appointments and reappointments of those individuals identified in the final copy of “Appointments to be Heard December 5, 2017.” Supervisor McKay seconded the motion.

Supervisor Hudgins asked to amend the motion to appoint Mr. John Carter as the Hunter Mill District Representative to the Planning Commission, effective January 1, 2018, to replace Mr. Frank De La Fe, who is retiring at the end of the year. This was accepted.

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

The full list of Appointments is as follows:

ADVISORY SOCIAL SERVICES BOARD

The Board deferred the appointment of the Providence District Representative.

AFFORDABLE DWELLING UNIT ADVISORY BOARD

The Board deferred the appointment of the Engineer/Architect/Planner #2 and the Lending Institution Representatives.

AIRPORTS ADVISORY COMMITTEE

Appointment of:

- Mr. Clifford L. Elow as the Providence District Representative

ANIMAL SERVICES ADVISORY COMMISSION

The Board deferred the appointment of the Mason District Representative.

ARCHITECTURAL REVIEW BOARD

The Board deferred the appointment of the Attorney Representative.

ATHLETIC COUNCIL

Appointment of:

- Mr. Douglas Phung as the Diversity-At-Large Principal Representative

Reappointment of:

- Mr. Eric T. Sohn as the Diversity At-Large Alternate Representative

The Board deferred the appointment of the Mason District Alternate and Member-At-Large Alternate Representatives.

BARBARA VARON VOLUNTEER AWARD SELECTION COMMITTEE

The Board deferred the appointment of the Mason and Springfield District Representatives.

BOARD OF BUILDING AND FIRE PREVENTION CODE OF APPEALS

The Board deferred the appointment of the Alternate #4 and Design Professional #4 Representatives.

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS (BOE)

Reappointment of:

- Mr. Joseph Blackwell as the At-Large #2 Representative
- Mr. Robert Mansker as the At-Large #3 Representative
- Mr. John M. Yeatman as the Professional #1 Representative

The Board deferred the appointment of the At-Large #1 and Professional #3 Representatives.

CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE

The Board deferred the appointment of the Lee and Springfield District Representatives.

CHILD CARE ADVISORY COUNCIL

The Board deferred the appointment of the Providence and Springfield District Representatives.

CIVIL SERVICE COMMISSION

Reappointment of:

- Ms. Nancy Angland Rice as the At-Large #1 Representative
- Mr. Jason Fong as the At-Large #4 Representative
- Ms. Nicole V. Foster as the At-Large #5 Representative
- Mr. Thomas Garnett as the At-Large #6 Representative
- Mr. Broderick C. Dunn as the At-Large #8 Representative
- Ms. Lee Ellen Helfrich as the At-Large #9 Representative
- Mr. John C. Harris, Jr. as the At-Large #10 Representative

- Mr. Herbert C. Kemp as the At-Large #11 Representative
- Mr. John Townes as the At-Large #12 Representative

The Board deferred the appointment of the At-Large #3 and #7 Representatives.

COMMISSION FOR WOMEN

Reappointment of:

- Ms. Kathryn M. McDaniel as the Springfield District Representative

The Board deferred the appointment of the Hunter Mill Representative.

COMMISSION ON AGING

The Board deferred the appointment of the Mount Vernon District Representative.

CONSUMER PROTECTION COMMISSION

The Board deferred the appointment of the Fairfax County Resident #9 Representative.

ECONOMIC ADVISORY COMMISSION

Appointment of:

- Ms. Esther Lee as the Dranesville District Representative

Reappointment of:

- Mr. Justin Mark Brown as the Lee District Representative
- Mr. Alfred Thieme, Jr. as the Mason District Representative
- Mr. Stephen Keat as the Mount Vernon District Representative
- Mr. Brian Schoeneman as the Springfield District Representative

The Board deferred the appointment of the At-Large #4 Chairman's Land Use, At-Large Chairman's #1, #2, and #3, Braddock, Hunter Mill, and Providence District Representatives.

FAIRFAX AREA DISABILITY SERVICES BOARD

The Board deferred the appointment of the At-Large #2 Business Community, At-Large Chairman's, Braddock, and Sully District Representatives.

FAIRFAX COUNTY CONVENTION AND VISITORS CORPORATION BOARD OF DIRECTORS

The Board deferred the appointment of the Mason District Representative.

FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD

Appointment of:

- Ms. Nancy Cromwell Scott as the Providence District Representative

(NOTE: Nomination was announced on November 21, 2017.)

HEALTH CARE ADVISORY BOARD

The Board deferred the appointment of the Lee District Representative.

HEALTH SYSTEMS AGENCY BOARD

The Board deferred the appointment of the Consumer #1 Representative.

HISTORY COMMISSION

Reappointment of:

- Ms. Gretchen Bulova as the At-Large #4 Representative
- Mr. Steve Sherman as the Citizen #9 Representative

The Board deferred the appointment of the Citizen #10, Historian #1 and #3 Representatives.

HUMAN RIGHTS COMMISSION

The Board deferred the appointment of the At-Large #8 and #9 Representatives.

HUMAN SERVICES COUNCIL

The Board deferred the appointment of the Providence District #2 Representative.

INDUSTRIAL DEVELOPMENT AUTHORITY

Reappointment of:

- Ms. Inge Gedo as the At-Large #3 Representative
- Mr. Christopher A. Glaser as the At-Large #4 Representative

INFORMATION TECHNOLOGY POLICY ADVISORY COMMITTEE (ITPAC)

Reappointment of:

- Mr. Steven Lam as the Braddock District Representative
- Ms. Susan Hoffman as the Mason District Representative
- Mr. Edward Blum as the Providence District Representative
- Mr. John M. Yeatman as the Springfield District Representative

JUVENILE AND DOMESTIC RELATIONS COURT CITIZENS ADVISORY COUNCIL

The Board deferred the appointment of the At-Large Chairman's Representative.

LIBRARY BOARD

The Board deferred the appointment of the At-Large Chairman's and the Springfield District Representatives.

OVERSIGHT COMMITTEE ON DISTRACTED AND IMPAIRED DRIVING

The Board deferred the appointment of the Braddock, Dranesville, Hunter Mill, Mount Vernon, and Providence District Representatives.

PARK AUTHORITY

The Board deferred the appointment of the At-Large #1 and #2 Representatives.

PLANNING COMMISSION

Appointment of:

- Mr. John Carter as the Hunter Mill District Representative

Reappointment of:

- Mr. Earl L. Flanagan as the Mount Vernon District Representative

The Board deferred the appointment of the Sully District Representative.

POLICE OFFICERS RETIREMENT SYSTEM BOARD OF TRUSTEES

Reappointment of:

- Mr. Jay A. Jupiter as the Citizen At-Large #1 Representative

RESTON TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD

The Board deferred the appointment of the Residential Owners and HOA/Civic Association #1, #2, and #3 Representatives.

ROAD VIEWERS BOARD

Reappointment of:

- Mr. Marcus Wadsworth as the At-Large #3 Representative

The Board deferred the appointment of the At-Large #1, #2, #4, and #5 Representatives.

SMALL BUSINESS COMMISSION

Appointment of:

- Mr. Joseph Underwood as the Braddock District Representative

Reappointment of:

- Ms. Claire L. Tse as the At-Large #2 Representative
- Ms. Carmen L. Powell as the Hunter Mill District Representative
- Ms. Kelly Pride Hebron as the Lee District Representative
- Ms. Eva Freund as the Providence District Representative

The Board deferred the appointment of the Dranesville, Mount Vernon, and Springfield District Representatives.

SOUTHGATE COMMUNITY CENTER ADVISORY COUNCIL

The Board deferred the appointment of the Fairfax County #8 Representative.

TENANT LANDLORD COMMISSION

The Board deferred the appointment of the Citizen Member #1 and Condo Owner Representatives.

TRAILS AND SIDEWALKS COMMITTEE

The Board deferred the appointment of the Mason District Representative.

TRANSPORTATION ADVISORY COMMISSION

Appointment of:

- Ms. Linda D. Sperling as the At-Large Representative

TREE COMMISSION

Appointment of:

- Ms. Monica Billger as the At-Large Chairman's Representative

The Board deferred the appointment of the Providence District Representative.

TYSONS TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD

The Board deferred the appointment of the Commercial or Retail Ownership #2 and Providence District #2 Representatives.

WETLANDS BOARD

The Board deferred the appointment of the Alternate #1 and Mount Vernon District #1 Representatives.

11. **BOARD ADOPTION OF THE 2018 LEGISLATIVE PROGRAM FOR THE VIRGINIA GENERAL ASSEMBLY, APPROVAL OF THE COUNTY'S 115TH CONGRESS FEDERAL LEGISLATIVE STRATEGY AND PRINCIPLES** (11:01 a.m.)

Chairman Bulova provided opening remarks and turned the discussion over to Supervisor McKay, Chair of the Board's Legislative Committee who provided comments regarding the Legislative Program.

For State legislation, the Board is considering the 2018 Legislative Program and Human Services Issue Paper, and for federal legislation, the Board is considering an updated and revised Recommended Strategies and Principles for the 115th Congress. All of these items were discussed at multiple Legislative Committee meetings, most recently on November 28 and hard copies have been provided.

As discussed at Legislative Committee, Supervisor McKay noted there is much in the program that remains the same, especially with respect to the County's fundamental priorities. There is one initiative this year requiring that a "reasonable effort" be made to serve the non-petitioning parent(s) when a minor is being involuntarily committed for mental health reasons, instead of requiring completed service of process on both parents.

Following discussion, Supervisor McKay moved that the Board adopt the 2018 Legislative Program and Human Services issue paper. Chairman Bulova seconded the motion.

Supervisor Herrity stated that he would not be supporting the motion.

The question was called on the motion and it **CARRIED** by a recorded vote of nine, Supervisor Herrity voting "NAY."

Second, Supervisor McKay stated that the Board is also adopting an updated federal legislative strategy for the 115th Congress.

As a result of the discussion at the November 28 Legislative Committee meeting, Supervisor McKay noted that language has been modified to clarify the Board's positions on the Richmond Highway (US Route 1) widening project and Potomac River crossings – the position on the Richmond Highway has been revised to further emphasize the Corridor's importance as an access point and evacuation route for Fort Belvoir, and the Potomac River Crossings position has been revised to be consistent with the position on this issue in the State legislative program.

Supervisor McKay moved that the Board adopt the 115th Congress recommended strategies and principles for federal funding and legislation. Chairman Bulova seconded the motion and it **CARRIED** by a recorded vote of nine, Supervisor Herrity "NAY."

ADDITIONAL BOARD MATTER

12. **FEDERAL TAX REFORM PROPOSALS** (11:17 a.m.)

Chairman Bulova stated that Congress is currently considering various federal tax reform proposals. Several provisions under consideration could have negative impacts on County revenue sources or programs. This creates a particular problem for the County, as Virginia localities have severely limited revenue options, placing great pressure on property taxes to fund critical services, including education, public safety, transportation, and human services, among others. The Board

discussed these issues extensively at the November 28 Legislative Committee meeting, and the letter attached to her Board Matter reflects the changes suggested by the Board. The letter highlights several issues, including proposals to: eliminate or cap the federal deductibility for state and local taxes; eliminate the tax-exempt treatment of Private Activity Bonds, which has implications for affordable housing efforts and transportation projects, among others; and, eliminate advance refundings of tax-exempt municipal bonds, which has saved the County over \$162 million over the last five years. The letter also highlights concerns about the impending excise tax on high-cost health plans ("Cadillac tax") that was established under the Patient Protection and Affordable Care Act.

Discussion ensued regarding:

- Potential advantages/disadvantages to County residents concerning the various federal tax reform plans
- The language contained in the letter

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and moved that the Board send the attached letter, under the Chairman's signature, to the County's Congressional delegation, sharing the County's Concerns with provisions under consideration in current federal tax reform proposals. Supervisor McKay and Supervisor Hudgins jointly seconded the motion and it **CARRIED** by a recorded vote of eight, Supervisor Cook and Supervisor Herrity voting "NAY."

Vice-Chairman Gross returned the gavel to Chairman Bulova.

Chairman Bulova expressed her appreciation the Legislative staff for their hard work.

KK:kk

13. **ADMINISTRATIVE ITEMS** (11:36 a.m.)

Supervisor Gross moved approval of the Administrative Items. Supervisor McKay seconded the motion.

Supervisor L. Smyth called the Board's attention to Admin 3 – Approval of Traffic Calming Measures as Part of the Residential Traffic Administration Program (RTAP) and provided information on the situation on Five Oaks Road near the entrance to Mosby Woods Elementary School in preparation for the Board's Public Comment public hearing later in the meeting. She noted that the Board will be hearing testimony from a citizen who expressed concern about the balloting process and results. Joanna Faust, Office of the County Attorney, and Steven Knudsen, Department of Transportation, were present to provide the results from the ballot process. Supervisor L. Smyth stated that she would be moving forward with this item given the background.

The question was called on the motion and it carried by a unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE.”

ADMIN 1 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONVEY BOARD-OWNED PROPERTY TO THE FAIRFAX COUNTY PARK AUTHORITY (FCPA) (LEE AND MOUNT VERNON DISTRICTS)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **January 23, 2018, at 4:30 p.m.**, regarding the proposed conveyance of Board-owned property to the FCPA for the properties listed in the Board Agenda Item.

ADMIN 2 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO ESTABLISH PARKING RESTRICTIONS ON OLD LEE HIGHWAY (PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **January 23, 2018, at 4 p.m.**, to consider a proposed amendment to the Code of the County of Fairfax, Appendix R, to establish parking restrictions on Old Lee Highway.

ADMIN 3 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP) (HUNTER MILL, PROVIDENCE, AND SULLY DISTRICTS)

- (R) (NOTE: Earlier in the meeting the Board discussed this item. See page #13.)
- Endorsed the traffic calming plans for Steeplechase Drive, Five Oaks Road, and Oxon Road consisting of the following:
 - Three speed humps on Steeplechase Drive (Hunter Mill District)
 - One pedestrian refuge/raised crosswalk on Five Oaks Road (Providence District)
 - Four speed tables on Oxon Road (Sully Districts)
 - Directed staff to request that the Fairfax Department of Transportation (FDOT) be requested to schedule the installation of the approved traffic calming measures as soon as possible.

ADMIN 4 – EXTENSION OF REVIEW PERIODS FOR 2232 PUBLIC FACILITY REVIEW APPLICATIONS (MASON, MOUNT VERNON, AND SULLY DISTRICTS)

Authorized the extension of review periods for the following Public Facility (2232) Review Applications to the dates noted:

<u>Application Number</u>	<u>Description</u>	<u>New Date</u>
2232-M17-37	Fairfax County Park Authority Green Spring Gardens 4603 Green Spring Road Alexandria, VA Mason District Accepted: October 23, 2017	April 23, 2018
FSA-V15-18-2	Verizon Wireless 1804 Ingemar Court Alexandria, VA Mount Vernon District Accepted: September 19, 2017	February 16, 2018
FS-M17-36	T-Mobile 6166 Leesburg Pike Falls Church, VA Mason District Accepted: October 17, 2017	March 16, 2018
2232-Y17-38	Verizon Wireless 13857 McLearen Road Herndon, VA Sully District Accepted: October 17, 2017	March 16, 2018
2232-Y17-40	T-Mobile 3903 Fair Ridge Drive Fairfax, VA Sully District Accepted: October 25, 2017	March 24, 2017

ADMIN 5 – AUTHORIZATION TO ADVERTISE PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) AND APPENDIX Q (LAND DEVELOPMENT SERVICES FEE SCHEDULE) REGARDING PARKING REQUIREMENTS AND REDUCTIONS

- (A) (R) Adopted the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on January 24, 2018, and before the Board on **February 20, 2018, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) and Appendix Q (Land

Development Services Fee Schedule) regarding parking requirements in Article 11 of the Zoning Ordinance and fees charged for the review of parking reductions in Appendix Q.

ADMIN 6 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC), ARTICLE 5 (STOPPING, STANDING AND PARKING)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **January 23, 2018, at 4:30 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 82, (Motor Vehicles and Traffic), Article 5.

14. **A-1 – RENEWAL OF A MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE FAIRFAX COUNTY POLICE DEPARTMENT (FCPD) AND THE UNITED STATES BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES (ATF) FOR REIMBURSEMENT OF OVERTIME SALARY COSTS ASSOCIATED WITH THE ATF TASK FORCE** (11:43 a.m.)

On motion of Supervisor Cook, seconded by Supervisor Herrity, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and approved the MOA between the FCPD and the ATF, authorizing the ATF to compensate the County for all incurred overtime and other costs related to the assignment of FCPD officers to the ATF Task Force under the 2010 Memorandum of Understanding (MOU) between the ATF and the FCPD.

15. **A-2 – ADOPTION OF A RESOLUTION REQUESTING THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO ISSUE REVENUE BONDS SERIES 2018A FOR THE CRESCENT APARTMENTS (HUNTER MILL DISTRICT), AND REVENUE REFUNDING BONDS SERIES 2018B FOR THE WEDGEWOOD APARTMENTS (MASON DISTRICT)** (11:44 a.m.)

(BONDS)

- (R) On motion of Supervisor Gross, seconded by Supervisor Hudgins, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and adopted the Resolution, substantially in the form of Attachment 1 of the Board Agenda Item, relating to the issuance of FCRHA Revenue Bonds Series 2018A for the Crescent Apartments, and the Resolution, substantially in the form of Attachment 8 of the Board Agenda Item, relating to the issuance of FCRHA Revenue Bonds Series 2018B for the Wedgewood Apartments.

16. **A-3 – SALE OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS AND PUBLIC IMPROVEMENT REFUNDING BONDS** (11:45 a.m.)

(BONDS)
(R)

On motion of Supervisor Gross, seconded by Supervisor K. Smith, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and approved the sale of General Obligation Public Improvement Bonds that will generate \$251.8 million to fund construction of capital facilities and infrastructure as previously approved by the Board.

17. **A-4 – AUTHORIZATION OF ECONOMIC DEVELOPMENT SUPPORT FUNDING (EDSF) FOR ANNANDALE PILOT PROJECTS (MASON DISTRICT)** (11:45 a.m.)

Supervisor Gross moved that the Board concur in the recommendation of staff and authorize the use of EDSF for implementation of the Annandale Pilot Projects. Supervisor Foust seconded the motion.

Discussion ensued concerning:

- Completion of the projects by the Spring of 2018
- This being the first EDSF funding approved by the Board, with the purpose to stimulate the economy
- Providing additional information for future projects on the estimated long/short term economic return to the County

Supervisor Herrity inquired as to the County’s strategy to re-establish the EDSF reserve, with input from Joseph M. Mondoro, Chief Financial Officer, concerning populating the reserves consistent with the County’s 2015 policy.

Following further discussion, with input from Mr. Mondoro, regarding replenishing the reserve, the question was called on the motion and it carried by unanimous vote.

18. **A-5 – APPROVAL OF A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS (COG) AND THE FAIRFAX COUNTY BOARD OF SUPERVISORS REGARDING PARTICIPATION IN A COASTAL STORM RISK MANAGEMENT STUDY** (11:51 a.m.)

On motion of Supervisor Gross, seconded by Supervisor Foust, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the MOU between COG and the Board regarding participation in a Coastal Storm Risk Management Study.

19. **A-6 – ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE BY THE COUNTY ECONOMIC DEVELOPMENT AUTHORITY (EDA) OF ITS REFUNDING REVENUE BONDS OR NOTES FOR THE BENEFIT OF GMUF POTOMAC HEIGHTS, LLC (BRADDOCK DISTRICT)** (11:52 a.m.)

(R) On motion of Supervisor Cook, seconded by Supervisor McKay, and carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” the Board concurred in the recommendation of staff and approved the Resolution, substantially in the form of Attachment 1 of the Board Agenda Item, approving the issuance by the EDA of its Refunding Revenue Bonds or Notes for the Benefit of GMUF Potomac Heights.

20. **A-7 – APPROVAL OF PROJECT AGREEMENTS BETWEEN THE VIRGINIA DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (VDRPT) AND FAIRFAX COUNTY FOR FISCAL YEAR (FY) 2018 TRANSIT ASSISTANCE GRANT FUNDS** (11:53 a.m.)

On motion of Supervisor Foust, seconded by Supervisor Hudgins, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the Director of the Department of Transportation to sign eight Project Agreements between VDRPT and the County, in substantial form of Attachments 1 through 8 of the Board Agenda Item, for FY 2018 transit operating and capital assistance.

21. **A-8 – ENDORSEMENT OF THE CHIEF ADMINISTRATIVE OFFICER’S (CAO) TASK FORCE RECOMMENDATION REGARDING THE PRELIMINARY FISCAL YEAR (FY) 2019 VIRGINIA RAILWAY EXPRESS (VRE) CAPITAL AND OPERATING BUDGET** (11:54 a.m.)

Supervisor Cook moved that the Board concur in the recommendation of staff and endorse the CAO Task Force’s primary recommendation on the FY 2019 VRE budget. Supervisor Foust seconded the motion.

Following a brief summation of the recommendation by Supervisor Cook, the question was called on the motion and it carried by unanimous vote.

22. **A-9 – ADOPTION OF A RESOLUTION ENDORSING PROJECTS FOR SUBMISSION TO THE NORTHERN VIRGINIA TRANSPORTATION COMMISSION (NVTC) FOR FISCAL YEAR (FY) 2018 I-66 INSIDE THE BELTWAY COMMUTER CHOICE PROGRAM (PROVIDENCE, MASON, AND DRANESVILLE DISTRICTS)** (11:55 a.m.)

(R) Supervisor Foust moved that the Board concur in the recommendation of staff and adopt the Resolution, substantially in the form of Attachment 1 of the Board Agenda Item, endorsing two County transportation projects for submission for

NVTC's I-66 Inside the Beltway Commuter Choice Program funding for FY 2018 and authorized the Director of the Department of Transportation to sign and submit the applications. Supervisor Gross seconded the motion.

Discussion ensued concerning bus service and refunding with input by Tom Biesiadny, Director, Department of Transportation, concerning recently implemented and future service as well as refunding based on ridership metrics. He added that additional information will be provided to the Board at its Transportation Committee meeting next week.

The question was called on the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE."

23. **A-10 – APPROVAL OF A MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE NORTHERN VIRGINIA TRANSPORTATION COMMISSION (NVTC) AND THE COUNTY OF FAIRFAX REGARDING COORDINATION OF TECHNICAL ANALYSIS, TESTING, AND FUNDING FOR PHASE III OF THE ENVISION ROUTE 7 PROJECT (DRANESVILLE, HUNTER MILL, MASON, AND PROVIDENCE DISTRICTS)** (11:57 a.m.)

Supervisor Foust moved that the Board concur in the recommendation of staff and approve the MOA, substantially in the form of Attachment 1 of the Board Agenda Item, and authorized the Director of the Department of Transportation (DOT) to execute the MOA. Supervisor Gross seconded the motion.

Discussion ensued concerning the popularity of express routes and consideration of combining them with high occupancy vehicle (HOV) and high occupancy toll (HOT) lanes, with input from Tom Biesiadny, Director, DOT, concerning the implementation process.

Following comments from Supervisor Foust, who noted that this MOA does not include the Route 7 widening project, the question was called on the motion and it carried by unanimous vote.

24. **A-11 – ADOPTION OF A RESOLUTION ENDORSING PROJECTS BEING SUBMITTED FOR FISCAL YEAR (FY) 2018 TO FY 2023 REGIONAL FUNDING, AND FY 2024 REGIONAL SURFACE TRANSPORTATION PROGRAM (RSTP) AND CONGESTION MITIGATION AND AIR QUALITY (CMAQ) FEDERAL FUNDING THROUGH THE NORTHERN VIRGINIA TRANSPORTATION AUTHORITY (NVTA)** (12:02 p.m.)

- (R) Supervisor Foust moved that the Board concur in the recommendation of staff and adopt the Resolution, substantially in the form of Attachment 1 of the Board

Agenda Item, endorsing County projects for submission for NVTA's regional and Federal CMAQ/RSTP funding programs. Supervisor McKay seconded the motion.

Discussion ensued concerning:

- Route 1 projects being of the highest priority in this initiative
- The County strategically targeting projects based on specific program funding requirements

The question was called on the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE."

25. **A-12 – APPROVAL OF THE COUNTY'S DISADVANTAGED BUSINESS ENTERPRISE POLICY AND GOAL UPDATE FOR THE FEDERAL TRANSIT ADMINISTRATION (FTA) FOR FEDERAL FISCAL YEARS (FYs) 2018-2020** (12:06 p.m.)

On motion of Supervisor Foust, seconded by Supervisor Gross, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the County's Disadvantaged Business Enterprise Policy and Goal Update for Federal FYs 2018-2020.

26. **C-1 – APPROVAL OF THE PROPOSED AMENDED BYLAWS FOR THE COUNTY ARCHITECTURAL REVIEW BOARD (ARB)** (12:06 p.m.)

(BACs) The Board next considered an item contained in the Board Agenda regarding approval of the amendments to the bylaws for the Fairfax County ARB.

Supervisor Gross moved that the Board concur in the recommendation of staff and approve the proposed amended bylaws for the County's ARB. Chairman Bulova seconded the motion and it carried by unanimous vote.

27. **C-2 – PROFFER INTERPRETATION APPEAL ASSOCIATED WITH THE RESERVE AT TYSONS CORNER RELATED TO PROFFERS ACCEPTED FOR REZONING/FINAL DEVELOPMENT PLAN APPLICATIONS RZ/FDP 2003-PR-008** (12:07 p.m.)

Supervisor L. Smyth stated that a general agreement had been reached regarding the parking issue but that additional time was needed to finalize.

Therefore, Supervisor L. Smyth moved that the Board defer decision on the proffer interpretation appeal associated with the Reserve at Tysons Corner related to proffers accepted for Rezoning/Final Development Plan Application RZ/FDP

2002-PR-008 until January 23, 2018. Supervisor Herrity seconded the motion and it carried by unanimous vote.

28. **I-1 – FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) 2018 FEE SCHEDULE** (12:08 p.m.)

(BACs) The Board next considered an item contained in the Board Agenda regarding the implementation of the revised Fee Schedule as outlined in the attachment to the Board Agenda Item.

29. **I-2 – PRESENTATION OF THE FISCAL YEAR (FY) 2017 COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR)** (12:09 p.m.)

The Board next considered an item contained in the Board Agenda regarding the FY 2017 CAFR.

Discussion ensued concerning keeping the Board informed as to how the significant deficiencies and material weaknesses identified in the report are addressed, with input from Chris Pietsch, Director, Office of Finance. He noted that a condensed version of the report had also been prepared and distributed. Chairman Bulova recognized a representative from Cherry Bekaert, the firm that audited the County's financial statements for FY 2017.

30. **I-3 – CONTRACT AWARD – NURSING AND OTHER HEALTHCARE SERVICES** (12:13 p.m.)

The Board next considered an item contained in the Board Agenda, announcing that staff is awarding contracts to the following firms to provide nursing and other healthcare services:

- Anchor Healthcare Services
- Maxim Healthcare Services, Incorporated
- MPS Healthcare d/b/a Continuum Pediatric
- PSA Pediatric Services of America d/b/a PSA Healthcare and The Medical Team, Incorporated

31. **I-4 – CONTRACT AWARD – LEGAL SERVICES FOR INDIVIDUALS WITH DISABILITIES** (12:13 p.m.)

The Board next considered an item contained in the Board Agenda, announcing that staff is awarding a contract to Legal Services of Northern Virginia to provide legal services for individuals with disabilities.

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ADDITIONAL BOARD MATTERS32. **NOVEMBER 2017 QUARTERLY REPORT OF THE AUDITOR OF THE BOARD** (12:13 p.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and announced that the Board has received the Auditor of the Board's Quarterly Report for November 2017. The report included the following study areas, recommendations and managements' concurrence.

Computer - Mobility and Peripheral Inventory Study:

- Department of Information and Technology (DIT) maintain disposal certificates for the recycling of inventory. Also, reconciliations should be performed between vendor reconciliation forms to recycler disposal requests.
- DIT enhance processes to implement an IT Management overview whereby relevant procurement equipment could be traced through the lifecycle and maintained in a centralized repository. Further to the process, reconciliations to FOCUS should be performed. Additionally, documentation for the retrieval of leased equipment by the vendor should be maintained by DIT. This is related to the multi-functional devices (printers).
- A policy to be codified to centralize the collection and recycle initiatives of inventory through DIT. Additionally, DIT and the Department of Procurement and Material Management (DPMM) (if applicable) should liaise with the Department of Finance (DOF) to determine the most efficient manner for recognizing potential revenue from recycling initiatives.

Small, Women and Minority Vendors (S,WaM) Aggregate Reporting Project (Final):

- All procurement authorities liaise with unclassified vendors to obtain a classification if applicable and update all relevant records
- DPMM disseminate a standard S,WaM Classification Form to the procurement authorities to be utilized
- DPMM develop a sole source and cooperative agreement submission form (for spend and count) and disseminate to procurement authorities

- Public Schools obtain and maintain updated certificates of liability insurance documentation within the contract files

Chairman Bulova noted that management agreed with the recommendations. Therefore, Chairman Bulova moved adoption of the Auditor of the Board's November 2017 Quarterly Report and approve the Audit Committee Work Plan, attached to her written Board Matter, for the upcoming quarter. Supervisor Foust and Supervisor Herrity jointly seconded the motion and it carried by unanimous vote.

33. **CHAIRMAN'S NEW YEAR RECEPTION** (12:17 p.m.)

Chairman Bulova invited Board Members and residents to her annual New Year Reception on Wednesday, January 10, 2018, from 4:30 p.m. - 6:30 p.m. in the Government Center Forum. The Chairman's reception is her opportunity to thank County employees, volunteers, and active neighbors who help make the County the exceptional place it is to live, work, and play. Light fare and desserts will be served and members of her staff will be collecting canned foods for the Stuff the Bus campaign and pet food for the County Animal Shelter.

Chairman Bulova said that this year she will also host a brief recognition ceremony at 4 p.m. in the Government Center Conference Room reception area for members of the County's 275th Anniversary Committee and volunteers who helped make this anniversary year such a success.

This reception is the Chairman's treat and is not funded from County tax dollars. All County residents are welcome to attend.

Vice-Chairman Gross returned the gavel to Chairman Bulova.

34. **ECONOMIC DEVELOPMENT SUPPORT FUND (EDSF) – GO VIRGINIA APPLICATION – SECURITY UNIVERSITY JOBHUB EXPERIENTIAL PROJECT LE2AP (DRANESVILLE DISTRICT)** (12:19 p.m.)

Supervisor Foust referred to his written Board Matter and said that GO Virginia's Northern Virginia (NoVA) Region 7 Council, has solicited Letters of Interest (LOI) for projects to be funded by the State's new initiative to create jobs in high-wage industries.

This proposed project by Security University addresses Region 7 Council's goal of strengthening the cyber security workforce cluster in Northern Virginia. The project is intended to attract, train, qualify, and certify 300 newly minted cybersecurity Information Technology (IT) workforce to fill available NoVA cybersecurity jobs. The project is intended to grow and build a better, more qualified, and "cyber-ready" workforce, and will help individuals enter into IT CyberSecurity careers while helping companies in the region close the IT

cybersecurity employment chasm and reduce the region and nation's cyber security threat.

Therefore, Supervisor Foust moved that the Board direct the County Executive:

- To prepare an Initial Project Evaluation to review the benefits of appropriating funding from the EDSF and other resources to support the Security University JobHub Experiential Project LE2AP GO Virginia application
- That no investment from EDSF be made until the Board has reviewed and approved the use of those funds for these purposes

Chairman Bulova seconded the motion and it carried by unanimous vote.

35. **REQUEST FOR CONCURRENT AND SIMULTANEOUS PROCESSING FOR HIGH POINT POOL (DRANESVILLE DISTRICT)** (12:22 p.m.)

Supervisor Foust said that High Point Pool, located at 6840 Woodland Drive in Falls Church, has filed a Special Permit Application SP 2017-DR-100 with the Board of Zoning Appeals to permit renovations and a minor addition to its existing pool house. This not-for-profit community pool has been in operation since 1966 and the existing pool house dates from the original opening of the facility.

The proposed project would renovate the interior of the existing building and add approximately 232 square feet to the building to be used for swim club storage. The applicant is also seeking a reduction in parking spaces from the 1970's special permit amendment requirement of 133 spaces to 75 spaces, which exceeds by 28 the number of spaces required by the current Zoning Ordinance. The swim club has requested concurrent processing of all applications in order to complete the work prior to next summer's swim season.

Therefore, Supervisor Foust moved that the Board direct the Director of Land Development Services to accept for concurrent and simultaneous processing any site plans, architectural drawings, or other materials as may be determined necessary in conjunction with the pending application. This motion should not be construed as a favorable recommendation or endorsement by the Board and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, or adopted standards. Supervisor Herrity seconded the motion and it carried by unanimous vote.

36. **HONORING THE RETIREMENT OF MS. CAROLYN BRENNAN (SPRINGFIELD DISTRICT)** (12:23 p.m.)

Supervisor Herrity recognized Carolyn Brennan, office manager for the Springfield Youth Club, on her retirement after 20 years of service. He referred to his written Board Matter which outlined Ms. Brennan's many accomplishments.

Therefore, Supervisor Herrity asked unanimous consent that the Board direct staff to prepare a proclamation with dual signatures recognizing the retirement of Ms. Brennan to be presented at her retirement ceremony on December 13, 2017. Without objection, it was so ordered.

37. **KOREAN-AMERICAN DAY (SPRINGFIELD DISTRICT)** (12:24 p.m.)

Supervisor Herrity said that for over a century, Korean-Americans have been immigrating to this country, bringing with them their own unique history and culture, and making America the great melting-pot that it is. The Korean-American community in Northern Virginia is a thriving one with a strong sense of community, family, and an entrepreneurial spirit that epitomizes the values that we as Americans all share.

Supervisor Herrity referred to his written Board Matter which outlined the history of Korean-American month in the County.

Therefore, Supervisor Herrity asked unanimous consent that the Board:

- Recognize January 13, 2018, as “*Korean-American Day*” in Fairfax County
- Direct staff to prepare a proclamation to be presented at the Korean-American Day celebration

Without objection, it was so ordered.

38. **WEST SPRINGFIELD ROTARY CLUB (SPRINGFIELD DISTRICT)** (12:25 p.m.)

Supervisor Herrity said that the West Springfield Rotary Club is honoring three outstanding Fire and Rescue members for epitomizing the Rotary Club motto: "service above self". He referenced his written Board Matter that outlines the accomplishments of the three individuals being recognized:

- Master Technician David J. May
- Lieutenant David Bender
- Captain II Mark Schroeder

Supervisor Herrity moved that the Board direct staff to prepare a resolution signed by the Chairman and himself recognizing them for their exemplary service to the County to be presented at the West Springfield Rotary Club meeting honoring First Responders. Without objection, it was so ordered.

39. **HONORING THE RETIREMENT OF MR. KNOX SINGLETON (SPRINGFIELD DISTRICT)** (12:26 p.m.)

Supervisor Herrity said that it is appropriate for the Board to recognize Mr. Knox Singleton, long-time President and Chief Executive Officer of Inova Health System, on his retirement after 35 years of service to INOVA and the community.

Supervisor Herrity referred to his written Board Matter outlining Mr. Singleton's many accomplishments.

Therefore, Supervisor Herrity asked unanimous consent that this Board direct staff to prepare a resolution recognizing the retirement of Mr. Singleton and that he be invited to a Board meeting in late June or early July to be recognized for his service to the community. Without objection, it was so ordered.

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40. **NO BOARD MATTERS FOR SUPERVISOR L. SMYTH (PROVIDENCE DISTRICT)** (12:26 p.m.)

Supervisor L. Smyth announced that she had no Board Matters to present today.

41. **REQUEST FOR WAIVER OF FEES FOR SPRINGFIELD-FRANCONIA HOST LIONS CLUB CHARITIES, INCORPORATED (SPRINGFIELD DISTRICT)** (12:26 p.m.)

In a joint Board Matter with Supervisor Gross, Supervisor McKay said that, with Board approval, the organization is requesting a waiver of the application fees for permits associated with the flea markets held by the Springfield-Franconia Host Lions Club Charities, Incorporated. The Board has approved this waiver request annually since 1994. The Springfield-Franconia Host Lions Club Charities, Incorporated, recently contacted him to express appreciation for the Board's help in the past and to ask that the Board support a waiver again this year.

The flea markets are held twice a month on Saturdays from April through November in the Virginia Railway Express (VRE) parking lot off Backlick Road. All net proceeds from the flea markets are returned to the community. The Springfield-Franconia Host Lions Club Charities, Incorporated, supports organizations such as Koinonia, ECHO, the Juvenile Diabetes Foundation, and assists indigent citizens with eye glass prescriptions and hearing aids.

Therefore, jointly with Supervisor Gross, Supervisor McKay moved that the Board waive the application fees for 17 day permits associated with the Springfield-Franconia Host Lions Club Charities 2018 flea markets. Supervisor Gross seconded the motion and it carried by unanimous vote.

42. **RECOGNIZING PLANNING COMMISSIONER FRANK DE LA FE (HUNTER MILL DISTRICT)** (12:27 p.m.)

Supervisor Hudgins said that after 16 years of faithful and dedicated years of service on the Planning Commission (PC), Commissioner Frank de la Fe has announced his retirement. Commissioner de la Fe was appointed to the PC in December of 2001. During his tenure, he served as the Commission Parliamentarian and was named Vice Chairman in January 2013.

Commissioner de la Fe has been involved with every major task force and committee dealing with planning and land use. He served on the Tysons Land Use Task Force, the PC's Tysons Corner Committee and Reston Master Plan Special Study Phase I and II. With a professional decorum and friendly demeanor, Mr. de la Fe has been available to meet with citizens, contractors, staff, and politicians alike to come up with the best solutions.

Supervisor Hudgins referred to her written Board Matter outlining Mr. De la Fe's history with the County.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to issue a proclamation, signed by the Chair and the Hunter Mill District Supervisor, to recognize Commissioner de la Fe to be presented at a Board meeting in February 2018. Without objection, it was so ordered.

43. **RECOGNIZING GLYNDA MAYO HALL, PARTNERSHIP MANAGER, OFFICE TO PREVENT AND END HOMELESSNESS (HUNTER MILL DISTRICT)** (12:28 p.m.)

Supervisor Hudgins said Glynda Mayo Hall, Partnership Manager in the Office to End and Prevent Homelessness is retiring this December. Ms. Hall has worked for the County for 28 years. She made her mark in engaging chambers of commerce, businesses, nonprofits, and faith communities to support strong partnerships with various County agencies.

Supervisor Hudgins referred to her written Board Matter which outlined Ms. Hall's many accomplishments.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to prepare a resolution, signed by the Chair and the Hunter Mill District Supervisor, to recognize Ms. Hall to be presented at her retirement celebration on December 18, 2017. Without objection, it was so ordered.

44. **SOUTH LAKES HIGH SCHOOL MARCHING BAND (HUNTER MILL DISTRICT)** (12:29 p.m.)

Supervisor Hudgins said that South Lakes High School "Spirit of Reston" Marching Band will be representing the school, the community and the State at the

2017 Pearl Harbor Memorial Parade in Honolulu, Hawaii, on December 7. The band of over 100 students has been busy raising funds to participate in this parade commemorating the seventy-sixth anniversary of the bombing of Pearl Harbor and honoring veterans of World War II. In addition, it will perform at a concert at Battleship Missouri Memorial and participate in a variety of historical and cultural experiences.

Supervisor Hudgins extended her best wishes to the band and knows that they will represent the County well at the festivities.

Therefore, Supervisor Hudgins asked unanimous consent that the Board direct staff to prepare a certificate of recognition to be presented to the Marching band upon its return from the event. Without objection, it was so ordered.

45. **GREEN SPRING MASTER GARDNERS FIFTEENTH ANNIVERSARY (MASON DISTRICT)** (12:30 p.m.)

Supervisor Gross said that the Green Spring Master Gardeners recently concluded one year of celebration to mark 15 years of service to the County. This training program is designed to prepare interested participants to work within the community to encourage and promote environmentally-sound horticulture practices. Supervisor Gross referenced her written Board Matter that outlined the Green Spring Master Gardeners significant accomplishments.

Therefore, Supervisor Gross asked unanimous consent that the Board direct staff to invite members of the Green Spring Master Gardeners to appear before the Board at its January 23, 2018, meeting to receive a certificate of recognition, signed by the Chairman and Mason District Supervisor, for its 15 years of service. Without objection, it was so ordered.

46. **SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 82-M-093-02 – 7231 ARLINGTON BOULEVARD, LLC (MASON DISTRICT)** (12:31 p.m.)

Supervisor Gross said that Special Exception Amendment Application SEA 82-M-093-02 is a request by 7231 Arlington Boulevard, LLC, to amend an existing special exception for a service station to permit site modifications and a waiver of open space on a 26,557 of property located at 7231 Arlington Boulevard (Tax Map 50-3 ((4)) 260A). The applicants have been working diligently with staff to clear Code violations and to develop a plan which will significantly improve both the appearance and function of the site for the applicant. The application is currently scheduled for a Planning Commission public hearing on January 25, 2018, and the Mason District Land Use Committee recently reviewed the application and voiced its support of the applicant's proposal to clean up and enhance this very visible site at the southeast corner of Route 50 and Graham Road.

Therefore, Supervisor Gross moved that the Board direct staff to expedite the public hearing for Special Exception Amendment Application SEA 82-M-093-02 to February 6, 2018. This motion should not be construed as a favorable recommendation by the Board and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards. Chairman Bulova seconded the motion and it carried by unanimous vote.

47. **REQUEST FOR AN EXPEDITED PUBLIC HEARING FOR REZONING APPLICATION 2017-MA-013 AND SPECIAL EXCEPTION APPLICATION SE 2017-MA-009 (MASON DISTRICT)** (12:32 p.m.)

Supervisor Gross said that Vulcan Materials Company, LLC, currently has two applications pending on the 93.73 acre property located on both sides of Industrial Road, south of Edsall Road and west of the entrance ramp for I-395 (5650 Industrial Drive). Rezoning Application RZ 2017-MA-013 is a “clean-up” request to rezone a small portion of the property which is currently zoned R-2 and C-8, and located along the I-395 right-of-way, to I-6 to permit heavy industrial uses, consistent with the remainder of the existing operation. Special Exception Application SE 2017-MA-009 is a request on the entire 93.73 acre property to permit approval of a concrete and asphalt mixing/batching plant and an increase in building height to permit two concrete silos at a height of 135 feet. Approval of these applications, and a companion request to abandon a portion of Carolina Place which is located within the application area, would allow the applicant to replace and/or upgrade its existing facilities and potentially add an asphalt mixing/batching facility in order to modernize and increase the efficiency of its operations. On July 25, 2017, the Board approved a motion to concurrently process the site plan with the rezoning, special exception and request for abandonment of a portion of Carolina Place. The Planning Commission is currently scheduled to hold a public hearing on the rezoning and special exception applications on January 24, 2018.

Therefore, Supervisor Gross moved that the Board direct staff to expedite the public hearing before the Board to a date certain of February 6, 2018. This motion should not be construed as a favorable recommendation by the Board and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards. Supervisor K. Smith seconded the motion and it carried by unanimous vote.

48. **EXPEDITIOUS PROCESSING FOR OAKWOOD SERVICES INTERNATIONAL (MASON DISTRICT)** (12:35 p.m.)

Supervisor Gross said that Rezoning Application RZ 2017-MA-016 and Special Exception Amendment Application SEA 96-M-037 are two concurrent requests filed by Oakwood Services International to permit an expansion in land area and site modifications for the Oakwood School, located at 7200, 7210, and 7218 Braddock Road; there is no increase in the number of students proposed. The school has been operating in a former church building and has been planning to improve existing facilities for some time. The school has now acquired the

residential property located to the immediate west of its existing campus; the rezoning would change the existing zoning from R-1 to R-3 and the special exception would incorporate the additional lot into the campus and permit a phased improvement of the campus facilities, which are greatly needed to better serve the school's students. The applicant has been working with staff to resolve a number of technical issues on the site and has deferred their application voluntarily to resolve these concerns resulting in a scheduled Planning Commission public hearing on March 1, 2018. The anticipated Board public hearing date for these applications would be in April, which could be further impacted by the Board's budget process. To assist the school (which is a non-profit organization) in the fundraising necessary to initiate the implementation of these improvements, the applicant has requested that the Board hear the applications as expeditiously as possible.

Therefore, Supervisor Gross moved that the Board direct staff to expedite the Board's public hearing for Rezoning Application RZ 2017-MA-016 and Special Exception Amendment Application SEA 96-M-037 to a date certain of March 20, 2018. This motion should not be construed as a favorable recommendation by the Board and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards. Chairman Bulova seconded the motion and it carried by unanimous vote.

49. **WESTFIELD HIGH SCHOOL (SULLY DISTRICT)** (12:37 p.m.)

Supervisor K. Smith announced that Westfield High School, which has won the State championship two years in a row against Oscar Smith High School, will be facing them again on Saturday, December 9, for the third time for the State championship. She said the Bulldogs are 14-0 this year and wished them well on their trip to Hampton.

50. **NATIONAL ASSOCIATION OF COUNTIES (NACo) EXCHANGE** (12:38 p.m.)

Supervisor Cook announced that he was recently a guest of NACo at its Stepping Up Initiative Peer Exchange in Phoenix. He said it was an excellent conference attended by both elected and appointed officials from across the country, focusing on alternatives to incarceration.

51. **PARTNERSHIP WITH FAITH COMMUNITIES** (12:42 p.m.)

With the onset of winter, Supervisor Cook said that the County's hypothermia program is starting up. He noted that his church has been a participant since the beginning and urged Board Members and others to participate. He added that while touring a homeless shelter in Phoenix he shared with its Human Services Director the County's successful partnerships with faith communities in helping the homeless.

52. **TRANSPARENCY WITH THE FEDERAL BUREAU OF INVESTIGATION (FBI) REGARDING THE NOVEMBER 17, 2017, SHOOTING OF MR. BIJAN C. GHAI SAR** (12:44 p.m.)

Supervisor Storck stated that on November 17, 2017, US Park Police were involved in a shooting which resulted in the tragic death of Fairfax County resident Mr. Bijan C. Ghaisar. This incident occurred along the George Washington Parkway in the Mount Vernon District and is currently under investigation by the FBI. He said he has been contacted by many Mount Vernon District residents who have raised several questions. As is known, Fairfax County Police officers were at the scene, did not fire their weapons, and are considered witnesses to this shooting, which is currently under investigation by the FBI. As Chairman Bulova indicated in a press release, we all deserve to know what happened, especially the family and friends of Mr. Ghaisar. The Board needs to urge the FBI for complete transparency during this process.

Therefore, Supervisor Storck moved that the Board authorize the Chairman to send a letter to the FBI expressing its concern about this incident, demanding complete transparency, and urging it to release the in-car video once the interviews are complete. Supervisor Cook seconded the motion.

Following a recap of the incident by Chairman Bulova, discussion ensued, with input from Deputy County Executive David Rohrer, concerning release of the video. Following a suggestion by Supervisor Herrity that the Board copy the letter to its congressional delegation, discussion ensued concerning wording of the letter. Chairman Bulova stated that she would work on the language and share the letter with the Board.

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

53. **ORDERS OF THE DAY** (12:53 p.m.)

Chairman Bulova announced that the Board would go into closed session at 2 p.m. for approximately 90 minutes.

54. **RECOGNITIONS** (12:55 p.m.)

Chairman Bulova announced that Acting County Executive Kirk Kincannon was absent from today's meeting in order to celebrate the birth of his first grandchild and thanked Deputy County Executive Patricia D. Harrison, who will be retiring, for acting on his behalf.

(NOTE: Later in the the meeting, there were additional recognitions. See Clerk's Summary Items #71 and #72.)

55. **VIRGINIA TASK FORCE 1** (12:56 p.m.)

Chairman Bulova announced that the Federal Emergency Management Agency (FEMA) recently completed its evaluation of Virginia Task Force 1 under its administrative readiness evaluation process which is a very rigorous and demanding process. Of 45 individual standards tested, the County's Task Force met them all and the peer evaluation team identified several best practices which are to be shared with the FEMA Urban Search and Rescue (US&R) system nationwide.

56. **RECESS/CLOSED SESSION** (12:57 p.m.)

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 § 2.2-3711(A) (1).
- (b) 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. *2525 Network Drive Owner, LLC, and 13861 Sunrise Valley Drive Owner, LLC, and 13865 Sunrise Valley Drive Owner, LLC v. Board of Supervisors of Fairfax County, Virginia, Case No. CL-2017-12270 (Fx. Co. Cir. Ct.) (Dranesville District)*
 2. *Magaly Hernandez v. Fairfax County, Virginia, Appeal No. 17-1152 (4th Cir.)*
 3. *Elizabeth L. Chapman and Lisa M. Alcazar v. County of Fairfax, Virginia, Case No. 1:17-cv-965 (E.D. Va.)*
 4. *Rachel Watson v. Fairfax County, Virginia, Case No. 1:17-cv-694 (E.D.Va.)*
 5. *Saba Ishan v. James Jones, Case No. CL-2017-0003539 (Alex. Cir. Ct.)*
 6. *Gerald E. Preston v. Officer A. Harrell, Case No. GV17-011154 (Fx. Co. Gen. Dist. Ct.)*

7. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Cindy Reed Paska*, Case No. GV17-023049 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
8. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Edward Rodney Johnson and Kathleen R. Yuergens*, Case No. GV17- 019511 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
9. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. John Douglas Sanders, Trustee of the John Douglas Sanders Revocable Trust*, Case No. GV17-019995 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
10. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Crystal Payne*, Case No. GV17-024296 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
11. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia, v. Norman Joseph Fry and Laura A. Fry*, Case No. GV17-024772 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
12. *Leslie B. Johnson, Fairfax County Zoning Administrator v. H.D. Development of Maryland, Inc.*, Case No. CL-2017-0000707 (Fx. Co. Cir. Ct.) (Lee District)
13. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Ragheb Aburish*, Case No. CL-2017-0015519 (Fx. Co. Cir. Ct.) (Mason District)
14. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Jonathan Clark and Carolyn Clark*, Case No. CL-2017-0016073 (Fx. Co. Cir. Ct.) (Mason District)
15. *United States Customs and Border Protection, Office of Information and Technology v. Fairfax County* (Fairfax County Board of Building Code Appeals) (Mount Vernon District)
16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Shahriar Salartash*, Case No. CL-2017-0015868 (Fx. Co. Cir. Ct.) (Mount Vernon District)

17. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Marina P. Farzad*, Case No. CL-2014-0005184 (Fx. Co. Cir. Ct.) (Providence District)
18. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Kenneth L. Wines, Sr., and Shirley M. Wines*, Case No. GV17-021931 (Fx. Co. Gen. Dist. Ct.) (Providence District)
19. In re: May 3, 2017, Decision of the Board of Zoning Appeals of Fairfax County, Virginia; Case No. CL-2017-0007913 (Fx. Co. Cir. Ct.) (Springfield District)
20. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Rubina Siddiqui*, Case No. GV17-019994 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
21. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Darrell Davis Poe*, Case No. CL-2017-0011009 (Fx. Co. Cir. Ct.) (Springfield District)
22. *Board of Supervisors of Fairfax County v. Solution Towing, Inc.*, Case No. GV17-023640 (Fx. Co. Gen. Dist. Ct.) (Dranesville, Hunter Mill, Lee, Mount Vernon, Providence, Springfield, and Sully Districts)
23. *Board of Supervisors of Fairfax County v. Edward Lang & Premier Realty, Inc., d/b/a RE/MAX Premier*, Case No. GV17-023641 (Fx. Co. Gen. Dist. Ct.) (Springfield and Sully Districts)

And in addition:

- Terms of potential agreement relating to a possible future economic development opportunity, as permitted by Virginia Code Sections 2.2-3711(A)(5), (6), (8), and (39)
- Potential terms for acquiring real property for a public purpose in the Mason and Mount Vernon Districts, as permitted by Section 2.2-3711(A)(3)

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

At 4:18 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

57. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (4:19 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 and Chairman Bulova jointly seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE."

58. **AUTHORIZATION FOR THE ACQUISITION OF CERTAIN REAL PROPERTY (MOUNT VERNON DISTRICT)** (4:20 p.m.)

Supervisor Storck moved that the Board authorize the acquisition of certain real property in the Mount Vernon District of Fairfax County, Virginia, and the related actions necessary for the acquisition of such real property, on the terms and conditions as outlined by the County Attorney in closed session. Supervisor Foust and Supervisor McKay jointly seconded the motion and it carried by unanimous vote.

59. **APPOINTMENT OF THE DEPUTY COUNTY EXECUTIVE FOR HEALTH AND HUMAN SERVICES** (4:20 p.m.)

Supervisor Gross moved the appointment of Ms. Tisha Deeghan as the Deputy County Executive for Health and Human Services, effective January 8, 2018, with an annual salary of \$212,160. Supervisor Herrity seconded the motion and it carried by unanimous vote.

Chairman Bulova recognized Ms. Deeghan in the Board Auditorium and warmly welcomed her.

60. **ACTING COUNTY EXECUTIVE'S APPOINTMENT OF THE NEXT EXECUTIVE DIRECTOR OF THE CIVIL SERVICE COMMISSION** (4:21 p.m.)

(BACs) Supervisor Gross stated that the current Executive Director of the Civil Service Commission will be retiring and the County Executive is responsible, under the County Code, for appointing a successor. Based on the qualifications of the

selected candidate, she noted the Board's support for the Acting County Executive's appointment of Nicole Rawlings as the next Executive Director of the Civil Service Commission, effective January 8, 2018, with an annual salary of \$107,016.

Chairman Bulova recognized Ms. Rawlings in the Board Auditorium and warmly welcomed her.

EBE:ebe

AGENDA ITEMS

61. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2017-SP-018 (CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS) (SPRINGFIELD DISTRICT)** (4:23 p.m.)

The application property is located at 4515 Stringfellow Road, Chantilly, 20151. Tax Map 45-3 ((1)) 10.

Mr. Frank Stearns reaffirmed the validity of the affidavit for the record.

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

- Mr. Anthony Vellucci, a former member of the Park Authority Board
- Mr. Frank Stearns, Donohue and Stearns, PLC

Supervisor Herrity disclosed that he received a campaign contribution in excess of \$100 from:

- Mr. Frank Stearns, Donohue and Stearns, PLC

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

- Maggie Godbold, a member of the Park Authority Board

Zachary Fountain, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

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

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

Following a query by Supervisor Herrity, Mr. Stearns confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated November 2, 2017.

Supervisor Herrity moved approval of Special Exception Application SE 2017-SP-018, subject to the development conditions dated November 2, 2017. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor L. Smyth being out of the room.

62. **3:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 89-C-047-02 (CM AND DOM, LLC) (SULLY DISTRICT) (4:31 p.m.)**

The application property is located at 3035 Centreville Road, Herndon, 20171. Tax Map 24-4 ((5)) 3.

Ms. Sheri Akin reaffirmed the validity of the affidavit for the record.

Sharon Williams, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Ms. Akin 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, Ms. Williams presented the staff and Planning Commission recommendations.

Following a query by Supervisor K. Smith, Ms. Akin confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated December 5, 2017.

Supervisor K. Smith moved approval of:

- Special Exception Amendment Application SEA 89-C-047-02, subject to the development conditions dated December 5, 2017
- A waiver of the minimum loading space requirement, pursuant to Section 11-200 of the Zoning Ordinance (ZO), in favor of that shown on the SEA plat
- The modification of the peripheral lot landscaping requirements, pursuant to Section 13-203 of the ZO, in favor of that shown on the SEA plat

Supervisor Herrity seconded the motion and it carried by a vote of nine, Supervisor L. Smyth being out of the room.

63. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2017-SU-011 (DD SOUTH 5 LC) (SULLY DISTRICT)** (4:40 p.m.)

- (O) The application property is located in the Southeast Quadrant of the intersection of Sully Road and Air and Space Museum Parkway, West of Centreville Road. Tax Map 34-2 ((1)) 2C1, 2D1, 2E, 3C1 and 6.

Mr. Francis A. McDermott reaffirmed the validity of the affidavit for the record.

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

- Mr. Jon M. Peterson
- Mr. Milton V. Peterson

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

- Mr. Francis A. McDermott

Kelly Atkinson, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Mr. McDermott 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. Atkinson presented the staff and Planning Commission recommendations.

Supervisor K. Smith moved:

- Amendment of the Zoning Ordinance (ZO), as it applies to the property which is the subject of Rezoning Application RZ 2017-SU-011, be amended from the PDC, I-5, HD, and WS Districts to the PDC, HD, and WS Districts, subject to the proffers dated November 8, 2017.
- Approval of the waivers and modifications as listed in the handout distributed and dated November 30, 2017, which shall be made a part of the record, as follows:

- Modification of Section 10-104(3) B and C of the ZO to permit an increase in fence height to a maximum height of nine feet around the perimeter of the property to provide security for the proposed tenant.
- Modification of Section 13-303 of the ZO to permit the transitional screening as shown on the Conceptual Development Plan/Final Development Plan (CDP/FDP) to satisfy the requirements along the eastern boundary and a portion of the southern boundary.
- Modification of Section 13-304 of the ZO to permit the barriers as shown on the CDP/FDP to satisfy the requirements along the southern property line and a portion of the eastern and western property lines.
- Waiver of the Countywide Trails Plan recommendation for a major paved trail along the south side of the abandoned Barnsfield Road.
- Modification of Paragraph H of Section 13-304 of the ZO in favor of the nine foot security fencing to be located around the perimeter of the property as shown on the CDP/FDP.
- Modification of Section 13-202 of the ZO and waiver of Paragraph 3D of Section 12-0514 of the Public Facilities Manual (PFM) to permit the interior parking lot landscaping as shown on the CDP/FDP.

Supervisor Foust seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE.”

64. **3:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX F, LOCAL AGRICULTURAL AND FORESTAL DISTRICTS, ESTABLISHING AGRICULTURAL APPLICATION AA 2012-SU-001 (JON AND KIM HICKOX) (SULLY DISTRICT)** (4:48 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 17 and 24, 2017.

The application property is located at 6780 Bull Run Post Office and 15950 Lee Highway, Centreville, 20120. Tax Map 64-1 ((7) 31, 34, 35, 36, 37, 38, 39, 40, 41, 42, and 64-1 ((4)) 7 Z1, 7Z2, 7Z3, and 7Z4 and 53-3 ((7)) 32 and 33.

Michael Lynskey, Planner, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff report.

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

Supervisor K. Smith moved approval of Agricultural Application AA 2012-SU-001 and adoption of the proposed amendments to the Code of the County of Fairfax, Appendix F, to add approximately 60 acres of additional land area to the Hickox Local Agricultural and Forestal District and renew the district for an eight-year term, subject to the Ordinance provisions dated December 5, 2017. Supervisor Herrity seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE."

65. **4 P.M. – PH TO REALLOCATE PROFFERED FUNDS FROM PATRIOT PARK TO PATRIOT PARK NORTH (SPRINGFIELD DISTRICT)**
(4:54 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 17 and 24, 2017.

Suzianne Battista, Planning and Development Division, Park Authority, presented the staff report.

Following the public hearing, Ms. Battista presented the staff recommendations.

Supervisor Herrity moved:

- Approval of the request under Virginia Code § 15.2 2303.2(C) to reallocate the proffered contributions made for the development of improvements at Patriot Park, to be used instead for similar improvements at Patriot Park North. Proffered contributions were made for Patriot Park in the following applications: PCA 86-W-001-10, PCA 84-P-101-03, RZ 2004-SP-001, PCA 84-P-007-03, FDPA 82- P-069-05-02 (RZ 82-P-069), RZ/FDP 2005-SP-019, RZ 2001- SP-041, and PCA 82-P-069-14.
- That the Board find that the improvements for which the cash payments were proffered cannot occur in a timely manner; the alternative improvements are within the vicinity of the proposed

improvements for which the cash payments were proffered; and the alternative improvements are in the public interest.

Supervisor K. Smith seconded the motion and it carried by unanimous vote.

66. **4 P.M. – PH ON PROPOSED PLAN AMENDMENT PA 2016-CW-4CP, OFFICE BUILDING REPURPOSING** (5:01 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 21 and 28, 2017.

Sophia Fisher, Planner, Policy and Plan Development Branch (PPBD), Planning Division (PD), Department of Planning and Zoning (DPZ) presented the staff report.

Discussion ensued, with input from Ms. Fisher, Meghan Van Dam, Branch Chief, PPBD, PD, DPZ, Marianne Gardner, Director, PD, DPZ, Fred Selden, Director, DPZ, and Barbara A. Byron, Director, Office of Community Revitalization, regarding:

- Whether repurposing from office to residential could exceed density caps in certain areas such as Reston
- Restrictions or limitations on the size of buildings that could be repurposed
- Impacts on public facilities when buildings are repurposed from office to residential
- Approval process for repurposing buildings when the land use category changes

Supervisor Hudgins noted that items have been submitted for the record.

Following the public hearing, which included testimony by five speakers, Ms. Fisher presented the staff and Planning Commission (PC) recommendations.

Discussion ensued, with input from Ms. Byron and Mr. Selden, regarding the ongoing efforts to expand the publicizing of land use applications under review and providing additional online information on filed applications.

Following comments, Supervisor Cook moved that the Board:

- Approve Plan Amendment 2016-CW-4CP, as recommended by the PC, with modifications as shown on the handout dated December 5, 2017, the modifications include:

- Clarifying that the amendment affects vacant, partially vacant, and underutilized office buildings
- Reiterating adopted Comprehensive Plan policy that states that for residential uses, the Comprehensive Plan does not and should not be read to suggest, request, or require any proffered condition for any particular site, development, or use.
- Direct staff to prepare an amendment to this Plan amendment which would expand its coverage to include office buildings outside of activity centers in the Guidelines for Office Building Repurposing. The County Executive is directed to present such proposed amendment to the Board with a public hearing date of no later than May 1, 2018. The proposed amendment should be drafted broadly to accommodate potential changes that may be proposed during the consideration period.
- Direct staff to prepare an analysis of the pros and cons of such an amendment and present such analysis to the Board's Development Process Committee no later than March 19, 2018, to permit any modifications to the advertisement by the March 20, 2018, Board meeting. Such analysis should include information as to the number of office buildings and amount of office space that exists outside of the designated activity centers, potential negative impacts from the proposed expansion of the plan, and feedback from the development community and citizens and homeowners associations. To this end, the business community and other community members are encouraged to contact Board offices and the DPZ staff to submit their comments during the consideration period prior to the deadline for amending the advertisement.

The motion was multiply seconded.

Following discussion regarding opportunity for expansion of the effect of the Plan amendment into other vacant buildings in addition to offices, Supervisor McKay asked to amend the motion to include evaluation of repurposing vacant structures in addition to office building repurposing. This was accepted.

A brief discussion ensued, with input from Mr. Selden, concerning the timeline and scope in providing the requested information to the Board.

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

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67. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82 (MOTOR VEHICLES AND TRAFFIC) REGARDING THE REMOVAL, IMMOBILIZATION, AND DISPOSITION OF VEHICLES UNLAWFULLY PARKED ON PRIVATE OR COUNTY PROPERTY** (6:04 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 November 17 and 24, 2017.

Henri Stein McCartney, Branch Manager, Regulation and Licensing, Cable and Consumer Services, presented the staff report.

Following the public hearing, which included testimony by one speaker, Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 82 (Motor Vehicles and Traffic) regarding the removal, immobilization, and disposition of vehicles unlawfully parked on private or County property. Supervisor Hudgins and Supervisor Herrity jointly seconded the motion and it carried by a vote of nine, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” Supervisor K. Smith being out of the room.

68. **4 P.M. – PH ON A PROPOSED AMENDMENT TO A DEED OF LEASE WITH COMSTOCK RESTON STATION HOLDINGS, LC, REGARDING FURTHER DEVELOPMENT AT THE WIEHLE-RESTON EAST METRORAIL STATION (HUNTER MILL DISTRICT)** (6:09 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 17 and 24, 2017.

Scott Sizer, P3/Joint-Venture Policy Coordinator, Office of the County Executive, presented the staff report.

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

Supervisor Hudgins moved that the Board authorize the Acting County Executive to amend the Deed of Lease with Comstock Reston Station Holdings, LC, for County-owned property at Tax Map 17-4((1)), parcel 17A. The proposed amendment would be the sixth amendment to the Deed of Lease. Chairman Bulova seconded the motion and it carried by unanimous vote.

69. 4:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT/CONCEPTUAL DEVELOPMENT PLAN AMENDMENT APPLICATIONS PCA-C-696-011/CDPA C-696-02 (HOUSTON OFFICE PARTNERS LP AND DSVO DULLES LP, PCA AND CDPA) (DRANESVILLE DISTRICT) (6:14 p.m.)

(O) The application property is located on the east and west side of and part of Dulles Station Boulevard approximately 245 feet south of its intersection with Sunrise Valley Drive. Tax Map 15-4 ((5)) 8A (pt.), 16-1 ((25)) 1B1, 6B1 (pt.), 6D (pt.)

Mr. Greg Riegler reaffirmed the validity of the affidavit for the record.

Casey Gresham, Planner, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Mr. Riegler 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. Gresham presented the staff and Planning Commission recommendations.

Supervisor Foust moved:

- Approval of Proffered Condition Amendment Application PCA C-696-011 and Conceptual Development Plan Amendment Application CDPA C-696-02, subject to the proffers dated November 16, 2017
- Approval of a modification to permit more than 50 percent of the gross floor area to be devoted to dwellings as a secondary use
- Approval of a modification of Paragraph 4 of Section 11-203 of the Zoning Ordinance (the required multi-family dwelling loading space) to that shown on the CDPA/Final Development Plan Amendment (FDPA); and (three loading spaces provided for Building B and 4 loading spaces provided for Building D)
- Approval of a modification of Section 12-0508.3 of the Public Facilities Manual (PFM) to request a deviation to the tree preservation target

Supervisor Herrity seconded the motion and it carried by unanimous vote, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE.”

70. **4:30 P.M. – PH ON THE FIRST INTERIM AGREEMENT: MASTER DEVELOPMENT PLAN BETWEEN THE BOARD AND THE ALEXANDER COMPANY AND ELM STREET DEVELOPMENT (MOUNT VERNON DISTRICT)** (6:24 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 17 and 24, 2017.

Katayoon Shaya, Building Design and Construction Division, Department of Public Works and Environmental Services, presented the staff report.

Following the public hearing, which included testimony by two speakers, Ms. Shaya presented the staff recommendations.

Following a brief discussion, Chairman Bulova announced that the record will remain open to permit individuals wishing to submit testimony to do so until the Board's action on January 23, 2018.

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71. **5 P.M. – PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (6:39 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 November 17 and 24, 2017.

Public comment was held and included the following individuals:

- Ms. Debra Jacobson, regarding Commercial Property Assessed Clean Energy (C-PACE) and large scale renewable energy procurement
- Ms. Susan Laume, regarding supporting a ban on puppy mill sales at pet stores

ADDITIONAL BOARD MATTERS

72. **RETIREMENT OF PATRICIA D. HARRISON, DEPUTY COUNTY EXECUTIVE** (6:50 p.m.)

(NOTE: Earlier in the meeting Chairman Bulova recognized Ms. Harrison. See Clerk's Board Summary Item #54.)

Chairman Bulova noted that Pat Harrison, Deputy County Executive, will be retiring in January 2018 and thanked her for her service to the County.

73. **THANK YOU TO KIRK KINCANNON, ACTING COUNTY EXECUTIVE**
(6:50 p.m.)

(NOTE: Earlier in the meeting Chairman Bulova recognized Mr. Kincannon. See Clerk's Summary Item #54.)

Chairman Bulova thanked Mr. Kincannon for his service as Acting County Executive.

74. **WELCOME TO THE NEW COUNTY EXECUTIVE, BRYAN HILL**
(6:51 p.m.)

Chairman Bulova welcomed the new County Executive, Bryan Hill, and noted that the County is looking forward to him joining the County.

75. **ANNOUNCEMENTS OF HOLIDAY RECEPTIONS** (6:52 p.m.)

The following Board Members announced their holiday receptions, to be held at governmental centers, and invited all to attend:

- Supervisor Hudgins: The Hunter Mill District on December 6, from 4:30 - 6:30 p.m.
- Supervisor Storck: The Mount Vernon District on December 7, from 6-8 p.m.
- Supervisor Cook: The Braddock District on December 13, from 5:30 - 7:30 p.m.
- Supervisor Gross: The Mason District (twenty-second annual) on December 11, from 7-9 p.m.

76. **BOARD ADJOURNMENT** (6:53 p.m.)

The Board adjourned.

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