

**AM:am**

The meeting was called to order at 9:30 a.m., with all Members being present, with the exception of Supervisor Frey, and with Chairman Hanley presiding.

Supervisor Frey arrived at 9:40 a.m.

Others present were William J. Leidinger, County Executive; David P. Bobzien, County Attorney; Catherine A. Chianese, Assistant to the County Executive; Barbara M. Jenkins, Assistant to the County Executive; Nancy Vehrs, Clerk to the Board of Supervisors; and Patti M. Hicks, Deputy Clerk to the Board of Supervisors.

2. **CERTIFICATES OF RECOGNITION PRESENTED TO THE MCLEAN HIGH SCHOOL VARSITY BOYS FOOTBALL TEAM AND THE VARSITY GIRLS FIELD HOCKEY TEAM** (Tape 1)

Supervisor Mendelsohn moved approval of the Certificates of Recognition presented to members of the McLean High School Varsity Boys Football Team for winning the Northern Region Championship and first place in the Liberty District. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Frey not yet having arrived.

Supervisor Mendelsohn moved approval of the Certificates of Recognition presented to the Varsity Girls Field Hockey Team for winning first place in the Liberty District. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

3. **CERTIFICATES OF RECOGNITION PRESENTED TO THE 75 POUND AND 85 POUND FOOTBALL TEAMS FROM THE BRADDOCK ROAD YOUTH CLUB AND THE 95 POUND FOOTBALL TEAM FROM THE VIENNA YOUTH CLUB**  
(Tape 1)

Supervisor Dix presented Certificates of Recognition to the members of the 75 pound and 85 pound football teams from the Braddock Road Youth Club, and the 95 pound football team from the Vienna Youth Club for winning the Washington Metropolitan Super Bowl Championships.

4. **CERTIFICATES OF RECOGNITION PRESENTED TO THE CENTREVILLE**

**HIGH SCHOOL GIRL'S CROSS COUNTRY TEAM** (Tape 1)

Supervisor Frey stated that members of the Centreville High School Girl's Cross Country Team could not be present today. Supervisor Frey noted that the team recently won the Virginia Group AAA State Championship.

5. **10:00 A.M. - PRESENTATION BY THE FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD (CSB) OF ITS FISCAL YEAR (FY) 1995 ANNUAL REPORT** (Tapes 1-2)

Ray Brumester, Chairman, Fairfax-Falls Church Community Services Board (CSB) presented the CSB Fiscal Year (FY) 1995 Annual Report.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board refer to the Legislative Committee the part of State Budget Amendment Item 333 requesting that the \$7.2 million being proposed to be transferred from the Medicaid fund back to the General Fund instead be used to reduce the CSB client waiting list. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Following the presentation, there was discussion with input by James A. Thur, Executive Director, and Joan N. Volpe, Deputy Director, CSB.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct the CSB to provide information on the status of grant funding at the Federal level for 1997 and future years. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Hyland referred to the graphs presented by Mr. Brumester and asked unanimous consent that the Board request the CSB to provide similar statistics for the previous three or four years. Without objection, it was so ordered.

**CM:cm**

6. **10:15 A.M. - REPORT ON GENERAL ASSEMBLY ACTIVITIES** (Tape 3)

Supervisor Dix, Co-Chairman, Board's Legislative Committee, briefly outlined the 1996 Legislative Report Number One dated January 22, 1996.

Supervisor Dix moved approval of the County Legislative Program for the 1996 Session of the Virginia General Assembly with the exception of House Bill Number 314 regarding Fair Campaign Practices. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Connolly moved that the Board go on record in support of House Bill 314. This motion was seconded by Supervisor Bulova and **CARRIED** by a recorded vote of

six, Supervisor Dix, Supervisor Frey, Supervisor McConnell, and Supervisor Mendelsohn voting "NAY."

Supervisor Dix announced that all meetings of the Legislative Committee are open to the public and invited anyone interested in the deliberations to attend the Friday afternoon sessions.

Supervisor Connolly, Co-Chairman, Board's Legislative Committee, congratulated Supervisor Dix for the work he has put into the legislative session.

7. **10:30 A.M. - APPOINTMENTS TO CITIZEN BOARDS, AUTHORITIES, COMMISSIONS AND ADVISORY GROUPS (BACS)** (Tape 3)

(BACs)

(APPTs)

**A. HEATH ONTHANK MEMORIAL AWARD SELECTION COMMITTEE**

Chairman Hanley moved the appointment of Mr. Clifford L. Fields as the At-Large Representative to the A. Heath Onthank Memorial Award Selection Committee. This motion was seconded by Supervisor Dix.

Supervisor Bulova moved the reappointment of Mr. Richard Yessian as the Braddock District Representative to the A. Heath Onthank Memorial Award Selection Committee. This motion was seconded by Supervisor Hyland.

Supervisor Mendelsohn moved the reappointment of Mr. Don Kanes as the Dranesville District Representative to the A. Heath Onthank Memorial Award Selection Committee. This motion was seconded by Supervisor Dix.

Supervisor Dix moved the reappointment of Ms. Kathy W. Hill as the Hunter Mill District Representative to the A. Heath Onthank Memorial Award Selection Committee. This motion was seconded by Chairman Hanley.

Supervisor Kauffman moved the reappointment of Ms. Gloria Haher as the Lee District Representative to the A. Heath Onthank Memorial Award Selection Committee. This motion was seconded by Chairman Hanley.

Supervisor Hyland moved the reappointment of Mr. Lars E. Janson as the Mount Vernon District Representative to the A. Heath Onthank Memorial Award Selection Committee. This motion was seconded by Supervisor Kauffman.

Supervisor Connolly moved the appointment of Ms. Elaine Waggener as the Providence District Representative to the A. Heath Onthank Memorial Award Selection Committee. This motion was seconded by Supervisor Hyland.

Supervisor Frey moved the reappointment of Mr. John W. Shughrue, Jr. as the Sully District Representative to the A. Heath Onthank Memorial Award Selection Committee. This motion was seconded by Supervisor Dix.

The question was called on the motions which carried by unanimous vote.

(NOTE: The appointments of the Mason and the Springfield District Representatives to the A. Heath Onthank Memorial Award Selection Committee were deferred.)

### **ADVISORY PLANS EXAMINER BOARD**

#### **CONFIRMATION:**

Supervisor Hyland moved that the Board confirm the following appointment to the Advisory Plans Examiner Board:

- Mr. Irving Birmingham as the Fairfax County Representative.

*This motion was seconded by Supervisor Dix and carried by unanimous vote.*

### **ALCOHOL SAFETY ACTION PROGRAM LOCAL POLICY BOARD**

*Chairman Hanley moved the appointment of Ms. Joanne Ricciardiello as the At-Large Representative to the Alcohol Safety Action Program Local Policy Board. This motion was seconded by Supervisor Dix and carried by unanimous vote.*

#### **CONFIRMATION:**

*Supervisor Hyland moved that the Board confirm the following appointment to the Alcohol Safety Action Program Local Policy Board:*

- Ms. Theresa McCarthy to fill the unexpired term of Ms. Kay Garvey as the Mothers Against Drunk Driving (MADD) Representative.

*This motion was seconded by Chairman Hanley and carried by unanimous vote.*

ATHLETIC COUNCIL

*[NOTE: The appointments of the At-Large and the Providence (Alternate) Representatives to the Athletic Council were deferred.]*

**AUDIT COMMITTEE**

*Chairman Hanley moved the appointment of Mr. Michael J. Hershman as an At-Large (Citizen) Representative to the Audit Committee. This motion was seconded by Supervisor Connolly.*

*Supervisor Mendelsohn moved the reappointment of Mr. Donald deLaski as an At-Large (Citizen) Representative to the Audit Committee. This motion was seconded by Supervisor Dix.*

*Following a show of hands vote, Mr. Michael J. Hershman was appointed as an At-Large (Citizen) Representative to the Audit Committee.*

*Supervisor Kauffman moved the appointment of Ms. Barbara J. Fried as an At-Large (Citizen) Representative to the Audit Committee. This motion was seconded by Supervisor Hyland.*

Supervisor Mendelsohn moved the reappointment of Mr. Earle Williams as an At-Large (Citizen) Representative to the Audit Committee. This motion was seconded by Supervisor Dix.

Following a show of hands vote, Ms. Barbara J. Fried was appointed as an At-Large (Citizen) Representative to the Audit Committee.

**BOARD OF BUILDING CODE APPEALS**

[NOTE: The appointment of the At-Large (Alternate) Representative to the Board of Building Code Appeals was deferred.]

**BOARD OF EQUALIZATION OF REAL ESTATE ASSESSMENTS**

Supervisor Frey moved the reappointment of Mr. James Bray as an At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Dix moved the reappointment of Mr. Thomas Hutchins as an At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments. This

motion, the second to which was inaudible, carried by unanimous vote.

Supervisor Bulova moved the reappointment of Mr. Richard Mortimer as an At-Large (Appraiser) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Chairman Hanley moved the appointment of Mr. Abe Spero as an At-Large (Attorney) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Connolly.

Supervisor Mendelsohn moved the reappointment of Mr. James Falk as an At-Large (Attorney) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Dix.

Following a show of hands vote, Mr. Abe Spero was appointed as an At-Large (Attorney) Representative to the Board of Equalization of Real Estate Assessments.

Supervisor Gross moved the reappointment of Mr. David Hoag as an At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Hyland.

Supervisor Mendelsohn moved the reappointment of Mr. James Falk as an At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Dix.

Following a show of hands vote, Mr. David Hoag was reappointed as an At-Large (Citizen) Representative to the Board of Equalization of Real Estate Assessments.

Supervisor McConnell moved the appointment of Mr. Peter Scalise as an At-Large (Appraiser) Representative to the Board of Equalization of Real Estate Assessments. The second to this motion was inaudible.

Supervisor Hyland moved the appointment of Mr. Daniel Cummins as an At-Large (Appraiser) Representative to the Board of Equalization of Real Estate Assessments. This motion was seconded by Supervisor Connolly.

Following a show of hands vote, Mr. Daniel Cummins was appointed as an At-Large (Appraiser) Representative to the Board of Equalization of Real Estate Assessments.

### **CHILD CARE ADVISORY COUNCIL**

Chairman Hanley moved the appointment of Mr. Robert A. Linett as the At-Large Representative to the Child Care Advisory Council. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

### **CIVIL SERVICE COMMISSION**

Supervisor McConnell moved the reappointment of Mr. Kenneth Feng as an At-Large

Representative to the Civil Service Commission. This motion was seconded by Supervisor Frey.

Chairman Hanley moved the appointment of Mr. Rich Joseph as an At-Large Representative to the Civil Service Commission. This motion was seconded by Supervisor Hyland.



Supervisor Dix moved the reappointment of Mr. Lewis Johnson as an At-Large Representative to the Civil Service Commission. This motion was seconded by Chairman Hanley.

Supervisor Gross moved the appointment of Mr. Kenneth Longmyer as an At-Large Representative to the Civil Service Commission. This motion was seconded by Supervisor Hyland.

Following a show of hands vote, the following individuals were appointed as At-Large Representatives to the Civil Service Commission:

- Mr. Rich Joseph; and
- Mr. Kenneth Longmyer.

Chairman Hanley stated that she received a memorandum from the Civil Service Commission's Chairman noting that elections for Chairman and Vice-Chairman of the Commission had been held but needed confirmation by the Board.

Supervisor Hyland therefore moved that the Board designate the following officers of the Civil Service Commission:

- Mr. Steve Danzig as Chairman; and
- Ms. Audrey Morton as Vice-Chairman.

This motion was seconded by Supervisor Dix and carried by unanimous vote.

### **COMMISSION FOR WOMEN**

(NOTE: The appointments of the Sully and the Dranesville District Representatives to the Commission for Women were deferred.)

### **COMMISSION ON ORGAN AND TISSUE DONATION AND TRANSPLANTATION**

Supervisor Bulova moved the appointment of Mr. James L. Brehony to fill the unexpired term of Mr. Larry Feder as the Braddock District Representative to the Commission on Organ and Tissue Donation and Transplantation. This motion was seconded by Supervisor Dix and carried by unanimous vote.

### **COMMUNITY ACTION ADVISORY BOARD**

Supervisor Dix moved the reappointment of Ms. Marcia McDevitt as the Hunter Mill District Representative to the Community Action Advisory Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

(NOTE: The appointment of the Mason District Representative to the Community Action

Advisory Board was deferred.)

### **COMMUNITY CRIMINAL JUSTICE BOARD**

Supervisor Kauffman moved the appointment of Ms. Rosemary Lynch as the At-Large (Local Education) Representative to the Community Criminal Justice Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

#### **CONFIRMATION:**

Supervisor Hyland moved that the Board confirm the following appointment to the Community Criminal Justice Board:

- Judge Kathleen H. MacKay as the Juvenile and Domestic Relations Court Judge Representative

This motion was seconded by Supervisor Connolly and carried by unanimous vote.

### **COMMUNITY DEVELOPMENT ADVISORY COMMITTEE**

Supervisor Kauffman moved the appointment of Ms. Elizabeth Gordon as the Lee District (Burgundy Area) Representative to the Community Development Advisory Committee. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

#### **CONFIRMATION:**

Supervisor Hyland moved that the Board confirm the following appointment to the Community Development Advisory Committee:

- Mr. Alex N. Beard as the Countywide Black Citizens Association Representative.

This motion was seconded by Supervisor Connolly and carried by unanimous vote.

### **COMMUNITY IMPROVEMENT COMMITTEE**

[NOTE: The appointments of the Dranesville (Westhampton Community) and the Braddock District Representative to the Community Improvement Committee were deferred.]

**COUNTYWIDE NON-MOTORIZED TRANSPORTATION (TRAILS) COMMITTEE**

Supervisor Hyland moved the reappointment of Mr. Gustav Braun as the Mount Vernon District Representative to the Countywide Non-Motorized Transportation (Trails) Committee. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

[NOTE: The appointment of the Mason District Representative to the Countywide Non-Motorized Transportation (Trails) Committee was deferred.]

**CRIMINAL JUSTICE ADVISORY BOARD**

(NOTE: The appointment of the Mount Vernon District Representative to the Criminal Justice Advisory Board was deferred.)

**ELECTRICAL ADVISORY BOARD**

Supervisor Kauffman moved the appointment of Mr. Tom Bee as the At-Large (Professional Engineer) Representative to the Electrical Advisory Board. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

**ENVIRONMENTAL QUALITY ADVISORY COUNCIL**

Chairman Hanley moved the appointment of Mr. James R. Elder as the At-Large Representative to the Environmental Quality Advisory Council. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

**FAIRFAX AREA COMMISSION ON AGING**

Supervisor Hyland moved the appointment of Mr. George T. Myers as the Mount Vernon District Representative to the Fairfax Area Commission on Aging. This motion was seconded by Supervisor Dix and carried by unanimous vote.

(NOTE: Later in the meeting, an additional appointment was made to this Commission. See Clerk's Summary page #18.)

**FAIRFAX AREA DISABILITY SERVICES BOARD**

(NOTE: The appointment of the Springfield District Representative to the Fairfax Area Disability Services Board was deferred.)

**FAIRFAX COUNTY AIRPORTS ADVISORY COMMITTEE**

Supervisor Mendelsohn moved the reappointment of Mr. Robert Ackerman as the Dranesville District Representative to the Fairfax County Airports Advisory Committee. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Dix moved the reappointment of Ms. Barbara Banks as the Hunter Mill District Representative to the Fairfax County Airports Advisory Committee. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Connolly moved the appointment of Ms. Renata K. Wade to fill the unexpired term of Mr. David Roland as the Providence District Representative to the Fairfax County Airports Advisory Committee. This motion was seconded by Supervisor Dix and carried by unanimous vote.

**CONFIRMATION:**

Supervisor Dix moved that the Board confirm the following appointment to the Fairfax County Airports Advisory Committee:

- Mr. Joseph Annunziata as the Federation of Citizens Associations Representative.

This motion was seconded by Chairman Hanley and carried by unanimous vote.

(NOTE: The appointment of the Mason District Representative to the Fairfax County Airports Advisory Committee was deferred.)

**FAXFAIR CORPORATION BOARD**

Supervisor Dix moved to reappoint the following At-Large Representatives to the Faxfair Corporation Board:

- Ms. Charlotte Peed; and
- Mr. Charles McGuire.

This motion was seconded by Supervisor Hyland.

Supervisor Hyland moved the reappointment of Ms. Phyllis Verhalen as an At-Large Representative to the Faxfair Corporation Board. This motion was seconded by Supervisor Dix.

Supervisor Kauffman moved the appointment of Mr. Al McAloon as an At-Large Representative to the Faxfair Corporation Board. The second to this motion was inaudible.

The question was called on the motions which carried by unanimous vote.

**HISTORY COMMISSION**

Supervisor Connolly moved the reappointment of Ms. Virginia Peters as an At-Large (Archaeologist) Representative to the History Commission. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Chairman Hanley moved the reappointment of Ms. Elise Murray as an At-Large (Citizen) Representative to the History Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Gross moved the reappointment of Ms. Naomi Zeavin as an At-Large (Historian) Representative to the History Commission. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Supervisor Dix moved the reappointment of Mr. Mayo Stuntz as an At-Large (Historian) Representative to the History Commission. This motion was seconded by Chairman Hanley and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Ms. Edith Sprouse as an At-Large (Historian) Representative to the History Commission. This motion, the second to which was inaudible, carried by unanimous vote.

**INDUSTRIAL DEVELOPMENT AUTHORITY**

Chairman Hanley moved the appointment of Ms. Dianne L. Stoddard as an At-Large Representative to the Industrial Development Authority. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

**JUVENILE COURT CITIZEN ADVISORY COUNCIL**

Supervisor Bulova moved the reappointment of Ms. Janet Muldoon as the Braddock District Representative to the Juvenile Court Citizen Advisory Council. This motion was seconded by Supervisor Connolly.

Supervisor Mendelsohn moved the reappointment of Mr. David Karmol as the Dranesville District Representative to the Juvenile Court Citizen Advisory Council. This motion was seconded by Supervisor Connolly.

Supervisor Kauffman moved the appointment of Mr. Jeffrey R. Dion as the Lee District Representative to the Juvenile Court Citizen Advisory Council. This motion was seconded by Supervisor Connolly.

Supervisor Connolly moved the reappointment of Ms. Elinor Light as the Providence District Representative to the Juvenile Court Citizen Advisory Council. This motion was seconded by Chairman Hanley.

Supervisor McConnell moved the reappointment of Ms. Judith Isom as the Springfield District Representative to the Juvenile Court Citizen Advisory Council. This motion

was seconded by Chairman Hanley.

The question was called on the motions which carried by unanimous vote.

(NOTE: The appointment of the Mason District Representative to the Juvenile Court Citizen Advisory Council was deferred.)

### **PARK AUTHORITY**

Chairman Hanley moved the appointment of Mr. Frank A. de la Fe as an At-Large Representative to the Park Authority. This motion was seconded by Supervisor Connolly.

Supervisor Frey moved the reappointment of Mr. Harold Strickland as the Sully District Representative to the Park Authority. This motion was seconded by Supervisor Connolly.

Supervisor Kauffman moved the reappointment of Mr. Richard Pro as the Lee District Representative to the Park Authority. This motion was seconded by Supervisor Hyland.

The question was called on the motions which carried by unanimous vote.

### **PLANNING COMMISSION**

Chairman Hanley moved the reappointment of Mr. Alvin Thomas as an At-Large Representative to the Planning Commission. This motion was seconded by Supervisor Dix.

Supervisor Bulova moved the reappointment of Ms. Suzanne Harsel as the Braddock District Representative to the Planning Commission. This motion was seconded by Supervisor Connolly.

Supervisor Kauffman moved:

- The appointment of Mr. John B. Kelso as the Lee District Representative to the Planning Commission; and
- That the Board direct staff to invite Mr. Carl Sell to appear before the Board to receive recognition for his many years of service to the Planning Commission and Fairfax County.

This motion was seconded by Supervisor Hyland.

Supervisor Frey moved the reappointment of Mr. Ronald Koch as the Sully District Representative to the Planning Commission. This motion was seconded by Supervisor Dix.

The question was called on the motions which carried by unanimous vote.

**PLUMBING ADVISORY BOARD**

[NOTE: The appointment of the At-Large (Professional Engineer) Representative to the Plumbing Advisory Board was deferred.]

**ROAD VIEWERS BOARD**

Supervisor Dix moved to reappointment the following At-Large Representatives to the Road Viewers Board:

- Mr. Tom Wilkins; and
- Mr. Bruce Pearson.

This motion was seconded by Supervisor Connolly.

Supervisor Hyland moved the reappointment of Mr. Daniel Moon as an At-Large Representative to the Road Viewers Board. This motion was seconded by Supervisor Connolly.

Supervisor Kauffman moved the reappointment of Mr. Arthur Nalls as an At-Large Representative to the Road Viewers Board. The second to this motion was inaudible.

The question was called on the motions which carried by unanimous vote.

(NOTE: The appointment of one At-Large Representative to the Road Viewers Board was deferred.)

**ROUTE 28 HIGHWAY TRANSPORTATION DISTRICT ADVISORY BOARD**

[NOTE: The appointment of the At-Large (Resident/Owner) Representative to the Route 28 Highway Transportation District Advisory Board was deferred.]

**TENANT LANDLORD COMMISSION**

Supervisor Dix moved the reappointment of Mr. Srichard Ahuja as an At-Large (Citizen) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor McConnell.

Chairman Hanley moved the appointment of Ms. Janie M. Dam as an At-Large (Citizen) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Connolly.

Following a show of hands vote, Ms. Janie M. Dam was appointed as an At-Large (Citizen) Representative to the Tenant Landlord Commission.

Supervisor McConnell moved the reappointment of Mr. Scott Huch as an At-Large

(Citizen) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Gross moved the reappointment of Mr. John Hartigan as an At-Large (Tenant) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Dix moved the reappointment of Mr. Joseph Johnston as an At-Large (Landlord) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Frey and carried by unanimous vote.

Supervisor Hyland moved the reappointment of Mr. William Castro as an At-Large (Citizen) Representative to the Tenant Landlord Commission. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

#### **TRANSPORTATION ADVISORY COMMISSION**

Chairman Hanley moved the appointment of Mr. George Barker to fill the unexpired term of Mr. Stephen Blake as an At-Large Representative to the Transportation Advisory Commission. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

#### **TRANSPORTATION SAFETY COMMISSION**

Chairman Hanley moved the appointment of Mr. Mark S. Cecelski to fill the unexpired term of Mr. Timothy Shea as an At-Large Representative to the Transportation Safety Commission. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

Supervisor McConnell stated that the continued usefulness of the Transportation Safety Commission has been questioned and asked unanimous consent that the matter of disbanding it be referred to the Board Procedures Subcommittee for review. Without objection, it was so ordered.

(NOTE: Later in the meeting during Board Matters, there was additional discussion regarding the Transportation Safety Commission. See Clerk's Summary Item CL#37.)

#### **WETLANDS BOARD**

Chairman Hanley moved the appointment of Ms. Mary Lou Melley as an At-Large Representative to the Wetlands Board. This motion was seconded by Supervisor Hyland and carried by unanimous vote.



**YOUTH VIOLENCE STEERING COMMITTEE**

Supervisor Bulova moved the appointment of Ms. Barbara Coates as the Braddock District Representative to the Youth Violence Steering Committee. This motion was seconded by Chairman Hanley.

Supervisor Dix moved the appointment of Ms. Patricia R. Hutcherson as the Hunter Mill District Representative to the Youth Violence Steering Committee. This motion was seconded by Supervisor Hyland.

Supervisor Kauffman moved the appointment of Mr. J. Jeffrey Craven as the Lee District Representative to the Youth Violence Steering Committee. This motion was seconded by Supervisor Dix.

Supervisor Gross moved the appointment of Mr. James A. Albright as the Mason District Representative to the Youth Violence Steering Committee. This motion was seconded by Supervisor Hyland.

Supervisor Hyland moved the appointment of Mr. Franco Brown as the Mount Vernon District Representative to the Youth Violence Steering Committee. This motion was seconded by Supervisor Connolly.

Supervisor Connolly moved the appointment of Reverend Lenwood Graham, Sr. as the Providence District Representative to the Youth Violence Steering Committee. This motion was seconded by Supervisor Dix.

Supervisor McConnell moved the appointment of Mr. Timothy Bowen as the Springfield District Representative to the Youth Violence Steering Committee. This motion was seconded by Supervisor Dix.

The question was called on the motions which carried by unanimous vote.

(NOTE: The appointments of the At-Large and the Sully District Representatives to the Youth Violence Steering Committee were deferred.)

**AD-HOCS****ANIMAL SHELTER ADVISORY COMMISSION**

Supervisor Gross moved the appointment of Ms. Holly E. Hazard to fill the unexpired term of Ms. Ellen LaBell as the Mason District Representative to the Animal Shelter Advisory Commission. This motion was seconded by Supervisor Bulova and carried by unanimous vote.

(NOTE: The appointment of the Lee District Representative to the Animal Shelter Advisory Commission was deferred.)

**CITIZENS ADVISORY COMMITTEE ON SOLID WASTE**

Supervisor Dix moved the appointment of Mr. John J. Kenney as the Hunter Mill District (Principal) Representative to the Citizens Advisory Committee (CAC) on Solid Waste. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

Following discussion, Supervisor McConnell asked unanimous consent that the Board refer the issue of why alternate representatives are needed for the CAC on Solid Waste to the Board Procedures Subcommittee for review. Without objection, it was so ordered.

**CONFIRMATION:**

Supervisor Hyland moved that the Board confirm the following appointment to the CAC on Solid Waste:

- Mr. Olin Allen as the Park Authority Representative.

This motion was seconded by Supervisor Connolly and carried by unanimous vote.

[NOTE: The appointments of the Braddock (Alternate), the Hunter Mill (Alternate), the Mason (Alternate), the Springfield (Alternate) and the Sully (Alternate) Representatives to the CAC on Solid Waste were deferred.]

**TELECOMMUNICATIONS LAND USE REGULATIONS TASK FORCE**

Chairman Hanley moved the appointment of Ms. Susan W. Notkins as the At-Large Representative to the Telecommunications Land Use Regulations Task Force. This motion was seconded by Supervisor Mendelsohn.

Supervisor Bulova moved the appointment of Mr. Mark Rubin as the Braddock District Representative to the Telecommunications Land Use Regulations Task Force. This motion was seconded by Supervisor Dix.

Supervisor Mendelsohn moved the appointment of Mr. John C. Tharrington as the Dranesville District Representative to the Telecommunications Land Use Regulations Task Force. This motion was seconded by Supervisor Connolly.

Supervisor Dix moved the appointment of Ms. Eileen Landry as the Hunter Mill District Representative to the Telecommunications Land Use Regulations Task Force. This motion was seconded by Supervisor Connolly.

Supervisor Kauffman moved the appointment of Ms. Jane Kunka as the Lee District Representative to the Telecommunications Land Use Regulations Task Force. This motion was seconded by Supervisor Connolly.

Supervisor Gross moved the appointment of Ms. Carol Cole as the Mason District Representative to the Telecommunications Land Use Regulations Task Force. This motion was seconded by Supervisor Connolly.

Supervisor Hyland moved the appointment of Mr. Sylvester "Sy" Berdux, Jr. as the Mount Vernon District Representative to the Telecommunications Land Use Regulations Task Force. This motion was seconded by Supervisor Connolly.

Supervisor Connolly moved the appointment of Ms. Fran Wallingford as the Providence District Representative to the Telecommunications Land Use Regulations Task Force. This motion was seconded by Chairman Hanley.

Supervisor Frey moved the appointment of Mr. Damon Torregrossa as the Sully District Representative to the Telecommunications Land Use Regulations Task Force. This motion was seconded by Supervisor Hyland.

#### **CONFIRMATIONS:**

Supervisor Hyland moved that the Board confirm the following appointments to the Telecommunications Land Use Regulations Task Force:

- Ms. Jo Mueller as the League of Women Voters Representative; and
- Mr. William Lockwood as the Federation of Citizens Associations Representative.

This motion was seconded by Supervisor Connolly.

The question was called on the motions which carried by unanimous vote.

Supervisor Mendelsohn moved that the Board add a representative from the School Board to serve on the Telecommunications Land Use Regulations Task Force. This motion was seconded by Supervisor Dix.

Supervisor McConnell asked to amend the motion to add a representative from the Water Authority to serve on the Telecommunications Land Use Regulations Task Force, and this was accepted.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to add a representative from the Architectural Review Board to serve on the Telecommunications Land Use Regulations Task Force, and this was accepted.

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

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

(NOTE: The appointment of the Springfield District Representative to the

Telecommunications Land Use Task Force was deferred.)

### **ADDITIONAL APPOINTMENTS**

#### **NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION**

Chairman Hanley announced that the County was granted an additional position and moved the appointment of Mr. James C. Chesley as an At-Large (Citizen) Representative to the Northern Virginia Planning District Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

#### **TREE COMMISSION**

Supervisor Dix moved the appointment of Mr. William R. Hoppe to fill the unexpired term of Mr. John Nelson as the Hunter Mill District Representative to the Tree Commission. This motion was seconded by Supervisor Hyland and carried by unanimous vote

Supervisor Dix asked unanimous consent that the Board direct staff to invite Mr. Nelson to appear before the Board to receive recognition for his volunteer service to Fairfax County. Without objection, it was so ordered.

Supervisor Kauffman moved the appointment of Ms. Darelyn Handley to fill the unexpired term of Ms. Linda Waller as the Lee District Representative to the Tree Commission. This motion was seconded by Supervisor Dix and carried by unanimous vote.

#### **TRANSPORTATION ADVISORY COMMISSION**

Supervisor Dix moved the appointment of Mr. Craig Sharon to fill the unexpired term of Ms. Maria Sasso as the Hunter Mill District Representative to the Transportation Advisory Commission. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

#### **FAIRFAX AREA COMMISSION ON AGING**

(NOTE: Earlier in the meeting, an additional appointment was made to this Commission. See Clerk's Summary page #9.)

Supervisor Bulova moved the appointment of Ms. Mary F. McWhorter to fill the unexpired term of Mr. George Miller as the Braddock District Representative to the Fairfax Area Commission on Aging. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

**AR:ar**8. **ADMINISTRATIVE ITEMS** (Tape 4)

Supervisor Hyland moved approval of the Administrative Items. This motion was seconded by Supervisor Kauffman.

Supervisor Hyland asked to amend the motion to consider Administrative Item Three separately, and this was accepted.

Supervisor Kauffman asked to amend the motion to consider Administrative Item Four separately, and this was accepted.

The question was called on the motion, as amended, which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

**ADMIN 1 - STREETS INTO THE SECONDARY SYSTEM (DRANESVILLE, LEE, MASON, PROVIDENCE AND SULLY DISTRICTS)**

- (R) Approved the request that certain streets listed in the Memorandum to the Board dated January 22, 1996 be recommended for acceptance into the State Secondary System as follows:

<u>Subdivision</u>	<u>District</u>	<u>Street</u>
Carpers Ridge	Dranesville	Millfarm Road, Route 7031
Meyer's Subdivision	Lee	Dudrow Road, Route 1297 Kyle's Landing
Webbwood	Mason	Martin Taylor Court Lillie May Way Columbia Pike, Route 244 Additional Right-of-way only
Campbell's Landing Section I	Providence	Central Avenue Judy Witt Lane

Westport, Sections  
11 and 12

Sully

Stillfield Place,  
Route 8570  
Welton Drive  
Welton Court  
Martins Brandon Way  
Farnam Cluster

**ADMIN 2 - INSTALLATION OF MULTI-WAY STOPS AT THE INTERSECTIONS OF TRIPLE RIDGE ROAD/ANDREW FOREST WAY/CHERRY RIDGE ROAD, TRIPLE RIDGE ROAD/BAYBERRY RIDGE ROAD, AND BAYBERRY RIDGE ROAD/CHESTNUT RIDGE ROAD (SPRINGFIELD DISTRICT)**

Approved the endorsement of the installation of multi-way stops at the following intersections:

- Triple Ridge Road (Route 6081) and Andrew Forest Way (Route 8230) and Charry Ridge Road (Route 8230);
- Triple Ridge Road and Bayberry Ridge Road (Route 8231);
- Bayberry Ridge Road and Chestnut Ridge Road (Route 8232); and
- Directed staff to request the Virginia Department of Transportation (VDOT) to approve the installation of the multi-way stops and install these signs at the earliest possible date.

**ADMIN 3 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 83 (BOATING), ARTICLE 4**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#9.)

**ADMIN 4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING FLOODPLAIN REGULATIONS**

(NOTE: Later in the meeting, action was taken on this item. See Clerk's Summary Item CL#10.)

**ADMIN 5 - SUPPLEMENTAL APPROPRIATION RESOLUTION (SAR) AS 96057 FOR FAIRFAX-FALLS CHURCH COMMUNITY SERVICES BOARD ACCEPTANCE OF ADDITIONAL FUNDING FROM THE NORTHERN VIRGINIA PLANNING DISTRICT COMMISSION (NVPDC) FOR THE RYAN WHITE COMPREHENSIVE AIDS RESOURCE EMERGENCY ACT**

(SAR) Approved Supplemental Appropriation Resolution (SAR) AS 96057 in the amount of \$4,253 from the Northern Virginia Planning District Commission (NVPDC) to provide mental health services to persons infected with HIV.

9. **ADMIN 3 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 83 (BOATING), ARTICLE 4** (Tape 4)

(A) (NOTE: Earlier in the meeting, action was taken to consider Administrative Item Three separately. See Clerk's Summary Item CL#8.)

Following discussion, with input from William J. Heffron, Director, Planning and Research Branch, Police Department, Supervisor Gross moved that the Board authorize the advertisement of a public hearing to be held before the Board on **February 12, 1996 at 4:30 p.m.** on the proposed amendment to the Code of the County of Fairfax, Chapter 83 (Boating), Article 4, to bring the Code of the County of Fairfax in line with Title 29.1 of the *Code of Virginia*. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

10. **ADMIN 4 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING FLOODPLAIN REGULATIONS** (Tape 4)

(A)

(R) (NOTE: Earlier in the meeting, action was taken to consider Administrative Item Four separately. See Clerk's Summary Item CL#8.)

Following discussion, with input from Michael R. Congleton, Deputy Zoning Administrator, Ordinance Administration Branch, Zoning Administration Division, Office of Comprehensive Planning, Supervisor Connolly moved adoption of the Resolution authorizing the advertisement of a public hearing to be held before the Planning Commission on February 28, 1996, and before the Board on **April 8, 1996 at 4:00 p.m.** on the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding Floodplain Regulations. This motion was seconded by Supervisor Hyland and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

11. **A-1 - APPOINTMENT OF MEMBERS TO THE FAIRFAX COUNTY SOLID WASTE AUTHORITY (COUNTYWIDE)** (Tape 4)

(APPTs)

On motion of Supervisor Hyland, seconded by Supervisor Bulova, and carried by unanimous vote, the Board concurred in the recommendation of staff and appointed/reappointed the following successors to the Members of the Solid Waste Authority:

**Appointments:**

- Providence District Supervisor Gerry E. Connolly;
- Mason District Supervisor Penelope A. Gross;
- Lee District Supervisor Dana Kauffman; and
- Dranesville District Supervisor Stuart Mendelsohn.

**Reappointments:**

- Braddock District Supervisor Sharon Bulova;
- Hunter Mill District Supervisor Robert B. Dix;
- Sully District Supervisor Michael R. Frey;
- Chairman Katherine Hanley;
- Mount Vernon District Supervisor Gerry Hyland;  
and
- Springfield District Supervisor Elaine McConnell.

12. **A-2 - PARKING REDUCTION FOR THE SPECTRUM AT RESTON TOWN CENTER (HUNTER MILL DISTRICT)** (Tape 4)

*Supervisor Dix moved that the Board concur in the recommendation of staff and approve a 6.8 percent reduction of the required on-site parking for Section 91 of The Spectrum at Reston Town Center pursuant to Paragraph Four, Section 11-102 of the Zoning Ordinance subject to the conditions outlined in the Memorandum to the Board dated January 22, 1996, with an amendment to the next to last condition on page 32 pertaining to the four bus shelters, deleting the word "safe." This motion was seconded by Supervisor Connolly and, as amended, carried by unanimous vote.*

13. **A-3 - AUTHORIZATION TO AWARD \$50,000 FROM THE PREDEVELOPMENT FUND TO THE FAIRFAX COUNTY**



REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO  
CONDUCT PRELIMINARY STUDIES RELATED TO THE  
CONSTRUCTION OF LITTLE RIVER GLEN II ELDERLY HOUSING  
DEVELOPMENT (BRADDOCK DISTRICT) (Tape 4)

*On motion of Supervisor Bulova, seconded by Supervisor Connolly, and carried by unanimous vote, the Board concurred in the recommendation of staff and authorized the award of \$50,000 from the Predevelopment Fund, Subfund 182, Housing Trust Fund, to*

the Fairfax County Redevelopment and Housing Authority (FCRHA) to conduct preliminary studies related to the construction of Little River Glen II elderly housing development.

14. A-4 - AUTHORIZATION TO AWARD \$250,000 FROM THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDGB) AFFORDABLE HOUSING FUND AND \$50,000 FROM THE HOUSING TRUST FUND TO ROBERT PIERRE JOHNSON HOUSING CORPORATION (RPJ) FOR THE ACQUISITION AND REHABILITATION OF ORRINGTON COURT APARTMENTS (PROVIDENCE DISTRICT) (Tape 4)

Supervisor Connolly moved that the Board concur in the recommendation of staff and authorize the award of \$250,000 from the Community Development Block Grant (CDBG) Affordable Housing Fund in the form of a deferred trust loan and \$50,000 from the Housing Trust Fund in the form of an equity contribution to Robert Pierre Johnson Housing Corporation (RPJ) for the acquisition and rehabilitation of Orrington Court Apartments. This motion was seconded by Chairman Hanley.

Following discussion, with input from Michael J. Scheurer, Director, Development Division, Department of Housing and Community Development (HCD), Supervisor Dix asked to amend the motion to include a recommendation that, in the future, all items such as this be coordinated with the Board's Housing Subcommittee, and this was accepted.

Following further discussion, the question was called on the motion, as amended, which carried by unanimous vote.

15. A-5 - AUTHORIZATION TO ADVERTISE A PUBLIC HEARING FOR THE PURPOSE OF SOLICITING PUBLIC COMMENT ON THE SELECTION OF A

**SITE FOR A MAJOR LEAGUE BASEBALL PARK (COUNTYWIDE)** (Tape 4)

- (A) Supervisor Frey moved that the Board concur in the recommendation of staff and authorize the advertisement of a public hearing to be held before the Board on **March 18, 1996 at 7:00 p.m.** for the purpose of soliciting public comment on possible sites for a major league baseball park, specifically including the three sites identified by the Site Selection Task Force. This motion was seconded by Supervisor Dix.

Following discussion, Supervisor Bulova and Supervisor Hyland asked to amend the motion to direct staff to include notification of this public hearing to residents in the general area of the possible three sites, and this was accepted.

The question was called on the motion, as amended, which carried by a vote of nine, Supervisor Connolly being out of the room.

Supervisor Dix briefed the Board on the legislative issues involved in the establishment of a Statewide study commission to examine potential financing mechanisms where the State might be able to assist in some of the costs related to the financing of the facility itself.

16. **C-1 - APPEAL BY PULTE HOME CORPORATION OF SALES PRICES ESTABLISHED BY THE COUNTY EXECUTIVE FOR 10 AFFORDABLE DWELLING UNITS TO BE PROVIDED IN SECTIONS ONE AND TWO OF THE SYCAMORES AT VAN DORN (LEE DISTRICT)** (Tape 4)

Supervisor Kauffman asked unanimous consent that the Board defer action on Consideration Item One until after today's Executive Session. Without objection, it was so ordered.

(NOTE: Later in the meeting, action was taken by the Board on this appeal. See Clerk's Summary Item CL#98.)

17. **I-1 - EXCHANGE OF METRO CAPITAL IMPROVEMENT BOND FUNDS AND STATE AID (COUNTYWIDE)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated January 22, 1996 requesting authorization for staff to work with the Northern Virginia Transportation Commission (NVTC) to exchange \$746,585 in Fairfax County State Aid for \$746,585 in Metro Capital Improvement Bond Funds currently allocated to the Cities of Fairfax and Falls Church in January 1996.

Following a brief discussion, with input from Shiva K. Pant, Director, Office of Transportation, the staff was directed administratively to proceed as proposed.

18. **I-2 - FISCAL YEAR (FY) 1997-2001 CAPITAL IMPROVEMENT PROGRAM (CIP)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated

January 22, 1996 presenting information regarding the Fiscal Year (FY) 1997-2001 Capital Improvement Program (CIP) timeframe for public hearings and approval.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Bulova, Chairman, Budget Subcommittee, concurred in the recommendation of staff and noted that, once the budget process is complete, the Board needs to schedule another CIP Work Session as has been done in the past.

In addition, Supervisor Bulova noted that, during the next Budget Subcommittee meeting, one of the agenda items to be addressed will be the effect of the budget decisions on the CIP.

19. **I-3 - BUSINESS, PROFESSIONAL AND OCCUPATIONAL LICENSE (BPOL) AND PROCUREMENT** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated January 22, 1996 presenting information regarding the Business, Professional and Occupational License (BPOL) and procurement.

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

- Examine why less than half of the contracts awarded by Fairfax County are awarded to businesses located in the County;
- Solicit the participation of both the Fairfax County Chamber of Commerce and the Associated Builders and Contractors Association to examine this particular matter;
- Provide the Board with information related to these types of percentages from other jurisdictions, i.e. Henrico, Arlington, Loudoun, and/or Prince William Counties; and
- Provide a five year history of these percentages broken down as shown on the chart on page 56 of the Memorandum to determine whether there is a reason Fairfax County needs to examine its own procurement policies.

This motion was seconded by Supervisor Kauffman.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked to amend the motion to request staff to examine the legal issues as well, and this was accepted.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Hyland asked to amend the motion to direct staff to provide information on the historical data with regard to the results of the County's present process which permits companies inside and outside Fairfax County to bid and the financial impact upon the County of those bids which have been accepted, and this was accepted.

Supervisor McConnell asked to amend the motion to direct staff to examine complaints from companies stating that Fairfax County's procurement process is too cumbersome, which discourages bidders from participating, and this was accepted.

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

20. **I-4 - SPECIAL INSPECTIONS MANUAL** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated January 22, 1996 outlining the requirements of the new *Fairfax County Special Inspections Manual* which became effective on January 1, 1996.

21. **I-5 - AWARD OF CONTRACT - FAIRHAVEN PHASE V PUBLIC IMPROVEMENTS (MOUNT VERNON DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated January 22, 1996 requesting authorization for staff to award a contract to Lobo Construction Company in the amount of \$700,696.00 for the construction of Phase V of Project 003848, Fairhaven Public Improvements, Subfund 479, Housing General Obligation Bond Construction.

The staff was directed administratively to proceed as proposed.

22. **I-6 - AWARD OF CONTRACT - BAILEY'S CROSSROADS PHASE C IMPROVEMENT (MASON DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated January 22, 1996 requesting authorization for staff to award a contract to A and W Contracting Corporation in the amount of \$662,165.45 for the construction of Project 003846, Bailey's Road Improvement Project Phase C, Phase 004, Subfund 479, Housing General Obligation Bond Construction.

The staff was directed administratively to proceed as proposed.

23. **I-7 - AWARD OF CONTRACT - FAMILY-CENTERED MODEL FOR THE CARE OF CHILDREN WITH ATTACHMENT DISORDERS** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated January 22, 1996 requesting authorization for the Purchasing Agent to complete negotiations and award a contract to The Attachment Center at Evergreen, Incorporated, in an amount not to exceed \$62,660.00 for the two-year grant period.

Following a brief discussion, with input from Suzanne C. Manzo, Director, Department of Family Services, the staff was directed administratively to proceed as proposed.

24. **I-8 - AUTHORIZATION FOR THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) TO ENTER INTO A CONTRACT WITH THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER FOR RENOVATION OF CEDAR RIDGE APARTMENTS (HUNTER MILL DISTRICT)** (Tape 4)

The Board next considered an Item contained in the Memorandum to the Board dated January 22, 1996 requesting authorization for the Fairfax County Redevelopment and Housing Authority (FCRHA) to award a contract to Ronald Hsu Construction Company, Incorporated, in the amount of \$879,770.00 for the renovation of the Cedar Ridge Apartments.

The staff was directed administratively to proceed as proposed.

**BOARD MATTERS****25. NO REQUIREMENT BY CODE OF VIRGINIA FOR APPOINTMENT OF A TIE-BREAKER AT THE BEGINNING OF A NEW BOARD'S TERM** (Tape 4)

Chairman Hanley informed Board Members that, due to a recent change in the *Code of Virginia*, there is no longer a requirement for the Board to appoint a tie-breaker at the beginning of a new term.

**26. RESPONSE FROM THE ECONOMIC DEVELOPMENT AUTHORITY (EDA) ON THE IMPACT OF THE FEDERAL DOWNSIZING** (Tape 4)

Chairman Hanley called the Board's attention to a letter received from Gerald L. Gordon, Executive Director, Economic Development Authority (EDA), in response to the Board's recent query regarding the impact of the Federal downsizing on Fairfax County.

**27. PROCLAMATION DESIGNATING MARCH 1996 AS WOMEN'S HISTORY MONTH** (Tape 4)

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved that the Board direct staff to prepare a Proclamation, for presentation at the February 26, 1996 Board Meeting, designating March 1996 as Women's History Month in recognition of the many contributions women have made throughout history. This motion was seconded by Supervisor Dix and carried by unanimous vote.

**28. PROCLAMATION DESIGNATING FEBRUARY 1996 AS BLACK HISTORY MONTH** (Tape 4)

Chairman Hanley moved that the Board direct staff to prepare a Proclamation, for presentation at the February 12, 1996 Board meeting, designating February 1996 as Black History Month in recognition of the many contributions Black Americans have made to the history and development of the country. This motion was seconded by Supervisor Dix and carried by unanimous vote.

**29. REVISION OF LIST OF APPOINTMENTS OF BOARD MEMBERS TO INTERJURISDICTIONAL COMMITTEE** (Tape 4)

(APPTs)

With notation of a couple of errors made in the record of the appointment of Board Members to various committees at the January 8, 1996 Board meeting, Chairman Hanley moved approval of the following Revised List of page one of Appointments of Board Members to Interjurisdictional Committees:

**APPOINTMENTS TO VARIOUS REGIONAL AGENCIES, COMMITTEES,  
AND SUBCOMMITTEES FOR CALENDAR YEAR 1996  
(REVISED)**

**INTERJURISDICTIONAL COMMITTEES**

**ALEXANDRIA**

Gerald Hyland, Chairman  
Penelope Gross  
Dana Kauffman

**FALLS CHURCH**

Gerald Connolly, Chairman  
Penelope Gross  
Stuart Mendelsohn

**ARLINGTON**

Penelope Gross, Chairman  
Gerald Connolly  
Stuart Mendelsohn

**FORT BELVOIR**

Dana Kauffman, Chairman  
Gerald Hyland

**DISTRICT OF COLUMBIA**

Katherine Hanley, Chairman  
Gerald Hyland  
Dana Kauffman  
Robert Dix

**HERNDON**

Stuart Mendelsohn, Chairman  
Robert Dix

**FAIRFAX CITY**

Sharon Bulova, Chairman  
Katherine Hanley  
Gerald Connolly  
Michael Frey  
Elaine McConnell

**LOUDOUN COUNTY**

Michael Frey, Chairman  
Robert Dix  
Stuart Mendelsohn

**PRINCE WILLIAM** -

(includes UOSA, City of Manassas, and City of Manassas Park)

Michael Frey, Chairman  
Gerald Hyland  
Elaine McConnell

This motion was seconded by Supervisor Connolly and carried by unanimous vote.



30. ADDITION OF ONE AT-LARGE MEMBER TO THE FAIRFAX COUNTY REDEVELOPMENT AND HOUSING AUTHORITY (FCRHA) (Tape 4)

(BACs)

Chairman Hanley noted that Section 15.1-768 of the *Code of Virginia* allows the Board to appoint as many as 11 persons to the Fairfax County Redevelopment and Housing Authority (FCRHA). Accordingly, Chairman Hanley moved that the Board direct staff to prepare a Consideration Item, for presentation at the February 12, 1996 Board meeting, addressing the creation of one additional At-Large Representative to FCRHA at the next Board meeting on February 12, 1996. This motion was seconded by Supervisor Connolly.

Following discussion, Supervisor Dix asked to amend the motion by requesting that the FCRHA be given an opportunity to review and comment on this matter at its next meeting scheduled for February 1, 1996, and this was accepted.

Following further discussion, including a query from Supervisor Frey regarding any "special qualifications" for this representation, the question was called on the motion, as amended, which CARRIED by a recorded vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Chairman Hanley, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Vice-Chairman Hyland voting "AYE," Supervisor Frey voting "NAY."

31. APPOINTMENT TO THE REVITALIZATION POLICY COMMITTEES (Tape 4)

(APPTs)

Chairman Hanley moved the following appointments to the Revitalization Policy Committee:

Mount Vernon District Supervisor Gerald Hyland, Chairman  
Lee District Supervisor Dana Kauffman; and  
Mason District Supervisor Penelope Gross.

This motion was seconded by Supervisor Connolly and carried by unanimous vote.

32. RECENT ISSUE OF GOVERNING MAGAZINE (Tape 4)

Chairman Hanley referred to a recent issue of *Governing Magazine* which published a chart comparing the ratio of public employees to residents in a number of localities throughout the country. She noted that Fairfax County ranks higher than a number of comparable localities.

Chairman Hanley asked unanimous consent that the Board direct staff to examine the chart which appeared in *Governing* and explain why Fairfax County government appears to have a relatively high employee to resident ratio in relation to the other jurisdictions listed on the chart. Without objection, it was so ordered.

(NOTE: Later in the meeting, there was an additional reference to *Governing Magazine*. See Clerk's Summary Item CL#57.)

33. **ALTERNATIVE TRANSPORTATION INVESTMENT STRATEGIES IN THE I-66 CORRIDOR** (Tape 4)

Chairman Hanley stated that the I-66 Major Investment Study (MIS) is looking into alternative transportation investment strategies in the I-66 Corridor. Among the alternatives being discussed is the option of adding rail down the Corridor. Because Fairfax County has an adopted Comprehensive Land Use Plan with potential rail sites, it is important that this study acknowledge accurately the site locations in the County's Comprehensive Plan.

Therefore, Chairman Hanley moved that the Board go on record supporting the potential rail sites identified in the Comprehensive Plan; request that the I-66 MIS Policy Committee not add other sites; and direct staff to transmit this action to the Chairman of the I-66 MIS Policy Committee. This motion was seconded by Supervisor Frey and carried by unanimous vote.

34. **CONCERNS OF THE FAIRFAX COUNTY CHAPTER OF THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP)** (Tape 4)

Chairman Hanley stated that she has met with the Fairfax County Chapter of the National Association for the Advancement of Colored People (NAACP) to discuss concerns of unfair employment practices and racial discrimination in Fairfax County government. Recently there were public criticisms and claims of discrimination in County government. Any accusations of discrimination, whether in evidence or perception, are serious accusations. Chairman Hanley noted her intent to continue to meet with the local NAACP to address these concerns in order to be sure that Fairfax County is the place that provides equal opportunity to all its employees.

Chairman Hanley noted that this week each Board Member received a copy of the Office of Equity Programs' Fiscal Year (FY) 1995 Work Force Diversity Report. This is the first report following the implementation of the County Diversity Plan which the Board approved in December 1994. This report is being sent to the Civil Service Commission (CSC) for its review.

Chairman Hanley stated that the CSC has two primary roles. It is responsible for hearing employee grievances and appeals, and it advises the Board, the County Executive, and the Director of the Office of Personnel on personnel policy.

To begin to address the issues of discrimination, Chairman Hanley moved that the Board direct the CSC to:

- Provide data from the last four years reflecting the number of employee complaints filed, the type of complaints, the disposition of cases; and review and analyze the FY 1995 Work Force Diversity Report and report the CSC's findings to the Board; and
- Advise the Board in response to concerns some employees have about the length of time it takes to have grievances heard by the Commission.

This motion was seconded by Supervisor McConnell.

Following discussion, Supervisor Hyland asked to amend the motion to direct the County Executive to refer the FY 1995 Work Force Diversity Report to each County agency and to review and respond to the Report in terms of the progress that has been made and any plans in the future for improvement in some areas, and this was accepted.

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

35. **NOTICE OF INTENDED REGULATORY ACTION FROM THE STATE AIR POLLUTION CONTROL BOARD** (Tape 4)

Chairman Hanley referred to a Notice of Intended Regulatory Action from the State Air Pollution Control Board and asked unanimous consent that the Board direct staff to advise whether these notices are received by them as well. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

36. **INTENT TO DEFER PUBLIC HEARINGS ON REZONING APPLICATIONS RZ 95-P-022, RZ 95-P-039, AND SPECIAL EXCEPTION APPLICATION SE 95-P-049** (Tape 4)

Supervisor Connolly announced his intent to defer, at the appropriate time later today, the public hearings on Rezoning Application RZ 95-P-022 (scheduled for 3:30 p.m.); and Rezoning Application RZ 95-P-039 and Special Exception Application SE 95-P-049 (scheduled for 4:00 p.m.).

(NOTE: Later in the meeting, Supervisor Connolly formally deferred these public hearings. See Clerk's Summary Items CL#77 and CL#83.)

37. **TRANSPORTATION SAFETY COMMISSION** (Tapes 4-5)

(BACs)

(NOTE: Earlier in the meeting, there was discussion regarding the Transportation Safety Commission. See Clerk's Summary Item CL#8.)

Supervisor Connolly stated that he has received a copy of a letter of resignation from the Transportation Safety Commission from Mr. Timothy Shea who asserts that this Commission no longer fills any substantive need. Mr. Shea subsequently recommends that this Commission be disbanded as a cost savings to the County. Supervisor Connolly noted that this matter has already been referred to the Procedures Committee for its review and recommendation.

In addition, Mr. Shea recommends that Advisory Boards and Commissions "receive no payment for their voluntary participation in the democratic process." Supervisor Connolly asked unanimous consent that the Board direct staff to examine the various commissions and advise the Board as to the fiscal impact of the elimination of these compensations. Without objection, it was so ordered.

Following a query from Supervisor Mendelsohn, Chairman Hanley asked unanimous consent that the Board direct the Clerk to the Board to ensure that each new Board Member receives an updated version of the "Appointments Book." Without objection, it was so ordered.

38. **BLIZZARD OF 1996 SNOW SUMMIT** (Tape 5)

Supervisor Connolly noted that for all Board Members the Blizzard of 1996 was truly a trial, not by fire, but by snow. For those on the Board who have repeatedly voiced alarm over the extensive cutbacks coming out of Richmond to Northern Virginia's transportation budget, it was the manifestation of the worst fears.

After voicing his appreciation for everyone's hardworking efforts in clearing the streets of Providence District, Supervisor Connolly referred to his written Board Matters and highlighted the following areas which need to be addressed:

- Subcontractors;
- Development of plowing priorities;
- Equipment breakdowns;
- Budget cuts;
- Volunteer registry;
- Sidewalk Ordinance;
- Virginia Department of Transportation (VDOT) phone system;

- Communication with Supervisors;
- Use of the National Guard; and
- County Employees.

Supervisor Connolly moved that the Board:

- Direct the County Executive to request VDOT to convene a Snow Summit to determine how VDOT can better respond to snow emergencies, to be held at the earliest possible date, and include representatives of various County agencies, business groups, citizens groups, and others whose experiences and contributions will further this effort; and
- Request VDOT to appear before the Board at a reasonable date following the summit to report the results of this effort.

This motion was seconded by Supervisor Hyland for the purpose of discussion.

Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to circulate to Board Members a copy of the "history" regarding the County's Sidewalk Ordinance. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

Supervisor Hyland asked to amend the motion to include a request that the Board direct staff to contact other jurisdictions of comparable size to Fairfax County in an effort to determine their degree of coping during the recent blizzard, and this was accepted.

Following further discussion, the question was called on the motion, as amended, which carried by unanimous vote.

(NOTE: Later in the meeting, there was additional discussion of this blizzard. See Clerk's Summary Items CL#49 and CL#66.)

PMH:pmh

39. **INTENT TO DEFER THE PUBLIC HEARING ON DEVELOPMENT PLAN AMENDMENT APPLICATION DPA 77-C-076-2 (RESTON LAND CORPORATION) (HUNTER MILL DISTRICT)** (Tape 6)

Supervisor Dix announced his intent to defer later in the meeting at the appropriate time, the public hearing on Development Plan Amendment Application DPA 77-C-076-2 (Reston Land Corporation) until February 12, 1996 at 4:30 p.m.

(NOTE: Later in the meeting, the Board took action to formally defer these Applications. See Clerk's Summary Item CL#85.)

40. **JOB FAIR** (Tape 6)

Supervisor Dix announced that on Friday, February 2, 1996 the Junior League of Northern Virginia will host a job fair designed to match employers with residents of Northern Virginia and Washington, D.C. shelters, and other individuals at risk of losing their homes. The job fair will be held from 9:00 a.m. until 1:00 p.m. at the Ramada Inn, Old Town, Alexandria.

Supervisor Dix moved that the Board direct staff to invite representatives from the Junior League of Northern Virginia to join the Board at an upcoming meeting to recognize and thank them for their service to the community. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.

41. **COMMITTEE FOR HELPING OTHERS** (Tape 6)

Supervisor Dix distributed to Board Members copies of memorandums and correspondence between himself, the County Executive and the Chairman of the Committee for Helping Others which is a non-profit organization that serves the greater Vienna area.

Supervisor Dix stated that the Committee has contacted him about the possibility of receiving a retired step-van. He said that the County Executive responded that if and when a van is retired it could be made available to the Committee with Board approval.

Therefore, Supervisor Dix moved that the Board authorize the County Executive, should this opportunity present itself, to work with the Committee for Helping Others for a replacement of their current van. This motion was seconded by Chairman Hanley and carried by a vote of nine, Supervisor McConnell being out of the room.

42. **COMMUTER TAX** (Tape 6)

Supervisor Dix said that the Board prepared correspondence for the Chairman's signature that was forwarded to the Mayor of the District of Columbia (D.C.) expressing the Board's view about the discussions and the potential for imposition of a commuter tax.

Supervisor Dix distributed to Board Members a copy of a newspaper article and the letter that the Chairman sent to the Mayor (dated July 24, 1995) and he moved that similar correspondence be addressed and forwarded to the Chairman of the D.C. Financial Control Board and Members of the Northern Virginia Congressional Delegation. This motion was seconded by Supervisor Hyland.

Following discussion, the question was called on the motion which carried by a vote of nine, Supervisor McConnell being out of the room.

43. **TOWING CONTRACTS** (Tape 6)

(BACs)

Supervisor Dix referred to the Towing Advisory Commission and a Request for Proposal (RFP) for towing contracts and he asked unanimous consent that the Board direct staff to:

- Provide a status report on this issue; and
- Report with an Information Item to update the Board on the towing contract and why there appears to be discontent “within the ranks” when at the last meeting in September there was collective agreement on the direction that was being taken.

Without objection, it was so ordered.

44. **SCHOOLS AND COUNTY TO WORK TOGETHER TO CONSOLIDATE ACTIVITIES** (Tape 6)

Supervisor Dix said that there has been a need to review opportunities of agencies of the County to consolidate activities to evaluate opportunities to be more efficient and cost effective in the delivery of service. He said that at the top of the list has been a discussion and examination about opportunities to combine activities between the General County and the County School System. He said that he recently received a memorandum and a “notebook” reviewing 17 different possibilities with attached recommendations and that these recommendations have not been addressed.

Following discussion, with input from William J. Leidinger, County Executive, Supervisor Bulova moved that the Board direct staff to:

- Forward copies of this Report to Members of the School Board along with a cover letter from the Board of Supervisors under the Chairman’s signature, advising the School Board that the Board is eager to work with them to explore opportunities to realize savings through cooperative efforts. The letter should further request that the



School Board direct the Superintendent of Schools to begin working with the County Executive as expeditiously as possible to identify areas where significant savings and/or efficiencies are possible, but that other things should be explored including “no-brainers.”

Because some of these areas may involve policy issues that would have to be considered by both Boards, Supervisor Bulova further moved that the Board direct staff to:

- Place these issues on the Agenda for a future Reorganization Subcommittee meeting and that the meeting be scheduled as expeditiously as possible;
- Inform and invite the School Board and/or its representatives to join the Board to pursue areas where savings may be attained.

This motion was seconded by Supervisor Dix.

Following discussion, Supervisor Bulova amended her motion to include the review of opportunities for other County organizations within the County that could benefit from streamlining, and this was accepted.

The question was called on the motion, as amended, which carried by a vote of nine, Supervisor McConnell being out of the room.

45. **LINES OF BUSINESS (LOBS) REVIEW FOR FISCAL YEAR (FY) 1997** (Tape 6)

Supervisor Kauffman noted that the Board will soon be receiving the Lines of Business (LOBS) Review for Fiscal Year (FY) 1997 budget. For comparison purposes so that the Board can more clearly identify new programs which were added by mandate or by community request during the period of greatest economic growth, Supervisor Kauffman asked unanimous consent that the Board direct staff to provide a matrix to determine if all of the programs identified (700+ Lines of Business) in the FY 1997 budget were in place for FY 1980 and FY 1990. Without objection, it was so ordered.

46. **CONCURRENT PROCESSING AND EXPEDITED REVIEW OF SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 85-L-059-3 (BSI, INCORPORATED, T/A BROWNE ACADEMY)** (Tape 6)

Supervisor Kauffman stated that BSI, Incorporated, t/a Browne Academy (“School”) recently had a Special Exception Amendment Application SEA 85-L-059-2 approved to permit the construction, in phases, of additional buildings and associated improvements. The school was subsequently informed that a Category Six Special Exception was required to permit work within the 100-year floodplain and an amendment to the application has been filed.

Supervisor Kauffman noted that the construction of the proposed lower school classroom building needs to be completed prior to the commencement of the fall semester, 1996 to

avoid a major disruption to the operation of the school. To meet this schedule the Application requires expedited review and processing. The Site Plan associated with Phase I of Special Exception Amendment Application SEA 85-L-059-3 requires expedited review and processing, and the footing and foundation plan and building plans require concurrent processing with the Site Plan.

Therefore, Supervisor Kauffman moved that the Board approve the:

- Concurrent processing of the Phase I Site Plan and Special Exception Amendment Application SEA 85-L-059-3; and
- Expedited review and processing of Special Exception Amendment Application SEA 85-L-059-3 and the Phase I Site Plan.

Supervisor Kauffman said that the motion shall be effective as of this date. He added that this motion should not be construed as a favorable recommendation by the Board for the proposed Application and does not relieve the applicant from compliance with the provisions of all applicable ordinances, regulations or adopted standards. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor McConnell being out of the room.

47. **REQUEST FOR SIMULTANEOUS PROCESSING FOR THE SUBDIVISION PLANS FILED FOR PINEY RUN SUBDIVISION DURING THE PROCESSING OF REZONING APPLICATION RZ 95-D-053** (Tape 6)

Supervisor Mendelsohn moved that the Board direct the Director of the Department of Environmental Management (DEM) to simultaneously process the Subdivision Plans filed for Piney Run Subdivision during the processing of Rezoning Application RZ 95-D-053 for property located at approximately Springvale Road and Route 7 in Great Falls, Tax Map Reference 012-4-1-47-G. Simultaneous processing would allow the applicant to move forward at his own risk to do engineering on the site and to potentially save months in the approval process. He said that this motion does not anticipate support by this Supervisor or by the Board for the Rezoning Application which will be considered at a later date or for approval of the Subdivision Plan. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor Dix being out of the room.

48. **GOLDMINE ROAD PROPERTY** (Tape 6)

Supervisor Mendelsohn referred to the Goldmine Road property and said that the property is under violation for any further work or activity. He noted that no further work can occur on this site without a revised Site Plan and currently one has not been submitted. Supervisor Mendelsohn moved that the Board direct staff to continue to monitor this case and report as expeditiously as possible on what avenues of action may be available to the County regarding this property. This motion was seconded by Chairman Hanley and carried by a vote of eight, Supervisor Connolly and Supervisor Dix being out of the room.

49. **FAIRFAX COUNTY'S ROLE IN SNOW REMOVAL** (Tape 6)  
(NOTE: Earlier in the meeting, there was discussion and action regarding the "Blizzard of 1996." See Clerk's Summary Item CL#38.)

Supervisor Mendelsohn referred to the recent "Blizzard of 1996" and stated that his office received a number of calls inquiring about County snow removal. He asked unanimous consent that the Board direct staff to respond with information regarding what the County's role is regarding snow removal and what are the County's assets. Without objection, it was so ordered.

(NOTE: Later in the meeting, there was additional discussion regarding the "Blizzard of 1996." See Clerk's Summary Item CL#66.)

50. **FAIRFAX COUNTY TELECOMMUNICATIONS LAND USE REGULATIONS TASK FORCE (MONOPOLES) RECOMMENDATIONS** (Tape 6)

(BACs)

Supervisor Mendelsohn referred to the Fairfax County Telecommunications Land Use Regulations Task Force (Monopoles) and expressed concern about the urgency of a recommendation from the Task Force.

Therefore, Supervisor Mendelsohn moved that the Board direct the Task Force to report with recommendations or a recommended Policy by May 1, 1996. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor Dix being out of the room.

51. **TOWN MEETINGS FOR DRANESVILLE DISTRICT** (Tape 6)

Supervisor Mendelsohn announced the following schedule for upcoming Town Meetings:

- January 30, 1996 at 7:30 p.m. at the Hoover building located in Herndon;
- January 31, 1996 at 7:30 p.m. at the McLean Community Center for the McLean/Falls Church area; and
- February 1, 1996 at 7:30 p.m. at the Grange for the Great Falls community.

For further information please call (703) 356-0551.

52. **INTENT TO DEFER THE PUBLIC HEARING ON REZONING APPLICATION RZ 95-Y-016 AND SPECIAL EXCEPTION APPLICATION SE 95-Y-024 (CHANTILLY 50-28 ASSOCIATES, LIMITED PARTNERSHIP) (SULLY DISTRICT)** (Tape 6)

Supervisor Frey announced his intent to defer later in the meeting at the appropriate time, the public hearing on Rezoning Application RZ 95-Y-016 and Special Exception Application SE 95-Y-024 (Chantilly 50-28 Associates, Limited Partnership) until February 12, 1996 at 5:30 p.m.

(NOTE: Later in the meeting, the Board took action to formally defer these Applications. See Clerk's Summary Item CL#84.)

53. **REQUEST FOR CONCURRENT PROCESSING FOR PRELIMINARY AND FINAL SUBDIVISIONS PLANS REGARDING SPECIAL EXCEPTION APPLICATION SE 95-Y-062** (Tape 6)

Supervisor Frey moved that the Board direct the Department of Environmental Management (DEM) to concurrently process Preliminary and Final Subdivision Plans for a conventional R-1 subdivision on 35 acres, located on Tax Map Number 35-4, which is the subject of Special Exception Application SE 95-Y-062. This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Dix and Supervisor Mendelsohn being out of the room.

54. **REQUEST FOR AN EXPEDITED PUBLIC HEARING FOR SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 88-S-013 (STAR ENTERPRISES)** (Tape 6)

Supervisor Frey said that Star Enterprises has filed a Special Exception Amendment Application for extension of a canopy at their existing gas station site in the Union Mill Shopping Center. This is a minor application that can be dealt with in a short period of time, and the applicant has requested an expedited Board public hearing date. Because there are no land use concerns associated with this application, Supervisor Frey moved that the Board direct staff to schedule a public hearing to be held before the Board on Special Exception Amendment Application SEA 88-S-013 as soon after the March 13, 1996 Planning Commission public hearing. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix and Supervisor Mendelsohn being out of the room.

NV:nv

55. **HUMAN SERVICES AND PUBLIC SAFETY POLICY COMMITTEE MEETING OF THE METROPOLITAN WASHINGTON COUNCIL OF GOVERNMENTS (COG)** (Tape 7)

Supervisor Gross briefed the Board on the Human Services and Public Safety Policy Committee (HSPSPC) meeting of the Metropolitan Washington Council of Governments

(COG) which she had attended on January 19, 1996. She stated that the Washington Regional Alcohol Program (WRAP) presented a report and noted that she had distributed to the Board a series of charts and graphs which was part of the report. She commended the Police Department for its outstanding enforcement of Driving under the Influence (DUI) and Driving While Intoxicated (DWI) laws.

Supervisor Gross offered to share additional information on other reports presented: COG Public Health and Drinking Water Conference, High Intensity Drug Trafficking Area Program, and current issues in correctional facilities. She noted that the next meeting for COG's HSPSPC is scheduled for March 15, 1996.

56. **REMEMBRANCE OF THE LATE MS. DOROTHY AMERICA KEYES** (Tape 7)

Supervisor Gross noted the death of Ms. Dorothy America Keyes, a lifetime resident of the County. She was 90 years old. Ms. Keyes' family owned the original Oasis Farm, a portion of which now is Lincolnia Park in the eastern end of Mason District.

Supervisor Gross extended condolences to Ms. Keyes' sister, Ms. Alma Keyes, and her nephew, Mr. Wendell Keyes and family.

57. **GOVERNING MAGAZINE** (Tape 7)

(NOTE: Earlier in the meeting, there was a reference to an article in *Governing Magazine*. See Clerk's Summary Item CL#32.)

Supervisor Gross referred to a comment earlier in the meeting regarding *Governing Magazine* and asked unanimous consent that the Board direct the County Executive to ensure that all Members of the Board receive copies of articles that mention Fairfax County, provided this is not prohibited by copyrights. Chairman Hanley clarified the request as a directive to the staff to provide the opportunity to subscribe to this monthly magazine. Without objection, it was so ordered.

58. **DIRECTIONAL SIGNAGE TO THE GOVERNMENT CENTER** (Tape 7)

Supervisor Gross reminded the Board that last summer (July 17, 1995) Supervisor Hyland had raised the issue of the necessity of better directional signage for the Government Center. She indicated a need for better signs on Route 66 and a larger sign for the turn on Route 608 South (West Ox Road). Accordingly, she asked unanimous consent that the Board endorse Supervisor's Hyland's previous request which was to direct staff to:

- Review this matter again; and
- Return with suggestions for improving the signage to and from the Government Center complex.

Without objection, it was so ordered.

Following discussion, Supervisor Hyland asked unanimous consent that the Board direct staff to review the size of the sign on Route 50 indicating the direction of the Government Center. Without objection, it was so ordered.

Following discussion, with input from William J. Leidinger, County Executive, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to provide the Board with any outstanding issues with the Virginia Department of Transportation (VDOT) regarding these Government Center signs. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

59. **ZONING ORDINANCE REGARDING RENTAL VEHICLES** (Tape 7)

In reference to a Zoning Ordinance regarding rental vehicles, Supervisor McConnell asked unanimous consent that the Board direct staff to:

- Provide clarification as to where rental vehicles can be parked; and
- Indicate when this issue would return to the Board for its consideration.

Without objection, it was so ordered.

Supervisor Frey stated that this issue will be considered by the Development Process Committee on Tuesday, January 30, 1996 as part of the Zoning Ordinance Priority Work List for 1996.

60. **ANIMAL SHELTER ISSUES** (Tape 7)

Supervisor McConnell asked unanimous consent that the Board direct staff to provide an update as to what was being done to remedy the situation regarding issues at the Animal Shelter as reported in the media so that she could inform her constituents. She reminded the Board that it has not reviewed the issue of filling the vacant Deputy County Executive for Public Safety position, under whose responsibility these issues would have fallen, and further asked that the Board direct staff to review this position for possible action. Without objection, it was so ordered.

Supervisor Frey, Member, Selection Advisory Committee for the Director of Animal Control, stated that the advertisement for that position closed December 5, 1995; the Committee has met once; interviews with select candidates are scheduled for Tuesday and Wednesday, January 23 and 24, 1996; and a recommendation will be forthcoming soon thereafter.

61. **EXPEDITED PROCESSING AND WAIVER OF FEES FOR PROPOSED EXPANSION OF THE ROBINSON RESIDENTIAL PERMIT PARKING DISTRICT (RPPD)** (Tape 7)

Supervisor Bulova stated that student parking on residential streets around Robinson Secondary School continues to be a serious problem. She said that while enforcement of parking violations by the West Springfield District Police has been vigorous, and they are to be commended for their efforts, expansion of the Robinson Residential Permit Parking District (RPPD) is the best solution.

Supervisor Bulova stated that she has forwarded the petition for the expansion of the RPPD to the Office of Transportation requesting relief on Pumphrey Court. Accordingly, she moved that the Board direct staff to waive the fees and to proceed as expeditiously as possible. This motion was seconded by Supervisor Frey and carried by a vote of nine, Supervisor McConnell being out of the room.

62. **RECYCLING SHOULD NOT TAKE A HOLIDAY** (Tape 7)

Supervisor Hyland referred to his written Board Matters, as distributed to the Board, and called the Board's attention to a problem in the Mount Vernon community concerning the collection of recyclable items because of successive holidays and the snow. When recycling pickups fall on a holiday, citizens must wait for the next regularly scheduled pickup.

Accordingly, Supervisor Hyland asked unanimous consent that the Board direct staff to review the recycling contract, practice and policy to consider a change to schedule pickups on the next successive day when holidays occur on regularly scheduled pickups two weeks in a row.

63. **POLICY FOR SETTING OF TAX ASSESSMENT FOR NEIGHBORHOODS INVOLVED IN COMMUNITY IMPROVEMENT PROGRAMS NEEDS TO BE REVIEWED** (Tape 7)

Supervisor Hyland called the Board's attention to his written Board Matter, as distributed to the Board, which concerns setting tax assessments for those areas receiving community improvements -- storm drainage, streets, and sidewalks.

Supervisor Hyland stated that presently there is a process of asserting liens on homeowners who are in neighborhood improvement areas and he cited the language in the Resolution that is included with the deed recordation for the Circuit Court. This language is still unclear to some lenders. He noted that even though an area may be designated for neighborhood improvements, those improvements may await construction for several years. Supervisor Hyland asserted that this program and future liens should not be used by lenders as a reason not to lend and have a valid second lien on properties.

Therefore, Supervisor Hyland asked unanimous consent that the Board direct staff to review existing policies, procedures and language in the Resolution to find a better way to communicate or provide explanatory language which would deal with situations

similar to the one described in his written documentation so that homeowners may not experience any additional difficulty when they are selling, refinancing, or borrowing against their homes. Without objection, it was so ordered.

64. **MOUNT VERNON'S NINTH ANNUAL TOWN MEETING SCHEDULED FOR SATURDAY, JANUARY 27, 1996** (Tape 7)

Supervisor Hyland announced that the Annual Town Meeting in the Mount Vernon District will be held on Saturday, January 27, 1996, 9:00 a.m. until 1:00 p.m. at Mount Vernon High School in the "Little Theatre" Auditorium, 8515 Old Mount Vernon Road. He invited all Members of the Board, as well as all Fairfax County citizens, to attend.

Supervisor Hyland indicated that invited panelists include William J. Leidinger, County Executive; Dr. Robert Spillane, Fairfax County Schools Division Superintendent; Kristin Amundson, School Board Chairman; Dana Kauffman, Lee District Supervisor; Kathleen Mitchell, Revitalization Director, Department of Housing and Community Development (HCD); and Captain Michael LoMonaco, Mount Vernon District Police Station Commander.

65. **REQUEST FOR CONCURRENT PROCESSING FOR REZONING APPLICATION RZ 95-V-013 AND FINAL DEVELOPMENT PLAN APPLICATION FDP 95-V-013** (Tape 7)

Supervisor Hyland stated that the attorney for the developer associated with the Mount Air project asked to defer the public hearings for the associated applications presently scheduled for February. Accordingly, he moved that the Board direct staff to:

- Defer the public hearings for Rezoning Application RZ 95-V-013 and Final Development Plan Application FDP 95-V-013 until **March 11, 1996 at 3:30 p.m.;** and
- Concurrently process the Preliminary and Final Subdivision Plans associated with these Applications.

Supervisor Hyland noted that this action does not indicate any position by the Board on the approval of these Applications.

This motion was seconded by Chairman Hanley and carried by a vote of seven, Supervisor Dix, Supervisor Frey, and Supervisor McConnell being out of the room.

66. **SNOW REMOVAL** (Tape 7)

(NOTE: Earlier in the meeting, snow removal was discussed. See Clerk's Summary Items CL#38 and CL#49.)



Supervisor Hyland expressed his appreciation to Mr. Jimmy Simmons and the staff of the Newington Maintenance Facility of the Virginia Department of Transportation (VDOT) for their snow removal efforts in the Mount Vernon District. Supervisor Kauffman echoed his appreciation.

67. **DEER POPULATION IN FAIRFAX COUNTY** (Tape 7)

Chairman Hanley called the Board's attention to a letter from a Dranesville District resident concerning the deer population in the County. She relinquished the Chair to Vice-Chairman Hyland and asked unanimous consent that the Board direct staff to review the letter and analyze the problem. Without objection, it was so ordered.

Vice-Chairman Hyland returned the gavel to Chairman Hanley.

68. **RECESS/EXECUTIVE SESSION** (Tape 7)

At 1:35 p.m., Supervisor Connolly moved that the Board recess and go into Executive Session for discussion or consideration of matters enumerated in *Virginia Code* Section 2.1-344 and listed in the Agenda as well as for discussion of actual and probable litigation and other specific legal matters requiring the provision of legal counsel, as well as:

- *West 50 Limited Partnership, et al., versus Board of Supervisors of Fairfax County, Virginia, At Law Number 128703;*
- *Lucy Ellen Gibson Berkebile versus Board of Supervisors of Fairfax County, Virginia, At Law Number 141281;*
- *David J. Berkebile versus Board of Supervisors of Fairfax County, Virginia, At Law Number 140828;*
- *Winfield, et al., versus Board of Supervisors of Fairfax County, Virginia, At Law Number 140909;*
- *FCS Building Association, et al., versus Board of Supervisors of Fairfax County, At Law Number 128900;*
- Claim of Broyhill Homes, Incorporated;
- *McWilliams versus Board of Supervisors of Fairfax County, Virginia, Ward Lee Cash, Jr., Miguel Boschulte, Carl Helmandollar, Trevor Pinnock, Elmer Powell, David Puckett, James Riddle, Charles Shelton and Douglas Witsman, Number 94-1607 (4th Cir.) formerly C.A. Number 93-1284-A (E.D. Va.) and Mark McWilliams versus Ward Lee Cash, Jr., Miguel Boschulte, Carl Helmandollar, Trevor Pinnock, David Puckett, James Riddle, Charles Shelton and Douglas Witsman, At Law Number 132548;*

- *Ahmed Elrefai and Geotechnical and Material Testing, Incorporated versus The County of Fairfax, Virginia, Irving Birmingham, Sophie Zager and Brian Smith, Civil Action Number 96-26-A (E.D. Va.);*
- Blue Plains Intermunicipal Agreement of 1985;
- Status of Erroneous Tax Assessment Cases;
- Status of Employee Discrimination Cases.
- Consideration Item C-1 - Appeal by Pulte Home Corporation of Sales Prices Established by the County Executive for 10 Affordable Dwelling Units to be Provided in Sections One and Two of the Sycamores at Van Dorn (Lee District); and
- Special Exception Amendment Application SEA 80-M-140 (Mason District).

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

At 4:00 p.m., the Board reconvened in the Board Auditorium with all Board Members being present, and with Chairman Hanley presiding.

### **ACTIONS FROM EXECUTIVE SESSION**

69. **CERTIFICATION BY BOARD MEMBERS REGARDING ITEMS DISCUSSED IN EXECUTIVE SESSION** (Tape 8)

Supervisor Bulova moved that the Board of Supervisors certify that, to the best of its knowledge, only public business matters lawfully exempted from the open meeting requirements prescribed by the Virginia Freedom of Information Act and only matters identified in the motion to convene Executive Session were heard, discussed, or considered by the Board during the Executive Session. This motion was seconded by Supervisor Hyland and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

Chairman Hanley noted, for the record, that Supervisor McConnell was absent for the discussion of one item.

70. **SETTLEMENT OF LUCY ELLEN GIBSON BERKEBILE VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA** (Tape 8)

Supervisor Frey moved that the Board authorize the settlement of *Lucy Ellen Gibson Berkebile versus Board of Supervisors of Fairfax County, Virginia*, At Law Number 141281, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

71. **SETTLEMENT OF DAVID J. BERKEBILE VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA** (Tape 8)

Supervisor Frey moved that the Board authorize the settlement of *David J. Berkebile versus Board of Supervisors of Fairfax County, Virginia*, At Law Number 140828 according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

72. **SETTLEMENT OF WINFIELD, ET AL., VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA, AT LAW NUMBER 140909** (Tape 8)

Supervisor Frey moved that the Board authorize the settlement of *Winfield, et al., versus Board of Supervisors of Fairfax County, Virginia*, At Law Number 140909, according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

73. **SETTLEMENT OF WEST 50 LIMITED PARTNERSHIP, ET AL., VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, VIRGINIA, AT LAW NUMBER 128703** (Tape 8)

Supervisor Frey moved that the Board authorize the settlement of *West 50 Limited Partnership, et al., versus Board of Supervisors of Fairfax County, Virginia*, At Law Number 128703 according to the terms and conditions outlined by the County Attorney in Executive Session. This motion was seconded by Supervisor Dix and carried by unanimous vote.

74. **FCS BUILDING ASSOCIATION VERSUS BOARD OF SUPERVISORS OF FAIRFAX COUNTY, AT LAW NUMBER 128900** (Tape 8)

Supervisor Mendelsohn moved that the Board reject the settlement offer, the terms of which were outlined by the County Attorney in Executive Session, in the matter *FCS Building Association versus Board of Supervisors of Fairfax County*, At Law Number 128900, and authorize the filing of a counterclaim in that case. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

75. **3:30 P.M. - ANNUAL MEETING OF THE FAIRFAX COUNTY SOLID WASTE AUTHORITY** (Tape 8)

At 4:00 p.m., the Annual Meeting of the Fairfax County Solid Waste Authority was called to order by Chairman Hanley in accordance with Article III, Section 1 of the Bylaws.

Supervisor Mendelsohn moved that the Board appoint the following officers to the Fairfax County Solid Waste Authority:

**OFFICERS**

Katherine K. Hanley Chairman, Fairfax County Board of Supervisors	Chairman
Gerald W. Hyland Vice-Chairman, Fairfax County Board of Supervisors	Vice-Chairman
Nancy Vehrs Clerk to the Fairfax County Board of Supervisors	Secretary
Susan S. Planchon Director, Office of Finance	Treasurer
David P. Bobzien County Attorney	Attorney
William J. Leidinger County Executive	Executive Director

This motion, the second to which was inaudible, carried by unanimous vote.

Supervisor Kauffman moved the appointment of John W. di Zerega, Director, Department of Public Works (DPW), to serve as the Authority Representative. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

Supervisor Hyland moved approval of the minutes of the February 27, 1995 meeting of the Fairfax County Solid Waste Authority. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

*Following a brief statement by Mr. di Zerega, Supervisor Hyland moved that the Board authorize the Director of the Department of Public Works to proceed with the addition of a non-ferrous metals*

*recovery system at the I-95 Energy/Resource Recovery Facility. This motion was seconded by Supervisor Mendelsohn.*

Supervisor Hyland congratulated staff for realizing this project.

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

Supervisor Hyland moved approval of the Financial Report for the Authority as contained in the Memorandum to the Board dated January 22, 1996. This motion was seconded by Supervisor Dix and carried by unanimous vote.

Supervisor Connolly moved to adjourn the meeting. This motion was seconded by Supervisor Hyland and carried by unanimous vote.

At 4:05 p.m., the Annual Meeting of the Fairfax County Solid Waste Authority adjourned.

SBE:sbe

76. **3:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 3 (COUNTY EMPLOYEES), ARTICLE 8, REGARDING ELIMINATION OF THE SENIOR EXECUTIVE SERVICE RETIREMENT PLAN AND TRANSFER OF PARTICIPANTS TO THE SUPPLEMENTAL RETIREMENT SYSTEM** (Tape 9)

(O) (NOTE: On January 8, 1996, the Board deferred the public hearing on the proposed amendment to the Code of the County of Fairfax, Chapter 3 (County Employees), Article 8, regarding the elimination of the Senior Executive Service Retirement Plan and transfer of participants to the Supplemental Retirement System until January 22, 1996.)

*A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of December 22 and December 29, 1995.*

*Following the public hearing, which included testimony by two speakers, Supervisor Frey moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 3 (County Employees), Article 8, to eliminate the Senior Executive Retirement Plan and transfer the participants in that Plan into the Supplemental Retirement System, effective January 1, 1996 at 12:01 a.m. This*

*motion was seconded by Supervisor Hyland and carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."*

77. **3:30 P.M. - PH ON REZONING APPLICATION RZ 95-P-022 (H. ANDREW AMAN AND STEVEN R. ROSS) (PROVIDENCE DISTRICT)**  
(Tape 9)

*Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 95-P-022 until February 26, 1996 at 4:00 p.m. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.*

78. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-D-093-10 (WORLDGATE ASSOCIATES, LIMITED PARTNERSHIP) (DRANESVILLE DISTRICT)** (Tape 9)

*Supervisor Mendelsohn moved to defer the public hearing on Proffered Condition Amendment Application PCA 86-D-093-10 until February 12, 1996 at 5:30 p.m. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.*

79. **3:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 74-2-113-2 AND SPECIAL EXCEPTION APPLICATION SE 93-H-060 (MOBIL OIL CORPORATION) (HUNTER MILL DISTRICT)** (Tape 9)

*Ms. Marie B. Travesky reaffirmed the validity of the affidavit for the record.*

*Ms. Travesky had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and she proceeded to present her case.*

Following the public hearing, Denise James, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Dix moved:

- Approval of Proffered Condition Amendment Application PCA 74-2-113-2 subject to the execution of the proffers dated November 1, 1995; and
- Approval of Special Exception Application SE 93-H-060 subject to revised development conditions dated January 5, 1996.

This motion was seconded by Supervisor Hyland and carried by unanimous vote.

#### **ADDITIONAL BOARD MATTER**

80. **WELCOME TO MARK NOVAK FROM BOY SCOUT TROOP 980**  
(Tape 9)

Supervisor Bulova recognized the presence of Mark Novak, from Boy Scout Troop 980, and warmly welcomed him and his father to the Board Meeting.

81. **3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 93-P-010 (CHERNER LINCOLN MERCURY, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 9)

Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Mary Ann Godfrey, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission

*recommendations.*

*Supervisor Connolly moved:*

- *Approval of Special Exception Amendment Application SEA 93-P-010 subject to the revised development conditions dated January 18, 1996;*
- Waiver of the open space and interior parking lot landscaping and modification of the peripheral parking lot landscaping subject to those development conditions; and
- That the Board direct the Director of the Department of Environmental Management (DEM) to modify the tree cover requirements pursuant to paragraph two of Section 13-304 of the Zoning Ordinance.

This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Dix being out of the room.

82. **3:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 80-M-140 (EXXON CORPORATION) (MASON DISTRICT)** (Tape 9)

Supervisor Gross moved to defer the public hearing on Special Exception Application SEA 80-M-140 until **February 26, 1996 at 4:00 p.m.** This motion was seconded by Supervisor Mendelsohn and carried by a vote of nine, Supervisor Dix being out of the room.

83. **4:00 P.M. - PH ON REZONING APPLICATION RZ 95-P-039 AND SPECIAL EXCEPTION APPLICATION SE 95-P-049 (GREENSTAR II, LIMITED PARTNERSHIP) (PROVIDENCE DISTRICT)** (Tape 9)

Supervisor Connolly moved to defer the public hearing on Rezoning Application RZ 95-P-039 and Special Exception Application SE 95-P-049 until **May 13, 1996 at 3:30 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Dix being out of the room.



84. **4:00 P.M. - PH ON REZONING APPLICATION RZ 95-Y-016 AND SPECIAL EXCEPTION APPLICATION SE 95-Y-024 (CHANTILLY 50-28 ASSOCIATES, LIMITED PARTNERSHIP) (SULLY DISTRICT)** (Tape 9)

Supervisor Frey moved to defer the public hearing on Rezoning Application RZ 95-Y-016 and Special Exception Application SE 95-Y-024 until **February 12, 1996 at 5:30 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of nine, Supervisor Dix being out of the room.

85. **4:00 P.M. - PH ON DEVELOPMENT PLAN AMENDMENT APPLICATION DPA 77-C-076-2 (RESTON LAND CORPORATION) (HUNTER MILL DISTRICT)** (Tape 9)

Supervisor Dix moved to defer the public hearing on Development Plan Amendment Application DPA 77-C-076-2 until **February 12, 1996 at 4:30 p.m.** This motion, the second to which was inaudible, carried by unanimous vote.

86. **4:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-P-054 (AMOCO OIL COMPANY) (PROVIDENCE DISTRICT)** (Tape 9)

*Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.*

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

*Following the public hearing, which included testimony by one speaker, Julie Schilling, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.*

*Supervisor Connolly moved:*

- *Approval of Special Exception Application SE 95-P-054 subject to the revised development conditions dated November 29, 1995;*

- *Approval of a reduction in the required number of stacking spaces from 10 to eight in accordance with paragraph 20 of Section 11-102 of the Zoning Ordinance;*
  
- *Waiver of the barrier requirements along the western property boundary in accordance with paragraph two of Section 13-304 of the Zoning Ordinance; and*

- Modification of the additional standards for auto-oriented uses, car wash, drive-in banks, fast food restaurants, quick service food stores and service stations in accordance with paragraph 5A of Section 9-505 of the Zoning Ordinance.

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Dix and Supervisor Mendelsohn being out of the room.

87. 4:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 89-C-047 (JEM II, L.L.C.) (SULLY DISTRICT)  
(Tape 9)

Ms. Lynne J. Strobel reaffirmed the validity of the affidavit for the record.

Ms. Strobel had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, Julie Schilling, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Frey moved approval of Special Exception Amendment Application SEA 89-C-047 subject to the revised development conditions dated November 8, 1995. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Mendelsohn being out of the room.

88. 4:00 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 86-P-104 (GE CAPITAL SPACENET SERVICES, INCORPORATED) (PROVIDENCE DISTRICT) (Tape 9)

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

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

Following the public hearing, Mary Ann Godfrey, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly disclosed that Mr. James Webster Dyke, Jr. is a member of the Connolly for Supervisor Finance Committee and also is an attorney with McGuire, Woods, Battle and Booth.

Chairman Hanley disclosed that Mr. James Webster Dyke, Jr. is a member of the Hanley for Chairman Finance Committee and also is an attorney with McGuire, Woods, Battle and Booth.

Supervisor Gross stated that Mr. James Webster Dyke, Jr. also served on her bipartisan committee although there was not a contribution.

Supervisor Connolly moved:

- Approval of Special Exception Amendment Application SEA 86-P-104 subject to the revised development conditions dated January 18, 1996; and
- Waiver of the barrier requirements.

This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Frey and Supervisor Mendelsohn being out of the room.

89. **4:00 P.M. - PH ON PROPOSED OUT-OF-TURN PLAN AMENDMENT APPLICATION S95-IV-LP1 FOR SUB-UNIT B1-A OF THE LORTON-SOUTH ROUTE 1 COMMUNITY PLANNING SECTOR (MOUNT VERNON DISTRICT)**  
(Tape 9)

Supervisor Hyland moved to defer the public hearing on proposed Out-Of-Turn Plan Amendment Application S95-IV-LP1 until **February 12, 1996 at 5:00 p.m.** This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Dix and Supervisor Mendelsohn being out of the room.

**AM:am**

90. **4:30 P.M. - PH ON THE ABANDONMENT OF A PORTION OF CEDAR STREET (PROVIDENCE DISTRICT)** (Tape 10)

- (O) A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of

January 5 and 12, 1996.

Following the public hearing, *which included testimony by one speaker*, Supervisor Connolly moved adoption of the Order of Abandonment abandoning a portion of Cedar Street. This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE," Supervisor Frey being out of the room.

91. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-L-058 (THE SHELL OIL COMPANY) (LEE DISTRICT)** (Tape 10)

Mr. Thomas Smith reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Kauffman moved:

- Approval of Special Exception Application SE 95-L-058 subject to the development conditions dated November 30, 1995;
- Modification of the transitional screening requirements on the northern property line, in favor of the conditions depicted on the Special Exception Plat, and subject to the proposed development conditions in Appendix One as amended; and
- Waiver of the service drive requirements where the subject property meets Franconia Road.

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Frey and Supervisor Mendelsohn being out of the room.

92. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-P-047 (RAYMOND NAEWON LEE) (PROVIDENCE DISTRICT)** (Tape 10)

Mr. Donald Smith reaffirmed the validity of the affidavit for the

record.

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

Following the public hearing, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved:

- Approval of Special Exception Application SE 95-P-047 subject to the development conditions dated November 29, 1995;
- Waiver of the transitional screening requirements on the southern property boundary, pursuant to Paragraph Two of Section 13-304 of the Zoning Ordinance; and
- Modification of interior and peripheral parking lot landscaping requirements, in favor of the existing conditions as depicted on the Special Exception Plat.

This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

93. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-P-028 (RIGHT WAY, INCORPORATED) (PROVIDENCE DISTRICT)** (Tape 10)

Mr. Gregory Budnik reaffirmed the validity of the affidavit for the record.

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



Following the public hearing, Mary Ann Godfrey, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved:

- Approval of Special Exception Application SE 95-P-028 subject to the development conditions dated December 1, 1995; and
- Waiver of the peripheral parking lot landscaping along the north.

This motion was seconded by Supervisor Hyland and carried by a vote of nine, Supervisor McConnell being out of the room.

94. **4:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 93-V-030 (DBS GENERAL PARTNERSHIP) (MOUNT VERNON DISTRICT)** (Tape 10)

Mr. Benjamin F. Thompkins reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Regina Murray, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Hyland moved:

- Approval of Special Exception Application SE 93-V-030 subject to the development conditions dated November 2, 1995; and
- Waiver of the interior and peripheral parking lot landscaping requirements in lieu of those shown on the revised Site Plan.

This motion was seconded by Supervisor Dix and carried by a vote of nine, Supervisor McConnell being out of the room.

95. **4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 87-D-084 (STANLEY MARTIN COMPANIES, INCORPORATION) (DRANESVILLE DISTRICT)** (Tape 10)

Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Denise James, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Mendelsohn moved approval of Special Exception Amendment Application SEA 87-D-084 subject to the development

*conditions dated January 5, 1996, with modification to Development Conditions Four and Five to read as follows:*

- *"In lieu of the above, the applicant may submit a revised noise study to the Department of Environmental Management (DEM) which demonstrates to the satisfaction of DEM that alternative noise mitigation measures may be provided to meet the above noise standards."*

*This motion was seconded by Supervisor Connolly and carried by a vote of nine, Supervisor McConnell being out of the room.*

96. **4:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 87-L-012 (AMOCO OIL COMPANY) (LEE DISTRICT)** (Tape 10)

Mr. Robert A. Lawrence reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, Peter Braham, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Kauffman moved approval of:

- Special Exception Amendment Application SEA 87-L-012 subject to the development conditions dated November 14, 1995; and
- The service drive amendment.

This motion was seconded by Supervisor Hyland and carried by a vote of eight, Supervisor Frey and Supervisor McConnell being out of the room.

97. **5:00 P.M. - PH ON REZONING APPLICATION RZ 95-D-040 (THE MOST REVEREND JOHN R. KEATING, BISHOP OF THE CATHOLIC DIOCESE OF ARLINGTON, VIRGINIA) (DRANESVILLE DISTRICT)** (Tape 10)

(NOTE: On January 8, 1996, the Board deferred the public hearing on Rezoning Application RZ 95-D-040 until January 22, 1996.)

Ms. Lynne J. Strobel reaffirmed the validity of the affidavit for the record.

*Ms. Strobel had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and she proceeded to present her case.*

*Following the public hearing, which included testimony by one speaker, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.*

*Following discussion, Supervisor Mendelsohn moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-D-040 be amended from the R-1 District to the R-2 District subject to the proffers dated December 21, 1995. This motion was seconded by Supervisor Dix and carried by unanimous vote.*

*Supervisor Mendelsohn moved modification of the transitional screening and barrier requirements along the interior of the southern, eastern, northern and western, boundaries of Lot Five in favor of the existing conditions as represented on the Rezoning/Special Permit RZ/SP Plat, pursuant to paragraph three of Section 13-304 of the Zoning Ordinance. This motion was seconded by Supervisor Dix and carried by unanimous vote.*

98. **C-1 - APPEAL BY PULTE HOME CORPORATION OF SALES PRICES ESTABLISHED BY THE COUNTY EXECUTIVE FOR 10 AFFORDABLE DWELLING UNITS TO BE PROVIDED IN SECTIONS ONE AND TWO OF THE SYCAMORES AT VAN DORN (LEE DISTRICT)** (Tape 10)

(NOTE: Earlier in the meeting, action was taken to defer this item. See Clerk's Summary Item CL#16.)

The Board next considered an Item contained in the Memorandum to the Board dated January 22, 1996 regarding an application submitted on behalf of Pulte Home Corporation appealing the sales prices established by the County Executive for 10 Affordable Dwelling Units (ADUs) to be provided in Sections One and Two of the Sycamores at Van Dorn.

Following discussion, with input from Jack Clark, Senior Development Officer, Development Division, Department of Housing and Community Development (HCD), Supervisor Kauffman moved that the Board confirm the sales price established by the County Executive for 10 affordable dwelling units (ADUs) to be provided in Section One and Two of Sycamores at Van Dorn. This motion was seconded by Supervisor Bulova and **CARRIED** by a recorded vote of six, Supervisor Dix, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "NAY."

Supervisor Kauffman asked unanimous consent that the Board direct the Task Force being set up to review the Affordable Dwelling Unit Ordinance (ADU) to also review the cost of voluntary proffer improvements in determining the sales price of ADUs. Without objection, it was so ordered.

99. **5:00 P.M. - PH ON REZONING APPLICATION RZ 93-B-042 (CSC PROPERTIES, INCORPORATED) (BRADDOCK DISTRICT)** (Tapes 10-11)

(NOTE: On January 8, 1996, the Board deferred the public hearing

*on Rezoning Application RZ 93-B-042 until January 22, 1996.)*

*Mr. H. Kendrick Sanders reaffirmed the validity of the affidavit for the record.*

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

Following the public hearing, Leslie Johnson, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Bulova moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 93-B-042 be amended from the R-1 District to the R-3 District subject to the proffers dated December 28, 1995. This motion was seconded by Supervisor Connolly and carried by a vote of nine, Chairman Hanley being out of the room.

100. **5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-P-041 (HECHINGER COMPANY) (PROVIDENCE DISTRICT)** (Tape 11)

(NOTE: On January 8, 1996, the Board deferred the public hearing on Special Exception Application SE 95-P-041 until January 22, 1996.)

Ms. Alisa Cowen reaffirmed the validity of the affidavit for the record.

Ms. Cowen had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, Regina Murray, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved approval of Special Exception Application SE 95-P-041 subject to the development conditions dated October 5, 1995. This motion was seconded by Supervisor Dix and carried



by a vote of eight, Supervisor Frey and Chairman Hanley being out of the room.

101. **5:00 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 94-D-068 (AMERICAN PCS, LIMITED PARTNERSHIP) (DRANESVILLE DISTRICT)**  
(Tapes 11-12)

(NOTE: On January 8, 1996, the Board deferred the public hearing on Special Exception Application SE 94-D-068 until January 22, 1996.)

Mr. James Michael reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, which included testimony by nine speakers, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Mendelsohn moved denial of Special Exception Application SE 94-D-068 noting that the proposed monopole would adversely impact neighboring properties due to its height, bulk, and mass and would not be screened by adjoining property trees; therefore, it would not be harmonious with existing development. This motion, the second to which was inaudible, carried by a vote of nine, Supervisor McConnell being out of the room.

102. **5:00 P.M. - PH ON REZONING APPLICATION RZ 95-B-019 (WEST PROPERTIES, L.C.) (BRADDOCK DISTRICT)** (Tape 12)

(NOTE: On January 8, 1996, the Board deferred the public hearing

on Rezoning Application RZ 95-B-019 until January 22, 1996.)

Ms. Elizabeth D. Baker reaffirmed the validity of the affidavit for the record.

Ms. Baker had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, Lorrie Kirst, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Bulova disclosed the following campaign contribution which she had received:

- In the amount of \$200 from Mr. John Marshall in 1995.

Supervisor Bulova moved that the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-B-019 be amended from the R-1 District to the R-3 District subject to the proffers dated November 22, 1995. This motion was seconded by Supervisor Frey and carried by a vote of seven, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

103. **5:00 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATIONS PCA 87-C-060-5 (BATMAN/MCNAIR ASSOCIATES, LIMITED PARTNERSHIP), PCA 88-C-039-6, PCA 88-C-091-6 (VILLAGE CENTER AT DULLES ASSOCIATES LIMITED PARTNERSHIP), SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 89-C-027-6, REZONING APPLICATION RZ 95-H-049 AND SPECIAL EXCEPTION APPLICATION SE 95-H-066 (MOBIL OIL CORPORATION) (HUNTER MILL DISTRICT)** (Tape 12)

*(NOTE: On January 8, 1996, the Board deferred the public hearing on Proffered Condition Amendment Applications PCA 87-C-060-5, PCA 88-C-039-6, PCA 88-C-091-6, Special Exception Amendment Application SEA 89-C-027-6, Rezoning Application RZ 95-H-049 and Special Exception Application SE 95-H-066 until January 22, 1996.)*

Mr. Martin D. Walsh and Ms. Marie B. Travesky reaffirmed the validity of the affidavits for the record.

Mr. Walsh and Ms. Travesky had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and they proceeded to present their cases.

Supervisor Dix disclosed the following campaign contribution which he had received:

- In excess of \$200 from Mr. Bahman Batmanghelidj.

Supervisor McConnell disclosed the following campaign contributions which she had received:

- In excess of \$200 from Mr. Bahman Batmanghelidj;
- In excess of \$200 from Mr. James Ballard;
- In excess of \$200 from Mr. Paul Johnson; and
- In excess of \$200 from Mr. Alexander Vahabzadeh.

Supervisor Hyland disclosed the following campaign contribution which he had received:

- In excess of \$200 from Mr. Bahman Batmanghelidj.

Following the public hearing, which included testimony by one speaker, Denise James, Senior Staff Coordinator, Zoning Evaluation

*Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.*

*Supervisor Dix moved approval of Proffered Condition Amendment Application PCA 87-C-060-5 subject to the executed proffers dated December 13, 1995. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.*

*Supervisor Dix moved reaffirmation of the previously approved waivers and modifications of the screening and barrier requirements within the land bays internal to McNair Farms. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.*

*Supervisor Dix moved approval of Proffered Condition Amendment Application PCA 88-C-091-6 subject to the executed proffers dated October 25, 1995. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.*

*Supervisor Dix moved approval of Proffered Condition Amendment Application PCA 88-C-039-6 subject to the executed proffers dated October 25, 1995. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.*

*Supervisor Dix moved approval of Special Exception Amendment Application SEA 89-C-027-6 subject to the development conditions dated November 29, 1995. This motion was seconded by Supervisor Gross and carried by a vote of six,*

*Supervisor Bulova, Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.*

*Supervisor Dix moved:*

- *That the Zoning Ordinance as it applies to the property which is the subject of Rezoning Application RZ 95-H-049 be amended from the PDH-16 District to the C-6 District subject to the revised proffers dated January 19, 1996; and*
- *Waiver of the barrier requirement and modification of the screening requirement adjacent to Land Bay One to the east and Land Bay Eight to the south.*

*This motion was seconded by Supervisor Kauffman and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.*

*Supervisor Dix moved approval of Special Exception Application SE 95-H-066 subject to the development conditions dated January 22, 1996. This motion was seconded by Vice-Chairman Hyland and carried by a vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Mendelsohn, and Chairman Hanley being out of the room.*

104. **5:00 P.M. - PH TO CONSIDER REQUESTS BY E-TRON SYSTEMS, INCORPORATED, KENT GARDENS RECREATION CLUB, INCORPORATED, WESLEY AGAPE HOUSE, INCORPORATED, AND PATHWAY VISIONS, INCORPORATED FOR EXEMPTION FROM THE PROPERTY TAX (COUNTYWIDE REVENUE IMPACT)** (Tape 12)

- (Rs) (NOTE: On January 8, 1996, the Board deferred the public hearing to consider requests by E-Tron Systems Incorporated, Kent Gardens Recreation Club, Incorporated, and Wesley Agape House, Incorporated, for exemption from the property tax until January 22, 1996.)

*A Certificate of Publication was filed from the Editor of the Fairfax Journal showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of December 29, 1995 and January 12, 1996.*

Following the public hearing, which included testimony by one speaker, Supervisor Dix moved adoption of the Resolution approving the request from E-Tron Systems, Incorporated, Kent Gardens Recreation Club, Incorporated, Agape House, Incorporated, and Pathway Visions, Incorporated, for special State legislation that would confer exemption from Fairfax County property taxes. This motion was seconded by Supervisor Bulova and carried by a vote of eight, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, and Supervisor Mendelsohn voting "AYE," Supervisor McConnell and Chairman Hanley being out of the room.

**CM:cm**105. **ORDERS OF THE DAY** (Tape 13)

Supervisor Mendelsohn asked unanimous consent that the Board change the Orders of the Day to proceed next with the public hearing on Agricultural and Forestal District Application AF 93-D-002. Without objection, it was so ordered.

106. **5:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICT) AGRICULTURAL AND FORESTAL DISTRICT APPLICATION AF 93-D-002 (GEORGE E. AND JOANNE B. SCHREINER) (DRANESVILLE DISTRICT)** (Tape 13)

## (O) (NOTE: On January 8, 1996 the Board deferred the public hearing on Agricultural and Forestal District Application AF 93-D-002 until January 22, 1996.)

A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of December 22 and December 29, 1995.

Following the public hearing, Supervisor Mendelsohn moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 115, Appendix F-19 (Local Agricultural and Forestal Districts), Appendix 19, to establish the Schreiner Agricultural and Forestal District subject to the revised Ordinance provisions in Appendix One of the staff report. This motion was seconded by Supervisor Bulova and carried by a vote of six: Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Gross, Supervisor Mendelsohn, and Vice-Chairman Hyland voting "AYE," Supervisor Frey, Supervisor Kauffman, Supervisor McConnell, and Chairman Hanley being out of the room.

**ADDITIONAL BOARD MATTER**107. **DEPARTURE OF HUNTER MILL DISTRICT SUPERVISOR ROBERT DIX** (Tape 13)

Supervisor Dix announced that he would be leaving the meeting to participate in a swearing in ceremony for a new member of the Vienna Town Council but that he would



return.

108. **5:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-B-061 (AMERICAN PCS, LIMITED PARTNERSHIP) (BRADDOCK DISTRICT)**  
(Tapes 13-14)

(NOTE: On January 8, 1996, the Board deferred the public hearing on Special Exception Application SE 95-B-061 until January 22, 1996.)

Mr. James Michael reaffirmed the validity of the affidavit for the record.

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

Following the public hearing, which included testimony by 23 speakers, Peter Braham, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Bulova moved:

- Approval of Special Exception Application SE 95-B-061 subject to the development conditions dated December 6, 1995 with the following modification to Development Condition Number Four:
  - Revise the last sentence to read “enclosed by an eight foot tall chain link fence with wood siding and shall be planted on three sides with evergreen trees;”
- Waiver of the interior parking lot landscaping pursuant to the provisions of paragraph six of Section 13-201 of the Zoning Ordinance; and
- Modification of the transitional screening yard and barrier requirements along the western boundary in favor of the existing circumstances pursuant to the provisions of Section 13-304 of the Zoning Ordinance.

This motion was seconded by Supervisor McConnell and carried by a vote of nine, Chairman Hanley being out of the room.

109. **5:30 P.M. - PH ON SPECIAL EXCEPTION AMENDMENT APPLICATION SEA 85-P-041 (MOBIL OIL CORPORATION) (PROVIDENCE DISTRICT)**  
(Tape 14)

(NOTE: On January 8, 1996, the Board deferred the public hearing on Special Exception Amendment Application SEA 85-P-041 until January 22, 1996.)

Ms. Marie Travesky reaffirmed the validity of the affidavit for the record.

Ms. Travesky had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, Supervisor Connolly moved to waive the reading of the staff and Planning Commission recommendations. This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Bulova, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

Supervisor Connolly moved:

- Approval of Special Exception Amendment Application SEA 85-P-041 subject to the development conditions dated October 12, 1995 with the last date on Condition Number Three changed from August 14, 1995 to August 15, 1995 and with the following condition added:
  - “The site shall be maintained and managed in such a way that there is no accumulation of trash or litter other than in appropriate containers. All trash and litter not in containers shall be cleaned up on a twice daily basis.”

This motion was seconded by Supervisor McConnell and carried by a vote of six, Supervisor Bulova, Supervisor Kauffman, Supervisor Mendelsohn, and Chairman Hanley being out of the room.

110. **5:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 112 (ZONING ORDINANCE) REGARDING GROUP EIGHT SPECIAL PERMIT USES OF TEMPORARY MOBILE AND LAND BASED TELECOMMUNICATION TESTING FACILITIES** (Tapes 14-15)

(NOTE: On January 8, 1996, the Board deferred the public hearing on a proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance) regarding Group Eight Special Permit Uses of Temporary Mobile and Land-Based Telecommunication Testing Facilities until January 22, 1996)

A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of December 22 and 29, 1995.

Following the public hearing, which included testimony by seven speakers, Chairman Hanley relinquished the Chair to Vice-Chairman Hyland and moved adoption of the proposed amendment to the Code of the County of Fairfax, Chapter 112 (Zoning Ordinance)

to approve Alternative Two with revisions as contained in the Memorandum to the Board dated January 22, 1996, as amended by the Planning Commission, with the exception to direct staff to advertise the amendment to allow by-right temporary testing of under 12 hours. This motion was seconded by Supervisor Bulova.

Following discussion, Supervisor Frey moved a substitute motion to:

- Defer action; and
- Refer the issue to the Telecommunications Land Use Regulations (“Monopoles”) Task Force.

This motion was seconded by Supervisor Dix and **CARRIED** by a recorded vote of six, Supervisor Bulova, Supervisor Connolly, Supervisor Hyland, and Chairman Hanley voting “NAY.”

The question was then called on the main motion, as substituted, which **CARRIED** by a recorded vote of eight, Supervisor Bulova and Supervisor Hyland voting “NAY.”

111. **5:30 P.M. - PH ON PROFFERED CONDITION AMENDMENT APPLICATION PCA 86-L-073-2 (HUNTER TRACT ASSOCIATES, LIMITED PARTNERSHIP) (LEE DISTRICT)** (Tape 15)

(NOTE: On January 8, 1996, the Board deferred the public hearing on Proffered Condition Amendment Application PCA 86-L-073-2 until January 22, 1996.)

*Ms. Susan Yantis reaffirmed the validity of the affidavit for the record.*

*Ms. Yantis had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and she proceeded to present her case.*

*Following the public hearing, Peter Braham, Senior Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.*

Supervisor Kauffman moved:

- Approval of Proffered Condition Amendment Application PCA 86-L-073-2 subject to the executed proffers dated December 13, 1995; the

Planning Commission having previously approved Final Development Plan Amendment FDPA 86-L-073-2 on December 13, 1995;

- Reaffirmation of the previously approved barrier and transitional screening yard requirements of Section Three of Island Creek; and
- Modification of the 600-foot limitation on the length of private streets.

This motion was seconded by Supervisor Connolly and carried by a vote of seven, Supervisor Dix, Supervisor McConnell, and Supervisor Mendelsohn being out of the room.

112. **5:30 P.M. - PH ON SPECIAL EXCEPTION APPLICATION SE 95-P-050 (CITY OF FALLS CHURCH) (PROVIDENCE DISTRICT)** (Tape 15)

(NOTE: On January 8, 1996, the Board deferred the public hearing on Special Exception Application SE 95-P-050 until January 22, 1996.)

Ms. Eileen Carrol reaffirmed the validity of the affidavit for the record.

Ms. Carrol had filed the necessary notices showing that at least 25 adjacent and/or interested persons had been notified of the date and hour of this public hearing and she proceeded to present her case.

Following the public hearing, Phyllis Wilson, Staff Coordinator, Zoning Evaluation Division, Office of Comprehensive Planning, presented the staff and Planning Commission recommendations.

Supervisor Connolly moved approval of Special Exception Application SE 95-P-050 subject to the development conditions dated November 2, 1995. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Kauffman, Supervisor Mendelsohn, and Supervisor McConnell being out of the room.

Supervisor Connolly moved modification of the transitional screening and barrier requirements for the north, south, east and west property boundaries, subject to the proposed development conditions noted on the Plat. This motion was seconded by Supervisor Hyland and carried by a vote of seven, Supervisor Kauffman, Supervisor Mendelsohn, and Supervisor McConnell being out of the room.

113. **5:30 P.M. - PH ON PROPOSED AMENDMENT TO THE CODE OF THE COUNTY OF FAIRFAX, CHAPTER 115 (LOCAL AGRICULTURAL AND FORESTAL DISTRICT) AGRICULTURAL AND FORESTAL DISTRICT APPLICATION AF 93-D-002 (GEORGE E. AND JOANNE B. SCHREINER) (DRANESVILLE DISTRICT)** (No Tape )

[NOTE: Earlier in the meeting, the public hearing to amend the Code of the County of

Fairfax, Chapter 115, Appendix F-19 (Local Agricultural and Forestal Districts), Appendix 19, to establish the Schreiner Agricultural and Forestal District was held. See Clerk's Summary Item CL#106.]

114. **6:30 P.M. - PH ON ON THE COUNTY AND SCHOOLS' FISCAL YEAR (FY) 1996 MIDYEAR REVIEW TO AMEND THE APPROPRIATION LEVEL IN THE FY 1996 REVISED BUDGET PLAN** (Tapes 15-16)

(SARs)

(FPRs)

[NOTE: On January 8, 1996, the Board deferred the public hearing on the County and Schools' Fiscal Year (FY) 1996 Midyear Review to amend the appropriation level in the FY 1996 Revised Budget Plan until January 22, 1996.]

A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of December 22, 1995 and January 10, 1996.

James P. McDonald, Deputy County Executive for Management and Budget, briefly presented the Fiscal Year (FY) 1996 Midyear Review.

Following the public hearing, which included testimony by two speakers, and ensuing discussion which included input from William J. Leidinger, County Executive, and Edward L. Long, Jr., Director, Office of Management and Budget (OMB), Supervisor Bulova moved approval of Supplemental Appropriation Resolution (SAR) AS 96051 and amendment to the Fiscal Planning Resolution (FPR) AS 96902 which includes the revenue, expenditure, transfer and audit adjustments contained in the County and School's FY 1996 Midyear Review which results in a Combined General Fund Set Aside Reserve of \$10,650,135. This motion was seconded by Supervisor Hyland.

Supervisor Hyland moved to amend the motion to set aside a \$200,000 loan to the National Park Services for the renovation of the Belle Haven Marina with details of a repayment plan to be presented to Board Members for approval prior to disbursement of funds at a later date. This motion was seconded by Supervisor Kauffman.

Following discussion, the question was called on the amendment to the motion, which **CARRIED** by a recorded vote of seven, Supervisor Dix, Supervisor Frey, and Supervisor Mendelsohn voting "NAY."

Supervisor Dix called the Board's attention to page 11 of Attachment C as contained in the Memorandum to the Board dated January 22, 1996 regarding the conversion of 14 contract positions to merit, regular status positions in Agency 66, Office for Children, and moved to amend the main motion to refer this item to the Personnel Subcommittee for review and recommendation. This motion was seconded by Supervisor Frey.

Following discussion, with input from Mr. Leidinger and Mr. Long, the question was called on the amendment to the motion which carried by unanimous vote.

Supervisor Dix moved to amend the motion to set aside a one-time contribution in the amount of \$30,000 to the Women's Center for investment and technology to expand the ability of the center to provide services for the clients they serve. This motion was seconded by Supervisor Hyland and **FAILED** by a recorded vote of five, Supervisor Dix,

Supervisor Gross, Supervisor Hyland, Supervisor McConnell, and Chairman Hanley voting "AYE."

Following further discussion with input from Mr. Long, the question was called on the main motion, as amended, which carried by unanimous vote, Supervisor Bulova, Supervisor Connolly, Supervisor Dix, Supervisor Frey, Supervisor Gross, Supervisor Hyland, Supervisor Kauffman, Supervisor McConnell, Supervisor Mendelsohn, and Chairman Hanley voting "AYE."

Supervisor Bulova moved appropriation of Federal/State grant awards and adjustments reflected in Attachment IV of the Memorandum to the Board, resulting in a net increase of \$2,710,498 in appropriations to Subfund 107, Federal/State Grant Fund. This motion was seconded by Supervisor Kauffman and carried by unanimous vote.

Supervisor Bulova moved approval of adjusting the Managed Reserve to maintain the reserve at two percent of total Combined General Fund disbursements based on the actions taken by the Board as part of the FY 1996 Midyear Review. This motion was seconded by Supervisor Connolly and carried by unanimous vote.

115. **7:00 P.M. - PH ON THE CONSOLIDATED PLAN - PROPOSED ONE YEAR ACTION PLAN FOR FISCAL YEAR (FY) 1997** (Tapes 16-17)

A Certificate of Publication was filed from the Editor of the *Fairfax Journal* showing that notice of said public hearing had been duly advertised in that Newspaper in the issues of January 5 and January 12, 1996.

Following the public hearing, which included testimony by seven speakers, Chairman Hanley announced that the Board would take action on this item on February 12, 1996.

**ADDITIONAL BOARD MATTER**

116. **MEETING WITH THE LOCAL JUDGES** (Tape 17)

Chairman Hanley announced that the Board has a meeting scheduled with the local judges in their dining room at 8:00 a.m. on Tuesday, January 23, 1996.

117. **BOARD ADJOURNMENT** (Tape 17)

At 11:25 p.m., the Board adjourned.