



CLERK'S BOARD SUMMARY

REPORT OF ACTIONS OF THE FAIRFAX COUNTY BOARD OF SUPERVISORS

**TUESDAY
June 7, 2022**

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BV:bv

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, June 7, 2022, at 9:34 a.m., there were present:

- Chairman Jeffrey C. McKay, presiding
- Supervisor Walter Alcorn, Hunter Mill District
- Supervisor John W. Foust, Dranesville District
- Supervisor Penelope A. Gross, Mason District
- Supervisor Rodney Lusk, Lee District
- Supervisor Dalia A. Palchik, Providence District
- Supervisor Kathy L. Smith, Sully District
- Supervisor James Walkinshaw, Braddock District

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

Supervisor Patrick S. Herrity, Springfield District, arrived at 12 noon.

Supervisor Daniel G. Storck, Mount Vernon District, arrived at 12:09 p.m.

BOARD MATTERS

1. **LATE ARRIVAL OF MOUNT VERNON DISTRICT SUPERVISOR STORCK AND SPRINGFIELD DISTRICT SUPERVISOR HERRITY**
(9:34 a.m.)

Chairman McKay announced that Supervisor Storck and Supervisor Herrity would be arriving later in the meeting because they were attending high school graduation ceremonies.

2. **MASKS OPTIONAL** (9:35 a.m.)

Chairman McKay stated that masks are now optional for employees and visitors in County facilities, except for those where health or medical services are provided. It is up to an individual's comfort level to make that decision for themselves, given the status of COVID-19 in the County.

3. **MOMENT OF SILENCE** (9:36 a.m.)

Chairman McKay stated that he was struggling to find words to even reconcile the murders of 21 people, including 19 children, that occurred two weeks ago in Uvalde, Texas – the same day the Board proclaimed “*Gun Violence Awareness Day*” in Fairfax County. As a parent of two, he expressed that he was heartbroken for so many families, especially the children involved in the shooting. Tragically, many additional mass shootings have occurred since that one. He asked to keep all victims of gun violence in thoughts and prayers.

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

- Art Walsh, who passed away recently. He founded Walsh Colucci Lubeley and Walsh PC in 1983 and spent a great deal of time in the Board Auditorium, not just as a land use attorney but as an advocate for many causes in the County; he was a philanthropist; and was instrumental in many mixed-use and transit-oriented zoning approvals in both Arlington and Fairfax
- John Schoeberlein, who passed away recently. For 26 years he served as the Vienna Town Manager. Over the course of his two-and-a-half decades of service, he balanced 26 budgets, attended more than 500 Town Council meetings and work sessions, raised the Town's bond rating to AAA, and oversaw tremendous change during his tenure as Town Manager
- Phayu, who passed away last week after a long illness. He was a Fairfax County Urban Search and Rescue (USAR) Team canine. For

eight years he was deployed worldwide including to Haiti and Nepal following massive earthquakes, to the Bahamas, and across the US to help with hurricane response. The Board thanks him for his service and extends condolences to the USAR Team

- Eileen Garnett, who recently succumbed to the injuries she sustained from a pedestrian accident, which was noted at the Board's last meeting. She was a pillar in Annandale and founded the Annandale Beautification Committee which later became the Annandale Business District Planning Committee
- Daniela Betancourt, who passed away recently. She was involved in a hit-and-run accident as she was crossing Little River Turnpike at Oasis Drive while crossing with a pedestrian activated signal. More needs to be done about pedestrian safety and drivers who are not paying attention
- Wayne Robert "Bob" Schreiner, who passed away recently. He was active in the Civic Association; had quite a lengthy federal government career; but was well known for his activities in Sleepy Hollow Woods – quite a wine and cheese connoisseur – he would go to Europe and bring back wonderful wines and cheeses for the Sleepy Hollow Woods annual event
- Samuel McCutchen, who passed away recently, shortly before his 94th birthday. He lived in the greater Wilton Woods for over 50 years; was an endearing and caring person who resurrected the long-dormant greater Wilton Woods Civic Association in 2000; served as President of the Association for seven years and remained active for many years thereafter. He was the Lord Fairfax Honoree for Lee District in 2011 and received the Lee District Citizenship Award in 2008
- Stephen McLaughlin, who passed away recently. He was the Lord Fairfax Honoree for Providence District in 2016; served as a member of the Athletic Council for almost three decades; advised the Board on many matters related to County sports; served as Chairman of the Athletic Council for many years and was also a vital member of the task force to bring turf fields to the County. He was also director and past President of the Le Grand Pool and Tennis Club in Falls Church, an active member of the Potomac Appalachian Trail Club and was recognized for his outstanding volunteerism

AGENDA ITEMS

4. **PROCLAMATION DESIGNATING JUNE 19, 2022, AS “JUNETEENTH” IN FAIRFAX COUNTY** (9:53 a.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Gross and moved approval of the Proclamation designating June 19, 2022, as "*Juneteenth*" in Fairfax County. Supervisor Lusk seconded the motion and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

Vice-Chairman Gross returned the gavel to Chairman McKay.

5. **PROCLAMATION DESIGNATING JUNE 2022 AS “FATHERHOOD AWARENESS MONTH” IN FAIRFAX COUNTY** (10:10 a.m.)

Supervisor Alcorn moved approval of the Proclamation designating June 2022 as “*Fatherhood Awareness Month*” in Fairfax County. The motion was multiply seconded, and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

6. **PROCLAMATION DESIGNATING JUNE 2022 AS “LESBIAN, GAY, BISEXUAL, TRANSGENDER, QUEER OR QUESTIONING (LGBTQ+) PRIDE MONTH” IN FAIRFAX COUNTY** (10:20 a.m.)

Supervisor Foust moved approval of the Proclamation designating June 2022 as “*Lesbian, Gay, Bisexual, Transgender, Queer or Questioning (LGBTQ+) Pride Month*” in Fairfax County. The motion was multiply seconded, and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

DMS:dms

ADDITIONAL BOARD MATTERS

7. **SPOTLIGHT BY STARLIGHT FREE SUMMER CONCERTS** (10:40 a.m.)

Supervisor Gross stated that one of the most popular summertime activities in the County is the free concert series in its parks. Mason District Park has hosted a regular summer series since 1991, and one can attend a free live musical performance nearly every night of the week somewhere in the County.

In the Mason District, two concerts series are held: on Saturday nights, the international program features music and dance from around the world, with a lot of audience participation, at Ossian Hall Park, across the street from Annandale High School. This summer features Andean, Bavarian, Vietnamese, and, for the first time, Togolese performances, among others. You can bring a blanket or a lawn chair and enjoy live performances with your neighbors.

At the Newton Edwards Amphitheatre at Mason District Park, which performers say is the best venue in the County, Spotlight by Starlight concert begins on Friday,

June 17, 2022, at 7:30 p.m. and continues Wednesdays, Fridays, and Sundays through August 21, 2022. This summer the County will welcome Tom Paxon, the Army Blues, Little Red and the Renegades, Flamenco dance, the Washington Balalaika Orchestra, and the Navy Cruisers, among others. Saturday morning children shows will begin on June 18, 2022, at 10 a.m. with 123 Andres, a very popular bilingual show. Puppet shows, magic, and sing-a-longs will happen all summer long and it is all free!

The free concert series in the parks are presented in partnership with the Fairfax County Park Authority and many sponsors, including Dominion Energy, Transurban, the Virginia Commission on the Arts and, in Mason District, the Friends of Mason District Park.

Supervisor Gross stated that all Districts have free summer concerts, and therefore, Supervisor Gross asked unanimous consent that the Board direct the Office of Public Affairs to publicize the concert schedules, not just at the beginning, but throughout the summer. Without objection, it was so ordered.

8. **CERTIFICATE OF RECOGNITION REQUEST FOR WYNNE BUSMAN**
(10:42 a.m.)

Supervisor Gross stated that Wynne Busman, the Executive Director of the Infant Toddler Family Day Care is retiring after serving for decades in a career that serves children and their families.

Therefore, Supervisor Gross asked unanimous consent that the Board applaud Wynne Busman for her enduring commitment to supporting children and their families, and direct staff to prepare a Certificate of Recognition, to be signed by the Chairman and Mason District Supervisor, for presentation out of the Board Room. Without objection, it was so ordered.

9. **CERTIFICATE OF RECOGNITION REQUEST FOR THE VIRGINIA RAILWAY EXPRESS (VRE)** (10:43 a.m.)

Supervisor Walkinshaw stated that the VRE is a joint project of the Northern Virginia Transportation Commission and the Potomac and Rappahannock Transportation Commission and provides safe, accessible, reliable, and comfortable commuter-oriented rail passenger service from the County and its neighboring jurisdictions into Alexandria, Arlington, and downtown Washington, D.C.

VRE is celebrating its 30th anniversary this year. Former Supervisor and Chairman Sharon Bulova was instrumental in the creation and growth of VRE, serving for many years in the leadership of the Operations Board to establish VRE as a premier service in the region. The Manassas Line opened operations on June 22, 1992, and the Fredericksburg Line on July 20, 1992, with 16 trains covering 16 stations serving 5,800 daily passengers. By 2020, that had grown to 30 trains serving 19

stations, carrying approximately 20,000 passengers a day. VRE has five stations located in the County. VRE continues to contribute to the economic development of the County and other member jurisdictions. It has been estimated that VRE carries the equivalent of one lane of traffic on both I-66 and I-95, providing congestion relief as an integral part of a balanced, intermodal regional transportation system.

Therefore, jointly with Chairman McKay, Supervisor Alcorn, and Supervisor Storck, Supervisor Walkinshaw asked unanimous consent that the Board direct staff to prepare a Certificate of Recognition for the VRE, in recognition of its 30th anniversary, to be presented this summer in the Board auditorium. Without objection, it was so ordered.

10. **BRADDOCK BARK PET FESTIVAL (BRADDOCK DISTRICT)**
(10:45 a.m.)

Supervisor Walkinshaw announced that the inaugural Braddock Bark will take place on June 12, 2022, at Lake Accotink Park, giving residents and their pets a chance to enjoy special programs and activities. He invited the community to attend the event.

11. **COYOTE ATTACKS IN LAKE ACCOTINK PARK (BRADDOCK DISTRICT)** (10:46 a.m.)

Supervisor Walkinshaw announced that there were recent coyote attacks that occurred in Lake Accotink Park. He stated that the park was closed temporarily. He thanked staff for their effort in locating the coyote and preventing additional attacks from occurring.

12. **NO BOARD MATTERS FOR SUPERVISOR FOUST (DRANESVILLE DISTRICT)** (10:48 a.m.)

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

13. **CAMPUS COMMONS PEDESTRIAN IMPROVEMENTS (HUNTER MILL DISTRICT)** (10:48 a.m.)

Supervisor Alcorn stated that on October 15, 2019, the Board approved Rezoning Application RZ 2017-HM-018 – Campus Commons LLC – to entitle a mixed-use development at the northeast corner of Wiehle Avenue and Sunrise Valley Drive. As part of this application, the developer, TF Cornerstone, proffered to provide pedestrian improvements for a crossing of Wiehle Avenue at the eastbound Dulles Toll Road ramps at the northwest corner of the site. Due to community concerns about the safety of the proposed at-grade crossing, the proffers envisioned the formation of a group to study three proposed pedestrian overpasses, as well as any alternative crossings identified by the study group. The study group was also to review an evaluation of a separate proposed at-grade crosswalk across Wiehle

Avenue. The study group held 15 meetings from December 2019 to August 2021. The results of the study group's efforts include a summary of findings along with individual comments and perspectives from members of the study group. The study group members were asked to identify crossing types they would support and were given the option to select multiple crossing alternatives. The study group findings included:

- Zero percent support for any of the three overpass options proffered by the applicant
- Zero percent support for the at-grade crosswalk across Wiehle Avenue at the Dulles Toll Road as shown on Sheet C-7 of the Comprehensive Development Plan
- 59 percent support for an alternative crossing option of an enhanced at-grade pedestrian crosswalk associated with a more multimodal approach and potential road diet
- 71 percent support for an alternative crossing option of an underpass, recognizing there may be cost implications with this alternative

On September 14, 2021, the Board approved a Board Matter and directed staff to conduct a study of the Wiehle Avenue corridor between Sunrise Valley Drive and the Washington and Old Dominion Trail to evaluate opportunities to improve multimodal access and mobility. This study will consider mobility along both sides of Wiehle Avenue, with a particular focus on the Dulles Toll Road overpasses and its approaches. This study is fully funded and should begin six months after the opening of Phase 2 of the Dulles Corridor Metrorail Project.

Also on September 14, 2021, the Board accepted the findings of the Wiehle Avenue Study Group for review. Consistent with the timeline specified, the Board must now determine the most appropriate pedestrian crossing option proposed with the Campus Commons LLC application.

Therefore, Supervisor Alcorn moved that the Board, in accordance with the approved proffer statement for Rezoning Application RZ 2017-HM-018, determine that the developer provide:

- A cash contribution of \$1.650 million toward an alternative crossing option to be determined by the Board. The alternative crossing option should be further refined through the forthcoming Wiehle Avenue corridor study in coordination with future designs and nearby crossings of Wiehle Avenue
- An at-grade crossing of Wiehle Avenue at the Dulles Toll Road eastbound ramps only if such an improvement can be achieved

through an enhanced multimodal design that demonstrates acceptable operational conditions and incorporates pedestrian safety measures in coordination with the Virginia Department of Transportation, the Fairfax County Department of Transportation, and his office. The at-grade crossing should:

- Address documented concerns raised by the community through the Wiehle Avenue Crossing Study Group about the design of the at-grade crosswalk to ensure that this improvement is designed to be aesthetically-pleasing, highly efficient, safe, and accessible for all users
- Be provided in conjunction with pedestrian accommodations along the east side of Wiehle Avenue across the Dulles Toll Road over

Supervisor Gross seconded the motion. Discussion ensued, with input from Beth Teare, County Attorney, regarding the Board's legal authority pertaining to proffers and the current timeline for this pedestrian improvement.

Supervisor Gross asked unanimous consent that the Board defer action on this item until later in the meeting. Without objection, it was so ordered.

(NOTE: Later in the meeting, Supervisor Alcorn requested to remove this Board Matter from Board consideration. See Clerk's Summary Item #37.)

14. **REVIEW OF ENFORCEMENT PROGRAM FOR FAIR HOUSING**
(10:57 a.m.)

Supervisor Alcorn stated that it is County policy to provide housing throughout the County, regardless of race, color, sex, religion, national origin, marital status, familial status, disability, sexual orientation, gender identity, elderliness, military status, or source of funds. To determine whether laws barring housing discrimination are being violated, the Fairfax Office of Human Rights and Equity Programs (OHREP) collects housing discrimination data through its fair housing testing program. In 2019, the County entered into a contract with the Equal Rights Center (ERC) to provide email, phone, and in-person testing services in the rental, lending and sales housing markets. Through the course of the contract, from June 2019 to March 2021, the ERC conducted and analyzed 122 tests in the County. These tests were done based on race, national origin and disability. The Fairfax County Human Rights Commission recently provided a summary of the results of these tests in the Fair Housing Rental, Sales, Lending Testing Report.

The rental tests showed housing providers were more likely to give white testers more detailed information, respond more frequently to their messages and offer more favorable terms than to their matched pair counterparts. It was also clear that

certain housing providers lack the training to provide the same level of treatment to deaf individuals as they do to hearing individuals.

The numbers reported for the lending and sales markets were more troubling. They clearly show that historical practices of segregating neighborhoods through steering or offering no or less favorable loans to black individuals is still very much an issue today.

Therefore, Supervisor Alcorn moved that the Board direct OHREP review its enforcement program and provide the Board with a plan to enhance its education and training activities that includes an ongoing review of the effectiveness of these activities. Supervisor Lusk seconded the motion.

Discussion ensued regarding the involvement of the Metropolitan Washington Council of Governments (COG) and its regional efforts regarding this issue.

Supervisor Foust asked to amend the motion that the Board direct staff to prepare a Not in Package (NIP) item addressing what is currently being done and how this differs from COG's efforts. This was accepted.

Discussion continued regarding fair housing and the NIP item, with input from Bryan Hill, County Executive, regarding possibly including the County's delegation.

Following further discussion regarding fair housing and adding this issue to an upcoming Housing Committee meeting, the question was called on the motion, as amended, and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

15. **RED FLAG COMMUNICATIONS** (11:13 a.m.)

Supervisor Lusk stated that the Virginia's Emergency Substantial Risk Order (ESRO) law, commonly referred to as a "red flag law," went into effect on July 1, 2020. Virginia was the 19th State to enact such legislation.

A County Red Flag Law Strategic Communications Committee was established in 2021 and public engagement is ongoing. Committee members include staff from the offices of the Chairman and Board, Office of Public Affairs (OPA), Fairfax-Falls Church Community Services Board, Police Department, County Attorney's Office, Fairfax Commonwealth's Attorney, Channel 16 and gun violence prevention nonprofit, SaferCountry.org.

One of the initial efforts of the Committee was the creation of common message campaign and a logo, which was designed in both English and Spanish.

A December 13, 2021, kick-off event shared impactful stories with the media and County residents about how the ESRO law could be used to prevent gun violence

and served as a call to action for the community to contact authorities who can act quickly to prevent tragedies. In conjunction with the media event, the County launched a webpage (www.fairfaxcounty.gov/topics/red-flag) to serve as the County's resource hub for Red Flag Law information.

A dedicated campaign slogan "Speak Up" has been developed and is consistent through all the branding and hash tags associated with the campaign. The event led to multiple impactful media reports/stories. It was also livestreamed to several County Facebook pages and later uploaded to the County's YouTube channel. In the first four days the video had over 2,700 views. Numerous other social media posts were shared on County accounts, including two social posts on the County's Spanish Facebook page. In addition, tweets have yielded more than 20,000 impressions on Twitter to date.

Supervisor Lusk shared the following ongoing efforts related to the Red Flag Law:

- Channel 16 is producing a "County Magazine" segment with Police Domestic Violence Detective Amanda Paris. This is the first in a series highlighting aspects of the Red Flag Law
- The Office of Public Affairs (OPA) is designing posters in both English and Spanish to distribute to County agencies, Board offices and the community, promoting the Red Flag Law
- OPA is also designing a poster campaign specifically for display on Connector buses, in both English and Spanish
- OPA published a story, "Resources Available to Help Prevent Gun Violence" in May on NewsCenter (www.fairfaxcounty.gov/news) highlighting the Red Flag Law along with multiple County resources. The related Facebook post received 25,000 impressions while the same post on Nextdoor garnered 34,000 impressions

16. **GUN BUYBACK PROGRAMS** (11:17 a.m.)

Supervisor Lusk stated that this year, there have been more mass shootings in the United States than there have been days. In fact, based on the current trajectory, it's not inconceivable that as a country we could ultimately end up averaging two mass shootings a day before the end of this year.

These statistics, while staggering, do not include accidents, shootings that do not result in injuries, or shootings that results in three or fewer person becoming gunshot victims. They also do not include suicides, which are responsible for approximately 62 percent of gun deaths in the United States.

Firearm deaths across the country are up approximately 13.5 percent, however deaths among children and adolescents are up a staggering 30 percent, making gun violence the leading cause of death for Americans between the ages 1 and 19.

The County has been fortunate to be relatively sheltered from this epidemic of violence and tragedy. However, the comparative safety that County residents enjoy is no accident. It is the result of the values of the community, Board, and the investments that have been made into the County's world class public health and law enforcement systems. Despite these successes, the County cannot afford to be complacent.

While there are historic number of guns in the country – approximately 120 guns for every 100 people—the number of gun owners has been steadily decreasing now for several years. When a gun owner chooses to make their home gun-free, their options for disposing for their firearms are often not readily apparent or limited to self-apparent options such as a private sale—which presents a whole host of accompanying risks and challenges as private gun sales in Virginia only require that the purchaser be a State resident, and either 18 or 21 years of age depending on the type of firearm.

While the Fairfax County Police Department does currently administer a program to take custody of unwanted guns from County residents, the County does not currently have any measures in place to incentivize the surrendering of unwanted firearms or organize coordinated collections.

Gun buyback programs are one tool that has had demonstrated success across the country in providing such incentives. Jurisdictions across the United States have appropriated dollars to such programs or have alternatively partnered with private sector and non-profit partners to provide incentives such gift cards and other commodities in exchange for firearms.

There is no one policy that can prevent all gun violence, but gun buyback programs are one potential option that should be explored in terms of reducing the risk of gun violence in the County.

Therefore, jointly with Supervisor Alcorn, Supervisor Lusk moved that the Board direct staff to:

- Conduct a review of successful gun buyback programs across the United States, with a specific focus on those that have occurred in jurisdictions comparable to the County. The review should focus on programs that have been particularly effective, consider an array of incentives, and highlight private sector and non-profit partners that have been involved in those efforts

- Present the review to the Public Safety Committee this calendar year and include recommendations for the Board to consider regarding the establishment of a gun buyback program in the County

Supervisor Lusk stated that this motion had been prepared in coordination with the Deputy County Executive for Public Safety and Security. As Chair of the Public Safety Committee, he will work with him to ensure that the report date out to the Committee is achievable for staff and in harmony with the Board's existing committee schedule. Supervisor Alcorn seconded the motion.

Supervisor Walkinshaw asked to amend the motion that the Board direct staff to publicize what is currently offered. This was accepted.

Following discussion regarding steps for unwanted weapons, the question was called on the motion, as amended, and it carried by a vote of eight, Supervisor Herry and Supervisor Storck not yet having arrived.

17. **PROCLAMATION REQUEST DESIGNATING SEPTEMBER 2022 AS "EMERGENCY PREPAREDNESS MONTH"** (11:28 a.m.)

Supervisor Lusk stated that this September will mark the 21st anniversary of 9/11 and National Preparedness Month, when the County will join the rest of the nation in ensuring its residents are equipped for any form of emergency in their everyday activities.

National Preparedness Month is an opportunity for residents to become familiar with the hazards they may face and learn what to do before, during, and after an emergency.

The County is grateful for the extraordinary employees at the Department of Emergency Management and Security (DEMS) for the exemplary work they do to keep the County safe.

Among their many services to residents, DEMS curates the Community Emergency Response Guide and Business Disaster Resilience Guide, both of which are designed to help residents be prepared and resilient for any potential emergency or disaster.

Therefore, Supervisor Lusk moved that the Board:

- Direct staff from DEMS and the Office of Public Affairs create a public information package based on the theme of the "2022 National Preparedness Month," which will be distributed among staff and the public
- Recognize the outstanding work done by the DEMS by directing staff to prepare a Proclamation, declaring September 2022 as

“Emergency Preparedness Month” in the County, to be presented at the September 13, 2022, Board Meeting

Chairman McKay seconded the motion and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

18. **NEXT STEPS FOR AN ANCHOR ORGANIZATION IN THE TYSONS COMMUNITY ECONOMIC OPPORTUNITY RESERVE FUNDING**
(11:30 a.m.)

Supervisor Palchik stated that following a robust discussion at the Economic Initiatives Committee on May 17, 2022, the Board expressed support in continuing to move forward with the establishment of an anchor organization for Tysons. Specifically, there was a proposal for an additional expenditure of the existing December 1, 2020, Economic Opportunity Reserve Board nomination to the Tysons Partnership.

As previously discussed, additional work is needed to set the stage for a new community organization for Tysons. The Tysons Partnership has been a tremendous partner for the County over the last decade, and it is time to build on the work they have done to ensure success over the next decades.

More details on the governance and funding model for the organization, as well as the identification of an appropriate name, are in the works. Staff has reached out to Board offices to schedule individual conversations to answer questions and receive additional feedback on the process and ideas shared. The comprehensive documents drafted by the working group have also been shared.

Supervisor Palchik stated that the following work should be initiated as quickly as possible to maintain current momentum, and not delay this important work. The primary tasks are:

- Establish a new nonprofit corporation
- Develop administrative, financial, and personnel management systems
- Create a preliminary action agenda and initial work plan program
- Prepare a communication plan and platform, building off the Tysons Partnership branding effort and previous County investments

Completion of these activities is contingent on final approval of the new organization by the Board but may take several months to complete. To maintain the momentum, it is proposed the Board immediately allocate funding, to not lose time while working toward final Board approval. As the Board will recall, there is a previous Tysons Partnership nomination of up to \$1 million from the Economic

Opportunity Reserve. To date only \$250,000 of this amount has been approved. To facilitate this additional priority work of the Board, it is proposed that another \$125,000 be allocated from the remaining proposed \$750,000 for the purpose of moving this initiative work forward.

Supervisor Palchik stated that a proposed breakdown of the \$125,000 is attached to her written Board Matter. These tasks would be undertaken in cooperation with a County-established implementation task force and a new board of directors for the organization, once established.

Therefore, jointly with Chairman McKay, Supervisor Alcorn, and Supervisor Foust, Supervisor Palchik moved that the Board direct staff to return to the Board with an Action Item on June 28, 2022, for the expenditure of \$125,000 from the Economic Opportunity Reserve to the Tysons Partnership to provide resources for the short-term initiatives, attached to her written Board Matter. Given the previous conversations that have occurred on this nomination in the Committee and at the dais, the motion would also forgo the need to return for further discussion in committee on this expenditure. Chairman McKay and Supervisor Foust jointly seconded the motion and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

19. **APPOINTMENT OF THE HEAD START PROGRAM'S CHIEF FINANCIAL OFFICER (CFO)** (11:38 a.m.)

Supervisor Palchik stated that in May she brought forward a Board Matter requesting approval for the appointment of an Interim Director for the County's Head Start and Early Head Start program and shared that recruitment for a new Chief Financial Officer for the program was underway. As the grantee of both federal grants, Head Start/Early Head Start and Early Head Start Child Care Partnership Grant, the Board serves as the governing body for the Head Start/Early Head Start program in partnership with the Head Start Policy Council. Federal Head Start Performance Standards require the governing body and Policy Council to approve key personnel appointments. This includes approval of both the Head Start Director and Chief Financial Officer positions.

Supervisor Palchik stated that she is pleased to share that Mr. David L. Walker, Jr. has been selected to serve as CFO. As Chairperson of the Board's Health and Human Services Committee and Board liaison to the Head Start Program, Supervisor Palchik stated her request, for Board consideration, the appointment of Mr. Walker to serve as the Head Start program's CFO.

Mr. Walker has worked as a Financial Manager with the State of Vermont in the Department of Vermont Health Access, and most recently has served as Grants Manager with Charleston County Government, Community Development in South Carolina. Mr. Walker has extensive experience with federal financial reporting, subrecipient monitoring, audits and providing training on federal requirements and regulations. He has a Bachelor of Science in Business Administration with a

concentration in management and a minor in statistics. His experience with managing federal grants and working with county and state government as well as his education make him a strong candidate for this position and meets the federal requirements of the Head Start Performance Standards.

As required by the Head Start Performance Standards, the Fairfax County Head Start Policy Council has approved the appointment of Mr. Walker. Therefore, Supervisor Palchik moved that the Board approve the appointment of Mr. David L. Walker, Jr. as Fairfax County's Head Start Program CFO. Supervisor Foust seconded the motion and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

20. **PROCLAMATION REQUEST FOR CAROL JAMESON** (11:40 a.m.)

Supervisor Palchik stated that after more than 35 years of service, developing and overseeing programs that provide access to health care services to underserved communities in Northern Virginia, Ms. Carol Jameson will retire as CEO of HealthWorks later this month. Ms. Jameson has focused on identifying and addressing factors that often negatively impact the ability to access and utilize health care services, such as stigma and poverty.

After earning her Master of Social Work degree in 1987, Ms. Jameson began her career as the first dedicated HIV-AIDS Social Worker at Inova Fairfax Hospital. She was part of the initial team that established what is now the Inova Juniper Program, providing comprehensive services to persons with HIV/AIDS. She then served as the Associate Director of the Northern Virginia Whitman Walker Clinic, providing intensive services to persons with HIV/AIDS. Subsequently, she spent 14 years with Northern Virginia Family Service, a multi-jurisdictional nonprofit organization, where she developed and directed multiple programs that focused on health access. Ms. Jameson returned to her HIV/AIDS work, serving as Executive Director of the Northern Virginia AIDS Ministry (NOVAM), providing prevention and HIV care to adolescents and young adults in Northern Virginia.

In 2011, Ms. Jameson became the Executive Director of Herndon-based Jeanie Schmidt Free Clinic, and worked closely with local community and government leaders and key funders to assess how to take the organization forward to serve the growing number of those in need of care. What resulted was the merger of the Clinic with HealthWorks and the opening in 2012 of the first community health center in Herndon.

HealthWorks of Northern Virginia now serves as the County's partner in community health in the western part of the County and was a critical partner in supporting the community during the pandemic.

Therefore, jointly with Supervisor Foust, Supervisor Palchik asked unanimous consent that the Board direct staff to prepare a Proclamation for Carol Jameson, in recognition of her many years of dedicated service and for the positive impact she

has made in the community, to be presented out of the Board Room. Without objection, it was so ordered.

21. **REQUEST TO SCHEDULE A PUBLIC HEARING FOR SPECIAL EXCEPTION APPLICATION SE 2021-PR-00024, APPLETREE MONTESSORI (PROVIDENCE DISTRICT)** (11:43 a.m.)

Supervisor Palchik stated that the Appletree Montessori, located at 8809 Arlington Boulevard, between Chichester Lane and Barkley Drive, is requesting to increase enrollment from 12 to 24 students. The school has been at this location since 2013. The proposed increase of students does not include any physical expansion to the existing building. The Planning Commission public hearing is scheduled for July 13, 2022. To be able to accommodate more students in the Fall the school is interested in having the proposal come to the Board before the recess.

Supervisor Palchik, noting that the date may have changed very recently, requested to return to this Board Matter later in the meeting.

(NOTE: Later in the meeting, Supervisor Palchik returned to this Board Matter. See Clerk's Summary Item #23.)

22. **PROCLAMATION REQUEST DESIGNATING JULY 16 – 24, 2022, AS "LATINO CONSERVATION WEEK"** (11:45 a.m.)

Supervisor Palchik stated that the County boasts a culturally rich Latinx and Spanish-speaking community. Defensores de la Cuenca, "Defenders of the Watershed," a non-profit dedicated to helping the Latinx community connect with the natural world, proposes a series of events that are designed to engage this community in a wide variety of fun activities to promote health and nature conservation in the County's parks and green spaces. Defensores de la Cuenca along with the support of its partners, Northern Virginia Soil and Water Conservation District, and the Fairfax County Park Authority, are planning activities at the Frying Pan Farm Park, Hidden Oaks Nature Center, Eakin Park and other neighborhood parks to take advantage of the unique features at each of these park locations. This will be a series of free, family-friendly activities for the Latinx community, aligned with national Latino Conservation Week, to increase knowledge of the environment and awareness of environmental issues, increase understanding of the connections between a person's health and the health of the environment, and invite participants to stay engaged and grow in their interest of the environment.

Therefore, jointly with Chairman McKay, Supervisor Alcorn, Supervisor Gross, and Supervisor Storck, Supervisor Palchik asked unanimous consent that the Board direct staff to:

- Prepare a Proclamation designating July 16 – 24, 2022, as "*Latino Conservation Week*" in the County

- Advertise the weeklong series of events exploring the importance of parks and green spaces

Without objection, it was so ordered.

23. **REQUEST TO SCHEDULE A PUBLIC HEARING FOR SPECIAL EXCEPTION APPLICATION SE 2021-PR-00024, APPLETREE MONTESSORI (PROVIDENCE DISTRICT)** (11:43 a.m.)

(NOTE: Earlier in the meeting, Supervisor Palchik began presentation of this Board Matter. See Clerk's Summary Item #21.)

Supervisor Palchik moved that the Board direct the Director of Planning and Development to schedule Special Exception Application SE 2021-PR-00024 for a public hearing before the Board on October 11, 2022. This motion should not be construed as a favorable recommendation by the Board, nor does it relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards. Supervisor Lusk seconded the motion.

Supervisor Palchik reiterated that, as stated earlier, this does not include any physical expansion to the existing building.

The question was called on the motion and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

24. **PROVIDENCE PRESENTS NOTTOWAY NIGHTS (PROVIDENCE DISTRICT)** (11:47 a.m.)

Supervisor Palchik announced that Providence District's summer entertainment series, Nottoway Nights, has now been expanded to be part of Providence Presents, which will have the continued Nottoway Nights on Thursday nights, as well as including a new Wednesday night series in the Graham Road Community Building. It will include music from around the world, including some of the popular groups that have performed in the Mason District and elsewhere. She invited her colleagues and the community to attend the performances.

Chairman McKay noted that the Office of Public Affairs will be publicizing all these opportunities.

25. **RESOLUTION OF RECOGNITION REQUEST FOR ALFRED W. HARRIS** (11:48 a.m.)

Supervisor Smith stated that Juneteenth was made a federal holiday last year and previously, Virginia made it a State holiday. There are several Juneteenth events planned in the County as it has a rich African American history to share and celebrate.

One individual of importance is Alfred William Harris (1853-1920) who grew up on the property that is currently the Bull Run Regional Park. The Harris family was a prominent family in the African American community in south Centreville along Bull Run. Mr. Harris spent his youth at Bull Run during the Civil War and went on to earn a law degree from Howard University. Subsequently, he served on the Alexandria City Council. Mr. Harris moved to Petersburg and was elected to the House of Delegates, where he represented Dinwiddie County for eight years. While a member of the Virginia General Assembly he championed and passed a law that created Virginia State University.

Therefore, Supervisor Smith asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for Alfred W. Harris, to be signed by the Chairman and the Sully District Supervisor, to be presented to the descendants of Mr. Harris at the Juneteenth Commemoration that the Fairfax County Chapter of the National Association for the Advancement of Colored People and NOVA Parks will hold on Saturday, June 18, 2022. Without objection it was so ordered.

26. **UPDATE ON THE COMPREHENSIVE PLAN AMENDMENT RELATED TO NOISE CONTOURS** (11:50 a.m.)

Supervisor Smith stated that the Board authorized the consideration of a Comprehensive Plan Amendment to allow residential uses in the 60-65 noise contours in July 2020. Residential use in the 60-65 contours was already approved for Land Unit J.

Since the time of the authorization, staff has written a white paper and conducted 23 meetings to discuss the amendment. The Planning Commission held its public hearing on May 18, 2022.

Supervisor Smith stated that she has been paying close attention to the many comments and questions received from members of the public, Planning Commissioners and Metropolitan Washington Airports Authority (MWAA) representatives. They have all provided valuable input and feedback to updating the County's Comprehensive Plan to better align it with the long-term land use patterns of the County. This input may also have the added benefits for County residents plagued by existing noise from aircraft operations associated with National Airport.

The Board has the responsibility of balancing the competing interests of long-term economic vitality and pressing housing needs with the need for thoughtful land use planning and zoning that is consistent with long term airport planning and development needs. Dulles Airport is a key economic engine and supporting its success and that of the airlines that serve it, are a major benefit to the community's economic success. Likewise, landowners and developers in the County need a consistent and predictable land use environment that allows them to make

significant capital investments in the community. Homeowners and residents need the assurance that their investment and environment are protected for the future.

Supervisor Smith stated that she is looking forward to the Planning Commission completing its work on this matter and offering recommendations to the Board. The Planning Commission decision-only is scheduled for this Wednesday. Its deliberations and public hearing process has helped to sharpen the focus on this set of issues.

Much of the feedback on the amendment has related to the 2019 MWAA Ultimate Contours. The Board did not adopt those contours which were based on a projected full operational capacity for Dulles with variables that are likely to change over time.

In response to concerns that have emerged during the public outreach on the amendment, Supervisor Smith stated that she is working with staff on a follow-on motion for the Board's June 28, 2022, public hearing on the Plan Amendment, which seeks to find a balanced and thoughtful solution between the County's long-term airport land use compatibility needs in the Sully District and throughout the County and the desire of the Board to maintain the long term sustainability of Dulles.

EBE:ebe

AGENDA ITEMS

27. **ADMINISTRATIVE ITEMS** (11:53 a.m.)

Supervisor Gross moved approval of the Administrative Items. Supervisor Lusk seconded the motion and it carried by a vote of eight, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Walkinshaw, and Chairman McKay voting "AYE," Supervisor Herrity and Supervisor Storck not yet having arrived.

ADMIN 1 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON AMENDMENTS TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 82, MOTOR VEHICLES AND TRAFFIC

- (A) Authorized the advertisement of a public hearing to be held before the Board on **June 28, 2022, at 4 p.m.**, regarding amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic, Sections 82-1-6, 82-6-25, and 82-6-26.

ADMIN 2 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON THE ACQUISITION OF CERTAIN LAND RIGHTS NECESSARY FOR THE CONSTRUCTION OF A PUBLIC CONNECTOR ROAD FROM THE

**DULLES ACCESS ROAD TO THE SCOTT'S CROSSING ROAD
(PROVIDENCE DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 19, 2022, at 4 p.m.**, regarding the acquisition of certain land rights necessary for the construction of the Scotts Run Station North project, in Project 2G40-057-000, Tysons Grid Streets Developer Contributions in Fund 30040, Contributed Roadway Improvements.

**ADMIN 3 – EXTENSION OF REVIEW PERIOD FOR 2232 APPLICATION
(MOUNT VERNON DISTRICT)**

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

| <u>Application Number</u> | <u>Description</u> | <u>New Date</u> |
|-------------------------------|---|-----------------|
| 2232-2022-MV-00001 | Furnace Associates Inc. Overlook Ridge Park Tax Map Numbers 113-1 ((1)) 5A, 113-1 ((1)) 1, 113-3 ((1)) 2, 113-3 ((1)) 4, 113-1 ((1)) 7 and 113-1 ((1)) 8 10001 Furnace Road Lorton, VA Mount Vernon District | July 14, 2022 |

**ADMIN 4 – APPROVAL OF A “WATCH FOR CHILDREN” SIGN AS
PART OF THE RESIDENTIAL TRAFFIC ADMINISTRATION
PROGRAM (RTAP) – DREWLAIN DRIVE (HUNTER MILL DISTRICT)**

- Authorized the installation of one “Watch for Children” sign on Drewlaine Drive (Hunter Mill District) as part of the RTAP
- Directed staff of the Department of Transportation to schedule the installation of the approved “Watch for Children” sign as soon as possible

**ADMIN 5 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON
A PROPOSAL TO VACATE AND ABANDON A PORTION OF
LOISDALE ROAD/ROUTE 789 (LEE DISTRICT)**

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 19, 2022, at 4 p.m.** to consider a proposal to vacate and abandon a portion of Loisdale Road / Route 789.

ADMIN 6 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON A PROPOSAL TO VACATE AND ABANDON A PORTION OF WESTBRANCH DRIVE (PROVIDENCE DISTRICT)

- (A) Authorized the advertisement of a public hearing to be held before the Board on **July 19, 2022, at 4 p.m.** to consider a proposal to vacate and abandon a portion of Westbranch Drive (Providence District).

ADMIN 7 – AUTHORIZATION TO ADVERTISE A PUBLIC HEARING TO CONSIDER A TEMPORARY UNCODIFIED ORDINANCE THAT WILL PROVIDE FOR UP TO A TWO DOLLAR PER-TRIP EMERGENCY TAXICAB FUEL SURCHARGE FROM JUNE 29, 2022, THROUGH DECEMBER 29, 2022

- (A) Authorized the advertisement of a public hearing to be held before the Board on **June 28, 2022, at 4 p.m.** to consider a temporary uncodified ordinance providing for an emergency taxicab fuel surcharge of up to two dollars per-trip, effective June 29 through December 29, 2022.

NS:ns

28. **A-1 – APPROVAL OF FISCAL YEAR (FY) 2022 YEAR-END PROCESSING**
(11:53 a.m.)

On motion of Supervisor Gross, seconded by Chairman McKay, and carried by a vote of seven, Supervisor Smith being out of the room, Supervisor Herrity and Supervisor Storck not yet having arrived, the Board concurred in the recommendation of staff and authorized staff to process payment vouchers for items previously approved and appropriated in FY 2022 for the interim period from July 1, 2022, until the Board approves the *FY 2022 Carryover Review*, which is scheduled for action on October 11, 2022.

29. **A-2 – APPROVAL OF A PARKING REDUCTION FOR METRO WEST – BUILDINGS #6 AND 10 (PROVIDENCE DISTRICT)** (11:54 a.m.)

Supervisor Palchik moved that the Board concur in the recommendation of staff and approve a parking reduction for Metro West – Buildings #6 and #10, pursuant to Paragraph 6.B(1)(a) of Section 6100 of the Zoning Ordinance, based on the site's proximity to mass transit as demonstrated in the parking study #8342-PKS-001, subject to the conditions outlined in Attachment One of the Board Agenda Item. The motion was jointly seconded by Supervisor Foust and Supervisor Lusk. Following a brief discussion regarding the parking reduction, the question was called on the motion and it carried by a vote of seven, Supervisor Smith being out of the room, Supervisor Herrity and Supervisor Storck not yet having arrived.

30. **A-3 – APPROVAL OF REVISIONS TO CHAPTERS 2, 4 AND 14 OF THE PERSONNEL REGULATIONS** (11:55 a.m.)

Supervisor Gross moved that the Board approve the proposed revisions to Chapters 2, 4 and 14 of the Personnel Regulations specified in Attachments One through Three of the Board Agenda Item, noting that the Civil Service Commission reviewed the revisions. Supervisor Lusk seconded the motion and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

31. **A-4 – ADOPTION OF A RESOLUTION APPROVING THE ISSUANCE OF FAIRFAX COUNTY ECONOMIC DEVELOPMENT AUTHORITY (EDA) REVENUE REFUNDING BONDS SERIES 2022 FOR THE BENEFIT OF CONGRESSIONAL SCHOOL, INC. (MASON DISTRICT)** (11:56 a.m.)

(R) Supervisor Gross moved that the Board concur in the recommendation of staff and adopt a resolution approving the issuance of the EDA revenue refunding bonds up to \$10,500,000. The motion was jointly seconded by Chairman McKay and Supervisor Lusk. Following a brief discussion regarding the EDA required public hearing, the question was called on the motion and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

32. **A-5 – BOARD APPROVAL OF THE FAIRFAX COUNTY DEPARTMENT OF TRANSPORTATION’S (DOT) FARE EQUITY ANALYSIS FOR FAIRFAX CONNECTOR FARE CHANGES** (11:57 a.m.)

On motion of Supervisor Alcorn, jointly seconded by Chairman McKay and Supervisor Palchik, and carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived, the Board concurred in the recommendation of staff and approved DOT’s Fare Equity Analysis for the proposed Fiscal Year 2023 Fairfax Connector fare changes which showed no Disparate Impact or Disproportionate Burden.

33. **A-6 – APPROVAL OF A FOURTH AMENDMENT TO A PROJECT FUNDING AGREEMENT FOR COUNTY-FUNDED ROADWAY IMPROVEMENTS TO MULLIGAN ROAD (MOUNT VERNON AND LEE DISTRICTS)** (11:57 a.m.)

(R) On motion of Supervisor Lusk, jointly seconded by Chairman McKay and Supervisor Alcorn, and carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived, the Board concurred in the recommendation of staff and:

- Approved the fourth amendment to the existing agreement between the County and Virginia Department of Transportation, and the U.S. Department of Transportation, Eastern Federal Lands Highway Division

- Adopted a resolution authorizing the Director of the Department of Transportation to execute the Fourth Amendment to the Federal Highway Administration Agreement on behalf of the County

34. **A-7 – AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE DULLES AREA TRANSPORTATION ASSOCIATION (DATA) RELATED TO TRANSPORTATION DEMAND MANAGEMENT (TDM) (DRANESVILLE, HUNTER MILL, AND SULLY DISTRICTS)** (11:58 a.m.)

On motion of Supervisor Alcorn, seconded by Supervisor Smith, and carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived, the Board concurred in the recommendation of staff and authorized the Director of the Department of Transportation to enter into an MOU between DATA and the County to formalize roles in implementing TDM strategies.

35. **A-8 – APPROVAL OF PROJECT AGREEMENTS BETWEEN THE VIRGINIA DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION (DRPT) AND FAIRFAX COUNTY FOR FISCAL YEAR (FY) 2022 TRANSIT CAPITAL ASSISTANCE GRANT FUNDS** (11:59 a.m.)

On motion of Supervisor Alcorn, seconded by Supervisor Lusk, and carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived, the Board concurred in the recommendation of staff and authorized the Director of the Department of Transportation to sign four Project Agreements between DRPT and the County for FY 2022 transit capital assistance grant funds.

EBE:ebe

36. **I-1 – CERTIFICATION OF CONSISTENCY - FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) MOVING TO WORK PLAN FOR FISCAL YEAR (FY) 2023 AND FAIRFAX COUNTY CONSOLIDATED PLAN** (11:59 a.m.)

The Board next considered an item contained in the Board Agenda announcing that the County Executive will sign the Certification of Consistency with the Consolidated Plan and provide it to the FCRHA for inclusion in the Moving to Work Plan for FY 2023 to be submitted to the U.S. Department of Housing and Urban Development.

DMS:dms

ADDITIONAL BOARD MATTER

37. **CAMPUS COMMONS PEDESTRIAN IMPROVEMENTS (HUNTER MILL DISTRICT)** (12:01 p.m.)

(NOTE: Earlier in the meeting, the Board deferred action on this item until later in the meeting. See Clerk's Summary Item #13.)

Supervisor Alcorn pulled this Board Matter from Board consideration and stated that he would bring it back before the Board at its meeting on June 28, 2022.

AGENDA ITEMS

38. **RECESS/CLOSED SESSION** (12:01 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 Section 2.2-3711(A) (1).
- (b) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Virginia Code Section 2.2-3711(A) (3).
- (c) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, and consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to Virginia Code Section 2.2-3711(A) (7).
 1. *Pomeroy/Clark I, LLC, Assets Capital, LLC, and The Pomeroy Companies Inc. v. Fairfax County, Virginia and Board of Supervisors of Fairfax County, Virginia*, Case No. CL-2021-0014108 (Fx. Co. Cir. Ct.) (Dranesville District)
 2. *Jonate Williams v. Fairfax County*, Case No. 1:21-cv-00598 (E.D.Va.)

3. *Fairfax County Board of Supervisors v. Shoosmith Brothers, Inc. and Duffield Hauling, Inc.*, Case No. CL-2020-0016000 (Fx. Co. Cir. Ct.)
4. *Jane Doe v. Michael O. Barbazette, Jason J. Mardocco, James Baumstark, Vincent Scianna, Edwin C. Roessler, Fairfax Police Officers ##3-10, and Fairfax County, Virginia*, Case No. 1:21-cv-1150 (E.D. Va.)
5. *Ebony Lashay Smith, a/k/a Ebony Manns-Smith v. Fairfax County Department of Family Services*, Record No. 210991 (Va. Sup Ct.)
6. *Stephen Bernarde Odoms v. Fairfax County Department of Family Services*, Record No. 0624-22-4 (Va. Ct. App.)
7. *Orayl Dale Vonte Ingram v. Fairfax County Department of Family Services*, Record No. 1289-20-4 (Va. Ct. App.)
8. *Tyson's Corner Hotel Plaza, LLC v. Fairfax County*, Case No. CL-2021-0017755 (Fx. Co. Cir. Ct.)
9. *Qadeer Manj v. Thomas Mey*, Case No. GV21-012087 (Prince William Co. Gen. Dist. Ct.)
10. *Jay Riat, Building Official for Fairfax County, Virginia v. Port Royal, Inc., and Agave Bar Restaurant Inc.*, Case No. GV21-016478 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
11. *Jay Riat, Building Official for Fairfax County, Virginia v. Ace Condos, LLC*, Case No. GV21-016971 (Fx. Co. Gen. Dist. Ct.) (Braddock District)
12. *Leslie B. Johnson, Fairfax County Zoning Administrator v. Cuong Tan Nguyen*, Case No. CL-2022-0000434 (Fx. Co. Cir. Ct.) (Dranesville District)
13. *Jack Weyant, Property Maintenance Code Official for Fairfax County, Virginia v. Stephen Patrick MacManus*, Case No. GV22-006931 (Fx. Co. Gen. Dist. Ct.) (Dranesville District)
14. *Jack Weyant, Property Maintenance Code Official for Fairfax County, Virginia v. The Doris W. Wood Amended Trust*, Case No. GV22-003150 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
15. *Jay Riat, Building Official for Fairfax County, Virginia v. Mai Huong Thi Quach and Tien Nan Wang*, Case No.

- GV22-003480 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
16. *Jay Riat, Building Official for Fairfax County, Virginia v. Swathi Tummala and Gandhi Tummala*, Case No. GV22-006738 (Fx. Co. Gen. Dist. Ct.) (Hunter Mill District)
 17. *Jay Riat, Building Official for Fairfax County, Virginia v. Daniel Fikre, Hiwot Tekle, Joseph H. Minasie*, Case No. GV21-016473 (Fx. Co. Gen. Dist. Ct.) (Lee District)
 18. *Jay Riat, Building Official for Fairfax County, Virginia v. Juan Luis Alfaro and Lorena I. Blanco*, Case No. GV21-018017 (Fx. Co. Gen. Dist. Ct.) (Lee District)
 19. *Jay Riat, Building Official for Fairfax County, Virginia v. Hometown America Communities*, Case No. GV22-003299 (Fx. Co. Gen. Dist. Ct.) (Lee District)
 20. *Jay Riat, Building Official for Fairfax County, Virginia v. Julio C. Lazo and Sonia M. Lazo*, Case No. GV22-004611 (Fx. Co. Gen. Dist. Ct.) (Lee District)
 21. *Jay Riat, Building Official for Fairfax County, Virginia v. Analise Latoya Fagan*, Case No. GV22-006692 (Fx. Co. Gen. Dist. Ct.) (Lee District)
 22. *Jay Riat, Building Official for Fairfax County, Virginia v. Xin Yi Jia Trading Inc.*, Case No. GV22-006932 (Fx. Co. Gen. Dist. Ct.) (Lee District)
 23. *Jay Riat, Building Official for Fairfax County, Virginia v. Eliodoro Guzman Calvimonte*, Case No. GV22-016475 (Fx. Co. Gen. Dist. Ct.) (Mason District)
 24. *Jay Riat, Building Official for Fairfax County, Virginia v. Steuart Backlick Plaza, LLC and Fresh World One, Inc.*, Case No. GV22-006936 (Fx. Co. Gen. Dist. Ct.) (Mason District)
 25. *Jay Riat, Building Official for Fairfax County, Virginia v. Carlos A. Carcamo Cabrera and Maria Castro*, Case No. CL-2022-0002545 (Fx. Co. Cir. Ct.) (Mount Vernon District)
 26. *Jack Weyant, Property Maintenance Code Official for Fairfax County, Virginia v. Steven M. Spar*, Case No. CL-2022-0003575 (Fx. Co. Cir. Ct.) (Mount Vernon District)

27. *Jay Riat, Building Official for Fairfax County, Virginia v. Lilian G. Maldonado and Salvador Zelaya*, Case No. GV22-002476 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
28. *Jay Riat, Building Official for Fairfax County, Virginia v. L&M Body Shop, Inc. & Innovation Investments, LLC*, Case No. GV22-004770 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
29. *Jay Riat, Building Official for Fairfax County, Virginia v. M and K Realty, LLC.*, Case No. GV22-006399 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
30. *Jack Weyant, Property Maintenance Code Official for Fairfax County, Virginia v. Robert Edward Carr and George William Carr*, Case No. GV22-006732 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
31. *Jay Riat, Building Official for Fairfax County, Virginia v. David Sisson*, Case No. GV22-006734 (Fx. Co. Gen. Dist. Ct.) (Mount Vernon District)
32. *Jay Riat, Building Official for Fairfax County, Virginia v. Hao Ngoc Nguyen and Anna Thi Nguyen*, Case No. CL-2022-0006184 (Fx. Co. Cir. Ct.) (Providence District)
33. *Jay Riat, Building Official for Fairfax County, Virginia v. Thomas E. Carmel and Deborah M. Carmel*, Case No. GV22-002853 (Fx. Co. Gen. Dist. Ct.) (Providence District)
34. *Jay Riat, Building Official for Fairfax County, Virginia v. Lisa Kuniyoshi Sullivan*, Case No. GV22-003391 (Fx. Co. Gen. Dist. Ct.) (Providence District)
35. *Jack Weyant, Property Maintenance Code Official for Fairfax County, Virginia v. Martin H. Heisrath*, Case No. GV22-006713 (Fx. Co. Gen. Dist. Ct.) (Providence District)

36. *Jay Riat, Building Official for Fairfax County, Virginia v. William A. Taylor and Elisa Taylor*, Case No. GV22-002853 (Fx. Co. Gen. Dist. Ct.) (Springfield District)
37. *Jay Riat, Building Official for Fairfax County, Virginia v. Kanathur N. Srikanth and Nalina Srikanth*, Case No. GV22-006736 (Fx. Co. Gen. Dist. Ct.) (Sully District)
38. *Jack Weyant, Property Maintenance Code Official for Fairfax County, Virginia v. Vaidyanathan Ramaswamy and Sarada Ramaswamy*, Case No. GV22-006933 (Fx. Co. Gen. Dist. Ct.) (Sully District)

And in addition:

- As permitted by Virginia Code Section 2.2-3711(A)(1), appointment of a Labor Relations Administrator

Supervisor Chairman McKay seconded the motion and it carried by a vote of eight, Supervisor Herrity and Supervisor Storck not yet having arrived.

At 3:06 p.m., the Board reconvened in the Board Auditorium with all Members being present, except Supervisor Palchik who participated remotely, and with Chairman McKay presiding.

ADDITIONAL BOARD MATTER

39. **REMOTE PARTICIPATION OF SUPERVISOR PALCHIK (PROVIDENCE DISTRICT)** (3:06 p.m.)

Chairman McKay announced that Supervisor Palchik, who attended the morning portion of the meeting in person, will be participating remotely for the remainder of the meeting today for medical reasons. Therefore, Chairman McKay asked Supervisor Palchik to identify herself for the record and provide her general location.

Supervisor Palchik stated that she was participating remotely from her home in the Providence District.

Chairman McKay relinquished the Chair to Vice-Chairman Gross and moved that the Board:

- Certify for the record that Supervisor Palchik's voice can be heard by all persons assembled in the Government Center
- Confirm that Supervisor Palchik's remote participation in the Board meeting today fully conforms with the Board Policy for participation in meetings by electronic communication

Vice-Chairman Gross seconded the motion and it carried by unanimous vote.

Vice-Chairman Gross returned the gavel to Chairman McKay.

ACTIONS FROM CLOSED SESSION

40. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN CLOSED SESSION** (3:07 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 Lusk and Supervisor Foust jointly seconded the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

41. **SETTLEMENT OF POMEROY/CLARK I LLC, ASSETS CAPITAL, LLC AND THE POMEROY COMPANIES (INC.)** (3:08 p.m.)

Supervisor Foust moved that that the Board authorize the settlement of Case No. CL-2021-14108, *Pomeroy/Clark I LLC, Assets Capital, LLC and the Pomeroy Companies (Inc.) v. Fairfax County, Virginia and the Board of Supervisors of Fairfax County, Virginia*, as outlined by the County Attorney in Closed Session. Supervisor Lusk seconded the motion and it carried by unanimous vote.

42. **NEGOTIATION OF AN AGREEMENT WITH SHOOSMITH BROTHERS, INC. AND DUFFIELD HAULING, INC.** (3:09 p.m.)

Supervisor Gross moved that the Board authorize the County Attorney’s office to negotiate an agreement in *Board of Supervisors v. Shoosmith Brothers, Inc. and Duffield Hauling, Inc.*, Fairfax County Circuit Court Case No. CL-2020-16000, where all parties to the case dismiss their respective claims with prejudice, as outlined by the County Attorney in Closed Session. Supervisor Lusk seconded the motion and it carried by unanimous vote.

43. **CONFIRMATION OF THE APPOINTMENT OF A LABOR RELATIONS ADMINISTRATOR** (3:10 p.m.)

Supervisor Gross moved that the Board confirm, in accordance with *Fairfax County Code Section 3-10-7(d)*, the County Executive’s appointment of Sarah Miller-Espinosa as the County’s Labor Relations Administrator for a four-year term. Chairman McKay and Supervisor Lusk jointly seconded the motion and it carried by unanimous vote.

Supervisor Gross recognized the presence of Ms. Miller-Espinosa in the Board Auditorium and, on behalf of the Board, congratulated her on the appointment.

ADDITIONAL BOARD MATTERS

44. **CONCURRENT PROCESSING REQUEST FOR ST. PETER IN THE WOODS** (3:11 p.m.)

Supervisor Herry stated that St. Peter in the Woods is located at 5911 Fairview Woods Drive and recently submitted a Special Permit Amendment (SPA) application to delete land area from its prior special permit approval. The application, referenced as SPA 93-S-044, will allow a contemplated conveyance of land to the County. The land acquired by the County will allow for improvements to the adjacent Fairview Fire Station.

The Church is also processing a minor site plan for improvements that were administratively approved by the County on March 8, 2021. While this matter is unrelated to the pending SPA, the Church has been advised that concurrent processing is needed to allow this minor site plan to proceed during the pendency of the submitted SPA.

Therefore, Supervisor Herry moved that the Board direct the Director of Land Development Services to accept for concurrent and simultaneous processing any and all plans filed by St. Peter in the Woods during the pendency of SPA 93-S-044. The applicant understands that authorization of concurrent processing in no way relieves it of the requirement to comply with applicable standards of the Zoning Ordinance. In addition, the authorization does not dictate that the pending SPA application will be approved, nor does it prejudice staff's review. Chairman McKay seconded the motion and it carried by unanimous vote.

45. **RESOLUTION OF RECOGNITION REQUEST FOR THE FORT HUNT WARRIORS RUGBY TEAM** (3:13 p.m.)

Supervisor Storck stated that on May 14, 2022, the Fort Hunt Warriors Rugby team defeated the Richmond Strikers to win the Rugby Virginia High School State Championship. This is the second year in a row the Warriors have taken home the state championship and the players and coaches deserve much credit for keeping up the winning tradition. On top of their skill as a team, they are also known for showing great sportsmanship. It is a testament to the character of the players, coaches and parents involved that they overcame formidable opposition to cap off another fantastic season.

Therefore, jointly with Supervisor Herry, Supervisor Storck asked unanimous consent that the Board direct staff to prepare a Resolution of Recognition for the Fort Hunt Warriors Rugby team, in recognition of its successful season, State

championship and sportsmanship, to be presented in the Board Room, by the end of July. Without objection, it was so ordered.

46. **PROCLAMATION REQUEST DESIGNATING JUNE 4 - 12, 2022, AS "CHESAPEAKE BAY AWARENESS WEEK" IN THE COUNTY** (3:14 p.m.)

Supervisor Storck stated that the Chesapeake Bay is the largest and most productive estuary in the United States, with its watershed spanning six states and the District of Columbia. The watershed covers 64,000 square miles and is an extraordinary and vital natural resource, with some of the nation's most productive farm and forest lands. The Chesapeake Bay is fed by 50 major tributaries, including the Susquehanna, Potomac, Rappahannock, York, and James Rivers, and stretches 200 miles from Havre de Grace, Maryland, to Norfolk, Virginia. The watershed is home to more than 18 million people, many of whom rely upon the watershed's natural resources for their livelihood and recreational activities.

As an important source of food for Virginia and the rest of the east coast, the Chesapeake Bay produces more than 500 million pounds of seafood harvest each year; and the more than 83,000 farms in the watershed contribute more than \$10 billion to the regional economy and provide food for millions of Americans. The Chesapeake Bay's tributaries in Virginia are an important source of drinking water, which is essential for public health and economic growth and a vital resource for future generations.

The rich history, pivotal economic importance, and astounding beauty of the Chesapeake Bay watershed never ceases to amaze residents and visitors alike; and the County's 30 watersheds within the larger Chesapeake Bay watershed, are important to the character and quality of life of the community and ultimately the health of the Chesapeake Bay.

Therefore, jointly with Chairman McKay and Supervisor Gross, Supervisor Storck moved that the Board direct staff to:

- Prepare a Proclamation designating June 4-12, 2022, as "*Chesapeake Bay Awareness Week*" in the County
- Inform residents of the importance of this observance and encourage them to participate in events, activities, and educational programs designed to increase awareness of the importance of the Chesapeake Bay watershed in the community

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

47. **PROCLAMATION REQUEST FOR VOLUNTEER FAIRFAX** (3:16 p.m.)

Chairman McKay relinquished the Chair to Vice-Chairman Gross and asked unanimous consent that the Board direct staff to prepare a Proclamation recognizing Volunteer Fairfax's 50th anniversary. Without objection, it was so ordered.

48. **PROCLAMATION REQUEST FOR TRAILS FOR YOUTH** (3:16 p.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation recognizing Trails for Youth's 20th anniversary. Without objection, it was so ordered.

49. **PROCLAMATION REQUEST FOR THE WEST SPRINGFIELD HIGH SCHOOL SPARTANS RELAY TEAMS** (3:16 p.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamation recognizing the West Springfield High School Spartans Girls and Boys 4 × 800 meter teams for winning the Virginia High School League Class 6 State Championship. Without objection, it was so ordered.

50. **PROCLAMATION REQUESTS FOR INDIVIDUAL RACE, TRIPLE JUMP, HURDLE, AND POLE VAULT WINNERS AT THE VIRGINIA HIGH SCHOOL LEAGUE (VHSL) CLASS 6 STATE CHAMPIONSHIP** (3:16 p.m.)

Chairman McKay asked unanimous consent that the Board direct staff to prepare a Proclamations recognizing the individual race, triple jump, hurdle, and pole vault winners at the VHSL Class 6 State Championship, including representatives from Hayfield Secondary School, Fairfax High School, West Springfield High School, South Lakes High School, and Falls Church High School. Without objection, it was so ordered.

51. **FAIRFAX CONNECTOR FREE FARE** (3:17 p.m.)

Chairman McKay stated that as the COVID-19 pandemic continues to test the County's ability to adapt and respond to great challenges, the County is still facing additional threats to the wellbeing of its residents. From rising inflation to increasing gas prices, the ability of constituents to make ends meet is becoming more and more difficult.

During the past two years, the Board has adopted and enacted several resolutions and ordinances that have helped alleviate some of the financial burden on its constituents. These efforts included the recent approval of an agreement with the Virginia Department of Rail and Public Transportation to reduce the cost and accessibility of the Fairfax Connector for low-income residents through the Transit Rider Incentive Program (TRIP).

As previously stated, inflation and gas prices have dramatically increased, making it significantly harder for County residents to commute to work every day as well

as travel to other vital destinations, like school and grocery stores. Thus, it has become apparent that the need for more affordable public transport must be addressed.

Currently, the Fairfax Connector has over 350 buses operating on 100 routes within the County which are coordinated with other transit systems in the region. These Connector buses and their respective routes serve approximately 30,000 passenger per day and over 9 million passengers annually (pre-pandemic). Among these riders, two demographics are most in need of this system: low-income residents and students. It is estimated that 58 percent of all Connector riders are classified as low-income. The Board has already established a successful program to help students, the free Student Bus Pass Program, and, through the TRIP grant, will be initiating a half-fare program for low-income riders. However, the County should take a hard look at expanding a fare-free model systemwide.

Therefore, Chairman McKay moved that the Board direct staff to be prepared to discuss the pros and cons of making the Fairfax Connector fare free at the Transportation Committee meeting on September 30, 2022. This discussion should include a review of fares in surrounding jurisdictions, as well as an estimated cost impacts. Vice-Chairman Gross seconded the motion.

Following discussion regarding recouping express lane bus costs, the question was called on the motion and it carried by unanimous vote.

52. **GIRLS' FASTPITCH SOFTBALL EQUITY ACTION PLAN REVIEW (EAPR) TEAM** (3:22 p.m.)

(BAC) Chairman McKay stated that last month, the Board received a letter from the Fairfax County Athletic Council (FCAC) outlining its concerns regarding equity for girls fastpitch softball, prompted by the loss of the Falls Church Softball Complex due to renovations and a larger, growing trend of disparity between girls and boys athletic fields.

The Board has addressed these inequities before. In 2007, the Board established the Girls' Fastpitch Softball EAPR Team, a collaboration between the County, Fairfax County Public Schools (FCPS), and the Fairfax County Park Authority (FCPA). The review team's report revealed the need to bring equity to girls sports and tournament complexes. Resources were then able to be directed into Falls Church High School to create a tournament hub for youth softball and remedy existing inequities in field allocation and availability.

Over the years, participation patterns in softball (and baseball) have changed, as have field standards and the facilities in the County's inventory. However, since the EAPR Team completed its action plan over a decade ago, the issue has not been revisited. Recent stories of fields being taken out of inventory remind the Board that work for equity must be continuous.

The Athletic Council recently voted unanimously to request that the Board reconvene the EAPR Team to assess progress made and gaps that remain, and to develop recommendations, if necessary, to correct any remaining disparities and ensure equity for girls in the County. The One Fairfax policy and associated practices gives the Board new tools and resources to draw upon and can help to identify the systemic issues that may underly any persistent disparities.

Therefore, Chairman McKay moved that the Board:

- Direct staff to reconvene the Girls' Fastpitch Softball EAPR Team. The effort should be facilitated and led by the Department of Neighborhood and Community Services and include the same agencies that were on the team in 2007, including FCPA, FCPS, the Athletic Council, and the Commission for Women
- Direct the EAPR Team to:
 - Prepare a report updating the original equity findings outlined in the 2007 report and develop a plan to replace fields lost due to school renovations and other impacts
 - Complete the report by December 1, 2022

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

53. **GUN LEGISLATION** (3:24 p.m.)

- (R) Chairman McKay stated that just hours after the Board recognized “*Gun Violence Awareness Day*” at the May 24, 2022, Board Meeting, the Board adjourned to learn of a horrific mass shooting that left 21 people, including 19 elementary school children, dead in Uvalde, Texas. Since that time, just two weeks ago, several more mass shootings have claimed the lives of innocent people at work, in medical buildings, and near their homes. Researchers at the Centers for Disease Control and Prevention also said guns are now the leading cause of death among American children. This is unacceptable.

Virginia, too, has experienced mass shootings over the years, including at Virginia Tech in 2007 and more recently in Virginia Beach.

The previous Board adopted a resolution in 2019 that urged members of the General Assembly to support commonsense gun legislation during a special session called by then-Governor Ralph Northam following the mass shooting in Virginia Beach.

Since that time, the General Assembly has enacted several measures including those requiring background checks for any firearm sale, allowing for “extreme risk protective orders” (aka “red flag laws”), banning bump stocks, limiting child access

to firearms, restoring Virginia's "one-gun-a-month" law, and granting localities the authority to regulate firearms in government buildings, parks, recreation centers, and at permitted events.

Still, there is much work to do.

Therefore, jointly with Supervisor Walkinshaw, Chairman McKay moved that the resolution, attached to his written Board Matter, be sent to the County's General Assembly delegation, with a copy to the County's Congressional delegation, expressing the Board's position on important commonsense items and the urgency in which they are needed. Supervisor Walkinshaw and Supervisor Foust jointly seconded the motion.

Following discussion regarding the recent shootings and the need for balance in solution, the question was called on the motion and it carried by a vote of nine, Supervisor Herrity voting "NAY."

Vice-Chairman Gross returned the gavel to Chairman McKay.

54. **NEW INTERN IN THE CHAIRMAN'S OFFICE** (3:46 p.m.)

Chairman McKay introduced Griffin Schwab, a new intern in his office. On behalf of the Board, he welcomed Mr. Schwab to the County.

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AGENDA ITEMS

55. **3:30 P.M. – DECISION ONLY ON SEA 84-V-035-03 (HUNTWOOD, L.L.C.) TO AMEND SE 84-V-035 PREVIOUSLY APPROVED FOR AN INCREASE IN BUILDING HEIGHT TO ALLOW FOR ADDITION OF LAND AREA, INCREASE IN FLOOR AREA RATIO (FAR), INCREASE IN OFFICE USE, SITE MODIFICATIONS AND USES IN FLOODPLAIN, LOCATED ON APPROXIMATELY 4.67 ACRES OF LAND ZONED C-8, HC AND CRD (MOUNT VERNON DISTRICT)** (3:48 p.m.)

(NOTE: On May 10, 2022, the Board held the public hearing regarding this application and deferred decision until June 7, 2022.)

The application property is located at 5845 and 5863 Richmond Highway, Alexandria, 22303. Tax Map 83-4 ((1)) 8, 9, 10 and 11.

Discussion ensued, with input from Curtis Rowlette, Planner, Zoning Evaluation Division (ZED), Department of Planning and Development (DPD), Tracy Strunk, Director, ZED, DPD, and Jeremy Ko, Department of Transportation (DOT), regarding:

- Identifying what is/is not permitted in the development conditions
- The number of trips through the intersection in the morning and evening
- The community concerns regarding increased traffic
- The estimated number of trips that would be generated by a restaurant on the site

Following a query by Supervisor Storck, Robert D. Brant, Agent, Walsh, Colucci, Lubeley and Walsh, P.C., confirmed, for the record, that the applicant was in agreement with the proposed development conditions dated May 13, 2022.

Supervisor Storck moved:

- Approval of Special Exception Amendment Application SEA 84-V-035-03, subject to the development conditions dated May 13, 2022
- Approval of Resource Protection Area Encroachment Exception #6216- WRPA-001-5 and Water Quality Impact Assessment #6216-WQ-001-5, subject to the development conditions contained in Attachment A of Appendix 4 in the staff report dated March 25, 2022

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

Supervisor Storck further moved that the Board direct DOT staff to:

- Look at the potential for cut-through restrictions in the Belle Haven community and others adjacent to this area along Fort Hunt Road
- Coordinate with the Virginia Department of Transportation (VDOT) to identify potential short-term congestion mitigation strategies, such as the installation of flexi-post bollards on Richmond Highway that would help the merge issues at the beltway ramp
- Coordinate with VDOT to ensure that the I-495 Southside Project addresses the congestion on northbound Richmond Highway approaching the beltway as part of the improvements implemented with the project and report to the Board and the community by October 2022

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

56. **3:30 P.M. – PUBLIC HEARING ON RZ 2021-SU-013 (4700 CENTREVILLE, LLC) TO REZONE FROM I-3, R-1, C-6 AND WS TO C-6 AND WS TO PERMIT THE DEVELOPMENT OF A COMMERCIAL BUILDING WITH AN OVERALL FLOOR AREA RATIO (FAR) OF 0.08, LOCATED ON APPROXIMATELY 0.93 ACRES OF LAND (SULLY DISTRICT)**

AND

PUBLIC HEARING ON PCA 2003-SU-040-02 (4700 CENTREVILLE, LLC) TO AMEND THE PROFFERS FOR RZ 2003-SU-040 PREVIOUSLY APPROVED FOR COMMERCIAL DEVELOPMENT TO PERMIT DELETION OF LAND AREA AND ASSOCIATED MODIFICATIONS TO PROFFERS AND SITE DESIGN WITH AN OVERALL FLOOR AREA RATIO (FAR) OF 0.08, LOCATED ON APPROXIMATELY 0.19 ACRES OF LAND ZONED C-6 AND WS (SULLY DISTRICT) (4:02 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 May 20 and May 27, 2022.

The Rezoning Application RZ 2021-SU-013 property is located in the northwest quadrant of Sully Road and Poplar Tree Road, east of Stonecroft Boulevard. Tax Map 44-3 ((1)) 3; 44-3 ((6)) 21A2 (pt.); and 44-3 ((1)) 3A.

The Proffered Condition Amendment Application PCA 2003-SU-040-02 property is located on the west side of Sully Road, north of Stonecroft Boulevard and Poplar Tree Road. Tax Map 44-3 ((6)) 21A2 (pt.).

Bernard S. Suchicital, Agent, Walsh, Colucci, Lubeley and Walsh, P.C. reaffirmed the validity of the affidavit dated May 2, 2022, for the record.

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

Mr. Suchicital 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. Williams presented the staff and Planning Commission recommendations.

Supervisor Smith moved that the Board approve:

- Proffered Condition Amendment Application PCA 2003-SU-040-02
- Rezoning Application RZ 2021-SU-013, subject to the proffers dated May 31, 2022

Supervisor Lusk seconded the motion. Following discussion regarding the trail, the question was called on the motion and it carried by unanimous vote, Supervisor Alcorn, Supervisor Foust, Supervisor Gross, Supervisor Herrity, Supervisor Lusk, Supervisor Palchik, Supervisor Smith, Supervisor Storck, Supervisor Walkinshaw, and Chairman McKay voting “AYE.”

57. **4 P.M. – PUBLIC HEARING ON A PROPOSAL TO PROHIBIT THROUGH TRUCK TRAFFIC ON OLIN DRIVE, MUNSON HILL ROAD AND ROW STREET (MASON DISTRICT)** (4:10 p.m.)

(R) A Certificate of Publication was filed from the editor of the *Washington Times* showing that notice of said public hearing was duly advertised in that newspaper in the issues of May 20 and May 27, 2022.

Neil Freschman, Chief, Traffic Engineering Section, Department of Transportation, presented the staff report.

Following the public hearing, which included testimony by two speakers, Mr. Freschman presented the staff recommendation.

Following comments, Supervisor Gross moved adoption of the Resolution endorsing Olin Drive, Row Street, and Munson Hill Road, between Olin Drive and Row Street to be included in the R-TAP for a through truck traffic restriction. Supervisor Smith seconded the motion and it carried by unanimous vote.

58. **4 P.M. – PUBLIC HEARING TO AMEND AND READOPT FAIRFAX COUNTY CODE SECTIONS 7-2-5 AND 7-2-13 TO RELOCATE A POLLING PLACE AND RENAME PRECINCTS IN THE HUNTER MILL DISTRICT; RELOCATE A POLLING PLACE IN THE MOUNT VERNON DISTRICT; RENAME POLLING PLACES IN THE PROVIDENCE DISTRICT; AND RELOCATE A POLLING PLACE IN THE SPRINGFIELD DISTRICT** (4:30 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 May 27 and June 3, 2022.

Katherine K. Hanley, Secretary, Fairfax County Electoral Board, presented the staff report.

Discussion ensued, with input from Ms. Hanley, regarding eliminating confusion with the relocation and renaming of the polling places and precincts.

Following the public hearing, Ms. Hanley presented the staff recommendation.

Supervisor Walkinshaw moved that the Board amend and readopt Fairfax County Code Sections 7-2-5 and 7-2-13 to relocate a polling place and rename precincts in the Hunter Mill District; relocate a polling place in the Mount Vernon District; rename polling places in the Providence District; and relocate a polling place in the Springfield District, as set forth in Attachment 4 of the Board Agenda Item. 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.”

59. **4 P.M. – PUBLIC HEARING TO CONSIDER AN ORDINANCE TO AMEND AND READOPT FAIRFAX COUNTY CODE SECTION 7-3-2 TO ESTABLISH ADDITIONAL VOTER SATELLITE OFFICES AT RICHARD BYRD LIBRARY AND LORTON COMMUNITY CENTER AND REMOVE THE VOTER SATELLITE OFFICE AT LAUREL HILL GOLF CLUB** (4:36 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 May 27 and June 3, 2022.

Katherine K. Hanley, Secretary, Fairfax County Electoral Board, presented the staff report.

Following the public hearing, Supervisor Walkinshaw moved that the Board amend and readopt Fairfax County Code Section 7-3-2 to establish additional voter satellite offices at Richard Byrd Library and Lorton Community Center and remove the voter satellite office at Laurel Hill Golf Club, as set forth in Attachment 3 of the Board Agenda Item. 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.”

Ms. Hanley introduced Eric L. Spicer, General Registrar and Director of Elections and Beth Dixon Methfessel, Clerk to the Fairfax County Electoral Board.

On behalf of the Board, Chairman McKay warmly welcomed them to the Board Auditorium.

60. **BOARD ADJOURNMENT** (4:41 p.m.)

At 4:41 p.m. the Board adjourned.

