



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
May 4, 2021**

This does not represent a verbatim transcript of the Board Meeting and is subject to minor change. For the most up-to-date version, check the website <https://www.fairfaxcounty.gov/bosclerk/>. This document will be made available in an alternative format upon request. Please call 703-324-3151 (VOICE), 711 (TTY).

11-21

EBE:ebe

The Budget Mark-up meeting of the Board of Supervisors was called to order at 1 p.m. and was conducted wholly electronically using Fairfax County's videoconferencing system because the COVID-19 pandemic made it unsafe to physically assemble a quorum in one location or to have the public present. The meeting was accessible to the public through live broadcast on Channel 16, live video stream, and live audio. Chairman McKay presided over the meeting and participated with Supervisor Penelope A. Gross, Mason District, at the Government Center and the following Supervisors participated remotely from their respective District Offices:

- Supervisor Walter L. Alcorn, Hunter Mill District
- Supervisor John W. Foust, Dranesville District
- Supervisor Patrick S. Herrity, Springfield District
- Supervisor Rodney L. Lusk, Lee District
- Supervisor Dalia A. Palchik, Providence District
- Supervisor Kathy L. Smith, Sully District
- Supervisor Daniel G. Storck, Mount Vernon District
- Supervisor James R. Walkinshaw, Braddock District

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

BOARD MATTERS1. **ORDERS OF THE DAY** (1:01 p.m.)

Chairman McKay stated that the Board is again meeting virtually. The Board is planning to return to in person meeting on May 25, 2021, for Committee Meetings, and on June 8, 2021, for Board Meeting in the Board Auditorium. The ability to do this is permitted by the ongoing State and local declarations of emergency due to COVID-19, the continuity in government ordinance on April 14, 2020, Speakers were made aware of their continuing options to provide phone or video testimony.

Chairman McKay stated that because most members of the Board are participating in the meeting from his or her respective Board office, it must be verified that a quorum of Members is participating and that each Member's voice is clear, audible, and at an appropriate volume for all of the other Members. Therefore, Chairman McKay conducted a roll call and asked each Member to confirm that they could hear each other's voices.

Chairman McKay relinquished the Chair to Vice-Chairman Gross and moved that the Board certify for the record that each Member's voice may be adequately heard by each other member of this Board. Vice-Chairman Gross seconded the motion and it carried by unanimous vote.

Chairman McKay moved that the Board:

- Certify that the State of Emergency caused by the COVID-19 outbreak makes it unsafe or impracticable for speakers, staff, applicants, the public, and others to attend this meeting in person, and that as such, an in-person meeting cannot be implemented safely or practically.
- Conduct this meeting electronically through a dedicated video conference line, and that the public may access this meeting via simultaneous telecast on Channel 16, or video streaming, or hear a live audio feed of the meeting by dialing 703-324-5300, and the public may participate in public hearings by established phone lines, YouTube submissions, or through written testimony.

Vice-Chairman Gross seconded the motion and it carried by a vote of nine, Supervisor Herrity voting "NAY."

Chairman McKay further moved that the Board certify that all matters on the agenda today concern the emergency, and/or are related to ensuring continuity in Fairfax County government under the Ordinance adopted by the Board on April 14, 2020, and/or this meeting's purpose is to discuss or transact the business statutorily required or necessary to continue operations of this Board and the

discharge of this Board's lawful purposes, duties, and responsibilities. Vice-Chairman Gross seconded the motion and it carried by unanimous vote.

Vice-Chairman Gross returned the gavel to Chairman McKay.

2. **MOMENT OF SILENCE** (1:05 p.m.)

Chairman McKay stated that:

- COVID-19 is affecting the whole community, from children to small businesses, to those who are ill with the virus. He asked to keep everyone in the County, and around the world, in thoughts and prayers during this difficult time
- The Fairfax County flag continues to fly at half-staff at all County facilities in honor of the residents who have died from COVID-19 and in recognition of the many essential workers who are responding to the pandemic

The Board asked everyone to keep in thoughts the family and friends of the following people who died recently:

- Helen Winter, who was known as the First Lady of Annandale and almost single-handedly managed the Annandale Clean-up for decades; longtime activist of Clean Fairfax Council; hosted decades of Hillbrook-Tall Oaks fall picnics in her extensive front yard; Helen Winter Terrace was named after her; Annandale Women's Club member, and the 1993 Mason District Lady Fairfax
- Gwen Cody, who served in the Virginia House of Delegates for two-terms in the mid-80s and lived in the Camelot community; served on the Library Board of Trustees; was a longtime real estate agent, and a member of the Annandale Rotary Club

AGENDA ITEMS

3. **1 P.M. - BOARD ADOPTION OF THE FISCAL YEAR (FY) 2022 BUDGET PLAN** (1:10 p.m.)

(FPR)

(SARs) (O)

Chairman McKay relinquished the Chair to Vice-Chairman Gross and moved that the Board set the real property tax rate at \$1.14 per \$100 of assessed value. As a result of this action, the real property tax rate for calendar year 2021 will be reduced by one penny from the present rate of \$1.15 per \$100 of assessed value. Supervisor Foust seconded the motion and it carried by a recorded vote of nine, Supervisor Alcorn, Supervisor Foust, Supervisor Lusk, Supervisor Palchik, Supervisor Smith,

Supervisor Storck, Supervisor Walkinshaw, Vice-Chairman Gross, and Chairman McKay voting “AYE,” Supervisor Herrity voting “NAY.”

Having established the real property tax rate at \$1.14 per \$100 of assessed value, Chairman McKay moved that the Board approve the FY 2022 Tax Rate Resolution adopting Tax Rates for Fairfax County, as detailed in Attachment II of the Memorandum to the Board dated May 3, 2021. Supervisor Foust seconded the motion and it carried by a recorded vote of nine, Supervisor Alcorn, Supervisor Foust, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, Vice-Chairman Gross, and Chairman McKay voting “AYE,” Supervisor Herrity voting “NAY.”

Supervisor McKay moved approval of the FY 2022 Appropriation Resolution for County Agencies/Funds, the FY 2022 Appropriation Resolution for School Board Funds, and the FY 2022 Fiscal Planning Resolution as set forth in Attachments III, IV, and V of the Memorandum to the Board dated May 3, 2021. Supervisor Foust seconded the motion and it carried by a recorded vote of nine, Supervisor Alcorn, Supervisor Foust, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, Vice-Chairman Gross, and Chairman McKay voting “AYE,” Supervisor Herrity voting “NAY.”

As part of this year’s budget process, an amendments to the sewer ordinance were proposed. The public hearing was advertised on March 26 and April 2, 2021, and held on April 13, 2021, at 3 p.m.

Therefore, Supervisor McKay moved adoption of the proposed amendments to the Code of the County of Fairfax, Chapter 67.1 (Sanitary Sewers and Sewage Disposal), Article 10 (Charges) as advertised. Supervisor Foust seconded the motion and it carried by a recorded vote of nine, Supervisor Alcorn, Supervisor Foust, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, Vice-Chairman Gross, and Chairman McKay voting “AYE,” Supervisor Herrity voting “NAY.”

Vice-Chairman Gross returned the gavel to Chairman McKay.

DMS:dms

BOARD MATTERS

4. **PROCLAMATION REQUEST DESIGNATING MAY AS “ASIAN AMERICAN PACIFIC ISLANDER HERITAGE MONTH”** (1:15 p.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Gross and unanimous consent that the Board direct staff to prepare a proclamation designating May as “*Asian American Pacific Islander Heritage Month*,” to be presented out of the Board Room. Without objection, it was so ordered.

5. **PROCLAMATION REQUEST DESIGNATING 2021 AS THE “30TH ANNIVERSARY OF THE OSHER LIFELONG LEARNING INSTITUTE” AT GEORGE MASON UNIVERSITY** (1:15 p.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a proclamation designating 2021 as the “30th Anniversary of the Osher Lifelong Learning Institute” at George Mason University, to be presented out of the Board Room. Without objection, it was so ordered.

6. **PROCLAMATION REQUEST DESIGNATING MAY 9-15, 2021, AS “POLICE WEEK”** (1:15 p.m.)

Jointly with Supervisor Storck, Chairman McKay asked unanimous consent that the Board direct staff to prepare a proclamation designating May 9-15, 2021, as “Police Week,” to be presented out of the Board Room. Without objection, it was so ordered.

7. **RESOLUTION REQUEST IN RECOGNITION OF THE FIRE SERVICE SAFETY LEADERSHIP AWARD** (1:15 p.m.)

Jointly with Supervisor Lusk, Chairman McKay asked unanimous consent that the Board direct staff to prepare a Resolution recognizing the Fairfax County Fire and Rescue Department’s reception of the Senator Paul S. Sarbanes’ Fire Service Safety Leadership Award. Without objection, it was so ordered.

Vice-Chairman Gross returned the gavel to Chairman McKay.

8. **NO BOARD MATTERS FOR SUPERVISOR GROSS (MASON DISTRICT)** (1:16 p.m.)

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

9. **NO BOARD MATTERS FOR SUPERVISOR WALKINSHAW (BRADDOCK DISTRICT)** (1:16 p.m.)

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

10. **EXPEDITED PROCESSING FOR POWHATAN NURSING HOME (DRANESVILLE DISTRICT)** (1:16 p.m.)

Supervisor Foust stated that the Powhatan Nursing Home operates at 2100 Powhatan Street in Falls Church and was first approved by a special permit in 1962. It currently operates under Special Permit 16-72, approved by the Board of Zoning Appeals on June 14, 1972. Since the special permit approval in 1972, the Zoning Ordinance has been amended, such that a nursing home use is no longer allowed by special permit, but by approval of a special exception.

The applicant, Falls Church Propco LLC, is the contract purchaser of the facility and proposes to continue existing operations with no physical changes to the property, the type of use, or an increase in the number of beds. However, the first development condition for "S 16-72" states that the approval is granted to the applicant only and is not transferable without further action by the Board of Zoning Appeals. To purchase the facility, the applicant proposes a special exception for the single purpose of permitting a change in the ownership of the subject property.

The applicant has requested expedited processing to facilitate the sale of the nursing home. Given that the nature of the special exception request is simply to allow for the transfer of the facility, Supervisor Foust stated that he supports expediting the processing of the application and scheduling a public hearing.

Therefore, Supervisor Foust moved that the Board direct staff to expedite the public hearing for Special Exception Application SE 2021-DR-004, located at Tax Map Parcel 41-1 ((1)) 62B, to a date of **July 27, 2021, at 3:30 p.m.** 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. Chairman McKay seconded the motion.

Following discussion regarding the occurrences of similar zoning approvals and a corresponding request for follow-up information from staff, the question was called on the motion and it carried by unanimous vote.

11. **WITHDRAWAL OF CONCURRENCE FOR MILESTONE TOWER LIMITED PARTNERSHIP IV AND ITS AGENT, DONOHUE AND STEARNS, PLC (DRANESVILLE DISTRICT)** (1:20 p.m.)

Supervisor Foust stated that Milestone Communications approached the County with a proposal to install a telecommunications monopole at the County-owned Wolf Trap Fire Station #42 at 1315 Beulah Road. Under the Zoning Ordinance, Milestone was required to submit a special exception application for the construction and operation of the proposed monopole. Milestone requested concurrence from the Board, as property owner, with the filing of the special exception application, and on June 23, 2020, this Board concurred.

The County and Milestone engaged in negotiations related to Milestone's request to lease the Wolf Trap Fire Station but have not reached an agreement. As the Board knows, as a property owner, the County places a high value on community participation and feedback on projects located on its land and expects its potential tenants to provide the same level of commitment to soliciting public input. At this time, the parties have not entered a lease and negotiations are paused.

The Zoning Ordinance requires property owner consent for any special exception application on property owned by a party other than the applicant. As the County owns the Wolf Trap Fire Station and the lease negotiations between the County and

Milestone are paused, Supervisor Foust requests that the Board withdraw its consent for Milestone's application.

Therefore, Supervisor Foust moved that:

- The Board withdraw its June 23, 2020, concurrence with the special exception application filed by Milestone Tower Limited Partnership IV and its agent, Donohue and Stearns, PLC, on Tax Map Parcel 19-3 ((1)) 20, located at 1315 Beulah Road, to construct a telecommunication facility at Wolf Trap Fire Station
- The Board withdraw its prior authorization allowing the County Executive and/or his designee to act as agent of the Board in connection with this application

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

12. **REQUEST FOR A CERTIFICATE OF RECOGNITION FOR THE JAMES MADISON HIGH SCHOOL GIRLS FIELD HOCKEY TEAM**
(1:22 p.m.)

Supervisor Alcorn stated that it was only two months ago that the Board recognized the James Madison High School Girls Basketball Team for winning the State championships. Jointly with Supervisor Palchik and Supervisor Smith, Supervisor Alcorn announced that the Girls Field Hockey Team won the Virginia Class 6 State Championships on April 24, 2021, with a 1-0 victory over Floyd Kellam High School. The most amazing part of this feat is that the team had a perfect season – not only did it win every game, but it was never scored upon. It was truly an incredible season for these athletes and their coach Carrie Holman.

Therefore, jointly with Supervisor Palchik and Supervisor Smith, Supervisor Alcorn moved that the Board direct the Office of Public Affairs to prepare a Certificate of Recognition for the James Madison High School Girls Field Hockey Team and Coach Carrie Holman, for winning the Virginia Class 6 State Championship, to be presented to the team this spring at the high school. Supervisor Foust seconded the motion and it carried by unanimous vote.

13. **RECOGNITION OF FORMER SUPERVISOR HUDGINS WITH THE RENAMING OF SOUTHGATE COMMUNITY CENTER** (1:24 p.m.)

Supervisor Alcorn stated that, for two decades, former Hunter Mill District Supervisor, Catherine Hudgins, tirelessly served the communities in Hunter Mill District, from 2000 until 2019 when she retired from the Board. She was a community builder with a passion for improving the quality of life in the neighborhoods that are often overlooked. One of Supervisor Hudgins' biggest accomplishments and one that is a lasting legacy is the re-creation of the Southgate Community Center as a County-owned facility in Reston in 2006.

From the day this renewed facility's doors opened, Southgate Community Center has been a mainstay of the surrounding neighborhoods, providing residents of all ages a place to meet, learn and play. There is a gymnasium, teen center, computer lab, multi-purpose rooms, and other accommodations. Children in need have been fed, pro bono legal advice has been given, English lessons have been provided, COVID vaccinations delivered, and teens have had a safe place to go after school.

Former Supervisor Hudgins worked tirelessly to negotiate the land lease with the Reston Association, secure the financing, review the building design, monitor its construction, and support the center's program activities. It was her vision and dedication that has made Southgate Community Center the success that it is.

In honor of former Supervisor Hudgins' passionate and successful efforts, Supervisor Alcorn moved that the Board direct the:

- Department of Neighborhood and Community Services (NCS) to work with the community to re-name the Southgate Community Center in recognition of former Supervisor Catherine M. Hudgins
- NCS to report to the Board about the name change and an implementation plan

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

14. **COMMENT LETTER FOR THE COMMONWEALTH TRANSPORTATION BOARD'S (CTB) FISCAL YEAR (FY) 2022-2027 SIX-YEAR IMPROVEMENT PROGRAM** (1:28 p.m.)

Supervisor Alcorn stated that the CTB is currently developing its FY 2022-2027 Six-Year Improvement Program (SYIP), in accordance with the provisions provided in the Code. This year's SYIP update will include funding for various transportation programs, including transit, state of good repair, and funds allocated through the Smart Scale process. Other programs, such as Revenue Sharing and Transportation Alternatives are allocated through the SYIP in even-numbered years. The draft SYIP was released on April 20, 2021, and the CTB is expected to adopt the SYIP in June. As in past years, public meetings are being held across Virginia for the public to comment on the program. Similar to last year's public comment period, the meetings are being held virtually. The Northern Virginia District meeting occurred on May 3, 2021. However, comments can also be submitted in writing through May 17, 2021.

Prior to 2020, the Board generally provided testimony and substantial comments in support of County projects that were being considered for Smart Scale or other programs. However, due to the abridged comment period and the virtual meeting format, staff recommends the Board provide comments in a letter (a copy of which is attached to his written Board Matter.) The letter focuses on two issues:

- **Funded Projects:** The letter thanks the Commonwealth for including funding for various projects and programs in the Draft SYIP. This includes \$16.4 million in operating assistance for the Fairfax Connector; \$22 million for various transit capital projects; \$600,000 for transportation demand management programs; \$12.9 million for Old Colchester Road Bridge Replacement over Pohick Creek; and \$20.6 million for the Virginia Department of Transportation share of the funding for the CSX Railroad Overpass at Richmond Highway project
- **Smart Scale:** The Board endorsed a list of projects for submission in July 2020, and the staff submitted applications in the fall. Project scores were released in January, and no Fairfax County projects were recommended for funding. The letter notes significant concerns about the scoring process, particularly in relation to the cost factors. It also requests that any available funds that remain in the Northern Virginia District fund be used to advance the Braddock Road Multimodal Improvements, which is the County project that scored the highest in the process and fell just below the line for recommended projects. During the May 3, 2021, meeting, CTB Member Mary Hynes stated that the City of Alexandria has withdrawn one of its projects that had been recommended for funding, freeing up about \$36 million. She noted her intent to try to find a way to fund the Braddock Road Multimodal Improvements project, utilizing funds originally allocated to this project as well as from other previously cancelled projects. The letter has been updated to note appreciation for these efforts and staying the County's willingness to work with them to move the project forward

Therefore, Supervisor Alcorn moved that the Board approve the letter, attached to his written Board Matter, providing comments on the Commonwealth's draft FY 2022-2027 SYIP to be sent to the Virginia Secretary of Transportation as part of the public comment record on behalf of Fairfax County. Supervisor Foust seconded the motion and it carried by unanimous vote.

15. **REQUEST TO WAIVE FEES FOR THE SPRINGFIELD GLOBAL LIONS CLUB 2021 FLEA MARKETS** (1:39 p.m.)

Supervisor Luck stated that he is requesting a waiver of the application fees for permits associated with the flea markets held by Springfield Global Lions Club. The Board has approved waiver requests for the Lions annually since 1994. The Springfield Global Lions Club flea market will run twice a month from May to November on Sundays. The club recently reached out to express appreciation for help last year, and to ask that the Board support a waiver again this year.

All net proceeds from these flea markets are returned to the community. The Springfield Global Lions Club supports organizations such as ECHO, Koinonia,

local Food Banks, ADA, multiple local Lions organization serving the community and assists indigent citizens in need of prescription eyeglasses and hearing aids.

Therefore, Supervisor Lusk moved that the Board waive the application fees for the 13-day permits associated with the Springfield Global Lions Club 2021 Flea Markets. Supervisor Gross seconded the motion.

Following discussion regarding the flea markets being held in the Mason District and the Mason District Supervisor being included in similar future Board Matters, the question was called on the motion and it carried by unanimous vote.

16. **RESOLUTION ENDORSING AND SUPPORTING THE ADOPTION OF THE DISTRICT OF COLUMBIA AS THE 51ST STATE** (1:41 p.m.)

(R) Jointly with Chairman McKay, Supervisor Alcorn, and Supervisor Gross, Supervisor Lusk stated that he is honored to represent the Commonwealth on the Metropolitan Council of Governments' (COG) DC Statehood Taskforce. He stated that based on the work of the taskforce, COG recently voted unanimously to endorse DC statehood.

Washington, DC is a critical part of the region's economic cohesion, and regional identity. However, while the District of Columbia consistently meets its commitments to regional partners, including Fairfax County, DC residents are denied many of the basic rights guaranteed to those who live in neighboring jurisdictions and across the country.

In recognition of the unique partnership that the County has enjoyed with the DC, and in deference to the unanimous endorsement of COG's resolution in support of DC statehood, jointly with Chairman McKay, Supervisor Alcorn, and Supervisor Gross, Supervisor Lusk moved that the Board adopt the following Resolution:

- Whereas, the District of Columbia's population of 712,000 exceeds that of two states, Wyoming and Vermont
- Whereas, its government has approved 25 consecutive balanced budgets relying on locally raised revenues, operates its own school system, manages its own Supplemental Nutrition Assistance Program (SNAP), Medicaid, and transportation programs
- Whereas, DC residents shoulder all the responsibilities of citizenship, including serving in our military and pay more per capita in federal taxes than any state
- Whereas, 86 percent of DC voters approved a referendum in favor of statehood as recently as 2016

- Whereas the US House of Representatives has passed HR 51 to codify DC statehood while preserving an unaffiliated Federal District including the Capitol complex, the White House, national monuments, and other federal property, independent of any state, which meets the requirements outlined in the US Constitution
- Whereas, supporting DC statehood is consistent with the County's commitment to the values of One Fairfax, to peruse equity and equal representation for all people
- Therefore, be it resolved that the Fairfax County Board of Supervisors endorses and supports the adoption of the District of Columbia as the 51st state in the union

Chairman McKay, Supervisor Alcorn, and Supervisor Gross jointly seconded the motion. Following discussion regarding the commuter tax, the question was called on the motion and it carried by a vote of nine, with Supervisor Herrity abstaining.

17. **PROCLAMATION REQUEST FOR LARRY GRAY AND VILLAGE HARDWARE IN THE HOLLIN HALL SHOPPING CENTER (MOUNT VERNON DISTRICT)** (1:52 p.m.)

Supervisor Storck stated that Village Hardware is a family owned and operated business established in 1979. The owner, Larry Gray, learned the tools of the trade as a young man working with his father in construction. He took that invaluable knowledge and hard work ethic and applied it to running his business with the simple pledge of "offering a high-quality product with personalized service." Everyone from skilled laborers to do-it-yourself homeowners have known where to go for 42 years to get advice and have their questions answered, as well as where to find the right part for just about anything.

Village Hardware is a Mount Vernon institution, a community hub that embodies all the characteristics of a local store with personalized customer service. Mr. Gray, his wife Linda, and their four children, have been an integral part of the community, hiring local students, sponsoring little league teams, and supporting local non-profits and schools. Although Larry recently announced his retirement to Florida, he also planned the store's transition and the new manager, Troy Richard from Aubuchon, Inc., is friendly, welcoming, and committed to serving the community's hardware needs. The community will all sorely miss Mr. Gray and his family.

Therefore, Supervisor Storck asked unanimous consent that the Board direct staff to prepare a proclamation, to be signed by the Chairman and Mount Vernon District Supervisor, to be presented to Mr. Gray and his family, thanking them for their 42 years of service at Village Hardware, to be presented outside the Board Room. Without objection, it was so ordered.

18. **APPRECIATION FOR THE POST-DISASTER RECOVERY SUPPORT AND THE CREATION OF THE POST-DISASTER RECOVERY PROCESS PAMPHLET** (1:53 p.m.)

Supervisor Storck stated that over the past few years, there have been some tragedies in the Mount Vernon District, including a building collapse at River Towers, horrific fires at the Belle View Shopping Center, at the nearby South Alexandria mixed-use project, the Thieves Market, and nearby hotels. Each of these disasters required significant support from many different County agencies during their recovery period. Supervisor Storck stated that his office worked closely with Land Development Services (LDS) Director Bill Hicks, LDS Director of Operations Helman Castro, and their staff to add these projects to the Project Management Process to provide a single source of contact to the property owners and seamless customer service. Kirsten Munz and Mac Gebresillasie coordinated these efforts and helped make a stressful process much easier to manage while bringing these projects to completion. The property owners have been greatly appreciative of their additional support and customer service.

While working with these property owners, staff and the Board recognized that when disaster happens, owners are typically in shock, while having to work through insurance agencies and coordinate with multiples tenants and the County. Supervisor Storck stated that at his request, Mr. Hicks and the LDS team of Harvey Clark, Kirsten Munz, Mary Mulrenan, Brian Foley, and Debby McMahon created and delivered a “Post-Disaster Recovery Process” pamphlet that can be used as guidance for future disasters. They also worked closely with three other agency partners: John Walser from the Fire Marshall’s Office, Jack Weyant from the Department of Code Compliance, and Adrian Joy from the Health Department. This pamphlet now provides vital information in a concise manner to property owners who are dealing with a disaster. Supervisor Storck stated his belief that the County is going to be more resilient because of this small, but extremely helpful pamphlet.

Supervisor Storck expressed his appreciation for staff’s role in the post-disaster recovery support and for the creation of the Post-Disaster Recovery Process Pamphlet.

19. **POLICY DEVELOPMENT TO SUPPORT THE JOINT ENVIRONMENTAL TASK FORCE (JET) RECOMMENDATION** (1:59 p.m.)

Jointly with Chairman McKay and Supervisor Gross, Supervisor Storck stated that this Board Matter builds on previous actions by the Board related to the JET and its recommendations across the energy, transportation, waste management and recycling, and workforce development focus areas within County and school operations.

The JET, which was jointly established in April 2019 by the Board and School Board to identify areas for collaboration between the two entities in energy

efficiency and environmental sustainability, released its long-term and interim recommendations in a Final Report in October 2020. At the direction of the Board, staff drafted a response to the JET recommendations and presented on these recommendations at the March and April 2021 Environmental Committee meetings, outlining what it would take to implement them.

Based on Board discussion, it is generally supportive of pursuing achievement of the JET recommendations. Meeting these recommendations will require the development and implementation of new or updated policies on building and energy use, transportation, procurement, waste management and recycling, and workforce development. Based on the Board's discussions, it has generally agreed to accept three of the four recommendations and to revise the transportation recommendation as noted below. The final overarching recommendations for Board consideration are:

- Commit to being energy carbon neutral by 2040 while significantly reducing operational greenhouse gas emissions. Generate renewable energy in-County, increase energy performance standards in existing buildings, and ensure all new buildings and major renovations beginning planning and design in 2021 meet Net Zero Energy (NZE) standards, unless County staff advises the Board, prior to the 30 percent design phase, that a project cannot meet the NZE standard
- Transition County and school bus fleets and non-bus fleets to electric (or other noncarbon emitting alternatives) by 2035, with the caveat that by 2035, 99 percent of Connector bus fleet miles traveled will be made with non-carbon emitting vehicles. In addition, no diesel vehicles will be purchased by the County after Fiscal Year 2024, unless staff informs the Board as to why. For non-bus fleet vehicles that may not have non-carbon emitting alternatives, develop a plan to mitigate vehicle emissions. To further reduce emissions from the transportation sector, work with local, state and federal governments to develop a safe, continuous and interconnected transit system, improve options for safe biking and walking, and encourage alternative transit options for students, workers and residents
- Be zero waste by 2030. Develop sustainable purchasing programs and encourage composting among county government workers and students
- Develop these goals in tandem with youth and adult workforce development objectives, to increase learning resources and green career opportunities for students and working professionals. Develop standardized green career toolkits and programs to encourage participation in the energy or environmental sector

Therefore, jointly with Chairman McKay and Supervisor Gross, Supervisor Storck moved that the Board direct the County Executive to charge the Office of Environmental and Energy Coordination, with the support of relevant County agencies, to bring forward for discussion at the June Environmental Committee meeting the following items:

- Specific policy statements that support the JET recommendations across the energy, transportation, waste management and recycling, and workforce development focus areas
- A declaration, similar to the Cool Counties Declaration, tied to the JET's carbon neutrality recommendation to express the County's leadership and encourage others to make similar public commitments

Chairman McKay seconded the motion. Following discussion regarding diesel and electric vehicles and the purchase process for each, the questions was called on the motion and it carried by a vote of nine, with Supervisor Herrity abstaining.

20. **PROCLAMATION REQUEST FOR THE SOUTH COUNTY HIGH SCHOOL VARSITY FOOTBALL TEAM** (2:01 p.m.)

Jointly with Chairman McKay and Supervisor Herrity, Supervisor Storck stated that the South County High School Varsity Football team entered the State championship game this past Saturday with a 24-game winning streak as the Class 6C Regional Champions; beating local rivals Robinson Secondary and Madison High Schools to clinch its spot in the State championship game.

South County had a condensed winter football season that started two months ago with its sights on keeping the State championship title, which it won against Oscar Smith in 2019. Its journey once again brought together the Stallion nation, families, hype squad, and the alumni association. The team, led by new Coach Tynan Rolander, traveled to replay perennial powerhouse Oscar Smith High School of Chesapeake, losing to the Tigers 62-21. South County High School was led by senior Quarterback Charlie Miska, Wide Receiver Brock Spalding, Receiver Dylan Dunn, Defensive Back Sam Dankah, and Linebacker Dorian Mitchell.

Therefore, jointly with Chairman McKay and Supervisor Herrity, Supervisor Storck asked unanimous consent that the Board direct staff to prepare a proclamation, to be signed by the Chairman, and the Mount Vernon and Springfield District Supervisors, to be presented to the South County Football Team, in recognition of being awarded as Class 6C Regional Champions and back-to-back State Football Contenders, to be presented outside the Board Room. Without objection, it was so ordered.

21. **PROCLAMATION REQUEST DESIGNATING MAY AS “MENTAL HEALTH AWARENESS MONTH” AND “YOUTH MENTAL HEALTH AWARENESS MONTH”** (2:24 p.m.)

Supervisor Palchik moved that the Board direct staff to prepare a proclamation designating May as “*Mental Health Awareness Month*” and “*Youth Mental Health Awareness Month.*” Chairman McKay seconded the motion and it carried by unanimous vote.

22. **CONGRATULATIONS TO THE LUTHER JACKSON MIDDLE SCHOOL TECHNOLOGY STUDENT ASSOCIATION (TSA)** (2:30 p.m.)

Supervisor Palchik congratulated the Luther Jackson Middle School TSA for its success at the Technosphere competition, with all nine groups advancing to the semi-final stage.

23. **SPRINGFIELD DISTRICT SUPERVISOR ANNOUNCEMENTS** (2:31 p.m.)

Supervisor Herrity announced:

- That May is designated as “*Older Americans Month*”
- That May 3-7, 2021, is designated as “*Teacher Appreciation Week*”
- The importance of tick checks
- A possible change in the May 11, 2021, joint meeting with the Planning Commission

Chairman McKay shared that the Board supports the teachers and continues to work closely with the School Board to address concerns and express appreciation.

24. **PROCLAMATION REQUEST DESIGNATING MAY AS “EHLERS-DANLOS SYNDROMES (EDS) AND HYPERMOBILITY SPECTRUM DISORDERS (HSD) AWARENESS MONTH”** (2:35 p.m.)

Supervisor Smith stated that EDS is a group of 14 disorders that affect the body’s connective tissues including the skin, joints, blood vessels, gut, and many other organs and tissues. EDS affects more than one in 5000 people, and men and women of every age and race can contract EDS.

HSD is diagnosed when the musculoskeletal complications of joint hypermobility and joint instability arise in a person who does not have the defining features of an underlying syndrome such as EDS or other heritable disorders of connective tissue.

Therefore, Supervisor Smith moved that the Board direct staff to prepare a proclamation designating May as “*Ehlers-Danlos Syndromes and Hypermobility*

Spectrum Disorders Awareness Month,” to be presented outside the Board Room. Chairman McKay seconded the motion and it carried by unanimous vote.

EA:ea

AGENDA ITEMS

25. **ADMINISTRATIVE ITEMS** (2:37 p.m.)

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

ADMIN 1 – STREETS INTO THE SECONDARY SYSTEM (DRANESVILLE, PROVIDENCE, AND SULLY DISTRICTS)

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

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Ellison Heights	Dranesville	Hickory Street
Kingston Royce Homes at Fairfax Farms II	Providence	Ganell Place
Taddeo Estates	Sully	Brecknock Street

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

- (R)
- Adopted the Resolution endorsing traffic calming measures consisting of three speed humps on Pine Spring Road (Providence District)
 - Directed the Department of Transportation to schedule the installation of the approved measures as soon as possible

ADMIN 3 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 21296 FOR THE DEPARTMENT OF NEIGHBORHOOD AND COMMUNITY SERVICES (DNCS) TO ACCEPT AN AWARD FROM THE VIRGINIA DEPARTMENT OF EDUCATION (VDEC) FOR THE VIRGINIA PRESCHOOL INITIATIVE (VPI) COMMUNITY PROVIDER ADD-ON

- (SAR)
- Adopted SAR AS 21296 authorizing DNCS to accept an award from the VDEC for the VPI Community Provider Add-On in the amount of \$1,204,000. The funds will provide direct funding to support high-quality early childhood experiences for children enrolled in VPI in community early childhood programs, including centers and family childcare homes. There are no positions associated with the funding. No local cash match is required.
 - Authorized the Chairman of the Board, the County Executive and/or a designee appointed by the County Executive to enter into the grant agreement and any related agreements, including but not limited to Federal Subaward Agreements, on behalf of the County.

26. **A-1 - APPROVAL OF A PARKING REDUCTION FOR AVENTON HUNTINGTON METRO MULTI-FAMILY DEVELOPMENT (MOUNT VERNON DISTRICT)** (2:37 p.m.)

On motion by Supervisor Storck, seconded by Chairman McKay, and carried by unanimous vote, the Board concurred with the recommendation of staff and approved a parking reduction for Aventon Huntington Metro pursuant to Paragraphs 5A and 5B of Article 11, Section 102 of the Zoning Ordinance based on the proximity of mass transit and the site's location in the Transit Station Area as demonstrated in the parking study #7878-PKS-002, subject to the conditions outlined in Attachment I of the Board Agenda Item.

27. **A-2 – APPROVAL OF THE FIVE-YEAR CONSOLIDATED PLAN FOR FISCAL YEARS (FY) 2022 – 2026 AND THE ONE-YEAR ACTION PLAN FOR FY 2022** (2:38 p.m.)

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

- Adopted the Five-Year Consolidated Plan for FYs 2022 – 2026 and the with funding allocations, as outlined in the Board Agenda Item
- Authorized signature of the Consolidated Plan Certifications and Federal funding application forms (SF-424)
- Authorized submission of the Plans with the Certifications and forms (SF-424) by May 16, 2021, as required by the US Department of Housing and Urban Development

28. **A-3 – APPROVAL OF A RESOLUTION AUTHORIZING THE COUNTY TO SOLICIT BONDHOLDER CONSENT TO PROPOSED AMENDMENTS TO THE SEWER 1985 GENERAL BOND RESOLUTION** (2:38 p.m.)

- (R) On motion by Supervisor Gross, seconded by Chairman McKay, and carried by unanimous vote, the Board concurred in the recommendation of staff and:
- Adopted a Resolution approving the form of proposed amendments to the Sewer 1985 General Bond Resolution
 - Authorized the County to solicit bondholder consent to the amendments
29. **A-4 - APPROVAL OF AN AMENDMENT TO THE AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR THE IMPLEMENTATION OF THE FAIRFAX COUNTY PARKWAY AT POPES HEAD ROAD INTERCHANGE PROJECT (SPRINGFIELD DISTRICT)** (2:40 p.m.)
- (R) Supervisor Herrity moved that the Board concur in the recommendation of staff and authorize the Director of the Department of Transportation to amend a Project Administration Agreement with the VDOT for the development of the Fairfax County Parkway at Popes Head Road Interchange Project. Supervisor Alcorn seconded the motion and it carried by unanimous vote.
30. **I-1 - FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) FEE SCHEDULE** (2:41 p.m.)
- (BAC) The Board next considered an item contained in the Board Agenda, presenting the Fairfax-Falls Church CSB Fee Schedule.
31. **RECESS/CLOSED SESSION** (2:41 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. *Claim and Demand of Sentry Select Insurance Company as subrogee of Powerride Motorsports, Inc., and Cycles, Inc., dba Coleman Powersports from a rain event on July 8, 2019*
2. *David Berry, Carol A. Hawn, Helen H. Webb, Adrienne A. Whyte v. Board of Supervisors of Fairfax County, Case No. CL-2021-0003366 (Fx. Co. Cir. Ct.) (Countywide)*
3. *Anthry Raul Milla v. PFC McComas and PFC D. Brown, Case No. 1:20-cv-694 (E.D. Va.)*
4. *Lamonta Gladney v. Tyler Tyan Timberlake, Case No. 1:21-cv-287 (E.D. Va.)*
5. *County of Fairfax, Virginia, ex rel. Joseph A. Glean v. Fairfax County Board of Supervisors, Case No. CL-2021-0004227 (Fx. Co. Cir. Ct.)*
6. *Joseph A. Glean v. Fairfax County Board of Supervisors, Case No. GV21- 004904 (Fx. Co. Gen. Dist. Ct.)*
7. *Declaratory Judgment Action Pending in State Corporation Commission filed by T-Mobile Northeast (Case No. PST-2019-00010)*
8. *Mathieu Ghirardo v. Jarryd Blackford, Case No. GV21-003151 (Fx. Co. Gen. Dist. Ct.)*
9. *Vijai part Parthiban Ekkadu Pattu, by GEICO, subrogee v. Enoch Green, Case No. GV21-004748 (Fx. Co. Gen. Dist. Ct.)*
10. *Allstate Insurance Company a/s/o Adam Kamran v. Fairfax County Police Dept. and Todd Owens, Case No. GV21-004713 (Fx. Co. Gen. Dist. Ct.)*
11. *Rodger E. Perkins v. Fairfax County Police Dept., Case No. GV21-005011 (Fx. Co. Gen. Dist. Ct.)*
12. *Hannah Lee v. Lauren Yeung and Fairfax County, Case No. GV21-003698 (Fx. Co. Gen. Dist. Ct.); Hee Yun Lee v. Lauren Yeung and Fairfax County, Case No. GV21-003699 (Fx. Co. Gen. Dist. Ct.)*

13. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Tuyen Quang Huynh and Minh Nha Thanh Nguyen*, Case No. GV21-005600 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
14. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Edgardo Rodriguez and Izumi E. Guzman*, Case No. GV21-006105 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
15. *Leslie B. Johnson, Fairfax County Zoning Administrator, and Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Scorpion Floors, Inc.*, Case No. CL-2020-0019932 (Fx. Co. Cir. Ct.) (Dranesville District)
16. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. 300 Beverly Road, LLC*, Case No. CL-2021-0005289 (Fx. Co. Cir. Ct.) (Hunter Mill District)
17. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Izzet Burak Temel*, Case No. GV21-005601 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
18. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Lazaro Villatoro and Maria Lazo*, Case No. CL-2021-0005288 (Fx. Co. Cir. Ct.) (Lee District)
19. *Brian F. Foley, Building Official for Fairfax County, Virginia v. 3SELS Properties, LLC*, Case No. GV21-005233-00 (Fx. Co. Gen. Dist. Ct.) (Mason District)
20. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Rosa E. Coreas*, Case No. GV21-005234 (Fx. Co. Gen. Dist. Ct.) (Mason District)
21. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Douglas E. Larios and Alexandria J. Larios*, Case No. GV21-005238 (Fx. Co. Gen. Dist. Ct.) (Mason District)
22. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Juan Carlos Rojas-Lujan*, Case No. GV21-005239 (Fx. Co. Gen. Dist. Ct.) (Mason District)

23. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Ramon Tobias Rodriguez Romero*, Case No. GV21-005605 (Fx. Co. Gen. Dist. Ct.) (Mason District)
24. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Ghalib Shaukat Sethi and Zaryab W. Sethi*, Case No. GV21-005604 (Fx. Co. Gen. Dist. Ct.) (Mason District)
25. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Richard A. Cauthers, Jr. and R C Company, LLC*, Case No. CL-2021-0001874 (Fx. Co. Cir. Ct.) (Mount Vernon District)
26. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Armstrong, Green and Embrey, Inc.*, Case No. GV21-005230 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
27. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Charbel C. Markoul and Rita A. Douaihy*, Case No. GV21-005232 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
28. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Brian W. Sherfey and Emily B. Sherfey*, Case No. CL-2020-0002028 (Fx. Co. Cir. Ct.) (Sully District)
29. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Samuel A. Velasquez*, Case No. CL-2019-0002543 (Fx. Co. Cir. Ct.) (Sully District)
30. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Tajinder K. Sharma and Barjinder Kumar*, Case No. GV21-005603 (Fx. Co. Gen. Dist. Ct.) (Sully District)
31. *Elizabeth Perry, Property Maintenance Code Official for Fairfax County, Virginia v. Asrat Betew Lulu*, Case Nos. GV21-005576 and GV21-005577 (Fx. Co. Gen. Dist. Ct.) (Sully District)
32. *Brian F. Foley, Building Official for Fairfax County, Virginia v. Arash Saffari Ashtianti and Nahal Mousavi*, Case No. GV21-005602 (Fx. Co. Gen. Dist. Ct.) (Sully District)

33. *Board of Supervisors of Fairfax County v. Mr. Bubbles Power Washing Services, LLC*, Case No. GV21-005128 (Fx. Co. Gen. Dist. Ct.) (Lee District)
34. *Board of Supervisors of Fairfax County v. H.K. Lee Academy of Tae Kwon Do*, Case No. GV21-004451 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
35. *Board of Supervisors of Fairfax County v. Samson Companies, LLC*, Case No. GV21-004452 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
36. *Board of Supervisors of Fairfax County v. Simpson Garage Doors*, Case No. GV21-004942 (Fx. Co. Gen. Dist. Ct.) (Sully District)

And in addition:

1. As permitted by Virginia Code Section 2.2-3711(A)(1), personnel discussion regarding the processing by specific current employees of particular employment related applications and inquiries, as well as potential appointments to the Board of Zoning Appeals.

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

At 5:32 p.m., the Board reconvened their electronic meeting with all Members being present, and with Chairman McKay presiding.

ACTIONS FROM CLOSED SESSION

32. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (5:32 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 Alcorn seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting "AYE."

33. **MOTION DENYING THE CLAIM AND DEMAND OF SENTRY SELECT INSURANCE COMPANY, AS SUBROGEE OF POWERRIDE MOTORSPORTS, INC. AND CYCLES, INC.** (5:33 p.m.)

Supervisor Gross moved that the Board deny the claim and demand of Sentry Select Insurance Company, as subrogee of Powerride Motorsports, Inc., and Cycles, Inc.,

d/b/a Coleman Powersports, from a rain event on July 8, 2019, on the terms and conditions discussed with the County Attorney in Closed Session. Chairman McKay seconded the motion and it carried by unanimous vote.

34. **APPOINTMENTS TO THE FAIRFAX COUNTY BOARD OF ZONING APPEALS** (5:34 p.m.)

(APPTS) Supervisor Gross moved that the Board, in response to a letter from the Fairfax County Circuit Court to the County Attorney dated April 21, 2021, concur in the appointment of Ms. Rebeccah Ballo and Mr. Donte Tanner to the Fairfax County Board of Zoning Appeals. Chairman McKay seconded the motion and it carried by unanimous vote.

KK:kk

35. **3:30 P.M. – PUBLIC HEARING ON SPECIAL EXCEPTION APPLICATION SE 2020-DR-012 (TRI-STATE CHAIN BRIDGE, LLC) TO PERMIT AN INDEPENDENT LIVING FACILITY, LOCATED ON APPROXIMATELY 3.23 ACRES OF LAND ZONED R-3 (DRANESVILLE DISTRICT)** (5:35 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 April 16 and April 23, 2021.

This property is located at 1638 and 1642 Chain Bridge Road, McLean, 22101. Tax Map 30-3 ((1)) 53A and 53B.

Gregory Riegle, Agent, McGuireWoods LLP, reaffirmed the validity of the affidavit for the record.

Kelly Posusney, Planner, Zoning Evaluation Division, Department of Planning and Development, gave a 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 five speakers, Ms. Posusney presented the staff and Planning Commission recommendations.

Following a query by Supervisor Foust, Mr. Riegle confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated May 3, 2021.

Supervisor Foust moved approval of:

- Special Exception Application SE 2020-DR-012, subject to the proposed development conditions dated May 3, 2021
- Modification to the 50-foot required yard setback per Paragraph 11A of Section 9-306 of the Zoning Ordinance in favor of that shown on the SE Plat
- Modification to the transitional screening requirement along a portion of the northern lot line to permit a two-thirds reduction of the screening yard, with the addition of a seven-foot-tall architectural block wall
- Modification of the transitional screening requirement along all property lines to use existing vegetation and additional supplemental native vegetation as depicted on the SE Plat
- Waiver of the barrier requirement along all lot lines, except for the portion along the northern lot line where a wall is depicted on the SE Plat
- Modification of the Public Facilities Manual (PFM) requirement for a five-foot-wide sidewalk along the Chain Bridge Road frontage, in favor of the eight-foot-wide major trail shown on the SE Plat

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

36. **3:30 P.M. – PUBLIC HEARING ON, AND APPROVAL OF, THE PROPOSED SALE OF SEWER REVENUE BONDS, 2021A AND SEWER REVENUE REFUNDING BONDS, SERIES 2021B** (6:07 p.m.)

(Rs) 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 April 16 and April 23, 2021.

Shahram Mohsenin, Director, Wastewater Planning and Monitoring Division, Department of Public Works and Environmental Services, presented the staff report.

Following the public hearing, Supervisor Gross moved approval of the Resolution authorizing the issuance of Sewer Revenue Bond Series 2021A in the maximum principal amount of \$245 million. Chairman McKay seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

Supervisor Gross further moved approval of the Resolution authorizing the issuance of Sewer Revenue Refunding Bond Series 2021B in the maximum principal amount of \$300 million. Chairman McKay seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

37. **4 P.M. – PUBLIC HEARING TO SUBLEASE ELLMORE FARMHOUSE AT 2739 WEST OX ROAD IN CONNECTION WITH THE RESIDENT CURATOR PROGRAM (HUNTER MILL DISTRICT) I** (6:17 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 April 16 and April 23, 2021.

Michael Lambert, Assistant Director, Facilities Management Department, presented the staff report.

Following the public hearing, Supervisor Alcorn moved that the Board authorize staff to prepare and execute all documentation necessary to sublease the Ellmore Farmhouse property located at 2739 West Ox Road and identified by Tax Map 0251-01-0030 to the proposed Resident Curator, Service Source, Inc. Supervisor Lusk and Chairman McKay jointly seconded the motion and it carried by unanimous vote.

38. **4 P.M. - PUBLIC HEARING ON A PROPOSAL TO VACATE AND ABANDON A PORTION OF NICOTINE TRAIL (MOUNT VERNON DISTRICT)** (6:21 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 March 26 and April 12, 2021.

Jeffrey Edmondson, Transportation Planner, Department of Transportation, presented the staff report.

Discussion ensued with input from Mr. Edmondson regarding:

- The County’s process for evaluating and vacating a roadway
- How the community is involved, notified, and contacted
- Whether there is a site survey by staff and what was observed at this site
- Whether there is any public use of the site being vacated

- Whether moving forward with this vacation and abandonment sets a precedence for any future vacation or abandonment of any other road or County-owned property in this area

Following the public hearing, Supervisor Storck moved that the Board adopt the order for abandonment, and Ordinance for vacation for the subject right-of-way.

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

39. **BOARD ADJOURNMENT** (6:31 p.m.)

At 6:31 p.m. the Board adjourned.