



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
February 20, 2018**

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03-18

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, February 20, 2018, 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 Bryan J. Hill, 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 community of Parkland, Florida. On February 14, a terrible tragedy occurred in a Broward County public school. Chairman Bulova extended the Board's condolences to the families and loved ones of the victims.

Supervisor Foust asked everyone to keep in thoughts the family of Mr. Frank Crandall, who recently died. Mr. Crandall was a marine biologist and engineer who was also a dedicated public servant and outstanding environmentalist. He was Supervisor Foust's first Lord Fairfax appointee in 2008. He served the County as Chairman of the McLean Citizens Association's Environment and Parks and Recreation Committee, as a member of the County's Environmental Quality Advisory Council, and as a member of the County's Chesapeake Bay Preservation Ordinance Exception Review Committee. He also contributed to the County's Outdoor Lighting Ordinance, Deer Management Plan, and Chesapeake Bay Ordinance. Additionally, he played a key role in the design of the Dolley Madison Library renovation and expansion project.

Supervisor McKay asked everyone to keep in thoughts the family of Mr. Jack Miller, who recently died. Mr. Miller was a member of the Middlesex County Board of Supervisors and was the former President of the Virginia Association of Counties (VACo).

AGENDA ITEMS2. **PROCLAMATION DESIGNATING MARCH 2018 AS "DEVELOPMENTAL DISABILITIES AWARENESS MONTH" IN FAIRFAX COUNTY** (9:36 a.m.)

Supervisor Storck moved approval of the Proclamation designating March 2018 as "*Developmental Disabilities Awareness Month*" in Fairfax County and urged all residents to recognize the tremendous value and potential of people with developmental disabilities and include them in all aspects of community life. Supervisor Cook and Supervisor Hudgins jointly seconded the motion and it carried by unanimous vote.

Supervisor Cook announced the establishment of the Welcoming Inclusion Network (WIN), a community collaborative that will include community stakeholders to help the County mold its employment and services programs for people with developmental disabilities.

3. **PROCLAMATION DESIGNATING FEBRUARY 2018 AS "TEEN DATING VIOLENCE AWARENESS MONTH" IN FAIRFAX COUNTY** (9:52 a.m.)

Supervisor Cook moved approval of the Proclamation designating February 2018 as "*Teen Dating Violence Awareness Month*" in Fairfax County and urged all

residents to become better informed about this matter, promote healthy relationships, and encourage those experiencing violence to seek help. Supervisor Hudgins seconded the motion and it carried by a vote of nine, Supervisor L. Smyth being out of the room.

4. **PROCLAMATION DESIGNATING MARCH 2018 AS "TB AWARENESS MONTH" IN FAIRFAX COUNTY** (10 a.m.)

Supervisor Gross moved approval of the Proclamation designating March 2018 as "*TB Awareness Month*" in Fairfax County and urged all residents to join ongoing efforts to eliminate this deadly disease by learning about TB and the risks of living with TB infection; talking to their provider to determine their individual risk and need for testing and treatment if at high risk; and seeking care when TB symptoms are experienced. Supervisor Foust seconded the motion and it carried by unanimous vote.

5. **RESOLUTION OF RECOGNITION PRESENTED TO SAUNDERS B. MOON CITIZENS CLUB** (10:10 a.m.)

Supervisor Storck moved approval of the Resolution of Recognition presented to the Saunders B. Moon Citizens Club for its fifty-second anniversary of service, dedication, and engagement in the community. Supervisor McKay seconded the motion and it carried by unanimous vote.

6. **CERTIFICATE OF RECOGNITION PRESENTED TO THE WESTFIELD HIGH SCHOOL FIELD HOCKEY TEAM** (10:18 a.m.)

Supervisor K. Smith moved approval of the Certificate of Recognition presented to the Westfield High School Field Hockey Team for its perseverance, dedication, and empowered and relentless play throughout the season resulting in winning the State championship.

Chairman Bulova recognized Dr. Scott Brabrand, Superintendent of Schools, and warmly welcomed him to the Board Auditorium.

Chairman Bulova also recognized the following School Board Members and warmly welcomed them to the Board Auditorium:

- Jane Strauss, Chair, Dranesville District Representative
- Karen Corbett Sanders, Vice Chair, Mount Vernon District Representative
- Irllyong Moon, At-Large Member

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

7. **CERTIFICATE OF RECOGNITION PRESENTED TO THE WESTFIELD HIGH SCHOOL FOOTBALL TEAM** (10:26 a.m.)

Supervisor K. Smith moved approval of the Certificate of Recognition presented to the Westfield High School Football Team for composure, resilience, diligence, and relentless and determined play throughout the season, resulting in winning the State championship. Supervisor Foust seconded the motion and it carried by unanimous vote.

8. **10 A.M. – REPORT ON GENERAL ASSEMBLY ACTIVITIES** (10:34 a.m.)

Chairman Bulova recognized Supervisor McKay, Chairman of the Board's Legislative Committee.

Supervisor McKay presented the report on General Assembly Activities, noting the following:

- Because the Legislative Committee meetings of February 9 and 16 were cancelled, Board Members did not have a written report from the Committee; however, Board Members received an updated version of the legislative tracking chart.
- Last Tuesday was “crossover,” or the deadline for bills to pass their originating chambers and “cross over” to the opposite chamber. As a result, there is a much smaller universe of bills to be worked on in the remainder of the session. Many bills which were problematic for the County have been amended or are no longer under consideration.
- The Board's County initiative passed the Senate unanimously on February 6 and was referred to the House Courts of Justice Committee. Legislative staff is working with legislators to shepherd the bill through the House.
- Legislative staff will continue to work with legislators to amend the wireless telecommunications legislation, which the County opposes. Both the House and Senate bills have passed their respective chambers, but the House and Senate votes on these bills were closer than expected.
- One of the County's top priorities for this session, funding and governance reforms for WMATA, is moving forward. Both the House [HB 1539 (Hugo)] and Senate [SB 856 (Saslaw)] bills have passed their respective chambers and will next be considered in the Senate Finance and House Appropriations Committees, respectively. The bills have both similarities and differences in their approach to WMATA governance and funding – one of the most

significant differences is that the Senate bill provides \$154 million per year for WMATA, which is approximately the amount needed for Virginia's share of the funding needed under the existing formula, while the House bill contains \$105 million per year. It is vital that the County continue to work towards the higher funding level as well as addressing other outstanding issues. Legislative staff will be providing greater detail about the two proposals at this Friday's Legislative Committee meeting.

- Another key area of focus for the remainder of the session will be the 2018-2020 biennium budget. On Sunday, February 18, the House Appropriations and Senate Finance Committees reported their respective budgets. A crucial new development is the inclusion of Medicaid expansion in the House budget – a major breakthrough on an issue the County has supported in the Legislative Program for several years. As a result of the savings that accompany Medicaid expansion and the additional Federal funding that it brings, the House budget also includes additional funding for K-12, salary increases in FY 2020, and a new cyber initiative with Virginia Tech – to be located in Northern Virginia – called CyberX. Conversely, the Senate budget does not include Medicaid expansion, requiring the Senate to remove approximately \$420 million from Governor McAuliffe's introduced budget.

Supervisor McKay thanked his colleagues who made the trip to Richmond on February 8 for the Virginia Association of Counties Day, where there was opportunity to discuss County issues and priorities with the Fairfax delegation.

Supervisor McKay also noted that many Board Members made a second trip to Richmond the following week to attend the County's reception on February 15. The Governor, Lieutenant Governor, and Attorney General were also present.

Supervisor McKay announced that the next meeting of the Board's Legislative Committee is Friday, February 23, 2018, at 4 p.m. in Conference Room 11.

EBE:ebe

9. **10:20 A.M. – APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS, AND ADVISORY GROUPS (BACs)** (10:39 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 February 20, 2018." Supervisor McKay seconded the motion and it carried by unanimous vote. The full list of appointments is as follows:

A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE

Reappointment of:

- Ms. Ernestine Heastie as the Providence District Representative
- Mr. Philip E. Rosenthal as the Springfield District Representative

The Board deferred the appointment of the At-Large Chairman's, Hunter Mill District and Mason District Representatives.

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

The Board deferred the appointment of the Hunter Mill Business and Mount Vernon District Representatives.

ANIMAL SERVICES ADVISORY COMMISSION

Reappointment of:

- Mr. Philip S. Church as the At-Large Chairman's Representative
- Ms. Linda Bartlett as the Braddock District Representative
- Ms. Lucinda Stewart as the Hunter Mill District Representative
- Ms. Gina Marie Lynch as the Mount Vernon District Representative
- Ms. Allison Volpert as the Providence District Representative
- Mr. Harley Methfessel as the Springfield District Representative

Appointment of:

- Ms. Charlotte Gallagher as the Lee District Representative

The Board deferred the appointment of the Dranesville District and Sully District Representatives.

ARCHITECTURAL REVIEW BOARD

The Board deferred the appointment of the Attorney Representative.

ATHLETIC COUNCIL

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 District 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 #6 Representatives.

BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS

The Board deferred the appointment of the At-Large #1 Representative.

CHESAPEAKE BAY PRESERVATION ORDINANCE EXCEPTION REVIEW COMMITTEE

The Board deferred the appointment of the Mason District Representative.

CHILD CARE ADVISORY COUNCIL

Reappointment of:

- Ms. Janet M. Reimer as the At-Large Chairman's Representative

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

CIVIL SERVICE COMMISSION

Reappointment of:

- Mr. Patrick Morrison as the At-Large #7 Representative

The Board deferred the appointment of the At-Large #3 Representative.

COMMISSION FOR WOMEN

Appointment of:

- Ms. Helen Cole as the Hunter Mill District Representative

COMMISSION ON AGING

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

COMMUNITY ACTION ADVISORY BOARD

Reappointment of:

- Mr. Douglas Dane as the At-Large Chairman's Representative
- Ms. Michelle C. Jefferson as the Braddock District Representative
- Mr. Benjamin Zuhl as the Dranesville District Representative
- Ms. Florine S. Murphy as the Lee District Representative
- Mr. Philip E. Rosenthal as the Springfield District Representative

CONSUMER PROTECTION COMMISSION

Appointment of:

- Ms. Abrar Omeish as the Fairfax County Resident #9 Representative

CRIMINAL JUSTICE ADVISORY BOARD (CJAB)

The Board deferred the appointment of the Mason District Representative.

ECONOMIC ADVISORY COMMISSION

Reappointment of:

- Mr. Frank McDermott as the At-Large #4 Chairman's Land Use Representative
- Mr. John Harrison as the Providence District Representative

Appointment of:

- Ms. Sharon O. Steele as the At-Large #1 Chairman's Representative
- Mr. John McGranahan as the At-Large #12 Representative

The Board deferred the appointment of the Hunter Mill District Representative.

FAIRFAX AREA DISABILITY SERVICES BOARD

The Board deferred the appointment of the At-Large #2 Business Community and Providence District Representatives.

FAIRFAX COMMUNITY LONG TERM CARE COORDINATING COUNCIL

Confirmation of:

- Ms. Christy Zeitz as a Long Term Care Provider Representative
- Ms. Mary Havers as a Long Term Care Provider Representative

FAIRFAX COUNTY CONVENTION AND VISITORS CORPORATION BOARD OF DIRECTORS

The Board deferred the appointment of the Mason District Representative.

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

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

HUMAN RIGHTS COMMISSION

Reappointment of:

- Ms. Mona Malik as the At-Large #9 Representative

The Board deferred the appointment of the At-Large #8 Representative.

HUMAN SERVICES COUNCIL

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

MOSAIC DISTRICT COMMUNITY DEVELOPMENT AUTHORITY

The Board deferred the appointment of the Developer Representative.

NORTHERN VIRGINIA REGIONAL PARK AUTHORITY

Appointment of:

- Ms. Patricia Harrison as the Fairfax County #1 Representative

OVERSIGHT COMMITTEE ON DISTRACTED AND IMPAIRED DRIVING

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

PARK AUTHORITY

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

POLICE CIVILIAN REVIEW PANEL

Reappointment of:

- Mr. Hansel Aguilar as the Seat #1 Representative
- Ms. Hollye Doane as the Seat #4 Representative
- Ms. Rhonda VanLowe as the Seat #9 Representative

RESTON TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD

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

ROAD VIEWERS BOARD

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

SMALL BUSINESS COMMISSION

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

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, Condo Owner, and Tenant Member #1 Representatives.

TRAILS AND SIDEWALKS COMMITTEE

Appointment of:

- Ms. Karen O. Ampeh as the Sully District Representative

The Board deferred the appointment of the Mason District and Mount Vernon District Representatives.

TREE COMMISSION

The Board deferred the appointment of the Providence District Representative.

TRESPASS AND TOWING ADVISORY BOARD

Confirmation of:

- MPO Sean Regan as the Law Enforcement #1 Representative

TYSONS TRANSPORTATION SERVICE DISTRICT ADVISORY BOARD

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

WETLANDS BOARD

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

GMA:gma

10. **10:20 A.M. – COUNTY EXECUTIVE’S PRESENTATION OF THE PROPOSED FISCAL YEAR (FY) 2019 AND FY 2020 MULTI-YEAR BUDGET PLAN** (10:40 a.m.)

Bryan J. Hill, County Executive, gave a presentation on the budget.

Following comments regarding the proposed budget, Chairman Bulova announced that the Board’s next Budget Committee meeting is scheduled for February 27, 2018 at 3 p.m.

Chairman Bulova recognized the presence of Dr. Scott Brabrand, Superintendent of Schools and the following School Board Members:

- Jane Strauss, Chair, Dranesville District Representative
- Karen Corbett Sanders, Vice Chair, Mount Vernon District Representative
- Irllyong Moon, At-Large Member

Following Mr. Hill’s presentation, Chairman Bulova asked for comments from each Board Member. Areas of comment included:

- Whether the School debt service transfer is in alignment with the County’s 10-financial principles
- Investing in County and School employees
- Continued attention to development process improvements
- Revenue projections and funding County and School requirements in FY 2020 and beyond
- Investing in human services
- Adequate staffing when the new South County Police Station opens
- Budget cuts that were proposed by agency directors but not recommended
- The basis for the commercial revenue projections, particularly for retail and apartments
- The impact of Federal tax reform on individuals and businesses

- Timeline for Lines of Business (LOBs) review
- Disparate impact of a property tax increase across the County

In closing, the Chairman announced the following schedule:

- February 27 – Budget Committee meeting with the School Board
- March 6 – Board meeting to authorize the advertisement of tax rates
- March 13 – Budget Committee meeting
- March 20 – Board meeting to authorize the advertisement of the Third Quarter Review
- April 10, 11, and 12 – Public Hearings on the Budget
- April 20 – Budget Committee meeting to pre-mark-up the Budget
- April 24 – Board meeting to mark-up the Budget
- May 1 – Budget adoption

During the Board’s discussion on Mr. Hill’s presentation, the following Budget meetings, by District, were announced:

<u>MEETING</u>	<u>DATE/TIME</u>	<u>LOCATION</u>
Mount Vernon District	February 7 – 7:45 a.m.	Mount Vernon High School
Hunter Mill District	February 24 – 9 a.m.	James Madison High School
Dranesville District	March 5 – 7:30 p.m.	McLean High School
Sully District	March 7 – 7 p.m.	Rocky Run Middle School
Hunter Mill District	March 8 – 7 p.m.	South Lakes High School
Dranesville District	March 12 – 7:30 p.m.	Great Falls Library
Providence District	March 14 – 7 p.m.	Providence Community Center
Braddock District	March 14 – 7:30 p.m.	To be announced

Mason District	March 15 – 7 p.m.	Mason Governmental Center
Lee District	March 21 – 7 p.m.	Franconia Governmental Center
Springfield District	March 22 – 7 p.m.	West Springfield Governmental Center
Mount Vernon District	To be announced	To be announced

EBE:ebe

11. **ADMINISTRATIVE ITEMS** (12:04 p.m.)

Supervisor Gross moved approval of the Administrative Items. Supervisor K. Smith 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.”

ADMIN 1 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 4 (TAXATION AND FINANCE), TO ADD A NEW ARTICLE 28 TO PROVIDE A REAL ESTATE TAX EXEMPTION FOR SURVIVING SPOUSES OF CERTAIN PERSONS KILLED IN THE LINE OF DUTY

- (A) Authorized the advertisement of a public hearing to be held before the Board on **March 20, 2018, at 4 p.m.**, to consider proposed amendments to the Code of the County of Fairfax, Chapter 4 (Taxation and Finance) to add a new Article 28 to provide a real estate tax exemption for surviving spouses of certain persons killed in the line of duty.

ADMIN 2 – APPROVAL OF TRAFFIC CALMING MEASURES AS PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION PROGRAM (RTAP) (MASON DISTRICT)

- Endorsed the following traffic calming measures:
 - Two speed tables on Magnolia Lane and one speed hump on North Rosser Street (Mason District)

ADMIN 3 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO LEASE COUNTY-OWNED PROPERTY AT 6140 ROLLING ROAD TO NEW CINGULAR WIRELESS PCS, LLC (SPRINGFIELD DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **March 20 2018, at 4:30 p.m.**, regarding a lease of County-owned property to Cingular Wireless PCS, LLC (AT&T) for the continuation of telecommunications services for public use at the West Springfield Government Center.

12. **A-1 – APPROVAL OF LICENSE AGREEMENT WITH THE GUM SPRINGS HISTORICAL SOCIETY FOR THE USE OF SPACE WITHIN GUM SPRINGS COMMUNITY CENTER (MOUNT VERNON DISTRICT)**
(12:04 p.m.)

On motion of Supervisor Storck, seconded by Chairman Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized staff to execute a license, substantially in the form of Attachment 2 of the Board Agenda Item, and directed staff to continue to allow the space to be used as a museum until otherwise directed by the Board.

13. **A-2 – APPROVAL OF A LICENSE AGREEMENT WITH THE SOUTHEAST FAIRFAX DEVELOPMENT CORPORATION (SFDC) FOR THE USE OF SPACE WITHIN THE SOUTH COUNTY BUILDING AT 8350 RICHMOND HIGHWAY (LEE DISTRICT)** (12:06 p.m.)

Supervisor McKay moved that the Board concur in the recommendation of staff and authorized staff to execute a license with SFDC, substantially in the form of Attachment 2 of the Board Agenda Item, and directed staff to allow the space to be used as office space until otherwise directed by the Board. Supervisor Storck seconded the motion.

Following discussion, regarding the process of working with community groups to have written agreements for consistency, the question was called on the motion and it carried by unanimous vote.

14. **A-3 – AUTHORIZATION TO WAIVE THE OPTION TO PURCHASE ONE WORKFORCE DWELLING UNIT AT SUNRISE SQUARE (HUNTER MILL DISTRICT)** (12:09 p.m.)

On motion of Supervisor Hudgins, seconded by Chairman Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and waived its option to purchase one Workforce Dwelling Unit at Sunrise Square.

15. **A-4 – AUTHORIZATION FOR THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO MAKE LOANS TO WESLEY HOUSING DEVELOPMENT CORPORATION (WHDC) FROM HOUSING BLUEPRINT FUNDS FOR THE**

CONSTRUCTION OF THE ARDEN, LOCATED AT 2317 HUNTINGTON AVENUE, ALEXANDRIA, VIRGINIA (MOUNT VERNON DISTRICT)

(12:10 p.m.)

Supervisor Storck moved that the Board concur in the recommendation of staff and authorize the FCRHA to make two loans in the aggregate amount of \$7,400,000 to WHDC for the construction of two buildings consisting of a total of 126 units of affordable multifamily housing, to be known collectively as “The Arden.” Supervisor McKay seconded the motion.

Discussion ensued, regarding the benefits of the affordable housing option and accessibility to the Huntington Metro Station and job centers.

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

16. **A-5 – APPROVAL OF AN ADJUSTMENT OF THE LAND DEVELOPMENT SERVICES UNIT PRICE SCHEDULE (UPS) THAT IS USED TO DETERMINE DEVELOPMENT AGREEMENT BOND AMOUNTS** (12:13 p.m.)

On motion of Supervisor K. Smith, seconded jointly by Supervisor Foust and Supervisor Gross, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the proposed UPS effective March 1, 2018, with subsequent annual adjustments based on the most current Construction Cost Index as reported by *Engineering News Record* (ENR) and that a complete review of the entire UPS be performed by an independent construction cost estimating consultant periodically.

17. **A-6 – APPROVAL OF ADJUSTMENT TO FAIRFAX CENTER, CENTREVILLE, TYSONS, TYSONS-WIDE, TYSONS GRID OF STREETS, AND RESTON ROAD FUNDS AND APPROVAL OF ROUTE 7 ALTERNATIVES ANALYSIS (DRANESVILLE, SPRINGFIELD, HUNTER MILL, BRADDOCK, SULLY, AND PROVIDENCE DISTRICTS)** (12:14 p.m.)

Discussion ensued, with input from Tom Biesiadny, Director, Department of Transportation (FCDOT), including clarification of cost figures for the Route 123 project Outside/Inside the Beltway.

Supervisor Foust moved that the Board concur in the recommendation of staff and approved the rate schedule, substantially in the form of Attachment 1 of the Board Agenda Item, including a 2.5 percent adjustment of the existing contribution rates in all fund areas with the new rate effective March 1, 2018, and funding up to \$950,000 for a Route 7 alternatives analysis using Tysons Road Fund proffer dollars. Supervisor Hudgins and Supervisor L. Smyth jointly seconded the motion and it carried by unanimous vote.

18. **A-7 – APPROVAL OF A PROJECT AGREEMENT BETWEEN THE DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (DRPT) AND THE COUNTY OF FAIRFAX FOR THE PROVISION OF FUNDING TRANSIT ORIENTED DEVELOPMENT PLANNING FOR THE RICHMOND HIGHWAY CORRIDOR (LEE AND MOUNT VERNON DISTRICTS)** (12:16 p.m.)

(R) On motion of Supervisor McKay, seconded jointly by Supervisor Foust and Supervisor Storck, and carried by unanimous vote, the Board concurred in the recommendation of staff and approved the project agreement and adopted the Resolution, substantially in the form of Attachment 1 of the Board Agenda Item, and authorized the Director of the Department of Transportation to execute the agreement with DRPT to perform transit-oriented development planning for the Richmond Highway Corridor.

19. **A-8 – REFINANCING THE VIRGINIA RAILWAY EXPRESS' (VRE) 2007 RAILROAD REHABILITATION AND IMPROVEMENT FINANCING (RRIF) LOAN FOR THE PURCHASE OF 60 GALLERY RAILCARS** (12:16 p.m.)

(R) On motion of Supervisor Cook, seconded by Chairman Bulova 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 VRE's refinancing of the 2007 RRIF loan for the purchase of 60 Gallery rail cars and adopted the Resolution, substantially in the form of Attachment 1 of the Board Agenda Item, refinancing the RRIF loan through the Virginia Pooled Financing Program (VPFP) of the Virginia Resources Authority (VRA).

20. **A-9 – ADOPTION OF A RESOLUTION ENDORSING ADDITIONAL PROJECTS BEING SUBMITTED TO THE NORTHERN VIRGINIA TRANSPORTATION AUTHORITY (NVTA) FOR FISCAL YEAR (FY) 2018 TO FY 2023 REGIONAL FUNDING (PROVIDENCE AND DRANESVILLE DISTRICTS)** (12:17 p.m.)

(R) Supervisor L. Smyth noted that a revised item has been distributed to the Board.

Supervisor L. Smyth moved that the Board concur in the revised recommendation of staff and adopted the Resolution, substantially in the form of Attachment 1 of the Board Agenda Item, endorsing the Falls Church Multimodal Improvements Project for NVTA's regional funding program. Supervisor Foust seconded the motion.

Discussion ensued, with input from Tom Biesiadny, Director, Department of Transportation (FCDOT), regarding the Board Item revisions, including a clarification on the median to restrict access to and from Chestnut Street.

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."

21. **A-10 – APPROVAL OF PROJECT AGREEMENTS BETWEEN THE DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (DRPT) AND FAIRFAX COUNTY TO PROVIDE FEDERAL HIGHWAY ADMINISTRATION (FHWA) CONGESTION MITIGATION AND AIR QUALITY IMPROVEMENT (CMAQ) PROGRAM FUNDS FOR OPERATION OF FIVE CONNECTOR STORES** (12:22 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 agreements, substantially in the form of Attachments 1 and 2 of the Board Agenda Item, with DRPT and authorized the Director of the Department of Transportation to execute the finalized agreements, to provide CMAQ program funds, and matching funds, for the operation of five Connector stores.

22. **C-1 – PROFFER INTERPRETATION APPEAL ASSOCIATED WITH THE RESERVE AT TYSONS CORNER RELATED TO PROFFERS ACCEPTED FOR REZONING/FINAL DEVELOPMENT PLAN 2003-PR-008 (PROVIDENCE DISTRICT)** (12:23 p.m.)

Following comments, Supervisor L. Smyth moved to defer consideration of the appeal of proffer interpretation for Rezoning/Final Development Plan Application RZ/FDP 2003-PR-008 until March 6, 2018. Supervisor K. Smith seconded the motion and it carried by unanimous vote.

23. **I-1 – ECONOMIC SUCCESS STRATEGIC PLAN (ESSP) PERFORMANCE MEASURES AND INDICATORS, ACTIONS TRACKER, AND FALL 2017 UPDATE** (12:23 p.m.)

The Board next considered an item contained in the Board Agenda, presenting the annual update of the Economic Success Strategic Plan, which includes the Fall 2017 Update, the Actions Tracker, and the Economic Success indicators and Performance Measures.

24. **I-2 – RECOGNITION OF COMPREHENSIVE ANNUAL FINANCIAL REPORTS AND THE ANNUAL BUDGET BY THE GOVERNMENT FINANCE OFFICERS ASSOCIATION; PERFORMANCE MEASUREMENT PROGRAM BY THE INTERNATIONAL CITY/COUNTY MANAGERS ASSOCIATION** (12:24 p.m.)

The Board next considered an item contained in the Board Agenda, announcing that the County's Comprehensive Annual Financial Reports and Integrated Sewer

System were awarded the Certificate of Achievement for Excellence by the Government Finance Officers Association. The Certificate of Achievement for Excellence in Financial Reporting was also awarded to the Employee's Retirement, Police Officers Retirement, and Uniform Retirement Systems by the Government Finance Officers Finance Association. The International City/County Management Association awarded its Certificate of Excellence to the County.

ADDITIONAL BOARD MATTERS

DET:det

25. **PRESENTATION REQUESTS** (12:25 p.m.)

Chairman Bulova relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to process the presentation requests contained in her Board Matter titled "February 20, 2018, Presentations." Without objection, it was so ordered.

Following are the presentation requests:

- Invite representatives from Cox Charities to appear before the Board to be recognized on March 6 to announce grants that will be awarded to local organizations that serve County children in the areas of science, technology, engineering, and math (STEM) education and literacy.
- Invite representatives from the Department of Tax Administration to appear before the Board to be recognized for their hard work and dedication during the post-holiday "prepay avalanche;" over 150 employees across 3 divisions worked collaboratively to help accommodate the enormous influx of prepayments prompted by the passage of Federal legislation. Then, there was a "re-flocking" to the Government Center when notice was received that pre-payments could not be done; there were a total of 2,728 real estate payments processed during the week between Christmas and the New Year.
- Direct the Office of Public Affairs to prepare and send to the Department of Cable and Consumer Services' Consumer Affairs branch, a proclamation designating March 4-10, 2018, as "*Consumer Protection Week*" in Fairfax County. Throughout the week, Consumer Affairs will be hosting events open to the public, as listed in the flyer attached to her written Board Matter which the Office of Public Affairs will help share and publicize.

26. **MOTION TO ADOPT THE FEBRUARY 2018 QUARTERLY REPORT OF THE AUDITOR OF THE BOARD** (12:27 p.m.)

Chairman Bulova announced that the Board has received the Auditor of the Board's Quarterly Report for February 2018. The report included the following study areas, recommendations, and management's concurrence:

- **Emergency Medical Services Billings and Collections Study**
 - Review and update the wavier process.
 - Develop a defined formulaic approach for provisioning.
- **County Procurement Cycle Analysis**

Several recommendations were made to the Departments of Procurement and Material Management (DPMM), Office of the County Attorney (OCA), and the Department of Information Technology (DIT), such as:

- Increase the use of existing management tools and include subject matter experts (SMEs) on the Selection Advisory Committee (SAC).
- Enhance procurement request intake process and tighten adherence to timelines.
- Formulate procurement work groups.
- Contact OCA at the earliest needed stage of the procurement process.
- Review the annual DIT plan with DPMM and OCA.
- Reduce potential vendor's response time to contract proposals and other attributes.
- Standardize areas of contract sections, where appropriate.
- Use an Acknowledgement Certification, where appropriate.

Chairman Bulova noted that these recommendations are meant to ensure that the County is minimizing the timing for procurements without sacrificing the meticulous quality that DPMM is known for.

- **County Owned Land Study**
 - Reconcile and update land parcels in the iCare System and FOCUS.
 - Formalize the reconciliation process for recording land parcels.

- **Business, Professional, and Occupational Licenses (BPOL) Study**
 - Interface the new Tax PP system to FOCUS.
 - Utilize external databases for business, BPOL compliance.

Management agreed with all of the recommendations.

Therefore, Chairman Bulova moved that the Board:

- Adopt the Auditor of the Board's February 2018 Quarterly Report.
- Approve the Audit Committee Work Plan, which is attached to her written Board Matter, for the upcoming quarter.

Supervisor Gross and Supervisor Storck jointly seconded the motion.

Discussion ensued concerning procurement timelines. Chairman Bulova elaborated on the function of the office of the Auditor of the Board and suggested the appropriate name for the function is "Auditor to the Board".

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

Vice-Chairman Gross returned the gavel to Chairman Bulova.

27. **MOTION TO EXPEDITE REZONING APPLICATION RZ-2017-SP-029 (SPRINGFIELD DISTRICT)** (12:35 p.m.)

Supervisor Herrity said that on October 2, 2017, an application for a rezoning was accepted for review and comment by the County. The applicant, Christopher Land, LLC, requests approval to rezone from the R-1 District to the PDH-3 District to permit construction of seven homes. The subject property is located at 7851 Maritime Lane, Tax Map Number 97-2 ((1)) parcel 6.

The applicant's March 15, 2018, Planning Commission (PC) public hearing has been deferred to April 19 and the applicant is requesting a date certain for a hearing before the Board.

Therefore, Supervisor Herrity moved that the Board direct the Director of the Department of Planning and Zoning to schedule a public hearing to be held before the Board on May 1, 2018.

The applicant is aware that this motion should not be considered as a favorable recommendation by the Board on the proposed applications and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations, and/or adopted standards, nor does it prejudice in any way the Board's consideration of this pending application.

Chairman Bulova seconded the motion.

Following discussion, the question was called on the motion and it carried by a vote of eight, Supervisor Hudgins and Supervisor McKay being out of the room.

28. **REQUEST TO WAIVE THE MINIMUM SIZE REQUIREMENT TO ESTABLISH A RESIDENTIAL PERMIT PARKING DISTRICT (RPPD) FOR THE INNISFREE COMMUNITY (SPRINGFIELD DISTRICT)**
(12:37 p.m.)

Supervisor Herrity announced that residents of the Innisfree and Middleford Ridge communities have contacted his office over the years regarding commuter parking on neighborhood streets overflowing from the Sydenstricker Park-and-Ride lot located at the intersection of Sydenstricker Road and Hooes Road. In the past, the parking was confined to a smaller, eastern part of the neighborhood, but it has recently expanded much further down the roadway into the community. While this utilization of on-street parking by commuters has increased, it still has not reached the level required to establish a new RPPD (100 contiguous spaces). However, because this commuter parking is now causing safety and quality-of-life issues for the local residents due to vehicles parked too close to driveways and intersections and is further exacerbated in areas where the road is narrow, the Innisfree community, on behalf of its residents and the residents of the Middleford Ridge community, has asked the County to waive the minimum size requirement to establish a RPPD on both sides of Hooes Road.

Therefore, Supervisor Herrity moved that the Board waive the minimum size requirement of 100 contiguous or nearly contiguous parking spaces in order to establish a RPPD for the Innisfree and Middleford Ridge communities in the Springfield District. Supervisor L. Smyth seconded the motion and it carried by unanimous vote.

29. **OPPORTUNITY ZONES AND ECONOMIC REVITALIZATION ZONES**
(12:39 p.m.)

Supervisor Herrity explained that Opportunity Zones are an often-overlooked \$1.5 billion new community development program established by Congress in the Tax Cuts and Jobs Act of 2017 to encourage long-term investments in low-income

urban and rural communities nationwide. The program provides a tax incentive for investors to re-invest unrealized capital gains into Opportunity Funds that are dedicated to investing into Opportunity Zones. These Zones will be designated by Governors by March 22, 2018. The Governor's office has communicated with the County Executive's office with a response requested by March 2, 2018. Due to the very short timeline, Supervisor Herrity expressed the opinion that this issue be brought to the attention of the Board.

The County contains several eligible Opportunity Zone census tracts, the largest group of which are in the Route 1 corridor. Governors may nominate up to 25 percent of the eligible census tracts in the State to be Opportunity Zones which will receive these tax incentives once certified by the US Treasury.

Supervisor Herrity said that he has spoken with the County Executive and he is in the process of identifying which tracts the County Executive will be submitting to the Governor's office. The business community is very interested in seeing Opportunity Zones set up in the County.

At its meeting of September 12, 2017, the Board approved Supervisor Herrity's motion (a copy of which is attached to his written Board Matter) to have staff review the creation of Economic Revitalization Zones under House Bill (HB) 1970 which allows the County, by ordinance, to provide zoning and regulatory relief as well as tax relief in areas identified as revitalization zones. Supervisor Herrity stated that he believes that the combined incentives of Opportunity Zones and Economic Revitalization Zones could make certain areas of the County very attractive for economic revitalization. Staff is scheduled to present that information to the Board at the April 3 Revitalization Committee meeting.

Therefore, due to the significant time constraints, Supervisor Herrity moved that the Board direct the County Executive to:

- Provide the Board with a brief review and discussion of Opportunity Zones at Friday's Legislative Committee meeting
- Include the impact of Opportunity Zones in the review and analysis of Economic Revitalization Zones that will be on the agenda of the April 3 Revitalization Committee meeting

Supervisor McKay seconded the motion.

Discussion ensued concerning the forthcoming briefing concerning the Federal program which is on the short time-line.

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

30. **HIGH SCHOOL STUDENT SHARK TANK TECHNOLOGY CHALLENGE 2017/2018** (12:44 p.m.)

Supervisor Herrity referred to his written Board Matter concerning the High School Shark Tank Challenge, an initiative of the 50+ Committee whereby high school students invent tools to help older aging adults, and asked unanimous consent that the Board direct staff to invite the winners and their families to appear before the Board on May 1, following a reception, to receive a resolution recognizing their achievements and contributions to the community. Without objection, it was so ordered.

31. **DESIGNATE MAY AS “OLDER AMERICANS AND ADULT ABUSE PREVENTION MONTH” IN FAIRFAX COUNTY** (12:45 p.m.)

Supervisor Herrity referred to his written Board Matter and asked unanimous consent that the Board designate May as “*Older Americans and Adult Abuse Prevention Month*” in Fairfax County and direct staff to invite representatives from the Commission on Aging, the Area Agency on Aging, Adult Protective Services, the Long Term Care Coordinating Council, and other agencies and groups as appropriate to appear before the Board on May 1 to receive a proclamation. Without objection, it was so ordered.

32. **ECONOMIC DEVELOPMENT SUPPORT FUND (EDSF)-RECOMMENDATION OF DETAILED SCREENING FOR TWO PROJECTS** (12:46 p.m.)

In a joint Board Matter with Supervisor McKay, Supervisor Foust announced that at the Budget Committee meeting held on January 30, the Board received an update on EDSF and staff presented the results of its initial screening for the following requests for funding:

- GO Virginia- Security University (Local Match)
- Economic Success Strategic Plan (ESSP) Implementation
- Springfield Gateway Projects

The consensus of the Committee was to support conducting a further analysis of two of the proposals; the Springfield Gateway Projects and the ESSP Implementation. Pursuant to the process adopted for evaluating investments from the EDSF, the next step is for staff to prepare and present a detailed screening of these two proposals for the Board’s consideration and action at a future Board meeting.

Staff has requested that funding be encumbered for the two proposals. While encumbering these funds would ensure funding availability if the proposals are

ultimately approved, no funds will be spent unless and until the expenditure is approved by the Board.

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

- Encumber \$100,000 from the EDSF for implementation of the improvements associated with the Springfield Gateway Projects and direct staff to perform a detailed screening for this investment
- Encumber \$200,000 from the EDSF for investment by the County Executive for implementation of the ESSP and direct staff to perform a detailed screening for this investment
- Direct staff to continue to work with Security University, including coordination with the County Attorney, to follow up on the issues raised in the Budget Committee meeting

Supervisor Foust further moved that no investment from the EDSF be made unless and until the Board has approved the expenditure of those funds. Supervisor McKay seconded the motion and it carried by a vote of nine, Supervisor Herrity being out of the room.

33. **RECOGNIZING THE NEW DOMINION WOMEN'S CLUB (NDWC) ON ITS FIFTIETH ANNIVERSARY (DRANESVILLE DISTRICT)** (12:48 p.m.)

Supervisor Foust congratulated the New Dominion Women's Club (NDWC) on its fiftieth anniversary. The NWDC was founded in 1968 by eight dedicated, civic-minded women. The Club has a proud history of community involvement, volunteer service, and fellowship based on the principals laid out by its parent organization, the Greater Federation of Women's Clubs. Originally created as the Junior Women's Club of McLean, the group voted to join the Virginia Federation of Women's Clubs as a general club in 1991, enabling it to welcome women of all ages. At that time, it was renamed the New Dominion Women's Club. Ten years later, in 2001, NDWC achieved 501(c) (3) charitable organization status. Today, the Club includes more than 40 members with diverse backgrounds and interests.

NWDC's mission is to enhance the quality of life in its community through volunteer service and financial contributions while providing an opportunity for fellowship among women.

Throughout its 50 years, the Club has provided significant volunteer and financial support to many social service organizations, such as the McLean Project for the Arts, Share of McLean, Safe Community Coalition, Friends of Historic Pleasant Grove, Falls Church-McLean Children's Center, and the McLean Youth Orchestra. In addition, since 1975, NWDC has built a strong relationship with the McLean Community Center (MCC). As a component of its fiftieth anniversary celebration, NWDC is raising funds to benefit the MCC and contribute to future enhancements

to the facility. In 2017, NDWC raised more than \$20,000 for donation to its four annually-selected beneficiary organizations.

Therefore, Supervisor Foust moved that the Board direct staff to prepare a resolution, to be signed by the Chairman and the Dranesville District Supervisor, recognizing the New Dominion Women's Club for 50 years of service to the community which will be presented at its general meeting on April 19, 2018. Supervisor Gross seconded the motion and it carried by a vote of nine, Supervisor Herrity being out of the room.

KK:kk

34. **FORTY-FIFTH ANNIVERSARY OF THE MVLE ORGANIZATION**
(12:50 p.m.)

In a joint Board Matter with Supervisor Storck, Supervisor McKay announced that this year marks the forty-fifth anniversary of MVLE, a not-for-profit 501(c)3 organization that works with residents with disabilities across the County and Northern Virginia. MVLE has connected those residents with job training and employment opportunities, giving them an opportunity to be part of the workforce and growing the economy at the same time. Through MVLE, countless residents with disabilities have been able to provide for themselves and contribute to their communities.

MVLE is seeking a capital investment of \$100,000 to develop a Culinary Arts and Training Program, making use of its existing space alongside the creation of a commercial kitchen to create additional learning options and collaborative spaces. The program will be introduced through an upcoming event, "Farm to Table - A Dining with Purpose Experience" and feature local celebrity chefs creating homegrown dishes with a focus on how individuals with disabilities can join the culinary industry.

Supervisor McKay noted that MVLE's Culinary Arts and Training Program will have an immeasurably positive impact on the residents of the County and its economy while also strengthening the ability to deliver effective human services and grow job opportunities for people with disabilities all with a strong return on investment. Nearly 85 percent of people with disabilities are unemployed, and this program would be a strong local solution.

Therefore, Supervisor McKay jointly moved, with Supervisor Storck, that the Board direct the County Executive:

- To prepare an Initial Project Evaluation (IPE) to review this project under the guidelines adopted for the Economic Development Support Fund (EDSF)

- To evaluate the MVLE Culinary Arts and Training Program's impact to furthering the goals of the Economic Success Strategic Plan (ESSP) and make recommendations for the Board to consider allocating EDSF to this capital project
- That no investment from the EDSF into the MVLE Culinary Arts and Training Program be made unless and until the Board has approved the use of funds for that purpose

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

35. **THE “MOUNT VERNON VOICE” (LEE AND MOUNT VERNON DISTRICTS)** (12:53 p.m.)

In a joint Board Matter with Supervisor Storck, Supervisor McKay announced that the *Mount Vernon Voice*, perhaps the most prominent local newspaper in the Lee and Mount Vernon Districts, is ending its circulation after over 16 years of service to the community. Ms. Marlene Miller and Mr. Steve Hunt, the two publishers and main contributors, made the decision last week and the impact is already being felt in the community.

Supervisor McKay said that their work has made an indelible impact on the neighborhoods in Lee and Mount Vernon Districts, bringing voices to residents and telling stories that are unique to the southeastern region of the County. If anything of note happened in the community, there would be a story about it in the next issue of the *Mount Vernon Voice*.

Supervisor McKay noted that like many Lee and Mount Vernon District residents, he and Supervisor Storck looked forward to every issue and enjoyed every article, from the crime beat to the movie reviews. The *Voice* was always authentic and rang true, keeping its finger on the districts' pulse and the community is fortunate to have such dedicated journalists in the County.

Therefore, Supervisor McKay, jointly with Supervisor Storck, asked unanimous consent that the Board direct staff to invite Ms. Miller and Mr. Hunt to appear before the Board to be recognized at a future Board meeting. Without objection, it was so ordered.

36. **NEW LAKE ANNE HOUSE, LP CONCURRENT PROCESSING (HUNTER MILL DISTRICT)** (12:54 p.m.)

Supervisor Hudgins announced that New Lake Anne House, LP (the “applicant”), has recently submitted a development plan amendment, a proffered condition amendment, and a Planned Residential Community (PRC) plan on approximately 5.96 acres in Reston. This property is referenced as Land Unit E in Lake Anne Village Center and is developed with two buildings referred to as Fellowship House. The applications have been accepted by the County and are referenced as

Proffered Condition Amendment Application PCA A-502-03, Development Plan Amendment DPA A-502-09, and Planned Residential Community Application PRC A-502-05. The applicant proposes to construct a new multi-family residential building comprised of 240 affordable units to replace the outdated buildings that have long served the needs of senior residents. The balance of the property will be developed with market rate single-family attached dwelling units to finance the construction of this building. Construction will be phased to allow existing residents to remain in place until the new building is constructed and they may be relocated. The applicant is interested in pursuing construction as soon as possible in order to address the need for affordable senior housing in the County.

In order to commence the site plan review process, the applicant has asked for consideration of concurrent processing and simultaneous review of a site plan, architectural drawings, and any other plans or drawings as may be necessary in conjunction with Proffered Condition Amendment Application PCA A-502-03, Development Plan Amendment DPA A-502-09, and Planned Residential Community Application PRC A-502-05.

Therefore, Supervisor Hudgins moved that the Board direct the Director of Land Development Services to accept for concurrent and simultaneous review a site plan, architectural drawings, and any other plans or drawings as may be necessary in conjunction with Proffered Condition Amendment Application PCA A-502-03, Development Plan Amendment DPA A-502-09, and Planned Residential Community Application PRC A-502-05. This motion should not be construed as a favorable recommendation by the Board on the proposed applications and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards in anyway. Supervisor McKay seconded the motion and it carried by a vote of nine, Supervisor Storck being out of the room.

37. **JAMES MADISON HIGH SCHOOL WOMEN'S SWIM AND DIVE STATE CHAMPS (HUNTER MILL DISTRICT)** (12:57 p.m.)

Supervisor Hudgins announced that the James Madison High School Swim and Dive program had another terrific year. The men's and women's teams captured both the Concorde District Championship and Northern Region crowns this year. At the State competition, it was the women's team that came home with the Virginia High School League's 6A State Championship, its second State title in two years.

Congratulations are also extended to the Madison men's swim and dive members who finished strong as the State champion runner-up.

Supervisor Hudgins asked unanimous consent that the Board direct staff to invite members of the James Madison Women's Swim and Dive team to appear before the Board to be recognized. Without objection, it was so ordered.

38. **NO BOARD MATTERS FOR SUPERVISOR GROSS (MASON DISTRICT)**
(12:58 p.m.)

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

39. **NO BOARD MATTERS FOR SUPERVISOR L. SMYTH (PROVIDENCE DISTRICT)** (12:58 p.m.)

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

EBE:ebe

40. **NO BOARD MATTERS FOR SUPERVISOR K. SMITH (SULLY DISTRICT)** (12:58 p.m.)

Supervisor K. Smith announced that she had no Board Matters to present today.

41. **DECLARING APRIL “CHILD ABUSE AWARENESS MONTH” IN FAIRFAX COUNTY** (12:58 p.m.)

Supervisor Cook announced that April is a time to acknowledge the importance of families and communities working together to prevent child abuse. Every year more than three million reports of child abuse are made in the United States involving more than six million children.

In the County, there were 1,875 validated Child Protective Services (CPS) reports in fiscal year (FY) 2017 and the number of children served by prevention programs in FY 2017 grew to 4,264. Another 962 children were served through the Protection and Preservation Program. The CPS Hotline received over 14,000 calls in FY 2017 from individuals either seeking information or to report an allegation of child abuse or neglect.

Supervisor Cook noted that children’s lives can be positively changed and even saved by active and aware community members making that critically important decision to ask more questions and offer help. Oftentimes, many situations and conditions are preventable once community programs and systems are engaged. The County has always been and continues to be a community that is absolutely dedicated to the safety of children and helps to provide the appropriate supports to parents to keep families healthy.

Therefore, Supervisor Cook asked unanimous consent that the Board:

- Declare April as “*Child Abuse Awareness Month*” in Fairfax County
- Direct staff to invite representatives from Stop Child Abuse Now (SCAN), Court Appointed Special Advocates (CASA), SafeSpot Children’s Advocacy Center of Fairfax County, and the County staff

from the Division of Children, Youth, and Families to appear before the Board on April 10, 2018, to accept a proclamation and be recognized for their dedication and service to this cause

Without objection, it was so ordered.

42. **RECOGNIZING THE CYBERPATRIOT WINNERS FROM CHANTILLY HIGH SCHOOL AND FROST MIDDLE SCHOOL (BRADDOCK, SPRINGFIELD, AND SULLY DISTRICTS)** (1 p.m.)

In a joint Board Matter with Supervisor Herrity and Supervisor K. Smith, Supervisor Cook congratulated the CyberPatriot Teams from Chantilly High School and Frost Middle School for winning first place in their respective divisions of the Air Force Association's National Youth Cyber Defense Competition.

The team from Chantilly High School won first place in the Open Division of the competition with its Chantilly Academy team. The Frost Middle School Millennium Falcons won first place in the Middle School Division and the Frost Bytes won third place.

The National Youth Cyber Defense Competition tests teams of middle and high school students across the United States, Canada, and from US Department of Defense schools abroad, to identify and fix simulated cybersecurity issues.

Therefore, jointly with Supervisor Herrity and Supervisor K. Smith, Supervisor Cook asked unanimous consent that the Board direct staff to invite the Frost Middle School and Chantilly High School's CyberPatriot teams to appear before the Board to be recognized for their achievements at a future date. Without objection, it was so ordered.

43. **HONORING LAKE BRADDOCK SECONDARY SCHOOL BAND PROGRAM FOR RECEIVING THE PRESTIGIOUS SUDLER FLAG OF HONOR AWARD (BRADDOCK DISTRICT)** (1:01 p.m.)

Supervisor Cook said that the County is widely recognized for its exceptional music programs. Very few however have gained the international recognition as that of the Lake Braddock Secondary School band program. Just this past week, it was announced that this organization had been selected to receive the Sudler Flag of Honor, which has been awarded to only a handful of bands since its inception in 1983.

The Lake Braddock Band has a rich tradition of accomplishments including being named a Virginia Honor Band for 37 years straight, which is more than any other band in the Commonwealth. It has also been invited to perform throughout the country at various music festivals and conventions. Another highlight for the program was when it was invited as goodwill ambassadors to travel and perform in

China in 2010; at the time being only the second American band given such an honor.

The Sudler Flag of Honor is an award that is bestowed on only the highest caliber of bands and there are years when no organization is deemed worthy of the accolade. This recognition is the pinnacle of its kind bestowed by the John Phillip Sousa Foundation, the preeminent international concert band organization.

Therefore, Supervisor Cook asked unanimous consent that the Board direct staff to prepare a proclamation in recognition of this prestigious honor to be presented at the Band's May 31 concert and ceremony at Lake Braddock Secondary School. Without objection, it was so ordered.

44. **NO BOARD MATTERS FOR SUPERVISOR STORCK (MOUNT VERNON DISTRICT)** (1:03 p.m.)

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

EBE:ebe

45. **RECESS/CLOSED SESSION** (1:03 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) 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. *HCP Properties Fair Oaks of Fairfax VA, LLC v. County of Fairfax, Virginia*, Case No. CL-2017-0018207 (Fx. Co. Cir. Ct.) (Springfield District)

2. *FHCP Properties Arden Courts of Annandale VA, LLC v. County of Fairfax, Virginia*, Case No. CL-2017-0018202 (Fx. Co. Cir. Ct.) (Mason District)
3. *4074 HCR Properties of Alexandria VA, LLC v. County of Fairfax, Virginia*, Case No. CL-2017-0018206 (Fx. Co. Cir. Ct.) (Mount Vernon District)
4. *Laboratory Corporation of America v. County of Fairfax, Virginia*, Case No. CL-2017-0018222 (Fx. Co. Cir. Ct.)
5. *1st Lady Janitorial Services, LLC v. County of Fairfax, Virginia*, Case No. CL-2016-0000505 (Fx. Co. Cir. Ct.)
6. Washington Gas Light Company Seeks Leave to Charge Additional Rates to Customers, Case No. PUE-2016-00001 (Va. State Corp. Comm'n) (All Districts)
7. *Shirley A. Stewart v. B.A. Pitts (Fairfax Sheriff's Office), in his personal capacity; Doug Comfort (Fairfax Police), in his personal capacity; and Jason S. Manyx (U.S. Homeland Security), in his personal capacity*, Case No. 17-1862 (U.S. Ct of App. for the Fourth Cir.)
8. *Fatemeh Najafian v. The Fairfax County Government, The Fairfax County Parks Authority and Recreation Services, Marshall Cooper, Sara Girello, Fairfax County Security Department, and The Fairfax County Police Department*, Case No. CL-2017-0017847 (Fx. Co. Cir. Ct.)
9. *Louella F. Benson v. Penelope A. Gross, et al.*, Case No. CL-2018-0000333 (Fx. Co. Cir. Ct.)
10. *Matias Rodlauer by GEICO, Subrogee v. Hypolite Essorezam Padameli and Fairfax County*, Case No. GV17-025781 (Fx. Co. Gen. Dist. Ct.)
11. *Leslie B. Johnson, Fairfax County Zoning Administrator v. James A. Martin, Jr.*, Case No. CL-2018-0001121 (Fx. Co. Cir. Ct.) (Braddock District)
12. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Mishal Hamad Al-Thani*, Case No. CL-2018-0001769 (Fx. Co. Cir. Ct.) (Dranesville District)
13. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Ajay Miglani*, Case No. CL-2018-0001543 (Fx. Co. Gen. Dist. Ct.) (Mason District)

14. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Donald O. Bussard, Jr.*, Case No. CL-2009-0006891 (Fx. Co. Cir. Ct.) (Mount Vernon District)
15. *Leslie B. Johnson, Fairfax County Zoning Administrator v. MY West Spring Plaza, LLC and Yasini Empire, LLC, d/b/a Royal Banquet and Events Center Hideout*, Case No. CL-2017-0012859 (Fx. Co. Cir. Ct.) (Springfield District)
16. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Loretta Deaner*, Case No. CL-2017-0009709 (Fx. Co. Cir. Ct.) (Sully District)
17. *Bruce & Tanya and Associates, Inc. v. Board of Supervisors of Fairfax County, Virginia, Fairfax County, Virginia, and Stephen Brich, as Commissioner of Highways for the Commonwealth of Virginia*, Case No. 1:17-cv-01155 (E.D. Va.) (Braddock, Lee, Mount Vernon, and Springfield Districts)

And in addition:

- Legal analysis regarding (i) Community Services Board compliance matter, and (ii) *Smith v. Fairfax County*, U.S. District Court for the Eastern District of Virginia, Case Number 1:18-cv-125, as permitted by Virginia Code Sections 2.2-3711(A)(7) and (8)

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

DET:det

At 3:32 p.m., the Board reconvened in the Board Auditorium with all Members being present, and with Chairman Bulova presiding.

ACTIONS FROM CLOSED SESSION

46. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:32 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 Gross, Supervisor

Herrity, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting "AYE."

AGENDA ITEMS

47. **3:30 P.M. – DECISION ONLY ON PLANNED RESIDENTIAL COMMUNITY APPLICATION PRC-C-378 (KENSINGTON SENIOR DEVELOPMENT, LLC) (HUNTER MILL DISTRICT)**

AND

3:30 P.M. – DECISION ONLY ON SPECIAL EXCEPTION APPLICATION SE 2016-HM-024 (KENSINGTON SENIOR DEVELOPMENT, LLC) (HUNTER MILL DISTRICT) (3:33 p.m.)

(NOTE: On January 23, 2018, the Board held a public hearing regarding these items and deferred decision until February 6, 2018. On February 6, 2018, the Board deferred decision until February 20, 2018.)

The application property is located at 11501 Sunrise Valley Drive, Reston, 20191. Tax Map 17-4 (17)) 1C.

Following a query by Supervisor Hudgins, Mr. Mark C. Looney confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated February 20, 2018.

Supervisor Hudgins explained actions taken and agreeable solutions which have been reached since the deferral and moved approval of:

- Special Exception Application SE 2016-HM-024, subject to the development conditions dated February 20, 2018
- Planned Residential Community Application PRC-378 [*sic*], subject to the development conditions dated February 20, 2018
- Approval of the waivers, modifications, and deviations for Special Exception Application SE 2016-HM-024 and Planned Residential Community Application PRC-378 [*sic*] and listed in the handout dated and distributed February 20, 2018, which shall be made a part of the record, as follows:
 - A waiver of Paragraph 3 of Section 9-308 of the Zoning Ordinance (ZO) which requires that service vehicles have access to the building on the side or rear entrance
 - A modification of Paragraph 5 of Section 9-308 of the ZO which requires that no building be located closer than

45 feet to any street line to permit the building to be located 25 feet from the right-of-way

- A modification of Paragraph 13 of Section 11-203 of the ZO to reduce the loading spaces from two to one
- A modification of Section 13-303 of the ZO which requires transitional screening to permit the landscaping shown on the SE/PRC Plat and waiver of the barrier requirements of Section 13-304 of the ZO
- A waiver of Paragraph 3 of Section 17-201 of the ZO which requires a service drive along Sunrise Valley Drive
- A modification of Paragraph 2 of Section 17-201 of the ZO for the countywide Trails Plan to provide a sidewalk along Sunrise Valley Drive as shown on the SE/PRC plat

William Mayland, Assistant Director, Zoning Evaluation Division, Department of Planning and Zoning, clarified the PRC number as Planned Residential Community Application PRC-C-378.

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

48. **3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE 2015-DR-027 (MAHLON A. BURNETTE, III AND MARY H. BURNETTE) (DRANESVILLE DISTRICT)** (3:36 p.m.)

(NOTE: On January 23, 2018, the Board deferred this public hearing until February 20, 2018.)

Supervisor Foust moved to defer the public hearing on Special Exception Application SE 2015-DR-027 until **March 20, 2018, at 3:30 p.m.** Supervisor Gross seconded the motion and it carried by unanimous vote.

49. **3:30 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX F, LOCAL AGRICULTURAL AND FORESTAL DISTRICTS, AGRICULTURAL RENEWAL APPLICATION AR 2010-SP-001 (CHARLES R. AND KATHERINE ARMSTRONG) (SPRINGFIELD DISTRICT)** (3:37 p.m.)

- (O) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of February 2 and February 9, 2018.

The application property is located at 11921 Henderson Road, Clifton, 20124. Tax Map 95-3 ((1)) 16Z.

Harvey Clark, Planner, Zoning Evaluation Division, Department of Planning and Zoning, presented the staff report.

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

Supervisor Herrity moved approval of Agricultural Renewal Application AR 2010-SP-001, and adoption of the proposed amendments to the Code of the County of Fairfax, Appendix F, renewing the Armstrong Local Agricultural and Forestal District for an additional eight year term, subject to the Ordinance provisions dated January 17, 2018. Chairman Bulova 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."

50. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2010-PR-023 (THE MITRE CORPORATION) (PROVIDENCE DISTRICT)**

AND

3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 2011-PR-011 (THE MITRE CORPORATION) (PROVIDENCE DISTRICT)

AND

3:30 P.M. – PH ON SPECIAL EXCEPTION APPLICATION SE-2010-PR-034 (THE MITRE CORPORATION) (PROVIDENCE DISTRICT)
(3:41 p.m.)

(O) The application property is located on the eastern terminus of Colshire Drive, west of Dartford Drive. Tax Map 30-3 ((28)) 3A1, 4A3, and 4C.

The application property is located in the southeast quadrant of Colshire Drive the future extension of Colshire Meadow Drive. Tax Map 30-3 ((28)) 4C.

The application property is located at 7596 Colshire Drive, McLean, 22102. Tax Map 30-3 ((28)) 4C.

Mr. Antonio J. Calabrese reaffirmed the validity of the affidavit for the record.

Catherine E. Lewis, Branch Chief, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Mr. Calabrese 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.

Discussion ensued concerning the garage and the consideration of other parking options.

Supervisor Foust and Supervisor L. Smyth noted that items had been submitted for the record.

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

Supervisor L. Smyth referenced the consistent citizen involvement throughout this complicated land use process.

Following a query by Supervisor L. Smyth, Mr. Calabrese confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated January 16, 2018.

Supervisor L. Smyth moved approval of:

- Proffered Condition Amendment Application PCA 2011-PR-011
- Amendment of the Zoning Ordinance (ZO), as it applies to the property which is the subject of Rezoning Application RZ 2010-PR-023, from the PTC, C-3, and HC Districts to the PTC and HC Districts, and its associated Conceptual Development Plan, subject to the proffers dated February 14, 2018
- Special Exception Application SE 2010-PR-034, subject to the development conditions dated January 16, 2018
- Modification of Section 2-505 of the ZO to permit structures and/or plantings on a corner lot and at the intersection, as shown on the Conceptual Development Plan/Final Development Plan (CDP/FDP), and as proffered
- Modification of Section 2-506 of the ZO to permit parapet walls, cornices, or similar projections up to a maximum height of five feet
- Modification of Sections 11-201 and 11-203 of the ZO to permit the minimum number of required loading spaces as shown on the CDP/FDP

Supervisor Foust seconded the motion.

Following additional discussion, concerning the applicant working constructively as a corporate neighbor and engaging with the community, 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.”

51. **3:30 P.M. – PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 2012-MV-008 (FPRP DEVELOPMENT INCORPORATED) (MOUNT VERNON DISTRICT)** (4:26 p.m.)

- (O) The application property is located on the west side of Silverbrook Road, south of its intersection with White Spruce Way. Tax Map 107-1 ((9)) H.

Mr. Scott E. Adams reaffirmed the validity of the affidavit for the record.

William Mayland, Assistant Director, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Mr. Adams 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, Mr. Mayland presented the staff and Planning Commission recommendations.

Supervisor Storck moved approval of Proffered Condition Amendment Application PCA 2012-MV-008, subject to the proffers dated January 22, 2018. Chairman Bulova 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.”

52. **3:30 P.M. – PH ON PLANNED RESIDENTIAL COMMUNITY APPLICATION PRC 76-C-111-02 (FAIRFAX COUNTY SCHOOL BOARD) (HUNTER MILL DISTRICT)** (4:32 p.m.)

The application property is located on the south side of Ridge Heights Road approximately 1200 feet west of South Lakes Drive. Tax Map 26-2 ((18)) 8 (pt.).

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

Mr. John C. McGranahan 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.

Supervisor Hudgins submitted items for the record.

Following the public hearing, Ms. Gonzalez presented the staff and Planning Commission recommendations.

Following a query by Supervisor Hudgins, Mr. McClanahan confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated January 11, 2018.

Supervisor Hudgins moved approval of:

- Planned Residential Community Application PRC 76-C-111-02, subject to the development conditions dated January 11, 2018
- A modification of Sections 13-303 and 13-304 of the Zoning Ordinance for the transitional screening and barrier requirement to that shown on the PRC plan

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

53. **3:30 P.M. – PH ON REZONING APPLICATION RZ 2016-MV-028 (L & F WORKHOUSE, LLC) (MOUNT VERNON DISTRICT)** (4:38 p.m.)

- (O) The application property is located on the north side of Work House Road, east of Ox Road and Lorton Road. Tax Map 106-4 ((1)) 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, and 55.

Mr. Gregory A. Riegle reaffirmed the validity of the affidavit for the record.

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

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

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

Supervisor Storck moved approval of:

- Amendment of the Zoning Ordinance, as it applies to the property which is the subject of Rezoning Application RZ 2016-MV-028, from the R-1 and WS Districts to the PDH-2 and WS Districts subject to the proffers dated January 16, 2018
- Modification of Paragraph 2 of Section 11-320 of the Zoning Ordinance to permit a private street to exceed a maximum 600 feet in length

Chairman Bulova 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.”

54. **4 P.M. – PH ON PROPOSED PLAN AMENDMENT 2017-II-M1, LOCATED NORTH OF LOWELL AVENUE, EAST OF EMERSON AVENUE, AND SOUTHWEST OF OLD DOMINION DRIVE (DRANESVILLE DISTRICT)**
(4:51 p.m.)

Katrina Z. Newton, Planner II, Department of Planning and Zoning, presented the staff report.

Following the public hearing, which included testimony by 14 speakers, Supervisor Foust noted that items have been submitted for the record.

Ms. Newton presented the staff and Planning Commission recommendations.

Supervisor Foust moved adoption of the Planning Commission recommendation for Plan Amendment 2017-II-M1 as found in Attachment II of the Board Agenda Item. The amendment would add an option for mixed-use to include office with ground floor retail and multifamily residential uses at an intensity up to 2.0 Floor Area Ratio (FAR) with conditions, including that the height for any new residential building not exceed 90 feet. Supervisor L. Smyth seconded the motion and it carried by a vote of nine, Supervisor Hudgins being out of the room.

55. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX R, TO CONSIDER PARKING RESTRICTIONS ON HOWARD AVENUE (PROVIDENCE DISTRICT)**
(6:09 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 February 2 and February 9, 2018.

Charisse Padilla, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by one speaker, Supervisor L. Smyth moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix R, establishing parking restrictions on Howard Avenue. Supervisor Foust and Supervisor K. Smith jointly seconded the motion and it carried by a vote of six, Supervisor Cook, Supervisor Foust, Supervisor Gross, Supervisor K. Smith, Supervisor L. Smyth, and Chairman Bulova voting “AYE,” Supervisor Herrity, Supervisor Hudgins, Supervisor McKay, and Supervisor Storck being out of the room.

56. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE GREENWAY DOWNS RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 13 (PROVIDENCE DISTRICT)** (6:15 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 February 2 and February 9, 2018.

Charisse Padilla, Transportation Planner, Department of Transportation presented the staff report.

Following the public hearing, which included testimony by four speakers, Supervisor L. Smyth moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the Greenway Downs RPPD, District 13.

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

57. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX R, TO CONSIDER PARKING RESTRICTIONS ON JAVIER ROAD (PROVIDENCE DISTRICT)** (6:27 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 February 2 and February 9, 2018.

Charisse Padilla, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, Supervisor L. Smyth moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix R, establishing parking restrictions on Javier Road. Supervisor McKay seconded the motion and

it carried by a vote of seven, Supervisor Gross, Supervisor Hudgins, Supervisor McKay, Supervisor K. Smith, Supervisor L. Smyth, Supervisor Storck, and Chairman Bulova voting “AYE,” Supervisor Cook, Supervisor Foust, and Supervisor Herrity being out of the room.

58. **4 P.M. – PH ON PROPOSED AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, APPENDIX G, TO EXPAND THE CULMORE RESIDENTIAL PERMIT PARKING DISTRICT (RPPD), DISTRICT 9 (MASON DISTRICT)** (6:29 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 February 2 and February 9, 2018.

Charisse Padilla, Transportation Planner, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by three speakers, discussion ensued, with input from Ms. Padilla, regarding the petition process, requirements for an RPPD, and previous expansions of the RPPD.

Supervisor Gross moved adoption of the proposed amendments to the Code of the County of Fairfax, Appendix G, expanding the Culmore RPPD, District 9. Supervisor L. Smyth seconded the motion.

Discussion ensued, with further input by Ms. Padilla regarding parking demand surveys.

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

59. **4 P.M. – PH ON 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** (6:57 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 February 2 and February 9, 2018.

John Friedman, Engineer, Land Development Services, presented the staff report.

Following the public hearing, a brief discussion ensued with several Board Members noting the importance of speaking with the district supervisor prior to granting an administrative approval of parking reductions. Further discussion ensued, with input from Mr. Friedman, regarding the process for revoking an administrative approval of parking reductions.

Supervisor K. Smith moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) and Appendix Q (Land Development Services Fee Schedule). Supervisor McKay and Supervisor Herrity 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."

60. **4:30 P.M. – PH ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF PROJECT 5G25-06-000, PEDESTRIAN IMPROVEMENTS – 2014, FUND 30050, TRANSPORTATION IMPROVEMENTS AT THE COLUMBIA PIKE/GALLOWS ROAD INTERSECTION (MASON DISTRICT)**
(7:13 p.m.)

Supervisor Gross announced that all land rights have been acquired related to project 5G25-060-009. Therefore, she moved that the public hearing for the acquisition of certain land rights necessary for the construction of pedestrian improvements at the intersection of Columbia Pike and Gallows Road be cancelled. Supervisor Foust seconded the motion and it carried by a vote of nine, Supervisor K. Smith being out of the room.

61. **4:30 P.M. – PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 96-L-034-05 (GREENSPRING VILLAGE, INCORPORATED) (LEE DISTRICT)** (7:15 p.m.)

(NOTE: On January 23, 2018, the Board deferred this public hearing until February 6, 2018. On February 6, 2018, the Board deferred this public hearing until February 20, 2018.)

The application property is located at 7470 Spring Village Drive, Springfield, 22150. Tax Map 90-1 ((1)) 63G, and 64.

Mr. Nicholas V. Cumings reaffirmed the validity of the affidavit for the record.

Catherine E. Lewis, Branch Chief, Zoning Evaluation Division, Department of Planning and Zoning, gave a PowerPoint slide presentation depicting the application and site location.

Mr. Cumings 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. Lewis presented the staff and Planning Commission recommendations.

Following a query by Supervisor McKay, Mr. Cumings confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated January 22, 2018.

Supervisor McKay moved approval of Special Exception Amendment Application SEA 96-L-034-05 subject to the development conditions dated January 22, 2018. Supervisor Foust, Supervisor Herrity, and Supervisor Hudgins jointly seconded the motion and it carried by a vote of nine, Supervisor K. Smith being out of the room.

62. **4:30 P.M. – PUBLIC COMMENT FROM FAIRFAX COUNTY CITIZENS AND BUSINESSES ON ISSUES OF CONCERN** (7:22 p.m.)

A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public comment was duly advertised in that newspaper in the issues of February 2 and February 9, 2018.

Public comment was held and included the following individuals:

- Mr. Raj Bommadeni, regarding a Chapter 2 (Property Under County Control) of the *Code of the County of Fairfax, Virginia*, concerning roads

Following discussion, Supervisor Herrity moved that the Board direct the County Executive to direct staff to:

- Review this matter to determine whether it can be resolved
- Review other Chapter 2 roads in the County to determine the number, location, and what situation they are in
- Report its findings at a meeting of the Transportation Committee later this year

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

- Mr. Bruce Ramo, regarding the Reston Planned Residential Community (PRC) zoning amendment
- Ms. Elizabeth Benson, regarding immigration

- Ms. Michelle LaRue, regarding immigration
- Mr. Danny Cendejas, on behalf of Ms. Nayely Lopez, regarding immigration
- Rabbi Jeffrey Saxe, regarding immigration
- Ms. Penny Anderson, regarding immigration

Discussion ensued regarding US Immigration and Customs Enforcement (ICE) and community policing.

- Ms. Catherine Fulkerson, regarding the Reston PRC ordinance

63. **BOARD ADJOURNMENT** (7:56 p.m.)

The Board adjourned.