

Minutes of the Fairfax County Trespass Towing Advisory Board

December 16, 2020

5:00 p.m.
Zoom Video Meeting
Chairman Regan, presiding

Board Members Present: Regan, Morris, Scheler, Leach, Fee,
Supinger

Board Members Absent: None

Staff Members Present: Michael S. Liberman, Director
Department of Cable and Consumer Services
(Office Suite 433)
Rebecca L. Makely, Division Director
Department of Cable and Consumer Services
(Office Suite 433)
Carl A. Newcomb, Consumer Specialist III
Regulation and Licensing Branch
(Fairfax, VA)

Public In Attendance: Tamara Fernandez, Battlefield Towing & Storage, Inc.
Ashley Miller, Dominion Towing & Storage, Inc.
Heather Ferguson, Dominion Towing & Storage, Inc.
Matt Benka, Northern Virginia Towing Coalition

Chairman Regan called the meeting to order at 5:00 p.m.

Quorum, Location, and Audibility of Members' Voices

Chairman Regan conducted a Roll Call to verify that a quorum of members were participating; and that each member's voice was clear, audible, and at appropriate volume for all of the other members; and the location from which member was participating. The roll call was as follows:

Member Fee, Burke
Member Leach
Member Sgt. Morris, Annandale
Member Supinger, Fairfax
Chairman Dt. Regan, Fairfax
Member Scheler, Fairfax

Chairman Regan passed the virtual gavel to the Vice Chairman Scheler. A motion was made by Vice Chairman Scheler that each member's voice was adequately heard by each member of the Trespass Towing Advisory Board (Board.) This motion was seconded by Member Fee. This motion passed unanimously.

Need for an Electronic Meeting

A motion was made by Chairman Regan that the State of Emergency caused by the COVID-19 pandemic made it unsafe for the Board to physically assemble and unsafe for the public to physically attend any such meeting, and that as such, FOIA's usual procedures, which require the physical assembly of the Board and the physical presence of the public, could not be implemented safely or practically. Chairman Regan further moved that the Board conduct the meeting electronically through the dedicated audio-conferencing line, and that the public access the meeting by calling 888-270-9936 and entering access code 584548. The motion was seconded by Member Fee and the motion passed unanimously.

Need to Dispense with FOIA's Usual Procedures to Assure Continuity in Government/Continue Operations

A motion was made by Chairman Regan that all of the matters addressed on the agenda must address the Emergency itself, were necessary for continuity in Fairfax County government, and/or were statutorily required or necessary to continue operations and the discharge of the Board's lawful purposes, duties, and responsibilities. This motion was seconded by Member Fee and the motion passed unanimously.

Minutes

- A motion was made by Vice Chairman Scheler, seconded by Member Morris, and the minutes from the December 11, 2019, were approved unanimously.

Report of the Chairman

- The Chairman had no matter to bring before the Board

Report of the Directors

- Director Liberman reported on the status of the department since the pandemic. Consumer Affairs and Communications Policy and Regulation were 100 percent teleworking. Regulation and Licensing and Communications Productions (Channel 16) were on a rotating schedule. Directors Liberman and Makely were in the office daily and focusing on Board of Supervisors, Planning Commission, and Board of Zoning Appeals meetings, which are now 100 percent virtual.
- Director Makely spoke specifically about the Regulation and Licensing and Consumer Affairs schedule, noting that staff continue to provide all services such as applications, permits, renewals, and complaints.

Report of the Staff Liaison

- Manager Newcomb had no matters to bring before the Board.

Board Matters

- Vice Chairman Scheler stated the Arlington County Trespass Towing Advisory Board voted to increase to the state rates and forward recommendation to Arlington County Board for approval.
- Member Fee asked about the effects the pandemic on the towing industry and for an update on any carryover legislation. A discussion ensued.

Old Business

- There was no old business before the Board.